



Minutes

Name of meeting	GENERAL PURPOSES (APPEALS) SUB COMMITTEE
Date and time	WEDNESDAY, 1 JUNE 10.00 AM
Venue	COMMITTEE ROOM TWO, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllr Susan Scoccia, Cllr Jonathan Bacon, Cllr Margaret Webster
Officers Present	Marie Bartlett, Elaine Gutcher, Julie Martin
Apologies	None

5. **Declarations of Interest**

All members advised that they sit on board of Governors for schools but not the schools included in today's appeals.

6. **Exclusion of Public and Press**

RESOLVED:

THAT, under Section 100(A)(4) of the Local Government Act 1972, the public and press be excluded from the meeting for the following item of business, namely Agenda item number 3, on the grounds that there is likely to be disclosure of exempt information as defined in paragraphs 1 and 2 of Part 1 of Schedule 12A of the Act and in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

7. **Confidential reports of the Head of Schools and Learning**

The chairman welcomed those present and confirmed that the papers had been read by all members and then went on to explain the proceedings.

Consideration was given to appeals relating to school transport

(a) Hearing 68 (10/11)

The Sub Committee was informed that a written statement had been received from the appellant asking the hearing to be deferred to a different date so that he could be present.

RESOLVED:

THAT the item be deferred

(b) Hearing 66 (10/11)

The Sub Committee received representations from the Children's Services representative.

The appellant then outlined her case highlighting several points from the previously submitted documentation. Members of the Sub Committee asked questions of the appellant.

All parties withdrew whilst the Sub Committee adjourned to consider the appeal.

The Sub Committee then considered all the reasons given by the appellant in her written and oral submissions, decided that the appeal be refused.

RESOLVED:

THAT the appeal be refused

(c) Hearing 65 (10/11)

The appellant was unable to attend the hearing

The Sub Committee received representations from the Children's Services representative

Following the representations from the Children's Services representative, members of the Sub Committee asked various questions.

The Sub Committee asked the Principal Officer to contact the Early Years Regulation Officer with regard to pre school arrangements.

The representative from Children's Services then withdrew, while the Sub committee adjourned to consider the appeal

The Sub Committee considered all the reasons given in the written submission, decided that the appeal be refused.

Due to non attendance of the appellant the Sub Committee was only able to consider the evidence before them and could see no compelling evidence or reason to exercise their discretion to override the Isle of Wight Councils Transport Policy

It was noted that the appellant had exercised his parental choice for his child not to attend their priority school.

RESOLVED:

THAT the appeal be refused

(d) Hearing 67 (10/11)

The appellant was unable to attend the hearing

The Sub Committee received representations from the Children's Services representative

The Sub Committee asked if the appellant had sent in any additional information for them to consider

The Sub Committee were advised that although two letters and a phone call had been made there had been no additional information submitted

The Children's Services representative then withdrew, whilst the Sub Committee adjourned to consider the appeal.

The Sub Committee didn't feel there was sufficient information to consider the appeal fully and decided to defer the item to allow the appellant reasonable time to submit further information.

RESOLVED:

THAT the appeal be deferred

(e) Hearing 69 (10/11)

The appellant was unable to attend the hearing

The Sub Committee received representations from the Children's Services representative

Following the representations from Children's Services representative the Sub Committee asked questions

The Sub Committee adjourned for the Children's Services representative to find out information regarding some of the questions asked by the Sub Committee

The Children's Services representative returned with some of the answers to the Sub Committees questions

The Children's Services representative then withdrew, whilst the Sub Committee considered the appeal

The Sub Committee having considered all the reasons given by the appellant in her written submissions, decided that the appeal should be upheld.

It was noted that the appellant had exercised her parental choice for her child not to attend their priority school.

RESOLVED:

THAT the appeal be upheld to a point that the Local Authority contribute to the cost of travel

(f) Hearing 70 (10/11)

The Sub Committee received representations from Children's Services representative.

The appellant then outlined her case highlighting several points from the documentation previously submitted.

The Sub Committee then asked questions of both the appellant and the Children's Services representative.

All parties withdrew whilst the Sub Committee adjourned to consider the appeal.

The Sub Committee having considered all the reasons given by the appellant in her written and oral submissions decided that the appeal should be upheld due to exceptional circumstances.

It was noted that the Sub Committee fully supports an Independent Education Appeal if the appellant is unsuccessful in an application to get a place for her child at her priority school.

RESOLVED:

THAT the appeal be upheld.

CHAIRMAN