



# Minutes

Name of meeting	<b>GENERAL PURPOSES (APPEALS) SUB COMMITTEE</b>
Date and time	<b>WEDNESDAY, 11 JANUARY 2012 COMMENCING AT 9.30 AM</b>
Venue	<b>COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT</b>
Present	Cllr Arthur Taylor (Chair), Paul Fuller, David Williams
Officers Present	Sarah Linington, Simon Wiggins

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23. **[Election of Chairman for the day](#)**

Due to the absence of the Chairman, it was necessary to elect a Chairman for the day.

RESOLVED:

THAT Cllr Arthur Taylor be elected Chairman for the day.

24. **[Minutes](#)**

RESOLVED :

THAT the Minutes of the meeting held on [31 October 2011](#) be confirmed.

25. **[Declarations of Interest](#)**

Cllr Paul Fuller declared a personal interest in Minute 27 (e), as he was connected to Cowes Enterprise College in his role as the Local Member and he also knew one of the people who had written in support of the appellant.

Cllr David Williams declared a personal interest in Minute 27 (d), as he was a governor at Sandown Academy.

26. **[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 Minute item number 27, 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.

**27. Confidential reports of the Director of Schools and Learning**

The Chairman welcomed those present and introduced members of the Committee. He confirmed that all members had read the papers and outlined the procedure that was to be followed.

Consideration was given to appeals relating to school transport.

(a) Hearing 90 (11/12)

The appellant did not attend the hearing.

Prior to the commencement of the hearing, further information that had been submitted by the appellant following the distribution of the committee report was circulated to all parties.

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

The Children's Services representative then 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 submission, decided that the appeal should be refused.

Due to the 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 Council's Transport Policy.

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

RESOLVED :

THAT the appeal be refused.

(b) Hearing 91 (11/12)

The appellant did not attend the hearing.

Prior to the commencement of the hearing, further information that had been submitted by the appellant following the distribution of the committee report was circulated to all parties.

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

The Children's Services representative then 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 submission, decided that the appeal should be refused.

Due to the 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 Council's Transport Policy.

RESOLVED :

THAT the appeal be refused.

(c) Hearing 92 (11/12)

The appellant did not attend the hearing.

Prior to the commencement of the hearing, further information that had been submitted by the appellant following the distribution of the committee report was circulated to all parties.

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

The Children's Services representative then 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 submission, decided that the appeal should be refused.

Due to the 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 Council's Transport Policy.

RESOLVED:

THAT the appeal be refused.

(d) Hearing 93 (11/12)

The Sub Committee received representations from the Children's Services representative, and members of the Sub Committee asked questions.

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

During the appeal further issues were raised to those contained within the original report. The Sub Committee having considered all the reasons given by the appellant in his written and oral submissions, and taking into account the additional issues highlighted, decided that the appeal should be deferred to allow submission of further information to support the additional issues raised.

RESOLVED:

THAT the appeal be deferred.

(e) Hearing 94 (11/12)

The Sub Committee received representations from the Children's Services representative and had no further questions.

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

During the appeal further information was presented by the appellant, which the Sub Committee agreed was admissible and was subsequently circulated to all parties. The meeting briefly adjourned to consider this new evidence.

The meeting reconvened and following further representations from both the Children's Services representative and the appellant, 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 their oral and written submissions, decided that the appeal be upheld for the remainder of the 2011/12 academic year.

RESOLVED:

THAT the appeal be upheld for the remainder of the 2011/12 academic year only.

CHAIRMAN