



Minutes

Name of meeting	GENERAL PURPOSES (APPEALS) SUB COMMITTEE
Date and time	THURSDAY, 15 JANUARY 2009 COMMENCING AT 10.00 AM
Venue	COMMITTEE ROOM TWO, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Lady Sarah Pigot (Chairman), Ivan Bulwer, Jonathon Fitzgerald-Bond
Officers Present	John Brocklehurst, Elaine Gutcher, Simon Wiggins

34. Declarations of Interest

There were no declarations at this stage.

35. 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 number 36 on the grounds that there was 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.

36. Reports of the Director of Children's Services

The Chairman welcomed those present and introduced Members of the Committee. She 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 1

Prior to the meeting further evidence had been submitted which had been circulated to all parties.

Following representations from the appellant, the Children's Services representative had no questions. Members of the Sub Committee asked questions of the appellant.

Following representations from the Children's Services representative, the appellant had no questions. Members of the Sub Committee asked questions of the Children's Services representative.

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

The Sub Committee having considered all the reasons given by the appellant in their submissions and the evidence provided, including their son's medical condition, decided that the appeal should be upheld.

RESOLVED :

THAT the appeal be upheld

(b) Hearing 2

At the commencement of the hearing further evidence had been submitted by the appellant. Members of the Sub Committee adjourned to enable them to read that evidence.

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

Following representations from the Children's Services representative, the appellant had no questions. Members of the Sub Committee asked questions of the Children's Services representative.

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

The Sub Committee believed the hearing should be adjourned to enable the appellant to supply further information which the appellant had indicated was available.

RESOLVED :

THAT the hearing be adjourned to enable further information from the appellant to be supplied.

(c) Hearing 3

Prior to the meeting further evidence had been submitted which had been circulated to all parties.

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

Following representations from the Children's Services representative, the appellant had no questions. Members of the Sub Committee asked questions of the Children's Services representative.

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

The Sub Committee having considered all the reasons given by the appellant in their submissions, including the appellant's financial circumstances and their son's medical condition, decided that the appeal should be refused.

The Sub Committee 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 their parental choice to remove their child from the priority school.

RESOLVED :

THAT the appeal be refused.

CHAIRMAN