

APPEALS PANEL (CHILDREN'S SERVICES TRANSPORT)

WEDNESDAY 5TH DECEMBER, 2012

**AT 10.30AM
IN COMMITTEE ROOM 4
AT THE COUNCIL HOUSE
PRIORY ROAD
DUDLEY**

If you (or anyone you know) is attending the meeting and requires assistance to access the venue and/or its facilities, could you please contact Democratic Services in advance and we will do our best to help you

**HELEN SHEPHERD
ASSISTANT DEMOCRATIC SERVICES OFFICER
Internal Ext – 5271
External – 01384 815271
E-mail – helen.shepherd@dudley.gov.uk**

**You can view information about Dudley MBC on
www.dudley.gov.uk**

IMPORTANT NOTICE

MEETINGS IN DUDLEY COUNCIL HOUSE

Welcome to Dudley Council House

In the event of the alarm sounding, please leave the building by the nearest exit. There are Officers who will assist you in the event of this happening, please follow their instructions.

There is to be no smoking on the premises in line with national legislation. It is an offence to smoke in or on these premises.

Please turn off your mobile phones and mobile communication devices during the meeting.

Thank you for your co-operation.

Your ref:

Our ref:
HS/SG

Please ask for:
Miss Helen Shepherd

Telephone No.
01384 815271

22nd November, 2012


Dear Member

Appeals Panel (Children's Services Transport) – 5th December 2012

You are requested to attend a meeting of the Appeals Panel (Children's Services Transport) to be held on Wednesday 5th December, 2012 at 10.30 am in Committee Room 4 at the Council House, Priory Road to consider the business set out in the Agenda below.

The agenda and reports for this meeting can be viewed on the Council's internet site www.dudley.gov.uk and follow the links to Meetings and Decisions.

Yours sincerely



Director of Corporate Resources

A G E N D A

1. APOLOGIES FOR ABSENCE

To receive apologies for absence from the meeting.

2. APPOINTMENT OF SUBSTITUTE MEMBERS

To report the appointment of any substitutes for this meeting of the Appeals Panel.

3. DECLARATIONS OF INTEREST

To receive declarations of interest in accordance with the Members' Code of Conduct.

4. MINUTES

To approve as a correct record and sign the minutes of the meeting held on 13th January, 2012.

5. DATE OF NEXT MEETING

To note that the date and venue of the next meeting of the Appeals Panel will be:-

9 th January, 2013	Committee Room 4, The Council House, Priory Road, Dudley, West Midlands, DY1 1HF
-------------------------------	--

6 th February, 2013	Committee Room 4, The Council House, Priory Road, Dudley, West Midlands, DY1 1HF
--------------------------------	--

6 th March, 2013	Committee Room 4, The Council House, Priory Road, Dudley, West Midlands, DY1 1HF
-----------------------------	--

3 rd April, 2013	Committee Room 4, The Council House, Priory Road, Dudley, West Midlands, DY1 1HF
-----------------------------	--

1 st May, 2013	Committee Room 4, The Council House, Priory Road, Dudley, West Midlands, DY1 1HF
---------------------------	--

PRIVATE SESSION

In accordance with Part 1 of Schedule 12A to the Local Government Act 1972, the Proper Officer has determined that there will be no advance disclosure of the following reports because the public interest in disclosing the information set out in the following items is outweighed by the public interest in maintaining the exemption from disclosure.

6. RESOLUTION TO EXCLUDE THE PUBLIC

That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Local Government Act 1972 as indicated below:-

<u>Agenda Item No.</u>	<u>Description of Item</u>	<u>Relevant Paragraph of Part I of Schedule 12A</u>
----------------------------	----------------------------	---

7	Home to School/College Transport Appeal	1
---	--	---

7. HOME TO SCHOOL/COLLEGE TRANSPORT APPEALS (PAGES 1 - 30)

To consider a report of the Director of Corporate Resources.

Distribution

Councillors	Cotterill (Vice-Chair)	Miller	S Turner (Chair)
-------------	---------------------------	--------	---------------------

APPEALS PANEL (CHILDREN'S SERVICES TRANSPORT)

Friday 13th January, 2012 at 2.00 pm
in Committee Room 4 at The Council House, Priory Road, Dudley

PRESENT:-

Councillor Mrs Dunn (Chairman)
Councillor Miller (Vice-Chairman)
Councillor Crumpton

Officers

Dave Corbett, Acting Transport Manager (Directorate of Children's Services);
Steve Griffiths, Democratic Services Manager and Helen Shepherd, Assistant
Democratic Services Officer (Directorate of Corporate Resources)

21 **DECLARATIONS OF INTEREST**

No member made a Declaration of Interest in accordance with the Members' Code of Conduct.

22 **MINUTES**

RESOLVED

That, the minutes of the meeting of the Appeals Panel held on 2nd November, 2011, be approved as a correct record and signed.

23 **DATE OF NEXT MEETING**

It was noted that the next meeting of the Appeals Panel (Children's Services Transport) would be held on Tuesday 21st February, 2012.

24 **EXCLUSION OF THE PUBLIC**

RESOLVED

That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A to the Local Government Act 1972 as indicated below:-

Description of Items

Relevant Paragraph of Part 1 of
Schedule 12A

Home to School Transport
Appeals

1

25 HOME TO SCHOOL/COLLEGE TRANSPORT APPEAL - OC

The Appeals Panel considered an appeal relating to Home to School/College Transport.

The Applicant was in attendance at the meeting.

Following introductions, the Chairman outlined the procedure to be followed.

The Acting Transport Manager, Directorate of Children's Services, presented the report on behalf of the Council. Following the presentation, the provision of independent travel training to OC was discussed.

Following a discussion it was

RESOLVED

- (1) That the appeal submitted on behalf of OC be withdrawn.
- (2) That the Panel note that OC will undertake Independent Travel Training and that charges for transport will be waived by the Local Authority whilst this training is undertaken.
- (3) That the Director of Corporate Resources confirm the decision in writing.

26 HOME TO SCHOOL/COLLEGE TRANSPORT APPEAL - AM

The Appeals Panel considered an appeal relating to Home to School/College Transport.

The Applicant, together with an interpreter, was in attendance at the meeting.

Following introductions by the Chairman, the Democratic Services Manager outlined the procedure to be followed.

The Acting Transport Manager, Directorate of Children's Services, presented the report on behalf of the Local Authority.

Following the presentation, the Applicant confirmed that she fully understood the reasons for refusal, however she outlined the reasons why her child was attending and wanted to remain at his current School.

Members of the Appeals Panel then asked questions on the applicant's case.

Following discussions, the parties left the meeting at which point the Appeals Panel continued its deliberations in respect of the Home to School/College Transport appeal.

RESOLVED

- (1) That, following careful consideration of the written representations as circulated with the agenda papers and all the comments and submissions made at the meeting, the appeal for AM be refused for the reasons set out in the report of the Acting Director of Children's Services.
- (2) That the Director of Corporate Resources advise the applicant of the Panel's decision in writing.

27

COMMENTS OF THE CHAIRMAN

The Chairman referred to the absence of Tony Wells, Senior Transport Manager, all present sent best wishes and wished him a speedy recovery.

The meeting ended at 2.40 pm

CHAIRMAN