

**KIRKLEES COUNCIL**

**APPEALS PANEL – EDUCATION SCHOOL TRANSPORT**

**Tuesday 20 October 2015**

Present: Councillor Bolt (in the Chair)  
Councillors Dodd & Iredale

**1 Minutes of the Previous Meeting**

That the minutes of the Panel held on 15 September 2015 be approved as a correct record.

**2 Interests**

No interests were declared.

**3 Exclusion of the Public**

**RESOLVED** - That acting under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act, as specifically stated in the undermentioned Minute.

**4 School Transport Appeal (ARB)**

(Exempt information relating to the identity of an individual seeking financial assistance from the Authority. The public interest in maintaining the exemption, which would protect the rights of an individual under the Data Protection Act 1988, outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making)

The Panel considered the information in the report and information received from the Service and the appellant and:

**RESOLVED** – That the appeal be allowed.

**5. School Transport Appeal (LT)**

(Exempt information relating to the identity of an individual seeking financial assistance from the Authority. The public interest in maintaining the exemption, which would protect the rights of an individual under the Data Protection Act 1988, outweighs the public interest in disclosing the information and providing greater openness in the Council's decision making)

The Panel considered the information in the report and information received from the Service and:

**RESOLVED** – That the appeal be refused.

**Recommendation**

That Cabinet be recommended to incorporate within the current policy for Home to School Transport that

(a) All routes should be walked and measured using a trundle wheel before the appeal is brought to Panel.

(b) The Panel questioned the suitability of public rights of ways as routes to school due to the common surface conditions and the potential for pupils arriving at school in an unsuitable (muddy) condition. In view of this, the Panel suggested that the policy be revisited.