

Public Document Pack

Blackpool Council

19 August 2014

To: Councillors Mrs Callow JP, G Coleman, Galley, Ryan, Elmes and Matthews

The above members are requested to attend the:

APPEALS COMMITTEE

Monday, 1 September 2014 at 10.00 am
in Committee Room B, Town Hall, Blackpool FY1 1GB

A G E N D A

ADMISSION OF THE PUBLIC TO COMMITTEE MEETINGS

The Head of Democratic Governance has marked with an asterisk (*) those items where the Committee may need to consider whether the public should be excluded from the meeting as the items are likely to disclose exempt information.

The nature of the exempt information is shown in brackets after the item.

1 DECLARATIONS OF INTEREST

Members are asked to declare any interests in the items under consideration and in doing so state:

(1) the type of interest concerned; and

(2) the nature of the interest concerned

If any member requires advice on declarations of interests, they are advised to contact the Head of Democratic Governance in advance of the meeting.

2 MINUTES OF THE LAST MEETING HELD ON 21 JULY 2014

(Pages 1 - 2)

To agree the minutes of the last meeting held on 21st July 2014 as a true and correct record.

* **3 HOME TO SCHOOL TRANSPORT APPEALS**

(Pages 3 - 38)

To consider appeals against decisions made to refuse assistance with Home to School Transport.

The information contained in this item is not for publication by virtue of Paragraph 1 of Part 1 of Schedule 12 A of the Local Government Act 1972, as it contains personal information regarding appellants.

4 DATE OF NEXT MEETING

To note the date of the next meeting as Monday 22nd September 2014.

Venue information:

First floor meeting room (lift available), accessible toilets (ground floor), no-smoking building.

Other information:

For queries regarding this agenda please contact Bernadette Jarvis, Senior Democratic Services Adviser, Tel: (01253) 477157, e-mail bernadette.jarvis@blackpool.gov.uk

Copies of agendas and minutes of Council and committee meetings are available on the Council's website at www.blackpool.gov.uk.

Present:

Councillor G Coleman (in the Chair)

Councillors

Mrs Callow JP

Elmes

Galley

Ryan

In Attendance:

Carmel White, Assistant Head of Legal Services

Janet Roberts, Employee Relations Team Leader

Bernadette Jarvis, Senior Democratic Services Adviser

1 DECLARATIONS OF INTEREST

There were no declarations of interest on this occasion.

2 MINUTES OF THE MEETING HELD ON 7TH APRIL 2014

Resolved: That the minutes of the meeting held on 7th April 2014 be signed by the Chairman as a correct record.

3 MINUTES OF THE MEETING HELD ON 30TH JUNE 2014

Resolved: That the minutes of the meeting held on 30th June 2014 be signed by the Chairman as a correct record.

4 EXCLUSION OF THE PUBLIC

Resolved: That under Section 100 (A) of the Local Government Act 1972, the public be excluded from the meeting during consideration of the whole item, including the decisions referred to at Agenda item 4 on the grounds that it would involve the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Act.

5 APPEAL AGAINST DISMISSAL

The Committee considered a request for a review of the Council's decision to dismiss an employee.

The relevant Director and Employee Relations Adviser were in attendance at the meeting.

The appellant, accompanied by a relative, was in attendance at the meeting.

Mrs Roberts (Employee Relations Team Manager) and Mrs White (Assistant Head of Legal Services) were in attendance to advise the Committee on policy and procedure only and had taken no part in the original decision.

MINUTES OF APPEALS COMMITTEE MEETING - MONDAY, 21 JULY 2014

The Committee carefully considered all the facts put forward by both parties.

During consideration of the case, the Committee noted concerns raised by the appellant regarding the working practices at their place of work, although it did not agree that the issues undermined the employer's case.

Resolved:

1. To agree to the request from the appellant that she be supported by a relative at the meeting.
2. That the original decision to dismiss the employee on the grounds of gross misconduct be upheld on the grounds that the decision taken had been fair and reasonable.
3. To request officers to review the working practices within the place of work.

Background papers: Exempt

6 DATE OF NEXT MEETING - 11TH AUGUST 2014

Members noted the date of the next meeting as Monday 11th August 2014.

Chairman

(The meeting ended 12.03 pm)

Any queries regarding these minutes, please contact:
Bernadette Jarvis Senior Democratic Services Adviser
Tel: (01253) 477157
E-mail: bernadette.jarvis@blackpool.gov.uk

Report to:	APPEALS COMMITTEE
Relevant Officer:	John Blackledge, Assistant Chief Executive Human Resources and Organisational Development
Date of Meeting	1 st September 2014

HOME-TO-SCHOOL TRANSPORT APPEALS

1.0 Purpose of the report:

1.1 To consider appeals lodged in connection with the provision of assistance for home to school transport.

2.0 Recommendation(s):

2.1 The Committee will be asked to determine the appeals.

3.0 Reasons for recommendation(s):

3.1 Once an application for a review has been received the application and any relevant representation must be considered by the Appeals Committee.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

There are no alternative options as the review must be considered by the Appeals Committee.

4.0 Council Priority:

4.1 The relevant Council Priority is:

- Deliver quality services through a professional, well-rewarded and motivated workforce

5.0 Background Information

5.1 Two appeals have been lodged against the decision made by officers not to provide assistance for home to school transport. Copies of the appeal documents are attached at Appendix 3 (a).

5.2 Does the information submitted include any exempt information? Yes

5.3 List of Appendices:

Appendix 3(a): Details of Cases (Not for Publication).

6.0 Legal considerations:

6.1 The Head of Legal Services will be represented at the meeting to advise the Committee on policy and procedure only and will not have been involved with either of the decisions previously taken.

.0 Human Resources considerations:

7.1 None

8.0 Equalities considerations:

8.1 None

9.0 Financial considerations:

9.1 Details of the cost of providing transport assistance to the appellants will be provided at the meeting.

10.0 Risk management considerations:

10.1 None

11.0 Ethical considerations:

11.1 None

12.0 Internal/ External Consultation undertaken:

12.1 None

13.0 Background papers:

13.1 Exempt

This page is intentionally left blank

NOT FOR PUBLICATION

Document is Restricted

This page is intentionally left blank

NOT FOR PUBLICATION

Document is Restricted

This page is intentionally left blank

NOT FOR PUBLICATION

Document is Restricted

This page is intentionally left blank