

Admissions Committee

Tuesday 22 January 2019 at 2.00 pm

To be held at the Town Hall, Pinstone Street, Sheffield, S1 2HH

Membership

Councillors Chris Rosling-Josephs (Chair), Lisa Banes, Michelle Cook, Talib Hussain, Bob Pullin, Kaltum Rivers and Andrew Sangar

Substitute Members

To be appointed by the Chief Executive in consultation with the relevant Cabinet Portfolio Member or Opposition Spokesperson, as appropriate

PUBLIC ACCESS TO THE MEETING

The Admissions Committee carries out a statutory role, including the consideration of appeals regarding home to school transport and requests for primary and secondary school admissions.

As a lot of the work of this Committee deals with individual cases, some meetings may not be open to members of the public.

A copy of the agenda and reports is available on the Council's website at www.sheffield.gov.uk. You can also see the reports to be discussed at the meeting if you call at the First Point Reception, Town Hall, Pinstone Street entrance. The Reception is open between 9.00 am and 5.00 pm, Monday to Thursday and between 9.00 am and 4.45 pm. on Friday. You may not be allowed to see some reports because they contain confidential information. These items are usually marked * on the agenda.

If you would like to attend the meeting, please report to the First Point Reception desk at Town Hall, Pinstone Street, where you will be directed to the meeting room.

If you require any further information please contact John Turner on 0114 273 4122 or email john.turner@sheffield.gov.uk.

FACILITIES

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in meeting rooms.

Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

**ADMISSIONS COMMITTEE AGENDA
22 JANUARY 2019**

Order of Business

- 1. Welcome and Housekeeping Arrangements**
- 2. Apologies for Absence**
- 3. Exclusion of Public and Press**
To identify items where resolutions may be moved to exclude the press and public
- 4. Declarations of Interest**
Members to declare any interests they have in the business to be considered at the meeting
- 5. Minutes of Previous Meeting**
To approve the minutes of the meeting of the Committee held on 11th December, 2018
- 6. Action Taken Under Delegated Powers**
To note the decisions made by the Executive Director, Children, Young People and Families, acting under delegated authority, in consultation with the Chair of the Committee
- 7. Home to School Transport Appeals**
Report of the Executive Director, Children, Young People and Families
- 8. School Admission Requests - Primary School Places**
Report of the Executive Director, Children, Young People and Families
- 9. School Admission Requests - Secondary School Places**
Report of the Executive Director, Children, Young People and Families
- 10. Date of Next Meeting**
To note that the next meeting of the Committee will be held on Tuesday, 12th February, 2019, at 2.00 pm, in the Town Hall

*(**NOTE:** The reports at Items 7, 8 and 9 in the above agenda are not available to the public and press because they contain exempt information described in paragraphs 1, 2 and 3 of Schedule 12A to the Local Government Act 1972 (as amended))

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ADVICE TO MEMBERS ON DECLARING INTERESTS AT MEETINGS

If you are present at a meeting of the Council, of its executive or any committee of the executive, or of any committee, sub-committee, joint committee, or joint sub-committee of the authority, and you have a **Disclosable Pecuniary Interest (DPI)** relating to any business that will be considered at the meeting, you must not:

- participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business, or
- participate in any vote or further vote taken on the matter at the meeting.

These prohibitions apply to any form of participation, including speaking as a member of the public.

You **must**:

- leave the room (in accordance with the Members' Code of Conduct)
- make a verbal declaration of the existence and nature of any DPI at any meeting at which you are present at which an item of business which affects or relates to the subject matter of that interest is under consideration, at or before the consideration of the item of business or as soon as the interest becomes apparent.
- declare it to the meeting and notify the Council's Monitoring Officer within 28 days, if the DPI is not already registered.

If you have any of the following pecuniary interests, they are your **disclosable pecuniary interests** under the new national rules. You have a pecuniary interest if you, or your spouse or civil partner, have a pecuniary interest.

- Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner undertakes.
- Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period* in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

*The relevant period is the 12 months ending on the day when you tell the Monitoring Officer about your disclosable pecuniary interests.

- Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority –
 - under which goods or services are to be provided or works are to be executed; and
 - which has not been fully discharged.

- Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.
- Any licence (alone or jointly with others) which you, or your spouse or your civil partner, holds to occupy land in the area of your council or authority for a month or longer.
- Any tenancy where (to your knowledge) –
 - the landlord is your council or authority; and
 - the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.
- Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -
 - (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and
 - (b) either -
 - the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

If you attend a meeting at which any item of business is to be considered and you are aware that you have a **personal interest** in the matter which does not amount to a DPI, you must make verbal declaration of the existence and nature of that interest at or before the consideration of the item of business or as soon as the interest becomes apparent. You should leave the room if your continued presence is incompatible with the 7 Principles of Public Life (selflessness; integrity; objectivity; accountability; openness; honesty; and leadership).

You have a personal interest where –

- a decision in relation to that business might reasonably be regarded as affecting the well-being or financial standing (including interests in land and easements over land) of you or a member of your family or a person or an organisation with whom you have a close association to a greater extent than it would affect the majority of the Council Tax payers, ratepayers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the Authority's administrative area, or
- it relates to or is likely to affect any of the interests that are defined as DPIs but are in respect of a member of your family (other than a partner) or a person with whom you have a close association.

Guidance on declarations of interest, incorporating regulations published by the Government in relation to Disclosable Pecuniary Interests, has been circulated to you previously.

You should identify any potential interest you may have relating to business to be considered at the meeting. This will help you and anyone that you ask for advice to fully consider all the circumstances before deciding what action you should take.

In certain circumstances the Council may grant a **dispensation** to permit a Member to take part in the business of the Authority even if the member has a Disclosable Pecuniary Interest relating to that business.

To obtain a dispensation, you must write to the Monitoring Officer at least 48 hours before the meeting in question, explaining why a dispensation is sought and desirable, and specifying the period of time for which it is sought. The Monitoring Officer may consult with the Independent Person or the Council's Audit and Standards Committee in relation to a request for dispensation.

Further advice can be obtained from Gillian Duckworth, Director of Legal and Governance on 0114 2734018 or email gillian.duckworth@sheffield.gov.uk.

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Admissions Committee

Meeting held 11 December 2018

PRESENT: Councillors Chris Rosling-Josephs (Chair), Michelle Cook, Bob Pullin, Kaltum Rivers and Andrew Sangar

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1. APOLOGIES FOR ABSENCE

1.1 Apologies for absence were received from Councillors Lisa Banes and Talib Hussain.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on items 6 and 7 on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1, 2 and 3 of Schedule 12A to the Local Government Act 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. MINUTES OF PREVIOUS MEETING

4.1 The minutes of the meeting of the Committee held on 20th November, 2018, were approved as a correct record.

5. ACTION TAKEN UNDER DELEGATED POWERS

5.1 The Committee noted that, since its last meeting, no decisions had been made by the Executive Director, People Services, in consultation with the Chair of the Committee, under powers delegated to her with regard to home to school transport or school admissions.

6. HOME TO SCHOOL TRANSPORT APPEALS

6.1 Verbal Appeal – KE/EC01

6.1.1 In attendance were the appellant and Julie Pryor and Andy Tierney (Customer Services).

6.1.2 The Chair welcomed everyone to the meeting and asked attendees to introduce themselves. He then outlined the procedure which would be followed during the meeting.

- 6.1.3 The Executive Director, People Services, submitted a report and commented upon a case where the parent had appealed against the administrative decision made by the Executive Director with regard to the refusal to grant a home to school travel bus pass (Case No.KE/01).
- 6.1.4 Andy Tierney explained the Stage 1 review and Stage 2 appeals process regarding the City Council's Home to School Transport Policy. Mr. Tierney informed the Committee of the reasons why the request for a home to school travel pass had been refused at Stage 1.
- 6.1.5 The appellant explained to the Committee that she had very little understanding of the English language and had requested an interpreter from a third party organisation but unfortunately one had not been provided. The Chair asked if she would prefer that the case be deferred until the next meeting when an interpreter would be provided to help her explain the reasons for her request for a home to school travel pass. She agreed to this and was informed that a letter would be sent to her giving a new time and date for the hearing.

6.2 Verbal Appeal – KE/LO02

- 6.2.1 In attendance were the appellants and Julie Pryor and Andy Tierney (Customer Services).
- 6.2.2 The Chair welcomed everyone to the meeting and asked attendees to introduce themselves. He then outlined the procedure which would be followed during the meeting.
- 6.2.3 The Executive Director, People Services, submitted a report and commented upon a case where the parents had appealed against the administrative decision made by the Executive Director with regard to the refusal to grant a home to school travel bus pass (Case No.KE/LO02).
- 6.2.4 Andy Tierney explained the Stage 1 review and Stage 2 appeals process regarding the City Council's Home to School Transport Policy. Mr. Tierney informed the Committee of the reasons why the request for a home to school travel pass had been refused at Stage 1.
- 6.2.5 The appellants explained to the Committee the reasons for the request for a home to school travel pass for their child.
- 6.2.6 In response to questions raised by Members, the appellants stated that their older son had been bullied in the local area and as a result of this, he was given a place at King Edward VII School, away from those who had bullied him. The appellants also stated that their only choice was King Edward VII on transfer to secondary school for their younger son and was granted a place there under the sibling category. Due to the fact that staff at his primary school had taken care of him, he had not been subjected to the same amount of bullying as his older brother. The Committee also noted that the family have been trying to be rehoused away from the area, but have so far been unsuccessful.

6.2.7 At this stage in the proceedings, the appellants left the meeting to enable the Committee to consider the evidence.

6.2.8 RESOLVED: That the appeal be not upheld on the grounds that there are no exceptional circumstances demonstrated, and having regard to the Council's Home to School Transport Policy, the school that the pupil is requesting a pass for is not one of the three qualifying schools.

6.3 Verbal Appeal PA/AC02

6.3.1 In attendance were the appellant and Julie Pryor and Andy Tierney (Customer Services).

6.3.2 The Chair welcomed everyone to the meeting and asked attendees to introduce themselves. He then outlined the procedure which would be followed during the meeting.

6.3.3 The Executive Director, People Services, submitted a report and commented upon a case where the parents had appealed against the administrative decision made by the Executive Director with regard to the refusal to grant a home to school travel bus pass (Case No.PA/AC02)

6.3.4 Andy Tierney explained the Stage 1 review and Stage 2 appeals process regarding the City Council's Home to School Transport Policy. Mr. Tierney informed the Committee of the reasons why the request for a home to school travel pass had been refused at Stage 1.

6.3.5 The appellant explained to the Committee the reasons for the request for a home to school travel pass for his daughter.

6.3.6 In response to questions from Members, the appellant stated that, due to the anxieties daughter faces on a daily basis, she was receiving support from CAMHS and MAST to help her deal with this. The appellant submitted further evidence to show that his daughter was receiving such support.

6.3.7 At this stage in the proceedings, the appellant left the meeting to enable the Committee to consider all the evidence.

6.3.8 RESOLVED: That the appeal be upheld on the grounds that there are exceptional medical and family circumstances in the case (Case No. PA/AC02).

6.4 Verbal Appeal – TA01

6.4.1 In attendance were the appellants and Julie Pryor and Andy Tierney (Customer Services).

6.4.2 The Chair welcomed everyone to the meeting and asked attendees to introduce themselves. He then outlined the procedure which would be followed during the meeting.

- 6.4.3 The Executive Director, People Services, submitted a report and commented upon a case where the parents had appealed against the administrative decision made by the Executive Director with regard to the refusal to grant a home to school travel bus pass (Case No.TA01).
- 6.4.4 Andy Tierney explained the Stage 1 review and Stage 2 appeals process regarding the City Council's Home to School Transport Policy. Mr. Tierney informed the Committee of the reasons why the request for a home to school travel pass had been refused at Stage 1.
- 6.4.5 The appellant explained to the Committee the reasons for the request for a home to school travel pass for his son.
- 6.4.6 In response to questions from Members, the appellant stated that due to bullying and the school's failure to address this, it been agreed that a managed move for his child be arranged between his previous school and the school he now attends. He added that his child has close friends at school and has now settled. The appellant stated that he could, if required, produce police incident records, hospital records and details of the managed moved.
- 6.4.7 At this stage in the proceedings, the appellant left the meeting to enable the Committee to consider the evidence.
- 6.4.8 RESOLVED: That the appeal be deferred until the applicant has provided further information regarding the managed move between the previous and current schools to the Executive Director (Case No.TA01).
- 6.5 Verbal Appeals – WE01 and WE02
- 6.5.1 In attendance were the appellants and Julie Pryor and Andy Tierney (Customer Services).
- 6.5.2 The Chair welcomed everyone to the meeting and asked attendees to introduce themselves. He then outlined the procedure which would be followed during the meeting.
- 6.5.3 The Executive Director, People Services, submitted reports and commented upon cases where the parents had appealed against the administrative decision made by the Executive Director with regard to the refusal to grant a home to school travel bus passes (Case No.WE01 and WE02).
- 6.5.4 Julie Pryor explained the Stage 1 review and Stage 2 appeals process regarding the City Council's Home to School Transport Policy. Ms. Pryor informed the Committee of the reasons why the requests for home to school travel passes had been refused at Stage 1.
- 6.5.5 The appellants explained to the Committee the reasons for the requests for home to school travel passes for her children.
- 6.5.6 In response to questions from Members, the appellants stated that they travel

over six miles every day to take the children to school and also the fact that their youngest child now attends the attached Nursery. They also stated that they had tried, but failed to add their children's names onto the waiting lists of schools in their local area.

- 6.5.7 At this stage in the proceedings, the appellant left the meeting to enable the Committee to consider the evidence.
- 6.5.8 RESOLVED: That the appeals be upheld on the grounds that there are exceptional educational circumstances in the cases, but requested that you provide proof of address and show that you have gone through the correct procedure in applying for local schools (Case Nos.WE01 and WE02).

6.6 Written Appeals – KE/LO03 and KE/LO04

- 6.6.1 The Executive Director, People Services, submitted reports and commented upon two cases where parents had appealed against the administrative decisions made by the Executive Director with regard to the refusal to grant home to school travel bus passes.
- 6.6.2 The Committee gave consideration to all the supporting information and evidence provided by the pupils' parents and, arising therefrom, it was:-
- 6.6.3 RESOLVED: That the appeals be not upheld on the grounds that there are no exceptional circumstances demonstrated, and having regard to the Council's Home to School Transport Policy, the school that the pupils are requesting passes for are not one of their three qualifying schools (Case Nos.KE/LO03 and KE/LO04).

(NOTE: In accordance with Council Procedure Rule 26 of the Council's Constitution and the provisions of Section 100B(4)(b) of the Local Government (Access to Information) Act 1985, the Chair decided that Case Nos. KE/LO03 and KE/LO04 be considered as a matter of urgency in order for the request to be considered at the earliest possible opportunity although it had not been possible to give five clear days' notice that the requests were to be considered).

7. SCHOOL ADMISSION REQUESTS - SECONDARY SCHOOL PLACES

7.1 Requests to prioritise on Waiting Lists

- 7.1.1 The Executive Director, People Services, submitted reports and commented upon 47 cases where parents had expressed a wish for their children to be admitted to secondary schools of their choice. The Executive Director stated that places in secondary schools had been identified by the City Council, in accordance with the published admission criteria, and it had been agreed that the Executive Director would provisionally allocate places at those schools where there were places available, up to the standard number/admission limit. The Committee was requested to consider prioritising the pupils on waiting lists, within their respective categories, for admission if and when places become available.

7.1.2 The Committee gave consideration to all the supporting evidence and information provided by the pupils' parents including, in some cases, evidence and advice provided by voluntary or professional bodies and organisations and, arising therefrom, it was:-

7.1.3 RESOLVED: That (a) 15 pupils be not prioritised on the waiting lists, within their respective categories, on the grounds that the Committee considers that there are no exceptional educational, financial, medical or family circumstances demonstrated (Case Nos.1, 5, 6, 14, 15, 16, 19, 21, 25, 29, 30, 33, 37, 38 and 47);

(b) one pupil be prioritised at the top of the waiting list in the 'catchment and sibling' category on the grounds that there are exceptional medical and/or family circumstances (Case No.24);

(c) 16 pupils be prioritised at the top of the waiting list in the 'catchment' category on the grounds that there are exceptional medical and/or family circumstances (Case Nos. 2, 4, 10, 11, 12, 13, 18, 22, 26, 35, 36, 40, 42, 44, 45 and 46);

(d) six pupils be prioritised at the top of the waiting list in the 'feeder' category on the grounds that there are exceptional medical and/or family circumstances (Case Nos. 3, 7, 8, 9, 27 and 28); and

(e) nine pupils be prioritised at the top of the waiting list in the 'other' category on the grounds that there are exceptional medical and/or family circumstances (Case Nos. 17, 20, 23, 31, 32, 34, 39, 41 and 43).

7.2 Request to reconsider a change in circumstances

7.2.1 The Executive Director, People Services, submitted a report and commented upon a case where parents had made a request for the Committee to consider a change in the family's circumstances, in connection with their request for a place at their preferred secondary school and, arising therefrom, it was:-

7.2.2 RESOLVED: That upon consideration of the case, and with due regard to the additional information now submitted, the Committee considers that there had been a material change in the family's circumstances, and therefore, authority be given for a new application to be processed in this case (Case No.FV1).

8. **DATE OF NEXT MEETING**

8.1 It was noted that the next meeting of the Committee will be held on Tuesday, 22nd January, 2019 at 2.00 p.m., in the Town Hall.