

Minute of Meeting Placing Requests and Exclusions Appeals Panel

Date	Time	Venue
Thursday, 20 June 2019	10:00	Johnstone Town Hall, Ludovic Square, Johnstone, PA5 8EG

Present

Councillor Jennifer Marion Adam-McGregor, Councillor Scott Kerr, Ms Elaine McNamara

Chair

Councillor Adam-McGregor, Convener, presided.

In Attendance

D Briggs, Senior Solicitor (Litigation) and P Shiach, Committee Services Officer (both Finance & Resources).

Declarations of Interest

There were no declarations of interest intimated prior to the commencement of the meeting.

EXCLUSION OF PRESS AND PUBLIC

The Appeals Panel resolved that the press and public be excluded from the meeting during consideration of the following item of business as it was likely, in view of the nature of the business to be transacted, that if members of the press and public were present there would be disclosure to them of exempt information as defined in paragraph 1 of Part I of Schedule 7A of the Local Government (Scotland) Act 1973.

Late Submission of Appeal

Prior to the commencement of the Hearing, the Senior Solicitor, Litigation, advised that as the appeal had been received outwith the timescale, the Panel required to determine whether the appeal should be heard.

Having heard the reasons given by the appellant for the late submission of the appeal, the Convener proposed that the appeal be heard. This was agreed unanimously.

DECIDED: That appeal StA/19/01 be heard.

1 St Andrew's Academy - Appeal Against the Refusal of a Placing Request - StA/19/01

Consideration was given to an appeal against the refusal of a placing request at St Andrew's Secondary School.

C Adam, Senior Solicitor (Finance and Resources), A Gallagher, Operations Manager (Children's Services) both representing the Education Authority, were invited into the meeting together with the appellant.

C Adam then presented the case for the Education Authority and led evidence from A Gallagher in relation to the circumstances surrounding the refusal of the placing request.

The appellant then presented her case.

Both sides having been given the opportunity to sum up, were thanked for their attendance and left the hearing.

DECIDED: That the appeal be determined as follows:-

That one of the grounds of refusal specified in Section 28(A) (3) and (3A) of the Education (Scotland) Act 1980 existed, and that in all the circumstances, it was appropriate to confirm the Education Authority's decision and that the appeal be not upheld.