

## APPEALS COMMITTEE

16 SEPTEMBER, 2005

Present: Councillors Patel (Chair); Hyde, Jones and Percy

Also: Julia Reynolds – Legal Services and Val Davies –  
Committee Services

### A3 : EXCLUSION OF THE PUBLIC

RESOLVED – That the public be excluded during discussion of the following item of business on the grounds that, if members of the public were present during the discussions, due to the nature of the business to be transacted, there would be disclosure to them of exempt information as defined in Section 100(A)(1) of the Local Government Act 1972 as follows:-

“Information relating to any particular occupier, or former occupier, or applicant for, accommodation provided by, or at the expense of, the Authority.”

### A4 : REVIEW OF DECISION TO EXCLUDE

The Appellant and her representative were present at the hearing. The Council was represented by the Housing & Advice Services Manager and the Senior Housing Officer. The meeting was conducted in accordance with the procedure, which was read out at the meeting for the benefit of the Appellant and the representatives from the Housing Safety Unit.

From the information received and the representations made by the Appellant and her representative and officers of the Housing Safety Unit at the meeting, the Committee found that:

- (i) the Appellant had applied to be admitted to the Housing Waiting List on 3 February, 2005;
- (ii) following receipt of the application, the Appellant was asked to provide supplementary information which was received on 31 March, 2005;

- (iii) it was determined that the case should be referred to the Exclusion Panel which met on 5 July, 2005. Following consideration of the information put before it the Exclusion Panel determined to exclude the applicants from the Housing Waiting List for a period of 12 months due to the Appellant's ongoing history of anti-social behaviour. The Exclusion Panel had expressed concerns regarding lack of engagement with services, specifically the National Probation Service;
- (iv) a letter was sent to the Appellant advising her of the Exclusion Panel's decision to exclude her from the Housing Waiting List and to her right to appeal;
- (v) a letter requesting an appeal was sent to Committee Services on 11 July, 2005;
- (vi) in accordance with Exclusion Panel procedure the case was brought back to the Exclusion Panel on 2 August to determine whether to proceed with the Appeal request. At that meeting the Panel Members agreed to uphold the previous decision to exclude from the Housing Waiting List for 12 months.

The Appeals Committee heard the representations from both sides and sought clarification on a number of points raised.

RESOLVED – That

<u>Applicant</u>	<u>Request</u>	<u>Decision</u>
Miss P	Review of decision to exclude from the Housing Waiting List.	Appeal allowed.  The Committee, having discussed the case, came to the view that the Appellant had demonstrated that she had engaged with agencies and that she had shown some improvement in her behaviour. However,

3.

the Panel also recognised that Miss P would require ongoing support to enable her to continue to make an improvement.