

CANNOCK CHASE COUNCIL
MINUTES OF THE MEETING OF THE
APPEALS AND COMPLAINTS PANEL
MONDAY 20 MAY, 2013 AT 10.25 A.M.
IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK
PART 1

PRESENT:

Councillors

Fisher, P. A. (Chairman)

Anslow, C.

Todd, Mrs. D. M.

Grice, Mrs. D.

Todd, R.

1. Appointment of Chairman

Councillor P. A. Fisher was appointed Chairman for the meeting.

2. Declarations of Interests of Members in Contracts and Other Matters and Restriction on Voting by Members

No declarations of interests were made.

3. Exclusion of the Public

RESOLVED:

That the public be excluded from the remainder of the meeting because of the likely disclosure of exempt information as defined in Paragraphs 2 and 3, Part 1, Schedule 12A, Local Government Act 1972 (as amended).

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PART 2

4. Tenancy Appeal

Consideration was given to the Not for Publication Report of the Head of Housing (Enclosure 5.1 – 5.3 of the Official Minutes of the Council).

The Appellant and her representative were in attendance to present the case.

The Chairman invited all those present to introduce themselves and also outlined the procedure.

The Officer presented the Council's case by taking the Panel through the report. The Appellant, her representative and Members of the Panel were also afforded the opportunity to ask questions of the Officer.

The Appellant, together with her representative, was then asked to put her case. Additional supporting information was circulated at the meeting and the Members were shown photographs and a recording of the properties referred to within the report. The Officer and Members of the Panel were afforded the opportunity to ask questions of the Appellant. The Council's Legal Advisor also asked questions of clarification of the Appellant.

All parties were given the opportunity to sum up their respective cases.

The Panel then deliberated in private calling on only the Council's Legal Advisor and Senior Committee Officer for advice.

All parties returned to the meeting and the Chairman outlined the decision of the Panel as follows:-

RESOLVED:

That the appeal be allowed insofar as the Appellant be granted, on an introductory basis, the tenancy with respect to the bungalow referred to within the report.

Reasons for Decision

The Panel having carefully considered all the evidence and representations made, whilst acknowledging that the appellant is not entitled in law to succeed to the tenancy, unanimously consider that this is an exceptional case and the needs of the appellant and her daughter are such that it is in their best interests to allow them to remain at the property referred to within the report.

CHAIRMAN

(The meeting concluded at 11.25 a.m.).