

**CANNOCK CHASE COUNCIL**  
**MINUTES OF THE MEETING OF THE**  
**APPEALS AND COMPLAINTS PANEL**

**FRIDAY 23 NOVEMBER, 2012 AT 10.00 A.M. AND 11.30 A.M.**  
**IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK**

**PART 1**

PRESENT:

Councillors

Grice, Mrs. D. (Chairman)

Cartwright, Mrs.	Sutton, Mrs. H.M.
S.M.	Todd, Mrs. D.
Jones, R.	

**1. Appointment of Chairman**

Councillor Mrs. D. Grice was appointed Chairman for the meeting.

**2. Apologies**

An apology for absence was received from Councillor D.I. Dixon.

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

No declarations of interests were made.

**4. 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**

**5. 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Consideration was given to the Not for Publication Report of the Head of Housing (Enclosure 5.1 – 5.3 of the Official Minutes of the Council).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 his representative were in attendance to present his 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 then Members of the Panel were also afforded the opportunity to ask questions of the Officer.

The Appellant was then asked to put his case. The Officer then Members of the Panel were then afforded the opportunity to ask questions of the Appellant.

The Officer and the Appellant were both afforded 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 having considered all the information submitted to it, the appeal be allowed.

Reasons for Decision

The Panel carefully considered all relevant factors, issues and the representations made on behalf of the Appellant.

The Panel made the decision on compassionate grounds due to the Appellant's medical needs, and was satisfied that he would require two

bedroom accommodation at ground floor level.

Whilst it was acknowledged that the Appellant could not legally succeed to his late mother's tenancy, it was appropriate in the circumstances to allow him to remain in the property and thus he should be granted a tenancy of his own.

## **6. Tenancy Appeal**

Prior to commencement of the meeting, Councillors R. Jones and Mrs. D. Todd left the meeting and Councillor M.R. Grocott replaced both Members.

Consideration was given to the Not for Publication Report of the Head of Housing (Enclosure 6.1 – 6.3 of the Official Minutes of the Council).

The Appellant and her representative were in attendance to present her 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 was then afforded the opportunity to ask questions of the Officer. The Appellant's representative presented additional information which the Chairman agreed the Panel would consider.

The Panel at this point adjourned in order that the additional information submitted could be considered.

All parties were then called back in order that clarification could be sought in respect of the information submitted.

The Panel then re-convened.

Members of the Panel were then also afforded the opportunity to ask questions of the Officer.

The Appellant was then asked to put her case. The Officer then Members of the Panel were then afforded the opportunity to ask questions of the Appellant.

The Officer and the Appellant were both afforded 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 having considered all the information submitted to it, the appeal be allowed.

Reasons for Decision

The Panel carefully considered all relevant factors, issues and the representations made on behalf of the Appellant.

The Panel was of the view that the Appellant had turned a corner and deserved the opportunity to be given another Council tenancy. She should continue to engage with the support currently being provided to her for as long as is required.

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CHAIRMAN

(The meeting concluded at 12.50 p.m.).