

# LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

## The Rutland County Council (Reorganisation of Community Governance) Order 2017

Made - - - - [day] [month] [year]

Coming into force in accordance with article 1(2)

Rutland County Council (“the council”), in accordance with section 82 of the Local Government and Public Involvement in Health Act 2007(e) (“the 2007 Act”), has undertaken a community governance review and made recommendations dated 9 January 2017:

The council has decided to give effect to those recommendations and, in accordance with section 93 of the 2007 Act, has consulted with the local government electors and other interested persons and has had regard to the need to secure that community governance reflects the identities and interests of the community and is effective and convenient:

The council, in accordance with section 100 of the 2007 Act, has had regard to guidance issued under that section:

The council makes the following Order in exercise of the powers conferred by sections 86, 98(3), 98(4), 98(6) and 240(10) of the 2007 Act.

### **Citation and commencement(a)**

**1.**—(1) This Order may be cited as the Rutland County Council (Reorganisation of Community Governance) Order 2017.

(2) Subject to paragraphs (3) and (4) below, this Order comes into force on 1st April 2017.

(3) Article 7(establishing parish electoral arrangement), shall come into force on the ordinary day of election of councillors in 2018.

(4) For the purposes of:

- (a) this article,
- (b) article 5(Calculation of budget requirement); and
- (c) proceedings preliminary or relating to the election of parish councillors for the parish of Barleythorpe, to be held on the ordinary day of election of councillors in 2018,

this Order shall come into force on the day after that on which it is made.

### **Interpretation**

**2.** In this Order—

“county” means the county of Rutland;

“existing” means existing on the date this Order is made;

“map” means the map marked “Map referred to in the Rutland County Council (Reorganisation of Community Governance) Order 2017” and deposited in accordance with section 96(4) of the 2007 Act: and any reference to a numbered sheet is a reference to the sheet of the map which bears that number;

“new parish” means the parish constituted by article 4 ;

“ordinary day of election of councillors” has the meaning given by section 37 of the Representation of the People Act 1983; and

“registration officer” means an officer appointed for the purpose of, and in accordance with, section 8(c) of the Representation of the People Act 1983.

### **Effect of Order**

3. This Order has effect subject to any agreement under section 99 (agreements about incidental matters) of the Local Government and Public Involvement in Health Act 2007 relevant to any provision of this Order.

### **Existing Parishes Under Review**

4. (1) The area of the parishes of Barleythorpe and Oakham North West should be altered as outlined with a red line on map “E”

### **Calculation of budget requirement**

5. For the purposes of regulation 3 of the Local Government Finance (New Parishes) (England) Regulations 2008 there is specified in relation to the parish of Barleythorpe the sum of £.

### **Parish council for the parish of Barleythorpe**

6.—(1) There shall be a parish council for the parish of Barleythorpe.

(2) The name of that council shall be “Barleythorpe Parish Council”

### **Election for the parish of Barleythorpe**

7.—(1) The election of all parish councillors for the parish of Barleythorpe shall be held on the ordinary day of election of councillors in 2018.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2018 for the parish of Barleythorpe shall be one year.

(3) There will be further elections of the Barleythorpe Parish Council on the ordinary day of election of councilors in 2019.

(4) The term of office of every parish councilor elected on the ordinary day of election of councilors in 2019 for the parish of Barleythorpe shall be four years.

### **Number of parish councillors for the parish of Barleythorpe**

8. The number of councillors to be elected for the parish of Barleythorpe shall be eight (8).

### **Annual meeting of parish council**

9. The annual meeting of the new parish council in 2018 shall be convened by the Chief Executive of the Rutland County Council. The meeting shall take place no later than 14 days after the day on which the councillors elected to the new parish council take office.

### **Alteration of Barleythorpe Parish area and the North West Ward of the Parish of Oakham**

10. (1) Each area coloured blue and designated by a letter on the map and specified in column (1) of the Schedule shall cease to be part of the parish specified in relation to that area in columns (2) and (3) of the Schedule and shall become part of the parish specified in relation to that area in columns (4) and (5) of the Schedule.

(2) Each area coloured orange and designated by a letter on the map and specified in column (1) of the Schedule shall cease to be part of the parish specified in relation to that area in columns (2) and (3) of the Schedule and shall become part of the parish specified in relation to

that area in columns (4) and (5) of the Schedule.

### **Electoral register**

**11.** The registration officer for the county shall make such rearrangement of, or adaptation of, the register of local government electors as may be necessary for the purposes of, and in consequence of, this Order.

### **Transitional provision**

**12.** (1) Until the councillors elected to the council of the parish of Barleythorpe at the elections to be held on the ordinary day of election of councillors in 2018 come into office, an interim parish council will be created (with all the statutory powers of a parish council).

(2) The interim parish council shall consist of the 2 councillors who immediately before 1<sup>st</sup> April 2017 are elected ward members for Oakham North West.

(3) The interim parish council shall in addition consist of 6 community representatives to be appointed by council as interim councillors.

### **Order date**

**13.** 1st April 2017 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008

Sealed with the seal of the council on the [day e.g. 31st] day of [month] [year]

[day e.g. 31st] [month] [year]

[Signature]  
[Title of signatory]

SCHEDULE 1                      article [number]

**ALTERATION OF AREAS OF PARISHES AND PARISH WARDS**

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column (3)</i>	<i>Column (4)</i>	<i>Column (5)</i>
<i>Area</i>	<i>Parish from which omitted</i>	<i>Parish ward from which omitted</i>	<i>Parish to which added</i>	<i>Parish ward to which added</i>
Map "A" Blue Shaded Area	Oakham	Oakham North West	Barleythorpe	Not applicable
Map "B" Orange Shaded Area	Barleythorpe	Not applicable	Oakham	Oakham North West
Map "C" Blue Shaded Area	Oakham	Oakham North West	Barleythorpe	Not applicable
Map "D" Orange Shaded Area	Barleythorpe	Oakham North West	Oakham	Oakham North West

---

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order gives effect to recommendations made by Rutland County Council creation of a council for the parish of Barleythorpe within the county of Rutland.

Article 7 provides for parish elections in the parish of Barleythorpe in 2018, with further parish elections in 2019 and then to continue according to the established system of parish elections every four years.

Article 8 specifies the numbers of parish councillors for the parish of Barleythorpe.

Article 11 obliges the Electoral Registration Officer to make any necessary amendments to the electoral register to reflect the new electoral arrangements.

The map defined in article 2 shows the parish of Barleythorpe. It is available, at all reasonable times, at the offices of Rutland County Council.