

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Rotherham (Reorganisation of Community Governance) Order (2018)

Made - - - [day] [month] 2018

Coming into force in accordance with article 1(2)

Rotherham Borough Council (“the council”), in accordance with section 83 of the Local Government and Public Involvement in Health Act 2007 (“the 2007 Act”), has undertaken a community governance review and made recommendations dated May 2018.

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 Local Government Boundary Commission for England, by a letter dated 7 June 2018, gave consent to the making of this Order in so far as it relates to “protected electoral arrangements” for the purposes of the 2007 Act.

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

Citation and commencement

1.—(1) This Order may be cited as the Rotherham (Reorganisation of Community Governance) Order 2018.

(2) [Subject to paragraphs (3) and (4) below, this Order comes into force on 1st April 2019.

(3) Articles 8, 9 and 10 shall come into force on the ordinary day of election of councillors in 2019.

(4) For the purposes of:

(a) this article,

(b) article 5; and

(c) proceedings preliminary or relating to the election of parish councillors for the parishes of Catcliffe, Orgreave and Waverley, to be held on the ordinary day of election of councillors in 2019, this Order shall come into force on 15th October 2018.

Interpretation

2. In this Order—

“borough” means the borough of Rotherham;

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

“map” means the map marked “Map referred to in the Rotherham (Reorganisation of Community Governance) Order 2018” 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.

Constitution of a new parish

4.—(1) A new parish, comprising the area outlined with a blue line on the map, shall be constituted within the borough.

(2) The name of the new parish shall be Waverley.

(3) The new parish shall have the alternative style of community.

(4) In consequence of paragraph (1) of this article, the area of the new parish shall cease to be part of the existing parishes of Catcliffe and Orgreave.

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 Waverley the sum of £36,025.

Parish council for the parish of Waverley

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

(2) The name of that council shall be “The Community Council of Waverley”.

Parish elections

7.—(1) The election of all parish councillors for the parishes of Catcliffe, Orgreave and Waverley shall be held on the ordinary day of election of councillors in 2019.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2019 for the parishes of Catcliffe, Orgreave and Waverley shall be five years.

(3) Where any provision of an Order made before the making of this Order requires an election of parish councillors for a parish mentioned in paragraphs (1) and (2) above to be held on a date other than that for which paragraph (1) provides, it shall cease to have effect to that extent.

Number of parish councillors for the parish of Catcliffe

8. The number of councillors to be elected for the parish of Catcliffe shall be nine and the parish shall not be divided into wards.

Number of parish councillors for the parish of Orgreave

9. The number of councillors to be elected for the parish of Orgreave shall be seven and the parish shall not be divided into wards.

Number of parish councillors for the parish of Waverley

10. The number of councillors to be elected for the parish of Waverley shall be seven and the parish shall not be divided into wards.

Annual meeting of parish council

11. The annual meeting of the new parish council in 2019 shall be convened by the Chief Executive of the Council of the Borough of Rotherham. 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 parish areas

12.—(1) The area coloured and designated by the letter “A” on the map shall cease to be part of the parish of Catcliffe and shall become part of the parish of Waverley.

(2) The area coloured and designated by the letter “B” on the map shall cease to be part of the parish of Orgreave and shall become part of the parish of Waverley.

(3) Each area coloured 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 column (2) of the Schedule and shall become part of the parish specified in relation to that area in column (3) the Schedule.

Electoral Register

13. The registration officer for the borough 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

14. Until the councillors elected to the council of the new parish of Waverley at the elections to be held on the ordinary day of election of councillors in 2019 come into office, the new parish shall be represented by those persons who immediately before 1st April 2019 are the elected councillors for the borough wards of Brinsworth & Catcliffe and Rother Vale.

Order date

15. 1st April 2019 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

Sealed with the seal of Rotherham Borough Council on the [] day of [] [2018]

[Signed]

[Signatory]

SCHEDULE

Article 12

ALTERATION OF AREAS OF PARISHES

Area	Parish from which omitted	Parish to which added
"A"	Catcliffe	Waverley
"B"	Orgreave	Waverley