LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Cheshire West and Chester Borough Council (Reorganisation of Community Governance) (Dodleston, Lower Kinnerton and Marlston-cum-Lache) Order 2015

Made 30th March *2015*

Coming into force in accordance with article 1(2)

Cheshire West and Chester Borough Council ("the Council"), in accordance with section 82 of the Local Government and Public Involvement in Health Act 2007 ("the 2007 Act"), has undertaken a community governance review and made recommendations dated 16th October 2014.

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) and 240(10) of the 2007 Act.

Citation and commencement

1. (1) This Order may be cited as the Cheshire West and Chester Borough Council (Reorganisation of Community Governance) (Dodleston, Lower Kinnerton and Marlston-cum-Lache) Order 2015.

(2) Subject to paragraphs (3) and (4) below, this Order shall come into force on 1st April 2015.

(3) Article 11 shall come into force on the ordinary day of election of councillors in 2015.

(4) For the purposes of:

(a) this article,

(b) article 8 (calculation of budget requirement), and

(c) proceedings preliminary or relating to the election of parish councillors for the parish of Dodleston, to be held on the ordinary day of election of councillors in 2015,

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

Interpretation

2. In this Order—

"borough" means the borough of Cheshire West and Chester;

"clerk" means the proper officer appointed by the existing Parish Council of Dodleston and District for the purposes of Part II of Schedule 12 to the Local Government Act 1972 and whose employment is transferred to the parish council for the new parish under this Order;

"date of dissolution" means 1st April 2015;

"existing" means existing on the date this Order is made;

"map" means the map marked "Dodleston Parish Map 2015" and deposited in accordance with section 96(4) of the 2007 Act;

"new parish" means the parish constituted by article 7;

"new parish council" means the parish council constituted by article 9;

"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 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.

Area affected by the Order

4. The area affected by this Order is shown on the map.

Dissolving the existing group of parishes and the common parish council

5. (1) The Dodleston, Lower Kinnerton and Marlston-cum-Lache group of parishes shall be dissolved.

(2) The existing Parish Council of Dodleston and District shall be wound up and dissolved.

Alteration of parish areas

6. Each area marked and designated by a letter on the map and more particularly delineated on the corresponding inset map and specified in column (1) of Schedule 1 shall cease to be part of the existing parish specified in relation to that area in column (2) of Schedule 1 and shall become part of the parish specified in relation to that area in column (3) of Schedule 1.

Amalgamation of existing parishes and constitution of new parish

7. (1) The existing parishes of Dodleston, Lower Kinnerton and Marlston-cum-Lache shall be amalgamated to constitute a new parish comprising the area edged red on the map.

(2) The new parish shall be known as Dodleston.

(3) In consequence of paragraph (1), the existing parishes of Dodleston, Lower Kinnerton and Marlston-cum-Lache shall cease to exist.

Calculation of budget requirement

8. 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 Dodleston the sum of £ 15,700.00.

Parish council for the new parish

9. (1) There shall be a parish council for the parish of Dodleston.

(2) The name of that council shall be "The Parish Council of Dodleston".

Elections for the new parish council

10. The election of all parish councillors for the parish of Dodleston shall be held on the ordinary day of election of councillors in 2015.

Number of parish councillors

11. The number of councillors to be elected for the parish of Dodleston shall be ten.

Warding

12. The parish of Dodleston shall not be warded.

Annual meeting of parish council

13. The annual meeting of the new parish council in 2015 shall be convened by the clerk. 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.

Electoral register

14. 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.

Transfer of Staff

15. Any person who is employed by the existing Parish Council of Dodleston and District immediately before the date of dissolution shall by virtue of this Order be transferred on the date of dissolution on the same terms and conditions to the employment of the new parish council.

Transfer of property, rights and liabilities

16. The land, property, rights and liabilities of the existing Parish Council of Dodleston and District shall transfer to the new parish council.

Transitional Provisions

17. Until the councillors elected to the council of the new parish of Dodleston at the elections to be held on the ordinary day of election of councillors in 2015 come into office, the new parish shall be represented by:

Mike Maughan, Paul Buchanan, Mike Dix, Karen Tilston, Chris Ward, Richard Ward, Mark Williams, Richard Kitchin, and John Blythin.

Revocations

18. Any previous orders concerning the community governance of the existing parishes of Dodleston, Lower Kinnerton and Marlston-cum-Lache are revoked.

Order date

19. 1st April 2015 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

The **COMMON SEAL** of
CHESHIRE WEST AND CHESTER BOROUGH COUNCIL was hereunto affixed
In the presence of

Kathryn A Brodie

Authorised Signatory
Dated 30th March 2015

5976

SCHEDULE 1

ALTERATION OF AREAS OF PARISHES

Column (1)	*Column (2)*	*Column (3)*
Area	*Existing parish from which omitted*	*Parish to which added from 1st April 2015*
A	Marlston-cum-Lache	Eaton and Eccleston
B	Eccleston	Dodleston
C	Marlston-cum-Lache	Eaton and Eccleston
D	Eccleston	Dodleston
E	Marlston-cum-Lache	Eaton and Eccleston
F	Eccleston	Dodleston
G	Dodleston	Poulton and Pulford

EXPLANATORY NOTE

(This note is not part of the Order)

Cheshire West and Chester Borough Council has undertaken community governance reviews of 161 existing parishes within the borough of Cheshire West and Chester and has made recommendations for the reorganisation of community governance to come into effect from 1st April 2015.

This Order gives effect to recommendations made by Cheshire West and Chester Borough Council in the community governance review for the parishes of Dodleston, Lower Kinnerton and Marlston-cum-Lache. It provides for the alteration of parish boundaries, the amalgamation of the existing parishes of Dodleston, Lower Kinnerton and Marlston-cum-Lache to constitute the new parish of Dodleston and the creation of a parish council for the new parish within the borough.

The new parish of Dodleston will be created with effect from 1st April 2015. The electoral arrangements apply in respect of parish elections to be held on and after the ordinary day of election of councillors in 2015.

Article 10 provides for parish elections in the parish of Dodleston in 2015. They will then continue according to the established system of parish elections every four years.

Article 11 specifies the number of parish councillors for the new parish of Dodleston.

Article 14 obliges the Electoral Registration Officer to make any necessary amendments to the electoral register to reflect the new electoral arrangements.

Article 15 provides for the transfer of staff from the existing parish council to the new parish council.

The map defined in article 2 shows the new parish of Dodleston. It is available, together with the inset maps, at all reasonable times at the offices of Cheshire West and Chester Borough Council.

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
- C
- D
- E
- F
- G

Cheshire West and Chester

CoSocius

Plot Scale 1:16000 @A3

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Map Ref: OURCHESHIRE\1340549 - J:\GW\Alison Armstrong\FinalFiles\legal_versions\A3_Dodleston_and_District.mxd (10 March 2015)

MARLSTON-CUM-LACHE CP

LOWER KINNERTON CP

DODLESTON CP

Saltney

Lache

Hope's Place

Digby Farm

Bretton Hall

Moat

Oak

Greenlane Crossing

Balderton Brook

Marlston Heyes Farm

Fir Tree Farm

Moat

Lache Lane

The Lache Eyes

Moat Farm

Decoy Farm

Hotel

A483

Bretton Wood

Common Farm

Balderton

Wks

Roughhill

Two Mile House

Balderton Lodge

Greenways Court

Oaks

Lower Kinnerton

Bridge Farm

Newhouse Farm

Kinnerton Farm

Lane End Farm

Gorstella

Moorend Farm

Windmill Hill

Mill Mound

Rake

The Rake

Belgrave Bridge

Rake Lane Cottages

Underpass

Black Wood

Greenwalls

Dodleston Hall

Moat

Sch

PO

Dodleston

The Grange

Camp Site (dis)

New Green Farm

The Green

Moor Lane

Balderton Drive

Belgrave Farm

Lodge

Belgrave Cottages

Belgrave

Belgrave Avenue

Motte & Bailey

Moat Farm

New Hall Farm

Frog Hall

Stringer's Lane

Hafod Farm

Talwrn Farm

Oldfields Farm

Dodleston Lane Farm

Belgrave Moat Farm

Cuckoo's Nest

The Elms

Stringer's Brook

Meadow House Farm

Moorfield Cottages

FBs

C Bdy

34

35

36

37

38

39

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
- C
- D
- E
- F
- G

Cheshire West and Chester

CoSocius

Plot Scale 1:16000 @A3

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MARLSTON-CUM-LACHE CP

LOWER KINNERTON CP

DODLESTON CP

Saltney

Lache

Hope's Place

Digby Farm

Bretton Hall

Greenlane Crossing

Marlston Heyes Farm

Fir Tree Farm

Moat Farm

The Lache Eyes

Balderton Brook

Lache Lane

Bretton Wood

Greenways Court

Oaks

Works

Common Farm

Decoy Farm

Hotel

Roughhill

Two Mile House

Balderton

Balderton Lodge

Gorstella

Lane End Farm

Bridge Farm

Newhouse Farm

Moorend Farm

Windmill Hill

Mill Mound

Kinnerton Farm

Rake Lane

The Rake

Belgrave Bridge

Rake Lane Cottages

Underpass

Black Wood

Greenwalls

Dodleston Hall

Dodleston

Motte & Bailey

The Grange

Camp Site (dis)

New Green Farm

Moor Lane

Kinnerton Green

New Hall Farm

Frog Hall

Stringer's Lane

Hafod Farm

Talwrn Farm

Honkley

Stringer's Brook

Meadow House Farm

Moorfield Cottages

Oldfields Farm

Dodleston Lane Farm

A 483

A 55

B5445

INSET A

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
- C
- D
- E
- F
- G

Cheshire West and Chester

CoSocius

Plot Scale 1:16000 @A3

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MARLSTON-CUM-LACHE CP

LOWER KINNERTON CP

DODLESTON CP

Saltney

Lache

Hope's Place

Digby Farm

Bretton Hall

Moat

Oak

Greenlane Crossing

Balderton Brook

Marlston Heyes Farm

Fir Tree Farm

Moat Farm

The Lache Eyes

Lache Lane

Greenways Court

Bretton Wood

Works

A 55

Oaks

Common Farm

Decoy Farm

Hotel

B

A 483

Roughhill

Balderton

Balderton Lodge

Two Mile House

Lower Kinnerton

Bridge Farm

Newhouse Farm

Lane End Farm

Gorstella

Moorend Farm

Windmill Hill

Mill Mound

Kinnerton Farm

Belgrave Bridge

Rake Lane Cottages

The Rake

Black Wood

Underpass

B 5445

Greenwalls

Dodleston Hall

Camp Site (dis)

New Green Farm

The Green

Moor Lane

Dodleston

Sch

PO

Motte & Bailey

Moat Farm

36

New Hall Farm

34

35

Frog Hall

Stringer's Lane

Hafod Farm

Oldfields Farm

Dodleston Lane Farm

Stringer's Brook

Meadow House Farm

Moorfield Cottages

C Bdy

FBs

INSET B

Park and Ride

Path (um)

Drain

1.22m RH Drain

Def.

Station

Pine

Garage

Tank

Curzon House

Hotel

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
- C
- D
- E
- F
- G

Cheshire West and Chester

CoSocius

Plot Scale 1:16000 @A3

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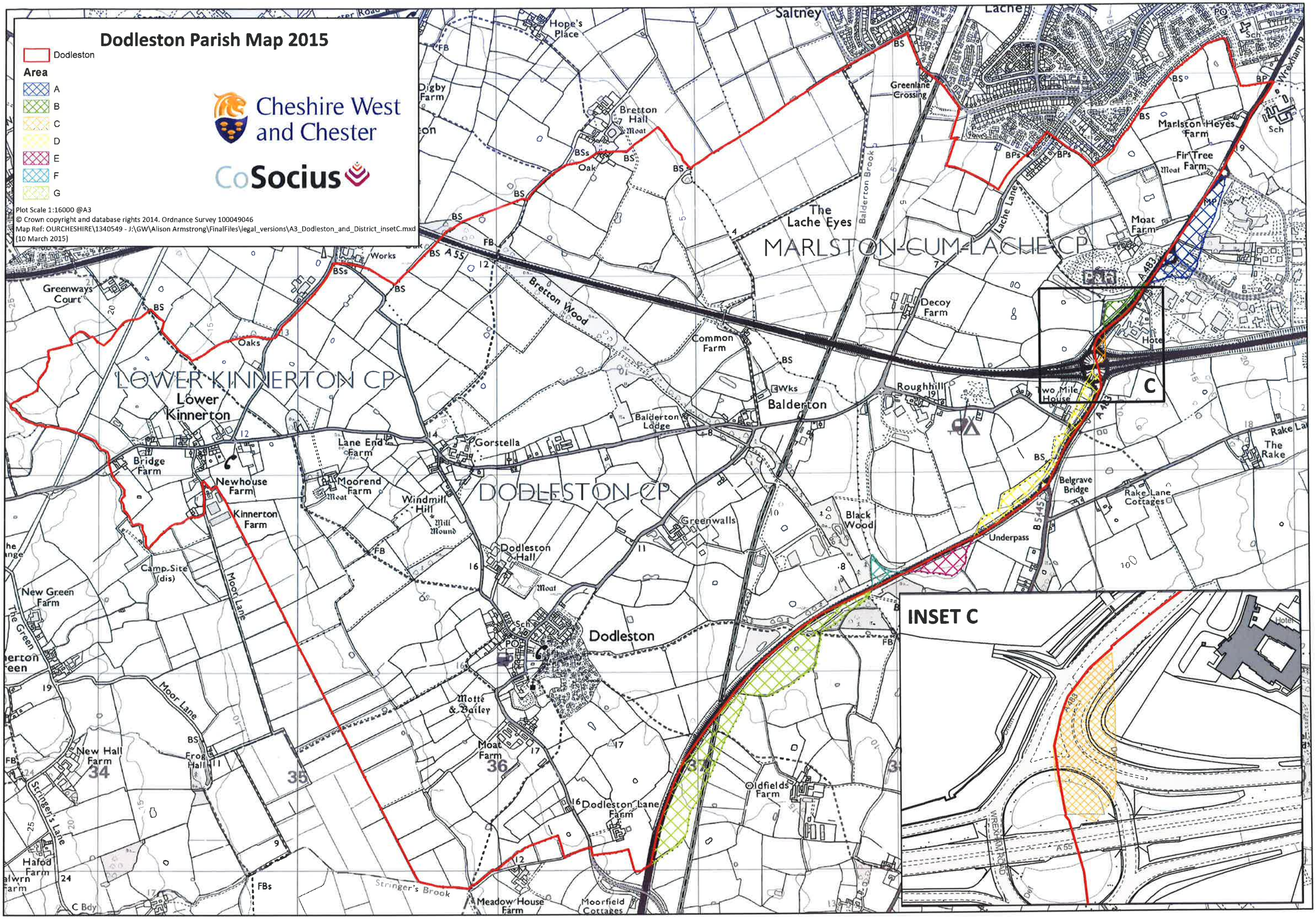

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
- C
- D
- E
- F
- G

Cheshire West and Chester

CoSocius

Plot Scale 1:16000 @A3

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Saltney

Lache

Hope's Place

Digby Farm

Bretton

Bretton Hall

Moat

Oak

Greenlane Crossing

Marlston Heyes Farm

Fir Tree Farm

Moat Farm

The Lache Eyes

Balderton Brook

Lache Lane

MARLSTON-CUM-LACHE CP

Bretton Wood

Works

A 55

Greenways Court

Oaks

LOWER KINNERTON CP

Lower Kinnerton

Decoy Farm

Common Farm

Hotel

Roughhill

Balderton

Balderton Lodge

Two Mile House

A 483

Lane End Farm

Gorstella

Bridge Farm

Newhouse Farm

Moorend Farm

Windmill Hill

Mill Mound

DODLESTON CP

Kinnerton Farm

Greenwalls

Black Wood

Belgrave Bridge

Rake Lane Cottages

The Rake

Underpass

B 5445

D

Dodleston Hall

Camp Site (dis)

New Green Farm

Moor Lane

Dodleston

Motte & Bailey

Moat Farm

Oldfields Farm

Dodleston Lane Farm

New Hall Farm

Frog Hall

Stringer's Lane

Hafod Farm

Stringer's Brook

Meadow House Farm

Moorfield Cottages

C Bdy

INSET D

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
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Cheshire West and Chester

CoSocius

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MARLSTON-CUM-LACHE CP

LOWER KINNERTON CP

DODLESTON CP

Dodleston

Lower Kinnerton

Balderton

Saltney

Lache

The Lache Eyes

Hope's Place

Bretton Hall

Greenlane Crossing

Marlston Heyes Farm

Fir Tree Farm

Moat Farm

Decoy Farm

Hotel

Two Mile House

Roughhill

Common Farm

Balderton Lodge

Gorstella

Lane End Farm

Bridge Farm

Newhouse Farm

Moorend Farm

Windmill Hill

Kinnerton Farm

Camp Site (dis)

New Green Farm

Moor Lane

New Hall Farm

Hafod Farm

Dodleston Hall

Motte & Bailey

Moat Farm

Dodleston Lane Farm

Oldfields Farm

Greenwalls

Black Wood

Belgrave Bridge

Rake Lane Cottages

The Rake

Greenways Court

Bretton Wood

Meadow House Farm

Moorfield Cottages

Stringer's Brook

Balderton Brook

Lache Lane

A 483

A 55

B 5445

E

INSET E

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
- C
- D
- E
- F
- G

Cheshire West and Chester

CoSocius

Plot Scale 1:16000 @A3

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LOWER KINNERTON CP

MARLSTON-CUM-LACHE CP

DODLESTON CP

Dodleston

Lower Kinnerton

Balderton

Saltney

Lache

The Lache Eyes

Hope's Place

Digby Farm

Bretton

Bretton Hall Moat

Greenlane Crossing

Balderton Brook

Lache Lane

Marlston Heyes Farm

Fir Tree Farm Moat

Moat Farm

Decoy Farm

Hotel

Greenways Court

Oaks

Bretton Wood

Common Farm

Roughhill

Two Mile House

A 483

A 55

Balderton Lodge

Gorstella

Lane End Farm

Bridge Farm

Newhouse Farm

Moorend Farm Moat

Windmill Hill * Mill Mound

Kinnerton Farm

Camp Site (dis)

New Green Farm

Moor Lane

Dodleston Hall Moat

Sch

PO

Motte & Bailey

Moat Farm 36

New Hall Farm 34

Frog Hall

Stringer's Lane

Hafod Farm

Stringer's Brook

Meadow House Farm

Moorfield Cottages

Dodleston Lane Farm

Oldfields Farm

Greenwalls

Black Wood

Belgrave Bridge

Rake Lane Cottages

The Rake

Underpass

B 5445

Works

Wks

FB

BS

BSs

BPs

Oak

Pol

C Bdy

FBs

INSET F

Drain

Ditch

Dodleston Parish Map 2015

Dodleston

Area

- A
- B
- C
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- G

Cheshire West and Chester

CoSocius

Plot Scale 1:16000 @A3

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MARLSTON-CUM-LACHE CP

LOWER KINNERTON CP

DODLESTON CP

INSET G