LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Cheshire West and Chester Borough Council (Reorganisation of Community Governance) (Kelsall) 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) (Kelsall) Order 2015.

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

(3) For the purposes of:

(a) this article, and

(b) proceedings preliminary or relating to the election of

parish councillors for the parish of Kelsall,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;

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

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

"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.

Alteration of parish areas

5. (1) 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.

(2) In consequence of paragraph (1) the altered area of the parish of Kelsall shall comprise the area edged red on the map.

Electoral register

6. 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 property, rights and liabilities

7. The land, property, rights and liabilities described in Schedules 2, 3 and 4 shall transfer from the existing Parish Council of Delamere to the Parish Council of Kelsall on the date specified in column (2) of those Schedules.

Order date

8. 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

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	Kelsall	Ashton Hayes and Horton-cum-Peel
B	Delamere	Kelsall
C	Delamere	Kelsall
D	Kelsall	Tarvin

SCHEDULE 2

LAND AND PROPERTY TO BE TRANSFERRED FROM THE EXISTING PARISH COUNCIL OF DELAMERE

Column (1)	*Column (2)*
Land and property to be transferred	*Date*
Seats by Waste Lane Pond	1st April 2015
Noticeboard at The Yeld	1st April 2015

SCHEDULE 3

FUNDS AND BALANCES TO BE TRANSFERRED FROM THE EXISTING PARISH COUNCIL OF DELAMERE

Column (1)	*Column (2)*
Funds and balances to be transferred	*Date*
13% of the funds and balances belonging to the existing Parish Council of Delamere at the close of business on 31st March 2015	1st April 2015

SCHEDULE 4

MAINTENANCE AND RESPONSIBILITIES TO BE TRANSFERRED FROM THE EXISTING PARISH COUNCIL OF DELAMERE

Column (1)	*Column (2)*
Maintenance and Responsibilities to be transferred	*Date*
Maintenance of the pond at Waste Lane	1st April 2015

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 parish of Kelsall.

The parish of Kelsall will be altered with effect from 1st April 2015.

Article 6 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 altered boundary for the parish of Kelsall. It is available, together with the inset maps, at all reasonable times at the offices of Cheshire West and Chester Borough Council.

Kelsall Parish Map 2015

Kelsall

Area

A

B

C

D

0 125 250 500 750 1,000 Meters

Cheshire West and Chester

CoSocius

N

Plot Scale 1:14,400 @ A3

© Crown copyright and database rights 2015. Ordnance Survey 100049046

Map Ref: GW\Alison Armstrong\FinalFiles\legal_versions\A3_Kelsall.mxd (26 February 2015)

ASHTON HAYES CP
HORTON CUM-PEEL CP
KELSALL CP
CHESHIRE WEST AND CHESTER
DELAMERE
Ashton Hayes
Kelsall
Tarvin
Woodside
Brine's Brow
Grange Road
Baker Way
Ashton Brook Bridge
Long Wood
The Grange
Lily Wood
Home Farm
Park Farm
Ash Wood
Eddisbury Way
Quarries (disused)
Reservoir
Longley Wood
The Top Lodge
Dale Covert
Lower Longley Farm
Shay Lane
Dodd's Rough
Forest Farm
Eddisbury Farm
Grey's Gate
Eddisbury Lodge
Eddisbury Lodge Cottage
The Yeld Farm
Nursery
Yeld Farm
Nurseries
The Yeld
Yeld Lane
Longley Farm
Nortons Lane
Sandstone Trail
Quarry (dis)
Resr
Pale Heights
Nettleford Wood
Hangingstone Hill
King's Chair
Kelsall Hill
Kelsall Hall
ROMAN ROAD (course of)
Lodge
Organsdale House
Organsdale
Primrose Hill
Delamere Farm
King's Gate
Urchins Kitchen
Castle Hill
Forest House
Primrosehi
Kelsborrow Castle (fort)
Boothsdale
Birch Hill
Summertrees
Roughlow Farm
Pearl Hole
Quarry (dis)
Tirley Lane
Black Firs
Willington Corner
Manor Farm
Common Lane
The Commons
Common Farm
Hallowsgate
Flat Lane
Lower Grange Farm
Nursery
Childwall Farm
Street Farm
Holly Farm
Northwood Hall
Weldon Farm
A54
B 5393 Ashton Lane
New Farm
Greenacres Farm
Barrow Lane
ROMAN ROAD (course of)
Brook Farm
Pool Lane
Tarvin Sands
Pool Bank
Tarvin Bridge
Shay Lane
Church Farm
Oscroft Hall
Oscroft
Oscroft Farm
Ash Farm
Village Farm
Whitegate Farm
Mound
Ashtonhall Farm
Horton Hall
Lower Lane Farm
Saylers Brook
Pit (dis)
FB
Pp Ho (dis)
Linmere Moss
Eddisbury Lodge
Baker Way
Sch
PO
MP
Resr
Wr Twr
176
Lodge
Sch
Nursery
Sch
PO
Sch
PO
Sch
PO

Kelsall Parish Map 2015

Kelsall

Area

A

B

C

D

0 125 250 500 750 1,000 Meters

Cheshire West and Chester

CoSocius

Plot Scale 1:14,400 @ A3

© Crown copyright and database rights 2015. Ordnance Survey 100049046

Map Ref: GW\Alison Armstrong\FinalFiles\legal_versions\A3_Kelsall_insetA.mxd (27 February 2015)

N

INSET A

MOULDSWORTH

ASHTON HAYES CP

KELSALL CP

CHESHIRE WEST AND CHESTER

Home Farm

Eddisbury Way

Quarries (disused) Reservoir

Longley Wood

The Top Lodge

Ashton Hayes

Ashtonhall Farm

Mound

Shay Lane

Lower Longley Farm

Dale Covert

Dodd's Rough

Kelsall Hill

Kelsall Hall

Northwood Hall

Weldon Farm

Holly Farm

Childwall Farm

Street Farm

Lower Grange Farm

Nursery

Kelsall

Hallowsgate

Fiat Lane

Common Lane

The Commons

Common Farm

Oscroft

Oscroft Hall

Oscroft Farm

Ash Farm

Tarvin

Church Farm

Tarvin Mill

Tarvin Bridge

Tarvin Sands

Pool Bank

Pool La

Barrow La

ROMAN ROAD (course of)

Brook Farm

Greenacres Farm

Ashton La

B 5393

A54

Brine's Brow

Woodside

Pp Ho (dis)

Forest Farm

Grey's Gate

Eddisbury Farm

Eddisbury Lodge

Home Farm

The Yeld Farm

Nursery

Quarries (disused) Reservoir

Longley Wood

The Top Lodge

Yeld Farm

Nurseries

The Yeld

Norton's Lane

Longley Farm

Yeld Lane

Morrey's Lane

Nurseries

Sandstone Trail

Nettleford Wood

Hangingstone Hill

King's Chair

Primrose Hill

Delamere Farm

King's Gate

Castle Hill

Forest House

Kelsborrow Castle (fort)

Boothsdale

Birch Hill

Roughlow Farm

Pearl Hole

Tirley Lane

Black Firs

Willington Corner

Manor Farm

Kelsall Parish Map 2015

Kelsall

Area

A

B

C

D

0 125 250 500 750 1,000 Meters

Cheshire West and Chester

CoSocius

N

Plot Scale 1:14,400 @ A3

© Crown copyright and database rights 2015. Ordnance Survey 100049046

Map Ref: GW\Alison Armstrong\FinalFiles\legal_versions\A3_Kelsall_insetB.mxd (27 February 2015)

INSET B

B

KELSALL CP

ASHTON HAYES CP

CHESHIRE WEST AND CHESTER

ROMAN ROAD (course of)

Kelsall Parish Map 2015

Kelsall

Area

A

B

C

D

0 125 250 500 750 1,000 Meters

Cheshire West and Chester

CoSocius

N

Plot Scale 1:14,400 @ A3

© Crown copyright and database rights 2015. Ordnance Survey 100049046

Map Ref: GW\Alison Armstrong\FinalFiles\legal_versions\A3_Kelsall_insetC.mxd (27 February 2015)

INSET C

Kelsall Parish Map 2015

Kelsall

Area

A

B

C

D

0 125 250 500 750 1,000 Meters

Cheshire West and Chester

CoSocius

N

Plot Scale 1:14,400 @ A3
© Crown copyright and database rights 2015. Ordnance Survey 100049046

Map Ref: GW\Alison Armstrong\FinalFiles\legal_versions\A3_Kelsall_insetD.mxd (27 February 2015)

INSET D

D