LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Cheshire West and Chester Borough Council (Reorganisation of Community Governance) (Willington) 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 17th July 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) (Willington) Order 2015.

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

(3) Article 9 shall come into force on the ordinary day of election of councillors in 2015.

(4) For the purposes of:

(a) this article,

(b) article 6 (calculation of budget requirement), and

(c) proceedings preliminary or relating to the election of parish councillors for the parish of Willington, 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 "Willington Parish Map 2015" and deposited in accordance with section 96(4) of the 2007 Act;

"Monitoring Officer" means the officer designated under section 5 of the Local Government and Housing Act 1989;

"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 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 Willington shall comprise the area edged red on the map.

Calculation of budget requirement

6. 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 Willington the sum of £4,255.00.

Parish council for the parish

7. (1) There shall be a parish council for the parish of Willington.

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

Elections for the new parish council

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

Number of parish councillors

9. The number of councillors to be elected for the parish of Willington shall be five.

Annual meeting of parish council

10. The annual meeting of the new parish council in 2015 shall be convened by the Monitoring Officer of Cheshire West and Chester Borough 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.

Electoral register

11. 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

12. The land, property, rights and liabilities described in Schedules 2 and 3 shall transfer from the existing Parish Council of Delamere to the new parish council.

Transitional Provisions

13. Until the councillors elected to the council of the parish of Willington at the elections to be held on the ordinary day of election councillors in 2015 come into office, the parish shall be represented by the following members of Cheshire West and Chester Borough Council:

a) Councillor Hugo Deynem;

b) Councillor John Leather; and

c) Councillor Ann Wright.

Order date

14. 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

Authorised Signatory

Dated 30th March 2015

6022

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	Tarvin	Willington
B	Delamere	Willington
C	Willington	Utkinton and Cotebrook

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*
BT Telephone Box	1st April 2015
Bus Shelter at Willington Corner	1st April 2015
Notice Board at Willington Corner	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*
15% 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

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 Willington. It provides for the alteration of parish boundaries with effect from 1st April 2015 and the creation of a parish council for the parish of Willington within the borough.

Article 8 provides for parish elections in the parish of Willington in 2015. They will then continue according to the established system of parish elections every four years.

Article 9 specifies the number of parish councillors for the parish of Willington.

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 altered boundary for the parish of Willington. It is available, at all reasonable times, at the offices of Cheshire West and Chester Borough Council.

Willington Parish Map 2015

Willington

Area

A

B

C

0 100 200 300 400 Meters

Cheshire West and Chester

CoSocius

N

Plot Scale 1:9000 @A3

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Map Ref: GW\Alison Armstrong\FinalFiles\legal_versions\A3_Willington.mxd (09 March 2015)

WILLINGTON CP

R'S HEYS CP

Kelsborrow Castle fort

Boothsdale

Birch Hill

Summertrees

Roughlow Farm

Quarry (dis)

Pearl Hole

Tirley Lane

The Commons

Common Lane

Manor Farm

Willington Corner

Black Firs

Tirley Farm

Weetwood Grange

Willington Road

Willington Wood

Higher Barn Farm

Pryors Hayes

Willington-mill Farm

Weetwood Common

The Belt

Home Farm

Willington Hall Hotel

The Rookery

Rock Farm

The Willingtons

Tirley Garth

Grove House

Hillside Farm

Brook Farm

Fir Tree

The Glen

Willington Lane

Sandstone Trail

Bentley Wood

Jone's Wood

Dickinson's Rough

Oak-Tree Farm

Utkinton

Sch

PO

BS