

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Rotherham Borough Council (Reorganisation of Community Governance) Order 2010

Made 15th October 2010

Coming into force in accordance with article 1(2)

Rotherham Borough Council (“the Council”), in accordance with the Local Government and Rating Act 1997, the Local Government and Public Involvement in Health Act 2007 (Commencement No. 3, Transitional and Saving Provisions and Commencement No. 2 (Amendment)) Order 2008 and the Local Government and Public Involvement in Health Act 2007 (“the 2007 Act”) has undertaken a community governance review of the whole of its area and made recommendations approved on 21st April 2010 and 28th July 2010.

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 for its area 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 in accordance with Section 86 of the 2007 Act has obtained the agreement of the Local Government Boundary Commission for England to change protected electoral arrangements as they are defined in the 2007 Act insofar as they affect the parishes of Aston cum Aughton, Bramley, Dalton, Maltby, Thrybergh, and Wickersley.

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 Rotherham Borough Council (Reorganisation of Community Governance) Order 2010.

(2) Subject to paragraphs (3) and (4) of this article, this Order shall come into force on 1st April 2011.

(3) Articles 8 and 11 to 15 shall come into force on the ordinary day of election of councillors in 2011.

- (4) For the purposes of:
- (a) this article,
 - (b) articles 5 and 17, and
 - (c) proceedings preliminary or relating to the elections of parish councillors for the parishes of Hellaby, Anston, Bramley, Maltby, Wales and Wentworth, to be held on the ordinary day of election of councillors in 2011,

this Order shall come into force on 15th October 2010.

Interpretation

2. In this Order—

“borough” means the borough of Rotherham which for the purposes of identification is shown edged in purple on the map annexed to this Order and marked “General outline map referred to in the Rotherham Borough Council (Reorganisation of Community Governance) Order 2010”.

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

“map” followed by a number means the map bearing that number out of the thirty numbered maps marked “Map referred to in the Rotherham Borough Council (Reorganisation of Community Governance) Order 2010” and deposited in accordance with section 96(4) of the 2007 Act and numbered 1 to 30,

“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 of the Representation of the People Act 1983.

Effect of Order

3. This Order has effect subject to any agreement made under section 99 (agreements about incidental matters) of the 2007 Act that is relevant to any provision of this Order.

Constitution of a new parish

4. (1) A new parish, comprising the area hatched and labelled in red and referenced 7A on map 7, shall be constituted within the borough.

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

(3) In consequence of paragraph (1) of this article, the area of the new parish shall cease to be part of the existing parish of Bramley.

Calculation of budget requirement

5. For the purposes of regulation 3 (calculation of budget requirement) of the Local Government Finance (New Parishes) (England) Regulations 2008 there is specified in relation to the new parish the sum of £8,231 as increased in line with the Consumer Price Index for September 2010.

Parish council for the new parish

6. (1) There shall be a parish council for the new parish.

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

Election for the new parish

7. The election of all parish councillors for the new parish shall be held on the ordinary day of election of councillors in 2011.

Number of parish councillors for the new parish

8. The number of councillors to be elected for the new parish shall be five.

Annual meeting of parish council

9. The annual meeting of the new Hellaby Parish Council in 2011 shall be convened by the Chief Executive of the 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.

Transitional provision

10. Until the councillors elected to the new Hellaby Parish Council at the elections to be held on the ordinary day of election of councillors in 2011 come into office in accordance with section 16(3) (ordinary elections of parish councillors) of the Local Government Act 1972, the new parish shall be represented by those persons who immediately before 1st April 2011 are the elected councillors for the borough ward of Hellaby and the administration of the affairs of the new parish shall be undertaken by Chief Executive of the Council or an officer designated by him until a proper officer is appointed by the new parish council.

Wards of the parish of Anston and numbers of parish councillors

11. (1) The parish of Anston shall be divided into two wards which shall be named Anston North and Anston South.

(2) Each ward shall comprise the area designated on Map 1 by reference to the name of the ward and demarcated by a green boundary line.

(3) The number of councillors to be elected for Anston North ward shall be eleven and for Anston South ward shall be four.

Wards of the parish of Bramley and numbers of parish councillors

12. (1) The existing wards of the parish of Bramley shall be abolished.

(2) The parish shall be divided into three wards which shall be named Bramley Central, Bramley North and Bramley South.

(3) Each ward shall comprise the area designated on Map 3 by reference to the name of the ward and demarcated by green boundary lines.

(4) The number of councillors to be elected for Bramley Central ward shall be seven, for Bramley North ward shall be two and for Bramley South ward shall be four.

Wards of the parish of Maltby and numbers of parish councillors

13. (1) The existing wards of the parish of Maltby shall be abolished.

(2) The parish shall be divided into four wards which shall be named Maltby East, Maltby North, Maltby South and Maltby West.

(3) Each ward shall comprise the area designated on Map 9 by reference to the name of the ward and demarcated by green boundary lines.

(4) The number of councillors to be elected for Maltby East ward, Maltby North ward and Maltby West ward shall be five in each case and for Maltby South ward shall be three.

Wards of the parish of Wales and number of parish councillors

14. (1) The parish of Wales shall be divided into two wards which shall be named Kiveton Park and Wales.

(2) Each ward shall comprise the area designated on Map 13 by reference to the name of the ward and demarcated by a green boundary line.

(3) The number of councillors to be elected for Kiveton Park ward shall be seven and for Wales ward shall be eight.

Wards of the parish of Wentworth and number of parish councillors

15. (1) The existing wards of the parish of Wentworth shall be abolished.

(2) The parish shall be divided into two wards which shall be named Harley and Wentworth.

(3) Each ward shall comprise the area designated on Map 14 by reference to the name of the ward and demarcated by a green boundary line.

(4) The number of Councillors to be elected for Harley ward shall be four and for Wentworth ward shall be five.

Alteration of parish areas

16 (1) In relation to each of the parishes specified in Column (1) of Schedule 1 to this Order, alterations (whether or not otherwise provided for in the Order) shall take effect as described in Column (2) of that Schedule and where applicable land shall be transferred into or out of the parish as shown on the numbered map referred to in Column (3) of that Schedule and referred to in Columns (4) and (5) of that Schedule.

(2). In relation to each of the parishes specified in Column (1) of Schedule 2 to this Order no alterations are made and the areas of those parishes shall continue to be as shown on the numbered maps referred to in Column (3) of that Schedule

Electoral register

17. 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


18. (1) The land and property described in Schedule 3 to this Order shall transfer from Bramley Parish Council to Hellaby Parish Council on the date specified in Column (2) of that Schedule.

(2) Any land, property, rights and liabilities of the parish councils for the parishes specified in Column (1) of Schedule 1 to this Order, in relation to the areas specified in Column (5) of that Schedule, shall transfer to the parish council of the transferee parish as is specified in Column (5) of that Schedule.

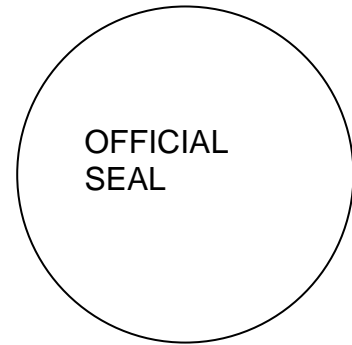
Order date

19. 1st April 2011 is the Order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

The Common Seal of the
Rotherham Borough Council was
hereunto affixed in the presence of



Duly Authorised Officer



Dated 15th October 2010

SCHEDULE 1

ALTERATION OF AREAS OF PARISHES

Column (1)	Column (2)	Column (3)	Column (4)	Column (5)
Parish Name	Description of Change	Map No.	Area to be transferred In	Area to be transferred out
Aston-cum-Aughton	Realignment of the boundary between Aston-cum-Aughton parish and Treeton and Orgreave parishes along the Orgreave side of the River Rother	2	Area 2A hatched and labelled in red to be transferred to the West ward of Aston-cum-Aughton parish from Treeton parish	Area 2F labelled in blue to be transferred from the West ward of Aston-cum-Aughton parish to Treeton parish
			Areas 2B, 2C, 2D and 2E labelled in red to be transferred to the West ward of Aston-cum-Aughton parish from Orgreave parish	Areas 2G and 2H labelled in blue to be transferred from the West ward of Aston-cum-Aughton parish to Orgreave parish
Bramley	Realignment of the boundary between Bramley parish and Wickersley parish and the creation of the new parish	3	Areas 3A and 3B hatched and labelled in red to be transferred to the Central ward of Bramley parish from the North ward of Wickersley parish	Area 3D hatched and labelled in blue to be transferred from the Central ward of Bramley parish to the North ward of Wickersley parish
			Area 3C hatched and labelled in red to be transferred to the South ward of Bramley parish from the South ward of Wickersley parish	Area 3E hatched and labelled in blue to be transferred from the South ward of Bramley parish to the new parish
Brampton-Bierlow	Change to the boundary between Brampton-Bierlow parish and Wentworth parish	4	None	Area 4A hatched and labelled in blue to be transferred from Brampton-Bierlow parish to the Wentworth ward of Wentworth parish
Dalton	Minor changes to boundaries between Dalton parish, Thrybergh parish and Wickersley parish	5	Area 5A hatched and labelled in red to be transferred to the West ward of Dalton parish from the South ward of Thrybergh parish	Area 5B hatched and labelled in blue to be transferred from the South ward of Dalton parish to the North ward of Wickersley parish

Column (1)	Column (2)	Column (3)	Column (4)	Column (5)
Parish Name	Description of Change	Map No.	Area to be transferred in	Area to be transferred out
Dinnington St. John's	Minor changes to boundaries between Dinnington St. John's parish, Laughton-en-le-Morthen parish and Woodsetts parish	6	None	Area 6A hatched and labelled in blue transferred from Dinnington St. John's parish to Woodsetts parish
				Area 6B hatched and labelled in blue transferred from Dinnington St John's parish to Laughton-en-le-Morthen parish
Laughton-en-le Morthen	Minor changes to boundary between Laughton-en-le-Morthen parish and Dinnington St. John's parish	8	Area 8A hatched and labelled in red to be transferred to Laughton-en-le-Morthen parish from Dinnington St John's parish	None
Orgreave	Realignment of boundaries between Orgreave parish, Aston-cum-Aughton parish and Treeton parish	10	Areas 10A, 10B and 10C hatched and labelled in red to be transferred to Orgreave parish from Treeton parish	Area 10F hatched and labelled in blue to be transferred from Orgreave parish to Treeton parish
			Areas 10D and 10E hatched and labelled in red to be transferred to Orgreave parish from the West ward of Aston-cum-Aughton parish	Areas 10H, 10I, 10J and 10K to be transferred from Orgreave parish to the West ward of Aston-cum-Aughton parish
Thrybergh	Minor changes to boundary between Thrybergh parish and Dalton parish	11	None	Area 11A hatched and labelled in blue to be transferred from the South ward of Thrybergh parish to the West ward of Dalton parish
Treeton	Realignment of boundaries between Treeton parish, Aston-cum-Aughton parish and Orgreave parish	12	Area 12B hatched and labelled in red to be transferred to Treeton parish from Orgreave parish	Area 12D, 12E and 12F hatched and labelled in blue to be transferred from Treeton parish to Orgreave parish
			Area 12C hatched and labelled in red to be transferred to Treeton parish from the West ward of Aston-cum-Aughton parish	Area 12G hatched and labelled in blue to be transferred from Treeton parish to the West ward of Aston-cum-Aughton parish

Column (1)	Column (2)	Column (3)	Column (4)	Column (5)
Parish Name	Description of Change	Map No.	Area to be transferred in	Area to be transferred out
Wentworth	Change to boundary between Wentworth parish and Brampton-Bierlow parish	14	Area 14A hatched and labelled in red to be transferred to the Wentworth ward of Wentworth parish from Brampton-Bierlow parish	None
Wickersley	Realignment of boundaries between Wickersley parish, Bramley parish and Dalton parish	15	Area 15A hatched and labelled in red to be transferred to the North ward of Wickersley parish from the South ward of Dalton parish	Areas 15C and 15D hatched and labelled in blue to be transferred from the North ward of Wickersley parish to the Central ward of Bramley parish
			Area 15B hatched and labelled in red to be transferred to the North ward of Wickersley parish from the Central ward of Bramley parish	Area 15E to be transferred from the South ward of Wickersley parish to the South ward of Bramley parish
Woodsetts	Minor change to the boundary between Woodsetts parish and Dinnington St. John's parish	16	Area 16A hatched and labelled in red to be transferred to Woodsetts parish from Dinnington St John's parish	None

SCHEDULE 2

Column (1)	Column (2)	Column (3)
Parish Name	Description of Change	Map No.
Brinsworth	No Change	17
Catcliffe	No Change	18
Firbeck	No Change	19
Harthill-with-Woodhall	No Change	20
Letwell	No Change	21
Ravenfield	No Change	22
Thorpe Salvin	No Change	23
Thurcroft	No Change	24
Todwick	No Change	25
Ulley	No Change	26
Whiston	No Change	27
Gildingwells	No Change	28
Hooton Levitt	No Change	29
Hooton Roberts	No Change	30

SCHEDULE 3

<i>Column (1)</i>	<i>Column (2)</i>
Land and property to be transferred	Date
Hellaby Centenary Hall	1 st April 2011
All other land, property, rights and liabilities relating to the new parish	1 st April 2011