

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Winchester District (Reorganisation of Community Governance at West of Waterlooville) Order 2018

Made on the 26th day of November 2018

Coming into force in accordance with article 1(2)

Winchester City 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 14th June 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 council makes the following Order in exercise of the powers conferred by sections 86, 98(4) and 240(10) of the 2007 Act.

1. Citation and commencement

(1) This Order may be cited as the Winchester District (Reorganisation of Community Governance at West of Waterlooville) Order 2018.

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

(3) Article 8 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 parish of Newlands, to be held on the ordinary day of election of councillors in 2019,

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

2. Interpretation

In this Order—

“district” means the district of Winchester;

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

“map” means the map marked “Map referred to in the Winchester District (Reorganisation of Community Governance at West of Waterlooville) 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 6;

“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.

3. Effect of Order

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.

4. Constitution of a new parish

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

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

(3) In consequence of paragraph (1) of this article, the area of the new parish shall cease to be part of the existing parishes of Denmead and Southwick & Widley.

5. Calculation of budget requirement

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 Newlands the sum of £33,052.

6. Parish council for the parish of Newlands

- (1) There shall be a parish council for the parish of Newlands.
- (2) The name of that council shall be "The Parish Council of Newlands".

7. Election for the parish of Newlands

- (1) The election of all parish councillors for the parish of Newlands 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 parish of Newlands shall be four 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 paragraph 4(3) above to be held on a date other than that for which paragraph 7(1) provides, it shall cease to have effect to that extent.

8. Number of parish councillors for the parish of Newlands

The number of councillors to be elected for the parish of Newlands shall be nine.

9. Annual meeting of parish council

The annual meeting of the new parish council in 2019 shall be convened by the Returning Officer of Winchester City 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.

10. Alteration of parish areas

- (1) The area coloured and designated by the letter "A" on the map shall cease to be part of the parish of Denmead and shall become part of the parish of Newlands.
- (2) The area coloured and designated by the letter "B" on the map shall cease to be part of the parish of Southwick & Widley and shall become part of the parish of Newlands.

11. Electoral register

The registration officer for the district 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.

12. Transfer of property, rights and liabilities(a)

- (1) The land, property, rights and liabilities described in Schedules 2-6 shall transfer from Denmead Parish Council to Newlands Parish Council on the date specified in column (2) of those Schedules.
- (2) The land, property, rights and liabilities described in Schedules 2-6 shall transfer from Southwick & Widley Parish Council to Newlands Parish Council on the date specified in column (2) of those Schedules.

13. Transitional provision

Until the councillors elected to the council of the new parish of Newlands 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 district wards of Denmead and Southwick & Wickham.

14. Order date

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 the council on the 26th day of November 2018

Signed on the 26th day of November 2018
L. Hall

by

Head of Legal (Interim)



SCHEDULE 1

article 10

ALTERATION OF AREAS OF PARISHES AND PARISH WARDS

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column (3)</i>
<i>Area</i>	<i>Parish from which omitted</i>	<i>Parish to which added</i>
"A"	Denmead	Newlands
"B"	Southwick & Widley	Newlands

SCHEDULE 2

article 12

LAND AND PROPERTY TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Land and property to be transferred</i>	<i>Date</i>
Lenovo Think Pad laptop from Denmead Parish Council.	1 April 2019
Intenso external hard drive from Denmead Parish Council.	1 April 2019
Epson Workforce Pro compact printer from Denmead Parish Council.	1 April 2019
Notice board on Grainger Street from Southwick & Widley Parish Council.	1 April 2019
Leasehold of the interim community building from Southwick & Widley Parish Council.	1 April 2019

SCHEDULE 3

article 12

HISTORICAL AND CEREMONIAL PROPERTY TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Historic and ceremonial property to be transferred</i>	<i>Date</i>
None	N/A

SCHEDULE 4

article 12

[OTHER MATTERS] TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>[Other matters] to be transferred</i>	<i>Date</i>
Intellectual property, in particular all notes and minutes of the West of Waterlooville Advisory Group.	1 April 2019

SCHEDULE 5

article 12

FUNDS AND BALANCES TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Funds and balances to be transferred</i>	<i>Date</i>
£4,778.07 from Denmead Parish Council, less expenditure totaling up to £3,013 incurred in the intervening period and approved by Winchester City Council in association with the equipping for public use of the interim community building.	1 April 2019
£8,097.61 from Southwick & Widley Parish Council, less any expenditure incurred in the intervening period and approved by Winchester City Council in association with the equipping for public use of the interim community building.	1 April 2019

SCHEDULE 6

article 12

MAINTENANCE [OR OTHER] RESPONSIBILITIES TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Maintenance responsibilities to be transferred</i>	<i>Date</i>
None	N/A

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by Winchester City Council for the new parish of Newlands, created within the district of Winchester.

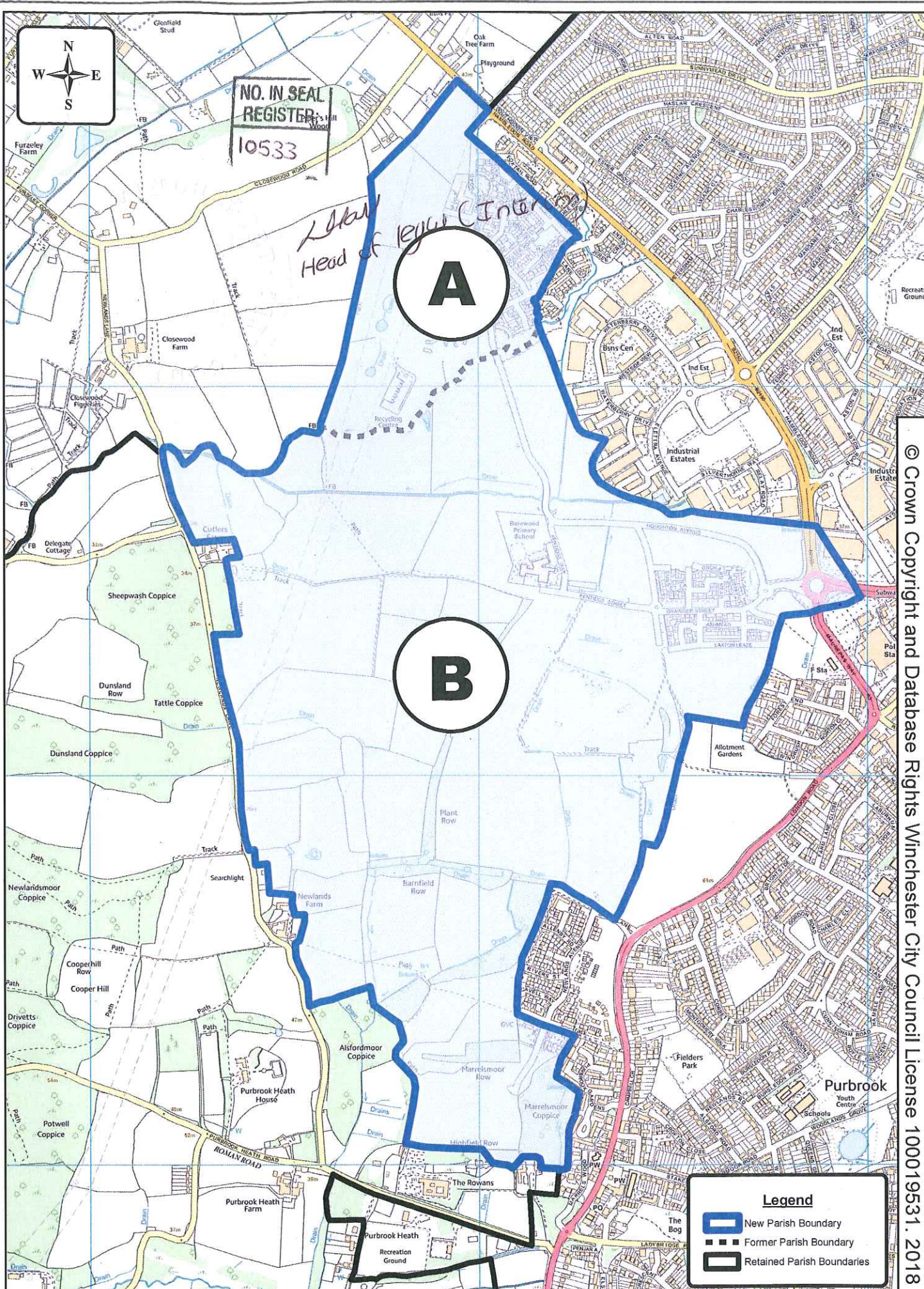
The parish of Newlands will be created with effect from 1 April 2019. The electoral arrangements apply in respect of parish elections to be held on and after the ordinary day of election of councillors in 2019.

Article 7 provides for parish elections in the parish of Newlands in 2019, and then to continue according to the established system of parish elections every four years.

Article 8 specifies the numbers of parish councillors for the new parish of Newlands.

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 parish of Newlands. It is available, at all reasonable times, at the offices of Winchester City Council.



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Scale: NTS@A4P
Date: 10th June 2018
Drawn: Anna Murray
Dept: IMT / GIS
Doc:

Proposed Newlands Parish Council **Land Transfers From Former Councils**