

APPENDIX 1

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Darlington Borough Council (Reorganisation of Community Governance) No.1 Order 2016

Made - - - 4 January 2016

Coming into force in accordance with article 1(2)

DARLINGTON 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.

The council has in accordance with section 93 of the 2007 Act 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

In accordance with section 100 of the 2007 Act, the council has had regard to guidance issued under that section.

On 19 November 2015 the council decided to give effect to those recommendations

The council makes the following Order in exercise of the powers conferred by sections 86, 98(4) and 240(10) of the 2007 Act:

Citation and commencement

- 1.—(1) This Order may be cited as the Darlington Borough Council (Reorganisation of Community Governance) No.1 Order 2016.
- (2) Subject to paragraphs (3) and (4) below this Order shall come into force on 1st April 2016. (3) Articles 11 to 13 shall come into force on the day of election of councillors in May 2016, as shall be set out in the notice of elections.
- (3) For the purposes of:
 - (a) this article,
 - (b) proceedings preliminary or relating to the elections of parish councillors for the parishes of Middleton St George, Hurworth and Neasham, to be held on a day in May 2016 as shall be set out in the notice of elections,

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 Darlington;

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

“map” means the map marked “Map referred to in the Darlington (Reorganisation of Community Governance) No.1, Order 2016” 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. Copies of the map and numbered sheets are annexed to this order.

“new parish” means a parish constituted by articles 7, 8 and 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 of the Order

- 4.—(1) The area affected by this Order is the existing parishes of Archdeacon Newton, Hurworth, Low Dinsdale, Middleton St George, Neasham and Sockburn.
- (2) Unless otherwise stated in this Order, the existing parish area and electoral arrangements for each of the parishes detailed in paragraph (1) above shall remain unaltered.

Dissolving Archdeacon Newton Parish Council

- 5.—(1) Archdeacon Newton Parish Council shall be abolished.
- (2) The area east of the A1M (known as High Grange) should no longer form part of a parished area.
- (3) Archdeacon Newton shall become a Parish Meeting, retaining the current parish area with the exception of the area east of the A1M (known as High Grange), comprising the area outlined in green on the map (Sheet 1)

Dissolving Low Dinsdale Parish Council

- 6.—(1) Low Dinsdale Parish Council shall be abolished.
- (2) The arrangements for the amalgamation of the Parish Council into the reconstituted Parish Councils of Middleton St George and Neasham are set out in Articles 7 and 8.

Constitution of a new parish

Changing the boundary and parish area of Middleton St George to include part of the area of Low Dinsdale Parish Council (Low Dinsdale North parish ward) and to constitute a new Middleton St George Parish Council

- 7.—(1) The existing parish of Middleton St George and the Parish Council shall be de-constituted.
- (2) The area forming the North parish ward of Low Dinsdale Parish Council shall be included as part of a newly constituted Middleton St George parish council comprising the area outlined in purple on the map (Sheet 2)
- (3) The newly constituted parish council shall be known as “Middleton St George Parish Council”

Changing the boundary and parish area of Neasham to include part the area of Low Dinsdale Parish Council (Low Dinsdale South parish ward) and to constitute a new Neasham Parish Council

- 8.—(1) The existing parish of Neasham and the Parish Council shall be de-constituted.
- (2) The area forming the South parish ward of Low Dinsdale Parish Council, together with Sockburn parish shall be included in a newly constituted Neasham Parish Council comprising the area outlined in blue on the map (Sheet 3)
- (3) The newly constituted parish council shall be known as “Neasham Parish Council”

Changing the boundary and parish area of Hurworth to remove the area of Hurworth Parish Council (The Lanes Parish Ward) which forms part of the Park East ward from the Hurworth Parish area and to constitute a new Hurworth Parish Council

- 9.—(1) The existing parish of Hurworth and the Parish Council is de-constituted
- (2) The Lanes Parish Ward of Hurworth Parish Council shall cease to be part of the Hurworth Parish area and a new Hurworth parish and parish council shall be constituted reflecting this change comprising the area outlined in orange on the map (Sheet 4)
- (3) The new parish shall be known as Hurworth and the new parish council known as “Hurworth Parish Council”.

Parish elections

10. Elections of all parish councillors for the parishes of Hurworth, Neasham and Middleton St George shall be held simultaneously on a day in May 2016 as shall be set out in the notice of elections. Parish councillors shall be elected for a term ending on the ordinary day of elections of councillors.

Number of parish councillors for the parish of Hurworth

11. The number of councillors to be elected for the parish of Hurworth shall be twelve.

Number of parish councillors for the parish of Middleton St George

12. The number of councillors to be elected for the parish of Middleton St George shall be ten.

Number of parish councillors for the parish of Neasham

13. The number of councillors to be elected for the parish of Neasham shall be eight.

Alteration of and changes to parish areas

14. —(1) Each area designated by a letter on the map and specified in column (1) of Schedule 1 shall cease to be part of the parish or in a parished area as specified in relation to that area in column (2) of the Schedule.

(2) Each area designated by a letter on the map and specified in column (1) of Schedule 1 shall be subject to the alteration to the parish as specified in column (3) of the Schedule.

Electoral Register

15. 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

16. —With effect from the 1st April 2016 all land, property, rights and liabilities:

- (1) formerly vesting in Archdeacon Newton Parish Council shall transfer to Darlington Borough Council.
- (2) formerly vesting in the predecessor Hurworth Parish Council shall transfer to the newly constituted Hurworth Parish Council.
- (3) formerly vesting in the predecessor Middleton St George Parish Council shall transfer to the newly constituted Middleton St George Parish Council.
- (4) formerly vesting in Low Dinsdale Parish Council to the value of 85% shall transfer to the newly constituted Middleton St George Parish Council.
- (5) formerly vesting in the predecessor Neasham Parish Council shall transfer to the newly constituted Neasham Parish Council.
- (6) formerly vesting in Low Dinsdale Parish Council to the value of 15% shall transfer to the newly constituted Neasham Parish Council.

Order date

17. 1st April 2016 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

The Common SEAL of the DARLINGTON
BOROUGH COUNCIL was hereunto
affixed In the presence of

Authorised Signatory

Dated 4 January 2016

SCHEDULE 1

ALTERATION OF AREAS OF PARISHES

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column (3)</i>
<i>Area</i>	<i>Parish area no longer to be parished</i>	<i>Changes to Parishes</i>
"A" (Sheet 4)	The Lanes Parish Ward of Hurworth parish.	Not applicable
"B" (Sheet 1)	The area east of the A1(M) of Archdeacon Newton parish	Not applicable
"C" (Sheet 2)	Not applicable	The Northern part of Low Dinsdale parish becomes part of Middleton St George parish area
"D" (Sheet 3)	Not Applicable	The Southern part of Low Dinsdale parish becomes part of Neasham parish area
"E" (Sheet 3)	Not Applicable	Sockburn parish becomes part of Neasham parish area

ANNEX

Column (1)	Column (2)
Title of map of or sheet	Description
Map	As referred to in the Order
Sheet 1	Archdeacon Newton area
Sheet 2	Middleton St George area
Sheet 3	Neasham area
Sheet 4	Hurworth area

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by Darlington Borough Council and sets out :

Article 5 - abolishes Archdeacon Newton Parish Council and causes the area east of the A1M (known as High Grange) to cease to be parished.

Article 6 - abolishes Low Dinsdale Parish Council.

Article 7 – effects change to the boundary and parish area of Middleton St George to include the area of Low Dinsdale parish (Low Dinsdale North parish ward) into a newly constituted Middleton St George Parish Council.

Article 8 - effects change to the boundary and parish area of Neasham to include part of the area of Low Dinsdale Parish Council (Low Dinsdale South parish ward) and Sockburn parish into a newly constituted Neasham Parish Council.

Article 9 - effects change to the boundary and parish area of Hurworth to remove the Lanes Parish Ward which forms part of the Park East ward from the Hurworth Parish area and to constitute a new Hurworth Parish Council. This area of the Park East ward ceases to be parished.

Article 10 – concerns the electoral arrangements that apply for the parishes of Hurworth, Neasham and Middleton St George specifying that elections shall be held simultaneously on a day in May 2016 as shall be set out in the notice of election. The term shall end on the ordinary day of elections for councillors (a shortened term of approximately 3 years).

Article 11 – specifies the number of parish councillors for Hurworth Parish Council.

Article 12 – specifies the number of parish councillors for Middleton St George Parish Council.

Article 13 – specifies the number of parish councillors for Neasham Parish Council.

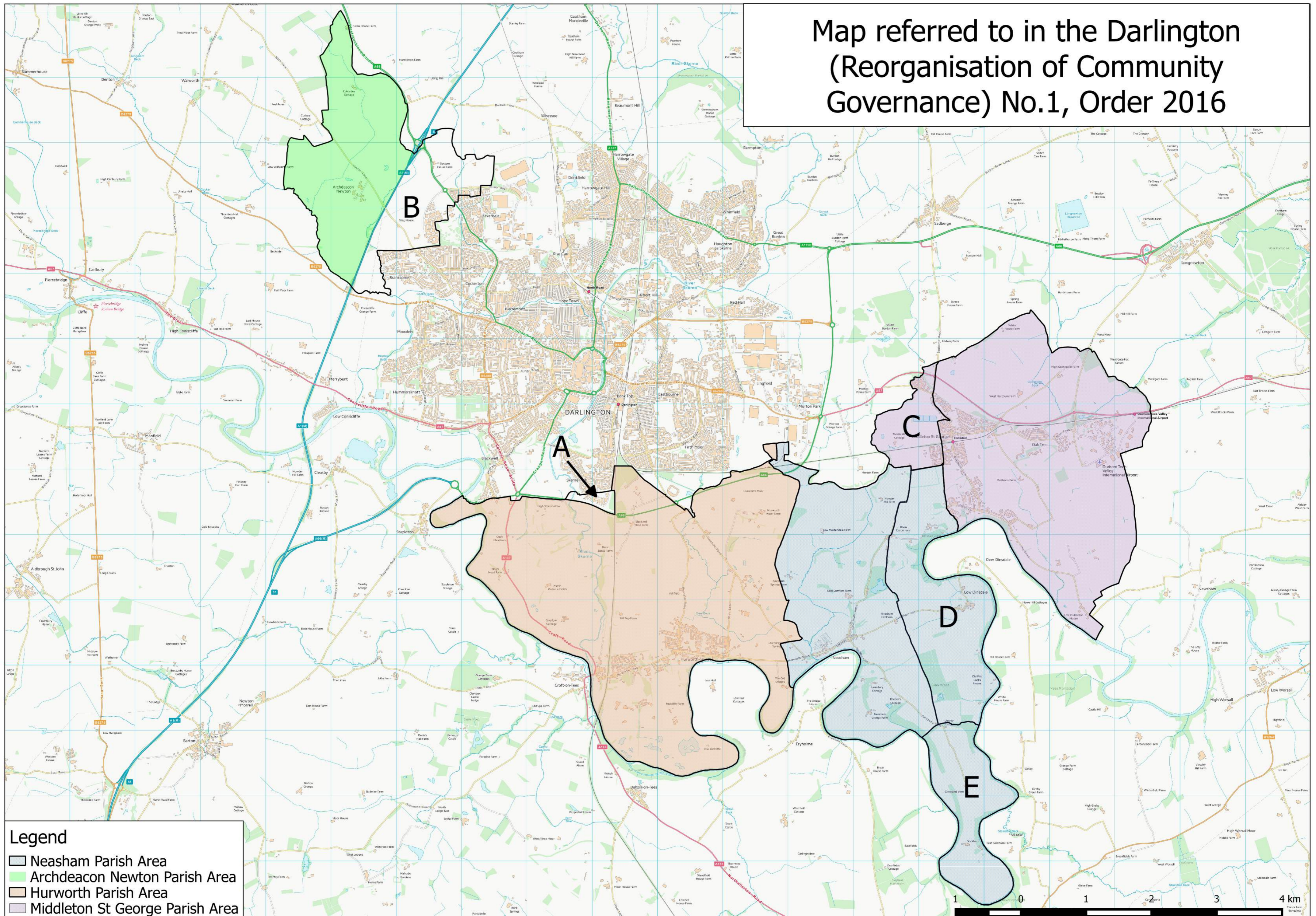
Article 14 – sets out the alterations and changes to parish areas.

Article 15 – permits consequential changes to be made to the Electoral Register.

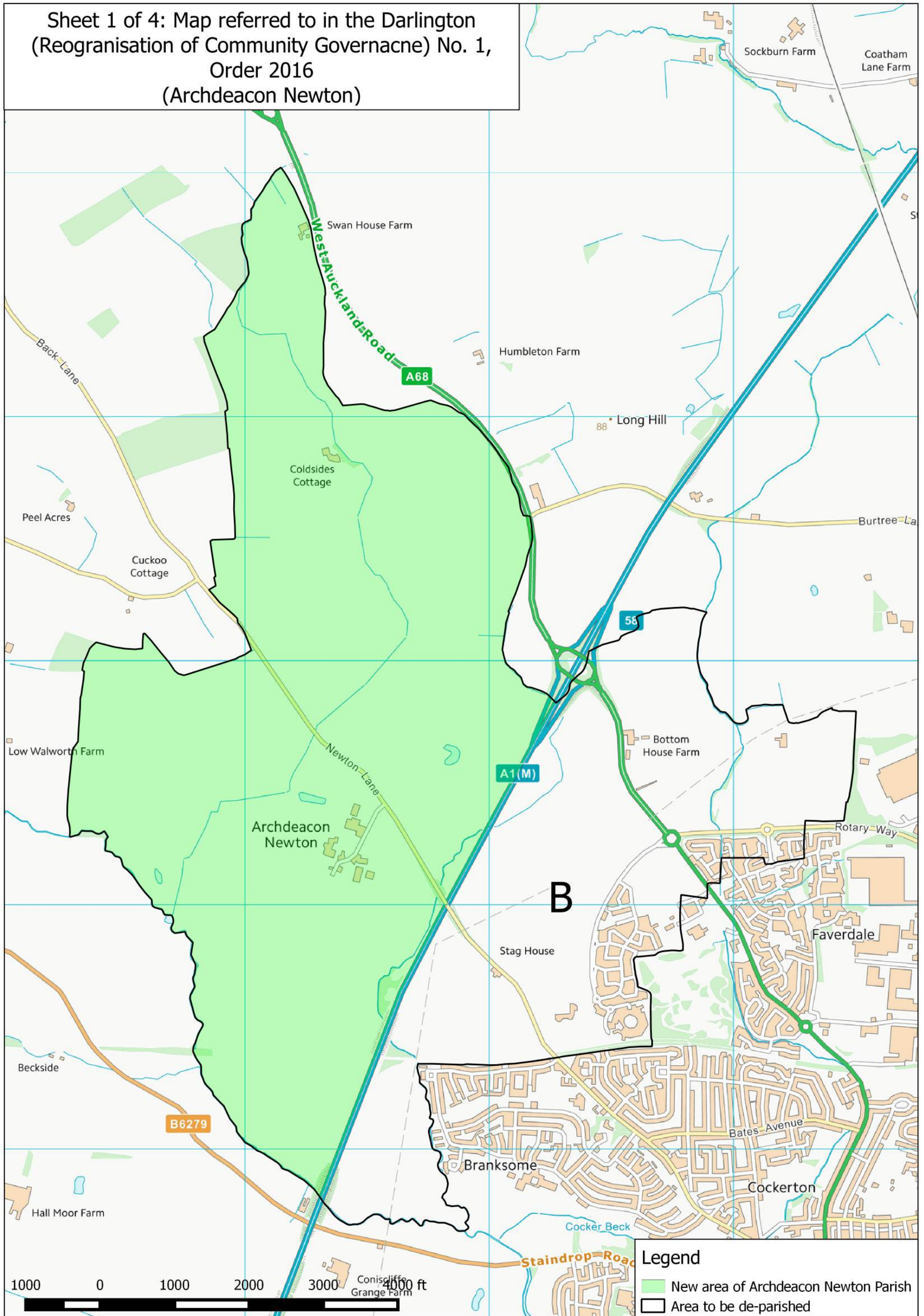
Article 16 – deals with the transfer of property rights and liabilities.

The map defined in Article 2 and numbered sheets (in a larger scale) show the changes set out in this order and will be available, at all reasonable times, at the offices of Darlington Borough Council and are also available from the Council's website. Copies of the map and numbered sheets are annexed to this order.

Map referred to in the Darlington (Reorganisation of Community Governance) No.1, Order 2016



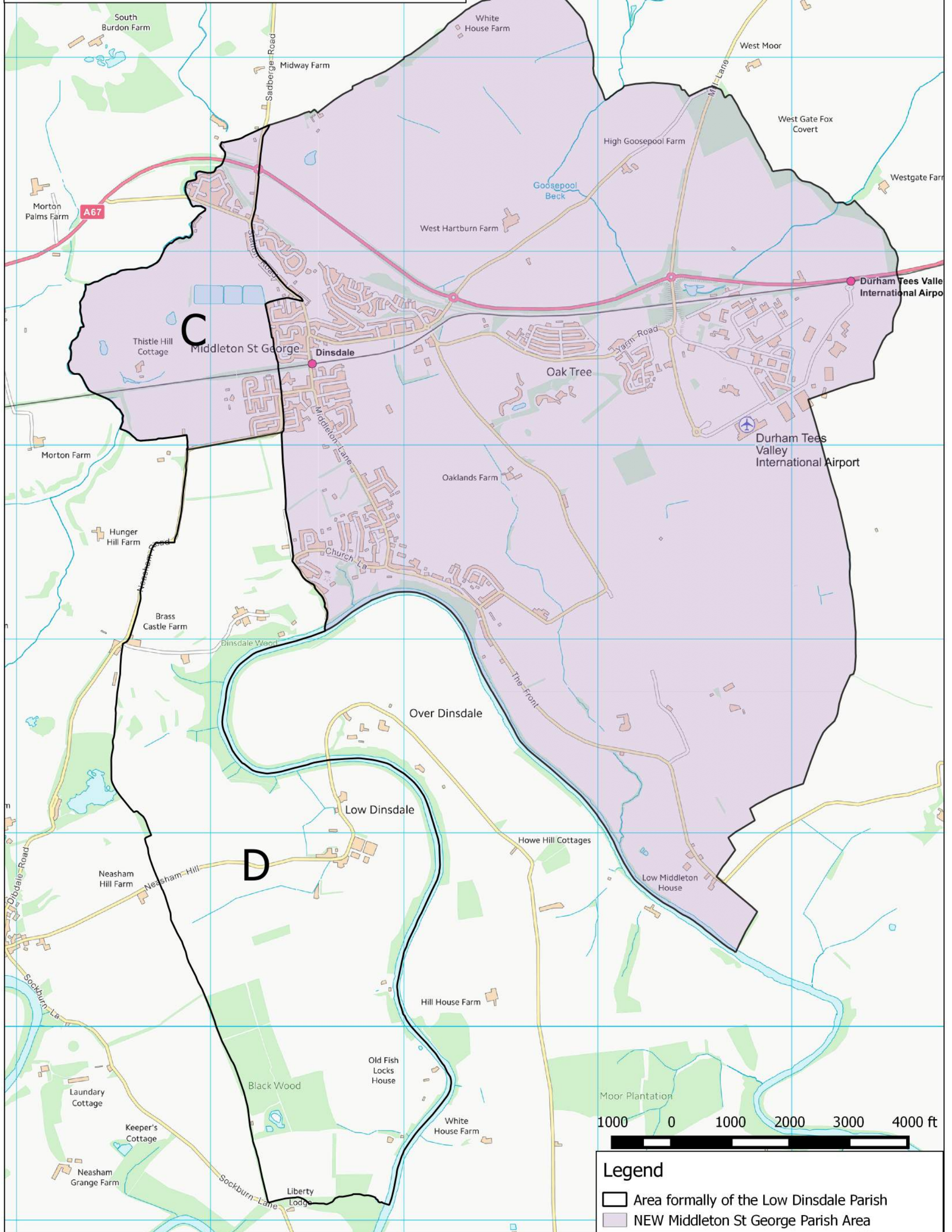
Sheet 1 of 4: Map referred to in the Darlington
 (Reorganisation of Community Governacne) No. 1,
 Order 2016
 (Archdeacon Newton)



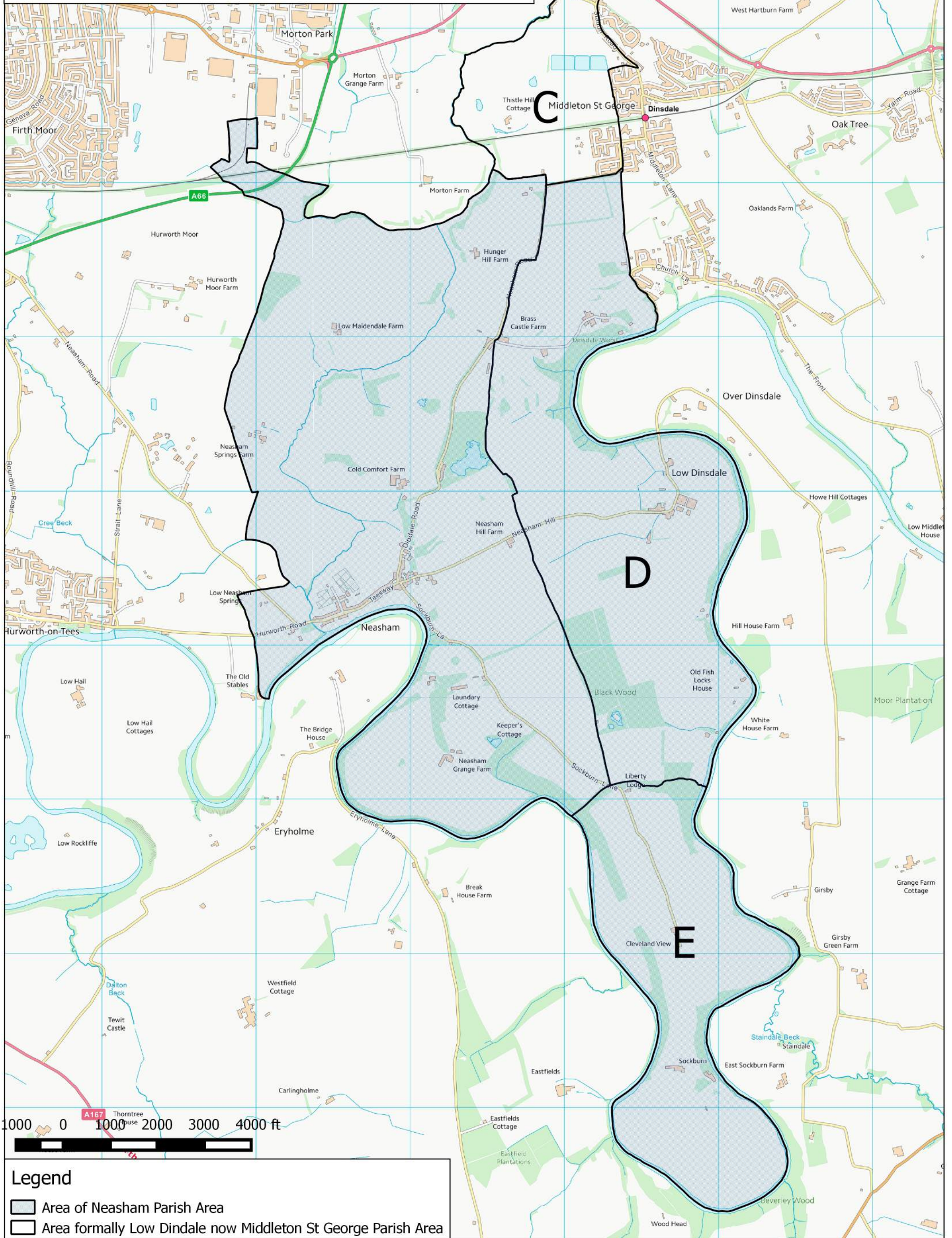
Legend

- New area of Archdeacon Newton Parish
- Area to be de-parished

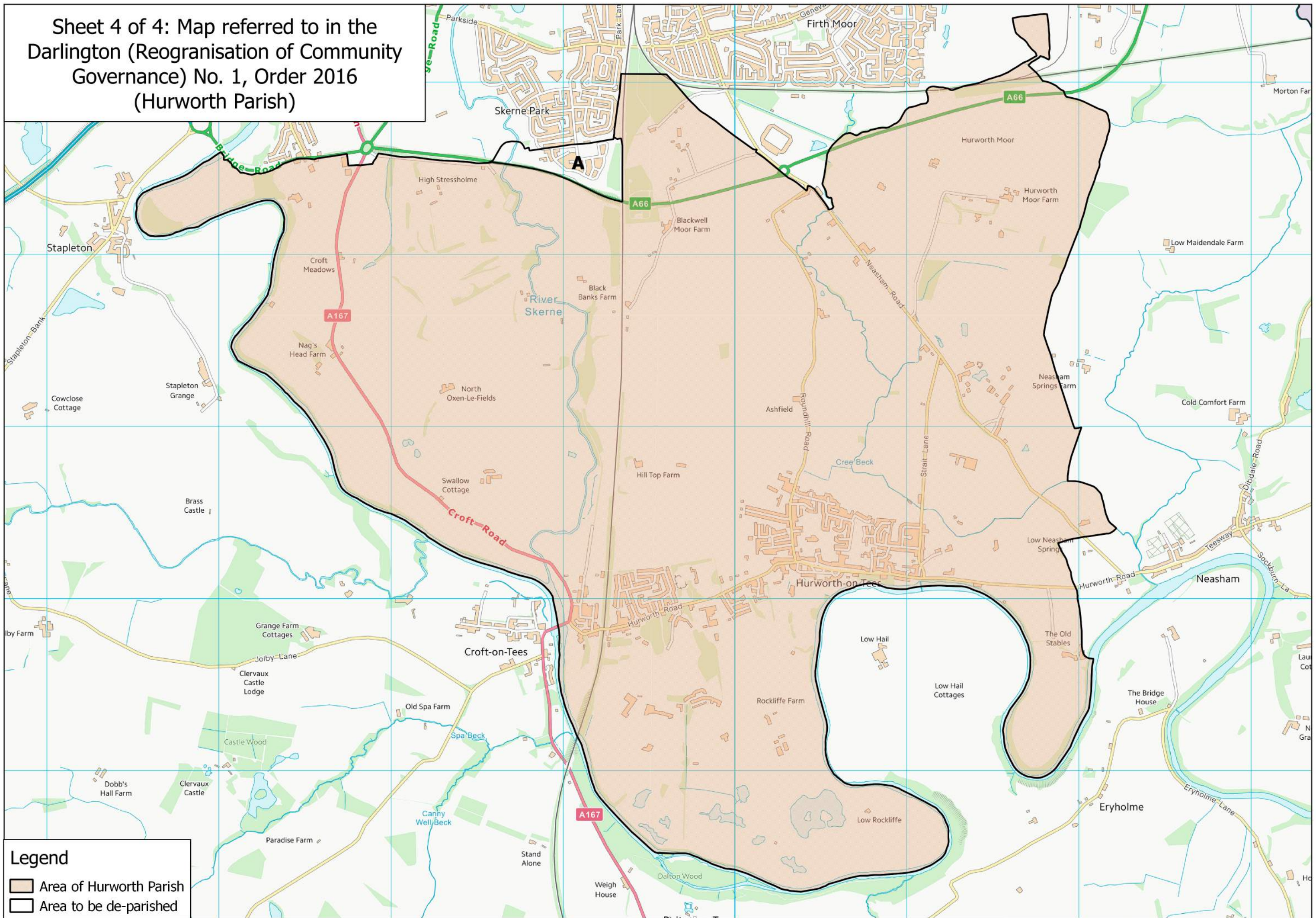
Sheet 2 of 4: Map referred to in the Darlington
 (Reorganisation of Community Governance) No.
 1, Order 2016
 (Middleton St George Parish Area)



Sheet 3 of 4: Map referred to in the Darlington
 (Reorganisation of Community Governance) No. 1,
 Order 2016
 (Neasham Parish Area)



Sheet 4 of 4: Map referred to in the
 Darlington (Reorganisation of Community
 Governance) No. 1, Order 2016
 (Hurworth Parish)



Legend
 ■ Area of Hurworth Parish
 ▭ Area to be de-parished