

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The East Hertfordshire (Reorganisation of Community Governance) (Eastwick and Gilston) Order 2018

Made 17 October 2018

Coming into force in accordance with article 1

East Hertfordshire District Council (“the council”), in accordance with section 82 of the Local Government and Public Involvement in Health Act 2007¹ (“the 2007 Act”), has undertaken a community governance review and made recommendations dated October 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(3) and 240(10) of the 2007 Act.

Citation and commencement

1.—(1) This Order may be cited as the East Hertfordshire (Reorganisation of Community Governance) (Eastwick and Gilston) Order 2018.

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

(3) Articles 5 and 6 shall come into force on the ordinary day of election of councillors in 2019.

(4) For the purposes of:

(a) this article; and

(b) proceedings preliminary or relating to the elections of parish councillors for the parish of Eastwick and the parish of Gilston 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.

Interpretation

2. In this Order—

“county” means the county of Hertfordshire;

“district” means the district of East Hertfordshire;

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

“map” means the map marked “Map referred to in the East Hertfordshire (Reorganisation of Community Governance) (Eastwick and Gilston) 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;

“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.

Parish elections

4. Elections of all parish councillors for the parishes of Eastwick and Gilston shall be held on the ordinary day of election of councillors in 2019.²

Number of parish councillors for the parish of Eastwick

5. The number³ of councillors to be elected for the parish of Eastwick shall be 3.

Number of parish councillors for the parish of Gilston

6. The number⁴ of councillors to be elected for the parish of Gilston shall be 4.

Order date

7. 1st April 2019 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.⁵

Sealed with the seal of the council on the [*day e.g. 31st*] day of [*month*] [*year*]

[*Signature*]

[*day e.g. 31st*] [*month*] [*year*]

[*Title of signatory*]

² This article provides for parish elections in the parishes of Bishop’s Stortford and Thorley in 2019. Section 16(3) of the Local Government Act 1972 (c.70) provides for parish elections to take place every four years.

³ Section 16(1) of the Local Government Act 1972 (c.70), as amended by section 101 of, and paragraph 6(2) of Schedule 5 to, the Local Government and Public Involvement in Health Act 2007 (c.28), provides for the minimum number of parish councillors on a parish council to be five. There is no minimum number of parish councillors for a parish.

⁴ Section 16(1) of the Local Government Act 1972 (c.70), as amended by section 101 of, and paragraph 6(2) of Schedule 5 to, the Local Government and Public Involvement in Health Act 2007 (c.28), provides for the minimum number of parish councillors on a parish council to be five. There is no minimum number of parish councillors for a parish.

⁵ S.I. 2008/625.

EXPLANATORY NOTE

(This note is not part of the Order)

Eastwick and Gilston parishes in East Hertfordshire are grouped under a common parish council.

This Order gives effect to recommendations made by East Hertfordshire District Council for an increase in the number of councillors to be elected for Gilston Parish from 3 to 4.

The number of councillors to be elected for Eastwick Parish will remain unchanged at 3.

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 4 provides for parish elections in the parishes of Eastwick and Gilston in 2019, and then to continue according to the established system of parish elections every four years.

Articles 5 and 6 specify the numbers of parish councillors to be elected for the parishes of Eastwick and Gilston respectively.

MAP REFERRED TO IN THE EAST HERTFORDSHIRE (REORGANISATION OF COMMUNITY GOVERNANCE) (EASTWICK AND GILSTON) ORDER 2018

