

**20 NOVEMBER 2018**

## Community Governance Review: Parish of Swynnerton

**The Borough of Stafford (Reorganisation of Community Governance) (Swynnerton Parish) Order 2018**

Made this      day of      2018

**Coming into force in accordance with article 1(2)**

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 Borough of Stafford (Reorganisation of Community Governance) (Swynnerton Parish) Order 2018.
  - (2) Subject to paragraphs (3) and (4) below, this Order comes into force on 1 April 2019
  - (3) Articles 7, 8, 9, 10, 11 and 12 shall come into force on the ordinary day of election of councillors in 2019
  - (4) For the purposes of:
    - (a) this article,
    - (b) article 2
    - (c) article 5
    - (d) article 14 and
    - (e) proceedings preliminary or relating to the elections of parish councillors for the parishes of
      - (i) Swynnerton; and
      - (ii) Yarnfield and Cold Meece,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:
- “Borough” means the Borough of Stafford;
- “existing” means existing on the date this Order is made;
- “Map” means the map marked “Map referred to in the Borough of Stafford (Reorganisation of Community Governance) (Swynnerton Parish) 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 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(c) of the Representation of the People Act 1983.

“residual parish” means the area of the existing parish of Swynnerton which remains as a result of the creation of the new parish.

### **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.

### **Constitution of a new parish**

- 4 (1) A new parish, comprising the area outlined with a blue line on Sheet 1 of the Map, shall be constituted within the Borough.
- (2) The name of the new parish shall be Yarnfield and Cold Meece.
- (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 Swynnerton.

### **Calculation of budget requirement**

- 5 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 Yarnfield and Cold Meece the sum of £9,580.

### **Parish council for the parish of Yarnfield and Cold Meece**

- 6 (1) There shall be a parish council for the parish of Yarnfield and Cold Meece.
- (2) The name of that council shall be “The Parish Council of Yarnfield and Cold Meece”.

### **Elections for the parish of Yarnfield and Cold Meece**

- 7 (1) The election of all parish councillors for the parish of Yarnfield and Cold Meece shall be held simultaneously 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 Yarnfield and Cold Meece shall be four years.

### **Number of parish councillors for the parish of Yarnfield and Cold Meece**

- 8 The number of councillors to be elected for the parish of Yarnfield and Cold Meece shall be seven.

### **Wards of the parish of Yarnfield and Cold Meece and numbers of parish councillors for each ward**

- 9      (1) The parish of Yarnfield and Cold Meece shall be divided into two wards which shall be named:
- (i) Yarnfield Ward; and
  - (ii) Cold Meece Ward.
- (2) Each ward shall comprise the area designated on Sheet 1 of the Map by reference to the name of the ward and demarcated by an orange line.
- (3) The number of councillors to be elected for Yarnfield Ward shall be five, and for Cold Meece Ward shall be two.

### **Elections for the parish of Swynnerton**

- 10      (1) The election of all parish councillors for the residual parish of Swynnerton shall be held simultaneously 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 Swynnerton shall be four years.

### **Number of parish councillors for the parish of Swynnerton**

- 11      The number of councillors to be elected for the parish of Swynnerton shall be nine.

### **Wards of the parish of Swynnerton and numbers of parish councillors for each ward**

- 12      (1) The parish of Swynnerton shall be divided into three wards which shall be named:
- (i) Trentham Ward;
  - (ii) Tittensor Ward; and
  - (iii) Swynnerton Ward.
- (2) Each ward shall comprise the area designated on Sheet 2 the Map by reference to the name of the ward and demarcated by orange lines.
- (3) The number of councillors to be elected for each ward shall be:
- (i) Trentham Ward shall be four;
  - (ii) Tittensor Ward shall be three; and
  - (iii) Swynnerton Ward shall be two.

### **Annual meeting of parish council**

- 13 The annual meeting of the new parish council of Yarnfield and Cold Meece in 2019 shall be convened by the Monitoring Officer for the Council of the Borough. 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**

- 14 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**

- 15 The land, property, rights and liabilities described in Schedule 1 shall transfer from the parish council of Swynnerton to the parish council of Yarnfield and Cold Meece on the date specified in column (2) of that Schedule.

### **Transitional provision**

- 16 Until the councillors elected to the council of the new parish of Yarnfield and Cold Meece 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 1 April 2019 are the parish councillors for the Yarnfield Ward of the parish council Swynnerton.

### **Order date**

- 17 1 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                      day of                      2018

Head of Law and Administration

## SCHEDULE 1

article 15

### LAND AND PROPERTY TO BE TRANSFERRED

Column (1)	Column (2)
Land and property to be transferred	Date
Lease dated 22 August 2012 made between Stafford Borough Council and Swynnerton Parish Council of land at Greenside, Yarnfield	1 April 2019

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order gives effect to recommendations made by Stafford Borough Council for the new parish of Yarnfield and Cold Meece, the alteration of the area of the parish of Swynnerton, the creation of a council for the parish of Yarnfield and Cold Meece within the Borough of Stafford.

The parish of Yarnfield and Cold Meece will be created and the parish of Swynnerton will be altered 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.

Articles 7 and 10 provide for parish elections in the parishes of Swynnerton and Yarnfield and Cold Meece in 2019, and then to continue according to the established system of parish elections every four years.

Articles 8 and 11 specify the numbers of parish councillors for the new parish of Yarnfield and Cold Meece and the residual parish of Swynnerton.

Article 12 and the map establish the names and areas of the wards of the residual parish of Swynnerton and the numbers of councillors for each ward.

Article 14 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 new Parish of Yarnfield and Cold Meece and its wards and the residual parish of Swynnerton and its wards. It is available, at all reasonable times, at the offices of Stafford Borough Council.



