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Local Government Boundary Commission for England
14th Floor
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Millbank
LONDON
SW1P 4QP



13 December 2017

Dear Sir/Madam

Durham County Council (Reorganisation of Community Governance) Order 2017

Please find attached for your information a copy of the sealed Durham County Council (Reorganisation of Community Governance) Order 2017, which gives effect to recommendations made by Durham County Council for the creation of a new parish of City of Durham, within the County of Durham.

Yours sincerely

Michael Turnbull
Senior Committee Services Officer

Copies also sent to:

Secretary of State for Communities and Local Government
Electoral Commission
Office for National Statistics
The Director General of the Ordnance Survey

Resources – Legal and Democratic Services

Durham County Council, County Hall, Durham DH1 5UL
Main Telephone 03000 26 0000

Text Messaging Service 07797 870 192- your message must start with the word: INFO

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Durham County Council (Reorganisation of Community Governance) Order 2017

Made 8 December 2017

Coming into force in accordance with article 1(2)

Durham County 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 dated 20 September 2017:

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 Durham County Council (Reorganisation of Community Governance) Order 2017.

(2) Subject to paragraphs (3) and (4) below, this Order shall come into force on 1 April 2018.

(3) Article 9 (establishing parish electoral arrangements) shall come into force on the ordinary day of election of councillors in 2018.

(4) For the purposes of:

(a) this article,

(b) article 5 (Calculation of budget requirement); and

(c) proceedings preliminary or relating to the election of parish councillors for the parish of City of Durham, to be held on the ordinary day of election of councillors in 2018,

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 County Durham;

“map” means the map marked “Map referred to in the Durham County Council (Reorganisation of Community Governance) Order 2017” 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 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.

Constitution of a new parish

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

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

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 City of Durham the sum of £150,000.

Parish council for the parish of City of Durham

6.—(1) There shall be a parish council for the parish of City of Durham.

(2) The name of that council shall be “The Parish Council of City of Durham”.

Elections for the parish of City of Durham

7. (1) Elections of all parish councillors for the parish of City of Durham shall be held simultaneously on the ordinary day of election of councillors in 2018.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2018 for the parish of City of Durham shall be three years.

(3) There will be further elections of the City of Durham Parish Council on the ordinary day of election of councillors in 2021.

(4) The term of office of every parish councillor elected on the ordinary day of election of councillors in 20~~18~~²¹ for the parish of City of Durham shall be four years. *el if*

Number of parish councillors for the parish of City of Durham

8. The number of councillors to be elected for the parish of the City of Durham shall be fifteen.

Wards of the parish of City of Durham and numbers of parish councillors

9.—(1) The parish of City of Durham shall be divided into three wards which shall be named:

- (a) Elvet and Gilesgate;
- (b) Neville's Cross;
- (c) Durham South.

(2) Each ward shall comprise the area designated on 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:

- (a) Elvet and Gilesgate – six;
- (b) Nevilles Cross – eight;
- (c) Durham South – one.

Annual meeting of parish council

10. The annual meeting of the new parish council in 2018 shall be convened by the Chief Executive of Durham County 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.

Electoral register

11. The registration officer for the district of the County of Durham 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

12. Any land, property, rights and liabilities to be transferred to City of Durham Parish Council shall be arranged by separate agreement between Durham County Council and City of Durham Parish Council.

Order date

13. 1st April 2018 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 6th day of December 2017



Signature of authorised sealing officer.....

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by Durham County Council for the new parish of City of Durham, within the county of Durham.

The parish of City of Durham will be created with effect from 1 April 2018. The electoral arrangements apply in respect of parish elections to be held on and after the ordinary day of election of councillors in 2018.

Article 7 provides for parish elections in the parish of City of Durham in 2018, with further parish elections in 2021 and then to continue according to the established cycle of parish elections every four years.

Article 8 specifies the numbers of parish councillors for the new parish of City of Durham.

Article 9 and the map establish the names and areas of the wards of the new parish of City of Durham and the numbers of councillors for each ward.

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 new wards of the parish of City of Durham. It is available, at all reasonable times, at the offices of Durham County Council.



Key

-  City of Durham Parish Council Boundary
-  City of Durham Parish Wards

