

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Borough of Colchester (Reorganisation of Community Governance) Order 2010

Made 17th December 2010

Coming into force in accordance with article 1(2)

Colchester Borough 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 19 October 2010.

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, and 240(10) of the 2007 Act.

Citation and commencement

1. – (1) This Order may be cited as the Borough of Colchester (Reorganisation of Community Governance) Order 2010.

(2) It shall come into force on 1st March 2010.

Interpretation

2. In this Order—

"borough" means the Borough of Colchester;

"ordinary day of election of councillors" has the meaning given by section 37 of the Representation of the People Act 1983;

"map" means the map marked "Map referred to in the Borough of Colchester (Reorganisation of Community Governance) Order 2010" 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; 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.

Election for the parish of Wivenhoe

4.- (1) Elections of all parish councillors for the parish of Wivenhoe shall be held on the ordinary day of election of councillors in 2011.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2011 for the parish of Wivenhoe shall be four years.

Abolition of Wards and the number of parish councillors for the parish of Wivenhoe

5.- (1) The existing wards of Wivenhoe Cross and Wivenhoe Quay in the parish of Wivenhoe shall be abolished. The parish of Wivenhoe shall comprise the area shown edged in red on the map marked "Wivenhoe Community Governance Review" and attached to this Order

(2) The number of councillors to be elected for the parish of Wivenhoe shall be increased from eleven to thirteen.

Election for the parish of Fordham

6.- (1) Elections of all parish councillors for the parish of Fordham shall be held on the ordinary day of election of councillors in 2011.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2011 for the parish of Fordham shall be four years.

Number of parish councillors for the parish of Fordham

7. The number of councillors to be elected for the parish of Fordham shall be increased from seven to nine. The parish of Fordham shall comprise the area shown edged in purple on the map marked "Fordham Parish Boundary" attached to this Order

Electoral register

8. The registration officer for the Borough of Colchester 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.

Order Date

9. 1st March 2010 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 17th day of December 2010

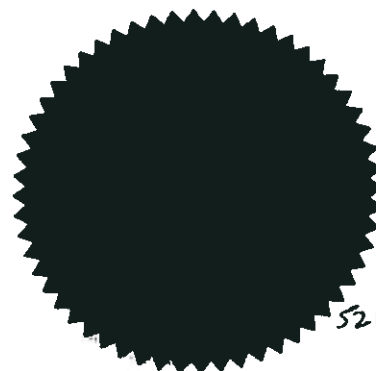
The Common Seal of
Colchester Borough Council
was hereunto affixed in the presence of:

Deputy

Mayor



Proper Officer



521110

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by Colchester Borough Council for the abolition of the existing wards in the Parish of Wivenhoe and to increase the number of parish councillors to thirteen. It also increases the number of parish councillors in the Parish of Fordham to nine.

Article 4 provides for abolition of the existing wards in the parish of Wivenhoe and that elections in the parish of Wivenhoe will be in 2011, and then to continue according to the established system of parish elections every four years.

Article 5 specifies the numbers of parish councillors for the parish of Wivenhoe.

Article 6 provides that elections in the parish of Fordham will be in 2011, and then to continue according to the established system of parish elections every four years.

Article 7 specifies the numbers of parish councillors for the parish of Fordham.

Article 8 obliges the Electoral Registration Officer to make any necessary amendments to the electoral register to reflect the new electoral arrangements.