

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Metropolitan Borough of Stockport (Reorganisation of Community Governance: Offerton Park) Order 2011

Made 15th February 2011

Coming into force in accordance with article 1(2)

Stockport Metropolitan 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:

On 20th January 2011 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 *Metropolitan Borough of Stockport (Reorganisation of Community Governance: Offerton Park) Order 2011*.

(2) It shall come into force on 31 March 2011.

Interpretation

2. In this Order—

"map" means the map marked "Map referred to in the Metropolitan Borough of Stockport (Reorganisation of Community Governance: Offerton Park) Order 2011" and deposited in accordance with section 96(4) of the 2007 Act:

"registration officer" means an officer appointed for the purposes 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.

Dissolution of parish council for the parish of Offerton Park

4. The parish council for the parish of Offerton Park shall be dissolved.

Abolition of the parish of Offerton Park

5. The parish of Offerton Park shall be abolished.

Electoral register

6. The registration officer for the Metropolitan Borough of Stockport 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

7. 31st March 2011 is the order date for the purposes of the Local Government (Parishes and Parish Councils)(England) Regulations 2008

The COMMON SEAL of STOCKPORT METROPOLITAN BOROUGH COUNCIL was hereto affixed on 15th day of February 2011 in the presence of:

[Redacted]
Mayor
[Redacted]
Council Solicitor



EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by Stockport Metropolitan Borough Council for the abolition of the parish of Offerton Park and the dissolution of the council for the parish of Offerton Park.

The parish of Offerton Park will be abolished with effect from 31 March 2011. The Council for the parish of Offerton Park will be dissolved from 31 March 2011.

Article 6 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 edged in blue the area of the parish of Offerton Park affected by this Order and is available at all reasonable times at the offices of Stockport Metropolitan Borough Council.

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STOCKPORT
METROPOLITAN BOROUGH COUNCIL

Map referred to in The Stockport Metropolitan Borough Council (Reorganisation of Community Governance: Offerton Park) Order 2011

□ Offerton Parish

SCALE: 1:6 000

SCG REF M1511_5



STOCKPORT

METROPOLITAN BOROUGH COUNCIL

Meeting of the Council held in the Council Chamber, Town Hall, Stockport on Thursday 20 January 2011 at 6.00 p.m.

MINUTE 6. COMMUNITY GOVERNANCE REVIEW – OFFERTON PARK PARISH COUNCIL (See Minute 10 of 2 December 2010)

A report of the Assistant Chief Executive (Strategy & Democracy) was submitted (copies of which had been circulated) setting out the responses received to the formal second stage consultation on the Offerton Park Parish Council Community Governance Review.

The meeting was advised that Stage 1 of the consultation had taken place between 5 July and 26 July 2010. This had involved a letter being sent to every single household in the parish explaining the process and asking them to indicate a preference. The result of this consultation had indicated that 78% of the responses received favoured the abolition of the parish.

In parallel to Stage 1 of the consultation process, the Parish Council had asked for a poll to be undertaken with the following question:-

'It has been proposed that Offerton Park Parish Council be abolished. Do you agree with that proposal?'

The result of that poll had indicated that 275 residents (66% of those who responded) were in favour of the proposal and 139 (34%) against.

The Council then undertook a further consultation exercise between 23 August and 20 October 2010 and a letter, fact sheet, response form and a pre-paid envelope were sent to every person on the electoral register for the parish. The results of this consultation exercise indicated that:-

412 people (67%) favoured the abolition of the Parish Council;

168 people (27%) favoured the retention of the Parish Council; and

31 people (5%) wanted to change the boundary of the parish.

A letter had been received from the solicitors acting for Offerton Park Parish Council since the Summons had been issued for this Council Meeting and this had been circulated to Members of the Council, together with guidance from the Department for Communities and Local Government on Community Governance Reviews. With the consent of the Council Meeting, the Council Solicitor made a statement in response to the letter.

It was recognised that the abolition of the Parish and dissolving the Offerton Parish Council would leave the area unparished and without a Council and that this should only be considered in exceptional circumstances. The Council considered that the strong

message from the community from the Parish Poll, Stage 1 and Stage 2 of the consultation was evidence that there were exceptional circumstances in this case.

RESOLVED – (44 for, 11 abstentions) That in the light of the consultation feedback from residents and stakeholders set out in the report submitted and the reasons identified by the Community Governance Review Committee, as endorsed by the Executive, a Reorganisation of Community Governance Order be made under the Local Government and Public Involvement in Health Act 2007 abolishing the Offerton Park Parish and dissolving the Offerton Park Parish Council