

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Derbyshire Dales District Council (Reorganisation of Community Governance) Order 2015

Made 30th October 2014

Coming into force in accordance with article 1(2)

Derbyshire Dales District 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 26 June 2014:

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)(i) and 240(10) of the 2007 Act.

1. Citation and commencement

- (1) This Order may be cited as the Derbyshire Dales District Council (Reorganisation of Community Governance) Order 2015.
- (2) Subject to paragraphs (3) and (4) below, this Order comes into force on 1st April 2015.
- (3) Article 6 shall come into force on the ordinary day of election of councillors in 2015
- (4) For the purposes of:
 - (a) this article, and
 - (b) proceedings preliminary or relating to the elections of parish councillors for the parish of Hathersage to be held on the ordinary day of election of councillors in 2015,this Order shall come into force on the day after that on which it is made

2. Interpretation

In this Order—

- “district” means the district of Derbyshire Dales;
- “existing” means existing on the date this Order is made;
- “map” means the map marked “Map referred to in the Derbyshire Dales District Council (Reorganisation of Community Governance) Order 2015 and deposited in accordance with section 96(4) of the 2007 Act
- “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.

3. Effect of Order

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.

4. Constitution of a new parish and dissolution of the existing Hathersage Parish and Outseats Parish

(1) A new parish, comprising the area outlined with a blue line on the map annexed to this Order, shall be constituted within the district.

(2) The name of the new parish shall be Hathersage Parish.

(3) In consequence of paragraph (1) of this article, the existing parishes of Hathersage and Outseats shall be dissolved and cease to exist.

5. Elections for the parish of Hathersage elections

(1) The Elections of all parish councillors for the parish of Hathersage shall be held simultaneously on the ordinary day of election of councillors in 2015.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2015 for the parish of Hathersage shall be four years.

6. Number of parish councillors for the parish of Hathersage

The number of councillors to be elected for the parish of Hathersage shall be 14.

7. Annual meeting of parish council

The annual meeting of the new parish council in 2015 shall be convened by the Head of Corporate Services of the Derbyshire Dales District 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.

8. Electoral register

The registration officer for the district 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.

9. Transfer of property, rights and liabilities

The land, property, rights and liabilities described in Schedules 1, 2, 3, 4 and 5 shall transfer from the existing Hathersage Parish Council and Outseats Parish Council to the Parish of Hathersage on the date specified in column (2) of those Schedules.

10. Transitional provision

Until the councillors elected to the council of the new parish of Hathersage at the elections to be held on the ordinary day of election of councillors in 2015 come into office, the new parish shall be represented by those persons who immediately before 1st April 2015 are the elected councillors for the existing parishes of Hathersage and Outseats.

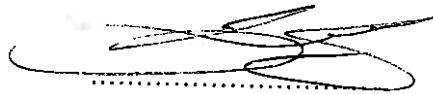
11. Order date

1st April 2015 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

12,006

The common seal of DERBYSHIRE
DALES DISTRICT COUNCIL
was affixed to this document in the
presence of:

Head of Corporate Services

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke at the bottom.

Authorised Signatory

Dated: 30.10.14

SCHEDULE 1 = LAND AND PROPERTY TO BE TRANSFERRED

| LAND AND PROPERTY TO BE TRANSFERRED <i>Column (1)</i> | <i>Column (2)</i> DATE TO BE TRANSFERRED |
|---|--|
| OUTSEATS PARISH COUNCIL: | |
| Office Assets: | |
| 1. Brother HL5150D Laser Printer Serial Number E62353J4J555962 | 1 April 2015 |
| 2. BT Décor 500 Telephone/ answering machine Serial Number 0519091172 | 1 April 2015 |
| 3. Grey filing cabinet, 4 drawer Foolscap | 1 April 2015 |
| 4. Fellowes Office Laminator Saturn A3 | 1 April 2015 |
| Parish Benches: | |
| 5. Wooden bench on Jagers Lane by Holly House | 1 April 2015 |
| 6. Concrete and wooden bench on Junction of Jagers Lane and Coggers Lane | 1 April 2015 |
| 7. Concrete and wooden bench on the Junction of Tower Lane/Coggers Lane | 1 April 2015 |
| 8. Concrete and Wooden bench on the Junction of Birley Lane/Coggers Lane | 1 April 2015 |
| 9. Stone and Wooden bench halfway up Ridgway ("Doris's Seat") | 1 April 2015 |
| 10. Iron and Wooden bench on Gatehouse Lane, adjacent to Nether Hurst Driveway | 1 April 2015 |
| 11. Bench on Bole Hill, on north side of New Road | 1 April 2015 |
| 12. Concrete and wooden bench on North side of Castleton Road (near stile leading to railway) | 1 April 2015 |
| 13. Stone and Heald wooden bench on Hood Brook adjacent of FPs 11 & 43 ("Higgins' seat") | 1 April 2015 |
| 14. Granite bench on the junction of Ranmoor Lane/Coggers Lane | 1 April 2015 |
| Grit Bins: | |
| 15. Green Plastic Bin on the Junction of Jagers Lane and Coggers Lane | 1 April 2015 |
| 16. Green Plastic Bin on Sharp Corner halfway up Coggers Lane | 1 April 2015 |
| 17. Green Plastic Bin on the junction of Coggers Lane and Birley Lane | 1 April 2015 |
| 18. Grit bin in storage | 1 April 2015 |

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| HATHERSAGE PARISH COUNCIL: | |
| Land: | |
| 1. Hathersage Green watering place - DY 400945 | 1 April 2015 |
| 2. Wild Moor Stones quarry - DY 400947 | 1 April 2015 |
| 3. Burbage Bridges quarry - DY 401003 | 1 April 2015 |
| 4. Littlemoor Road quarry - DY 401004 | 1 April 2015 |
| 5. Cupola Bank quarry - DY 401008 | 1 April 2015 |
| 6. Toothill Bank quarry - DY 401008 | 1 April 2015 |
| 7. Parish Room, Main Road, Hathersage - DY401323 | 1 April 2015 |
| 8. Ex toilet block behind Memorial Hall - DY 401563 | 1 April 2015 |
| 9. Pinfold, School Lane/Church Bank - DY402564 | 1 April 2015 |
| 10. School Lane watering place - DY402657 | 1 April 2015 |
| 11. Sheffield Road layby - not registered | 1 April 2015 |
| 12. The Dale sheepwash - not registered | 1 April 2015 |
| 13. Booths Edge quarry - DY 388212 | 1 April 2015 |
| 14. Buildings, plant, equipment & inflatable slide at Hathersage Swimming Pool | 1 April 2015 |
| 15. Children's' playground equipment at Hathersage playing field | 1 April 2015 |
| 16. Fencing & tennis nets at Hathersage hard play area | 1 April 2015 |
| 17. Memorial lamp at junction of Main Road & Station Road Hathersage | 1 April 2015 |
| Benches/Plaques: | |
| 18. Bench on Sheffield Road/Crossland Road. | 1 April 2015 |
| 19. Bench on Main Road, opposite St. Michael's Education Centre. | 1 April 2015 |
| 20. Bench on Main Road, Parish Room. | 1 April 2015 |
| 21. Bench on Dore Lane/Station Road. | 1 April 2015 |
| 22. Bench on The Crofts, facing Car Park Area. | 1 April 2015 |
| 23. 4 Benches on The Crofts, grassed area. | 1 April 2015 |
| 24. Bench on The Dale/Dale Crescent. | 1 April 2015 |
| 25. Memorial plaque on Baulk Lane, Hathersage | 1 April 2015 |
| Office Assets: | |
| 26. Dell laptop held by RFO. | 1 April 2015 |
| 27. Sage Instant Accounts computer program | 1 April 2015 |
| 28. Iris Payroll Business computer system | 1 April 2015 |

SCHEDULE 2

| <i>OTHER MATTERS TO BE TRANSFERRED</i> <i>Column (1)</i> | <i>Column (2)</i> DATE TO BE TRANSFERRED |
|---|--|
| HATHERSAGE PARISH COUNCIL: | |
| 1. Lease of Parish Room to Donna Claridge & Carmel Stanford | 1 April 2015 |
| 2. Lease of swimming pool café to Kevin Andrew Smith | 1 April 2015 |
| 3. Lease of Hathersage Green watering place to Christopher James Revitt, David Anthony Lawson, Paul David Bowyer & K Bowyer | 1 April 2015 |
| 4. Lease of bowling green to Hathersage Bowling Club | 1 April 2015 |
| 5. Lease of Booths Edge quarry to Michael G Wright, Jason Paul Harris & Judith Jepson | 1 April 2015 |
| 6. Licence for access across land at Main Road Hathersage to James William Byron Mee | 1 April 2015 |
| 7. Licence to trade from van at Main Road Hathersage to Ben Roberts | 1 April 2015 |
| 8. Aviva insurance policy 25016799ENP | 1 April 2015 |
| 9. Allianz insurance policy 61/NZ/23600922/6 | 1 April 2015 |
| 10. Aviva insurance policy 24414511CHC | 1 April 2015 |

SCHEDULE 3

| <i>FUNDS AND BALANCES TO BE TRANSFERRED</i> <i>Column (1)</i> | <i>Column (2)</i> DATE TO BE TRANSFERRED |
|--|--|
| OUTSEATS PARISH COUNCIL: | |
| 1. Accumulated reserve funds, expected to be c.£15,000 on 1 April 2015 | 1 April 2015 |
| HATHERSAGE PARISH COUNCIL: | |
| 1. NatWest account no 95092188 | 1 April 2015 |
| 2. NatWest account no 89000056 | 1 April 2015 |

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|--|--------------|
| 3. NatWest account no 89049993 | 1 April 2015 |
| 4. Swimming pool petty cash balance | 1 April 2015 |
| 5. Swimming pool cash float | 1 April 2015 |
| 6. Outstanding debtors at 1 April 2015 | 1 April 2015 |

SCHEDULE 4

| MAINTENANCE OR OTHER RESPONSIBILITIES TO BE TRANSFERRED <i>Column (1)</i> | <i>Column (2)</i> DATE TO BE TRANSFERRED |
|---|--|
| OUTSEATS PARISH COUNCIL: | |
| 1. Maintenance of parish-owned public seats | 1 April 2015 |
| 2. Replenishment of contents of parish-owned grit bins | 1 April 2015 |
| 3. Grass-cutting & strimming at several locations | 1 April 2015 |
| HATHERSAGE PARISH COUNCIL: | |
| 1. Trusteeship of The King George's Field, charity no 216960 | 1 April 2015 |
| 2. Trusteeship of Hearse House Fund, charity no 512867 | 1 April 2015 |

SCHEDULE 5

| OTHER MATTERS TO BE TRANSFERRED <i>Column (1)</i> | <i>Column (2)</i> DATE TO BE TRANSFERRED |
|---|--|
| OUTSEATS PARISH COUNCIL: | |
| 1. Parish records from recent years | 1 April 2015 |
| 2. Early 20th-century parish map | 1 April 2015 |

EXPLANATORY NOTE

This Order gives effect to recommendations made by Derbyshire Dales District Council for the new parish of Hathersage created and the dissolution of the council for the existing parishes of Hathersage and Outseats within the district of Derbyshire Dales.

The parish of Hathersage will be created with effect from 1 April 2015. The electoral arrangements apply in respect of parish elections to be held on and after the ordinary day of election of councillors in 2015.

Article 5 provides for parish elections in the parish of Hathersage in 2015, and then to continue according to the established system of parish elections every four years.

Article 6 specifies the numbers of parish councillors for the new parish of Hathersage

Article 8 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 Hathersage. It is available, at all reasonable times, at the offices of Derbyshire Dales District Council.

