

# LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

## The Chelmsford City Council (Reorganisation of Community Governance) Order 2023

*Made 23<sup>rd</sup> February 2023*

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

Chelmsford City 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 March 2022.

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. The council makes the following order to supplement the provisions of the Chelmsford City Council (Reorganisation of Community Governance) Order 2022 made on 5th August 2022.

### **Citation and commencement**

- 1.— (1) This Order may be cited as the Chelmsford City Council (Reorganisation of Community Governance) Order 2023.
- (2) This Order comes into force on 1st April 2023.

### **Interpretation**

- 2.— In this Order —
  - “city” means the city of Chelmsford;
  - “existing” means existing on the date this Order is made;
  - “map” means the map marked “Map referred to in the Chelmsford City Council (Reorganisation of Community Governance) Order 2022” 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 one or other of the parishes constituted by articles 16 and 18 of the Chelmsford City Council (Reorganisation of Community Governance) Order 2022 as the context requires;

**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.

**Calculation of budget requirement**

- 4.— (1) 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 Chelmsford Garden the precept of £194,291 (Band D equivalent sum of £58.77) and in relation to the parish of Chelmer the precept of £187,257 (band D equivalent sum of £54.81).

**Transfer of property, rights and liabilities**

- 5.— The land, property, rights and liabilities of Springfield Parish Council described in Schedule 1 shall transfer to the Community Council of Chelmsford Garden on the date specified in column (2) of that Schedule.
- 6.— The land, property, rights and liabilities of Springfield Parish Council described in Schedule 2 shall transfer to the Village Council of Chelmer on the date specified in column (2) of that Schedule.

**Order date**

- 7.— 1st April 2023 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

Sealed with the Common Seal of CHELMSFORD CITY COUNCIL in the presence of:

DEPUTY *Babe*  
Mayor .....

Authorised Officer ..... *Babe* .....

Date *23<sup>rd</sup>* February 2023



SEALING REGISTER  
REFERENCE  
*30 / 23*

## SCHEDULE 1

article 5

### LAND, PROPERTY, RIGHTS OR LIABILITIES TO BE TRANSFERRED FROM SPRINGFIELD PARISH COUNCIL TO THE COMMUNITY COUNCIL OF CHELMSFORD GARDEN

| <i>Column (1)</i>  | <i>Column (2)</i> |
|--|-------------------|
| <i>Land, property, rights or liabilities to be transferred</i>   | <i>Date</i>       |
| 125-year headlease and landlord to underlease registered to Springfield Parish Council under title number EX973321 for Beaulieu Community Centre, 17 Centenary Way, Springfield, CM1 6AU   | 1/4/23            |
| All functions, property, rights and liabilities held by Springfield Parish Council in relation to the Beaulieu Community Trust (registered charity number 1169335). This includes, but is not limited to, the power to appoint three Council representative trustees as provided by the trust. | 1/4/23            |
| Any balance (as at 31/3/23) of an earmarked reserve fund held by Springfield Parish Council in respect of the Beaulieu Community Centre to be paid to the Chelmsford Garden Community Council  | 1/4/23            |

## SCHEDULE 2

article 6

### LAND, PROPERTY, RIGHTS OR LIABILITIES TO BE TRANSFERRED FROM SPRINGFIELD PARISH COUNCIL TO THE VILLAGE COUNCIL OF CHELMER

| <i>Column (1)</i>   | <i>Column (2)</i> |
|---|-------------------|
| <i>Land, property, rights or liabilities to be transferred</i>  | <i>Date</i>       |
| Freehold interest held by Springfield Parish Council as custodian trustee under title number EX238993 in relation to Chelmer Village Hall, Village Square, Chelmer Village, Chelmsford, Essex, CM2 6RF.   | 1/4/23            |
| All functions, property, rights and liabilities held by Springfield Parish Council in relation to the Chelmers Village Hall Trust (registered charity number 281535). This includes, but is not limited to, the power to administer the trust via a Management Committee of charity trustees and the power to appoint trustees. | 1/4/23            |