

**LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN
HEALTH ACT 2007**

The Hartlepool (Reorganisation of Community Governance - Elwick) Order 2021

Made this 2nd day of December 2021

Coming into force in accordance with article 1(2)

Hartlepool 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 25 February 2021:

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(4), and 240(10) of the 2007 Act.

Citation and commencement

1.—(1) This Order may be cited as the Hartlepool (Reorganisation of Community Governance - Elwick) Order 2021.

(2) Subject to paragraphs (3) and (4) below, this Order shall come into force on 1st April 2022.

(3) Articles (7), (8) and (9) shall come into force on the ordinary day of election of councillors in 2022.

(4) For the purposes of:

(a) this article,

(b) article (5); and

(c) proceedings preliminary or relating to the elections of parish councillors for Wynyard Parish Council (Hartlepool) and Elwick Parish Council, to be held on the ordinary day of election of councillors in 2022,

this Order shall come into force on the day after that on which it is made.

Interpretation

2. In this Order—

“borough” means the borough of Hartlepool;

“existing” means existing on the date this Order is made;

“map” means the map marked “Map referred to in the Hartlepool (Reorganisation of Community Governance - Elwick) Order 2021 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(b); and

“registration officer” means an officer appointed for the purpose of, and in accordance with, section 8(c) 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 new parishes

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

(2) The name of the new parish shall be Wynyard Parish (Hartlepool)

(3) In consequence of paragraph (1) of this article, the area of the new parish shall cease to be part of the existing parish of Elwick.

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 Wynyard Parish (Hartlepool) the sum of £13,494.00 (THIRTEEN THOUSAND FOUR HUNDRED AND NINETY FOUR).

Parish council for Wynyard Parish (Hartlepool)

6.—(1) There shall be a parish council for Wynyard Parish (Hartlepool).

(2) The name of that council shall be "Wynyard Parish Council (Hartlepool)"

Election for the Wynyard Parish Council (Hartlepool)

7.—(1) The election of all parish councillors for Wynyard Parish (Hartlepool) shall be held on the ordinary day of election of councillors in 2022, and every four years thereafter.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2022 for Wynyard Parish (Hartlepool) shall be four years.

Number of parish councillors for Wynyard Parish Council (Hartlepool)

8. The number of councillors to be elected for Wynyard Parish Council (Hartlepool) shall be seven.

Number of parish councillors for existing Elwick Parish Council

9. The number of councillors to be elected for Elwick Parish Council shall remain seven.

Annual meeting of Wynyard Parish Council (Hartlepool)

10. The annual meeting of the new parish council in 2022 shall be convened by the Assistant Chief Solicitor of Hartlepool Borough 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 Hartlepool Borough Council 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. The funds and balances described in Schedule 1 shall be apportioned and transferred from the existing parish council of Elwick to the Wynyard Parish Council (Hartlepool) on the date and in the terms specified in columns (1) and (2) of that Schedule.

Transitional provision

13. Until the councillors elected to the Wynyard Parish Council (Hartlepool) at the elections to be held on the ordinary day of election of councillors in 2022 come into office, the new parish shall be represented by those persons who immediately before 1st April 2022 are the elected councillors for the Parish of Elwick.

Order date

14. 1st April 2022 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

Sealed with the seal of Hartlepool Borough Council

7595

on the 2nd day of December 2021

in the presence of:.....



Hayley Martin,
Chief Solicitor



EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by Hartlepool Borough Council for the creation of the new Wynyard Parish (Hartlepool), which is wholly constituted from the area of the existing Elwick Parish.

Article 7 provides for parish elections in the Wynyard Parish (Hartlepool) in 2022, and then to continue according to the established system of parish elections every four years.

Articles 8 specifies the numbers of parish councillors for the new Wynyard Parish (Hartlepool).

Article 9 specifies the numbers of parish councillors for the existing Elwick Parish Council.

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 boundary of the new Wynyard Parish (Hartlepool). It is available, at all reasonable times, at the offices of Hartlepool Borough Council.

SCHEDULE 1 (article 12)
FUNDS AND BALANCES TO BE TRANSFERRED

Column (1)	Column (2)
Funds and balances to be transferred	Date
The unallocated funds and balances belonging to the existing parish of Elwick at the close of business on 31 March 2022 are to be apportioned and allocated as follows: Elwick Parish: 27% Wynyard Parish (Hartlepool): 73%	01 April 2022

Map referred to in the Hartlepool
(Reorganisation of Community
Governance - Elwick) Order 2021

Scale 1:45000



