

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Forest Heath District Council (Reorganisation of Community Governance) Order 2019

Made: 18th January 2019

Coming into force: 1 April 2019

Forest Heath District 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 26 July 2017

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), 98(6) and 240(10) of the 2007 Act.

Citation and commencement

1.

(1) This Order may be cited as the Forest Heath District Council (Reorganisation of Community Governance) Order 2019.

(2) Subject to paragraphs (3), (4), and (5) below, this Order comes into force on 1st April 2019.

(3) Articles 7, 9(1), 9(2) and 9(3) shall come into force on the ordinary day of election of councillors in 2019.

(4) For the purposes of: (a) this article, (b) article 6; and (c) proceedings preliminary to or relating to the elections of parish councillors for the parishes of Mildenhall and West Row, to be held on the ordinary day of election of councillors in 2019, this Order shall come into force on 18th January 2019

(5) For the purposes of article 6(2) and Schedule 4, the balance of funds from the Mildenhall Parish Council shall transfer on or before 31 July 2019

Interpretation

2. In this Order—

“district” means the district of Forest Heath until 31 March 2019 and West Suffolk Council from 1 April 2019

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

“map” means the map marked “Map referred to in the Forest Heath (Reorganisation of Community Governance) Order 2019” 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 a new parish constituted by articles 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.

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 referenced as ‘Map 1’, shall be constituted within the district.

(2) The name of the new parish shall be West Row

5. (1) The boundary of the Parish of Mildenhall shall be altered to comprise the area outlined with a red line on the map referenced as ‘Map 2’.

Calculation of budget requirement, and funds and balances to be transferred or ring-fenced for use by new councils

6. (1) For the purposes of regulation 3 of the Local Government Finance (New Parishes) (England) Regulations 2008 No. 626 there is specified in relation to the parish of West Row the sum of £51,314