

# LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

## The South Lakeland District Council (Reorganisation of Community Governance) Order 2020

*Made: 14<sup>th</sup> January 2020*

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

South Lakeland 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 through the Council's meeting held on 23 July 2019:

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) and 240(10) of the 2007 Act.

### **Citation and commencement (a)**

1.—(1) This Order may be cited as the South Lakeland District Council (Reorganisation of Community Governance) Order 2020.

(2) Subject to paragraphs (3), (4), (6) to (8) below, this Order comes into effect on 1st April 2020.

(3) Article 4 shall come into effect on the Ordinary Day of election of councillors in 2023

(4) Article 5 shall come into effect on the Ordinary Day of election of councillors in 2022.

(5) Article 6 shall come into effect on 1st April 2020.

(6) Article 7 and 8 shall come into effect on the Ordinary Day of election as specified in Article 9 of 2022.

(7) Article 10 shall come into effect on the Ordinary Day of election of councillors in 2022

(8) Article 11 shall come into effect on the Ordinary Day of election of councillors in 2023

(9) For the purposes of:

(a) this article,

(b) proceedings preliminary or relating to the election of parish councillors for the parishes affected by the changes made by this Order, to be held on the Ordinary Day of election of councillors in 2020

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

## **Interpretation**

### **2. In this Order—**

“district” means the district of South Lakeland as set out in Schedule 2;

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

“map” means the map marked “Map” referred to in the South Lakeland District Council (Reorganisation of Community Governance) Order 2020 and deposited in accordance with section 96(4) of the 2007 Act set out under schedule 2, 3 and 4 of this Order; and any reference to a numbered sheet is a reference to the sheet of the map which bears that number;

“ordinary day of election of councillors” has the meaning given by section 37 of the Representation of the People Act 1983;

“new parish” means the parish constituted by article 6; 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.

### **Number of parish councillors for the parish of Arnside**

**4.** The number of councillors to be elected for the parish of Arnside shall be changed from 11 to 8.

### **Wards of the parish of Dent Parish Council**

**5.** (1) The existing wards of Dent and Cowgill of the parish of Dent shall be abolished.

(2) Dent Parish Council shall become an un-warded parish.

### **Amalgamation of existing parishes of Fawcett Forest and Whitwell and Selside and constitution of new parish of Selside and Fawcett Forest**

**6.—**(1) The existing parishes of Fawcett Forest and Whitwell and Selside shall be amalgamated to constitute a new parish.

(2) The new parish shall be known as Selside and Fawcett Forest comprising the area outlined in blue on the map attached at Schedule 3.

(3) In consequence of paragraph (1), the existing parishes of Fawcett Forest and Whitwell and Selside shall cease to exist.

(4) The annual meeting of the new parish of Selside and Fawcett Forest shall take place between the 1<sup>st</sup> March 2020 and 1<sup>st</sup> June 2020.

### **Number of parish councillors for the parish of Lower Allithwaite**

**7.** The number of councillors to be elected for the parish of Lower Allithwaite shall be changed from 15 to 11.

### **Wards of the parish of Lower Allithwaite and numbers of parish councillors**

**8.—**(1) The parish of Lower Allithwaite shall be divided into two (2) wards which shall be named Allithwaite and Cartmel with Upper Holker.

(2) Each ward shall comprise the area designated on the map attached at Schedule 4 by reference to the name of the ward and demarcated by orange lines.

(3) The number of councillors to be elected for Allithwaite and Cartmel wards shall be six (6), and for Upper Holker ward shall be five (5) as set out in Schedule 1.

### **Election for the parish of Lower Allithwaite**

9. (1) The election of all parish councillors for the parish of Lower Allithwaite shall be held simultaneously with the District councillors in 2022.

(2) Where any provision of an Order made before the making of this Order requires an election of parish councillors for a parish mentioned in paragraphs 9 (1) above to be held on a date other than that for which paragraphs 9 (1) provide, it shall cease to have effect to that extent.

### **Election for the parish of Lower Holker**

10. (1) The election of parish councillors for the parish of Lower Holker shall be held simultaneously with the District councillors in 2022.

(2) Where any provision of an Order made before the making of this Order requires an election of parish councillors for a parish mentioned in paragraphs 10 (1) above to be held on a date other than that for which paragraphs 10 (1) provide, it shall cease to have effect to that extent.

### **Elections for the parish of Skelwith**

11.—(1) The election of all parish councillors for the parish of Skelwith shall be held simultaneously on the ordinary day of election of councillors in the District elections for Ambleside and Grasmere ward.

(2) The term of office of every parish councillors elected on the ordinary day of election of councillors in year 2020 for the parish of Skelwith shall be three years and that the following election shall take place in year 2023 for a term of four years and then continue according to the established system of parish elections every four years.

(3) Where any provision of an Order made before the making of this Order requires an election of parish councillors for a parish mentioned in paragraphs 11(1) or 11(2) above to be held on a date other than that for which paragraphs 11(1) or 11(2) provide, it shall cease to have effect to that extent.

### **Electoral register**

12. 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.

### **Order date**

13. 1st April 2020 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

Sealed with the seal of the council on the 14<sup>th</sup> day of January 2020.

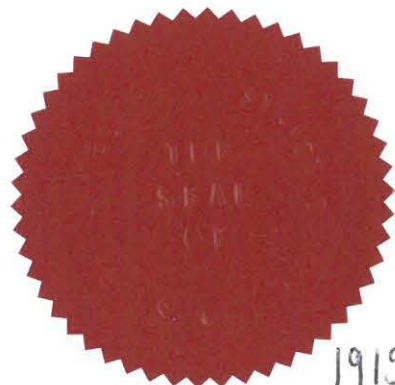
Signature



Full Name:



Capacity: Legal, Governance and Democracy Lead Specialist

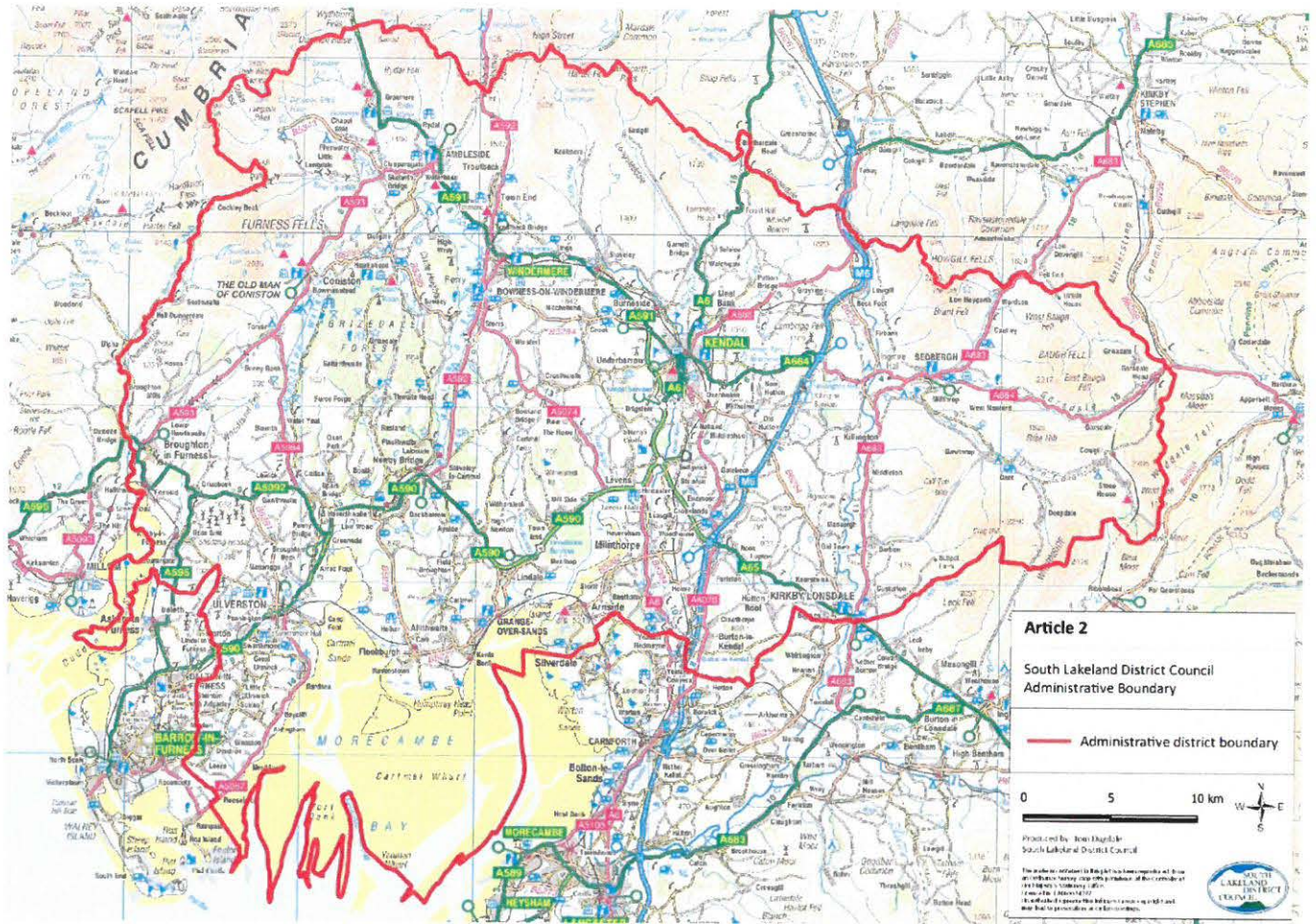


**SCHEDULE 1 - ARTICLE 8 Ward/Parish Councillors Changes**  
**WARDS OF THE PARISH OF LOWER ALLITHWAITE**  
**NAMES AND AREAS OF WARDS AND NUMBERS OF COUNCILLORS**

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column (3)</i>
<i>Name of Ward</i>	<i>Area of Ward</i>	<i>Number of Councillors</i>
Allithwaite and Cartmel	Who of the ward in the district of South Lakeland as shown on the map	6
Upper Holker	Who of the ward in the district of South Lakeland as shown on the map	5



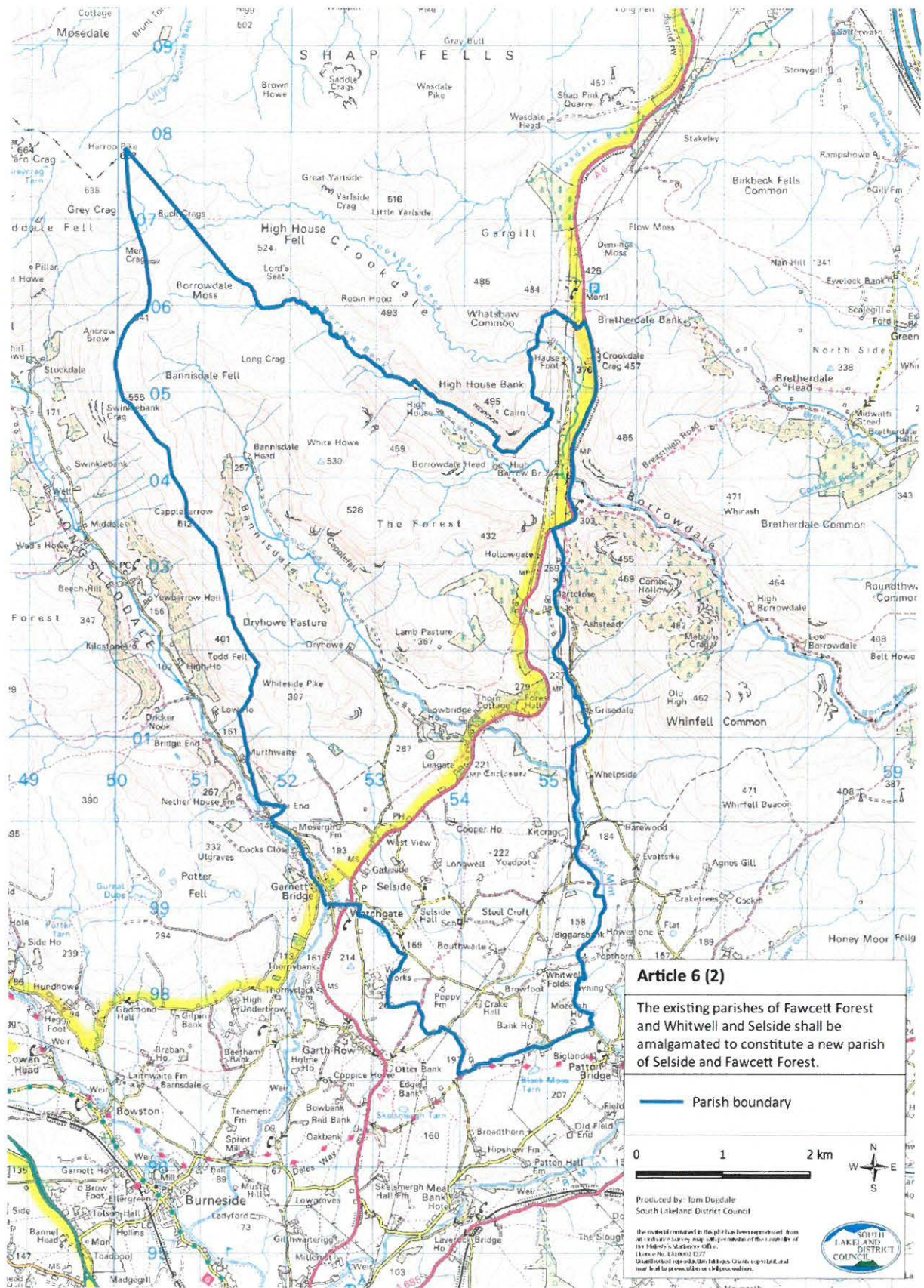
## SCHEDULE 2 - ARTICLE 2 SOUTH LAKELAND MAP



*[Handwritten signature]*



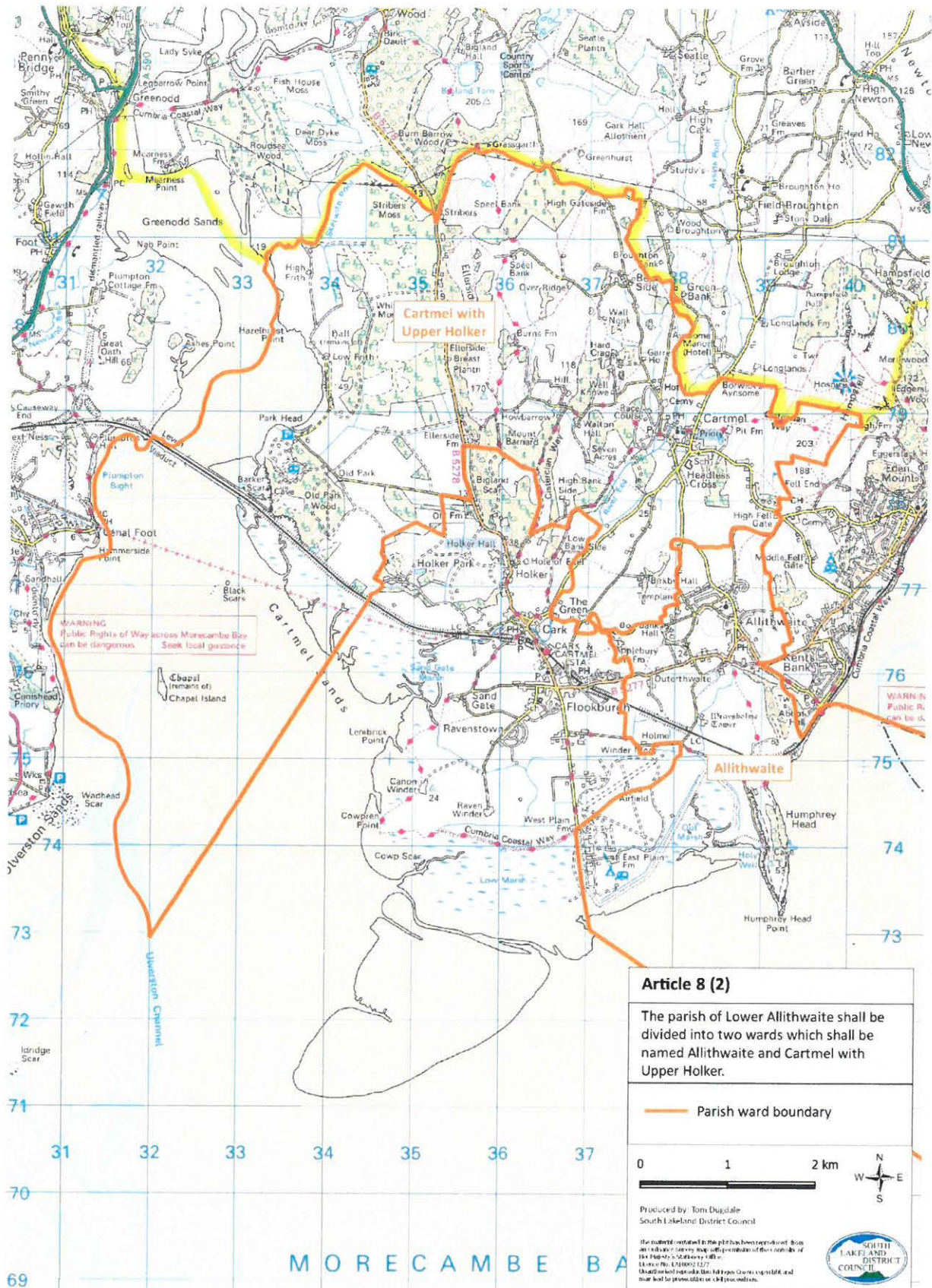
# SCHEDULE 3 - ARTICLE 6 MAP



*[Handwritten signature]*



# SCHEDULE 4 - ARTICLE 8 MAP



*[Handwritten signature]*

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order gives effect to recommendations made by South Lakeland District Council for:

Article 4 specifies the number of parish councillors for the parish of Arnside.

Article 5 abolishes the existing wards of Dent and Cowgill in the parish of Dent.

Article 6 amalgamate the existing parishes of Fawcett Forest with Whitewell and Selside and create a new parish called the Selside and Fawcett Forest. Article 6 also set out that the annual meeting of the new parish of Selside and Fawcett Forest to be held between 1<sup>st</sup> March 2020 and 1<sup>st</sup> June 2020

The map defined in article 6 shows the new parish of Selside and Fawcett Forest.

Article 7 specifies the number of parish councillors for the parish of Lower Allithwaite.

Article 8 divides the parish of lower Allithwaite into two (2) wards

Article 8 specifies the number of parish councillors for the parish of Lower Allithwaite.

Article 8 and the map establishes the names and the areas of the wards for the parish of Lower Allithwaite.

Article 8 specifies the number of ward councillors for the wards of Allithwaite and Cartmel with Upper Holker.

Article 9 provides for the parish elections in the parish of Lower Allithwaite in 2022 and then continue according to the established system of parish elections every four years.

Article 10 provides for the parish elections in the parish of Lower Holker in 2022 and then continue according to the established system of parish elections every four years.

Article 11 provides for the parish elections in the parish of Skelwith in 2020 for a term of three years and that the following election shall take place in year 2023 and then continue according to the established system of parish elections every four years.

Article 12 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 areas and new boundaries of the altered parishes. They are available, at all reasonable times, at the offices of South Lakeland District Council.