

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The County of Herefordshire District Council (Reorganisation of Community Governance) Wellington Parish Order, 2018.

Made 12 October, 2018

Coming into force in accordance with article 1(2)

The County of Herefordshire District Council (“the council”), in accordance with [section 82\(a\)](#) of the Local Government and Public Involvement in Health Act 2007(e) (“the 2007 Act”), has undertaken a community governance review and made recommendations dated *12 October 2018*:

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\(3\)\(h\)](#)][, [98\(4\)\(i\)](#)][, [98\(6\)\(j\)](#)] and [240\(10\)](#) of the 2007 Act.

Citation and commencement (a)

- 1.—(1) This Order may be cited as the County of Herefordshire District Council (Reorganisation of Community Governance) (Wellington) Order [2018].
 2. Subject to paragraphs (8) and (9) below, this order comes into force on 1 April 2019.
 3. For the purposes of proceedings preliminary or relating to the election of parish councillors for the Wellington Parish Council, to be held on the ordinary day of election of councillors in 2019, this order shall come in to force 13 October 2018, the day after that on which it was made.
2. — In this Order—
 - ‘district’ means the district of the County of Herefordshire;
 - ‘map’ means the map marked ‘Map referred to in The County of Herefordshire District Council (Reorganisation of Community Governance) Order 2018’ and deposited in accordance with section 96(4) of the 2007 Act;
 - ‘parish’ means the parish constituted by article 4 below;
 - ‘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(c) of the Representation of the People Act 1983.

Effect of Order

3. — This Order has effect subject to any agreement under section 99 of the 2007 Act (agreements about incidental matters) relevant to any provision of this Order.

Election of Parish Councillors for the Wellington parish

- 7.—(1) The first election of all parish councillors for the Wellington shall be held on the ordinary day of election of councillors in 2019.
 - (2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2019 for the Wellington Parish shall be four years.

Alteration of parish areas and the areas of parish wards

- 8.— That the ward and parish boundary in the Wellington parish and the parish of Moreton on Lugg be moved between Queenswood and Sutton Walls to enable two properties, namely Aylus Cottages, to move from the parish of Moreton on Lugg into the parish of Wellington (Marked A on the map) and that this proposal does not require other changes to the existing governance arrangements for the parishes affected
- 9.—The area referred to in the hatched area marked 'B' on the map shall cease to be part of the parish of Wellington and shall become part of the parish of Hope Under Dinmore.

Electoral register

- 10.—The registration officer for the 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

- 11.— (1) All the land, property, rights and liabilities connected to the Aylus Cottages, currently in the parish of Moreton on Lugg shall transfer from Moreton on Lugg to Wellington (Marked A on the map);
- (2) The area referred to in the hatched area marked 'B' on the map shall cease to be part of the parish of Wellington and shall become part of the parish of Hope Under Dinmore; and that this proposal does not require other changes to the existing governance arrangements for the parishes affected;

Order date

12. —1 April, 2019 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

THE COMMON SEAL OF THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL was
hereunto affixed BY ORDER

Authorised Officer

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by The County of Herefordshire District Council for the alteration of the area of the parish of Wellington to be grouped under a common parish council with the parish of Hope under Dinmore.

The electoral arrangements apply in respect of parish elections to be held on and after the ordinary day of election of councillors in 2019 and then to continue according to the established system of parish elections every four years.

Article 10 obliges the Electoral Registration Officer to make any necessary amendments to the electoral register to reflect the electoral arrangements.

Article 8 contains details of land, property, rights and liabilities described on the map below shall transfer between the council's defined within this order on the date specified.

Article 9 provides for alterations to parish areas.

The maps are available for inspection during normal working hours at the Shire Hall offices of Herefordshire Council, St. Peter's Square, Hereford, HR1 2HX or online at:

Map of Hope under Dinmore, Wellington and Moreton on Lugg. Area marked 'A' is proposed to move from Moreton on Lugg parish into Wellington parish. Area marked 'B' is proposed to move from Wellington parish into Hope under Dinmore parish.

