

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The County of Herefordshire District Council (Reorganisation of Community Governance) Kilpeck Group 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*:

That with effect from 1 April, 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(f):

The council makes the following Order(g) 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) (Kilpeck) Order 2018.

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

(3) Article 3 (g) below (which establishes the number of parish councillors for the new Kilpeck Parish council) shall come in to force on the ordinary day of election of councillors in 2019

(4) For the purposes of proceedings preliminary or relating to the election of parish councillors for the new Kilpeck Parish Council, to be held on the ordinary day of election of councillors in 2019, this order shall come in to force 12 October 2018, the day on which it was made.
2. — In this Order—
 - ‘district’ means the district of the County of Herefordshire;
 - ‘existing’ means existing on the date this Order is made;
 - ‘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;
 - ‘new 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.
- a) The existing parishes of Kilpeck, Kenderchurch, St. Devereux, Treville and Wormbridge shall be wound up and dissolved;
 - b) The existing parish councils for the parishes of Kilpeck Kenderchurch, St. Devereux, Treville and Wormbridge shall be abolished;
 - c) There shall be a new parish council (as shown on the map) for the Kilpeck group parish;
 - d) The name of that new parish council shall be ‘Kilpeck Parish Council’;
 - e) The first election of all parish councillors for the new parish of Kilpeck shall be held on the ordinary day of election of councillors in 2019;
 - f) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2019 for the new parish of Kilpeck shall be four years;
 - g) The number of parish councillors to be elected for the new parish of Kilpeck shall be nine;
 - h) All the land, property, rights and liabilities of Kilpeck, Kenderchurch, St. Devereux, Treville and Wormbridge shall transfer from those councils to the new Kilpeck Parish Council; and
 - i) From 1 April, 2019, until the councillors to be elected to the new parish council come into office, the new parish of Kilpeck shall be represented by the elected district councillor for the district ward of Wormside

Election of Parish Councillors for the parish of Kilpeck

- 4.—(1) The first election of all parish councillors for the new parish of Kilpeck 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 new parish of Kilpeck shall be 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 paragraph 4(1) above to be held on a date other than that for which paragraphs 7(1) and 7(2) provide, it shall cease to have effect to that extent.

Election for the parish of Kilpeck Parish elections)

- 5.—[The election of all parish councillors for the parish of *Kilpeck* shall be held on the ordinary day of election of councillors in May 2019.

The new parish of Kilpeck and number of parish councillors

- 6.—(1) The number of councillors to be elected for the new parish of Kilpeck shall be nine.
- (2) The number of parish councillors to be elected from the Kilpeck, Kenderchurch, St. Devereux, Treville and Wormbridge parishes in the new parish of Kilpeck shall be at least one from each of the abolished parishes.

Annual meeting of the new parish council

7. — The annual meeting of the new Kilpeck Parish Council in 2019 shall be convened by the of the 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

- 8.—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

- 9.— All the land, property, rights and liabilities of Kilpeck, Kenderchurch, St. Devereux, Treville and Wormbridge shall transfer from those councils to Kilpeck Parish Council on the date specified in Article

1(2) above.

Transitional provision

- 10.** —Until the parish councillors elected to the new Kilpeck Parish Council at the elections to be held on the ordinary day of election of councillors in 2019 come into office, the new parish shall be represented by those persons who immediately before 1 April 2019 are the elected parish councillors for the existing parishes of Kilpeck, Kenderchurch, St. Devereux, Treville and Wormbridge.

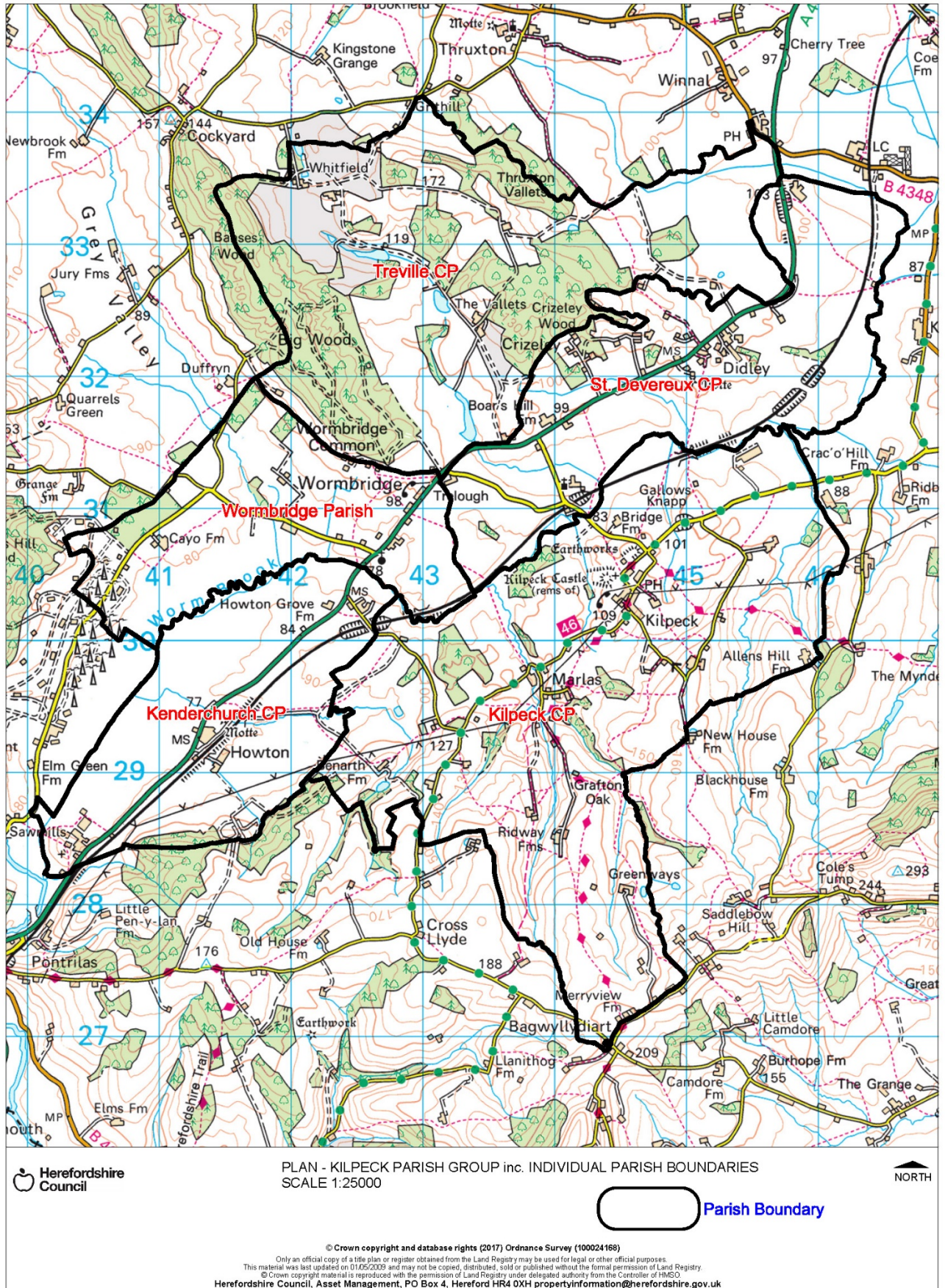
Order date

- 11.** —1 April, 2019 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

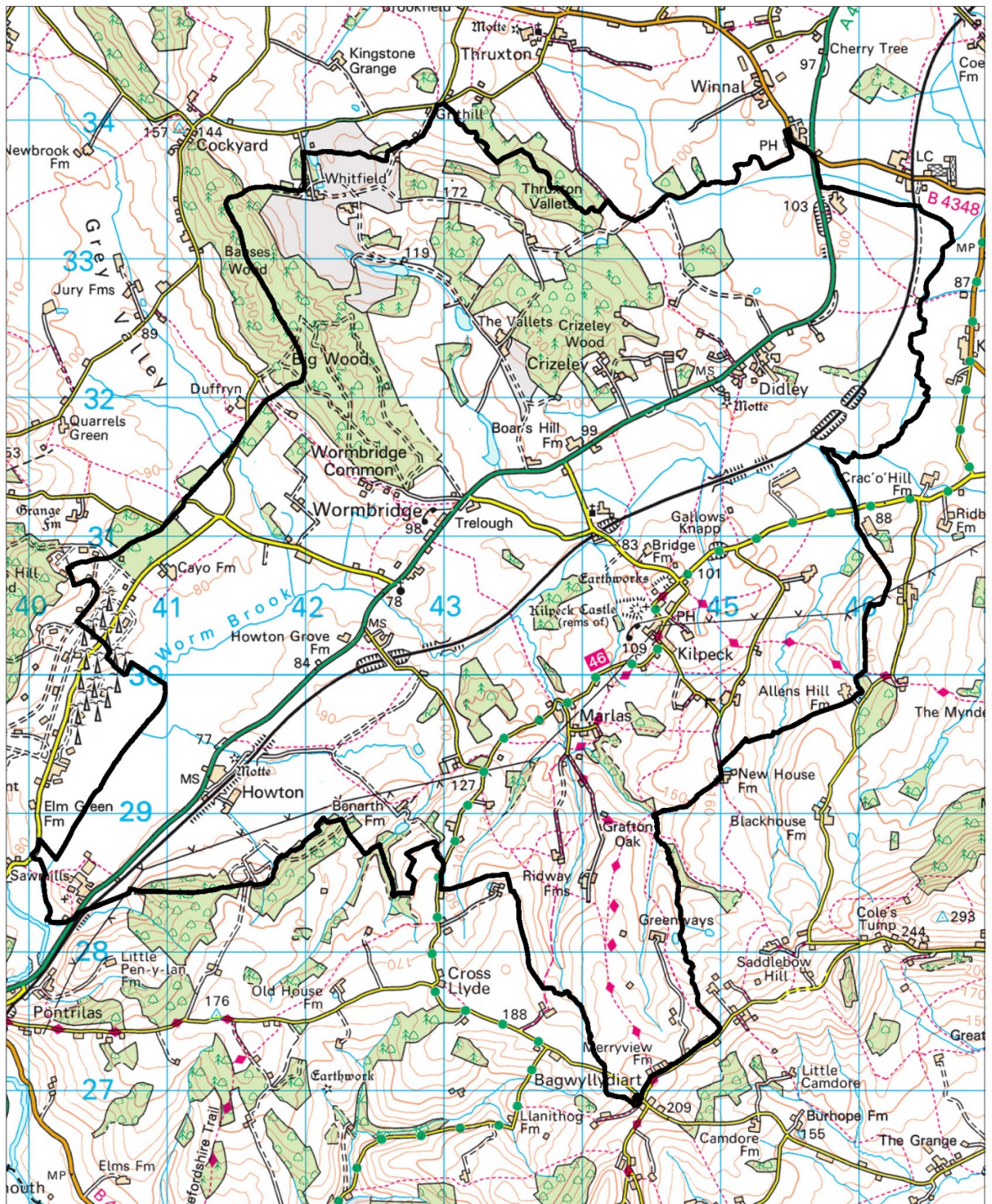
THE COMMON SEAL OF THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL was
hereunto affixed BY ORDER

Authorised Officer

Map 1: Kilpeck Group parish Council.



Map 2: The proposed new parish of Kilpeck



PLAN - KILPECK PARISH GROUP
SCALE 1:25000



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