
REPORT TO:	FULL COUNCIL	AGENDA ITEM: 14
DATE OF MEETING:	22nd SEPTEMBER 2016	CATEGORY:
REPORT FROM:	CHIEF EXECUTIVE	OPEN
MEMBERS' CONTACT POINT:	FRANK McARDLE 01283 595702	DOC:
SUBJECT:	COMMUNITY GOVERNANCE REVIEW - NEWHALL AND STANTON: FINAL PROPOSALS	REF:
WARD(S) AFFECTED:	NEWHALL AND STANTON	TERMS OF REFERENCE:

1.0 Recommendations

- 1.1 That Members note the results of the Draft Proposals consultation.
- 1.2 That Members agree to the publication of the results of the Draft Proposals consultation.
- 1.3 That Members consider and determine the outcome(s) of the Community Governance Review for Newhall and Stanton (the Review).
- 1.4 That Members approve the publication of the Final Proposals.
- 1.5 That Members delegate authority to Officers to make the necessary Community Governance Reorganisation Order, if required, to implement the final recommendations from the Review.

2.0 Purpose of Report

- 2.1 To report the outcome of the Draft Proposals consultation which took place in Newhall and Stanton on the proposal to form a Newhall and Stanton Parish Council (under the provisions of Part 4 of the Local Government and Public Involvement in Health Act 2007).
- 2.2 To determine the next action(s) for the Review.

3.0 Detail

- 3.1 The Review was instigated following the submission of a valid petition from the Newhall and Stanton Parish Council Campaign Group, **Appendix 1**, requesting that a Parish Council be constituted for the area of Newhall and Stanton. As this area does not already exist as a parish, the petition is treated to also include a request for

a parish to be constituted.

3.2 The initial consultation period was held from 1st February 2016 to 13th March 2016. Letters detailing the consultation and containing the Terms of Reference document, **Appendix 2**, were issued to all addresses within Newhall and Stanton (a total of 3,681 addresses), together with Ward Members, Derbyshire County Councillors for the area and neighbouring areas, the Member of Parliament, Derbyshire County Council, neighbouring Parish Council's and community representative groups.

3.3 A total of 374 responses were received, of which 12 were discounted as received after the consultation end date of 13th March 2016. A summary of the remaining 362 responses were as shown below.

Proposal	In favour	Against	Other
That a Parish Council be constituted for the area of Newhall and Stanton.	289	71	2*

*Two representations were received expressing neither support nor opposition to the Proposal.

3.4 Having taken into account all consultation responses made during the first stage of consultation and having regard to the need to ensure that Community Governance within the area reflects the identities and interests of the community, is effective and convenient, the draft recommendation of officers was: 'To accept the majority representation from the people of Newhall and Stanton that a Parish Council be constituted for the area of Newhall and Stanton.'

3.5 As agreed by Council on 19th May 2016, the Draft Proposals, **Appendix 3**, were published on 23rd May 2016. Letters detailing the consultation and containing the Draft Proposals document were issued to all addresses within Newhall and Stanton, and to all other interested parties as detailed at 3.2 above. This consultation period commenced on 23rd May 2016 and ended on 3rd July 2016. A copy of the letter which accompanied the Draft Proposals is attached as **Appendix 4**.

3.6 Representations were received, totalling 43, of which 21 were discounted as received after the consultation end date of 3rd July 2016. A summary of the remaining 22 responses are shown below. Details relating to these responses are attached as **Appendix 5a**.

Proposal	In favour	Against	Other
That a Parish Council be constituted for the area of Newhall and Stanton.	21	1	0

3.7 Members commissioned a survey of Newhall and Stanton residents during this second consultation period, with a total of 937 responses received, of which 35 were discounted as received after the consultation end date of 3rd July 2016. A summary of the remaining responses are shown below. Details relating to these responses are attached as **Appendix 5b**.

Proposal	In favour	Against	Other
That a Parish Council be constituted for the area			

of Newhall and Stanton.	376	514	4*
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*Four representations were received expressing neither support nor opposition to the Proposal.

There were found to be eight duplicate entries across the two lists, seven in favour, one against. In the interests of ensuring only one vote per individual is counted, these have been deducted from the above figures, resulting in a revised total of 894.

- 3.8 In addition, a submission from the Newhall and Stanton Parish Council Campaign Group has been received; a copy of which was enclosed with the Summons and is attached as **Appendix 6**.
- 3.9 In accordance with the Local Government and Public Involvement in Health Act 2007, the Council is responsible for undertaking any review within its electoral area. All decisions will be made by Full Council prior to any Reorganisation of Community Governance Order being made.
- 3.10 In considering its final decision on the matter, Council has a number of options to consider, namely:
- To take no action.
 - To agree to the creation of a Newhall and Stanton Parish Council.
 - To take other alternative action. See Communities and Local Government Guidance Notes paragraphs 140 to 146, attached as **Appendix 7**.

With regard to the first option, if taken, then no further action would be required other than to publicise this outcome, with reasons given, in the form of a Final Proposal.

If the second option were taken, with reasons given, then further determinations would be required as part of the Council's Final Proposals:

- Agree the boundaries of the parish council area.
- Confirm the name of the parish council.
- Confirm the 'style' of council, e.g. Parish Council.
- Determine when the change will take effect, e.g. from 1st April 2017.
- Determine the election timetable and the initial term of office.
- Determine any interim arrangements between 1st April and the first elections.
- Determine the number of parish councillors to be elected.
- Confirm the warding arrangements for the parish council.

The District Council would subsequently publish a Reorganisation Order.

- 3.11 A timetable detailing the actions required within the permitted twelve month period is contained within the Terms of Reference document.

4.0 Financial Implications

- 4.1 There are no direct financial implications from this report, but the two consultation exercises incurred administrative and postage costs for the Council.

5.0 Corporate Implications

- 5.1 There are none relating to this report.

6.0 Community Implications

6.1 The Review and subsequent recommendations will determine the local governance arrangements for the Newhall and Stanton ward.

7.0 Background Papers

7.1 Newhall and Stanton Parish Council Campaign Group Petition.

7.2 Community Governance Review Terms of Reference.

7.3 Summary of responses made by local residents to the initial Terms of Reference Consultation.

7.4 Community Governance Review Draft Proposals.

7.5 Summary of responses made by local residents to the Draft Proposals Consultation.

7.6 Communities and Local Government Guidance on Community Governance Reviews.