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STATUTORY INSTRUMENTS

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1985 No. 120

**LOCAL GOVERNMENT, ENGLAND AND WALES**

**CHANGES IN LOCAL GOVERNMENT AREAS**

**The Derbyshire and Nottinghamshire (Areas) Order 1985**

<i>Made</i> - - - - -	1st February 1985
<i>Laid before Parliament</i> -	7th February 1985
<i>Coming into Operation—</i>	
<i>for the purposes described</i>	
<i>in article 2(1) - - -</i>	28th February 1985
<i>for all other purposes -</i>	1st April 1985

Whereas on 25th November 1982 the Local Government Boundary Commission for England, acting pursuant to section 47 and 51(1) of the Local Government Act 1972(a), made proposals to the Secretary of State for the transfer of certain areas between the districts of Amber Valley and Erewash in the county of Derbyshire and for an alteration in the boundary between the counties of Derbyshire and Nottinghamshire:

And whereas the Secretary of State has decided to give effect to those proposals:

Now, therefore, the Secretary of State in exercise of his powers under section 51(2) and 67(4) and (5) of that Act and of all other powers enabling him in that behalf, hereby makes the following order:—

*Title and commencement*

1. This order may be cited as the Derbyshire and Nottinghamshire (Areas) Order 1985.

2.— (1) 28th February 1985 is hereby specified as the day on which this order shall come into operation for any purpose set out in regulation 4(1) (coming into operation of order) of the Local Government Area Changes Regulations 1976(b).

(2) For all other purposes, this order shall come into operation on 1st April 1985.

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(a) 1972 c.70.

(b) S.I. 1976/246, as amended by S.I. 1978/247.

### *Interpretation*

#### **3. In this order—**

“borough ward” means a ward of the borough of Erewash;

“the boundary maps” means the 7 maps (duly numbered for reference) which are issued by the Department of the Environment as the “Maps of the Derbyshire and Nottinghamshire (Areas) Order 1985”;

“county electoral division” means an electoral division of the county of Derbyshire;

“district ward” means a ward of the district of Amber Valley; and

“the Regulations” means the Local Government Area Changes Regulations 1976.

### *Transfer between counties*

**4.** The part of the county of Nottinghamshire, of the borough of Broxtowe, and of the unparished area of the former urban district of Beeston and Stapleford which is shown coloured green on boundary map 7 shall be transferred—

(a) to the county of Derbyshire and to the borough of Erewash;

(b) to the Nottinghamshire Road borough ward, and to the Long Eaton county electoral division;

(c) to the Ilkeston petty sessional division and to the Derby and South Derbyshire coroner's district.

### *Transfers within Derbyshire*

**5.—** (1) Those parts of the borough of Erewash and of the parish of Little Eaton which are marked A5 to A8 (inclusive) on boundary maps 1, 3 and 6 shall be transferred—

(a) to the district of Amber Valley;

(b) to the parish, district ward and county electoral division of Duffield; and

(c) to the Alfreton and Belper petty sessional division.

(2) The following parts of the district of Amber Valley shall be transferred to the borough of Erewash—

(a) the areas of the parish of Duffield marked A1 and A2 on boundary map 1;

(b) the area of the parish of Holbrook marked A3 on boundary map 2;

(c) the area of the parish of Mapperley marked A4 on boundary map 4; and

(d) the area of the parish of Shipley marked A9 on boundary map 5.

The areas described in (a) and (b) shall be transferred to the parish and the

borough ward of Little Eaton, to the West Hallam county electoral division, and to the Ilkeston petty sessional division.

The area described in (c) shall be transferred to the parish, borough ward and county electoral division of West Hallam.

The area described in (d) shall cease to form part of any parish, but be transferred to the Cotmanhay county electoral division.

#### *Erewash—new borough ward*

6. There shall be a new borough ward to be named the Abbotsford ward, the area of which is shown hatched red on boundary map 5. The new ward shall be represented by one borough councillor, who shall—

- (a) be elected on such day prior to 1st April 1985 as the returning officer shall appoint;
- (b) come into office on 1st April 1985; and
- (c) retire on the fourth day after the ordinary day of election of councillors in 1987.

#### *Town and Country Planning*

7.— (1) The provisions of—

- (i) the structure plan;
- (ii) the old development plan (within the meaning of paragraph 2 of Schedule 7 to the Town and Country Planning Act 1971)(a);
- (iii) any local plan which has been adopted by the Nottinghamshire county council;
- (iv) any local plan which has been adopted by the Broxtowe borough council;

shall, insofar as they apply to the area transferred by article 4, have effect as if they were provisions of a corresponding plan made or adopted by the Derbyshire county council, or the Erewash borough council, as the case may be.

(2) The provisions of any local plan which has been adopted by the Erewash borough council or the Amber Valley district council shall, insofar as they apply to any area transferred by article 5, have effect as if they were provisions of a local plan adopted by the other council.

#### *Statutory definitions of areas, etc.*

8. For the purposes of regulation 40 (statutory definitions of areas) of the Regulations, any reference to an area mentioned in the first column below shall be construed in accordance with the relevant modification thereto described in the second column. Each area mentioned in the first column shall be treated as a "relevant area" within the meaning of regulation 41 (local Acts, orders and

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(a) 1971 c.78.

byelaws), but shall for the purposes of any provision in force to which that regulation applies, any reference to such an area shall be taken as a reference to that area with the modification mentioned in the second column.

<i>Area</i>	<i>Modification</i>
The area of the former urban district of Beeston and Stapleford	With the exclusion of the area transferred to Derbyshire by article 4
The area specified in relation to the former urban district of Long Eaton in article 7 of the Erewash (Parishes) Order 1982(a)	With the addition of the area transferred to Derbyshire by article 4.
The area of the former Borough of Ilkeston	With the addition of the area mentioned in article 5(2)(d).

*Patrick Jenkin,*  
Secretary of State for the  
Environment.

1st February 1985.

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(a) S.I. 1982/1256.

## EXPLANATORY NOTE

*(This note is not part of the order.)*

This order—

- (a) transfers a small area from the borough of Broxtowe in the county of Nottinghamshire to the county of Derbyshire and to the borough of Broxtowe; and
- (b) transfers areas of land in the county of Derbyshire between the district of Amber Valley and the borough of Erewash.

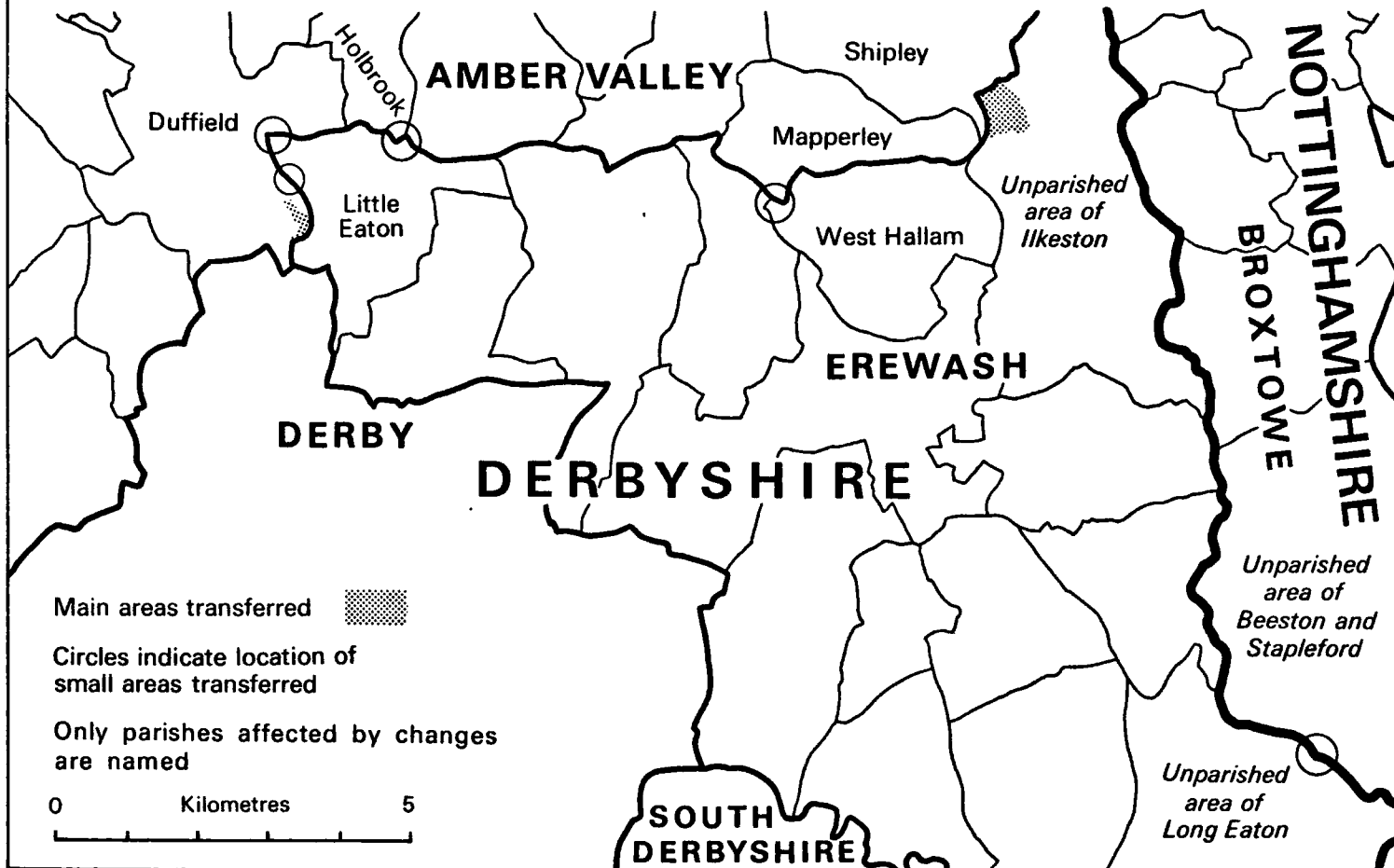
The map forming part of this note (page 6) gives a general guide to the area affected by this order as from 1st April 1985.

Prints of the detailed boundary maps, which form part of this order and are referred to in article 3, may be inspected at the offices of the district councils, and may be purchased from the Department of the Environment's Map Library, 2 Marsham Street, London SW1.

Changes are made to local government electoral areas.

The Local Government Area Changes Regulations 1976, mentioned in article 3, contain further provisions about the effect and implementation of orders such as the present one.

# Areas as from 1 April 1985



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