
STATUTORY INSTRUMENTS

1997 No. 3067

LOCAL GOVERNMENT, ENGLAND AND WALES

The Local Government (Changes for the Registration Service in Berkshire, Cambridgeshire, Cheshire, Devon, Essex, Hereford and Worcester, Kent, Lancashire, Nottinghamshire and Shropshire) Order 1997

Made - - - - 23rd December 1997
Laid before Parliament 31st December 1997
Coming into force - - 21st January 1998

The Secretary of State, in exercise of the powers conferred by sections 17(1) and (4) and 26(4) and (5)(b) of the Local Government Act 1992⁽¹⁾ and of all other powers enabling him in that behalf, hereby makes the following Order—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Local Government (Changes for the Registration Service in Berkshire, Cambridgeshire, Cheshire, Devon, Essex, Hereford and Worcester, Kent, Lancashire, Nottinghamshire and Shropshire) Order 1997 and shall come into force on 21st January 1998.

(2) In this Order,—

“the 1949 Act” means the Marriage Act 1949⁽²⁾;

“the 1953 Act” means the Registration Service Act 1953⁽³⁾;

“the 1992 Act” means the Local Government Act 1992;

“approved registration scheme” means a scheme submitted to the Chancellor of the Exchequer in accordance with article 2 of this Order and approved by the Chancellor of the Exchequer⁽⁴⁾ under section 14 of the 1953 Act⁽⁵⁾;

(1) 1992 c. 19.

(2) 1949 c. 76.

(3) 1953 c. 37.

(4) Section 14 requires the approval of “the Minister” which, by virtue of section 21(1) of the 1953 Act, as amended by article 5(1) of and paragraph 13 of Schedule 2 to the Transfer of Functions (Registration and Statistics) Order 1996 (S.I. 1996/273), means the Chancellor of the Exchequer.

(5) Section 14 was amended by section 251 of and paragraph 41(2) of Schedule 29 to the Local Government Act 1972 (1972 c. 70).

“district” means a registration district for the purposes of section 5 of the 1953 Act(6);

“new authority” means the authorities to which the functions of an old authority are transferred by an order made under section 17 of the 1992 Act, being: Bracknell Forest Borough Council, Newbury District Council, Reading Borough Council, Slough Borough Council, the council of the Royal Borough of Windsor and Maidenhead and Wokingham District Council(7); Peterborough City Council(8); Halton Borough Council and Warrington Borough Council(9); Plymouth City Council and Torbay Borough Council(10); Southend-on-Sea Borough Council and Thurrock Borough Council(11); Herefordshire District Council and Worcester shire County Council(12); the Medway Towns District Council(13);

Blackburn with Darwen Borough Council and Blackpool Borough Council(14); Nottingham City Council(15); and the District of The Wrekin(16);

“old authority” means Berkshire County Council, Cambridgeshire County Council, Cheshire County Council, Devon County Council, Essex County Council, Hereford and Worcester County Council, Kent County Council, Lancashire County Council, Nottinghamshire County Council and Shropshire County Council, being local authorities from which functions are transferred to a new authority by an order made under section 17 of the 1992 Act(17);

“registration officer” means any superintendent registrar or registrar of births and deaths appointed under section 6(1) of the 1953 Act and any deputy superintendent registrar or deputy registrar of births and deaths appointed under section 8(1) of that Act and “office” shall be construed accordingly; and

“sub-district” means a registration sub-district for the purposes of section 5 of the 1953 Act.

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- (6) Section 5 was amended by section 251 of and paragraph 41(1) of Schedule 29 to the Local Government Act 1972.
- (7) The functions of the County Council of the Royal County of Berkshire in relation to the boroughs of Bracknell Forest, Reading, Slough, the Royal Borough of Windsor and Maidenhead and the districts of Newbury and Wokingham are transferred to the councils of those areas by article 3 of the Berkshire (Structural Change) Order 1996 (S.I. 1996/1879).
- (8) The functions of Cambridgeshire County Council in relation to the city of Peterborough are transferred to the city council by article 5 of the Cambridgeshire (City of Peterborough) (Structural, Boundary and Electoral Changes) Order 1996 (S.I. 1996/1878).
- (9) The functions of Cheshire County Council in relation to the boroughs of Halton and Warrington are transferred to the councils of those boroughs by article 3 of the Cheshire (Boroughs of Halton and Warrington) (Structural Change) Order 1996 (S.I. 1996/1863).
- (10) The functions of Devon County Council in relation to the city of Plymouth and the borough of Torbay are transferred to the councils of those areas by article 3 of the Devon (City of Plymouth and Borough of Torbay) (Structural Change) Order 1996 (S.I. 1996/1865).
- (11) The functions of Essex County Council in relation to the boroughs of Southend-on-Sea and Thurrock are transferred to the councils of those boroughs by article 3 of the Essex (Boroughs of Colchester, Southend-on-Sea and Thurrock and District of Tendring) (Structural, Boundary and Electoral Changes) Order 1996 (S.I. 1996/1875).
- (12) The functions of Hereford and Worcester County Council in relation to the District of Herefordshire and the County of Worcestershire are transferred to the councils of those areas by article 12 and article 22 of the Hereford and Worcester (Structural, Boundary and Electoral Changes) Order 1996 (S.I. 1996/1867). A new non-metropolitan district of Herefordshire has been created by article 3 and a new non-metropolitan County of Worcestershire has been created by article 4 of the Hereford and Worcester (Structural, Boundary and Electoral Changes) Order 1996 (S.I. 1996/1867).
- (13) The functions of Kent County Council in relation to the district of the Medway Towns is transferred to the district council by article 4 of the Kent (Borough of Gillingham and City of Rochester upon Medway) (Structural Change) Order 1996 (S.I. 1996/1876).
- (14) The functions of Lancashire County Council in relation to the boroughs of Blackburn with Darwen and Blackpool are transferred to the councils of those areas by article 3 of the Lancashire (Boroughs of Blackburn and Blackpool) (Structural Change) Order 1996 (S.I. 1996/1868).
- (15) The functions of Nottinghamshire County Council in relation to the city of Nottingham is transferred to the city council by article 3 of the Nottinghamshire (City of Nottingham) (Structural Change) Order 1996 (S.I. 1996/1877).
- (16) The functions of Shropshire County Council in relation to the district of The Wrekin is transferred to the district council by article 3 of the Shropshire (District of The Wrekin) (Structural Change) Order 1996 (S.I. 1996/1866).
- (17) See S.I. 1996/1879, S.I. 1996/1878, S.I. 1996/1863, S.I. 1996/1865, S.I. 1996/1875, S.I. 1996/1867, S.I. 1996/1876, S.I. 1996/1868, S.I. 1996/1877 and S.I. 1996/1866.

Local Registration Service

2.—(1) Each new authority shall not later than 28th January 1998 submit to the Chancellor of the Exchequer a scheme for the purposes of section 13 of the 1953 Act, and section 13(2) and (3) (provision to be made by local scheme) and section 14(4) (approval of schemes by the Chancellor of the Exchequer) of the 1953 Act shall apply to any scheme so submitted.

(2) If a new authority fails to submit a scheme in accordance with paragraph (1) of this article, the Registrar General may, after consultation with that authority, submit to the Chancellor of the Exchequer a scheme for the purposes of section 13 of the 1953 Act and any scheme so prepared by him, if approved by the Chancellor of the Exchequer, shall have effect as if it were a scheme submitted by the new authority and approved by the Chancellor of the Exchequer.

(3) Subject to any further scheme made by a new authority and approved by the Chancellor of the Exchequer under section 14 of the 1953 Act, the approved registration scheme shall have effect for the organisation of the registration service in the area of the authority to which it relates from 1st April 1998.

Transfer of Registration Officers

3.—(1) This article applies to any registration officer—

- (a) who immediately before 1st April 1998 holds office in or for a district or sub-district in the area of an old authority under an appointment made by that authority;
- (b) who would have continued to hold that office after 1st April 1998 but for the transfer of local government functions from that authority to a new authority; and
- (c) whose name is mentioned in column (1) of the Schedule to this Order.

(2) Every registration officer to whom this article applies shall, on 1st April 1998—

- (a) be transferred from the old authority mentioned in column (2) of the Schedule to this Order opposite his name to the new authority mentioned in column (3) of that Schedule opposite his name; and
- (b) if an office is allocated to him in accordance with article 4 of this Order, become the holder of that office as if he had been appointed to it by the new authority.

(3) Any provision in this Order for the transfer of a person not engaged whole-time as a registration officer shall apply only to his office as a registration officer.

Allocation of Staff

4.—(1) Each new authority shall not later than 16th February 1998 submit to the Registrar General proposals for allocating to the posts described in the approved registration scheme for the area of the authority the registration officers who may, pursuant to paragraph (2) of article 3 of this Order, be transferred to the new authority on 1st April 1998.

(2) Not later than the day on which proposals under paragraph (1) of this article are submitted to the Registrar General, the new authority shall send a copy of the proposals to every registration officer affected by them and the Registrar General, after considering any representations with respect to the proposals made by any such officer within a period of fourteen days after the submission of the proposals, may approve the proposals with or without modifications.

(3) The new authority shall allocate the officers who are transferred to the new authority pursuant to paragraph (2) of article 3 of this Order to the posts described in the approved registration scheme for the area of the authority in accordance with the proposals approved by the Registrar General under paragraph (2) of this article.

(4) If any new authority fails to submit proposals in accordance with paragraph (1) of this article, the Registrar General may, after consultation with that authority, and with the registration officers

affected, determine the allocation of officers to the posts described in the approved registration scheme for the area of the authority and any allocation so determined shall have effect as if it had been proposed by the new authority and approved by the Registrar General.

Registration Officers to be Treated as Employees for Certain Purposes

5. For the purposes of any order made under section 23 of the 1992 Act (staff commissions)⁽¹⁸⁾ and regulations 3 (continuity of employment), 4 (transfers of staff) and 5 (redundancy payments) of the Local Government Changes for England (Staff) Regulations 1995⁽¹⁹⁾ any registration officer shall, as respects his office, be treated as employed by the old authority by which he was appointed and, on and after 1st April 1998, as an officer in the employment of the new authority to which he is transferred in accordance with article 3(2) of this Order, and any reference in such Order or in those Regulations—

- (a) to “employed”, “employment”, “employee”⁽²⁰⁾ or “employer” shall be construed accordingly; and
- (b) to a “contract of employment” shall be construed as a reference to the terms and conditions of the registration officer’s appointment.

Signed by the authority of the Secretary of State

Glenda Jackson
Parliamentary Under Secretary of State,
Department of the Environment, Transport and
the Regions

23rd December 1997

⁽¹⁸⁾ See S.I. [1993/1098](#).

⁽¹⁹⁾ S.I. [1995/520](#) as amended by S.I. [1996/455](#).

⁽²⁰⁾ “Staff” in section 23 includes “employee” by virtue of section 28(1).

DRAFT STAFF
TRANSFER ORDER 1998

SCHEDULE

<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Maureen C E Morris	BERKSHIRE	BRACKNELL FOREST
Mrs Noelle Roberts		
Frederick H Seddon		
Mrs Evelyn M Reader		
Mrs Elizabeth A Pearce	BERKSHIRE	NEWBURY
Mrs Julia A Baker		
Mrs Julie C Young		
Mrs Susan A Painter		
Mrs Olive Wilcox		
Mrs Catherine A Mayo		
Mrs Winifred G Charlton		
Mrs Jane Porter		
Mrs Lindsay Jansingh		
Brian A Freer		
David B Owen	BERKSHIRE	READING
Mrs Marianne Scott		
Mrs Carole A Y Roberts		
Mrs Valerie Ward		
Mrs Margaret B Glendinning		
Mrs Elaine M Cowling		
Mrs Jennifer Beeney		
Mrs Sheila B J Tibbles		
Malcolm L Seager		

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<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Hilary Sedgwick		
John C Brookes		
Mrs Valerie V E Boulter	BERKSHIRE	SLOUGH
Mrs Barbara Dixon		
Mrs Barbara M Mullins		
Mrs Shirley A Carter		
Robert M Slater		
Mrs Barbara H Bradford		
Mrs Janette Placquet		
Mrs Anne Green		
Mrs Lynda Daniel		
Mrs Barbara A E Layzell	BERKSHIRE	WINDSOR & MAIDENHEAD
Mrs Kathleen E Atkinson		
Mrs Thelma J Taylor		
Mrs Linda Kendall		
Mrs Ruth F Robinson		
Peter A Smith		
Mrs Mary-Lou Kellaway		
Mrs Claire P Paterson		
Mrs Elaine Martin		
Mrs Isabella M Brown		
Mr Peter Edwards		
Mrs Christine M Whittington	BERKSHIRE	WOKINGHAM
Mrs Davina J Howard		
Mrs Linda M Shephard		
Mrs Kim Williamson		
Mrs Janet Elliott	CAMBRIDGESHIRE	PETERBOROUGH

<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Valerie Tozer		
Mrs Pauline S Southam		
Mrs Wendy M Smith		
Mrs Eileen J Afford		
Mrs Brenda E Whaley		
Mrs Barbara Harris		
Mrs Rosalind S Yardy		
Mrs Judy Moss		
Mrs Sandra V Jones	CESHIRE	HALTON
Mrs Barbara Owen		
Mrs Yvonne Macleod		
Mrs Pamela E Moore		
Mrs Christine M Ditchfield		
Mrs Irene Sanders	CESHIRE	WARRINGTON
Mrs Mary S Coneeny		
Mrs Florence M Owens		
Mrs Ruth Hopwood		
Mrs Susan Kinsella		
Mrs Patricia A Maddox		
Mrs Denise J Young		
Ms Kay Bailey		
Graham Leverett	DEVON	PLYMOUTH
Michael J Beer		
Mrs Jean A Fearnough		
John A Boon		
Mrs Marilyn J Willis		

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<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Gillian M Williams		
Jeffrey J I Moon		
Mrs Jean Barker		
Mrs Patricia A Evans		
Mrs Eleanor Ritchie		
Mrs Elizabeth A Conday		
Mrs Jean Stokes		
Stephen J Leeming	DEVON	TORBAY
Mrs Felicity C V Wilkes		
Trevor E E Spratt		
Paul J Davey		
Mrs Patricia A Wright		
Mrs Penelope N Robinson		
Mrs Margaret Knight		
Mrs Marian R Walters		
John R Hooper		
Anthony G Wheaton		
Mrs Wendy M Wotton		
Mrs Helen R Wilson	ESSEX	SOUTHEND-ON-SEA
Mrs Lilian B Mathews		
Mrs Jacqueline T Swinford		
Mrs Susan Miller		
Ms Lynn Carroll		
Miss Patricia A Elson		
Mrs Barbara M Margerum		
Derrick C Belsham		

<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Penny J Brown		
Mrs Kathleen M Tilford		
Mrs Carol A Leicy	ESSEX	THURROCK
John George		
Mrs Josephine Delaney		
Mrs Linda A Jones		
Miss Joanne George		
Mrs Susan K Weatherhill	HEREFORD & WORCESTER	HEREFORDSHIRE
John Davies		
Ms Joanna L Cross		
Mrs Lynne Pugh		
Mrs Claire A Berrow		
Mrs Pauline J Angell		
Peter T Klein		
Mrs Margaret R Ingram		
Mrs Elizabeth B Newman		
Mrs June McQuaid		
Mrs Penelope K Gregory		
Mrs Jill E Hobkirk		
Mrs Valerie A Pilliner		
Mrs Jean C Bufton		
Mrs Sheila Stephens		
Mrs Jennifer M Harris		
Mrs Ann E Griffiths		
Mrs Margaret V Hughes		
Mrs Jacqueline Thorne		

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<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Judy L Hadley	HEREFORD & WORCESTER	WORCESTERSHIRE
Mrs Jayne M Silk		
Mrs Gail R Dovey		
James R Tringham		
Mrs Barbara J Stiles		
Russell Doidge		
Mrs Maureen A Langston		
Mrs Gillian Walters		
Mrs Stephanie T Aitchison		
Mrs Brenda M Aguirre-Ruiz		
Mrs Molly Penson		
Mrs Josephine A Stratton		
Mrs Laura M Plumridge		
Mrs Judith M Husband		
Mrs Judith M Megarry		
Mrs Susan D Horton		
Mrs Lesley S Hall		
Mrs Catherine A Lee		
Mrs Catherine B Abell		
Mrs Madeline R Cresswell		
Mrs Judith A Bassett		
Mrs Janet Jellis		
Mrs Sandra S Hull		
Dennis Jones		
Mrs Carolyn C Davies		

<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Marilyn Collins		
Mrs Deborah Clifford-Smith		
Barry D Hughes		
Mrs Linda M Yuille		
Colin R Price		
Mrs Diana M Pickles		
Mrs Vanda Harding		
Mrs Sally Baker		
Mrs Anne V Hadley		
Mrs Wendy A Gough		
Geoffrey Edwards		
Mrs Karen E Langhorn		
Mrs Sylvia J Davies		
Barry Sims	KENT	MEDWAY TOWNS
Mrs Christine J Laidlaw		
Mrs Peggy-Anne van de Peer		
Michael A Bridge		
Mrs Jacqueline B Jameson		
Mrs Pamela L Strevens		
Mrs Sara Lofthouse		
Douglas Cleworth		
Mrs Sandra E Conlan		
Kenneth Shuttleworth		
Mrs Jennifer Hammond-Hewett		
Mrs Tracey King		

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<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Antoinette J Houbart		
Mrs Pamela Round		
Raymond M Enshaw	LANCASHIRE	BLACKBURN WITH DARWEN
Mrs Susan C Cox		
Mrs Ann Walsh		
Mrs Jacqueline A Brooks		
Mrs Karen Kay		
Mrs Judith C Talbot		
Mrs Patricia M Watson		
Mrs Alison Smith		
Mrs Margaret Gostelow		
Mrs Joanne Miller		
Mrs Heather L Mather		
David R Hill	LANCASHIRE	BLACKPOOL
Mrs Doris Hodgson		
Mrs Elizabeth Flynn		
Mrs Carole J Fenton		
Mrs Bernice Heeley		
Mrs Susan Jones		
Mrs Elizabeth Morrison		
Mrs Jan A Simeon		
Mrs Kathryn S Holt		
Mrs Patricia A Webster		
Stephen M Patmore	NOTTINGHAMSHIRE	NOTTINGHAM
Mrs Kathleen H Dempsey		
Mrs Margaret K Dolan		

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<i>(1)</i> <i>NAME OF OFFICER</i>	<i>(2)</i> <i>OLD AUTHORITY</i>	<i>(3)</i> <i>NEW AUTHORITY</i>
Mrs Gillian M Wilmot		
Miss Jenny A Haskey		
Mrs Sandra C Dudson		
Mrs Jacqueline A Hooper		
Paul D Chance		
Mrs Brenda Lees		
Miss Jacqueline D Blundy		
Ian Bridge		
Mrs Margaret Fazackerley		
Mrs Ann R Perkins	SHROPSHIRE	THE WREKIN
Mrs Audrey J Bates		
Mrs Yvonne J Slow		
Mrs Karen Richards		
Robert N Coles		
Kenneth J Rea		
Mrs Gwen Emberton		
Mrs Diane Jones		

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for changes to the local registration service in Berkshire, Cambridgeshire, Cheshire, Devon, Essex, Hereford and Worcester, Kent, Lancashire, Nottinghamshire and Shropshire, in consequence of structural and boundary changes in those areas made by orders under section 17 of the Local Government Act 1992.

The Order provides for schemes to be made in respect of the affected areas establishing registration districts and sub-districts, determining the location of registration offices and the number of

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superintendent registrars, registrars of births and deaths and other officers required for the purposes of the Registration Acts. All registration officers holding office immediately before 1st April 1998 will be transferred by the Order on that date to one of the new authorities.

Transitional provisions with regard to notices given and certificates issued under the Marriage Act 1949; marriages to be solemnised before registration officers, and the registration of births and deaths are to be found in the Local Government Changes for England Regulations 1994 (S.I. [1994/867](#)).