

2001 No. 1023

LOCAL GOVERNMENT, ENGLAND

**The District of Hart (Parishes and Electoral Changes) Order
2001**

Made - - - - 14th March 2001

Coming into force in accordance with article 1(2) to (5)

Whereas the Local Government Commission for England, acting pursuant to section 15(4) of the Local Government Act 1992(a), has submitted to the Secretary of State a report dated July 2000 on its review of the district of Hart together with its recommendations:

And whereas the Hart District Council, acting pursuant to section 9 of the Local Government and Rating Act 1997(b) has submitted to the Secretary of State a report on their review of parishes in the district of Hart together with their recommendations, to which the Secretary of State has decided to give effect:

And whereas the Secretary of State has decided to give effect to the recommendations of the Local Government Commission for England subject only to the recommendations made by the District Council:

Now, therefore, the Secretary of State, in exercise of the powers conferred on him by sections 17(c) and 26 of the Local Government Act 1992, and sections 14 and 23 of the Local Government and Rating Act 1997, 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 District of Hart (Parishes and Electoral Changes) Order 2001.

(2) This article and article 2 shall come into force on 1st April 2001.

(3) Articles 3, 4, 8 and 9 shall come into force—

(a) for the purpose of proceedings preliminary or relating to any election to be held on 2nd May 2002, on 10th October 2001;

(b) for all other purposes, on 2nd May 2002.

(4) Articles 5 and 7 of this Order shall come into force—

(a) for the purpose of proceedings preliminary or relating to the election of parish councillors for the parishes of Blackwater and Hawley, and Yateley, respectively, to be held on 1st May 2003, on 10th October 2002;

(a) 1992 c. 19.

(b) 1997 c. 29.

(c) Section 17 is amended by section 39(4) and (5) of the Police and Magistrates' Courts Act 1994 (c. 29).

- (b) for all other purposes, on 1st May 2003.
- (5) Article 6 of this Order shall come into force—
- (a) for the purpose of proceedings preliminary or relating to the election of parish councillors for the parish of Crookham Village to be held on 6th May 2004, on 10th October 2003;
- (b) for all other purposes, on 6th May 2004.

(6) In this Order—

“district” means the district of Hart;

“existing”, in relation to a ward, means the ward as it exists on the date this Order is made;

any reference to the map is a reference to the map prepared by the Department of the Environment, Transport and the Regions marked “Map of the District of Hart (Parishes and Electoral Changes) Order 2001”, and deposited in accordance with regulation 27 of the Local Government Changes for England Regulations 1994(a); and

any reference to a numbered sheet is a reference to the sheet of the map which bears that number.

Transfers between parishes

2.—(1) The area shaded in blue and designated by the letter “A” on sheet 1 shall cease to be part of the parish of Blackwater and Hawley and the Minley parish ward of that parish and shall become part of the parish of Hartley Wintney.

(2) The area shaded in blue and designated by the letter “B” on sheet 1 shall become part of the parish of Blackwater and Hawley and the Minley parish ward of that parish.

(3) The area shaded in blue and designated by the letter “C” on sheet 1 shall become part of the parish of Hartley Wintney.

(4) The area shaded in blue and designated by the letter “D” on sheet 1 shall cease to be part of the parish of Hartley Wintney.

Wards of the district of Hart

3.—(1) The existing wards of the district(b) shall be abolished.

(2) The district shall be divided into eighteen wards which shall bear the names set out in column (1) of Schedule 1.

(3) The wards shall comprise the areas described in column (2) of that Schedule by reference to parishes, parish wards, or parishes and parish wards or, where an area is not so described, the area designated on the map by reference to the name of the ward and demarcated by red lines; and the number of councillors to be elected for each ward shall be the number specified in respect of the ward in column (3) of that Schedule.

(4) Where a boundary is shown on the map as running along a road, railway line, footway, watercourse or similar geographical feature, it shall be treated as running along the centre line of the feature.

Elections of the council of Hart

4.—(1) Subject to the following provisions of this article, elections of councillors for wards of the district shall be by thirds.

(2) Elections of all councillors for all wards of the district shall be held simultaneously on the ordinary day of election of councillors in 2002(c).

(3) The councillors holding office for any ward of the district immediately before 6th May 2002 shall retire on that date and the newly-elected councillors for those wards shall come into office on that date.

(a) S.I. 1994/867, to which there are amendments not relevant to this Order.

(b) See the District of Hart (Electoral Arrangements) Order 1976 (S.I. 1976/318).

(c) For the ordinary day of election of councillors of local government areas, see section 37 of the Representation of the People Act 1983 (c. 2), amended by section 18(2) of the Representation of the People Act 1985 (c. 50) and section 17 of, and paragraphs 1 and 5 of Schedule 3 to, the Greater London Authority Act 1999 (c. 29).

(4) The order of retirement of councillors shall be as set out in Schedule 2.

(5) Where the number of councillors elected in 2002 for any ward of the district is two or more—

(a) the first to retire shall, subject to paragraphs (6) and (7), be the councillor elected by the smallest number of votes; and

(b) the second to retire shall, subject to those paragraphs, be the councillor elected by the next smallest number of votes.

(6) In the case of an equality of votes between any persons elected which makes it uncertain which of them is to retire in any year, the person to retire in that year shall be determined by lot.

(7) If an election of councillors for any ward is not contested, the person to retire in each year shall be determined by lot.

(8) Where under this article any question is to be determined by lot, the lot shall be drawn at the next practicable meeting of the council after the question has arisen and the drawing shall be conducted under the direction of the person presiding at the meeting.

(9) Except as otherwise provided in the preceding paragraphs of this article, the term of office of councillors shall be four years; and all councillors shall retire on the fourth day after the ordinary day of election of councillors in the year of retirement and the newly-elected councillors shall come into office on the day on which their predecessors retire.

Wards of the parish of Blackwater and Hawley

5.—(1) The wards of the parish of Blackwater and Hawley as they exist immediately before 10th October 2002 shall be abolished.

(2) The parish shall be divided into three parish wards which shall bear the names Ancells, Blackwater and Minley; and each parish ward shall comprise the area designated on sheet 4 by reference to the name of the ward and demarcated by orange lines.

(3) The number of councillors to be elected for each of the Blackwater and Minley parish wards shall be three, and for the Ancells parish ward shall be one.

Wards of the parish of Crookham Village

6. The parish of Crookham Village shall be divided into three parish wards which shall bear the names set out in column (1) of Schedule 3; each parish ward shall comprise the area of the district ward specified in respect of the parish ward in column (2) of that Schedule, and the number of councillors to be elected for each parish ward shall be the number specified in respect of the parish ward in column (3) of that Schedule.

Wards of the parish of Yateley

7.—(1) The existing wards of the parish of Yateley shall be abolished.

(2) The parish shall be divided into four parish wards which shall bear the names Frogmore and Darby Green, Yateley East, Yateley North and Yateley West; and each parish ward shall comprise the area of the district ward bearing the same name.

(3) The number of councillors to be elected for each of the Yateley East, Yateley North and Yateley West parish wards shall be four, and for the Frogmore and Darby Green parish ward shall be five.

Parish Elections

8.—(1) Elections of all parish councillors for the parishes of Greywell, Long Sutton and South Warnborough shall be held simultaneously on the ordinary day of election of councillors in 2002 and every fourth year after 2002.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2000 for the parishes of Bramshill and Eversley shall be three years.

(3) Elections of all parish councillors for the parishes of Bramshill and Eversley shall be held simultaneously on the ordinary day of elections of councillors in 2003 and every fourth year after 2003.

(4) Elections of all parish councillors for the parishes of Crondall, Crookham Village and Dogmersfield, shall be held simultaneously on the ordinary day of election of councillors in 2004 and every fourth year after 2004.

(5) The term of office of any parish councillor to whom paragraph (1) or paragraph (4) of this article applies shall be four years; and those parish councillors shall retire on the fourth day after the ordinary day of election of councillors in the year of retirement, and the newly-elected councillors shall come into office on the day on which their predecessors retire.

(6) Where any provision of an order made before the making of this Order requires an election of parish councillors for the parish of Bramshill or the parish of Eversley to be held on a date other than that for which paragraph (3) provides, it shall cease to have effect to that extent.

Revocation

9. The District of Hart (Electoral Arrangements) Order 1976 is hereby revoked.

Signed by authority of the Secretary of State for
the Environment, Transport and the Regions

Beverley Hughes
Parliamentary Under Secretary of State
Department of the Environment,
Transport and the Regions

14th March 2001

SCHEDULE 1

article 3

NAMES AND AREAS OF WARDS AND NUMBERS OF COUNCILLORS

| <i>(1)</i> <i>Name of Ward</i> | <i>(2)</i> <i>Area of Ward</i> | <i>(3)</i> <i>Number of Councillors</i> |
|-----------------------------------|--|--|
| Blackwater and Hawley | | 2 |
| Church Crookham East | | 2 |
| Church Crookham West | | 2 |
| Crandall | | 2 |
| Eversley | The parishes of Bramshill, Eversley, Heckfield and Mattingley | 1 |
| Fleet Central | | 2 |
| Fleet Courtmoor | | 2 |
| Fleet North | | 2 |
| Fleet Pondtail | | 2 |
| Fleet West | | 2 |
| Frogmore and Darby Green | | 2 |
| Hartley Wintney | The parish of Hartley Wintney | 2 |
| Hook | The parishes of Hook and Rotherwick | 3 |
| Long Sutton | The parishes of Greywell, Long Sutton and South Warnborough and the RAF Station ward of Odiham parish | 1 |
| Odiham | The parishes of Dogmersfield and Winchfield and the parish wards of Odiham and North Warnborough of the parish of Odiham | 2 |
| Yateley East | | 2 |
| Yateley North | | 2 |
| Yateley West | | 2 |

SCHEDULE 2

article 4(4)

ORDER OF RETIREMENT OF COUNCILLORS

| <i>(1)</i> <i>Name of Ward</i> | <i>(2)</i> <i>Number of councillors to retire in 2003</i> | <i>(3)</i> <i>Number of councillors to retire in 2004</i> | <i>(4)</i> <i>Number of councillors to retire in 2006</i> |
|-----------------------------------|--|--|--|
| Blackwater and Hawley | 1 | 1 | |
| Church Crookham East | | 1 | 1 |
| Church Crookham West | 1 | | 1 |
| Crandall | | 1 | 1 |
| Eversley | 1 | | |
| Fleet Central | | 1 | 1 |
| Fleet Courtmoor | 1 | 1 | |
| Fleet North | 1 | | 1 |
| Fleet Pondtail | | 1 | 1 |
| Fleet West | | 1 | 1 |
| Frogmore and Darby Green | 1 | | 1 |
| Hartley Wintney | 1 | | 1 |
| Hook | 1 | 1 | 1 |
| Long Sutton | | | 1 |
| Odiham | 1 | 1 | |
| Yateley East | 1 | 1 | |
| Yateley North | 1 | | 1 |
| Yateley West | 1 | 1 | |

SCHEDULE 3

article 6

WARDS OF THE PARISH OF CROOKHAM VILLAGE**NAMES AND AREAS OF WARDS AND NUMBERS OF COUNCILLORS**

| <i>(1)</i> <i>Name of Ward</i> | <i>(2)</i> <i>Area of Ward</i> | <i>(3)</i> <i>Number of Councillors</i> |
|-----------------------------------|---|--|
| Crookham Village | So much of the district ward of Crandall as comprises part of the parish of Crookham Village | 2 |
| Netherhouse | So much of the district ward of Fleet West as comprises part of the parish of Crookham Village | 1 |
| Zebon | So much of the district ward of Church Crookham West as comprises part of the parish of Crookham Village | 5 |

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect, on 1st April 2001, to parish boundary recommendations made by Hart District Council. Subject to that, it also gives effect to recommendations by the Local Government Commission for England (“the LGC”) for electoral changes in the district of Hart. Those changes have effect in relation to local government elections to be held on and after 2nd May 2002.

Article 2 transfers one small area of land from the parish of Blackwater and Hawley to the parish of Hartley Wintney; one small area from the unparished area to the parish of Blackwater and Hawley; one small area from the unparished area to the parish of Hartley Wintney and one small area from the parish of Hartley Wintney to the unparished area. The Order gives effect to the recommendations of the LGC for the district wards of Blackwater and Hawley, Hartley Wintney and Fleet North subject to the modifications consequent upon these transfers.

Article 3 abolishes the existing wards of the district and provides for the creation of eighteen new wards. That article and Schedule 1 also make provision for the names and areas of, and numbers of councillors for, the new wards.

Article 4 makes provision for a whole council election in 2002 and for reversion to elections by thirds in subsequent years. Schedule 2 regulates the order of retirement of councillors.

Articles 5 to 7 make electoral changes in the parishes of Blackwater and Hawley, Crookham Village and Yateley.

Article 8 provides for elections of parish councillors in the district.

Article 9 revokes the District of Hart (Electoral Arrangements) Order 1976.

The areas of the new district and parish wards are demarcated on the map described in article 1(6). Prints of the map may be inspected at all reasonable times at the offices of Hart District Council and at the offices of the Secretary of State for the Environment, Transport and the Regions, 2nd Floor, Ashdown House, 123 Victoria Street, London SW1E 6DE.

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