

2003 No. 2508

LOCAL GOVERNMENT, ENGLAND

The Borough of Solihull (Electoral Changes) Order 2003

Made - - - - 29th September 2003

Coming into force in accordance with articles 1(2) and 1(3)

Whereas the Boundary Committee for England(a), acting pursuant to section 15(4) of the Local Government Act 1992(b), has submitted to the Electoral Commission(c) recommendations dated May 2003 on its review of the borough(d) of Solihull:

And whereas the Electoral Commission have decided to give effect to those recommendations:

And whereas a period of not less than six weeks has expired since the receipt of those recommendations:

Now, therefore, the Electoral Commission, in exercise of the powers conferred on them by sections 17(e) and 26(f) of the Local Government Act 1992, and of all other powers enabling them in that behalf, hereby make the following Order:

Citation and commencement

- 1.—(1) This Order may be cited as the Borough of Solihull (Electoral Changes) Order 2003.
- (2) This Order, with the exception of articles 5 and 7, shall come into force —
 - (a) for the purpose of proceedings preliminary or relating to any election to be held on the ordinary day of elections in 2004, on 15th October 2003;
 - (b) for all other purposes, on the ordinary day of elections in 2004.
- (3) Articles 5 and 7 shall come into force —
 - (a) for the purpose of proceedings preliminary or related to any election to be held on the ordinary day of elections in 2007, on 15th October 2006;
 - (b) for all other purposes, on the ordinary day of elections in 2007.

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- (a) The Boundary Committee for England is a committee of the Electoral Commission, established by the Electoral Commission in accordance with section 14 of the Political Parties, Elections and Referendums Act 2000 (c. 41). The Local Government Commission for England (Transfer of Functions) Order 2001 (S.I. 2001/3962) transferred to the Electoral Commission the functions of the Local Government Commission for England.
- (b) 1992 c.19. This section has been amended by S.I. 2001/3962.
- (c) The Electoral Commission was established by the Political Parties, Elections and Referendums Act 2000 (c. 41). The functions of the Secretary of State, under sections 13 to 15 and 17 of the Local Government Act 1992, to the extent that they relate to electoral changes within the meaning of that Act, were transferred with modifications to the Electoral Commission on 1st April 2002 (S.I. 2001/3962).
- (d) The metropolitan district of Solihull has the status of a borough.
- (e) This section has been amended by S.I. 2001/3962 and also otherwise in ways not relevant to this Order.
- (f) This section has been amended by S.I. 2001/3962.

Interpretation

2. In this Order —

“borough” means the borough of Solihull;

“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 marked “Map referred to in the Borough of Solihull (Electoral Changes) Order 2003”, of which prints are available for inspection at —

(a) the principal office of the Electoral Commission; and

(b) the offices of Solihull Metropolitan Borough Council; and

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

Wards of the borough of Solihull

3.—(1) The existing wards of the borough(a) shall be abolished.

(2) The borough shall be divided into seventeen wards which shall bear the names set out in Schedule 1.

(3) The wards shall comprise the areas 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 three.

(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 the borough of Solihull

4.—(1) Elections of all councillors for all wards of the borough shall be held simultaneously on the ordinary day of election of councillors in 2004(b)(c).

(2) The councillors holding office for any ward of the borough immediately before the ordinary day of elections in 2004 shall retire on that date and the newly elected councillors for those wards shall come into office on that date.

(3) Of the councillors elected in 2004 one shall retire in 2006, one in 2007 and one in 2008.

(4) Of the councillors elected in 2004 —

(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.

(5) 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.

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

(7) 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.

(a) See the Borough of Solihull (Electoral Arrangements) Order 1978 (S.I. 1978/1606).

(b) Article 4 provides for a single election of all the councillors and for reversion to the system of election by thirds, as established by section 7 of the Local Government Act 1972 (c.70).

(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).

Wards of the parish of Balsall

5.—(1) The existing wards of the parish of Balsall shall be abolished.

(2) The parish of Balsall shall be divided into two parish wards which shall bear the names set out in column (1) of Schedule 2; each parish ward shall comprise the area of the borough 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 Hockley Heath

6.—(1) The parish of Hockley Heath shall be divided into four parish wards which shall bear the names Cheswick Green, Dickens Heath, Hockley Heath Village and Tidbury Green; and the wards shall comprise the areas designated on sheet 4 by reference to the name of the ward and demarcated by orange lines.

(2) The number of councillors to be elected for the parish wards of Cheswick Green and Dickens Heath shall be four, for the parish ward of Hockley Heath Village shall be three, and for the parish ward of Tidbury Green shall be two.

Wards of the parish of Kingshurst

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

(2) The parish shall be divided into two parish wards which shall bear the names set out in column (1) of Schedule 3; each parish ward shall comprise the area of the borough 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.

Parish elections

8.—(1) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2003 for the parish of Hockley Heath shall be one year.

(2) Elections of all parish councillors for the parish of Hockley Heath shall be held simultaneously on the ordinary day of elections in 2004, 2007 and every fourth year after 2007.

(3) In the case of those parish councillors elected in accordance with paragraph (2) above, the term of office of all those elected in 2004 shall be three years, and the term of office of all those elected in 2007 and every fourth year after 2007 shall be four years; and they 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 their predecessors retire.

Maps

9. Solihull Borough Council shall make a print of the map marked “Map referred to in the Borough of Solihull (Electoral Changes) Order 2003” available for inspection at its offices by any member of the public at any reasonable time.

Electoral registers

10. The Electoral Registration Officer(a) for the borough 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.

(a) As to electoral registration officers and the register of local government electors, *see* sections 8 to 13 of the Representation of the People Act 1983 (c.2).

Revocation

The Borough of Solihull (Electoral Arrangements) Order 1978(a) is revoked, save for article 8.

Scaled with the seal of the Electoral Commission on the 29th day of September 2003



29th September 2003

29th September 2003

Sam Younger
Chairman of the Commission

Jacqui Dixon
Secretary to the Commission

(a) S.I. 1978/1606.

SCHEDULE 1

article 3

NAMES OF WARDS

Bickenhill	Kingshurst and Fordbridge	Shirley East
Blythe	Knowle	Shirley South
Castle Bromwich	Lyndon	Shirley West
Chelmsley Wood	Meriden	Silhill
Dorridge and Hockley Heath	Olton	Smith's Wood
Elmdon	St Alphege	

SCHEDULE 2

article 5

WARDS OF THE PARISH OF BALSALL

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>
Balsall East	So much of the borough ward of Meriden as comprises the parish of Balsall	10
Balsall West	So much of the borough ward of Knowle as comprises the parish of Balsall	2

SCHEDULE 3

article 7

WARDS OF THE PARISH OF KINGSHURST

NAMES 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>
Kingshurst North	So much of the borough ward of Smith's Wood as comprises the parish of Kingshurst	4
Kingshurst South	So much of the borough ward of Kingshurst and Fordbridge as comprises the parish of Kingshurst	8

EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations by the Boundary Committee for England, a committee of the Electoral Commission, for electoral changes in the borough of Solihull.

The changes have effect in relation to local government elections to be held on and after the ordinary day of election of councillors in 2004.

Article 3 abolishes the existing wards of the borough and provides for the creation of 17 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 2004 and for reversion to the established system of election by thirds in subsequent years.

Articles 5 to 7 make electoral changes in the parishes of Balsall, Hockley Heath and Kingshurst.

Article 8 provides for the elections of certain parish councillors in the borough.

Article 10 obliges the Electoral Registration Officer to make any necessary amendments to the electoral register to reflect the new electoral arrangements.

Article 11 revokes the Borough of Solihull (Electoral Arrangements) Order 1978, with the exception of article 8.

The areas of the new borough and parish wards are demarcated on the map described in article 2. Prints of the map may be inspected at all reasonable times at the offices of Solihull Metropolitan Borough Council and at the principal office of the Electoral Commission at Trevelyan House, Great Peter Street, London SW1P 2HW.

STATUTORY INSTRUMENTS

2003 No. 2508

LOCAL GOVERNMENT, ENGLAND

The Borough of Solihull (Electoral Changes) Order 2003

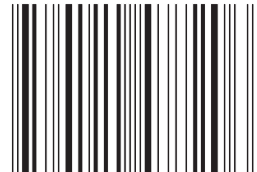
£2.00

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Printed and published in the UK by The Stationery Office Limited
under the authority and superintendence of Carol Tullo, Controller of Her Majesty's
Stationery Office and Queen's Printer of Acts of Parliament.

E1362 10/2003 131362 19585

ISBN 0-11-047720-0



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