

Changes to legislation: There are currently no known outstanding effects for the Local Government Act (Northern Ireland) 1972, Cross Heading: Procedure for Commissioner appointed under section 50(4). (See end of Document for details)

SCHEDULES

[^{F1}SCHEDULE 4

LOCAL GOVERNMENT BOUNDARIES COMMISSIONER

F1 Schedule 4 substituted (17.5.2006) by Local Government (Boundaries) (Northern Ireland) Order 2006 (S.I. 2006/1253 (N.I. 8)), arts. 1(2), 4(2), Sch. 1

PART II

PROCEDURE

Procedure for Commissioner appointed under section 50(4)

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- (1) This paragraph applies where a Commissioner is appointed under section 50(4).
- (2) As soon as practicable after his appointment, the Commissioner shall—
 - (a) make a public announcement to the effect that he has commenced his task; and
 - (b) invite proposals, including proposals for modifying the proposals he has been appointed to consider, from councils, political parties, associations, organisations and individual members of the public.
- (3) The Commissioner shall also publish in at least two newspapers circulating in the district a notice—
 - (a) setting out the proposals he has been appointed to consider or specifying places and times at which copies of the proposals may be inspected; and
 - (b) stating that representations in writing with respect to the proposals may, within the relevant period, be made to the Commissioner in the manner specified in the notice.
- (4) Where the period specified in a notice under paragraph (3) in relation to a district has elapsed, the Commissioner may, after giving public notice thereof, cause a public hearing to be held in that district in respect of the proposals in question.
- (5) Where the Commissioner receives any representations duly made in accordance with the notice under sub-paragraph (3) objecting to the proposals he has been appointed to consider—
 - (a) from the council of the district, or
 - (b) from not less than 100 local electors registered by virtue of a qualifying address in the district,

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the Commissioner shall not recommend the implementation of the proposals, unless, since the publication of the notice, a public hearing such as is mentioned in sub-paragraph (4) has been held in the district.

- (6) The Commissioner may cause additional public hearings to be held in such manner as he may direct.
- (7) The Commissioner—
- (a) shall take into consideration the representations, if any, made in accordance with a notice published under sub-paragraph (3) or at a hearing under sub-paragraph (4) or (6); and
 - (b) may provisionally determine to recommend modification of the proposals.
- (8) Where the Commissioner provisionally determines to recommend modification of the proposals with respect to a district or the wards within a district, he may if he thinks fit publish in at least two newspapers circulating in that district a notice—
- (a) setting out the revised proposals or specifying places and times at which copies of the revised proposals may be inspected; and
 - (b) stating that representations in writing with respect to the revised proposals may, within the relevant period, be made to the Commissioner in the manner specified in the notice;

and, if the Commissioner does so, he shall take into consideration any representations made in accordance with the notice.]

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