

Changes to legislation: Local Government Act (Northern Ireland) 1972, Cross Heading: Procedure for Commissioner appointed under section 50(4) is up to date with all changes known to be in force on or before 22 March 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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)

8

—

- (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,

Changes to legislation: *Local Government Act (Northern Ireland) 1972, Cross Heading: Procedure for Commissioner appointed under section 50(4) is up to date with all changes known to be in force on or before 22 March 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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.]

Changes to legislation:

Local Government Act (Northern Ireland) 1972, Cross Heading: Procedure for Commissioner appointed under section 50(4) is up to date with all changes known to be in force on or before 22 March 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4(1)(ea) inserted by [2022 c. 37 Sch. 5 para. 3](#)
- s. 10(1) s. 10 renumbered as s. 10(1) by [2022 c. 37 Sch. 10 para. 3\(3\)\(a\)](#)
- s. 10(1)(a) words inserted by [2022 c. 37 Sch. 10 para. 3\(3\)\(b\)](#)
- s. 10(2) inserted by [2022 c. 37 Sch. 10 para. 3\(3\)\(c\)](#)
- Sch. 8 para. 1 repealed by [2010 c. 23 Sch. 2](#) (Amendment could not be applied - affected provision (Sch. 8) not available on [legislation.gov.uk](#))
- Sch. 8 para. 3 repealed by [2010 c. 23 Sch. 2](#) (Amendment could not be applied - affected provision (Sch. 8) not available on [legislation.gov.uk](#))