

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007 The South Gloucestershire (Reorganisation of Community Governance) Order 2023

Made: 15 March 2023

Coming into force in accordance with article 1(2)

South Gloucestershire Council (“the council”), in accordance with section 82 of the Local Government and Public Involvement in Health Act 2007 (“the 2007 Act”), has undertaken a community governance review and made recommendations dated February, October and December 2022:

The council has decided to give effect to those recommendations and, in accordance with section 93 of the 2007 Act, has consulted with the local government electors and other interested persons and has had regard to the need to secure that community governance reflects the identities and interests of the community and is effective and convenient:

The council, in accordance with section 100 of the 2007 Act, has had regard to guidance issued under that section:

The council makes the following Order in exercise of the powers conferred by sections 86, 98(3), 98(4)(i) and 240(10) of the 2007 Act.

Citation and commencement

1.

(1) This Order may be cited as the South Gloucestershire Council (Reorganisation of Community Governance) Order 2023.

(2) Subject to paragraphs (3) and (4) below, this Order comes into force on 1st April 2023.

(3) Part 2 of this Order (Articles 19, 20, 21, 22, 23 24, 25, 26, 27 and 28) shall come into force on the ordinary day of election of councillors in 2023.

(4) For the purposes of:

(a) this article,

(b) article 5; and

(c) proceedings preliminary or relating to the elections of parish councillors for the new parishes of Charlton Hayes, Stoke Park and Cheswick, Staple Hill & Mangotsfield, and the new Town Council of Kingswood to be held on the ordinary day of election of councillors in 2023,

this Order shall come into force on the day after that on which it is made.

Interpretation

2. In this Order—

“district” means the district of South Gloucestershire Council;

“existing” means existing on the date this Order is made;

“map” means the map marked “Map referred to in the South Gloucestershire Council (Reorganisation of Community Governance) Order 2023” and deposited in accordance with section 96(4) of the 2007 Act: and any reference to a numbered sheet is a reference to the sheet of the map which bears that number;

“new parishes” means the new parish and town councils constituted by article 4;

“ordinary day of election of councillors” has the meaning given by section 37 of the Representation of the People Act 1983;

“registration officer” means an officer appointed for the purpose of, and in accordance with, section 8 of the Representation of the People Act 1983;

“regulations” means the and

“principal council” means the council for the district of South Gloucestershire.

Effect of Order

3. This Order has effect subject to any agreement under section 99 (agreements about incidental matters) of the Local Government and Public Involvement in Health Act 2007 relevant to any provision of this Order.

Part 1 – new parish councils

Constitution of a new parish councils

4.

(1) Four new parish councils shall be constituted within the district.

(2) A new parish council comprising the area outlined with a red line on sheet 1 of the map shall be constituted within the district of South Gloucestershire.

(a) the name of the new parish will be Charlton Hayes

(b) the name of the new parish council will be Charlton Hayes Parish Council

(c) as a consequence of this paragraph (2) the article, the area of the new parish of Charlton Hayes shall cease to be part of the existing parish of Patchway.

(3) A new parish council comprising the area outlined with a red line on sheet 2 of the map shall be constituted within the district of South Gloucestershire.

(a) the name of the new parish will be Stoke Park and Cheswick

(b) the name of the new parish council will be Stoke Park and Cheswick

(c) as a consequence of this paragraph (3) the article, the area of the new parish of Stoke Park and Cheswick shall cease to be part of the existing parish of Stoke Gifford.

(4) A new parish council comprising the area outlined with a red line on sheet 3 of the map shall be constituted within the district of South Gloucestershire.

(a) the name of the parish will be Kingswood

(b) the new parish will be known as Kingswood Town Council

(c) as a consequence of this paragraph (4) the article, the area of the new parish of Kingswood shall cease to be part of the existing unparished area of the district.

(5) A new parish council comprising the area outlined with a red line on sheet 4 of the map shall be constituted within the district of South Gloucestershire.

(a) the name of the Parish will be Staple Hill and Mangotsfield

(b) the name of the new parish council will be Staple Hill and Mangotsfield

(c) as a consequence of this paragraph (5) the article, the area of the new parish of Staple Hill and Mangotsfield shall cease to be part of the existing unparished area of the district.

Calculation of budget requirement

5. For the purposes of regulation 3 of the Local Government Finance (New Parishes) (England) Regulations 2008 there is specified:

(1) in relation to the parish of Charlton Hayes the sum of £65,700;

(2) in relation to the parish of Stoke Park and Cheswick the sum of £66,700;

(3) in relation to the parish of Kingswood the sum of £125,100;

(4) in relation to the parish of Staple Hill and Mangotsfield the sum of £106,800;

Election for the parish of Charlton Hayes

6. The election of all parish councillors for the parish of Charlton Hayes shall be held on the ordinary day of election of councillors in 2023 and thereafter every four years.

Elections for the parishes of Stoke Park and Cheswick, Kingswood, and Staple Hill and Mangotsfield

7. Elections of all parish councillors for the parish of Stoke Park and Cheswick shall be held simultaneously on the ordinary day of election of councillors in 2023 and thereafter every four years.

8. Elections of all parish councillors for the parish of Kingswood shall be held simultaneously on the ordinary day of election of councillors in 2023 and thereafter every four years.

9. Elections of all parish councillors for the parish of Staple Hill and Mangotsfield shall be held simultaneously on the ordinary day of election of councillors in 2023 and thereafter every four years.

Number of parish councillors for the parish of Charlton Hayes

10. The number of councillors to be elected for the parish of Charlton Hayes shall be nine.

Number wards of, and parish councillors for, the parishes of Stoke Park and Cheswick, Kingswood, and Staple Hill and Mangotsfield

11.

(1) The number of councillors to be elected to the Parish of Stoke Park and Cheswick shall be nine.

(2) The parish of Stoke Park and Cheswick shall be divided in to three wards named University Ward, Cheswick Ward and Stoke Park Ward.

(3) Each ward shall comprise the area designated by the ward name on sheet 2 of the map and demarcated by a red line.

(4) The number of councillors to be elected for the University Ward shall be one, for the Cheswick Ward shall be four and for the Stoke Park Ward shall be four.

12.

(1) The number of councillors to be elected to Kingswood Town Council shall be fifteen.

(2) The Town Council shall be divided into six wards named Kings Chase North Ward and Kings Chase South Ward, Lower Soundwell Ward, New Cheltenham Ward, Warmley Hill Ward and Woodstock [...] Ward.

(3) Each ward shall comprise the area designated by the ward name on sheet 3 of the map and demarcated by a red line.

(4) The number of councillors to be elected for the Kings Chase North Ward shall be three, for the Kings Chase South Ward will be three, for the Lower Soundwell Ward shall be three, for the New Cheltenham Ward shall be one; for the Warmley Hill Ward shall be two and for the Woodstock Ward shall be three.

13.

(1) The number of councillors to be elected to the parish of Staple Hill and Mangotsfield shall be thirteen.

(2) The parish of Staple Hill and Mangotsfield shall be divided into four wards named Mangotsfield Ward, Page Ward, Pendennis ward and Soundwell Ward.

(3) Each ward shall comprise the area designated by the ward name on sheet 4 of the map and demarcated by a red line.

(4) The number of councillors to be elected for the Mangotsfield Ward shall be five, for the Page Ward shall be two, for the Pendennis Ward shall be two, and for the Soundwell Ward shall be four.

Annual meeting of parish council

14.

(1) The annual meeting of the new parish council of Charlton Hayes in 2023 shall be convened by the Monitoring Officer of South Gloucestershire Council. The meeting shall take place no later than 14 days after the day on which the councillors elected to the new parish council take office.

¹ Word omitted by Article 4 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

(2) The annual meeting of the new parish council of Stoke Park and Cheswick in 2023 shall be convened by the Monitoring Officer of South Gloucestershire Council. The meeting shall take place no later than 14 days after the day on which the councillors elected to the new parish council take office.

(3) The annual meeting of the new Kingswood Town Council in 2023 shall be convened by the Monitoring Officer of South Gloucestershire Council. The meeting shall take place no later than 14 days after the day on which the councillors elected to the new parish council take office.

(4) The annual meeting of the new parish council of Staple Hill and Mangotsfield in 2023 shall be convened by the Monitoring Officer of South Gloucestershire Council. The meeting shall take place no later than 14 days after the day on which the councillors elected to the new parish council take office.

Transitional provisions – new parishes

15.

(1) Until the councillors elected to the council of the new parish of Charlton Hayes at the elections to be held on the ordinary day of election of councillors in 2023 come into office, the new parish shall be represented by those persons who immediately before 1st April 2023 are the elected councillors for the district wards of Charlton and Cribbs

(2) For the purposes of the Local Government Act 1972, section 151 (the proper administration of financial matters), the principal council shall appoint an Officer to act in this and any other relevant capacity on behalf of the parish of Charlton Hayes for an interim period of three months commencing on 1 April 2023.

(3) The Officer so appointed will be responsible for all matters relating to the business of the parish of Charlton Hayes including the management of staff, budget and will attend to all matters required by law or as is otherwise necessary.

16.

(1) Until the councillors elected to the council of the new parish of Stoke Park and Cheswick at the elections to be held on the ordinary day of election of councillors in 2023 come into office, the new parish shall be represented by those persons who immediately before 1st April 2023 are the elected councillors for the district wards of Stoke Park and Chewick.

(2) For the purposes of the Local Government Act 1972, section 151 (the proper administration of financial matters), the principal council shall appoint an Officer to act in this and any other relevant capacity on behalf of the parish of Stoke Park and Cheswick for an interim period of three months commencing on 1 April 2023.

(3) The Officer so appointed will be responsible for all matters relating to the business of the parish of Stoke Park and Cheswick including the management of staff, budget and will attend to all matters required by law or as is otherwise necessary.

17.

(1) Until the councillors elected to the council of the new Kingswood Town Council at the elections to be held on the ordinary day of election of councillors in 2023 come into office, the new parish shall be represented by those persons who immediately before 1st April 2023 are the elected councillors for the district wards of: Hanham, Kingswood, New Cheltenham and Woodstock.

(2) For the purposes of the Local Government Act 1972, section 151 (the proper administration of financial matters), the principal council shall appoint an Officer to act in this and any other relevant capacity on behalf of the Kingswood Town Council for an interim period of three months commencing on 1 April 2023.

(3) The Officer so appointed will be responsible for all matters relating to the business of the Kingswood Town Council including the management of staff, budget and will attend to all matters required by law or as is otherwise necessary.

18.

(1) Until the councillors elected to the council of the new parish of Staple Hill and Mangotsfield at the elections to be held on the ordinary day of election of councillors in 2023 come into office, the new parish shall be represented by those persons who immediately before 1st April 2023 are the elected councillors for the district wards of Staple Hill and Mangotsfield.

(2) For the purposes of the Local Government Act 1972, section 151 (the proper administration of financial matters), the principal council shall appoint an Officer to act in this and any other relevant capacity on behalf of the parish of Staple Hill and Mangotsfield for an interim period of three months commencing on 1 April 2023.

(3) The Officer so appointed will be responsible for all matters relating to the business of the parish of Staple Hill and Mangotsfield including the management of staff, budget and will attend to all matters required by law or as is otherwise necessary.

Part 2 – Changes to existing parish areas

Amalgamation of existing parishes of Horton and Little Sodbury

19.

(1) The existing parishes of Horton and Little Sodbury shall be amalgamated to constitute an amalgamated parish comprising the area outlined in red on sheet 5 of the map.

(2) The amalgamated parish shall be known as Horton.

(3) In consequence of paragraph (1), the existing parish of Little Sodbury shall cease to exist.

(4) The election of all parish councillors for the parish of Horton shall be held on the ordinary day of election of councillors in 2023 and thereafter every four years.²

Changes of parish name

20.

(1) The parish of Tytherington shall be named Tytherington and Itchington.

(2) The parish of Westerleigh shall be named Westerleigh and Coalpit Heath.

² Inserted by Article 5 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

Election for the parishes of Oldbury on Severn, Wickwar, and Tytherington & Itchington

21.

- (1) The election of all parish councillors for the parish Oldbury on Severn shall be held on the ordinary day of election of councillors in 2023 and thereafter every four years;
- (2) The election of all parish councillors for the parish Wickwar shall be held on the ordinary day of election of councillors in 2023 and thereafter every four years;
- (3) The election of all parish councillors for the parish Tytherington & Itchington shall be held on the ordinary day of election of councillors in 2023 and thereafter every four years.

Number of parish councillors for the parishes of Oldbury on Severn, Wickwar, and Tytherington & Itchington

22.

- (1) The number of councillors to be elected for the parish of Oldbury on Severn will be nine.
- (2) The number of councillors to be elected for the parish of Wickwar will be nine.
- (3) The number of councillors for Tytherington and Itchington will be seven.

Election for the parishes of Bradley Stoke Town Council, Patchway Town Council, Thornbury Town Council and Stoke Gifford.³

23.

- (1) Elections of all councillors for the Town Council of Bradley Stoke shall be held simultaneously on the ordinary day of election of councillors in 2023 and thereafter every four years.
- (2) Elections of all councillors for the Town Council of Patchway shall be held simultaneously on the ordinary day of election of councillors in 2023 and thereafter every four years.
- (3) Elections of all councillors for the Town Council of Thornbury shall be held simultaneously on the ordinary day of election of councillors in 2023 and thereafter every four years.
- (4) Elections of all councillors for the Parish of Stoke Gifford shall be held simultaneously on the ordinary day of election of councillors in 2023 and thereafter every four years.⁴

³ Amended by Article 6 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

⁴ Inserted by Article 6 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

**Number wards of, and parish councillors for, the Town Councils of Bradley Stoke
Town Council, Patchway Town Council and Stoke Gifford Parish elections**

24.

- (1) The existing wards of the Town Council of Bradley Stoke shall be abolished.
- (2) The number of councillors to be elected to the Town Council of Bradley Stoke shall be fifteen.
- (3) The Town Council of Bradley Stoke shall be divided into five wards named Primrose Bridge Ward, Stoke Brook Ward, Webbs Wood Ward, Willowbrook Ward and Woodlands Ward.
- (4) Each ward shall comprise the area designated by the ward name on sheet 6 of the map and demarcated by a red line.
- (5) The number of councillors to be elected for the Primrose Bridge Ward shall be three, for the Stoke Brook Ward shall be two, for the Webbs Wood Ward shall be three, for the Willowbrook Ward shall be three, and for the Woodlands Ward shall be four.

25.

- (1) The existing wards of the Town Council of Patchway shall be abolished.
- (2) The number of councillors to be elected to the Town Council of Patchway shall be fifteen.
- (3) The Town Council of Patchway shall be divided into three wards named Callicroft Ward, Coniston Ward, and Highwood Ward.
- (4) Each ward shall comprise the area designated by the ward name on sheet 7 of the map and demarcated by a red line.
- (5) The number of councillors to be elected for the Callicroft Ward shall be four, for the Coniston Ward shall be nine and for the Highwood Ward shall be two.

26.

- (1) The existing wards of the Town Council of Thornbury shall be abolished.
- (2) The number of councillors to be elected to the Town Council of Thornbury shall be sixteen.
- (3) The Town Council of Thornbury shall be divided into four wards named North East Ward, North West Ward, South Ward, and South East Ward.
- (4) Each ward shall comprise the area designated by the ward name on sheet 8 of the map and demarcated by a red line.
- (5) The number of councillors to be elected for the North East Ward shall be four, for the North West Ward shall be four, for the South Ward shall be four, and for the South East Ward shall be four.

27

- (1) The existing wards of the Parish of Stoke Gifford shall be abolished.
- (2) The number of councillors to be elected to the Parish of Stoke Gifford shall be twelve.
- (3) The Parish of Stoke Gifford shall be divided into three wards named North Ward, Central Ward, and South Ward.

(4) Each ward shall comprise the area designated by the ward name on sheet 9 of the map and demarcated by a red line.

(5) The number of councillors to be elected for the North Ward shall be four, for the Central Ward shall be Six and for the South Ward shall be two.

Alteration of parish areas and the areas of parish wards

28.

(1) The area coloured and designated by the letter “A” on sheet 10 a of the map shall cease to be part of the parish of Pucklechurch and shall become part of the parish of Emersons Green Town Council and Emersons Green ward of that parish. Sheet 10 b shows the area comprising the altered parish of Pucklechurch and sheet 10 c shows the area comprising the altered area of Emersons Green Parish Council.

(2) The area coloured and designated by the letter “B” on sheet 11 of the map shall cease to be part of the unparished area of the district and shall become part of the parish of Siston and [Warmley]⁵ ward of that parish.

(3) The area coloured and designated by the letter “C” on sheet 12 a on the map shall cease to be part of the parish of Almondsbury and Cribbs Causeway ward of that parish and shall become part of the parish of Charlton Hayes. Sheet 12 b shows the area comprising the altered area of the parish Almondsbury.

Part 3 - Administrative articles

Electoral register

29. The registration officer for the district 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.

Polling Districts

30. The Polling Districts for each new parish, and where relevant each parish ward, as set out in Part 1 and for each of the amended parish, and where relevant each parish ward, as set out in Part 2 are set out in Schedule 3. Column 1 of Schedule 1 specifies the name of the parish; column 2 specifies the parish ward name (where relevant) and column 3 specifies polling districts comprising the parish or parish ward as appropriate. The registration officer for the district may include such other polling districts in column 3 as appropriate.⁶

⁵ Amended by Article 7 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

⁶ Amended by Article 8 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

Transfer of property, rights and liabilities

31.

(1) Save as provided for in Schedule 1 the land, property, rights and liabilities of the New Parishes will be apportioned in accordance with Regulation 7 of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

(2) All existing land, property rights and liabilities vested in the Parish of Little Sodbury (as set out in Schedule 2) will transfer to and vest in Horton Parish Council.

Order date

32. 1st April 2023 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

15 March 2023

SCHEDULE 1 - Article 31(1)

Specified land, rights, liabilities and property to be transferred

Column (1) Description of transferring land or right or property (chattel) or liability.	Column (2) Transferring (transferor) council	Column (3) Receiving (transferee) council
Noticeboards x 2: (1) Charlton Boulevard (2) Sparrowbill Park	Patchway Town Council	Charlton Hayes Parish Council
Dog Bag Dispensers x 2: (1) The Crescent (2) Charlton Square	Patchway Town Council	Charlton Hayes Parish Council
"VE Day" Bench x 2: (1) Charlton Square (2) Outside Hamilton House	Patchway Town Council	Charlton Hayes Parish Council
"You are here map" x 2: (1) The Crescent (2) Sparrowbill Park	Patchway Town Council	Charlton Hayes Parish Council

Schedule 2 – Article 31(2)

Specified land, rights, liabilities and property to be transferred from Little Sodbury Parish Meeting to Horton Parish Council.

FUNDS AND BALANCES TO BE TRANSFERRED

Balance of funds held at NatWest Bank (Yate Branch)	£4532.71

RIGHTS and RESPONSIBILITIES TO BE TRANSFERRED

1	Right to elect two representatives to serve on the Commons Conservators Committee to manage Sodbury Common
2	Right to elect one representative to serve on the Allotments committee to manage funds from the 5 acre field on Sodbury Common

Schedule 3 – Article 31 Polling Districts

Column 1 – Parish	Column 2 – Parish Ward	Column 3 – Polling Districts
Bradley Stoke (Sheet 6)	Primrose Bridge	BNA1, BNB1 ⁷
	Stoke Brook	BSA2, SGA ⁸
	Webbs Wood ⁹	BSA1, BSB1
	Willowbrook	BSC, BSD
	Woodlands	BNB2, BNC
Charlton Hayes (Sheet 1)		CCA2, CCB2
Emersons Green (Sheet 10c)	Badminton	EGA
	Blackhorse	EGB
	Emersons Green	BVE2, EGC, EGD, EGF
	Pomphrey	EGE
Horton (Sheet 5)		CSD, CSE
Kingswood (Sheet 3)	Kings Chase North	KWC, KWD
	Kings Chase South	HAE, KWA, KWB
	Lower Soundwell	NCC1, NCD, NCE
	New Cheltenham	NCB, NCC2
	Warmley Hill	WSE, WSF1
	Woodstock	WSB, WSC, WSD, WSF2
Patchway (Sheet 7)	Callicroft	CCC
	Coniston	PCA, PCB
	Highwood	CCB1
Pucklechurch (Sheet 10b)		BVE1
Siston (Sheet 11)	Common	NCA
	Rural	BVG
	Warmley	PWA, PWB, PWC
Staple Hill and Mangotsfield (Sheet 4)	Page	SMC1, SMD1
	Pendennis	SMC2, SMD2
	Mangotsfield	SME, SMF
	Soundwell	SMA, SMB
Stoke Gifford (Sheet 9)	Central	SGC
	North	SGB
	South	SGD

⁷ Amended by Article 9 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

⁸ Amended by Article 9 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

⁹Amended by Article 9 of the Local Government and Public Involvement in Health Act 2007 The South Gloucestershire (Reorganisation of Community Governance) Amendment Order 2023

Stoke Park and Cheswick (Sheet 2)	Cheswick	SPB1
	Stoke Park	SPC1, SPC2
	University	SPA
Thornbury (Sheet 8)	North East	TNB, TNC1
	North West	TNA1
	South	TNA2, TNC2, TND2, TNE
	South East	TNC3, TND1