STATUTORY INSTRUMENTS

1984 No. 473

LOCAL GOVERNMENT, ENGLAND AND WALES

CHANGES IN LOCAL GOVERNMENT AREAS

The Arfon (Communities) Order 1984

Made - - - - -	23*rd March* 1984
Coming into Operation—	
For the purposes described in article 2 - - -	1*st January* 1985
For all other purposes - - - -	1*st April* 1985

Whereas the Local Government Boundary Commission for Wales, under paragraph 6 of Schedule 10 to the Local Government Act 1972(a), made proposals to the Secretary of State for Wales in relation to communities in the Borough of Arfon:

Now, therefore, the Secretary of State for Wales, in exercise of his powers under paragraph 7 of the said Schedule and section 67(4) and (5) of the said Act as applied by paragraph 9 of the said Schedule, and of all other powers enabling him in that behalf, hereby makes the following order giving effect to the said proposals with modifications:—

Title and commencement

1. This order may be cited as the Arfon (Communities) Order 1984.

2. 1st January 1985 is hereby specified as the day on which this order shall come into operation for any purposes set out in regulation 4(1) (Coming into operation of order) of the Regulations.

For all other purposes this order shall come into operation on the appointed day.

Interpretation

3. In this order—

"the appointed day" means 1st April 1985;

(a) 1972 c.70.

"new community" means a community constituted by this order;

"new community council" means a community council established by this order;

"new community ward" means a community ward formed by this order;

"the Regulations" means the Local Government Area Changes Regulations 1976(a) as amended by the Local Government Area Changes (Amendment) Regulations 1978(b); and

"Schedule 1" and "Schedule 2" mean Schedule 1 and Schedule 2 to this order.

The boundary map

4.—(1) In this order, "the boundary map" means the map issued by the Welsh Office and marked "Boundary map of the Arfon (Communities) Order 1984". The sheets of the boundary map are respectively marked with the numbers 1 to 32.

(2) Regulation 5(3)*(a)*(ii) of the Regulations (which requires the supply of prints of maps referred to in orders to the Secretary of State for Social Services) shall not apply.

Communities

5. In the Borough of Arfon—

(1) the twelve communities of Aber, Bangor, Bethesda, Betws Garmon, Caernarfon, Llanberis, Llanddeiniolen, Llandwrog, Llanllechid, Llanllyfni, Pentir and Y Felinheli shall continue;

(2) the Community of Llandegai shall continue but shall be renamed and is hereinafter referred to as Llandygai;

(3) the four existing communities of Llanfaglan, Llanrug, Llanwnda and Waunfawr shall be abolished;

(4) four new communities to be known as Bontnewydd, Llanrug, Llanwnda and Waunfawr shall be constituted;

(5) the communities named in paragraphs (1), (2) and (4) shall, subject to the provision of paragraph (6), consist of the areas shown by the relevant continuous red lines on the boundary map; and

(6) any island, rock or sandbank forming part of an existing community in the Borough which is not expressly shown on the boundary map as part of a community named in paragraph (1), (2) or (4) shall form, or continue to form, part of such a community (and if that community is divided into wards of the ward) nearest to which any part of such island, rock or sandbank lies.

(a) S.I. 1976/246.
(b) S.I. 1978/247.

Community councils

6.—(1) The community councils of Llanrug, Llanwnda and Waunfawr shall be dissolved.

(2) The community wards of the communities of Bethesda, Betws Garmon, Llanberis, Llanddeiniolen, Llandegai, Llandwrog, Llanllechid, Llanllyfni, Llanrug, Llanwnda, Pentir and Waunfawr shall be abolished.

(3) Where any boundary of the community of Bangor or Caernarfon is the boundary of a ward of such community any alteration of the first-mentioned boundary shall extend to such ward. Subject as aforesaid, the existing wards of the said communities shall continue until the fourth day after the ordinary day of election of councillors in 1987 and paragraphs (5) and (6) shall apply to such communities only from such day.

(4) There shall be a community council for each new community.

(5) The communities named in column (1) of Schedule 1 shall be divided into the new community wards specified in respect thereof in column (2), such wards consisting, subject to the provision of paragraph (6) of article 5, of the areas shown by the relevant continuous green lines on the boundary map.

(6) Subject to paragraph (7), the number of councillors for each new community ward shall be that shown in respect thereof in column (3) of Schedule 1.

(7) Until the fourth day after the ordinary day of election of councillors in 1987 the number of councillors for each new community ward in respect of which a number is specified in column (4) of Schedule 1 shall, subject to the provision of paragraph (6) of article 9, be that number.

(8) The annual meetings of—

the new community councils; and

the community councils of Bethesda, Llandwrog, Llandygai, Llanllechid, Llanllyfni and Pentir

for 1985 shall be held in April 1985. Such meetings of the new community councils shall be convened by the officer appointed by the Borough Council of Arfon for the purpose.

(9) As from the fourth day after the ordinary day of election of councillors in 1987 the number of councillors for the Community of Y Felinheli shall be 13. Until such fourth day the provision of paragraph (7) of article 9 shall have effect.

(10) The number of councillors for the Community of Aber shall remain 7.

Petty sessional divisions

7.—(1) The Bangor petty sessional division shall comprise—

(a) in the Borough of Arfon, the communities of Aber, Bangor, Bethesda, Llandygai, Llanllechid and Pentir as existing on and after the appointed day; and

(b) in the Borough of Aberconwy, the Community of Llanfairfechan.

(2) The Caernarfon and Gwyrfai petty sessional division shall comprise—

(a) in the Borough of Arfon, the communities of Betws Garmon, Bontnewydd, Caernarfon, Llanberis, Llanddeiniolen, Llandwrog, Llanllyfni, Llanrug, Llanwnda, Waunfawr and Y Felinheli as existing as aforesaid; and

(b) in the District of Dwyfor, the Community of Clynnog.

Coroners' districts

8.—(1) The Eryri coroner's district shall consist of—

(a) the Borough of Arfon except the communities in the Llŷn ac Eifionydd coroner's district; and

(b) the Borough of Aberconwy.

(2) The Llŷn ac Eifionydd coroner's district shall consist of—

(a) in the Borough of Arfon, the communities of Llandwrog, Llanllyfni and Llanwnda as existing on and after the appointed day; and

(b) the District of Dwyfor.

Councillors

9.—(1) Regulation 8(1) (Councillors) of the Regulations shall not apply to any community or community ward in the Borough of Arfon other than the communities of Aber and Y Felinheli and the wards of the communities of Bangor and Caernarfon.

(2) Any person in office at the appointed day as councillor for any community ward named in column (1) of Part I of Schedule 2 shall represent the area specified in respect of such community ward in column (2) on the appropriate council until the fourth day after the ordinary day of election of councillors in 1987. Any casual vacancy which exists at the coming into operation of this order or occurs before the appointed day in the office of councillor for any such community ward, and which may be filled notwithstanding the provision of paragraph (6), shall (except where notice of the election has at the coming into operation of this order already been given) be deemed to have arisen in the representation of the area specified in the said column (2). Where notice of the election has at the coming into operation of this order already been given the person elected shall represent the area specified in the said column (2) on the appropriate council until the fourth day after the ordinary day of election of councillors in 1987.

(3) Subject to paragraph (5), any casual vacancy which exists at the coming into operation of this order or occurs before the appointed day in any office named in Part II of Schedule 2 shall (except where notice of the election has at the coming into operation of this order already been given) not be filled. Any person in office at the appointed day in any such office shall retire from office on that day.

(4) Subject as aforesaid, the following elections, namely—

(a) elections of councillors for the community wards named or described in Part III of Schedule 2;

(b) the election of two additional councillors for the Ogwen ward of Bethesda;

(c) the election of three additional councillors for the Groeslon ward of Llandwrog;

(d) the election of two additional councillors for the Tregarth ward of Llandygai; and

(e) the election of two additional councillors for the Llanrug ward of Llanrug,

shall be held on such day prior to the appointed day as the returning officer shall appoint and the community council election rules for the time being in force shall apply to the elections with any necessary modifications. The persons elected shall come into office on the appointed day and shall retire on the fourth day after the ordinary day of election of councillors in 1987.

(5) If at a meeting of the community council held before 15th February 1985—

not more of the councillors for a ward named in column (1) of the following table than the number specified in respect of such ward in column (2) are prepared to remain in office as councillors for the ward so specified in column (3); or

such number of such councillors prepared so to remain in office are chosen by lot drawn under the direction of the person presiding at the meeting,

then—

(a) paragraph (2) shall thereafter apply—

to such councillors; and

to such community ward with the substitution for any reference to the coming into operation of this order of a reference to the date of such meeting;

(b) the provision of paragraph (3) as to retirement shall not apply to such councillors; and

(c) the reference in Part III of Schedule 2 to the ward named in column (3) shall cease to have effect.

The action taken at the meeting shall be notified forthwith to the Borough Council of Arfon.

TABLE

(1) Existing ward	(2) Number of councillors	(3) New ward
St. Ann's ward of Llandegai	5	St. Ann's ward of Llandygai
Upper ward of Llanllechid	3	Uchaf ward of Llanllechid
Glasinfryn ward of Pentir	4	Glasinfryn ward of Pentir

In so far as the number of councillors for a ward named in column (3) specified in respect of the ward in column (2) is not provided under the earlier provision of this paragraph, paragraph (4) shall have effect as if it had also contained provision for the election of such additional number of councillors for such ward as is not so provided.

(6) Casual vacancies existing at the coming into operation of this order or occurring before the fourth day after the ordinary day of election of councillors in 1987 in the offices of councillors for any community ward in respect of which a number greater than that in column (3) of Schedule 1 is specified in column (4) shall (except where notice of the election has at the coming into operation of this order already been given) be filled only to maintain the number of councillors at that specified in column (3).

(7) Casual vacancies existing or occurring as specified in paragraph (6) in the offices of councillors for the Community of Y Felinheli shall (except as provided in such paragraph) be filled only to maintain the number of councillors at 13.

(8) Community councillors for the new wards of the communities of Bangor and Caernarfon shall be elected at the ordinary elections of councillors in 1987. The persons elected shall come into office on the fourth day after the day of election and shall retire on the fourth day after the ordinary day of election of councillors in 1991.

Residuary successors

10. In relation to any authority named in column (1) of the following table, for the purposes of any provision of the Regulations which refers to the residuary successor of a dissolved authority, the new community council specified in respect of the first-mentioned authority in column (2) is hereby specified as the residuary successor of such authority.

TABLE

(1)	(2)
Community Council of Llanrug	The Community Council of Llanrug
Community Council of Llanwnda	The Community Council of Llanwnda
Community Council of Waunfawr	The Community Council of Waunfawr

Community books, etc.

11.—(1) The specified papers of a community named in column (1) of the following table shall be deposited in such custody as may, with the approval of the Borough Council of Arfon, be agreed between the community councils specified in respect of such community in column (2), or failing such approval and agreement, as may be directed by the said borough council.

TABLE

(1)	(2)
Llanrug	The community councils of Llanberis, Llanrug and Waunfawr
Llanwnda	The community councils of Bontnewydd and Llanwnda
Waunfawr	The community councils of Bontnewydd and Waunfawr

(2) In this article, "specified papers", in relation to any community, means the public books, writings and papers of the community (including any photographic copies thereof) and all documents directed by law to be kept therewith.

Expenses of new community councils

12. In the year beginning on the appointed day the Borough Council of Arfon may levy rates in each new community and make payments to the new community council as if such council had issued a precept to the borough council requiring the payment of a sum not exceeding the product of a rate of 6p in the pound calculated on the total rateable value as set out in the valuation list on the appointed day.

Cemeteries

13.—(1) In relation to any relevant cemetery, in the period of 25 years beginning on the appointed day—

(a) any inhabitant of a specified area shall be entitled to the same rights of burial as the inhabitants of the relevant area;

(b) any provisions in relation to inhabitants in any table of fees in force in respect of the cemetery shall apply to the inhabitants of a specified area as they apply to the inhabitants of the relevant area;

(c) no differential charges shall be imposed on the inhabitants of a specified area.

(2) Subject to paragraph (1), any provisions in relation to inhabitants of any community abolished by article 5(3) in any table of fees in force in respect of any relevant cemetery shall apply to the inhabitants of the relevant area.

(3) In this article:—

"relevant cemetery" means—

(a) a cemetery to which the Local Authorities' Cemeteries Order 1977(a) applies maintained immediately before the appointed day by the council of the existing community of Llanrug or Llanwnda; or

(b) the cemetery so maintained by the council of the existing community of Waunfawr;

in the case of a cemetery described in *(a)*—

"the relevant area" means the area transferred from the community described in *(a)* to the community in which the cemetery is situated; and

"specified area" means an area so transferred to any other community; and

in the case of *(b)*—

"the relevant area" means the area transferred from the existing community of Waunfawr to the new community so named; and

"specified area" means an area so transferred to any other community.

(4) Any provisions in relation to inhabitants of the Community of Llanfaglan in any table of fees in force in respect of the Llanfaglan Cemetery shall continue to apply to the inhabitants of the area of the said community as existing immediately before the appointed day.

(5) Paragraphs (1) to (4) are supplementary to paragraphs (2) and (3) of regulation 35 of the Regulations.

Local Acts, orders and byelaws

14. The existing communities named in any entry in column (1) of the following table are hereby specified in relation to regulation 41(4) (Local Acts, orders and byelaws) of the Regulations and the new community named in respect of such communities in column (2) is hereby specified in relation to such communities.

TABLE

(1)	(2)
Llanfaglan, Llanwnda and Waunfawr	Bontnewydd
Llanrug	Llanrug
Llandwrog and Llanwnda	Llanwnda
Llanrug and Waunfawr	Waunfawr

(a) S.I. 1977/204.

SCHEDULE 1

Article 6

NEW COMMUNITY WARDS

(1) Community	(2) Ward	(3) Number of community councillors	(4) Number of community councillors until fourth day after the ordinary day of election of councillors in 1987.
*Bangor	Deiniol	2	—
	Dewi	3	—
	Garth	2	—
	Glyder	3	—
	Hendre	2	—
	Hirael	2	—
	Marchog	3	—
	Menai	3	—
Bethesda	Gerlan	3	4
	Ogwen	7	—
	Rachub	3	4
Betws Garmon	Betws Garmon	4	6
	Rhyd-ddu	4	6
Bontnewydd	Castellmai	9	—
	Llanfaglan	2	—
*Caernarfon	Deheuol	5	—
	Dwyrain	4	—
	Gogledd	4	—
	Gorllewin	4	—
Llanberis	Nant Peris	2	3
	Padarn	11	12
Llanddeiniolen	Bethel	4	3
	Brynrefail	1	—
	Clwt y Bont	1	2
	Deiniolen	4	3
	Dinorwic	1	2
	Penisarwaun	2	—
	Rhiwlas	2	—
Llandwrog	Carmel	3	—
	Cesarea	2	3
	Dinas Dinlle	3	4
	Groeslon	6	—
Llandygai	St. Ann's	5	—
	Tregarth	9	—
Llanllechid	Isaf	7	—
	Uchaf	3	—
Llanllyfni	Llanllyfni	3	—
	Nantlle	1	—
	Nebo	1	—
	Penygroes	6	5
	Talysarn	4	5
Llanrug	Ceunant	2	—
	Cwm y Glo	4	5
	Llanrug	8	—

NEW COMMUNITY WARDS

(1) Community	(2) Ward	(3) Number of community councillors	(4) Number of community councillors until fourth day after the ordinary day of election of councillors in 1987.
Llanwnda	Dinas	4	—
	Rhosgadfan	4	—
	Rhostryfan	4	—
Pentir	Glasinfryn	4	—
	Vaynol	8	—
Waunfawr	Caeathro	2	—
	Waunfawr	9	—

*New wards as from the fourth day after the ordinary day of election of councillors in 1987.

SCHEDULE 2 Article 9

COMMUNITY COUNCILLORS

PART I

Councillors continued in office

(1) Existing community ward	(2) New community ward represented on and after appointed day
Bethesda	*Bethesda*
Gerlan	Gerlan
Ogwen	Ogwen
Rachub	Rachub
Betws Garmon	*Betws Garmon*
Betws Garmon	Betws Garmon
Rhyd-ddu	Rhyd-ddu
Llanberis	*Llanberis*
Nant Peris	Nant Peris
Padarn	Padarn
Llanddeiniolen	*Llanddeiniolen*
Bethel	Bethel
Brynrefail	Brynrefail
Clwt-y-Bont	Clwt y Bont
Deiniolen	Deiniolen
Dinorwic	Dinorwic
Penisarwaun	Penisarwaun
Rhiwlas	Rhiwlas
Llandegai	*Llandygai*
Tregarth	Tregarth
Llandwrog	*Llandwrog*
Carmel	Carmel
Cesarea	Cesarea
Groeslon	Groeslon
Lower	Dinas Dinlle
Llanllechid	*Llanllechid*
Lower	Isaf
Llanllyfni	*Llanllyfni*
Penygroes	Penygroes
Talysarn	Talysarn
Llanrug	*Llanrug*
Ceunant	Ceunant
Cwm y Glo	Cwm y Glo
Llanrug	Llanrug
Llanrug	*Waunfawr*
Caeathro	Caeathro
Llanwnda	*Llanwnda*
Dinas	Dinas
Middle	Rhostryfan
Upper	Rhosgadfan
Pentir	*Pentir*
Vaynol	Vaynol
Waunfawr	*Waunfawr*
Waunfawr	Waunfawr

PART II

Offices where councillors are to retire at the appointed day

Councillors of—

* the St. Ann's ward of Llandegai,
  the Upper ward of Llandwrog,
* the Upper ward of Llanllechid,
  the Llanllyfni Tanrallt Nebo ward of Llanllyfni,
  the Bontnewydd ward of Llanwnda,
* the Glasinfryn ward of Pentir, and
  the Castellmai ward of Waunfawr.

*Subject to the provision of article 9(5).

PART III

New community wards where elections of all councillors are to be held before the appointed day

Both the wards of Bontnewydd

* The St. Ann's ward of Llandygai
* The Uchaf ward of Llanllechid

The Llanllyfni, Nantlle and Nebo wards of Llanllyfni

* The Glasinfryn ward of Pentir

* Subject to the provision of article 9(5).

A. J. Beale,
An Under Secretary
in the Welsh Office.

Signed by authority of
the Secretary of State.
23rd March 1984.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order continues 13 communities (one with a change of name) and constitutes 4 new communities in the Borough of Arfon.

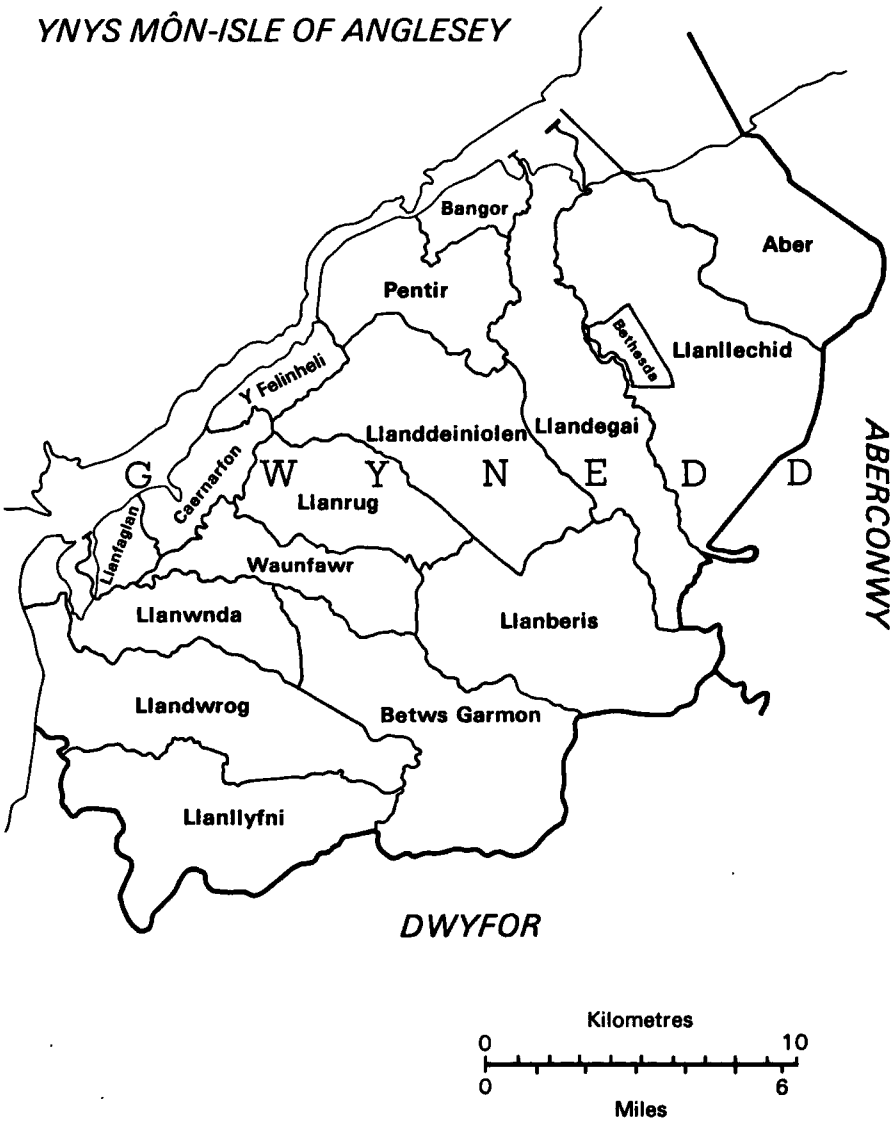
A community council is established for each new community. Each of the continued communities already has a community council.

The maps forming part of this note (pages 14 and 15) show *(a)* the existing communities, and *(b)* the continued and new communities. The map on page 15 also incorporates a grid identifying the sheets of the boundary map referred to in article 4 of the order.

Prints of the boundary map referred to in article 4 of the order may be inspected at the offices of the Borough Council of Arfon. Prints may be purchased from the Welsh Office's Map Library.

Incidental, consequential, transitional and supplementary provision in consequence of orders of the nature of the present one is contained in the Regulations referred to in article 3 of the order.

Existing Communities



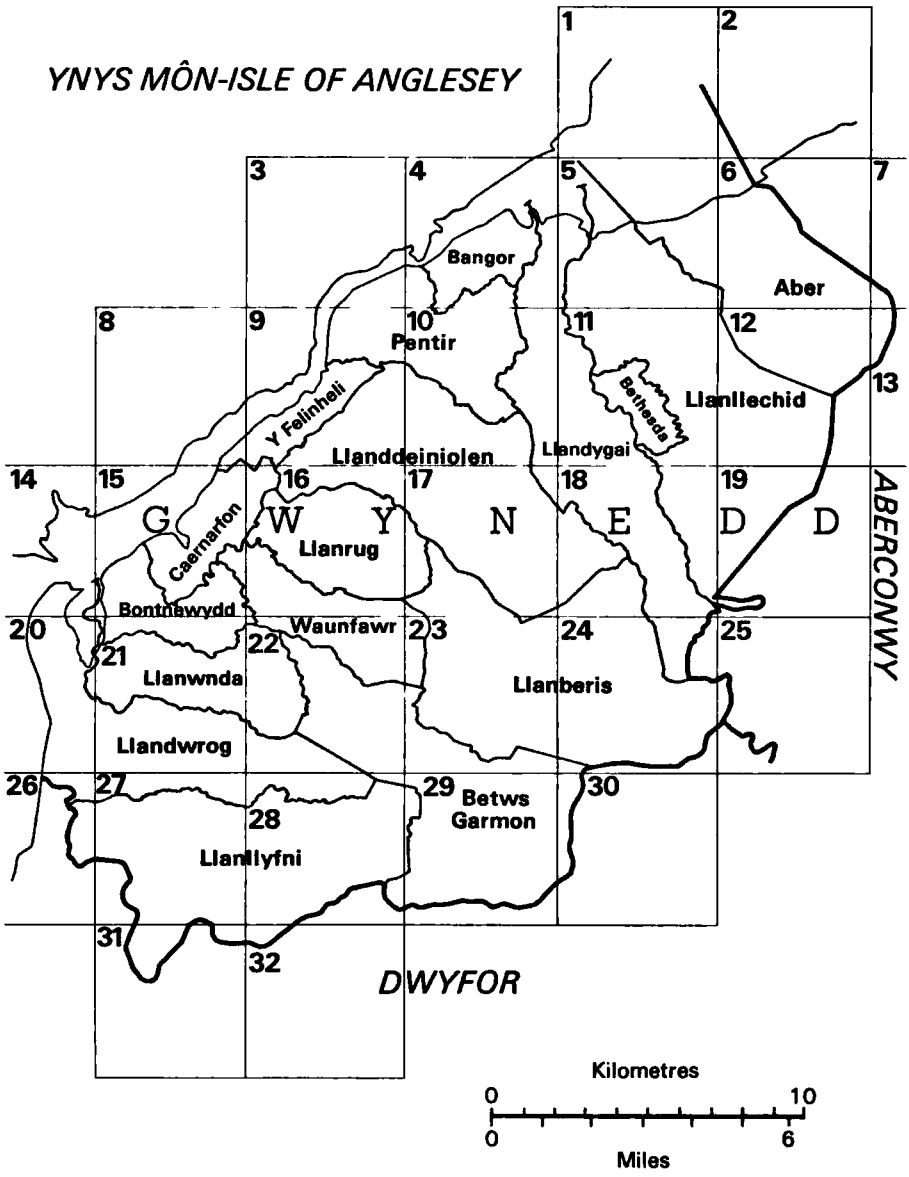
Cartographic Services, Welsh Office

Based on the Ordnance Survey map

W/LG/AA/OM/6/17

Communities as from 1st April 1985

The grid identifies the sheets of the boundary map.



Cartographic Services, Welsh Office

Based on the Ordnance Survey map

W/LG/AA/OM/6/17