STATUTORY INSTRUMENTS

1983 No. 138

LOCAL GOVERNMENT, ENGLAND AND WALES
CHANGES IN LOCAL GOVERNMENT AREAS

The Knowsley (Parishes) Order 1983

Made - - - - -	*8th February* 1983
Coming into Operation—	
for the purposes described in article 2(1)	*1st March* 1983
for all other purposes	*1st April* 1983

Whereas the Borough Council of Knowsley, under section 48(8) of the Local Government Act 1972(**a**), made recommendations to the Local Government Boundary Commission for England for proposals in relation to parishes in the borough;

And whereas the said Commission, under sections 47 and 51(1) of the said Act, on 5th May 1981, made such proposals to the Secretary of State for the Environment:

Now therefore the Secretary of State for the Environment, in exercise of his powers under sections 51(2) and 67(4) and (5) of the said Act 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 Knowsley (Parishes) Order 1983.

2.— (1) 1st March 1983 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.

(2) In the said regulation 4(1), item *(e)* shall not apply in relation to the constitution of the new parish council.

Interpretation

3. In this order—

"the appointed day" means 1st April 1983;

"the county" means the County of Merseyside;

(**a**) 1972 c.70.

"the borough" means the Borough of Knowsley, and "the borough council" means the council of the borough;

"the boundary maps" means the four maps numbered 1, 1a, 1b and 1c printed for Her Majesty's Stationery Office by Ordnance Survey, each such map being marked "Map referred to in the Knowsley (Parishes) Order 1983" and with the number of the map;

"the new parish" means the Parish of Prescot constituted by this order;

"the new parish council" means the parish council of the new parish;

"the proper officer", in relation to any purpose, means the officer appointed for that purpose by the borough council; and

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

Changes in areas

4.— (1) A new parish to be known as the Parish of Prescot shall be constituted, comprising the area shown by a continuous red line on the boundary maps, such area being—

the greater part of the area of the former urban district of Prescot;

the area marked P1 on boundary map 1, such area being part of the area of the former urban district of Huyton-with-Roby; and

the areas marked P2, P3 and P4 on the boundary maps, such areas being parts of the Town of Whiston.

The areas marked P1, P2, P3 and P4 shall form part of the Prescot electoral division of the county. The area marked P1 shall form part of the Prescot West ward of the borough. The areas marked P2, P3 and P4 shall form part of the Prescot East ward.

The new parish shall remain part of the Knowsley petty sessional division and of the Knowsley, St Helen's and Sefton coroner's district.

(2) The parts of the area of the former urban district of Prescot marked W1 and W2 on boundary maps 1a and 1c shall form part of the Town of Whiston, of the Whiston No. 1 electoral division of the county and of the Whiston North ward of the borough. The area marked W1 shall form part of the West ward of the town. The area marked W2 shall form part of the Delph ward.

New parish council

5.— (1) There shall be a parish council for the new parish.

(2) From the appointed day to 9th May 1983, for the purpose of any action necessary in relation to matters transferred to the council by regulation 62 of the Regulations, the new parish council shall consist of the borough councillors for the Prescot East and Prescot West wards of the borough.

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

(3) As from 9th May 1983 the new parish shall be divided into 4 parish wards to be known as Central, North East, North West and South East, such wards consisting of the areas shown by the relevant broken red lines on the boundary maps. The numbers of parish councillors for the said wards shall be 3, 4, 4 and 6 respectively.

(4) Parish councillors of the new parish shall be elected on 5th May 1983. The persons elected shall come into office on 9th May 1983 and, subject to any provision made by virtue of section 67(5)*(f)* of the Local Government Act 1972, shall retire on the fourth day after the ordinary day of election of councillors in 1987.

(5) The annual meeting of the new parish council for 1983 shall be convened by the proper officer of the borough council.

Parish meeting

6.— (1) The first assembly of the parish meeting for the new parish shall be convened by the proper officer of the borough council.

(2) If such first assembly is held before the annual meeting of the new parish council, the parish meeting may appoint a person to take the chair, and that person shall have, for the purposes of that meeting, the powers and authority of the chairman.

Expenses of new parish council

7. In the year beginning on the appointed day the borough council shall levy rates in the new parish and make payments to the new parish council as if the new parish council had issued a precept to the borough council requiring the payment of a sum equal to the product of a rate of ½p. in the pound calculated on the total rateable value as set out in the valuation list on the appointed day.

Charities

8. Regulation 24 (Charities) of the Regulations shall have effect with the following modifications:—

(i) in paragraph (1) there shall be inserted—
"*(cc)* Where such property is held by the Borough Council of Knowsley for the benefit of, or of the inhabitants of, or of any particular class or body of persons in, a specified area the whole or the greater part of which is in the Parish of Prescot, that property shall by virtue of this paragraph be transferred to and vest (on the same trusts) in the Parish Council of Prescot";

(ii) in sub-paragraphs *(d)*, *(e)* and *(f)* of the said paragraph, for "*(b)* or *(c)*" there shall be substituted "*(b)*, *(c)* or *(cc)*"; and

(iii) in paragraphs (2)*(a)* and (3)*(a)*, for "(1)*(b)* or *(c)*" there shall be substituted "(1)*(b)*, *(c)* or *(cc)*".

Statutory definitions of areas

9. In any application of paragraph (1) (certain definitions of areas) of regulation 40 of the Regulations to references to the areas of the former urban

districts of Huyton-with-Roby and Prescot, the following provisions, namely—

"For any reference to the area of the former urban district of Huyton-with-Roby there shall be substituted a reference to such area other than the part thereof comprised in the Parish of Prescot.

For any reference to the area of the former urban district of Prescot there shall be substituted references to the Parish of Prescot and the parts of the said area not comprised in such parish or in the Town of Whiston."

shall have effect in place of sub-paragraph (b) without prejudice to any operation of the said sub-paragraph in respect of the Town of Whiston as altered.

Local Acts, orders and byelaws

10.— (1) The area named in any entry in column (1) of the following table shall be a relevant area within the meaning of regulation 41 (Local Acts, orders and byelaws) of the Regulations and is hereby specified in relation to paragraph (4) of that regulation, and the area described in respect of such area in column (2) is hereby specified in relation to such area.

TABLE

(1)	(2)
The area of the former urban district of Huyton-with-Roby	The area other than the part thereof comprised in the Parish of Prescot
The area of the former urban district of Prescot	The Parish of Prescot and the parts of the area not comprised in such parish or in the Town of Whiston.

(2) The provision of paragraph (1) is without prejudice to the operation of regulation 41(3) of the Regulations in respect of the Town of Whiston as altered.

Signed by authority of
the Secretary of State
8th February 1983.

J. P. G. Rowcliffe,
An Under Secretary in
the Department of the Environment.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order constitutes a new parish, viz the Parish of Prescot, in the Borough of Knowsley. The new parish will comprise the greater part of the area of the former urban district of Prescot and parts of the Town of Whiston and of the former urban district of Huyton-with-Roby. Small areas of the former urban district of Prescot are included in the Town of Whiston. Other parts will remain unparished.

The map forming part of this note shows the areas as from 1st April 1983 and also shows the areas comprised in the boundary maps referred to in article 3 of the order.

Prints of the boundary maps referred to in article 3 of the order may be inspected at the offices of the borough council. Prints may be purchased from the Department of the Environment's Map Library.

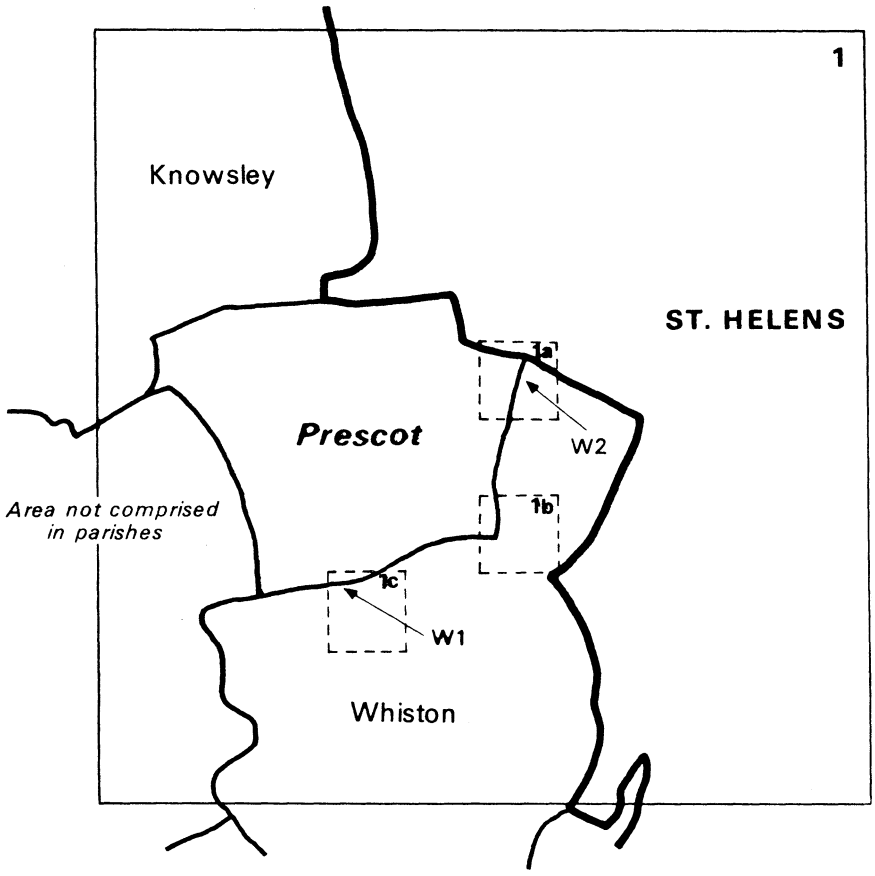
The new parish will have approximately an area of 330 hectares, a population of 10,620 and a rateable value of £1,687,500.

The order establishes a parish council for the new parish.

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.

The Regulations referred to will transfer property within the definition of "parish matters" in Schedule 6 therein from the borough council to the new parish council. A further transfer of property may be effected by a second order when the borough council and the new parish council have been able to consider together.

Parishes as from 1 April 1983



Name of new parish shown in bold italics

The grid identifies the boundary maps referred to in the order

Kilometres
0 3

Based on the Ordnance Survey map

Cartographic Services DOE

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