STATUTORY INSTRUMENTS

1981 No. 1667

LOCAL GOVERNMENT, ENGLAND AND WALES

CHANGES IN LOCAL GOVERNMENT AREAS

The Langbaurgh (Parishes) Order 1981

Made - - - -	23*rd November* 1981
Coming into Operation—	
for the purposes described in article 2 -	1*st January* 1982
for all other purposes -	1*st April* 1982

Whereas the Borough Council of Langbaurgh, 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 1st August 1980, 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 a modification:—

Title and commencement

1. This order may be cited as the Langbaurgh (Parishes) Order 1981.

2. 1st January 1982 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 1982;

"the county" means the County of Cleveland;

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

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

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

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

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

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

Maps

4.—(1) In this order—

"the boundary map" means the map printed for Her Majesty's Stationery Office by Ordnance Survey as "Boundary map referred to in the Langbaurgh (Parishes) Order 1981", the sheets of the map being respectively marked with the numbers 1 to 3; and

"the ward map" means the map prepared in duplicate, sealed with the corporate seal of the Secretary of State for the Environment and marked "Ward map referred to in the Langbaurgh (Parishes) Order 1981".

(2) Regulation 5 of the Regulations shall not apply to the ward map.

(3) One duplicate of the ward map shall be deposited in the offices of the Secretary of State for the Environment and the other shall be deposited in the offices of the borough council.

(4) The borough council shall, after the appointed day, send a copy of the ward map, certified by the proper officer of the borough council to be a true copy, to each new parish council for deposit with the records of the new parish.

(5) The ward map deposited in the offices of the borough council shall at all reasonable times be open to inspection by any person affected by the changes of areas made by this order, and on payment of a reasonable fee (to be determined by the borough council) any such person shall be entitled to a copy of or an extract from it, certified by the proper officer of the borough council to be a true copy or extract, which shall be received in all courts of justice and elsewhere as prima facie evidence of the contents of the map as regards the establishment by this order of the boundaries of any ward.

Changes in areas

5.—(1) In the part of the borough being the area of the former urban district of Skelton and Brotton—

(*a*) the area hatched red on sheets 2 and 3 of the boundary map shall form part of the Town of Loftus, of the Loftus electoral division of the county and of the Skinningrove ward of the Town of Loftus;

(*b*) the area south of the red line marked A B C on sheets 1, 2 and 3 of the boundary map shall constitute a new parish to be known as the Parish of Lockwood; and

(*c*) the area north of the red line so marked A B D shall constitute a new parish to be known as the Parish of Skelton and Brotton.

(2) The Parish of Lockwood shall form part of the Lockwood ward of the borough.

(3) The Brotton ward of the borough shall comprise the Brotton East and Brotton West wards of the Parish of Skelton and Brotton. The Skelton ward of the borough shall comprise the remainder of the parish.

(4) Nothing in (*b*) or (*c*) of paragraph (1) shall affect any electoral division of the county.

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

(5) The new parishes of Lockwood and Skelton and Brotton shall remain part of the Langbaurgh East petty sessional division and of the East Cleveland coroner's district.

Parish councils

6.—(1) There shall be a parish council for each new parish.

(2) The Parish of Lockwood shall be divided into four parish wards to be known as Boosbeck, Charltons and Margrove Park, Lingdale and Stanghow, and Moorsholm, such wards consisting of the areas shown by the relevant broken red lines on the ward map. The number of parish councillors for the said wards shall be 3, 2, 5 and 4 respectively.

(3) The Parish of Skelton and Brotton shall be divided into six parish wards to be known as Brotton East, Brotton West, New Skelton and Hollybush, North Skelton and Layland Estate, Old Skelton, and Skelton Green, such wards consisting of the areas shown by the relevant broken red lines on the ward map. The number of parish councillors for the said wards shall be 3, 4, 3, 2, 3 and 2 respectively.

(3) The number of parish councillors for the Skinningrove ward of the Town of Loftus shall be increased from 2 to 3.

(4) The following elections, namely—

(*a*) elections of parish councillors of the new parishes; and

(*b*) the election of an additional parish councillor for the Skinningrove ward of the Town of Loftus,

shall be held on such day or days prior to the appointed day as the returning officer shall appoint and the parish council election rules for the time being in force shall apply to the said elections with any necessary modifications.

(5) The persons elected as councillors as the result of the said elections 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.

(6) The annual meeting of each new parish council for 1982 shall be held in April 1982 and shall be convened by the proper officer of the borough council.

Parish meetings

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

(2) At any such first assembly held before the annual meeting of the parish council of the parish 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 councils

8. In the year beginning on the appointed day, the borough council shall levy rates in each new parish named in column (1) of the following table 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 the amount in the pound, calculated on the total rateable value as set out in the valuation list on the appointed day, specified in respect of the parish in column (2).

TABLE

(1)	(2)
Parish of Lockwood	2 new pence
Parish of Skelton and Brotton	1 new penny

Statutory definitions of areas

9. In any application of paragraph (1) (certain definitions of areas) of Regulation 40 of the Regulations to a reference to the area of the former urban district of Skelton and Brotton, the following provision, namely—

"For any reference to the area of the former urban district of Skelton and Brotton there shall be substituted a reference to the Parishes of Lockwood and Skelton and Brotton."

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 Loftus as altered.

Local Acts, orders and byelaws

10.—(1) The area of the former urban district of Skelton and Brotton 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 comprising the new parishes is hereby specified in relation to the first mentioned area.

(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 Loftus as altered.

D. Gruffydd Jones,
An Under Secretary in
the Department of the Environment.

Signed by authority of
the Secretary of State
23rd November 1981.

EXPLANATORY NOTE

(This note is not part of the Order.)

This order deals with the area of the former urban district of Skelton and Brotton in the Borough of Langbaurgh. Part of it is added to the Town of Loftus. The remainder is formed into the new parishes of Lockwood and Skelton and Brotton.

The map forming part of this note shows the areas. The map also incorporates a grid identifying the sheets of the boundary map referred to in article 4 of the order.

The approximate area, population and rateable value of the new parishes will be—

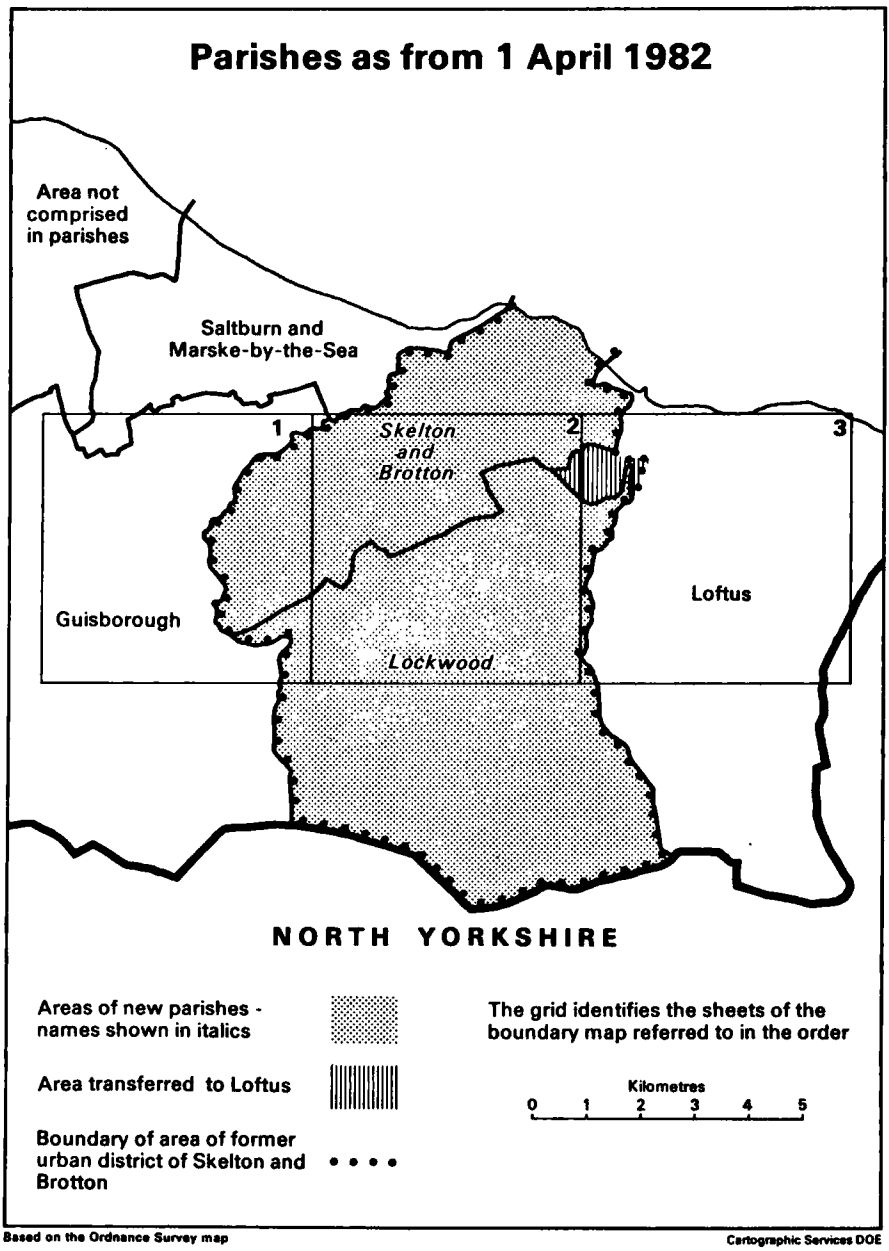
Parish	*Area-Hectares*	*Population*	*Rateable Value*
Lockwood	4,000	3,820	£184,770
Skelton and Brotton	2,020	12,040	£831,390

Prints of the boundary map referred to in article 4 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 order establishes a parish council for each 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 councils. A further transfer of property may be effected by a second order, when the borough council and the new parish councils have been able to consider together.



Printed in England by McCorquodale Printers Ltd., and published by Her Majesty's Stationery Office
850/P.29750/0 S.78 C8 11/81

£1.15 net

ISBN 0 11 017667 7