STATUTORY INSTRUMENTS

1984 No. 1441

LOCAL GOVERNMENT, ENGLAND AND WALES

CHANGES IN LOCAL GOVERNMENT AREAS

The Taff-Ely (Communities) Order 1984

Made - - - - - -	*4th September* 1984
Coming into Operation—	
For the purposes described in article 2 - - -	*1st January* 1985
For all other purposes -	*1st 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 Taff-Ely:

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 Taff-Ely (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;

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

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

(a) 1972 c.70.

"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 Taff-Ely (Communities) Order 1984". The sheets of the boundary map are respectively marked with the numbers 1 to 14 and are in this order referred to by such numbers.

(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.

Changes in districts

5.—(1) Those parts of the Borough of Taff-Ely and of the Town of Pontypridd which are shown hatched red and numbered A1 and A2 on sheet 8 of the boundary map shall be transferred to the District of Rhymney Valley and to the Community of Caerphilly and shall form part of the Lower Rhymney Valley petty sessional division and of the Eastern coroner's district. The area numbered A1 shall form part of the Caerphilly No. 3 electoral division of the County of Mid Glamorgan and of the No. 6 ward of the District of Rhymney Valley. The area numbered A2 shall form part of the Caerphilly No. 4 electoral division of the said county and of the No. 7 ward of the said district.

(2) That part of the District of Rhymney Valley and of the Community of Caerphilly which is shown coloured red on sheet 8 of the boundary map shall be transferred to the Borough of Taff-Ely.

(3) The other boundaries of the Borough of Taff-Ely with the districts of Ogwr and Rhymney Valley shall be such boundaries as shown by the relevant continuous red lines on the boundary map, and any district boundary meeting a boundary displaced by this provision shall be continued to the new boundary hereby established in the shortest possible distance.

(4)*(a)* Sub-paragraphs *(b)* to *(e)* shall apply in the district of Ogwr or Rhymney Valley.

(b) Any community or community ward boundary meeting a boundary displaced by paragraph (3) shall be continued to the new boundary thereby established in the shortest possible distance.

(c) Any area added to the district by paragraph (3) to which *(b)* does not apply shall form part of the community which it adjoins.

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

(d) Any area added to the district by paragraph (3) to which *(b)* does not apply in its application to community ward boundaries shall form part of the community ward, if any, which it adjoins.

(e) Any alteration of a community ward, or of a community not divided into community wards, made by this paragraph shall extend to the electoral division of a county, ward of the district, petty sessional division and coroner's district in which the community ward or the community, as the case may be, is situated.

(5) Any provision of paragraphs (1) and (4) shall not have effect (otherwise than in the application of article 17) in relation to communities, community wards, petty sessional divisions and coroners' districts in the district of Ogwr or Rhymney Valley if any order under the powers recited in this order is made relating to such district and coming into operation (otherwise than for the purposes first described in article 2) on the appointed day.

Communities

6. In the Borough of Taff-Ely as altered—

(1) the three communities of Llanharry, Llantwit Fardre and Pontypridd shall continue;

(2) the community of Taff's Well shall continue but shall be renamed and is hereinafter referred to as Taffs Well;

(3) the six existing communities of Llanharan, Llanilid, Llanilterne, Llantrisant, Pentyrch and Peterston-super-Montem shall be abolished;

(4) six new communities to be known as Gilfach Goch, Llanharan, Llantrisant, Pentyrch, Pont-y-clun and Tonyrefail shall be constituted; and

(5) the communities named in paragraphs (1), (2) and (4) shall consist of the areas shown by the relevant continuous red lines on the boundary map.

Electoral divisions and district wards

7. Where any boundary of the Borough of Taff-Ely altered by article 5 is also the boundary of an electoral division of the County of Mid Glamorgan or of a ward of the said borough, the alteration shall extend to such electoral division or ward.

Community councils

8.—(1) The community council of any community named in paragraph (3) of article 6 shall be dissolved.

(2) The community wards of the communities of Llantrisant and Pentyrch shall be abolished.

(3) Where any boundary of the Town of Pontypridd is the boundary of a ward of such town any alteration of the first-mentioned boundary shall extend to such ward. Subject as aforesaid, the existing wards of the said town shall continue until the fourth day after the ordinary day of election of councillors in 1987.

(4) There shall be a community council for each new community and for the Community of Taffs Well.

(5) The community councils of Gilfach Goch, Llanharan, Llantrisant, Pont-y-clun, Taffs Well and Tonyrefail, and as from the fourth day after the ordinary day of election of councillors in 1987 the communities of Llanharry, Llantwit Fardre, Pentyrch and Pontypridd, shall be divided into the new community wards named in respect thereof in column (2) of Schedule 1, such wards consisting of the areas shown by the relevant continuous green lines on the boundary map.

(6) 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—

(a) the numbers of councillors for the communities of Llanharry and Llantwit Fardre shall remain 9 and 11 respectively; and

(b) the number of councillors for the Community of Pentyrch shall be 15.

(8) The annual meetings of the new community councils for 1985 shall be held in April 1985 and shall be convened by the officer appointed by the Borough Council of Taff-Ely for the purpose.

Petty sessional division

9. The Miskin petty sessional division shall consist of the Borough of Taff-Ely as altered and the Borough of Rhondda.

Coroners' districts

10.—(1) The Southern coroner's district shall consist of—

(a) in the Borough of Taff-Ely, the communities of Gilfach Goch, Llanharan, Llanharry, Llantrisant, Llantwit Fardre, Pont-y-clun and Tonyrefail as existing on and after the appointed day; and

(b) the Borough of Ogwr as altered.

(2) The Northern coroner's district shall consist of—

(a) in the Borough of Taff-Ely, the communities of Pentyrch, Pontypridd and Taffs Well as existing as aforesaid; and

(b) the Boroughs of Cynon Valley and Rhondda.

Councillors

11.—(1) Regulation 8(1) (Councillors) of the Regulations shall not apply to any community or community ward in the Borough of Taff-Ely other than the wards of the Town of Pontypridd.

(2) Any person in office at the appointed day as councillor for any community or community ward named or described in column (1) of Part I of

Schedule 2 shall represent the area specified in respect of such community or 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 or community ward 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) Any casual vacancy which exists at the coming into operation of this order or occurs before the appointed day in any office named or described 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) Elections of councillors for the community wards described in Part III of Schedule 2 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) Community councillors for the new wards of the communities of Llanharry, Llantwit Fardre, Pentyrch and Pontypridd 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

12. 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 Llanharan or Peterston-super-Montem	The Community Council of Llanharan
Community Council of Llantrisant	The Community Council of Llantrisant
Community Council of Pentyrch	The Community Council of Pentyrch

Community books, etc.

13.—(1) The specified papers of the Community of Pentyrch shall be deposited in the custody of the new community council of Pentyrch.

(2) 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 Taff-Ely, be agreed between the new 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)
Llanharan	The community councils of Llanharan and Tonyrefail
Llantrisant	The community councils of Gilfach Goch, Llantrisant, Pont-y-clun and Tonyrefail

(3) 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

14. In the year beginning on the appointed day the Borough Council of Taff-Ely may levy rates in each new community and in the Community of Taffs Well 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.

Land registration

15. Registration of title to land under the Land Registration Acts 1925 to 1971(**a**) shall—

(a) be compulsory on sale throughout the districts of Ogwr and Taff-Ely as altered;

(b) cease to be compulsory on sale in any area transferred by article 5 to the District of Rhymney Valley save in so far as section 20(1) of the Housing Act 1980(**b**) applies to any dwellinghouse situated within such area.

Town and country planning

16. The provisions applicable to any area transferred by article 5 of any local plan which has been adopted by the council of the district from which the area is transferred shall have effect as if they were a local plan adopted by the council of the district to which the area is transferred.

(**a**) 1925 c.21, 1936 c.26, 1966 c.39, 1971 c.54.
(**b**) 1980 c.51.

Cemeteries

17.—(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), and to paragraph (2) of regulation 35 of the Regulations where it applies in consequence of any order made under the powers recited in this order, any provisions in relation to inhabitants of any community abolished by article 6(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 cemetery to which the Local Authorities' Cemeteries Order 1977(**a**) applies maintained immediately before the appointed day by the council of a community abolished by article 6(3);

"the relevant area" means the area transferred from such community to the community in which the cemetery is situated; and

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

(4) Any provisions in relation to inhabitants of the Community of Peterston-super-Montem in any table of fees in force in respect of the cemetery known as Llanharan Cemetery shall apply to the inhabitants of the new community of Llanharan.

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

Local Acts, orders and byelaws

18. 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 communities named in respect of such communities in column (2) are hereby specified in relation to such communities.

(**a**) S.I. 1977/204.

TABLE

(1)	(2)
Llantrisant	Gilfach Goch, Llantrisant and Pont-y-clun
Llanharan, Llanilid and Peterston-super-Montem	Llanharan
Llanilterne and Pentyrch	Pentyrch
Llanharan and Llantrisant	Tonyrefail

SCHEDULE 1 Article 8

NEW COMMUNITY WARDS

(1) Community	(2) Ward	(3) Number of community councillors
Gilfach Goch	Garden Village	3
	Gilfach Goch	2
	Hendreforgan	2
Llanharan	Brynna	6
	Llanharan	6
	Llanilid	2
*Llanharry	Llanharry	8
	Tyle-garw	1
Llantrisant	Beddau	4
	Talbot Green	2
	Town	4
	Tyn-y-nant	3
*Llantwit Fardre	Church Village	3
	Efail Isaf	1
	Llantwit Fardre	3
	Ton-teg	4
*Pentyrch	Creigiau	5
	Gwaelodygarth	2
	Pentyrch	6
Pont-y-clun	Cefnyrhendy	3
	Groes-faen	1
	Maes-y-felin	4
	Miskin	2
*Pontypridd	Cilfynydd	2
	Glyncoch	2
	Graig	2
	Hawthorn	2
	Ilan	1
	Rhondda	3
	Rhydfelen Central	2
	Rhydfelen Lower	1
	Town	2
	Trallwng	3
	Treforest	3
Taffs Well	Nantgarw	1
	Taffs Well	4
	Tawelfryn	2
	Ty-rhiw	3
Tonyrefail	Coedely	1
	Collena	3
	Penrhiw-fer	2
	Thomastown	1
	Tylcha	2
	Tynybryn	2

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

SCHEDULE 2 Article 11

COMMUNITY COUNCILLORS

PART I

Councillors continued in office

(1) Existing community or community ward	(2) Community represented on and after appointed day
Communities	
Llanharry	Llanharry
Llantwit Fardre	Llantwit Fardre
Community wards	
All the wards of Pentyrch	Pentyrch

PART II

Offices where councillors are to retire at the appointed day

Communities

Councillors of the communities of Llanharan and Peterston-super-Montem.

Community wards

Councillors of all the wards of Llantrisant.

PART III

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

All the wards of Gilfach Goch, Llanharan, Llantrisant, Pont-y-clun, Taffs Well and Tonyrefail.

Signed by authority of
the Secretary of State.
4th September 1984.

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order continues four communities (one with a change of name) and constitutes six new communities in the Borough of Taff-Ely, making minor alterations in the boundary of the borough.

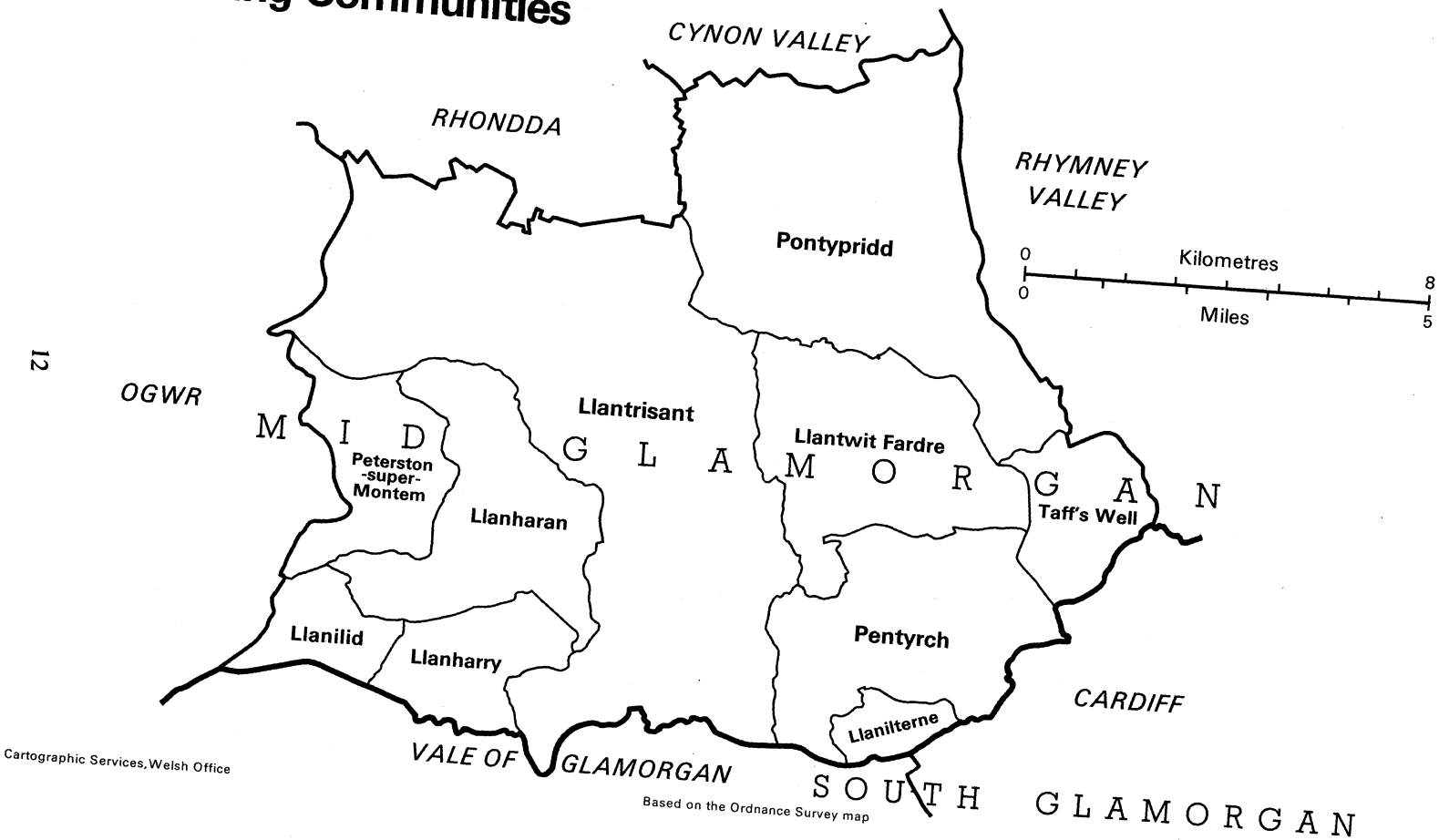
Each of the continued or new communities will have a community council.

The maps forming part of this note (pages 12 and 13) show *(a)* the existing communities, and *(b)* the continued and new communities and the transferred areas referred to in article 5(1) and (2) of the order. The map on page 13 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 district councils of Ogwr, Rhymney Valley and Taff-Ely. 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



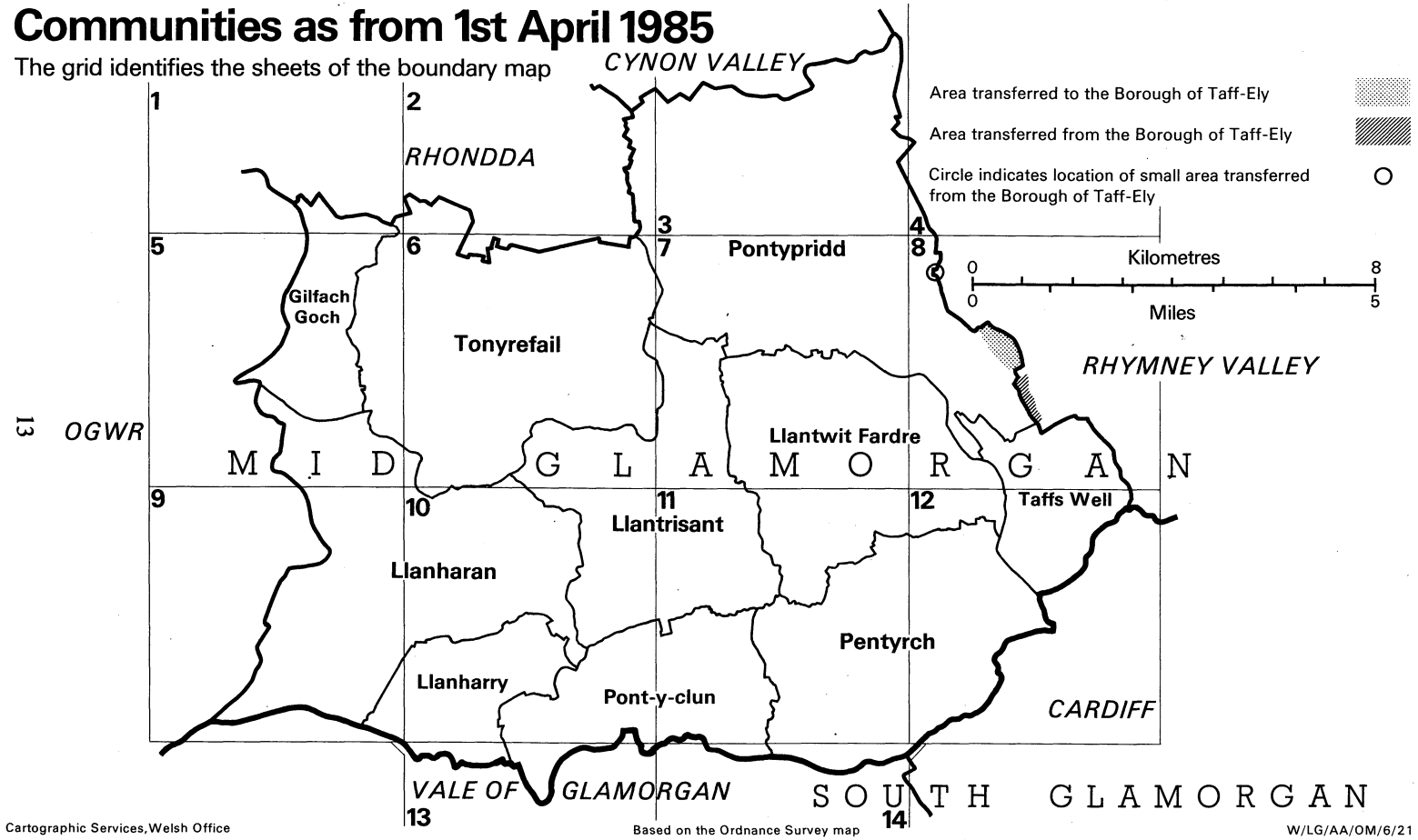
Cartographic Services, Welsh Office

Based on the Ordnance Survey map

W/LG/AA/OM/6/21

Communities as from 1st April 1985

The grid identifies the sheets of the boundary map



13

Cartographic Services, Welsh Office

Based on the Ordnance Survey map

W/LG/AA/OM/6/21

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