STATUTORY INSTRUMENTS

1983 No. 1870

LOCAL GOVERNMENT, ENGLAND AND WALES

CHANGES IN LOCAL GOVERNMENT AREAS

The Teignbridge (Parishes) Order 1983

Made - - - - - -	15*th December* 1983
Coming into Operation—	
for the purposes described in article 2(1) - - -	1*st January* 1984
for all other purposes -	1*st April* 1984

Whereas the District Council of Teignbridge, acting pursuant to section 48(8) of the Local Government Act 1972(**a**), has made recommendations to the Local Government Boundary Commission for England for proposals about parishes in the district:

And whereas the said Commission has seen fit, pursuant to sections 47, 48(9) and 51(1) of that Act, on 14th December 1981 and 15th July 1982, to make the recommended proposals to the Secretary of State:

And whereas the Secretary of State has decided to give effect to those proposals without modification:

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:—

Title and commencement

1. This order may be cited as the Teignbridge (Parishes) Order 1983.

2.— (1) 1st January 1984 is hereby specified as the day on which this order shall come into operation for any purpose set out in regulation 4(1) (coming into operation of order) of the Regulations.

(2) For all other purposes this order shall come into operation on 1st April 1984.

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

Interpretation

3. In this order—

"the county" means the county of Devon;

"the district" means the district of Teignbridge, and "the district council" means the council of the district;

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

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

"the Regulations" means the Local Government Area Changes Regulations 1976(a).

The boundary maps

4. In this order—

"the boundary maps" means the 19 maps issued by the Department of the Environment in 8 sheets, each sheet being marked "Map sheet of the Teignbridge (Parishes) Order 1983" and with the number of the sheet, and each map being marked with a letter; and

any reference to a map by number and letter is a reference to the map so lettered on the sheet so numbered.

Changes in areas

5.— (1) Four new parishes to be known by the names specified in column (1) of Schedule 1 to this order shall be constituted, such parishes consisting of the areas specified in respect thereof in column (2) and remaining or forming part of the electoral divisions of the county and wards of the district specified in respect thereof in columns (3) and (4). The St Thomas No. 2 electoral division of the county and the Dunsford ward of the district shall thereby include the whole of the new parish of Holcombe Burnell. That parish shall form part of the Exeter and East Devon coroner's district. The other new parishes shall form part of the Torbay and South Devon coroner's district.

(2) The parts of parishes described in column (1) of Schedule 2 to this order and marked on the boundary maps as specified in column (2) shall, in so far as parishes, wards thereof, electoral divisions of the county and wards of the district are specified in respect thereof in columns (3) to (6), be transferred to or form part of such areas. The area marked A15 on boundary map 8a shall form part of the Exeter and East Devon coroner's district.

(3) In the changes effected by paragraphs (1) and (2) the existing parishes of Alphington, Holcombe Burnell and Kerswells shall be abolished.

Parish councils

6.— (1) The parish councils of Alphington, Holcombe Burnell and Kerswells shall be dissolved.

(a) S.I. 1976/246, amended by S.I. 1978/247.

(2) There shall be a parish council for each new parish and for the parish of Dunchideock. The number of parish councillors for each parish named in column (1) of the following table shall be that specified in respect thereof in column (2).

TABLE

(1)	(2)
Abbotskerswell	6
Dunchideock	7
Holcombe Burnell	11
Kingskerswell	10
Shaldon	7

(3) The annual meeting of each new parish council for 1984 shall be held in April 1984 and shall be convened by the proper officer of the district council.

Parish and Town Councillors

7.— (1) Any person in office immediately before 1st April 1984 as councillor for the Abbotskerswell ward of the parish of Kerswells shall cease to be a councillor of that parish, but shall be a councillor of the new parish of Abbotskerswell until the fourth day after the ordinary day of election of councillors in 1987.

(2) Any person in office immediately before 1st April 1984 as councillor for the Kingskerswell ward of the parish of Kerswells shall cease to be a councillor of that parish, but shall be a councillor of the new parish of Kingskerswell until the fourth day after the ordinary day of election of councillors in 1987.

(3) Any person in office immediately before 1st April 1984 as councillor for the Shaldon ward of the town of Teignmouth shall cease to be a councillor of such town, but shall be a councillor of the new parish of Shaldon until the fourth day after the ordinary day of election of councillors in 1987. The number of town councillors of the town of Teignmouth shall accordingly be reduced from 15 to 12.

(4) Elections of parish councillors of the new parish of Holcombe Burnell and of the parish of Dunchideock and of the necessary additional councillors for the parishes of Abbotskerswell and Shaldon shall be held on such day or days before the appointed day as the returning officer shall appoint. The elections shall be conducted in accordance with rules made under section 36 of the Representation of the People Act 1983(a) relating to the conduct of elections of parish councillors. The persons elected shall come into office on the 1st April 1984 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.

(a) 1983 c.2.

Parish meetings

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

Residuary successors

9. 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 parish council specified in respect of such authority in column (2) is hereby specified as the residuary successor of that authority.

TABLE

(1)	(2)
The parish council of Alphington The parish council of Holcombe Burnell	The new parish council of Holcombe Burnell
The parish council of Kerswells	The new parish council of Kingskerswell

Parish books etc.

10. The public books, writings and papers of the parishes mentioned in article 5(3) (including any photographic copies thereof) and all documents directed by law to be kept therewith shall—

(a) in the case of those of the abolished parishes of Alphington and Holcombe Burnell, be deposited in such custody as may be specified by the new parish council of Holcombe Burnell and approved by the district council, or, failing such approval, as may be directed by the district council; and

(b) in the case of those of the abolished parish of Kerswells, be deposited in such custody as may be agreed between the parish councils of Kingskerswell and Abbotskerswell and approved by the district council, or, failing such agreement or approval, as may be directed by the district council.

Expenses of new parish councils

11. In the year beginning on 1st April 1984 the district 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 district 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 1st April 1984, specified in respect of the parish in column (2).

TABLE

(1)	(2)
Abbotskerswell	1.3p
Holcombe Burnell	1.0p
Kingskerswell	1.3p
Shaldon	0.9p

Local Acts, orders and byelaws

12. The areas named in any entry in column (1) of the following table are hereby specified in relation to paragraph (4) of regulation 41 (Local Acts, orders and byelaws) of the Regulations, and the new parishes specified in respect of such areas in column (2) are hereby specified in relation to such areas.

TABLE

(1)	(2)
The Parishes of Alphington, Dunsford, Holcombe Burnell and Ide	Holcombe Burnell
The Parish of Kerswells	Abbotskerswell and Kingskerswell
The Town of Teignmouth	Shaldon

SCHEDULE 1

NEW PARISHES

(1) new parishes	(2) areas comprised in new parishes	(3) county electoral division	(4) district ward
Abbotskerwell	The Abbotskerswell ward of the district	Newton Abbot Rural No. 3	Abbotskerwell
Holcombe Burnell	Those parts of the parishes of Alphington, Dunsford, Holcombe Burnell and Ide marked D1 to D7 (inclusive) on boundary maps 1a, 2a, 3a, 3b, 3c, 5a and 6a	St Thomas No. 2	Dunsford
Kingskerswell	The Kingskerswell ward of the district	Newton Abbot Rural No. 3	Kingskerswell
Shaldon	The Shaldon ward of the district	Teignmouth	Shaldon

SCHEDULE 2

PARTS OF PARISHES TRANSFERRED TO OTHER PARISHES

(1) description	(2) map reference and marking of area	(3) parish	(4) parish ward	(5) county electoral division	(6) district ward
Part of the Parish of Alphington	4a — A6	Exminster	—	—	Powderham
Part of the Parish of Alphington	2a, 4a 5a & 5b — A5	Ide	—	—	Kenn Valley
Part of the Parish of Ashburton	5c — A17	Buckland-in-the-Moor	—	—	Moorland
Part of the Parish of Bishopsteignton	7d — A16	Teignmouth	Teignmouth West	Teignmouth	Teignmouth West
Part of the Parish of Bovey Tracey	7a, 7b & 7c — A13	Hennock	—	—	Chudleigh
Parts of the Parish of Exminster	4a, 5d & 6a — A8 & A9	Kenn	—	—	Kenn Valley
Part of the Parish of Exminster	4a & 6a — A7	Shillingford St George	—	—	Kenn Valley
Part of the Parish of Haccombe-with-Combe	8c & 8d — A20	Stokeinteignhead	—	—	—
Part of the Parish of Holcombe Burnell	1a — A4	Dunsford	—	—	—
Part of the Parish of Hennock	7a — A14	Bovey Tracey	—	—	Bovey
Part of the Parish of Kenn	6a — A12	Dunchideock	—	—	—
Part of the Parish of Kenn	4a — A10	Exminster	—	—	Powderham

SCHEDULE 2 (*continued*)

PARTS OF PARISHES TRANSFERRED TO OTHER PARISHES

(1) description	(2) map reference and marking of area	(3) parish	(4) parish ward	(5) county electoral division	(6) district ward
Part of the Parish of Kenn	5d — A11	Shillingford St George	—	—	—
Part of the Parish of Newton Abbott	8b — A18	Ogwell	—	Newton Abbott Rural No. 3	Ambrook
Part of the Parish of Stokeinteignhead	8c — A19	Haccombe-with-Combe	—	—	—
Part of the Parish of Tedburn St. Mary	1a — A3	Dunsford	—	—	Dunsford
Part of the Parish of Tedburn St. Mary	1a — A2	Whitestone	—	—	—
Part of the Parish of Teigngrace	8a — A15	Bovey Tracey	—	Newton Abbot Rural No.2	Bovey
Part of the Parish of Whitestone	1a — A1	Tedburn St. Mary	—	—	—

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

Signed by authority of
the Secretary of State
15th December 1983.

EXPLANATORY NOTE

(*This note is not part of the order.*)

This order affects parishes in the district of Teignbridge. The parishes of Alphington and Kerswells are abolished, and new parishes of Abbotskerswell, Kingskerswell and Shaldon are created. The existing parish of Holcombe Burnell is abolished and a new parish of the same name with a different area is created. The areas of certain other parishes are altered.

The maps forming part of this note (pages 10 and 11) show the areas affected before and as from 1st April 1984.

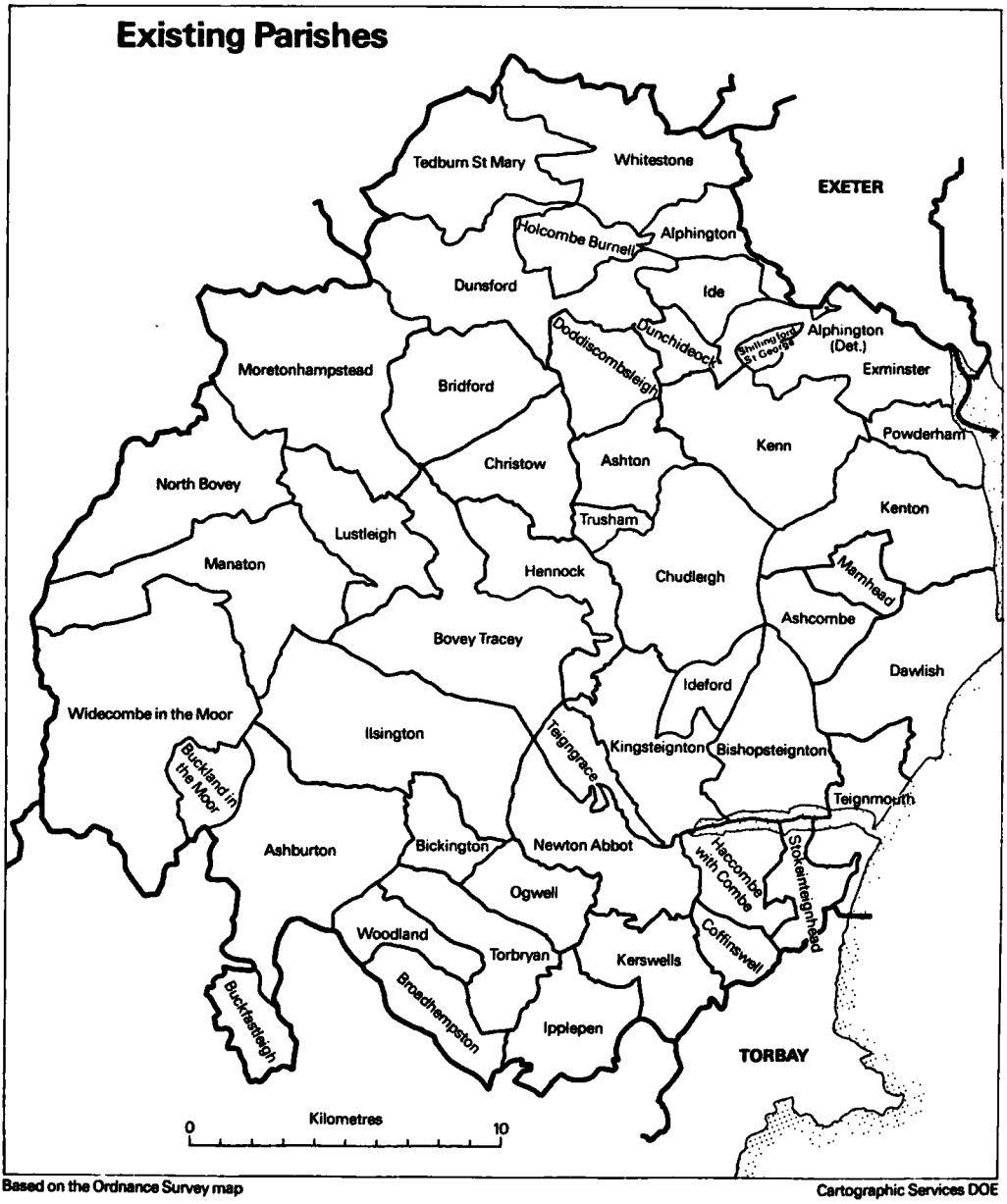
Prints of the boundary maps referred to in article 4 of the order may be inspected at the offices of the district council, and may be purchased from the Department of the Environment's Map Library.

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

	Area—hectares	Population	Rateable Value £
Abbotskerswell	413.19	1447	104,843
Holcombe Burnell	138.39	663	62,299
Kingskerswell	686.37	4033	390,049
Shaldon	419.03	1419	255,349

The order establishes a parish council for each new parish and for the parish of Dunchideock.

Incidental, consequential and supplementary provision for orders such as the present one is made by the Local Government Area Changes Regulations 1976 (see article 3).



Based on the Ordnance Survey map

Cartographic Services DOE



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