STATUTORY INSTRUMENTS

1982 No. 185

LOCAL GOVERNMENT, ENGLAND AND WALES

CHANGES IN LOCAL GOVERNMENT AREAS

The Yeovil (Parishes) Order 1982

Made - - - - -	*15th February* 1982
Coming into Operation—	
for the purposes described in article 2	*23rd February* 1982
for all other purposes	*1st April* 1982

Whereas the District Council of Yeovil, 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 district;

And whereas the said Commission, under sections 47 and 51(1) of the said Act, on 20th October 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:—

Title and commencement

1. This order may be cited as the Yeovil (Parishes) Order 1982.

2. 23rd February 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 Somerset;

(a) 1972 c. 70.

"the district" means the District of Yeovil, 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) as amended by the Local Government Area Changes (Amendment) Regulations 1978(b).

Maps

4. In this order—

"the boundary maps" means the 27 1:10.000 or 6 inch scale maps numbered 1–24 and 26–28 printed for Her Majesty's Stationery Office by Ordnance Survey, each such map being marked "Map referred to in the Yeovil (Parishes) Order 1982" and with the number of the map;

"the Yeovil maps" means the 14 1:1250 scale maps numbered 23 a–c, 24 a–h, 24 j, 25 a and 25 b so printed, each such map being marked "Yeovil map referred to in the Yeovil (Parishes) Order 1982" and with the number of the map; and

any reference to a numbered boundary map or Yeovil map is a reference to the map described and numbered as aforesaid.

Changes in areas

5.— (1) A new parish to be known as the Parish of Yeovil shall be constituted, comprising—

the area of the former borough of Yeovil other than the parts thereof described in column (1) of Schedule 1; and

the parts of the Parishes of East Coker and Yeovil Without shown coloured red and marked Y1 to Y19 on the Yeovil maps.

The areas marked on the Yeovil maps as described in column (1) of the following table shall form part of the electoral divisions of the county and wards of the district specified in respect thereof in columns (2) and (3).

TABLE

(1) Description	(2) County electoral division	(3) District ward
Y1	Yeovil West and Preston	Yeovil Preston
Y2 to Y9	Yeovil West and Preston	Yeovil West
Y10, Y11 and Y13	Yeovil North and East	Yeovil East
Y12	Yeovil North and East	Yeovil North
Y14 to Y17	Yeovil South and Central	Yeovil Central
Y18 and Y19	Yeovil South and Central	Yeovil South

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

The said new parish shall remain part of the Yeovil petty sessional division and of the Eastern coroner's district.

(2) The parts of the area of the former borough of Yeovil marked on the boundary maps as specified in column (1) of Schedule 1 shall form part of the parishes, electoral divisions of the county and wards of the district specified in respect thereof in columns (2) to (4).

(3) The part of the Parish of Ilminster (Without) shown by a continuous red line on boundary maps 14 and 17 shall form a new parish to be known as the Parish of Horton.

The said new parish shall remain part of the Ilminster electoral division of the county, of the Neroche ward of the district, of the Ilminster petty sessional division and of the Eastern coroner's district.

(4) The parts of parishes described in column (1) of Schedule 2 and marked on the boundary maps as specified in column (2) shall, in so far as parishes, electoral divisions of the county and wards of the district are specified in respect thereof in columns (3) to (5), be transferred to or form part of such areas. The area marked A9*a* on boundary maps 17 and 21 shall form part of the North ward of the Parish of Chard Town. The area marked A9*b* on boundary maps 17, 21 and 22 shall form part of the North East ward of such parish. The area marked A34 on boundary maps 8 and 9 shall form part of the Yeovil petty sessional division and of the Yeovil coroner's district.

(5) In the changes effected by paragraphs (3) and (4) the Parish of Ilminster (Without) shall cease to exist.

Parish councils

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

(2) The new parish of Yeovil shall be divided into six parish wards to be known as Central, East, North, Preston, South and West, which shall respectively comprise the areas at the coming into operation of this order of the corresponding wards of the district. There shall be 4 councillors for each such ward.

(3) The number of parish councillors for the new parish of Horton shall be 9.

(4) The annual meeting of each new parish council for 1982 shall be held in April 1982 and shall be convened by the officer appointed for that purpose by the district council.

(5) The Parish Council of Ilminster (Without) shall be dissolved. For the purposes of any provision of the Regulations which refers to the residuary successor of a dissolved authority, the new parish council of Horton is hereby specified as the residuary successor of such council.

Councillors

7.— (1)*(a)* The provision made by this paragraph is supplemental to that made by regulation 8(1) (Councillors) of the Regulations.

(b) Any casual vacancy which exists at the coming into operation of this order or occurs before the appointed day in the office of parish councillor of the Parish of Ilminster (Without) shall (unless 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 as such parish councillor shall retire from office on that day.

(2)*(a)* Elections of councillors of the new parishes shall be held on such day 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.

(b) 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.

Parish meetings

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

Charter trustees

9. In respect of the town of Yeovil, the new parish council of Yeovil is hereby specified in relation to paragraph (2) of regulation 12 (Dissolution of charter trustees) of the Regulations.

Expenses of new parish councils

10. In the year beginning on the appointed day 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 the appointed day, specified in respect of the parish in column (2).

TABLE

(1)	(2)
Parish of Horton	1.6 p.
Parish of Yeovil	1.5 p.

Ilminster Cemetery

11. In respect of the Ilminster Cemetery paragraph (2) of regulation 35 (Cemeteries) of the Regulations shall apply as if the areas marked A22, A23, A24 and A26 on boundary maps 14, 15, 17 and 18 had formed part of the Town of Ilminster.

Statutory definitions of areas

12. 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 borough of Yeovil, the following provision, namely—

"For any reference to the area of the former borough of Yeovil there shall be substituted a reference to the Parish of Yeovil."

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

Local Acts, orders and byelaws

13.— (1) The Parish of Ilminster (Without) is hereby specified in relation to regulation 41(4) (Local Acts, orders and byelaws) of the Regulations and the new parish of Horton is hereby specified in relation to such area.

(2) The area of the former borough of Yeovil shall be a relevant area within the meaning of the said regulation 41 and is hereby specified in relation to paragraph (4) of that regulation and the new parish of Yeovil is hereby specified in relation to the first mentioned area.

(3) The provision of paragraphs (1) and (2) is without prejudice to the operation of regulation 41(3) in respect of any parish as altered.

SCHEDULE 1

PARTS OF THE AREA OF THE FORMER BOROUGH OF YEOVIL TO FORM PARTS OF PARISHES OTHER THAN THE NEW PARISH.

(1) Number of Yeovil map and marking of areas		(2) Parish	(3) County electoral division	(4) District ward
24 g, h and j	C18–21	Barwick	Coker	Coker
25 a and b	C22–24	East Coker	Coker	Coker
23 a, b and c and 24 a–e	C1–17	Yeovil Without	Houndstone	Houndstone

SCHEDULE 2

PARTS OF PARISHES TRANSFERRED TO PARISHES OTHER THAN NEW PARISHES

(1) Description	(2) Number of boundary map and marking of area		(3) Parish	(4) County electoral division	(5) District ward
Part of the Parish of Ashill	14	A1	Ilton	Curry Rivel	Lynches
Part of the Parish of Barton St. David	2 and 3	A2	Keinton Mandeville	—	—
Part of the Parish of Bratton Seymour	10 and 11	A3	Wincanton	—	—
Part of the Parish of Brympton	23	A4	Yeovil Without	—	—
Part of the Parish of Buckland St. Mary	16	A5	Combe St. Nicholas	—	—
Part of the Parish of Castle Cary	4	A6	Ansford	—	—
Part of the Parish of Castle Cary	4 and 9	A7	North Barrow	—	—
Parts of the Parish of Chard	17	A8a	Chaffcombe	—	Dowlish
	17 and 21	A8b			
Part of the Parish of Chard	17 and 21	A9a	Chard Town	Chard Town	Chard North West
Part of the Parish of Chard	17, 21 and 22	A9b	Chard Town	Chard Town	Chard North East
Part of the Parish of Chard	17 and 21	A10	Combe St. Nicholas	Ilminster	Blackdown
Part of the Parish of Chard	17	A11	Knowle St. Giles	—	Dowlish
Part of the Parish of Chard	21	A12	Wambrook	Ilminster	Blackdown
Parts of the Parish of Charlton Musgrove	10 and 11	A13a	Wincanton	—	—
	11	A13b			

SCHEDULE 2 *(continued)*

PARTS OF PARISHES TRANSFERRED TO PARISHES OTHER THAN NEW PARISHES

(1) Description	(2) Number of boundary map and marking of area		(3) Parish	(4) County electoral division	(5) District ward
Part of the Parish of Combe St. Nicholas	17	A14	Broadway	—	Neroche
Part of the Parish of Combe St. Nicholas	16	A15	Buckland St. Mary	—	—
Part of the Parish of Combe St. Nicholas	20 and 21	A16	Wambrook	—	—
Part of the Parish of Combe St. Nicholas	16	A17	Whitestaunton	—	—
Part of the Parish of Cucklington	6 and 12	A18	Pen Selwood	—	—
Part of the Parish of Donyatt	14, 17 and 18	A19	Ilminster	—	Ilminster Town
Part of the Parish of Hinton St. George	19	A20	Lopen	Crewkerne	Egwood
Part of the Parish of Holton	10 and 11	A21	Wincanton	Wincanton	Wincanton
Part of the Parish of Ilminster (Without)	14	A22	Broadway	—	—
Part of the Parish of Ilminster (Without)	17	A23	Combe St. Nicholas	—	Blackdown
Part of the Parish of Ilminster (Without)	17 and 18	A24	Donyatt	—	—
Parts of the Parish of Ilminster (Without)	14 and 15	A25a			
	17 and 18	A25b			
	18	A25c	Ilminster	—	Ilminster Town

SCHEDULE 2 *(continued)*

PARTS OF PARISHES TRANSFERRED TO PARISHES OTHER THAN NEW PARISHES

(1) Description	(2) Number of boundary map and marking of area		(3) Parish	(4) County electoral division	(5) District ward
Part of the Parish of Ilminster (Without)	14 and 15	A26	Ilton	Curry Rivel	Lynches
Part of the Parish of Ilminster (Without)	15 and 18	A27	Whitelackington	Curry Rivel	Lynches
Part of the Parish of Keinton Mandeville	2	A28	Barton St. David	—	—
Parts of the Parish of Long Sutton	7	A29a and A29b	Somerton	Somerton	Wessex
Part of the Parish of Milborne Port	13	A30	Corton Denham	Ilchester	Mudford
Parts of the Parish of Mudford	24	A31a and A31b	Yeovil Without	Houndstone	Houndstone
Part of the Parish of Shepton Montague	5	A32	Charlton Musgrove	—	—
Part of the Parish of Somerton	1	A33	Pitney	Langport	Turn Hill
Part of the Parish of Sparkford	8 and 9	A34	Queen Camel	—	—
Part of the Parish of Whitelackington	15	A35	Ilton	—	—
Part of the Parish of Whitestaunton	16 and 20	A36	Combe St. Nicholas	—	—
Part of the Parish of Winsham	21, 22, 27 and 28	A37	Chard	—	Chard Parish
Part of the Parish of Yeovil Without	24 and 26	A38	Barwick	Coker	Coker

Signed by authority of the
Secretary of State
15th February 1982.

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order—

(a) constitutes two new parishes in the District of Yeovil viz. the Parish of Yeovil, comprising the greater part of the area of the former borough of Yeovil and some other areas, and the Parish of Horton, comprising part of the Parish of Ilminster (Without);

(b) effects the inclusion of the remainder of the area of the former borough in parishes;

(c) effects other transfers as between parishes.

These changes involve the abolition of the Parish of Ilminster (Without).

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

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

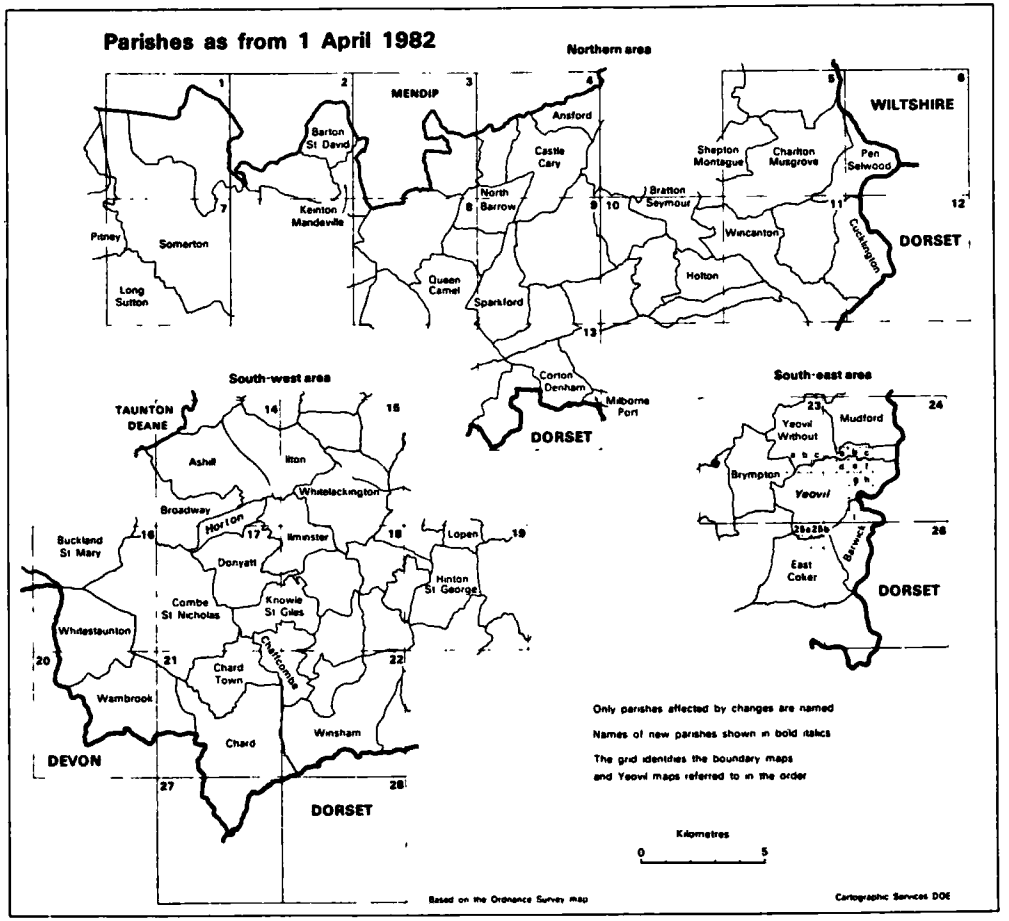
The approximate area, population and rateable value of the new parishes will be—

	Area (hectares)	*Population*	*Rateable value*
Parish of Horton	247	725	£60,933
Parish of Yeovil	968	27,700	£4,202,285

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 defined 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 district council to the new parish council of Yeovil. A further transfer of property may be effected by a second order, when the district council and the new parish council have been able to consider together.


Parishes as from 1 April 1982
Northern area
MENDIP
WILTSHIRE
DORSET
Barton St David
Kenton Mandeville
Ansford
Castle Cary
North Barrow
Bratton Seymour
Shepton Montague
Charlton Musgrove
Pen Selwood
Wincanton
Cucklington
Holton
Queen Camel
Sparkford
Corton Denham
Milborne Port
Pitney
Somerton
Long Sutton
South-west area
TAUNTON DEANE
Ashill
Ilton
Whitelackington
Broadway
Horton
Ilminster
Lopen
Buckland St Mary
Donyatt
Hinton St George
Combe St Nicholas
Knowle St Giles
Whitestaunton
Chard Town
Chaffcombe
Wambrook
Chard
Winsham
DEVON
DORSET
South-east area
Yeovil Without
Mudford
Brympton
Yeovil
East Coker
Barwick
DORSET
Only parishes affected by changes are named
Names of new parishes shown in bold italics
The grid identifies the boundary maps and Yeovil maps referred to in the order
Kilometres
0
5
Based on the Ordnance Survey map
Cartographic Services DOE