

Community Governance Review Sub-Committee Agenda

Date: Tuesday, 9th December, 2014
Time: 10.00 am
Venue: The Tatton Room - Town Hall, Macclesfield SK10 1EA

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. Apologies for Absence

2. Declarations of Interest

To provide an opportunity for Members and Officers to declare any disclosable pecuniary and non-pecuniary interests in any item on the agenda.

3. Public Speaking Time/Open Session

In accordance with Procedure Rules Nos.11 and 35 a period of 10 minutes is allocated for members of the public to address the meeting on any matter relating to the work of the body in question. Individual members of the public may speak for up to 5 minutes but the Chairman or person presiding will decide how the period of time allocated for public speaking will be apportioned where there are a number of speakers. Members of the public are not required to give notice to use this facility. However, as a matter of courtesy, a period of 24 hours' notice is encouraged.

Members of the public wishing to ask a question at the meeting should provide at least three clear working days' notice in writing and should include the question with that notice. This will enable an informed answer to be given.

4. Minutes of Previous meeting (Pages 1 - 4)

To approve the minutes of the meeting held on 7 October 2014 as a correct record.

For any apologies or requests for further information, or to give notice of a question to be asked by a member of the public

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5. **Macclesfield Community Governance Review Implementation Timetable** (Pages 5 - 6)

To consider and agree a suggested timeline for the key decisions required; and also the dates of meetings of the Sub-Committee in January, February and March 2015.

6. **Transfer of Property Rights and Liabilities and the Calculation of Budget Requirement**

A Re-Organisation Order would be required to bring any arrangements for a new Parish Council into effect.

In accordance with Regulation 3 of the Local Government Finance (New Parishes) Regulations 2008, a budget sum must be included within any Order. This is a sum which must not be exceeded by the Parish Council during its first year of operation and would be used to calculate the precept requirement. In order to calculate this sum the Sub-Committee is requested to consider:

- a) What facilities and services should be considered for any transfer; and
- b) When any facilities and services should transfer.

A budget sum would then be calculated and submitted to the next meeting of the Sub-Committee for agreement. In order to meet the timetable for the calculation of precept requirements, a decision on the budget sum would be required by the Sub-Committee by no later than 16 January 2015.

There should be described within any Re-Organisation Order Schedules: any land, property, rights, liabilities and other responsibilities to be transferred from the principal authority to the Parish Council, together with the dates of transfer. The Local Government (Parishes and Parish Councils) Regulations 2008 provide for the automatic vesting of any allotments held by the Principal Council.

Charter Trustees would be dissolved, and the Charter Trustee Mayor and Deputy Mayor would cease to hold office on the date on which the first Parish Councillors came into office. All property, rights and liabilities of the Charter Trustees would transfer to the Parish Council from this date.