

Community Governance Review Sub-Committee Agenda

Date: Friday, 16th January, 2015
Time: 10.30 am
Venue: Council Chamber - 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 - 6)

To approve the minutes of the meeting held on 9 December 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

Contact: Cherry Foreman
Tel: 01270 686463
E-Mail: cherry.foreman@cheshireeast.gov.uk

5. **Final Outcome of the Community Governance Review** (Pages 7 - 16)

See paper 5 attached.

6. **Draft Re-Organisation Order, Transfer of Property, Rights and Liabilities and Calculation of Budget Requirement** (Pages 17 - 22)

Subject to approval by the Constitution Committee of the above recommendation, the Sub Committee is asked to recommend approval of the Re-Organisation Order to bring the arrangements for a Parish Council into effect. A first draft of a proposed Re-Organisation Order is attached for consideration.

Before the Order can be submitted for approval, the Sub Committee will need to determine the calculation of budget requirement (to be included in Article 10) and the detail of land and Property to be transferred to the parish Council (to be included in Article 11).

There is a scheduled meeting of the Constitution Committee on 29 January 2015 to which the Re-Organisation Order could be submitted for approval. Alternatively, a special meeting of the Committee would need to be arranged (no later than the last week in February 2015).

For administrative purposes, the Finance Department require information about precept requirements for all parish councils in Cheshire East by the deadline of 16 January 2015.

In accordance with the wishes of the last meeting of the Sub Committee and those of Council, a meeting of the Macclesfield Local Service Delivery Committee (LSDC) has been convened for Thursday 8 January 2015 to discuss which assets might be transferred from Cheshire East to the proposed Macclesfield Parish Council from the date of its inception, having regard to officer and legal advice.

The Minutes of the Meeting of the Macclesfield LSDC will be circulated at the Sub Committee Meeting.

The Sub Committee is then asked to determine the details to be included in the draft Re-Organisation Order (Schedule 2 – Article 12).

A Finance Officer will be in attendance at the meeting to provide advice and to assist the Sub Committee on the calculation of the budget requirement.

7. **Transitional Arrangements** (Pages 23 - 24)

Part 3 of the Local Government (Parishes and Parish Councils) (England) Regulations 2008 are attached which explain: that the Charter Trustees will be dissolved on the date on which the first parish councillors for the parish come into office; and that all property, rights and liabilities will transfer.

The Annual Meeting for the Parish Council must be convened by Cheshire East Council no later than 14 days after the parish councillors take office. A proposed draft agenda for that meeting will be submitted to the next meeting of the Sub Committee for consideration.

8. **Future Meeting Dates**

Arrangements have been made for meetings to take place on

- Wednesday 12 February at 2.00 pm in the Tatton Room, Macclesfield Town Hall
- Wednesday 1 April at 10.30 am in the Council Chamber, Macclesfield Town Hall