

LOCAL GOVERNMENT AND PUBLIC INVOLVEMENT IN HEALTH ACT 2007

The Rother District Council (Reorganisation of Community Governance) (Bexhill-on-Sea) Order 2021

Made *17th February* 2021

Coming into force in accordance with article 1(2)

Rother District Council (“the council”), in accordance with section 82 of the Local Government and Public Involvement in Health Act 2007 (“the 2007 Act”), has undertaken a community governance review and made recommendations dated 21st September 2020:

The council has decided to give effect to those recommendations but subject to the provisions of this order and, in accordance with section 93 of the 2007 Act, has consulted with the local government electors and other interested persons and has had regard to the need to secure that community governance reflects the identities and interests of the community and is effective and convenient:

The council, in accordance with section 100 of the 2007 Act, has had regard to guidance issued under that section:

The council makes the following Order in exercise of the powers conferred by sections 86, 98(3), 98(4), 98(6) and 240(10) of the 2007 Act.

Citation and commencement

1.—(1) This Order may be cited as the Rother District Council (Reorganisation of Community Governance) (Bexhill-on-Sea) Order 2021.

(2) Subject to paragraph (4) below, this Order comes into force on 1st April 2021.

(3) Articles 8 and 9 shall come into force on the ordinary day of election of councillors in 2021.

(4) For the purposes of:

- (a) this article,
- (b) Article 5; and
- (c) proceedings preliminary or relating to the elections of parish councillors for the parish of Bexhill-on-Sea, to be held on the ordinary day of election of councillors in 2021

this Order shall come into force on the day after that on which it is made.

Interpretation

2. In this Order—

“district” means the district of Rother;

“map” means the map marked “Map referred to in the Rother District Council (Reorganisation of Community Governance) (Bexhill-on-Sea) Order 2021” and deposited in accordance with section 96(4) of the 2007 Act: and any reference to a numbered sheet is a reference to the sheet of the map which bears that number

“new parish” means the parish constituted by article 4;

“ordinary day of election of councillors” has the meaning given by section 37 of the Representation of the People Act 1983;

“plan”, “plans” means the plan or plans marked and numbered accordingly;

“proper officer” means the proper officer of the parish council appointed in accordance with article 6; and

“registration officer” means an officer appointed for the purpose of, and in accordance with, section 8 of the Representation of the People Act 1983.

Effect of Order

3. This Order has effect subject to any agreement under section 99 (agreements about incidental matters) of the Local Government and Public Involvement in Health Act 2007 relevant to any provision of this Order.

Constitution of a new parish

4.—(1) A new parish, comprising the area outlined with a blue line on the map, shall be constituted within the district.

(2) The name of the new parish shall be Bexhill-on-Sea.

Calculation of budget requirement

5. For the purposes of regulation 3 of the Local Government Finance (New Parishes) (England) Regulations 2008 there is specified in relation to the parish of Bexhill-on-Sea the sum of £371,765.

Parish council for the parish of Bexhill-on-Sea

6.—(1) There shall be a parish council for the parish of Bexhill-on-Sea.

(2) The name of that council shall be “The Parish Council of Bexhill-on-Sea”.

(3) Linda Butcher shall be appointed as the proper officer of the parish council for all purposes with effect on and from 1st April 2021 until and including 31st July 2021 or such earlier or later date as the parish council shall determine.

Elections for the parish of Bexhill-on-Sea

7.—(1) Elections of all parish councillors for the parish of Bexhill-on-Sea shall be held simultaneously on the ordinary day of election of councillors in 2021. Thereafter elections shall be held on the ordinary day of election in 2023 and every fourth year thereafter.

(2) The term of office of every parish councillor elected on the ordinary day of election of councillors in 2021 for the parish of Bexhill-on Sea shall be two years. The term of office of every parish councillor elected on the ordinary day of election of councillors in 2023 for the parish of Bexhill-on Sea shall be four years.

Number of parish councillors for the parish of Bexhill-on-Sea

8. The number of councillors to be elected for the parish of Bexhill-on-Sea shall be 18.

Wards of the parish of Bexhill-on-Sea and numbers of parish councillors

9.—(1) The parish of Bexhill-on-Sea shall be divided into nine wards which shall be as set out in Schedule 1.

(2) Each ward shall comprise the area designated on the map by reference to the name of the ward and demarcated by orange lines.

(3) The number of councillors to be elected for each ward shall be as set out in column (3) of Schedule 1.

Annual meeting of parish council

10. The annual meeting of the new parish council in 2021 shall be convened by the proper officer. The meeting shall take place no later than 14 days after the day on which the councillors elected to the new parish council take office.

Electoral register

11. The registration officer for the district shall make such rearrangement of, or adaptation of, the register of local government electors as may be necessary for the purposes of, and in consequence of, this Order.

Transfer of property, rights and liabilities

12. The land, property, rights and liabilities described in Schedules 2, 4, 5 and 6 shall transfer from the Rother District Council to Bexhill-on-Sea Parish Council on the date specified in column (2) of those Schedules.

Charter Trustees of the Town of Bexhill-on-Sea

13.—(1) Any officers appointed by the charter trustees for the proper discharge of their functions who hold office immediately before the date of dissolution of the charter trustees (“the date of dissolution”) shall by virtue of this Order be transferred on the date of dissolution and on the same terms and conditions of appointment to the employment of the parish council.

(2) Any powers to appoint local officers of dignity exercisable by the charter trustees immediately before the date of dissolution shall be exercisable by the parish council.

(3) Any functions which would have been exercisable in relation to the account of the charter trustees or as the case may be their responsible financial officer if the charter trustees had not been dissolved shall on and after the date of dissolution be exercisable by the parish council or as the case may be the parish council's responsible financial officer.

(4) All property of the charter trustees including that listed in Schedule 3 shall transfer to the parish council of Bexhill-on-Sea on the date the first parish councillors for the parish of Bexhill-on Sea come into office.

Transitional provision

14. Until the councillors elected to the council of the new parish of Bexhill-on-Sea at the elections to be held on the ordinary day of election of councillors in 2021 come into office, the new parish shall be represented by those persons who immediately before 1st April 2021 are the elected councillors for the district wards comprising the area of the parish of Bexhill-on-Sea.

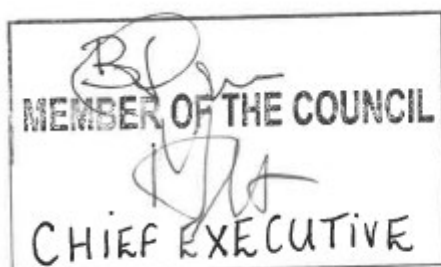
Order date

15. 1st April 2021 is the order date for the purposes of the Local Government (Parishes and Parish Councils) (England) Regulations 2008.

Sealed with the seal of the council on the 17th day of February 2021

[signature]

[title of signatory]



SCHEDULE 1

article 9

WARDS OF THE PARISH OF BEXHILL-ON-SEA

NAMES AND AREAS OF WARDS AND NUMBERS OF COUNCILLORS

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column (3)</i>
<i>Name of Ward</i>	<i>Area of Ward</i>	<i>Number of Councillors</i>
Central	The district ward of Bexhill Central	2
Collington	The district ward of Bexhill Collington	2
Kewhurst	The district ward of Bexhill Kewhurst	2
Old Town and Worsham	The district ward of Bexhill Old Town and Worsham	2
Pebsham & St Michaels	The district ward of Bexhill Pebsham & St Michaels	2
Sackville	The district ward of Bexhill Sackville	2
Sidley	The district ward of Bexhill Sidley	2
St Marks	The district ward of Bexhill St Marks	2
St Stephens	The district ward of Bexhill St Stephens	2

SCHEDULE 2

article 12

LAND AND PROPERTY TO BE TRANSFERRED

Part 1

<i>Column (1)</i>	<i>Column (2)</i>
<i>Land and property to be transferred</i>	<i>Date</i>
None	1 April 2021

Part 2

Land transferred by operation of law under regulation 9 of the Local Government (Parishes and Parish Councils) (England) Regulations 2008 (allotments)

<i>Column (1)</i>	<i>Column (2)</i>	<i>Column 3</i>	<i>Column 3 continued</i>
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<i>Land and property to be transferred</i>	<i>Date</i>	<i>Titles are subject to</i>	<i>Titles are subject to</i>
Allotment Gardens Broad Oak Park Broad Oak Lane Bexhill-on-Sea TN39 4LH Freehold ESX295587 (PART) as shown on Plan 1	1 April 2021	Lease to Broad Oak Park Allotments Association dated 24 February 2016 25 years wef 1 April 2016	Deed of dedication dated 10 July 2013 to NPFA
Allotments at Summerhill Knebworth Road Bexhill-on-Sea Land lying to the north of Knebworth Road Bexhill-on-Sea Freehold ESX324768 (PART) as shown on Plan 2	1 April 2021	Lease to Summerhill Allotment Association dated 14 July 2014 25 years wef 14 July 2014	
Land being Land on the east and west sides of Buckholt Lane, Bexhill-on-Sea Freehold ESX228024 (PART) as shown on Plan 3 (Ingrams Farm)	1 April 2021	Lease to Ingrams Farm Allotment Association dated 1 April 2017 25 years wef 1 April 2017	
Land being Land on the east and west sides of Buckholt Lane, Bexhill-on-Sea Freehold ESX228024 (PART) as shown on Plan 4 (Preston Road)			
Land on the south side of Collington Avenue Bexhill-on-Sea Freehold 18899 as shown on Plan 5 (Collington)	1 April 2021		
Land and buildings lying to the west side of Chantry Lane Bexhill-on-Sea Freehold SX160772 (PART) as shown on Plan 6 (Barrack Hall)	1 April 2021	Lease to Barrack Hall Allotment Association dated 1 February 2016 24 years wef 1 April 2016	Deed of dedication to NPFA dated 2 July 2013 access

Allotment Gardens Ninfield Road Bexhill-on-Sea Freehold ESX299069 as shown on Plan 7 (All Saints)	1 April 2021		

Part 3

Rights ancillary to the land transferred under Part 2

The land referred to Part 2 is transferred together with such rights of access and egress over such means of access and egress and such rights to lay, connect into, repair, renew and use service media and such other rights and easements as may exist at the date of this transfer as if the land transferred were in different ownership immediately before the transfer.

Part 4

Rights reserved with respect to the land retained where the land transferred under Part 2 constituted a transfer of part

There are reserved out of the transfers of the land transferred under Part 2 for the land retained by such transfers where the transfers in Part 2 were transfers of part rights of access and egress over such means of access and egress and rights to lay, connect into, repair, renew and use service media and such other rights and easements as may exist at the date of this transfer.

SCHEDULE 3

article 13

HISTORICAL AND CEREMONIAL PROPERTY TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Historic and ceremonial property to be transferred</i>	<i>Date</i>
In the following table	the date the first parish councillors for the parish of Bexhill-on Sea come into office

BEXHILL CHARTER TRUSTEES INVENTORY		
Ref. no.	Short Description	Detail
1	Mayor's Chain (with detachable badge) (Safe re. CT.1)	15ct. gold Mayor's Badge of Office, enamelled Crest and Mantling, 21ozs. 9ct. gold Chain of Office for above with blue enamelled Central Badge and nineteen separate gold Badges
2	Mayor's Badge (Safe ref. CT.4)	Silver and enamel Badge of Office with Coat of Arms and Mantling – blue ribbon - Presented by Dr. Claude Pycroft
3	Mayoress' Badge (Safe ref. CT.3)	18ct. gold and enamel rose diamond set Mayoress' Badge on Chain, enamelled Badge and Mantling, rose diamond set surround 2ozs.
4	Deputy Mayor's Badge (Safe ref. CT.2)	Silver gilt and enamel Badge of Office on Ribbon - Presented by British South Africa Company
5	Past Mayor's Badge	15ct. gold and enamel Dress Badge of Office with Coat of Arms and Mantling
6	Past Mayoress' Badge	15ct. gold and enamel smaller Dress Badge of Office on gold fob pin, as above
7	Pendant	Diamond set pendant mounted platinum and platinum chain, lace pattern pendant with bow
8	Mace	Bexhill Town Mace, silver gilt head with Crest, wood shaft with silver gilt mounts, 3'6" overall Note - The enamelled crest was broken many years ago and has been replaced with a crest on modern material

9	Salver (Gold)	8½" gold salver, plain - Presented in memoriam of His Highness Maharajah of Cooch Behar - 10ozs. Marked "20ct."
10	Salver (RAF Wartling)	Silver 12" salver, plain Chippendale pattern, with four feet - Presented by RAF Wartling
11	Salver (Bowling Club)	Silver 10" salver, plain Chippendale, with four feet - Presented by Bexhill Bowling Club
12	Salver (Nat. Union of Printing)	Silver 14" salver, plain Chippendale, with four scroll feet - Presented by National Union of Printing, etc.
13	Salver (Sailing Club)	EP 14" salver, ornate engraved, shell boarder, with three feet - Presented by Bexhill Sailing Club, 1962
14	Salver (Rotary Club)	EP salver - Presented by the Rotary Club of Bexhill
15	Tray	Silver rectangle tray 20" x 9" plain, two handles - Presented by Hearts of Oak Benefit Society
16	Centre Piece (Rufus)	Larger silver centre piece, oval base, 28" x 19" - silver figures of huntsman, horses, hounds, stag, etc., by Garrards, London, 1869, approx. weight 700ozs. Presented by Mrs. Charles Gulliver 1962
17	Centre Piece	Silver centre piece, centre dish and four smaller, all pierced, on central stand, pierced on four feet, 60ozs. on wood plinth with silver plate - Presented by Highwoods Golf Club
18	Loving Cup	Pewter three handled Loving Cup - Presented by "Smugglers of Little Common"
19	Loving Cup	Crown Staffordshire Loving Cup No. 21, two lion handles - Presented 1953
20	Trophy Cup (Mullens)	Large silver lidded cup on plinth, two handles, 112ozs. - Presented by Major Mullens
21	Trophy Cup	Silver trophy cup 8" (no plinth), plain two handles - Presented by HGC Coghlan
22	Candelabra	Pair EP three light candelabra, 13" plain gadroon
23	Trumpets	Two silver plated trumpets by Hawkes & Son, London, with pennants (High Sheriff of Sussex)
24	Trowel	Silver and Mother of Pearl presentation trowel, engraved Town Hall Extension 1908, etc.
25	Trowel	EP trowel, ivory handle, Hospital Chapel 1954
26	Presentation Key	Silver and enamel presentation key, Bexhill Coat of Arms

27	Presentation Key	Silver presentation key 5", Hearts of Oak Convalescent Home 1954
28	Presentation Key	Silver gilt presentation key 5", opening new Post Office 1931, etc., sterling silver.
29	Teaspoons	Set of six silver teaspoons and tongs, plain Old English
30	Rose Bowls	Pair EP rose bowls - Presented Bexhill Rotary
31	Syphon Stand	EP syphon stand - Gullivers Bowls Club
32	Ashtray	Square EP ashtray - Presented by Sidley Bowls Club
33	No Detail	<i>'Property of RDC'</i> – no further detail
34	Ashtray	Chrome standing ashtray - Presented by Bexhill Athletic Club
35	Lighter	EP Ronson, "Queen Anne" style table lighter
36	Cigar Box	Silver box 5" x 4" x 1" plain, cedar lined, engraved Crest and Xmas 1909
37	Cigar Box	Silver cigar box 6" x 4" x 3" ET lid, wood lined - Presented by Sidley Community Centre 1962
38	Cigarette Box	Small silver cigarette box 3" x 3" x 1" EP lid - Presented by Civil Defence 1962
39	Ink Stand	Silver ink stand, single glass bottle - Presented by Association of Bexhill Citizens
40	Ink Well	Round silver single ink well - Presented by Spartan Bowling Club
41	Pen & Stand	Black pen and stand - Darby & Joan Club
42	Tea Set (China)	21 piece Minton bone china tea set, 6 cups, 6 saucers, 6 tea plates, 1 B&B plate, sugar bowl and milk jug
43	Tea Set	EPBM can shape four piece tea set with sugar tongs - Bexhill Hoteliers
44	Coffee Pot	EPBM coffee pot, engraved and fluted
45	Kettle	EP kettle on stand with lamp, fluted, embossed
46	No Detail	<i>'Property of RDC'</i> – no further detail
47	Letter Opener	Silver mounted ivory letter opener
48	Dirk	Silver mounted dirk in sheath
49	Dish	Foreign silver round dish, no mark, 12ozs., fancy edge
50	Beaker	Foreign silver and gilt beaker, embossed eastern decoration
51	Spoon	Silver reproduction spoon, engraved 1365- 1965 DSY
52	Fish Servers	Pair EP fish servers with H/S silver handles, pierced, in case - "Bexhill Cat Club 1964"

53	Decanter	Cut glass decanter with two glasses and silver label - Bexhill & District Scottish Society
54	Wine Glass	Coronation (1953) large wine glass
55	Figures & Vase	Two female figures and vase, metal - Presented by Colonel Hornblower 1962
56	Medallion	Medallion - "Worshipful Company Founders 1910"
57	Paperweight	Paperweight - "Worshipful Company of Founders 1965"
58	Medal	King George V Jubilee Celebration Medal - Bexhill on Sea
59	No Detail	<i>'Property of RDC' – no further detail</i>
60	Charter	Charter of Incorporation, 1902
61	Grant of Arms	Grants of Arms document
62	Roll of Honour	Roll of Honour, 1939/45
63	Roll of Freeman	Roll of Honorary Freeman (Borough of Bexhill)
64	Plaque	Plaque "HMS Scourge"
65	Plaque	War Savings (2 no.)
66	No Detail	<i>'Property of RDC' – no further detail</i>
67	Portrait	Portrait in oils, Major Mullens
68	Portrait	Portrait in oils, Alderman Cuthbert, Mayor, 1936/42
69	Engraving	Engraving -A.S. Brook, Esq., Master of Bexhill Harriers
70	Painting	Water colour view of South Cliff, Bexhill on Sea, T Rowbatham, 1859
71	Painting	Oil painting, 'Spring in Town Hall Square' – Donated by Cllr. A. Stevens, May 1985
72	Picture	Armorial Bearings, Bexhill on Sea, framed
73	Canvas	Bexhill UDC Coat of Arms on canvas, approx. 3ft. square
74	Drawing	Original cartoon drawing "Freedom of the Borough"
75	Photograph	Framed photograph 6ft x 2ft Bexhill Charter 1952
76	No Detail	<i>'Property of RDC' – no further detail</i>
77	Photograph	Framed photograph of Mace
78	Photograph	Framed photograph of Lt. Col. A.J. Sansom
79	Certificate	Framed Certificate of Freedom of John H. Paton, 1920 - Presented by Cllr. C. Carpenter, Mayor, 1983/84
80	Wall Plate	Presented to Town Mayor, October 1984
81	Book of Cuttings	Miss Amy Young's book of cuttings and photographs – Memories of Old Cooden, Bexhill etc.

82	Trophy	Cooden Beach Tennis Championship, 1982 - Trophy presented to Town Mayor by Mr. P.J. Fynmore
83	Painted Shield	Bexhill UDC - Coat of Arms
84	Wig	Edward Smith - Town Clerk
85	Plaque	Carved plaque - Presented to HMS Scourge by Bexhill Corporation and later returned
86	Photograph	Framed photograph of HMS Scourge
87	Trophy Cup	Mullens garden competition cup, 11½", on plinth with lid
88	Charter Goblet	Bexhill BC 1200th Charter goblet, 4½", no plinth
89	Portrait	Lt.Col. H. Lane, painted 1895

SCHEDULE 4

article 12

OTHER MATTERS TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Other matters to be transferred</i>	<i>Date</i>
Contract for mace bearing services	[date]
Claim against the owner and/or occupier of 12 Crowhurst Lane with respect to encroachment shown coloured yellow on Plan 3A	
Claim against the owner and/or occupier of 14 Crowhurst Lane with respect to encroachment shown on Plan 3A	

SCHEDULE 5

article 12

FUNDS AND BALANCES TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Funds and balances to be transferred</i>	<i>Date</i>
Balance held for the charter trustees	10 May 2021
£8,000	

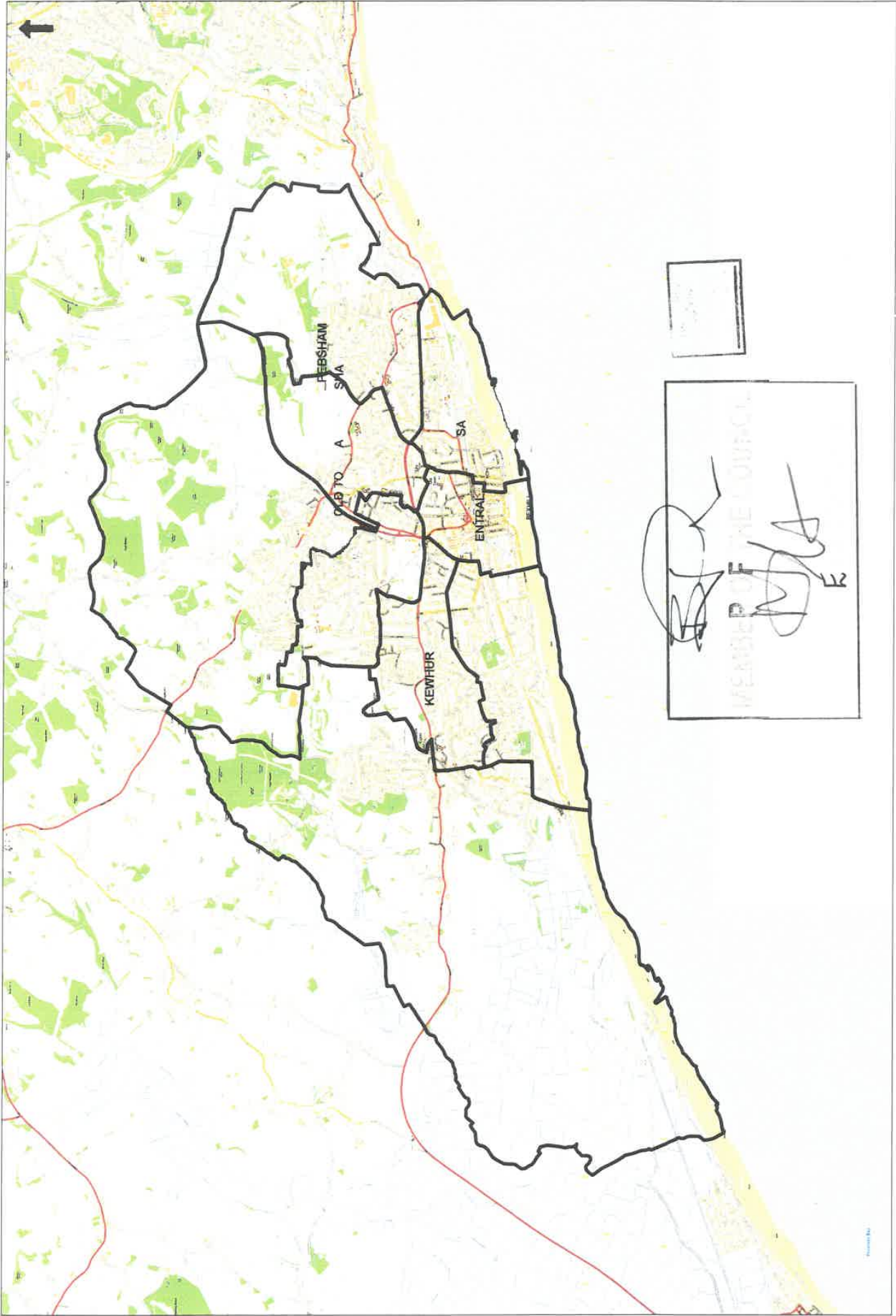
SCHEDULE 6

article 12

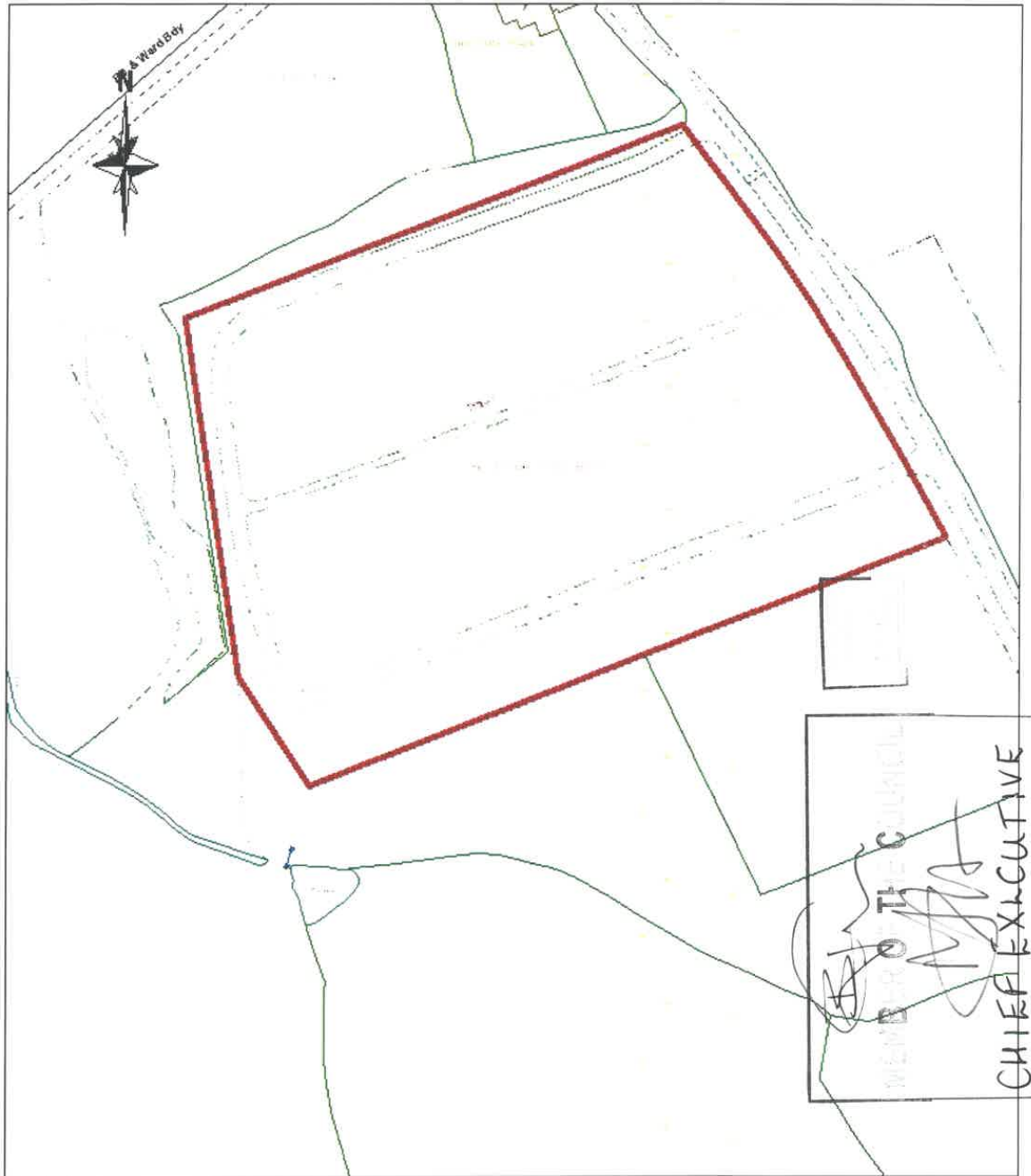
MAINTENANCE OR OTHER RESPONSIBILITIES TO BE TRANSFERRED

<i>Column (1)</i>	<i>Column (2)</i>
<i>Maintenance responsibilities to be transferred</i>	<i>Date</i>
None	

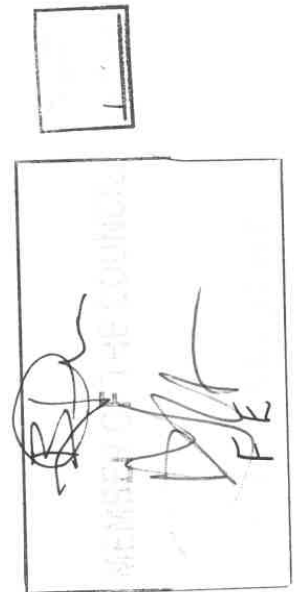
Map referred to in the Rother District Council (Reorganisation of Community Governance) (Bexhill-on-Sea) Order 2021



***Plan 1 Allotment Gardens Broad Oak Park Broad Oak Lane Bexhill-on-Sea TN39 4LH
Freehold ESX295587 (PART)***



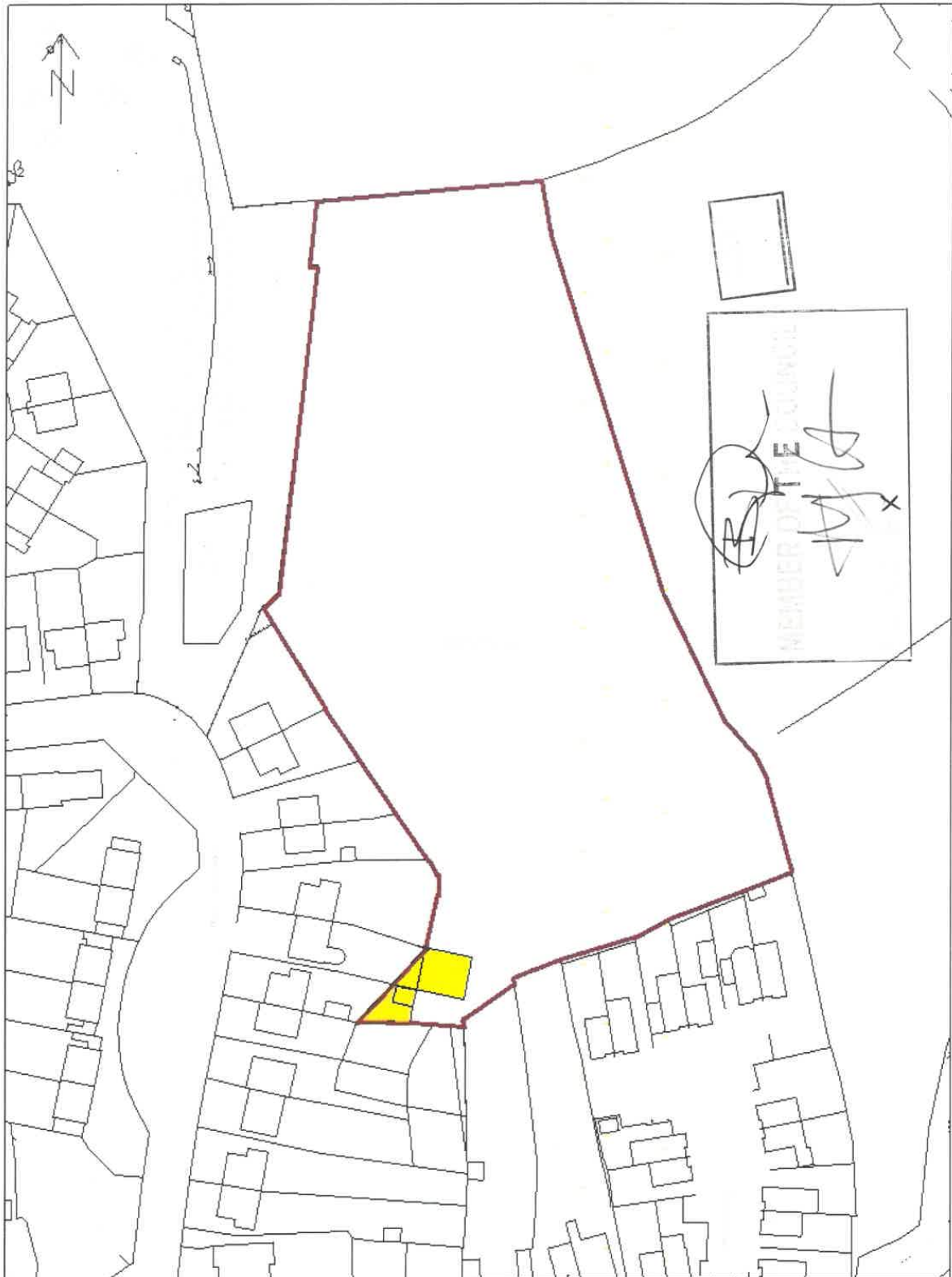
Plan 2 Allotments at Summerhill Knebworth Road Bexhill-on-Sea Land lying to the north of Knebworth Road Bexhill-on-Sea Freehold ESX324768 PART)



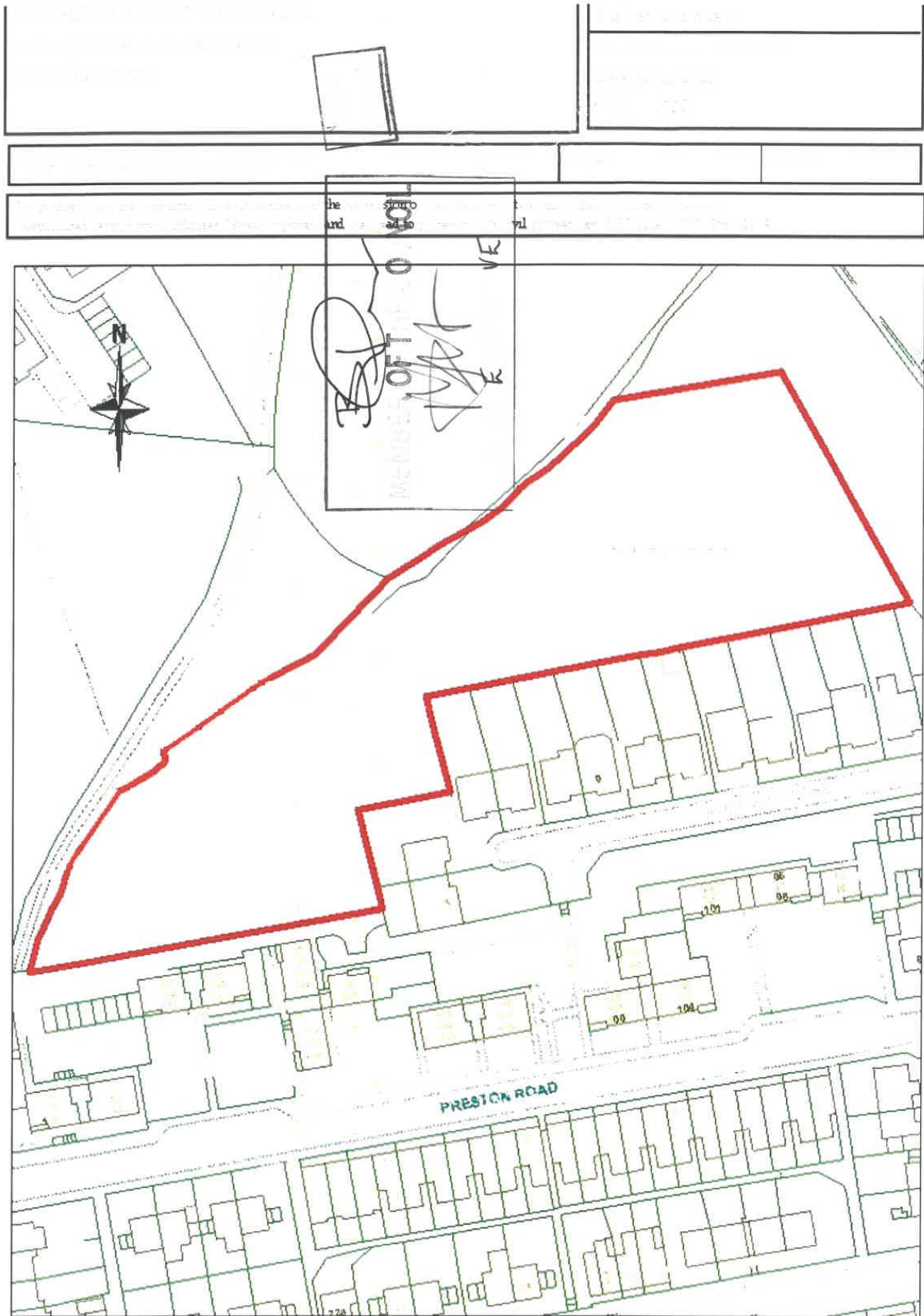
***Plan 3 Land being Land on the east and west sides of Buckholt Lane, Bexhill-on-Sea
Freehold ESX228024 (PART) (Ingrams Farm)***



Plan 3A Claims against the owner and/or occupier of 12 Crowhurst Lane with respect to encroachment shown coloured yellow on Plan 3A and against owner and/or occupier with respect to encroachment shown on Plan 3A



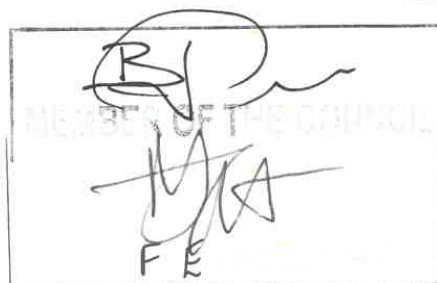
***Plan 4 Land being Land on the east and west sides of Buckholt Lane, Bexhill-on-Sea
Freehold ESX228024 (PART) (Preston Road)***



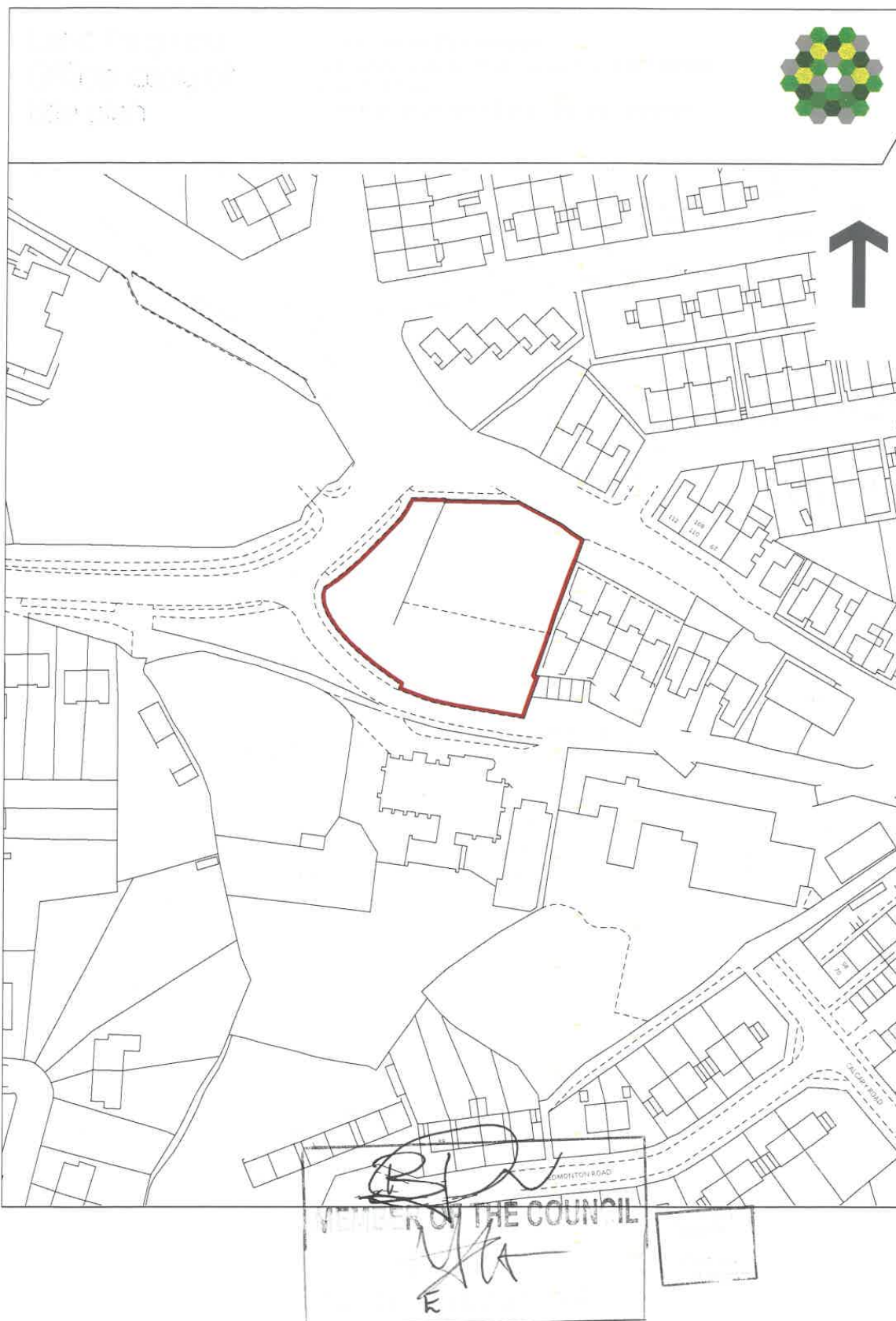
***Plan 5 Land on the south side of Collington Avenue Bexhill-on-Sea Freehold 18899
(Collington)***



***Plan 6 Land and buildings lying to the west side of Chantry Lane Bexhill-on-Sea
Freehold SX160772 (PART) (Barrack Hall)***



Plan 7 Allotment Gardens Ninfield Road Bexhill-on-Sea Freehold ESX299069 (All Saints)



EXPLANATORY NOTE

(This note is not part of the Order)

This Order gives effect to recommendations made by Rother District Council for the new parish of Bexhill-on-Sea, and the creation of a council for the parish of Bexhill-on-Sea within the district of Rother.

The parish of Bexhill-on-Sea will be created with effect from 1 April 2021. The electoral arrangements apply in respect of parish elections to be held on and after the ordinary day of election of councillors in 2021.

Article 7 provides for parish elections in the parish of Bexhill-on-Sea in 2021, with each parish councillor serving a term of two years, and then to continue according to the established system of parish elections every four years on and from 2023.

Article 8 specifies as 18 the number of parish councillors for the new parish of Bexhill-on Sea.

Article 9 and the map establish the names and areas of the wards of the new parish of Bexhill-on-Sea and the numbers of councillors for each ward.

Article 11 obliges the Electoral Registration Officer to make any necessary amendments to the electoral register to reflect the new electoral arrangements.

Article 13 makes specific provision consequent upon the dissolution of the charter trustees pursuant to regulation 15 of the Local Government (Parishes etc) (England) Regulations 2008.

The map defined in article 2 shows the new wards of the parish of Bexhill-on-Sea. It is available, at all reasonable times, at the offices of Rother District Council.