

EXPLANATORY MEMORANDUM TO

Change of Council Name (Derry and Strabane City Council) Regulations (Northern Ireland) 2016

2016 SR No. 8

1. Introduction

- 1.1. This Explanatory Memorandum has been prepared by the Department of the Environment to accompany the Statutory Rule (details above) which is laid before the Northern Ireland Assembly.
- 1.2. The Statutory Rule is made under section 1 of the Local Government Act (Northern Ireland) 2014 (the 2014 Act) and is subject to the negative resolution procedure.

2. Purpose

- 2.1. The purpose of these Regulations is to change the name of the council for Derry and Strabane local government district to Derry City and Strabane District Council.

3. Background

- 3.1. The name of each local government district is set out in Schedule 1 to the Local Government (Boundaries) Order (Northern Ireland) 2012.
- 3.2. Councils are established in legislation as district councils, provided for by section 1 of the Local Government Act (NI) 1972 (the 1972 Act) as amended by the Local Government (Boundaries) Act (NI) 2008.
- 3.3. Section 1 of the 1972 Act and section 1 of the 2014 Act provide that the name of the council shall be the name of the district with the addition of words “district council”.
- 3.4. Section 2(7) of the 1972 Act provides that where a charter has effect in relation to a district, the district shall be known as a borough, and the council shall be known as the council of the borough.
- 3.5. Section 2(8) of the 1972 Act provides that where a borough is a city, references to borough in section 2(7) shall be substituted for a reference to the city.
- 3.6. Section 1 of the 2014 Act makes provision that Regulations may provide for the name of a council to be other than that referred to in paragraphs 3.3, 3.4 and 3.5.

4. Consultation

- 4.1. The Regulations are made at the request of the council for the district and consultation has taken place directly with it.

5. Equality Impact

- 5.1. An Equality Assessment has not been produced for the Regulations. The Regulations have been made at the request of the council and the decision to change its name has been taken by Derry and Strabane City Council and

not by the Department. The Council is a statutory authority in its own right and has its own equality duties.

6. Regulatory Impact

- 6.1. A Regulatory Impact Assessment has not been produced for these Regulations, because the proposals impose no costs or savings on businesses, charities, social economy enterprises or the voluntary sector.

7. Financial Implications

- 7.1. There are no additional costs implications associated with the introduction of these Regulations.

8. Section 24 of the Northern Ireland Act 1998

- 8.1. The Regulations are considered compliant with section 24 of the Northern Ireland Act 1998.

9. EU Implications

- 9.1. There are no EU implications associated with the draft Regulations.

10. Parity or Replicatory Measure

- 10.1. Not applicable.

11. Additional Information

- 11.1. None.