

**1977 No. 218**

**LOCAL GOVERNMENT, ENGLAND AND WALES**

**CHANGES IN LOCAL GOVERNMENT AREAS**

**The Berkshire and Oxfordshire (Areas) Order 1977**

<i>Made - - - -</i>	<i>14th February 1977</i>
<i>Laid before Parliament</i>	<i>18th February 1977</i>
<i>Coming into Operation—</i>	
<i>for the purposes described in article 2</i>	<i>14th March 1977</i>
<i>for all other purposes</i>	<i>1st April 1977</i>

Whereas the Local Government Boundary Commission for England, under sections 47 and 51(1) of the Local Government Act 1972(a), made proposals to the Secretary of State for the Environment for the transfer of parts of the County of Oxfordshire to the Royal County of Berkshire and of part of the Royal County of Berkshire to the County of Oxfordshire:

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 Berkshire and Oxfordshire (Areas) Order 1977.

2. 14th March 1977 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.—(1) The Interpretation Act 1889(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

(2) In this order—

“the appointed day” means 1st April 1977;

“the map” means the map printed for Her Majesty’s Stationery Office by Ordnance Survey as “Map referred to in the Berkshire and Oxfordshire (Areas) Order 1977”;

“the Regulations” means the Local Government Area Changes Regulations 1976(c).

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(a) 1972 c. 70.

(b) 1889 c. 63.

(c) S.I. 1976/246 (1976 I, p. 620).

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CORRECTION

Page 2, art. 5(4)(b), line 2  
*for 23*  
*read 28*

Page 5, art. 8,  
line 2  
*for they were added*  
*read there were added*  
line 4, *delete* closing bracket at end of line.

*March 1977*

LONDON: HER MAJESTY'S STATIONERY OFFICE



*Changes in areas*

4.—(1) Those parts of the County of Oxfordshire, of the District of South Oxfordshire and of the parishes of Eye and Dunsden, Kidmore End and Mapledurham which are shown coloured red and numbered 1–3 and 5–9 on the map shall—

- (a) be transferred to the Royal County of Berkshire and to the Borough of Reading;
- (b) form part of the Reading petty sessional division and of the Reading coroner's district;
- (c) cease to form part of any parish.

(2) That part of the Royal County of Berkshire and of the Borough of Reading which is shown hatched red and numbered 4 on the map shall be transferred to the County of Oxfordshire, to the District of South Oxfordshire and to the Parish of Eye and Dunsden and shall form part of the Henley petty sessional division and of the Oxfordshire Southern coroner's district.

*County, district and parish councils*

5.—(1) The provision made by this article in relation to any county or district shall have effect, subject to any action under Part IV of the Local Government Act 1972, until the first councillors elected under the order made under Schedule 9 to that Act for the county or district come into office.

(2) In the Borough of Reading—

- (a) the areas shown coloured red and numbered 1–3 and 5 on the map shall form part of the Thames ward, and the number of councillors for that ward shall be increased from 4 to 5;
- (b) the areas shown coloured red and numbered 7-9 on the map shall form part of the Caversham ward; and
- (c) the area shown coloured red and numbered 6 on the map shall form a new ward to be known as the Caversham Park ward. The number of councillors for that ward shall be 2.

(3) In the Royal County of Berkshire—

- (a) the Reading (Thames) electoral division shall comprise the area of the Thames ward of the Borough of Reading as altered by this order;
- (b) the Reading (Caversham) electoral division shall comprise the area of the Caversham ward of the said borough as enlarged by paragraph (2)(b); and
- (c) a new electoral division shall be formed, to be known as the Reading (Caversham Park) electoral division and comprising the area of the Caversham Park ward of the said borough formed by paragraph (2)(c). The number of councillors for that electoral division shall be 1.

(4) In the District of South Oxfordshire—

- (a) wards Nos. 22, 27 and 28 shall cease to exist;
- (b) a new ward shall be formed, to be known as ward No. 22A and comprising the areas of wards Nos. 22, 27 and 23 other than the areas shown coloured red and numbered 2, 3 and 5-9 on the map and the area shown hatched red and numbered 4 on the map. The number of councillors for that ward shall be 1; and
- (c) as from the coming into office of the councillor elected under article 6(4) the number of councillors for ward No. 23 shall be 1.

- (5) In the County of Oxfordshire as from 9th May 1977—
- (a) the Henley Rural No. 1 (Mapledurham) and No. 4 electoral divisions shall cease to exist;
- (b) a new electoral division shall be formed, to be known as the Henley Rural No. 1A electoral division and comprising the areas of the new ward No. 22A of the District of South Oxfordshire formed by paragraph 4(b) and ward No. 26 of the said district. The number of councillors for that electoral division shall be 1.
- (6) The parish of Eye and Dunsden shall cease to be divided unto wards. The number of parish councillors for the parish shall be 5.

#### *Councillors*

6.—(1) This article shall apply to the exclusion of article 8(1) (Councillors) of the Regulations.

(2) Any person in office at the appointed day in any office named in column (1) of the following table shall represent the area specified in respect of such office in column (2) on the appropriate council until the date on which he would have retired if this order had not been made. Any casual vacancy which exists at the coming into operation of this order or occurs before the appointed day in any office named in the said column (1) shall (except where notice of the election has at the coming into operation of this order already been given) be deemed to have arisen in the representation of the area specified in the said column (2). Where notice of the election has at the coming into operation of this order already been given the person elected shall represent the area specified in the said column (2) until the date on which he would have retired if this order had not been made.

TABLE

(1)	(2)
County councillor for the Reading (Thames) or Reading (Caversham) electoral division of the Royal County of Berkshire	The electoral division as altered by this order
County councillor for the Henley Rural No. 1 (Mapledurham) or No. 4 electoral division of the county of Oxfordshire	The electoral division as altered by this Order
Borough councillor for the Caversham ward of the Borough of Reading	The ward as altered by article 5(2)(b)
Borough councillor for the Thames ward of the said borough	The ward as altered by this order
District councillor for ward No. 22 of the District of South Oxfordshire	The new No. 22A ward formed by article 5(4)(b)
District councillor for ward No. 27 or 28 of the said district	The Caversham Park ward of the Borough of Reading formed by article 5(2)(c)
Parish councillor for the Parish of Kidmore End or Mapledurham	The parish as altered by this order.
Parish councillor for the Chiltern ward of the Parish of Eye and Dunsden	The parish as altered by this order

(3) Any person in office at the appointed day as district councillor for ward No. 23 of the District of South Oxfordshire shall—

until the coming into office of the councillor elected under paragraph (4), represent the ward as altered by this order; and

on such coming into office, retire from office as councillor for the said ward.

(4) The following councillors, namely,—

An additional borough councillor for the Thames ward of the Borough of Reading

A district councillor for ward No. 23 of the District of South Oxfordshire shall be elected on such day not later than the ordinary day of election of councillors in 1977 as the returning officer shall appoint and the district council election rules for the time being in force shall apply to the elections with any necessary modifications. The persons elected shall come into office on the fourth day after such ordinary day of election, and shall retire on the fourth day after the ordinary day of election of councillors in 1979.

(5)(a) Any casual vacancy which exists at the date of the coming into operation of this order or occurs before the appointed day in the office of parish councillor for the Caversham Park or Micklands wards of the parish of Eye and Dunsden shall not be filled.

(b) If at a meeting of the Parish Council of Eye and Dunsden held before the appointed day not more than two councillors for the Caversham Park or Micklands wards of the parish are prepared to remain in office as parish councillors for the parish as altered, such councillor or councillors shall represent the parish as altered until the date on which they would have retired if this order had not been made. If more than two such councillors are prepared so to remain in office, the persons to represent the parish as aforesaid shall be chosen by lot drawn under the direction of the person presiding at the meeting.

(c) Subject to sub-paragraph (b) the councillors specified in sub-paragraph (a) shall retire from office on the appointed day.

(d) In so far as two parish councillors for the Parish of Eye and Dunsden are not provided under sub-paragraph (b), casual vacancies shall be deemed to have arisen in the offices of parish councillors for the parish.

#### *Town and country planning*

7.—(1) In this article—

“the Act of 1971” means the Town and Country Planning Act 1971(a);

“the Berkshire plan” means the development plan (within the meaning of Schedule 5 to the Act of 1971) for the Royal County of Berkshire; and

“the Oxfordshire plan” means such development plan for the County of Oxfordshire.

(2) The Berkshire plan shall have effect as if the provisions of the Oxfordshire plan in relation to land in the areas transferred by article 4(1) were contained therein.

This paragraph shall cease to have effect in relation to any such area when an amendment of the Berkshire plan containing provisions in relation to land in such area has been made by the Secretary of State for the Environment under the said Schedule 5 and has come into operation.

(3) The Oxfordshire plan shall have effect as if the provisions of the Berkshire plan in relation to land in the area transferred by article 4(2) were contained therein.

This paragraph shall cease to have effect when an amendment of the Oxfordshire plan containing provisions in relation to land in the said area has been made by the Secretary of State for the Environment and has come into operation.

(4) Any structure plan which at the appointed day has been prepared by the County Council of Oxfordshire for any area including the areas transferred by article 4(1), or any part thereof, shall cease to have effect in relation to the areas so transferred, or any part thereof, as the case may be.

*Petty sessions areas*

8. The Regulations shall in relation to this order have effect as if in Schedule 1, in Part I, in the definition of "supervision order" in paragraph 1, they were added—

"an order under section 17(1)(a) of the Children Act 1975;".

*Peter Shore,*

Secretary of State for the Environment.

14th February 1977.

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order alters the boundary between the counties of Berkshire and Oxfordshire by transferring—

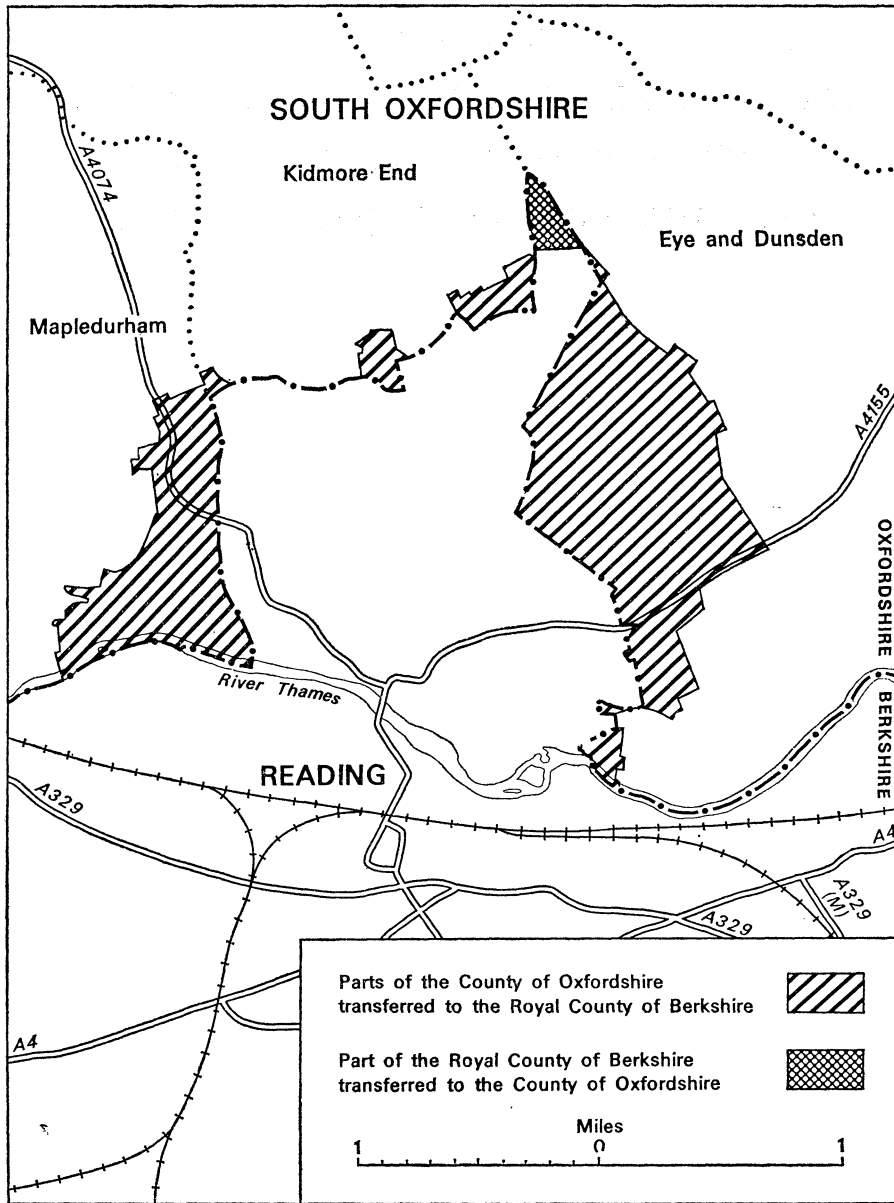
- (a) parts of the county of Oxfordshire (and of the District of South Oxfordshire) to the Royal County of Berkshire (and the Borough of Reading); and
- (b) a small part of the Royal County of Berkshire (and of the Borough of Reading) to the County of Oxfordshire (and the District of South Oxfordshire).

The transfer will add approximately 370 hectares, 8,400 population and £994,505 rateable value to Berkshire and approximately 9 hectares and no rateable value or population to Oxfordshire.

The areas transferred are shown on the map forming part of this Note.

The Order makes provision for interim electoral arrangements consequent upon the boundary changes.





Cartographic Services DOE

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