Draft Order laid before Parliament under section 59(9) of the Local Democracy, Economic Development and Construction Act 2009; draft to lie for forty days pursuant to section 6(1) of the Statutory Instruments Act 1946, during which period either House of Parliament may resolve that the Order be not made.

DRAFT STATUTORY INSTRUMENTS

2022 No. [****]

LOCAL GOVERNMENT, ENGLAND

The Tameside (Electoral Changes) Order 2022

Made - - - - ***
Coming into force in accordance with article 1(2) and (3)

Under section 58(4) of the Local Democracy, Economic Development and Construction Act 2009(**1**) ("the Act") the Local Government Boundary Commission for England(**2**) ("the Commission") published a report dated November 2021(**3**) stating its recommendations for changes to the electoral arrangements for the borough of Tameside. The Commission has decided to give effect to the recommendations.

A draft of the instrument has been laid before Parliament and a period of forty days has expired since the day on which it was laid and neither House has resolved that the instrument be not made.

The Commission makes the following Order in exercise of the power conferred by section 59(1) of the Act.

Citation, commencement, extent and application

1.—(1) This Order may be cited as the Tameside (Electoral Changes) Order 2022.

(2) This article and article 2 come into force on 15th October 2022.

(3) Articles 3 and 4 come into force—

(a) for the purpose of proceedings preliminary or relating to the election of councillors, on 15th October 2022;

(b) for all other purposes, on the ordinary day of election of councillors in England(**4**) in 2023.

(**1**) 2009 c. 20.

(**2**) The Local Government Boundary Commission for England was established on 1st April 2010 by section 55(1) of the Local Democracy, Economic Development and Construction Act 2009.

(**3**) The report is available for inspection at reasonable times at the principal office of the Local Government Boundary Commission for England, 1st Floor, Windsor House, 50 Victoria Street, London SW1H 0TL. It is also accessible online at https://www.lgbce.org.uk/all-reviews/north-west/greater-manchester/tameside.

(**4**) The ordinary day of election of councillors in England is prescribed by section 37(1) of the Representation of the People Act 1983 (c. 2), as amended by section 18(2) of the Representation of the People Act 1985 (c. 50), renumbered by paragraph

(4) This Order extends to England and Wales but applies in relation to England only.

Interpretation

2.—(1) In this Order, "the map" means the map marked "Map referred to in the Tameside (Electoral Changes) Order 2022", held by the Local Government Boundary Commission for England(**5**).

(2) Where a boundary is shown on the map as running along a road, railway line, footway, watercourse or similar geographical feature, it is to be treated as running along the centre line of the feature.

Wards of the borough of Tameside and number of councillors

3.—(1) The existing wards of the borough of Tameside are abolished.

(2) The borough of Tameside is divided into the 19 wards listed in the Schedule.

(3) Each ward comprises the area identified on the map by reference to the name of the ward.

(4) The number of councillors to be elected for each ward is three.

Elections of the borough of Tameside

4.—(1) Elections of all councillors for each ward of the borough of Tameside are to be held simultaneously on the ordinary day of election of councillors in England in 2023.

(2) The councillors holding office for any ward abolished by article 3(1) immediately before the fourth day after the ordinary day of election of councillors in 2023 are to retire on that fourth day, and the newly elected councillors are to come into office on that fourth day.

(3) Of the councillors elected for a ward in 2023—

(a) one is to retire on the fourth day after the ordinary day of election of councillors in England in 2024;

(b) one is to retire on the fourth day after the ordinary day of election of councillors in England in 2026;

(c) one is to retire on the fourth day after the ordinary day of election of councillors in England in 2027.

(4) Of the councillors elected for a ward in 2023—

(a) the first councillor for each ward to retire is to be the councillor elected by the smallest number of votes; and

(b) the second councillor for each ward to retire is to be the councillor elected by the next smallest number of votes.

(5) In the case of an equality of votes between any persons elected which makes it uncertain which of them is to retire in any year, the person to retire in that year is to be determined by lot.

(6) If an election of councillors for any ward is not contested, the person to retire in each year is to be determined by lot.

5 of Schedule 3 to the Greater London Authority Act 1999 (c. 29), and further amended by section 6(16) of the Wales Act 2017 (c. 4).

(**5**) Prints of the map are available for inspection at reasonable times at the principal office of the Local Government Boundary Commission for England, 1st Floor, Windsor House, 50 Victoria Street, London SW1H 0TL. It is also accessible online at https://www.lgbce.org.uk/all-reviews/north-west/greater-manchester/tameside.