1967. No. 57 **[C]**

NEW TOWNS

Municipal Functions Order

ORDER*, DATED 16TH MARCH 1967, MADE BY THE MINISTRY OF DEVELOPMENT UNDER SECTIONS 28, 29, 30 AND 34(2) OF THE NEW TOWNS ACT (NORTHERN IRELAND) 1965.

Whereas by the New Towns Designation Order (Northern Ireland) 1965(**a**), dated 9th July 1965, made under section 1 of the New Towns Act (Northern Ireland) 1965(**b**) (in this Order referred to as "the Act"), the Minister of Development designated the area of land comprising the Boroughs of Lurgan and Portadown and the Rural Districts of Lurgan and Moira as the site of a new town, now known as "Craigavon":

And whereas by the Craigavon Development Commission Order (Northern Ireland) 1965(**c**), dated 14th October 1965, made under section 7 of the Act, the Minister of Development established a new town commission to be known as the Craigavon Development Commission (in this Order referred to as "the Commission") to exercise the functions of a new town commission in relation to the new town of Craigavon:

And whereas under section 28 of the Act the Ministry of Development (in this Order referred to as "the Ministry"), after consultation with all local authorities appearing to it to be concerned, is satisfied that by reason of the lack of resources of the Council of the Rural District of Lurgan to provide the services necessary for the proper development of the new town of Craigavon it is expedient that a municipal functions order should be made in relation to that part of the area designated by the said Order dated 9th July 1965, comprised in the Rural District of Lurgan but excluding that portion of the Rural District of Lurgan described in Schedule 1:

And whereas the Ministry deems it expedient to incorporate in the Borough of Lurgan the remaining part of the Rural District of Lurgan:

Now therefore the Ministry, in exercise of the powers conferred upon it by sections 28, 29, 30 and 34(2) of the Act, and of all other powers enabling it in that behalf, hereby orders and directs as follows:—

Citation

1. This Order may be cited as the New Towns (Municipal Functions—Craigavon) Order (Northern Ireland) 1967.

Interpretation

2. In this Order—

"the added area" means the area which by this Order is added to and incorporated in the existing borough and described in Schedule 1;

"the appointed day" means 1st April 1967;

"the borough" means the borough of Lurgan as extended by this Order;

"the borough council" means the council of the borough of Lurgan;

(**a**) S.R. & O. (N.I.) 1965, No. 147.
(**b**) 1965. c. 13 (N.I.).
(**c**) S.R. & O. (N.I.) 1965, No. 208.

*A Draft of this Order was approved by Resolution of the House of Commons on the 15th March 1967 and of the Senate on the 16th March 1967.

"the county" means the administrative county of Armagh and "the county council" means the council of the administrative county of Armagh;
"existing" in relation to any local authority affected or to any area altered by this Order means existing immediately before the appointed day;
"the existing borough" means the borough of Lurgan existing immediately before the appointed day; and
"the rural council" means the council of the rural district of Lurgan and "the rural district" means the rural district of Lurgan.

Commencement

3. This Order shall come into operation for the following purposes, namely:—

(*a*) the preparation or service of any precept, demand or contribution order to be issued or made in respect of any period commencing on or after the appointed day;
(*b*) the preparation or approval of any rate to be struck in respect of a period commencing on the appointed day;
(*c*) the alteration of any valuation list to take effect on or after the appointed day;

on the date on which it is made and for all other purposes on the appointed day.

Craigavon Urban District

4. As from the appointed day the Commission shall exercise the functions of an urban district council in relation to an area consisting of the whole of the rural district except that portion described in Schedule 1 and the said area shall be called "the Urban District of Craigavon".

Incorporation of part of Lurgan Rural District in Lurgan Borough

5.—(1) As from the appointed day the part of the rural district described in Schedule 1 shall be added to and incorporated in the borough.

(2) The added area shall be included within the district electoral division of Lurgan Urban and shall cease to form part of the district electoral division of Lurgan Rural.

(3) The added area shall be separated from the Kernan county electoral division and shall be included in the Lurgan Urban county electoral division.

Existing Mayor, Aldermen and Councillors of Lurgan Borough

6.—(1) The persons who hold office immediately before the appointed day as the mayor, aldermen and councillors of the existing borough shall on the appointed day become the mayor, aldermen and councillors of the borough.

(2) Any alderman or councillor who immediately before the appointed day represents the existing borough shall as from the appointed day represent the borough as extended by this Order.

(3) If immediately before the appointed day a casual vacancy exists in the representation of the existing borough the vacancy shall be deemed to exist in the representation of the borough as extended by this Order.

Existing County Councillors

7. Any person who immediately before the appointed day is a county councillor representing an existing electoral division of the county which is altered by this Order shall be deemed to have been elected to represent that electoral division as so altered.