

<b>Title of Report</b>	<b>RENAMING OF OAKTHORPE AND DONISTHORPE PARISH COUNCIL</b>	
<b>Presented by</b>	Councillor K Merrie Infrastructure Portfolio Holder	
<b>Background Papers</b>	Council Report and Minutes of the meeting held on 18 December 2001 are available to review upon request.	<b>Public Report:</b> Yes
<b>Financial Implications</b>	The Council will not incur any costs in meeting the publication requirements.	
	<b>Signed off by the Section 151 Officer:</b> Yes	
<b>Legal Implications</b>	The District Council, as principal authority, is required to consider requests from parish councils to change their name. As set out in the report, such requests can be considered without the need for a Community Governance Review.	
	<b>Signed off by the Monitoring Officer:</b> Yes	
<b>Staffing and Corporate Implications</b>	There are no staffing and corporate implications	
	<b>Signed off by the Head of Paid Service:</b> Yes	
<b>Purpose of Report</b>	To reaffirm the change of name of Oakthorpe and Donisthorpe Parish Council to Oakthorpe, Donisthorpe and Acresford Parish Council.	
<b>Recommendations</b>	<b>THAT COUNCIL:</b> <ol style="list-style-type: none"> <li><b>1. REAFFIRMS THE CHANGE IN THE NAME OF OAKTHORPE AND DONISTHORPE PARISH COUNCIL TO OAKTHORPE, DONISTHORPE AND ACRESFORD PARISH COUNCIL; AND</b></li> <li><b>2. DELEGATES AUTHORITY TO THE HEAD OF LEGAL AND SUPPORT SERVICES TO MAKE ANY NECESSARY LEGAL ORDERS AND NOTIFICATIONS TO ENACT THE ABOVE CHANGES</b></li> </ol>	

## 1.0 BACKGROUND

- 1.1 Section 75 of the Local Government Act 1972 states that at the request of a parish council, the Council of the District in which the parish is situated may change the name of the parish. There is no requirement for a Community Governance Review.

- 1.2 At its meeting on 18 December 2001, the Council agreed to a change of name request from Oakthorpe and Donisthorpe Parish Council. The Parish Council wished to change its name to Oakthorpe, Donisthorpe and Acresford Parish Council, following concerns raised by residents of Acresford that they felt disassociated with the Parish Council as the village was not included.
- 1.3 Section 75 of the Local Government Act 1972 states that upon such a change, notice of the change is required to be sent by the District Council to the Secretary of State, to the Director General of the Ordnance Survey and to the Registrar General for England and Wales. It also must be published by the district council in the parish and elsewhere, in such manner as considered appropriate.
- 1.4 During the recent Local Government Boundary Commission for England's electoral review of the District, and correspondence with the Parish Council, it was discovered, that even though the change had been agreed by Council, the legal notices had not been made and sent to the required offices following the meeting in 2001. Therefore, the requirements of the Act had not been met and while the Parish has adopted the new name, on official documentation it is still being referred to by its original name.
- 1.5 Legal advice was sought, and due to the timelapse from the date of the decision to now, it was advised that Council should re-affirm the decision and officers ensure that the correct notification requirements are met following the meeting.

## **2.0 NEXT STEPS**

- 2.1 Should the Council be minded to reaffirm the change of name of the Parish Council, notices of that change will be sent to the Secretary of State, to the Director General of the Ordnance Survey, and to the Registrar General for England and Wales. It will also be published in the Parish and in an appropriate manner elsewhere. A draft copy of the notice is attached at appendix A.

<b>Policies and other considerations, as appropriate</b>	
Council Priorities:	Communities and housing A well-run council
Policy Considerations:	Not applicable.
Safeguarding:	Not applicable.
Equalities/Diversity:	Not applicable.
Customer Impact:	None. Having been advised in 2001 that the original decision had been made, Oakthorpe and Donisthorpe Parish Council changed its name with immediate effect, and has been known as Oakthorpe, Donisthorpe and Acresford Parish Council since that time.
Economic and Social Impact:	Not applicable.
Environment, Climate Change and zero carbon:	Not applicable.
Consultation/Community Engagement:	The report details the consultation that was carried out.
Risks:	None
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