



Local Government (Wales) Measure 2011

2011 nawm 4

PART 7

COMMUNITIES AND COMMUNITY COUNCILS

CHAPTER 2

ORGANISATION OF COMMUNITIES AND THEIR COUNCILS

101 Power of community meeting to apply for an order establishing a community council

After section 27 of the Local Government Act 1972 insert the following—

“27A Power of community meeting to apply for an order establishing a community council

- (1) This section sets out the conditions that must be met before an application may be made by a community meeting of a community which does not have a separate council for an order under section 27B establishing a separate council for the community.
- (2) The first condition is that the community meeting has taken an effective decision to hold a poll on a proposal to establish a separate council for the community.
- (3) For the purposes of the first condition a decision is only effective if not less than—
 - (a) 10% of the local government electors for the community, or
 - (b) 150 of the electors (if 10% of the electors exceeds 150 electors), are present and voting at the community meeting.

Changes to legislation: *There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Section 101. (See end of Document for details)*

- (4) The second condition is that the poll is not held before the end of the period of 42 days beginning with the day on which the decision to hold the poll was taken.
- (5) The third condition is that the poll is not held within two years of an earlier poll which resulted in a rejection of a proposal to establish a separate council for the community (that period of two years beginning with the day on which the earlier poll was held).
- (6) The fourth condition is that a majority of those voting in the poll support the proposal to establish a separate council for the community.
- (7) Paragraph 34 of Schedule 12 to this Act (voting at community meetings) shall have effect subject to the provisions of this section.”.

Changes to legislation:

There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Section 101.