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STATUTORY INSTRUMENTS

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**1996 No. 1875**

The Essex (Boroughs of Colchester, Southend-on-Sea and Thurrock and District of Tendring) (Structural, Boundary and Electoral Changes) Order 1996

PART III

TRANSITIONAL PROVISION

**Retirement of councillors and casual vacancies**

9.—(1) The ordinary election of councillors in 1997 for the electoral divisions of Essex comprised in Southend and Thurrock<sup>(1)</sup> shall not take place; and any councillor for such a division holding office immediately before the relevant date who would, but for this paragraph, have retired on that date shall, unless he resigns his office or it otherwise becomes vacant, continue to hold office until the reorganisation date.

(2) Section 89 of the 1972 Act (filling of casual vacancies in case of councillors) shall have effect —

- (a) in the case of a casual vacancy occurring in the office of councillor of a transferee authority before the relevant date, as if the reference in subsection (3) of that section to the day on which the councillor whose office is vacant would regularly have retired were a reference to the relevant date; and
- (b) in the case of a casual vacancy occurring in the office of councillor for any electoral division referred to in paragraph (1) above, as if that reference in that subsection were a reference to the reorganisation date.

(3) The electoral divisions of Essex comprised in Southend and Thurrock shall cease to be electoral divisions on the reorganisation date.

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(1) The electoral divisions of the county of Essex are those described in the Schedule to the County of Essex (Electoral Arrangements) Order 1981 (S.I.1981/141).