
STATUTORY INSTRUMENTS

2020 No. 156

The Northamptonshire (Structural Changes) Order 2020

PART 2

**ESTABLISHMENT OF SINGLE TIER OF LOCAL
GOVERNMENT IN NORTHAMPTONSHIRE**

Single tier of local government in North Northamptonshire

3.—(1) A new non-metropolitan county and a new non-metropolitan district, each to be known as North Northamptonshire, are constituted comprising (in each case) the area of the North Northamptonshire districts.

(2) A new district council, to be known as North Northamptonshire Council, is established as the sole principal authority for the non-metropolitan district of North Northamptonshire.

(3) Except for the purposes of Part 4 of this Order (electoral matters), until 1st April 2021—

- (a) North Northamptonshire Council is not a local authority for the purposes of the 1972 Act or for any other enactment relating to local government; and
- (b) subsection (2) of section 2 of the 1972 Act (constitution of principal councils in England) has effect in relation to that council, as if the words from “and the council” to the end of that subsection were omitted.

(4) In relation to the county of North Northamptonshire, section 2(1) of the 1972 Act (which provides that every county shall have a council) does not apply.

(5) On 1st April 2021—

- (a) the North Northamptonshire districts are abolished as local government areas; and
- (b) the North Northamptonshire councils are wound up and dissolved.

Commencement Information

II Art. 3 in force at 14.2.2020, see art. 1

Single tier of local government in West Northamptonshire

4.—(1) A new non-metropolitan county and a new non-metropolitan district, each to be known as West Northamptonshire, are constituted comprising (in each case) the area of the West Northamptonshire districts.

(2) A new district council, to be known as West Northamptonshire Council, is established as the sole principal authority for the non-metropolitan district of West Northamptonshire.

(3) Except for the purposes of Part 4 of this Order (electoral matters), until 1st April 2021—

- (a) West Northamptonshire Council is not a local authority for the purposes of the 1972 Act or for any other enactment relating to local government; and

- (b) subsection (2) of section 2 of the 1972 Act (constitution of principal councils in England) has effect in relation to that council, as if the words from “and the council” to the end of that subsection were omitted.
- (4) In relation to the county of West Northamptonshire, section 2(1) of the 1972 Act (which provides that every county shall have a council) does not apply.
- (5) On 1st April 2021—
- (a) the West Northamptonshire districts are abolished as local government areas; and
- (b) the West Northamptonshire councils are wound up and dissolved.

Commencement Information

I2 Art. 4 in force at 14.2.2020, see art. 1

Northamptonshire County Council and councillors of that Council

- 5.**—(1) On 1st April 2021—
- (a) the County of Northamptonshire is abolished as a local government area;
- (b) the county council is wound up and dissolved.
- (2) The term of office of persons serving as councillors of the county council immediately before 1st April 2021 ends on that date.
- (3) Subject to paragraph (4), nothing in section 89 of the 1972 Act (filling of casual vacancies in case of councillors) authorises the holding of an election to fill a casual vacancy in the office of councillor of the county council where that vacancy arises after 30th September 2020 and before 1st April 2021.
- (4) Where, on the occurrence of a vacancy mentioned in paragraph (3) or in the case of a number of simultaneous vacancies, the total number of unfilled vacancies in the membership of the county council exceeds one third of the whole number of members of that council an election to fill the vacancy shall be held in accordance with section 89 of the 1972 Act.
- (5) Where, in the circumstances mentioned in paragraph (4), the declaration mentioned in section 89(1)(a) of the 1972 Act has been made or the notice in writing mentioned in section 89(1)(b) of the 1972 Act has been given within thirty-five days of 1st April 2021 (computed in accordance with section 243(4) of the 1972 Act) an election shall not be held and any proceedings required by the Local Elections (Principal Areas) (England and Wales) Rules 2006^{M1} shall not be commenced.

Commencement Information

I3 Art. 5 in force at 14.2.2020, see art. 1

Marginal Citations

M1 [S.I. 2006/3304](#).

Changes to legislation:

There are currently no known outstanding effects for the The Northamptonshire (Structural Changes) Order 2020, PART 2.