

ANGUS COUNCIL**POLICY & RESOURCES COMMITTEE****TUESDAY, 6 FEBRUARY 2001****SCHEME FOR THE ESTABLISHMENT OF COMMUNITY COUNCILS
AMENDMENTS****Report by the Chief Executive****ABSTRACT**

This report recommends that the Committee approve the amendments to the Scheme for the Establishment of Community Councils as detailed in this report.

1. RECOMMENDATIONS

It is recommended that the Policy & Resources Committee recommend to the Council that they:-

- i) Approve the amendment to paragraph 37 of the Scheme as detailed in paragraph 3(a) of this report.
- ii) Approve the boundary change in respect of the Kirriemuir Landward East and Lunanhead & District Community Council areas as shown in the Appendix to this report.

2. BACKGROUND

With reference to Report 917/00, the finalised Scheme for the Establishment of Community Councils was approved at the special meeting of Angus Council held on 24 August 2000.

In terms of Section 53 of the Local Government (Scotland) Act 1973 (as amended), because the Council was intending to amend the proposed Scheme to take account of representations made, further public notice was given, detailing the proposed amendments and inviting any community council or members of the public to make representations. Two representations were received, one of which was from Kirriemuir Landward East Community Council in relation to the communities of Bogindollo and Finavon.

At the meeting on 24 August 2000 the Council gave a commitment to consider these representations and discuss them with both Kirriemuir Landward East Community Council and Lunanhead & District Community Council after the Community Council elections in October 2000.

3. CONSIDERATION

(a) Kirriemuir Landward East and Lunanhead & District Community Councils Boundary Area

The representations made by Kirriemuir Landward East Community Council related to the communities of Bogindollo and Finavon which, as a result of the amended Scheme, were to be included in the Lunanhead & District Community Council area.

Kirriemuir Landward East Community Council stated that Bogindollo, Finavon, Oathlaw and Tannadice form a social unit and for this reason should remain in their community council area.

Following a joint meeting between representatives from Kirriemuir Landward East and Lunanhead & District Community Councils to discuss this issue, it was unanimously agreed that Bogindollo and Finavon should be included in the Kirriemuir Landward East Community Council area. Affinity with natural communities was one of the principles which was adopted in trying to set community council boundaries within the amended Scheme.

In accordance with Section 53 of the Local Government (Scotland) Act 1973 (as amended), as the Council is intending to amend the Scheme to take account of these representations, further public notice was given on Friday 26 January 2001 detailing the proposed amendments and inviting any community council or member of the public to make representations by Monday 5 February 2001. It is anticipated that no representations, in this regard, will be received.

Therefore, it is proposed that this boundary change be approved and recommended to the Council at its meeting on Thursday 15 February 2001.

(b) Paragraph 37 of the Scheme – “Review and Amendment”

Since the publication of the amended Scheme in October 2000 it has been noted that paragraph 37 relating to “Review and Amendment” requires to be amended as it, incorrectly, refers to “section 22 of the Act of 1994”. It is proposed, therefore, that the Scheme be amended and paragraph 37 should read as follows:-

“Having regard to changing circumstances and to any representations made to them, the Council shall from time to time review this Scheme and where they consider that it ought to be amended, shall proceed in accordance with Section 53 of the Act of 1973 (as amended).”

4. FINANCIAL IMPLICATIONS

There are no financial implications arising from this report.

5. CONSULTATION

The Directors of Law & Administration and Finance have been consulted in the preparation of this report. Kirriemuir Landward East and Lunanhead Community Councils have also been consulted.

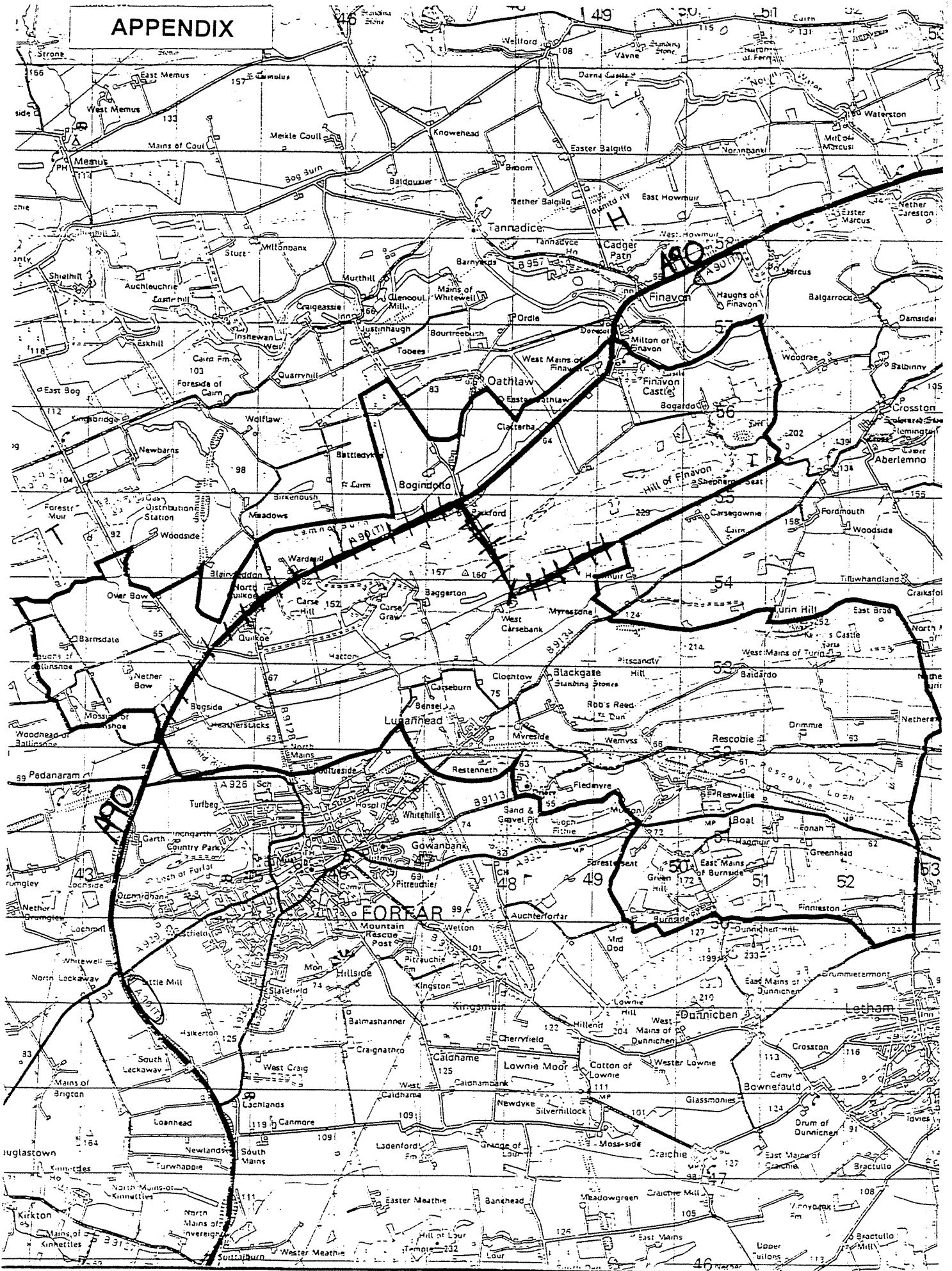
6. HUMAN RIGHTS

There are no human rights issues arising from this report.

A B Watson
Chief Executive

Note: No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information), were relied on to any material extent in preparing this paper.

APPENDIX



— Existing community council boundary
- - - Proposed amendment to boundary