

SHADOW COUNCIL

26 FEBRUARY 2009

SUBJECT	VACATION OF BEDFORDSHIRE COUNTY COUNCIL OFFICE BY FAILURE TO ATTEND MEETINGS (To advise the Shadow Council that Bedfordshire County Council has declared the seat in the Plantation Division of the Council vacant owing to the failure of County Councillor Paul Walley to attend any meeting of the County Council for a period of six consecutive months and that Cllr Walley has therefore also ceased to be a member of the Shadow Council.)
REPORT OF	Monitoring Officer
<i>Contact Officer: Kathrin John (01462 611033)</i>	

IMPLICATIONS

SUSTAINABILITY	None
FINANCIAL	None
LEGAL	Sections 85 and 86 (1) (c) of the Local Government Act 1972.
PERSONNEL/EQUAL OPPORTUNITIES	None
COMMUNITY DEV/SAFETY	None
TRADES UNION	None
HUMAN RIGHTS	None

OTHER DOCUMENTS RELEVANT TO REPORT

None

RECOMMENDATION(S):

1. That the Shadow Council notes that Cllr R P Walley, County Councillor for the Plantation Division, has ceased to be a member of the County Council having failed to attend any meeting of the Authority for a period of six consecutive months and has therefore also ceased to be a member of Central Bedfordshire Shadow Council.

2. That the Shadow Council notes that the County Council has declared the seat vacant under Section 86 (1) (c) of the Local Government Act 1972 but that, in accordance with the Bedfordshire (Structural Changes) Order 2008, there is no need to hold a by-election to fill the casual vacancy.

Background

1. Bedfordshire County Council at its meeting held on 12 February 2009 noted that Councillor R P Walley, County Councillor had ceased to be a member of the County Council having failed to attend any meeting of the Authority for a period of six consecutive months.
2. The Council accordingly declared the seat vacant but noted that, in accordance with the Bedfordshire (Structural Changes) Order 2008, no election shall be held to fill any vacancy arising after 30 September 2008.
3. Cllr Walley was a member of Central Bedfordshire Shadow Council by virtue of his membership of Bedfordshire County Council and his membership of the Shadow Council has now also therefore ceased.
4. The Bedfordshire (Structural Changes) Order provides that, where before 30 September 2008 a by-election is held to fill a casual vacancy arising in any Central electoral division (ie: division of the County Council), or in any ward of either Mid or South Bedfordshire, the person elected at the by-election shall be a member of the shadow authority. As the casual vacancy has arisen after 30 September, there is no requirement for a County Council by-election to fill the vacancy.

Background Papers: None

Location of Papers: N/A

File Reference: N/A