

**2010 No. 2108**

**LOCAL GOVERNMENT, ENGLAND**

**The Tonbridge and Malling (Related Alterations) Order 2010**

*Made* - - - - *19th August 2010*

*Coming into force in accordance with articles 1(2) and 1(3)*

Under section 92(2) of the Local Government and Public Involvement in Health Act 2007(**a**) (“the 2007 Act”) Tonbridge and Malling Borough Council(**b**) made recommendations to the Electoral Commission for the related alteration of the boundaries of county electoral divisions and district wards within the Council’s area.

The Local Government Boundary Commission for England(**c**) has decided to give effect to the recommendations and in exercise of the powers conferred by section 92(3) of the 2007 Act(**d**) makes the following Order:

**Citation and commencement**

- 1.—(1) This Order may be cited as the Tonbridge and Malling (Related Alterations) Order 2010.
- (2) This Order, with the exception of article 3, comes into force—
  - (a) for the purpose of proceedings preliminary or relating to the elections of councillors for district wards, on 15th October 2010;
  - (b) for all other purposes, on the ordinary day of election of councillors in 2011.
- (3) Article 3 comes into force—
  - (a) for the purpose of proceedings preliminary or relating to the elections of councillors for county electoral divisions, on 15th October 2012;
  - (b) for all other purposes, on the ordinary day of election of councillors in 2013.

**Interpretation**

2. In this Order—

“ordinary day of election of councillors” has the meaning given by section 37 of the Representation of the People Act 1983(**e**);

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(a) 2007 c.28.  
(b) The non-metropolitan district of Tonbridge and Malling has the status of a borough.  
(c) The Local Government Boundary Commission for England was established by the Local Democracy, Economic Development and Construction Act 2009 (c.20) (“the 2009 Act (c.20)”). The functions of the Electoral Commission under Chapter 3 of Part 4 of the 2007 Act (c.28) were transferred under section 60 of the 2009 Act (c.20) to the Local Government Boundary Commission for England on 1st April 2010.  
(d) 2007 c.28. Section 92 was amended subsequently to the recommendations made to the Electoral Commission by section 67(1) of, and paragraphs 11 and 32 of Schedule 4 to, the 2009 Act (c.20).  
(e) 1983 c.2. Section 37 has been amended by section 18(2) of the Representation of the People Act 1985 (c.50), section 17 of the Greater London Authority Act 1999 (c.29) and section 60 of the 2007 Act (c.28).

“the 2009 Order” means the Tonbridge and Malling Borough Council (Reorganisation of Community Governance) Order 2009(a).

**Related alterations of county electoral division boundaries**

3.—(1) Each area that ceased to be part of the parish of Ditton and became part of the parish of East Malling and Larkfield in consequence of the 2009 Order ceases to be part of Malling Rural North East county electoral division and becomes part of Malling Central county electoral division.

(2) In this article “county electoral division” means an electoral division established by the County of Kent (Electoral Changes) Order 2004(b).

**Related alterations of district ward boundaries**

4.—(1) Each area that ceased to be part of the parish of Ditton and became part of the parish of East Malling and Larkfield in consequence of the 2009 Order ceases to be part of Ditton district ward and becomes part of Larkfield North district ward.

(2) In this article “district ward” means a ward established by the Tonbridge and Malling (Electoral Changes) Order 2001(c).

Sealed with the seal of the Local Government Boundary Commission for England on the 19th day of August 2010



19th August 2010

*Max Caller*  
Chairman  
Local Government Boundary Commission for England

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(a) The Tonbridge and Malling Borough Council (Reorganisation of Community Governance) Order 2009 was made by Tonbridge and Malling Borough Council under section 86 of the 2007 Act (c.28).  
(b) S.I. 2004/2815.  
(c) S.I. 2001/3615.

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order gives effect to recommendations made by Tonbridge and Malling Borough Council to the Electoral Commission for related alterations of county electoral division and district ward boundaries. These alterations are related to parish boundary changes made by the Tonbridge and Malling Borough Council (Reorganisation of Community Governance) Order 2009. The functions of the Electoral Commission relating to boundary change were transferred to the Local Government Boundary Commission for England on 1st April 2010.

The new boundaries apply in respect of county elections to be held on and after the ordinary day of election of councillors in 2013 and district elections to be held on and after the ordinary day of election of councillors in 2011.

Article 3 alters Malling Central and Malling Rural North East county electoral divisions.

Article 4 alters Ditton and Larkfield North district wards.