



Committee Council

Date 22nd January 2018

Subject: Owmbly Parish Council – Request for Change of Name

Report by:

Director of Resources

Contact Officer:

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Purpose / Summary:

To report the receipt of a request from Owmbly Parish Council to change the name of the Parish Council to Owmbly by Spital Parish Council

RECOMMENDATION(S): That members agree to the making and publication of an order under section 75 of the Local Government Act 1972 to change the name of Owmbly Parish Council to Owmbly by Spital Parish Council

IMPLICATIONS

Legal:

Changes in the name of parish council are dealt within section 75 of the Local Government Act 1972. See section 2

Financial : FIN/132/18

None directly as a result of this report

Staffing :

None directly as a result of this report

Equality and Diversity including Human Rights :

None directly as a result of this report

Risk Assessment :

None directly as a result of this report

Climate Related Risks and Opportunities :

Title and Location of any Background Papers used in the preparation of this report:

Call in and Urgency:

Is the decision one which Rule 14.7 of the Scrutiny Procedure Rules apply?

i.e. is the report exempt from being called in due to urgency (in consultation with C&I chairman)

Yes

No

x

Key Decision:

A matter which affects two or more wards, or has significant financial implications

Yes

No

x

1 Introduction

- 1.1 A request was received from Owmbly Parish Council on 29th November 2017 that West Lindsey District Council agree to support their change of name to Owmbly by Spital which has been the name that the Parish has been using informally for a number of years to avoid confusion with the village of Owmbly which forms part of the parish of Searby cum Owmbly. This report asks for the authorisation of the Council to make an order to carry out that request.
- 1.2 A change of parish name can be dealt with under section 75 of the Local Government Act 1972.
- 1.3 A copy of the request is attached at appendix A

2 The Local Government Act 1972

- 2.1 Section 75 of the Local Government Act 1972 states:-
 - (1) At the request of the parish council or where there is no parish council, at the request of the parish meeting, the council of the district in which the parish is situated may change the name of the parish
 - (2) Notice of any change of name made under this section
 - (a) Shall be sent by the District Council concerned to the Secretary of State, to the Director General of the Ordnance Survey and to the Register General and
 - (b) Shall be published by the District Council in the parish and elsewhere in such a manner as they consider appropriate
 - (3) A change of name made in pursuance of this section shall not affect any rights or obligations of any parish or of any council, authority or person, or render defective any legal proceedings may be commenced or continued as if there had been no change of name.

Appendix A

Owmbly Parish Council

Old Blacksmiths

North Willingham

Market Rasen

LN8 3RA

28th November 2017

Dear Mr Robinson,

During the 2016/2017 audit, Grant Thornton, reported that Owmbly by Spital Parish Council should be known as Owmbly Parish Council. The Parish Council have sought advice regarding their name and have been advised by Celia Chapman that in order to officially change the Parish Council name the Council need to write to request this. At Owmbly Parish Council's November meeting it was resolved that the Parish Council do want to change their legal name to Owmbly by Spital Parish Council (minute ref 74.17.) Please could this be taken to Full Council for approval?

Yours sincerely,

Charlotte Wright (Clerk to the Council)