



## Hinckley & Bosworth Borough Council

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### Appointments to Witherley Parish Council

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Report of Director of Corporate & Streetscene Services

#### **1. Purpose of report**

- 1.1 To appoint three councillors to Witherley Parish Council.

#### **2. Background to the report**

- 2.1 The number of seats for Witherley Parish Council is 11 but due to a number of recent resignations, there are currently only three councillors.
- 2.2 For parish councils to be able to act, they are required to have a quorum of members. For Witherley Parish Council, the quorum is four and therefore they cannot currently act. This also means it cannot co-opt members.
- 2.3 Section 91 of the Local Government Act 1972 permits the Council (as the Principal Authority) to appoint onto a Parish Council in such circumstances. This will enable Witherley Parish Council to act until those elected at part of any elections take office.
- 2.4 The Monitoring Officer has delegated authority to make such appointments. Following consultation with existing Borough Councillors, the following have volunteered and as such will be appointed with the Secretary of State being appropriately notified.
- Martin Cartwright
  - Cathie Gibbens
  - Brian Sutton

**HINCKLEY AND BOSWORTH BOROUGH COUNCIL**  
**LOCAL GOVERNMENT ACT 1972 (“The 1972 Act”) SECTION 91**  
**REPRESENTATION OF THE PEOPLE ACT 1983 (“The 1983 Act”)**  
**SECTION 39(1)**

**WITHERLEY PARISH COUNCIL (APPOINTMENT OF MEMBERS)**  
**ORDER 2023**

**WHEREAS:**

1. Section 91 of the 1972 Act provides that where there are so many vacancies in the office of parish councillors that the parish council are unable to act, the district council may by order appoint persons to fill all or any of the vacancies until other councillors are elected and take up office.

**NOW THEREFORE**

1. Hinckley and Bosworth Borough Council, pursuant to the provisions in section 91 of the 1972 Act, makes the following order
  - a) The following persons are appointed to act as parish councillors for Witherley Parish Council until a sufficient number of elected councillors for Witherley Parish Council have taken up office
    - Martin Cartwright
    - Cathie Gibbens
    - Brian Sutton

2. This order comes into force on the date given below

Dated 17 October 2024