

CAMBOURNE TOWN COUNCIL

District of South Cambridgeshire

Council Meeting 3rd November 2020

Councillor Vacancy

A vacancy has arisen due to nonattendance at Council meetings over the past six months and we have not received any approved apologies, you have ceased to become a Councillor under the Local Government Act 1972, s85(1) and (2).

The clerk has spoken to Andrew Francis South Cambs District Council Electoral Services Manager and he has confirmed the following steps to filling the vacancy.

- Display the Casual Vacancy notice (displayed on Friday 23rd October 2020).
- If no election is called, we can go through the co-option onto the Council in the normal method to fill the vacancy.
- If an election is called it is subject to the terms of the Coronavirus Act 2020 no elections can currently be held until May 2021

It is

Recommended that the report be received, and to confirm the Town Clerks actions in displaying the notice.

Local Government Act 1972 section 85 extract

85 Vacation of office by failure to attend meetings.

(1) Subject to subsections (2) and (3) below, if a member of a local authority fails throughout a period of six consecutive months from the date of his last attendance to attend any meeting of the authority, he shall, unless the failure was due to some reason approved by the authority before the expiry of that period, cease to be a member of the authority.

(2) Attendance as a member at a meeting of any committee or sub-committee of the authority, or at a meeting of any joint committee, joint board or other body by whom for the time being any of the functions of the authority are being discharged, or who were appointed to advise the authority on any matter relating to the discharge of their functions, and attendance as representative of the authority at a meeting of any body of persons, shall be deemed for the purposes of subsection (1) above to be attendance at a meeting of the authority.

(2A) Subject to subsections (2B) and (3), if a member of a local authority which are operating executive arrangements, who is also a member of the executive of that local authority, fails throughout a period of six consecutive months from the date of his last attendance to attend any meeting of the executive, he shall, unless the failure was due to some reason approved by the local authority before the expiry of that period, cease to be a member of the local authority.

(2B) For the purposes of this section—

(a) the discharge by a member, acting alone, of any function which is the responsibility of the executive; and

(b) in respect of a mayor and cabinet executive or leader and cabinet executive, attendance as a member at a meeting of a committee of the executive, shall each be deemed to be attendance at a meeting of the executive.

(3) A member of any branch of Her Majesty's naval, military or air forces when employed during war or any emergency on any naval, military or air force service, and a person whose employment in the

service of Her Majesty in connection with war or any emergency is such as, in the opinion of the Secretary of State, to entitle him to relief from disqualification on account of absence, shall not cease to be a member of a local authority by reason only of a failure to attend meetings of the local authority or of a failure to attend meetings of the executive if the failure is due to that employment.



CAMBOURNE PARISH COUNCIL

District of South Cambridgeshire

VACANCY FOR A COUNCILLOR

1. There is a vacancy on the above Council caused by the nonattendance of a Councillor.
2. A bye-election to fill the vacancy will be held if within 14 days (computed in accordance with the Regulations) from the date below TEN electors for Cambourne parish give notice, in writing requesting that an election be held.
3. Such notice must be delivered to the Returning Officer at:
South Cambridgeshire District Council, South
Cambridgeshire Hall, Cambourne Business Park,
Cambourne, Cambridge CB23 6EA
4. Subject to the terms of the Coronavirus Act 2020 no elections can be currently held until May 2021. Therefore, if an election is called it will be postponed until May 2021.
5. If no such notice is given the Parish Council will give notice to fill the vacancy by co-option.

Dated 23rd October 2020.

Signed

Clerk/Proper Officer

**Address: Cambourne Parish Council Parish Office, The Hub,
Cambourne Community Centre, High Street, Cambourne,
Cambridge. CB23 6GW. Tel 01954 714403**