

REPORT TO MARR AREA COMMITTEE – 4 MAY 2021

DISSOLUTION OF TAP O'NOTH COMMUNITY COUNCIL

1 Reason for Report / Summary

- 1.1 The Committee are advised that Tap O'Noth Community Council has been dissolved with immediate effect, following the resignation of all but one member.

2 Recommendations

The Committee is asked to acknowledge that Tap O'Noth Community Council has dissolved, and to note that efforts will be made to engage with the community to generate interest in establishing a new Community Council as soon as possible.

3 Purpose and Decision Making Route

- 3.1 The constitution of Tap O'Noth Community Council (ToNCC) requires that the membership of the Community Council should be not less than 5 and not more than 14.
- 3.2 The membership of the Community Council has recently fallen to one, following the resignation of the other remaining members, and in terms of the Aberdeenshire Council Scheme for the Establishment of Community Councils, Section 15, upon the number of members of the Community Council becoming less than the quorum then the Community Council is deemed to be automatically dissolved with immediate effect. The Area Manager will report the automatic dissolution to the Area Committee.

Discussion

- 4.1 The Committee is requested to note the recent resignation of seven out of eight members of ToNCC, The resignations are as a result of a complaint being made against the Community Council, and they did not consider that the procedures laid out in the Scheme for the Establishment of Community Councils offered the level of support to them that they would have expected. By resigning, there is no admission of wrongdoing by the Community Council and the matter of the complaint will not be progressed.
- 4.2 The result is that the Community Council is deemed to be automatically dissolved with immediate effect.
- 4.3 Officers are now taking all necessary steps to ensure the retrieval of all paperwork, assets and funds pertaining to ToNCC, to be held in trust until such time as a new Community Council may be formed.
- 4.4 In order to seek to generate local interest and support to form a new Community Council, it is proposed to issue some communications locally. In the event that

there is enough interest, an election process would be commenced calling for nominations to form a new Community Council.

5 Council Priorities, Implications and Risk

5.1 This report supports the delivery of the key principle of having the right people in the right place, at the right time in the new Strategic Priorities for Aberdeenshire Council.

5.2 The table below shows risks and implications

Subject	Yes	No	N/A
Financial		X	
Staffing		X	
Equalities		X	
Fairer Scotland Duty		X	
Town Centre First		X	
Sustainability		X	
Children and Young People's Rights and Wellbeing		X	

5.3 An equality impact assessment is not required because the recommended action is a procedural matter and does not have a differential impact on any of the protected characteristics.

5.4 There are no staffing or financial implications arising directly as a result of the recommendations in this report. The Area Manager and her team will support the ongoing process of local engagement to seek to establish a new Community Council to represent the area.

5.5 The following Risks have been identified as relevant to these matters on a Corporate Level:

ACORP004 – Business and organisational change (including governance structures support change; and, managing the pace of change).

No risks have been identified as relevant to this matter on a Strategic Level.

6 Scheme of Governance

6.1 The Head of Finance and Monitoring Officer within Business Services have been consulted in the preparation of this report and had no comments to make and are satisfied that the report complies with the Scheme of Governance and relevant legislation.

6.2 The Committee is able to consider this item in terms of Section B.3.6 of the List of Committee Powers in Part 2A of the Scheme of Governance as it relates to the dissolution of a Community Council.

Janelle Clark
Marr Area Manager

Report prepared by Alison McLeod, Area Committee Officer (Marr)
Date: 12 April, 2021.