



## Bainton & Ashton Parish Council

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### CO-OPTION POLICY AND PROCEDURE

#### 1.0 INTRODUCTION

According to Section 87 of the Local Government Act 1972 a casual vacancy occurs when:

- A councillor fails to make his declaration of acceptance of office at the proper time
- A councillor resigns
- A councillor dies
- A councillor becomes disqualified
- A councillor fails for six months to attend meetings of a council committee or sub-committee or to attend as a representative of the Council a meeting of an outside body.
- Fewer people put themselves forward for election at the time of a parish election than the required number of Parish Councillor (for Bainton and Ashton this number is 5).

The Parish Council has to notify Peterborough City Council of a Casual Vacancy, in the first five instances above, and then advertise the vacancy and give electors the opportunity to request an election. This occurs when ten electors write to the City Council stating that an election is requested. If more than one candidate is then nominated, a bye-election takes place but if only one candidate is put forward they are duly elected without a ballot.

Should a vacancy occur due to insufficient people putting themselves forward for a parish election, the Parish Council is at liberty to co-opt without the need to inform the City Council of the vacancy as they will already be aware and co-option can take place without further ado.

#### 2.0 CO-OPTION TO THE PARISH COUNCIL

If ten residents do not request a bye-election the Parish Council is able to co-opt a volunteer.

##### Eligibility

The Parish Council is able to consider any person to fill a vacancy provided that:

- He/she is over 18 years of age
- Is a UK, EU or Commonwealth citizen
- Is registered to vote in Bainton or Ashton or has lived or worked in Bainton or Ashton (or within three miles of its boundary) for one year

Agreed at the meeting of Bainton and Ashton Parish Council on 6<sup>th</sup> July 2021. Review in 2 years or as necessary.

A person is disqualified from being a Parish Councillor if within five years before his/her election or since election:

- He/she has served a prison sentence (including suspended sentences) of three months or more within the last five years
- Has been adjudged a bankrupt
- Is an employee of the Parish Council
- Is disqualified under legislation

### **Applications**

Applicants for co-option will be asked to submit information about themselves by way of completing a short application form (available from the Parish Clerk) and submitting a personal statement of no more than 300 words.

Copies of the application forms and personal statements will be circulated to all Members for consideration at a meeting of the Parish Council. At the meeting of the Parish Council consideration of applications will be dealt with in public session.

### **Voting process**

Voting will be according to the statutory requirement in that a successful candidate must have received an absolute majority vote of those present and voting. If there are more than two candidates for one vacancy and no one of them receives an absolute majority over the aggregate votes given to the rest, steps must be taken to 'strike off' the candidate with the least number of votes and the remainder must then be put to the vote again. For example, if Candidate A receives four votes and Candidates B and C receive two each, Candidate A is not elected as he has the same number of votes as B and C together. In such a case it is necessary to conduct a ballot between the tied candidate to eliminate one of them. In the case of a tie at such a point the Parish Chairman would have a casting vote.

This process must, if necessary, be repeated until an absolute majority is obtained.

In each round of voting, Councillors will be provided with ballot papers and have one vote each. Alternatively, voting can be done by a show of hands.

Ballot papers will be collected by the Parish Clerk who will then count the votes.