

## NOTICE OF NON-ESTABLISHMENT OF A COMMUNITY COUNCIL

### \*\*NAME\*\* COMMUNITY COUNCIL

Notice is hereby given that the number of candidates remaining validly nominated for election to the proposed Community Council for the above-mentioned area is below **HALF** of the maximum permitted number required to make up the elected Community Council therefore no Community Council will be established at this time. In terms of the Scheme for the Establishment of Community Councils in Dumfries & Galloway, the Community Council ceases to exist with effect from **\*\*DATE\*\***.

All property and funds shall be transferred to and vested in Dumfries & Galloway Council (DGC) to be held in trust until a new Community Council is established, or for a period of not fewer than four years. After expiry of the four-year period, all assets (such as property and funds) may be disposed of by DGC for such charitable purposes in the area of the former Community Council as it, in its sole discretion, decides.

The liability of all members and officers of the former **\*\*NAME\*\*** Community Council shall cease on the transfer of the **\*\*NAME\*\*** Community Council's assets (after the satisfaction of any proper debts or liabilities) and the submission of satisfactory certified accounts for the former Community Council to DGC.

In the event of not less than 20 electors in the former Community Council area making written application to DGC for the establishment of a Community Council for that area, in accordance with the Scheme referred to, DGC shall within 6 weeks of the date of receipt of the application, invite nominations and thereafter, if necessary, organise an election for the establishment of a new Community Council for that area.

No application for the establishment of a new Community Council shall be made until the expiry of a period of 3 months of the closing date for the registration of the first call for nominations. Valid nominations from the first call for nominations will remain valid for the second call for nominations. If a second call for nominations has taken place and the number of valid nominations is still below half of the maximum permitted membership, no further applications for the establishment of a Community Council for that area shall be considered until the expiry of a period of 12 months after the date of Public Notice of that second invitation.

**Signed by Returning Officer (RO)** \_\_\_\_\_

**Print RO's name** \_\_\_\_\_

**Date** \_\_\_\_\_