



THE REVIEW OF PARLIAMENTARY CONSTITUENCY BOUNDARIES IN CARDIFF

PROVISIONAL RECOMMENDATIONS

January 2011

The Commission welcome correspondence and telephone calls either in English or Welsh

BOUNDARY COMMISSION FOR WALES

THE REVIEW OF PARLIAMENTARY CONSTITUENCY BOUNDARIES IN CARDIFF

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1. INTRODUCTION

- 1.1 Pursuant to its powers under Section 3 (2) of the Parliamentary Constituencies Act 1986, the Commission undertook their Fifth General Review of Parliamentary Constituencies, and, under Paragraph 8 (2) of Schedule 1 to the Government of Wales Act 2006, their First General Review of National Assembly for Wales Electoral Regions from December 2002 until January 2005. The resultant Parliamentary Constituencies and Assembly Electoral Regions (Wales) Order 2006 came into force on 25 April 2006. This Order however only made reference to local government areas as they existed on 31st January 2005. The City and County of Cardiff (Old St. Mellons, Rumney and Trowbridge Communities) Order 2009 came into operation on 1 December 2009 and made changes to the boundaries between the Communities of Old St. Mellons, Rumney and Trowbridge. As a result the boundary between Cardiff North Borough Constituency and Cardiff South and Penarth Borough Constituency no longer follows the electoral division boundary. The Commission have therefore, pursuant to its powers under Section 3 (3) of the 1986 Act and Schedule 1 of the 2006 Act, undertaken a review of the constituency and electoral region boundaries in the area.
- 1.2 Following the interim review, the Commission are now publishing their **provisional** recommendations, i.e. the Commission's initial proposals, for public consultation. Those recommendations take careful account of developments since the last general review, including changes that have been made to preserved counties, local authority areas and electoral divisions. It is emphasised, however, that the recommendations and the reasoning on which they are based are all provisional (references to recommendations, decisions, conclusions, etc. within this document should therefore be read accordingly) and that great importance is attached to the opportunity now given for all concerned to make representations, whether in support of or objecting to the proposals.
- 1.4 Details of when and how to make representations, together with a brief background note, are given later in this document.

2. SUMMARY OF RECOMMENDATIONS

- Minor changes are proposed to the constituency of Cardiff North and the constituency of Cardiff South and Penarth to reflect the change to the boundary between the Community of Old St. Mellons, the Community of Rumney and the Community of Trowbridge.

3. PARLIAMENTARY CONSTITUENCIES

- 3.1 The parliamentary and National Assembly for Wales constituency of Cardiff North currently has 66,923 electors (as at 1 August 2010). The constituency consists of the **Cardiff County** electoral divisions of Gabalfa, Heath, Lisvane, Llandaff North, Llanishen, Pontprennau/Old St. Mellons, Rhiwbina and Whitchurch and Tongwynlais.

As a result of the City and County of Cardiff (Old St. Mellons, Rumney and Trowbridge Communities) Order 2009 the constituency also includes part of the **Cardiff County** electoral divisions of Rumney and Trowbridge.

3.2 The parliamentary and National Assembly for Wales constituency of Cardiff South and Penarth currently has 75,901 electors (as at 1 August 2010). The constituency consists of the **Cardiff County** electoral divisions of Butetown, Grangetown, Llanrumney, Rumney, Splott and Trowbridge and **The Vale of Glamorgan County** electoral divisions of Cornerswell, Llandough, Plymouth, St. Augustine's, Stanwell and Sully. As a result of the City and County of Cardiff (Old St. Mellons, Rumney and Trowbridge Communities) Order 2009 parts of the Rumney and Trowbridge electoral divisions are excluded from the constituency.

3.3 The change to the county boundary involved the transfer of 46 electors from the Rumney and Trowbridge electoral divisions of Cardiff South and Penarth to the Pontprennau/Old St. Mellons electoral division of Cardiff North. This has resulted in the Pontprennau/Old St. Mellons electoral division being split between the Cardiff North constituency and the Cardiff South and Penarth constituency. The boundary changes are illustrated on the map at Appendix 1. Since all but a small part of the Pontprennau/Old St. Mellons electoral division is within the existing Cardiff North constituency, the Commission have decided to change the boundary between the Cardiff North and Cardiff South and Penarth constituencies so as to include the whole of the Pontprennau/Old St. Mellons electoral division within the Cardiff North constituency.

3.4 The Commission have decided against recommending changes to any of the other existing constituencies as the small number of electors involved in the proposed change will have a very minimal impact on the number of electors.

3.5 Accordingly the Commission have provisionally decided to amend the composition of the two constituencies as follows (the August 2010 electorates are shown in brackets):

CARDIFF NORTH BOROUGH CONSTITUENCY (66,969) **Cardiff County** electoral divisions: Gabalfa, Heath, Lisvane, Llandaff North, Llanishen, Pontprennau/Old St. Mellons, Rhiwbina and Whitchurch and Tongwynlais.

CARDIFF SOUTH AND PENARTH BOROUGH CONSTITUENCY (75,855) **Cardiff County** electoral divisions: Butetown, Grangetown, Llanrumney, Rumney, Splott and Trowbridge and **The Vale of Glamorgan County** electoral divisions: Cornerswell, Llandough, Plymouth, St. Augustine's, Stanwell and Sully.

3.6 The electoral divisions named in this document are the electoral divisions which were created by the following Orders:

- The City and County of Cardiff (Electoral Arrangements) Order 1998
- The Cardiff and Vale of Glamorgan (Michaelston and Grangetown) Order 2002.
- The Cardiff (Llandaff North, Whitchurch, Llanishen, Lisvane, Ely and St. Fagans) Order 2003
- The City and County of Cardiff (Old St. Mellons, Rumney and Trowbridge Communities) Order 2009

and

- The County Borough of The Vale of Glamorgan (Electoral Changes) Order 2002
- The Cardiff and Vale of Glamorgan (Michaelston and Grangetown) Order 2002
- The Vale of Glamorgan (Communities) Order 2010

4. NATIONAL ASSEMBLY FOR WALES ELECTORAL REGIONS

- 4.1 The Cardiff North and Cardiff South and Penarth constituencies are included within the South Wales Central Assembly electoral region therefore no changes are made to the electoral regions.

5. PUBLICATION DETAILS

Publication of Provisional Recommendations

- 5.1 Notification of the Commission's provisional recommendations and where they can be seen will be published formally in a notice appearing in newspapers in Wales on 4 January 2011. Local authorities, MPs, AMs, the Political Parties' Headquarters, and others will be sent a copy of the recommendations.
- 5.2 The notice will also be published on the Commission's web site at www.bcomm-wales.gov.uk

Places of Inspection

- 5.3 The notice in local newspapers will also give the addresses within the existing parliamentary constituencies where a copy of the recommendations and a more detailed map illustrating them have been made available for inspection by the public (please note the copyright warning below concerning the map). Those addresses are:

Cardiff North	County Hall, Atlantic Wharf, Cardiff CF1 5UW
Cardiff South and Penarth	County Hall, Atlantic Wharf, Cardiff CF1 5UW Civic Offices, Holton Road, Barry CF63 4RU

6. PERIOD FOR REPRESENTATIONS: 4 JANUARY 2011 TO 4 FEBRUARY 2011

- 6.1 The Commission are required to consider representations about their provisional recommendations for each review area made within one month of publication on 4 January 2011. Representations should be addressed to the Boundary Commission for Wales, Caradog House, 1-6 St Andrews Place, Cardiff, CF10 3BE, or faxed to 02920 395250, or e-mailed to bcomm.wales@wales.gsi.gov.uk. All representations received by the Commission will be acknowledged. The representation period will end on 4 February 2011.
- 6.2 Please note that the Commission are not statutorily required to consider any representations made after 4 February 2011, but will endeavour to take late representations into account. However, the later the representation is made, the more difficult this will be. The Commission therefore ask that all representations be made within the one month period. In the event that a local inquiry is held into the provisional recommendations, all representations will be made public beforehand so that interested

persons may prepare for the local inquiry. Any representation received too late to be issued with the other representations before the local inquiry cannot be given the same weight as the other representations because other interested persons will not have had the same opportunity to consider it.

- 6.3 Where representations objecting to the provisional recommendations are made by an interested county council or by a body of 100 or more electors, the Commission cannot proceed with their final recommendations to the Secretary of State until a local inquiry has been held. If the Commission decide to alter their recommendations as a result of the inquiry, the revised recommendations must also be published and representations invited, but a further local inquiry is not obligatory.
- 6.4 Those who make representations are requested to say whether they approve of, or object to, the Commission's proposals and to give their reasons for their approval or objection. In particular, objectors are advised to say what they propose in place of the Commission's recommendations and should note that an objection accompanied by a counter-proposal is likely to carry more weight than a simple statement of objection.
- 6.5 The Commission wish to stress that their provisional recommendations relate solely to parliamentary constituencies and do not affect unitary authority or community boundaries, taxes or services. The Commission will therefore not take account of any representation made about those local issues.

7. BACKGROUND NOTE

- 7.1 Details of the relevant statutory framework and of the Commission's general approach to the reviews is to be found in the Commission's publication, "The Review of Parliamentary Constituencies and of Welsh Assembly Electoral Regions in Wales" (2003), which is available in English and Welsh from the Commission or on the Commission's web-site at www.bcomm-wales.gov.uk. For your convenience a summary of this information is set out in the following paragraphs.
- 7.2 The Commission are constituted under Section 2 and Schedule 1 to the Parliamentary Constituencies Act 1986. The ex officio Chairman is the Speaker of the House of Commons. The Deputy Chairman, who presides over Commission meetings, is a High Court Judge appointed by the Lord Chancellor. One Commissioner is appointed by the Secretary of State for Wales and the other Commissioner is appointed by the Secretary of State for Justice. The two Assessors to the Commission are the Registrar General of England and Wales and the Director General of Ordnance Survey. Assistant Commissioners are lawyers appointed by the Secretary of State for Justice to conduct local inquiries.
- 7.3 The Commission are required by the Parliamentary Constituencies Act 1986 as amended by the Boundary Commissions Act 1992 to conduct a general review of all the constituencies in Wales every eight to twelve years. The Commission completed their fifth general review on 31 January 2005.
- 7.4 The Commission are also empowered by Section 3 (3) of the 1986 Act to submit to the Secretary of State reports with respect to any particular constituency or constituencies (an "interim review"). The Commission has the corresponding power in relation to Assembly electoral regions pursuant to Schedule 1 of the Government of Wales Act 2006.

- 7.5 This interim review started formally with the publication of a notice in the London Gazette on 1 August 2010. The Commission's recommendations throughout the review must by law be based on the numbers of electors on the electoral registers on that date.

Rules

- 7.6 In recommending new constituencies, the Commission are required to give effect to the Rules for Redistribution of Seats which are contained in Schedule 2 to the 1986 Act.
- 7.7 Rule 1 places limits on the total number of constituencies. Rule 2 requires single member constituencies. Rule 3 relates to the City of London. Rule 4 states that county (*preserved county in Wales*) boundaries are to be followed so far as is practicable. Rule 5 states that the electorates of constituencies are to be as nearly equal to the electoral quota as practicable. Rule 6 allows the Commission to depart from rules 4 and 5 if special geographical considerations make a departure desirable. Rule 7 allows the Commission to depart from other rules, and requires them to take account of inconveniences caused by alterations of constituencies (other than alterations made for the purposes of rule 4) or local ties broken by such alterations. Rule 8 defines the electoral quota as the total number of parliamentary electors in Wales divided by the existing number of seats, and requires the Commission to use the electorates as at the start of a review.

Assembly Electoral Regions

- 7.8 The Assembly constituencies are the parliamentary constituencies in Wales. There are five Assembly electoral regions (North Wales, Mid and West Wales, South Wales Central, South Wales East, South Wales West). In provisionally recommending the alteration of parliamentary constituencies, the Commission are required to consider whether any alteration in the Assembly electoral regions or in the allocation of seats to the Assembly electoral regions are required to give effect to the rules contained in Schedule 1 to the Government of Wales Act 1998.
- 7.9 Rule 1 requires that each Assembly constituency is wholly included in one Assembly electoral region. Rule 2 requires that the electorates of the Assembly electoral regions shall be as nearly equal as is practicable, having regard (where appropriate) to special geographic considerations. Rule 3 provides that the number of Assembly seats for the Assembly electoral regions shall be either one half of the total number of Assembly constituencies, or, if the total is not divisible by two, one half of the total plus one. Rule 4 provides that the number of Assembly seats for an Assembly region shall be either one fifth of the number calculated under Rule 3 or, if the Rule 3 total is not divisible by five, either one fifth of the highest number that is less than that total number and exactly divisible by five or the number produced by adding one to one fifth of that highest number (the procedures for calculating the number and allocation of residual seats are detailed in sub-paragraphs (2) to (4) of Schedule 1).

Procedures

- 7.10 In conducting a review of constituencies, the Commission are required by the legislation to follow certain procedures, principally to provide for public consultation.
- 7.11 The Secretary of State must be given notice of a review and that notice must be published in the London Gazette. Provisional recommendations must be published in newspapers

in the affected constituencies and, unless the proposals are for no changes to be made, they must also be deposited for public inspection in at least one place in each affected constituency. Representations may be made within one month of publication of the provisional recommendations and the Commission must take any representations into consideration. Where objections are received from a county or county borough council or a body of 100 or more electors, a local inquiry must be held. If the Commission revise their recommendations as a result of an inquiry, the revised representations must also be published and further representations invited and considered. A second local inquiry cannot be forced by these further representations, but there is discretionary power to hold a second inquiry. Any further modifications, as a result of further representations or a second inquiry, must also be published and representations invited. When the Commission have decided their final recommendations, they must submit a report to the Secretary of State.

Implementation of the recommendations

- 7.12 The Secretary of State has a statutory duty to lay the Commission's report before Parliament together with a draft Order in Council giving effect to the Commission's recommendations with or without modifications. If modifications are proposed, the Secretary of State must also lay a statement of reasons for the modifications. The draft Order in Council is submitted to both Houses of Parliament for approval and, after it is made by Her Majesty in Council, it cannot be called into question in any legal proceedings. The new constituencies take effect at the next following general election.
- 7.13 The above information is intended to be a general guide only. For a definitive statement of the law, please refer to the Parliamentary Constituencies Act 1986 – as amended by the Boundary Commissions Act 1992, the Local Government (Wales) Act 1994, the Government of Wales Act 1998, and the Scotland Act 1998 – together with the Court of Appeal ruling in *R v Boundary Commission for England Ex parte Foot* [1983] QB 600.

Crown Copyright

- 7.14 The maps deposited at the addresses listed above were produced using data provided by Ordnance Survey, Romsey Road, Southampton SO16 4GU (telephone 08456 05 05 05 or 08456 05 05 04 for the Welsh language helpline). These maps and the maps that form part of this document are subject to © Crown Copyright. Unauthorised reproduction will infringe Crown Copyright and may lead to prosecution or civil proceedings. Any newspaper editor wishing to use the maps as part of an article about the provisional recommendations should first contact the Copyright Office at Ordnance Survey.

Enquiries

- 7.15 Should you require further information about these provisional recommendations or about other aspects of the Commission's work please contact:

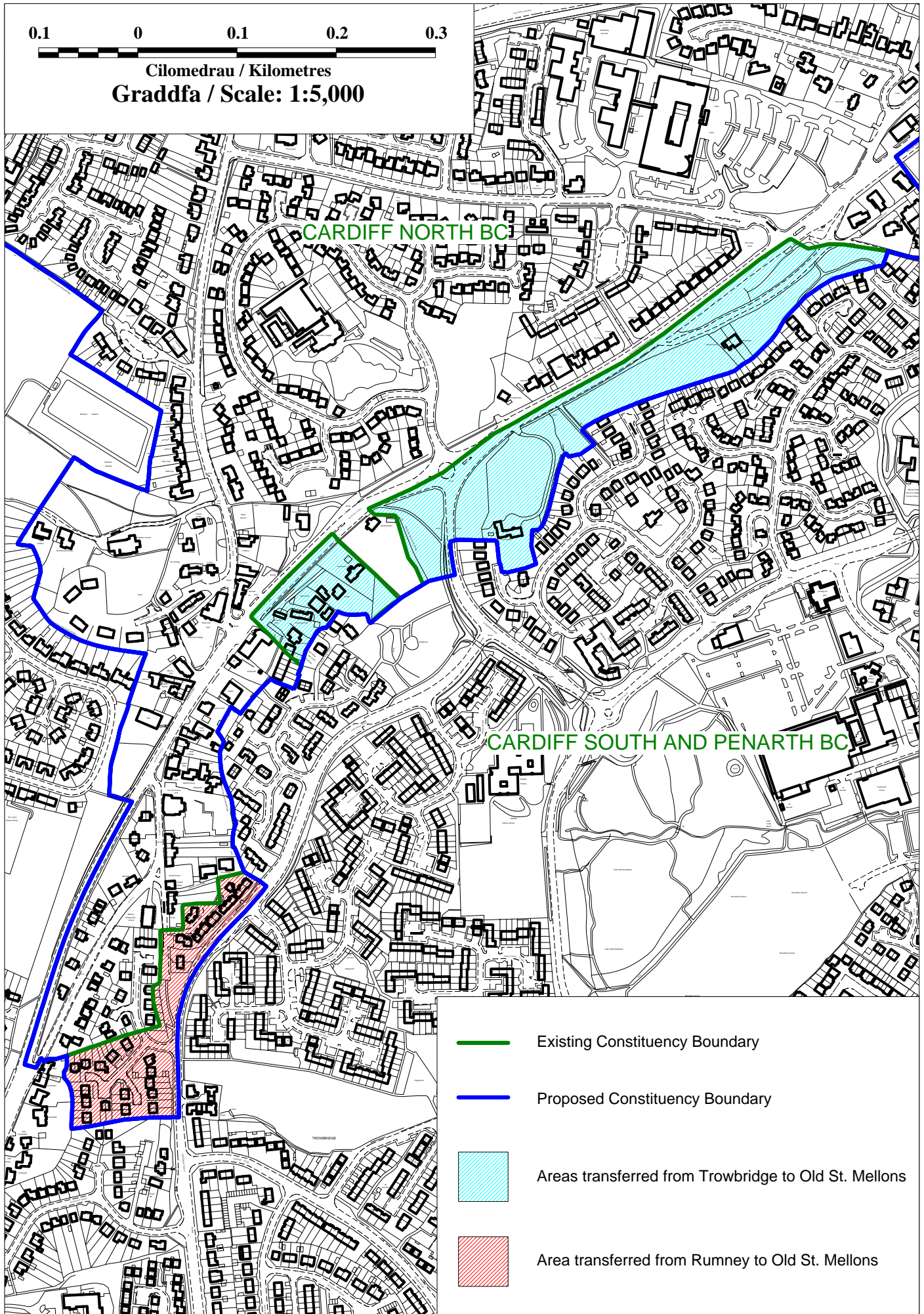
Boundary Commission for Wales
Caradog House
1-6 St Andrews Place
Cardiff
CF10 3BE

Telephone: 02920 395031

Fax: 02920 395250
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The Internet version of these provisional recommendations and maps are now available on:
www.bcomm-wales.gov.uk

CARDIFF NORTH AND CARDIFF SOUTH AND PENARTH BOROUGH COUNSTITUENCIES



ELECTORAL DIVISION ELECTORATES BY COUNTY**Cardiff**

1.	Butetown	7,000	8.	Llanrumney	7,897
2.	Gabalfa	6,763	9.	Pontpennau/Old St. Mellons	7,100
3.	Grangetown	12,651	10.	Rhiwbina	9,167
4.	Heath	9,759	11.	Rumney	6,222
5.	Lisvane	2,822	12.	Splott	9,366
6.	Landaff North	5,484	13.	Trowbridge	10,792
7.	Llanishen	12,965	14.	Whitchurch and Tongwynlais	12,863

Vale of Glamorgan

1.	Cornerswell	4,067	4.	St. Augustine's	4,823
2.	Llandough	1,529	5.	Stanwell	3,354
3.	Plymouth	4,578	6.	Sully	3,622