

# **NORTH HORSHAM PARISH COUNCIL**

## **QUALIFICATIONS FOR CO-OPTION TO BEING A PARISH COUNCILLOR Section 79(1) of the Local Government Act 1972**

1. You must be a Commonwealth citizen or a European Union Citizen.
2. You must be over 18 years of age

### **AND**

3. (a) You must be a local government elector of the Parish i.e. you must be on the Electoral Register for the Parish; or  
(b) for the whole of the twelve months preceding the relevant date occupied as owner or tenant any land or premises therein; or  
(c) your principal or only place of work during that twelve months has been in the area; or  
(d) for the whole of the twelve months resided in the area or within three miles of it.

## **DISQUALIFICATIONS FOR CO-OPTION TO BEING A PARISH COUNCILLOR Sections 80/81 of the Local Government Act 1972**

1. If you hold any paid office or employment (other than the office of chairman, vice-chairman, deputy chairman, presiding member or deputy presiding member or, in the case of a local authority which are operating executive arrangements which involve a leader and cabinet executive, the office of executive leader or member of the executive) appointments or elections to which are or may be made or confirmed by the local authority or any committee or sub-committee of the authority or by a joint committee or National Park authority on which the authority are represented or by any person holding any such office or employment; or
2. If you are the subject of a bankruptcy restrictions order or an interim bankruptcy restrictions order, or a debt relief restrictions order under Schedule 4ZB of the Insolvency Act 1986; or
3. If you have within five years before the date of appointment been convicted in the United Kingdom, the Channel Islands or the Isle of Man of any offence and has had passed on him a sentence of imprisonment (whether suspended or not) for a period of not less than three months without the option of a fine; or been convicted in the United Kingdom, the Channel Islands or the Isle of Man of any offence and has been sentenced to not less than three months' imprisonment (whether suspended or not) without the option of a fine; or

4. You may be disqualified under any enactment relating to corrupt or illegal practices under the Representation of the People Act 1983. The names of any such persons are found in a special list which is published with the Electoral Register
5. A person is disqualified for being elected or being a member if the person is subject to either -
  - (a) any relevant notification requirements meaning :
    - i. the notification requirements of Part 2 of the Sexual Offences Act 2003;
    - ii. the notification requirements of Part 2 of the Sex Offenders (Jersey) Law 2010;
    - iii. the notification requirements of Part 2 of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law 2013;
    - iv. the notification requirements of Schedule 1 to the Criminal Justice Act 2001 (an Act of Tynwald: c. 4).

**Or**

- (b) a relevant order meaning :
  - i. a sexual harm prevention order under section 345 of the Sentencing Code;
  - ii. a sexual harm prevention order under section 103A of the Sexual Offences Act 2003;
  - iii. a sexual offences prevention order under section 104 of that Act;
  - iv. a sexual risk order under section 122A of that Act;
  - v. a risk of sexual harm order under section 123 of that Act;
  - vi. a risk of sexual harm order under section 2 of the Protection of Children and Prevention of Sexual Offences (Scotland) Act 2005;
  - vii. a sexual risk order under section 27 of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016;
  - viii. a restraining order under Article 10 of the Sex Offenders (Jersey) Law 2010;
  - ix. a child protection order under Article 11 of that Law
  - x. a sexual offences prevention order under section 18 of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law 2013
  - xi. a risk of sexual harm order under section 22 of that Law
  - xii. a sexual offences prevention order under section 1 of the Sex Offenders Act 2006 (an Act of Tynwald: c. 20)
  - xiii. a risk of sexual harm order under section 5 of that Act.