

### NOTICE OF DISSOLUTION

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

Notice is hereby given that the number of candidates remaining validly nominated for election to the Community Council is below HALF of the maximum permitted number required to make up the elected Community Council. 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 assets\* (property and funds) as are held in trust or under the control of the Community Council at the date of dissolution (after the satisfaction of any proper debts or liabilities) shall transfer to Dumfries & Galloway Council (DGC) who shall hold same in trust for a future Community Council representing that area. The liability of all members and office bearers of the former Community Council shall cease on the transfer of assets and the submission of satisfactory certified accounts for the final period of operation of the former Community Council to DGC.

\*Except where provision is made in the Constitution for assets to be managed or held by another constituted group.

For the avoidance of doubt, should a new Community Council be established within 4 years of the date of dissolution, all such assets which had been transferred to and held in trust by DGC shall be transferred to the new Community Council.

Should a Community Council fail to be re-established within 4 years of the date of dissolution, all assets including money held in bank, building society etc. accounts may be disposed of by DGC for such charitable purposes in the former Community Council area as it, in its sole discretion, decides.

In the event that the Community Council is dissolved under the above procedure, and 20 or more electors subsequently wish to re-establish a Community Council for the area, these electors shall submit a written request to DGC in accordance with Section 52(7) of the Local Government (Scotland) Act 1973, on receipt of which the Community Council's Returning Officer shall arrange for elections to be held in accordance with the Scheme.

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**