

AT A MEETING of the RIVER HAMBLE HARBOUR MANAGEMENT COMMITTEE held at Warsash Sailing Club on 24 June, 2011

PRESENT

Chairman:

p Councillor S. D. T. Woodward

Vice-Chairman:

p Councillor Dr. R. J. Ellis

Councillors:

p Mrs C. A. Bailey	a C. Davidovitz
p A. Broadhurst	a A. D. G. Evans
p M.G. Cooper	a A. Gibson
	a A. W. Rice, TD

Eastleigh Borough Council

p Councillor Mrs S. Ingram

Fareham Borough Council

p Councillor T. M. Cartwright

Winchester City Council

p Councillor Victoria Weston

Association of River Hamble Yacht Clubs

p Mr P. Middleton

British Marine Federation

p Mr M. Glanville

Hamble River Boatyard and Marina Operators Association

p Mr R. Boissier

Berth and Mooring Holders Representative

p Mr D. Jobson

Royal Yachting Association

p Mrs P. Dorothy

95. **APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillors C. Davidovitz; A.D.G. Evans; A. Gibson and A.W. Rice TD.

96. **DECLARATIONS OF INTEREST**

Members were mindful that, where they believed they had a personal or personal prejudicial interest in any matter to be considered at the meeting, they should normally at the time of the debate declare their interest, and having regard to the circumstances described in paragraphs 9, 10, 11 and 12 of the County Council's Code of Conduct, consider whether to leave the meeting whilst the matter was discussed save for exercising any right to speak in accordance with Paragraph 12 of the Code. The normal declarations of interest applied among those present at this meeting.

Councillors S. Woodward and V. Weston both declared personal, non-prejudicial interests by reason of their being Mooring or Berth Holders on the River Hamble, as did Mr. R. Boissier, Mrs P. Dorothy, Mr. M. Glanville, Mr. P. Middleton and Mr. D. Jobson.

Councillors T. Cartwright, C. Bailey and V. Weston, along with Mr. D. Jobson and Mr. P. Middleton, also declared personal non- prejudicial interests as members of Local Yacht or Sailing Clubs.

Mr. M. Glanville declared a personal, non-prejudicial interest as an employee of the Marine Developments Ltd.

97. **MINUTES**

The Minutes of the River Hamble Harbour Management Committee meeting held on 18 March, 2011 were confirmed as a correct record and signed by the Chairman.

98. **CHAIRMAN'S ANNOUNCEMENTS**

The Chairman announced that Councillor F. Allgood was no longer a Member of the Committee. This followed his appointment as Chairman of the County Council in May, 2011. The vacancy on the Committee was to be filled at the next County Council meeting on 14 July, 2011.

It was also announced that this was Mr. D. Jobson's last meeting as he had recently been selected to become a Member of the Harbour Board (Minute 101 refers). The Chairman thanked Mr. Jobson for his work on the Committee.

It was reported that Winchester City Council had appointed Councillor J. Cooper in place of Councillor E. Bell as their deputy Member. This

was noted by the Committee.

99. **DEPUTATIONS**

Pursuant to Standing Order 21, the Chairman reported that there were three deputations to be made at the meeting. These had been received from Mr. T. Blewett , Mr. J. Clark on behalf of the River Hamble Mooring Holders Association and Dr. P. Tosswell of Lymington Technical Services on behalf of Deacon's Boatyard. Each of the deputations related to the application for Harbour Works Consent for a marina re-build and capital dredge at Deacon's Boatyard (Minute 105 refers).

Mr. T. Blewett in making his deputation raised objections which principally related to inaccuracies within the submitted drawings , concerns about the hydrodynamic assessment and issues about navigational safety .

Mr. J. Clark, on behalf of the River Hamble Mooring Holders Association, raised his concerns that the report relied upon the Consultant's observations /comments on the objections received, rather than the Harbour Office providing this information on an impartial basis. Also, he highlighted several other principal objections made by the Association and complained that the Management Committee report did not include the comments of the appropriate Planning Officer. Members were aware that the River Hamble Mooring Holders Association's detailed objections had been included as comment 9 of Appendix 3 of the submitted report.

Dr. P. Tosswell, in making his deputation in favour of the proposal addressed each of the concerns raised by the earlier deputees and re-iterated some of the key points already expressed on behalf of the Consultants in Appendix 4 as part of the submitted report.

100. **HARBOUR MASTER'S REPORT**

The Committee considered the report of the Director of Culture, Communities and Business Services (Item 6 in the Minute Book) on incidents and events in the Harbour for the period 18 March to 12 June 2011. A Member asked whether the theft of a number of aluminium masts from the dinghy compound at Hamble should have been included. The Marine Director indicated that it was not normal to include thefts which had taken place entirely on the land but confirmed that such cases were, as a matter of course , reported by the Harbour Office to the police.

RESOLVED:

That the report be noted

101. MARINE DIRECTOR'S CURRENT ISSUES

The Committee considered the report of the Director of Culture, Communities and Business Services (Item 7 in the Minute Book) on three issues currently being progressed by the Marine Director, namely the Asset Enhancement Programme, the Strategic Vision and the recruitment of two new Members to the Harbour Board.

The Marine Director reported that the plans relating to each of the four Asset Enhancement projects were available to be viewed on-line as well as being displayed at this meeting. It was noted that Hamble Parish Council had written to the Marine Director on the previous evening, opposing all three of the proposed projects which relate to the Hamble foreshore. In response to this, several Members raised their concerns about the detail of the information so far included and the costs of the drawings etc. The Marine Director reported that the work already undertaken by Consultants was as agreed by the River Hamble Board on 15 March, 2011. However, the Marine Director agreed to communicate the concerns raised by some Members at this meeting to the Harbour Board on 8 July, 2011.

The Strategic Vision sub-group had met three times and a first draft of a "Strategic Vision for the River Hamble" was due to be considered by the sub-group at its next meeting, prior to it being submitted to the next meeting of the Management Committee in September, 2011. Councillor Victoria Weston volunteered to join the sub-group and this was supported by the Committee.

The Marine Director was pleased to report the Appointments Panel had selected David Jobson as the new recreational boating independent member of the Harbour Board and Chris Moody for a second term on the Harbour Board as the commercial independent member. The appointments would need to be ratified by the County Council on 14 July, 2011. It had left a vacancy on the Management Committee for a berth and moorings holders representative which was being addressed by the Chairman and Marine Director in the normal way.

RESOLVED:

That the report be noted.

102. ENVIRONMENTAL UPDATE

The Committee considered the report of the Director of Culture, Communities and Business Services (Item 8 in the Minute Book) on issues related to the environmental management of the Harbour. Members noted that these involved various changes to the marine licensing system, updates regarding the River Hamble Maritime Dredge Plan and the Hamble Estuary Partnership, and details of the River Hamble Annual Crabbing Competition held on 18 June, 2011.

RESOLVED:

That the report be noted.

103. **SOUTHAMPTON CHANNEL DREDGE – RIVER HAMBLE SAFEGUARDING AGREEMENT**

The Committee considered the report of the Director of Culture, Communities and Business Services (Item 9 in the Minute Book) on the legal agreement between Hampshire County Council and Associated British Ports (ABP) concerning the Southampton Approach Channel Dredge (SACD). The Marine Director confirmed that the agreement was required prior to the proposed major capital dredge by ABP in the near future. A monitoring plan has been proposed which would help to identify any negative impacts were they to occur within the River. The required monitoring would start no less than six months prior to the SACD works and continue for six months after the work was completed. The Marine Director explained that should Excess Sedimentation be recorded during the planned operations, ABP would be required to meet the reasonable costs of its removal. Also, some concerns were raised at the meeting regarding the dispute resolution arrangements and a view that in the event of any dispute arising between the parties an arbitrator should be appointed as opposed to an expert. The Marine Director agreed to consider the differences and review the agreement if this proved necessary.

RESOLVED:

That the report be noted.

104. **RIVER HAMBLE FINAL ACCOUNTS 2010/11**

The Committee considered the report of the County Treasurer and Director of Culture, Communities and Business Services (Item 10 in the Minute Bok) on the River Hamble Final Accounts 2010 /11

The Head of Finance (Culture, Communities and Business Services) outlined the key features of the final accounts. During the financial year 2010/11, a surplus of £41,781 had been achieved and added to the Revenue Reserve. This had been £19,181 more than budgeted for. Expenditure was under budget by £11,264 and income exceeded the budget by £7,917. It was noted that further details on the breakdown of the income and expenditure was set out in Appendix 2 to the report and that Appendix 3 to the report explained the Central Department charges.

RESOLVED:

- (a) That the report be noted.

- (b) That the report be submitted to the River Hamble Harbour Board for its approval.

105. HARBOUR WORKS CONSENT – DEACONS BOATYARD

The Committee considered the report of the Director of Culture, Communities and Business Services (Item 11 in the Minute Book) giving details of an application for Harbour Works Consent to undertake a marina re-build and capital dredge at Deacon's Boatyard. Whilst the report recommended the Management Committee to advise the Harbour Board to grant this Consent, with the list of proposed conditions by the Harbour Office as detailed in the report, the majority of those Members who voted on this item felt unable to agree to this. The Committee had before them a number of objections to the proposal from a variety of different interested parties who had been consulted (Appendix 3 to the report refers). Although each of the objections received had been answered by the applicant's consultants, the majority of the Management Committee were not sufficiently convinced that the application should proceed. During a full discussion a number of concerns were highlighted by various Members at the meeting. These included loss of access channels; the safety of existing channels; signage issues; inadequate turning space for boats; potential to restrict future river development; impact of the significant dredge; effects on Elephant boatyard; environmental impact on the dynamics of the river; potential to encourage larger boats at Deacon's and to discourage dinghy sailing in part of River affected, and navigational safety issues. The Marine Director responded to Members' concerns and felt that on the basis of the technical information provided, along with the conditions being proposed, there were no grounds to refuse the application. The Committee noted that the Harbour Board would be advised of their decision on this item at their next meeting on 8 July, 2011. Accordingly, it was

RESOLVED:

That the River Hamble Harbour Management Committee advises the Harbour Board to refuse Harbour Works Consent for the proposed works at Deacons Boatyard. The vote was eight to three against the proposals.

106. HARBOUR WORKS CONSENT - WARSASH SAILING CLUB

The Committee considered the report of the Director of Culture, Communities and Business Services (Item 12 in the Minute Book) giving details of an application for Harbour Works Consent to replace Warsash Sailing Club's existing dolphin. It was noted that the works involved removing the existing timber dolphin structure and replacing it with a new steel structure. The County Council's archaeologist had raised no concerns over the proposal and no objections had been

received during the normal consultation process. Accordingly, it was

RESOLVED:

That the River Hamble Harbour Management Committee advise the Harbour Board to grant Harbour Works Consent for the proposed works at Warsash Sailing Club to remove the existing timber dolphin structure with the following conditions:

- (i) Vibro piling is to be used as standard with percussive piling only used if needed to drive piles to their design depth.
- (ii) Piling to occur between 30 November and 31 March. Works can commence between 16 September and 30 November but must stop if the Environment Agency informs the Harbour Master that the autumn salmon run has commenced.
- (iii) Should there be an incident outside Harbour Office hours and the Harbour Master not be contactable, the Coastguard should be contacted. The Coastguard hold all contact details if required in an emergency.
- (iv) All relevant consents should be obtained prior to commencement works and copies are to be lodged with the Harbour Office.

107. **PROPOSAL TO REPLACE HARBOUR AUTHORITY DORY**

The Committee considered the report of the Director of Culture, Communities and Business Services (Item 13 in the Minute Book) on the business case for replacement of the Harbour Authority's 4 metre Dory. The Marine Director reported that the three options looked at involved either to extend the life of the existing Dory, to replace like with like as far as possible with a new Dory or to replace the existing vessel with a 5.4 metre Rigid Inflatable Boat (RIB). Members noted the costs of each of the options as detailed in the report. An indicative price of £8,000 (excluding VAT and an engine) had been obtained from a reputable manufacturer for the preferred new RIB option .

RESOLVED:

That the River Hamble Harbour Management Committee advises the River Hamble Harbour Board to proceed with the purchase of a 5.4 metre Rigid Inflatable RIB and a 50 or 60 hp outboard engine, as set out in the report.

108. **HARBOUR AUTHORITY WORKSHOP AND STORE – BUSINESS CASE**

The Committee received the report of the Director of Culture, Communities and Business Services (Item 14 in the Minute Book) setting out the business case for constructing a new workshop and store for use by the Harbour Authority. The Marine Director reported on the background to the need for more space and the options which had been considered. A Member queried the way forward being proposed and the estimated costs given. It was suggested as an alternative whether storage space within the Harbour Office building had been fully investigated. However, the Committee were reassured that space there was already being fully utilised and therefore supported the Marine Director's proposal. Accordingly, it was

RESOLVED:

That the River Hamble Harbour Management Committee advises the River Hamble Harbour Board to approve the funding for constructing a new workshop and store for use by the Harbour Authority.

109. PROCEEDINGS OF ANNUAL FORUM 2011

The Committee received and noted the report of the Director of Culture, Communities and Business Services (Item 15 in the Minute Book) about the proceedings of the River Hamble Annual Forum held on 29 March, 2011 at Hamble Primary School.

110. FORWARD PLAN FOR FUTURE MEETINGS

The Committee received and noted the report of the Director of Culture, Communities and Business Services (Item 16 in the Minute Book) with regard to the key issues anticipated to appear on future River Hamble Management Committee and Harbour Board meeting agenda. It was

RESOLVED:

That the Forward Plan be noted.

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