

Meeting Title

Brixham Harbour Liaison Forum

Venue

Brixham Yacht Club

Date

2nd September 2009 at 10.30

Present

Capt P Labistour (PL)	Miss K Annis (KA)	Mr D Ham (DH)
Capt K Mowat (KM)	Mr B Curtis (BC)	Mr N Wright (NW)
Mr D Bartlett (DB)	Mr R Smith (RS)	Mr N Henderson (NH)

Agenda Items

1. Apologies for absence
2. Minutes of the last meeting
3. Matters Arising
 - a) BYC Slipway
 - b) Capital Works - Victoria Breakwater
 - c) Electricity Recharges
 - d) Problem Boats
 - e) Coroner's Court
4. Move to temporary Harbour Office accommodation
5. Merchant Shipping (Watercraft) consultation – to discuss a Tor Bay Harbour response
6. Harbour Charges 2010/2011
7. Breakwater Slipway – Listing status
8. Harbour Committee – upcoming agenda

1. Apologies for Absence

Mr R Richardson, Mr C Bedford, Cllr R Horne & Mr S Smith

2. Previous minutes

It was agreed that the minutes of the meeting of 3rd June 2009 were a true and accurate record of that meeting.
Mr C Bedford would just like to add to item (3) of the previous minutes that his comment should read that there is no need for anyone to be the Chairman other than one of the Harbour Masters.

3. Matters Arising

(a) Brixham Yacht Club (BYC) new slipway - safety issues

PL & KM are due to meet with BYC on 10th September to discuss the concerns about the usability of the new slipway.

PL reported that there were concerns that the Oxen Cove pathway may have to be closed in bad weather but this has not occurred to date.

BC wanted to know what the current proposals were to help ease the situation. PL said that among the options proposed is to place rock armour onto the old slipway but any work is dependant on the availability of funds after the completion of Phase II.

**PL &
KM**

(b)	<p><u>Capital Works - Victoria Breakwater</u></p> <p>This year the entire harbour was inspected by divers. Some voids were discovered on the bull nose end of the breakwater approximately 120 to 130 cubic metres in total. Remedial work is needed and this is expected to cost approximately £140,000. The work would be carried out over a six week period, if approved by the Harbour Committee.</p> <p>BC was concerned that if the work was not carried out in the near future it could end up costing twice as much in the long run.</p> <p>PL said that he would prepare a report for the December Harbour Committee meeting with a view to using the harbour reserves to fund the repair work.</p>	PL
(c)	<p><u>Electricity Recharges</u></p> <p>PL stated that since the electricity supply points on the MFV basin had been upgraded with new outlet boxes, a significant amount of power is now being consumed by the MFVs at a cost to the harbour account. Harbour staff are now looking into various different ways of recharging for this electricity usage. The MFV owners have been informed of this proposal.</p> <p>RS commented that boats were coming from Plymouth because it was cheaper to refit here and that some of the smaller boats had crew living aboard which also used the electricity.</p>	
(d)	<p><u>Problem Boats</u></p> <p>PL reported that the 'PEACE AND PLENTY' had now had its detention order lifted by the MCA. It had been bought by a London based company and would be leaving Brixham shortly.</p> <p>'LUCY LOU' has been served a Notice under section 23 of the Tor Bay Harbour Act 1970 and now has six weeks to be repaired to a reasonable standard or to be removed from the harbour.</p> <p>PL felt that the difficulty being faced would be that the cost of removal would fall to the Harbour Authority if the owner failed to comply, with a significant risk that the debt would not then be recovered.</p> <p>KM agreed that it would be expensive whatever happened.</p> <p>NW said that the Harbour Authority would have to contact the Environment Agency with regard to disposing of the vessel.</p> <p>PL reported that the decks of the 'GREITJE' had now been cleared and that a valuation survey had been carried out. Another survey is now needed for legal reasons and then the 'GREITJE' could be sold under a sealed bid process. The condition of sale will be that the boat is removed from Brixham harbour by a reputable company, a load line exemption certificate is gained from the MCA and there are proper towing arrangements in place.</p> <p>BC asked what sort of value the 'GREITJE' would hold. PL said that the value would not be much just the value as scrap.</p> <p>KM said the purpose of having two valuation surveys is to ensure that the vessel is not knowingly undersold.</p>	

(e)	<p><u>Coroner's Court</u></p> <p>KM attended the Coroner's court with regard to the death of Julian Flinn in May of this year. The court was unable to determine how Mr Flinn drowned and an open verdict was therefore recorded.</p>	
4	<p>Move to temporary Harbour Office accommodation</p> <p>PL reported that the move to the temporary Harbour Office, in Oxen Cove car park, is to go ahead on 17th September 2009.</p> <p>B21 is moving to a portacabin on New Pier.</p> <p>A separate report is going to the Harbour Committee to formalise B21's lease arrangements.</p>	
5	<p>Merchant Shipping (Watercraft) Consultation – Tor Bay Harbour response.</p> <p>KM reported that he would like the Liaison Forum to have the opportunity to influence how the Harbour Authority responded to the consultation.</p> <p>RS asked if jet-ski's had to be registered.</p> <p>PL stated that all personal watercraft (jet skis) had to be registered before launching in Tor Bay. A form had to be filled out, insurance was sited and if necessary data tags can be read by the Harbour Authority.</p> <p>This consultation paper was about correcting legislation to ensure that anything used for transportation on water can be properly regulated. KM is therefore in agreement with the draft Merchant Shipping (Watercraft) Order.</p> <p>BC asked when this will be made law. KM reported that no dates had been given yet.</p>	
6	<p>Harbour Charges 2010/2011</p> <p>KM indicated that in December the Harbour Committee would consider a minimum 5% increase in harbour charges and that similar increases could be expected over the next three years.</p> <p>KM will write to the various user groups to open the debate over the expected rise.</p> <p>BC felt that the Harbour users would feel aggrieved because the increase is higher than inflation and that it would be the private leisure boats who feel it the most.</p> <p>KM reported that the Brixham harbour account was forecasting a loss of at least £50,000 this year and therefore recommending an increase was justified.</p>	

7	BPA Conference 2010	
	<p>PL reported that the British Ports Association annual conference for 2010 would be held in Torquay in conjunction with the 40th Anniversary of the 1970 Tor Bay Harbour Act.</p> <p>The previous Harbour Committee Chairman, Cllr Gordon Oliver, was keen to host the event and had volunteered the Bay as a host venue. The BPA were pleased to accept the bid.</p> <p>PL said that all are welcome to attend the conference and that it provided a real opportunity to showcase the Bay to visiting harbour executives.</p>	
8	Breakwater Slipway Listing	
	<p>PL reported that the Breakwater slipway has now been listed Grade II by English Heritage. He understood that English Heritage had been asked to list the structure by a stakeholder who was unhappy with the MDL development plans for the area. Unfortunately the Harbour Authority was not consulted on this matter and was only informed of the listing after the event.</p> <p>Both KM & PL confirmed that the Grade II listing should not impact on the way the slipway is currently used.</p>	
9	Harbour Committee – Upcoming Agenda	
	<p>The Next meeting is on 14th September 2009, held at Oldway Mansion in Paignton.</p> <p>Upcoming Agenda</p> <ol style="list-style-type: none"> 1. To note the minutes of Torquay/Paignton and Brixham Harbour Liaison Forums 2. To consider the quarterly Budget Monitoring Report 3. To monitor the Performance of the Harbour & Marine Services Business Unit (SPAR.Net) 4. To consider the results of the Annual Harbour Users Survey 5. Torquay Rowing Club/Royal Torbay Yacht Club (Part 2) 6. Brixham 21 lease grant (Part 2) 	

Next Meeting

Venue

Future Meetings

Wednesday 25th November 2009 at 10.30

Brixham Yacht Club

3rd March 2010

9th June 2010

**Dates of future
Harbour Committee
Meetings**

14th September 2009 - Paignton

7th December 2009 - Torquay

15th March 2010 - Brixham