



Meeting: Harbour Committee

Date: 19th March 2018

Wards Affected: All wards in Torbay


Report Title: Tor Bay Harbour - Operational Moorings and Facilities Policy

Executive Lead Contact Details: Non-Executive Function

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Tor Bay Harbour Master

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1. Purpose

1.1 This report proposes changes to the Operational Moorings and Facilities policy.

2. Proposed Decision

2.1 **To approve the Operational Moorings and Facilities policy (Appendix 1).**

3. Action Needed

3.1 If adopted, the Harbour staff will publish and implement version 13.

4. Summary

4.1 Use of moorings, berths, boat park spaces, tender racks, storage lockers, etc is governed by a variety of controlling factors including: local harbour legislation; harbour byelaws and the annual Facility Agreement terms and conditions.

4.2 In June 2007 the Harbour Committee introduced a new operational policy statement to supplement existing legislation and bye- laws. It has been subject to routine revisions and in March 2017 the Committee approved Version 12.

4.3 The policy ensures that a consistent, fair and equitable approach is applied to new, existing and potential facility users. The existing operational policy statement serves as a management tool and it was accepted that it would need to be amended from time to time by the Harbour Committee. It therefore does not form part of the strategic policy framework set by Torbay Council.

Supporting Information

5. Position

- 5.1 The Tor Bay Harbour Operational Moorings and Facilities Policy was adopted by the Harbour Committee in June 2007 and updated every March since 2009.
- 5.2 All of the amendments in the proposed Tor Bay Harbour Operational Moorings and Facilities Policy – version 13 are shown using ‘track changes’ at Appendix 1.

6. Possibilities and Options

- 6.1 To take no action and continue with the Tor Bay Harbour Operational Moorings and Facilities Policy version 12, published in March 2017.

7. Preferred Solution/Option

- 7.1 To approve and adopt the Operational Moorings and Facilities Policy version 13.

8. Consultation

- 8.1 The moorings and facilities policy includes existing and well-established policy or terms and conditions of use. However, these latest amendments have been tabled at the recent Harbour Liaison Forums and have been discussed with staff within Tor Bay Harbour Authority.

9. Risks

- 9.1 There are no significant risks associated with the recommendation of this report. However, the absence of such a policy may attract criticism, especially if staff are expected to take operational decisions in the absence of clear guidelines.
- 9.2 The adoption of a clearly stated moorings and facilities policy will enhance the Council’s reputation for transparency and accountability in respect of its delivery of its Harbour Authority function.
- 9.3 Adoption of a clearly stated moorings and facilities policy should promote equality of opportunity for people to access services provided by the Harbour Authority. Furthermore it should reduce or eliminate any unlawful discrimination, direct or indirect, regarding the allocation and use of moorings and facilities.

Appendices

Appendix 1 Tor Bay Harbour – Operational Moorings and Facilities Policy - version 13

Additional Information

The following documents/files were used to compile this report:

Tor Bay Harbour – Operational Moorings and Facilities Policy - Versions 12