

MINUTES
HAYLE HARBOUR ADVISORY COMMITTEE
18 January 2012

	ISSUES DISCUSSED	18 January 2012	ACTION
1.	Welcome, introductions and apologies		
	John Bennett (Chairman) – attendees Tim Armstead (ING); Mark Capon (Harbour Master); John Carter (Hayle Fishermens Assoc); Jenny Christie (CC); Cllr John Coombe; Cath Empson (CC); Peter Ghey (Hayle Fishermens Assoc); Peter Haddock (Hayle Harbour); Rob Lello (Hayle Harbour Users Association); Cllr John Pollard; Anne-Marie Rance (SOS); Georgina Schofield (Hayle Chamber of Commerce); David Turner (Environment Agency) Apologies:- PC G Trevorrow, Mr D Flumm (RSPB), Lech Kwiatowski, Andy McDouall (Natural England) Two members of the public were also present.		
2.	Chairman’s announcements – for information only		
	No announcements.		
3.	Approval of Minutes of 12 October 2011 and matters arising		
	There were no actions. The Minutes were approved. Motion carried unanimously.		
4.	Hayle Harbour Authority Ltd		
	(a) Harbour Master’s Report and Port Marine Safety Code The report was presented by the Harbour Master. See attachment. A question was asked by a member of the public:- Whose outboard motor was the subject of the theft? The answer was Keith Kemp.		
	(b) MC explained that Trinity House had declined a request to adopt the two buoys at the entrance of Hayle Harbour on the basis that they are particular to Hayle and not for general navigation. He suggested that it might be better if the buoys were moved closer to the entrance of the harbour and to put a new buoy to the northern extremity of the bar to warn mariners, and still give a reference point to local users. Trinity House have agreed that this is sound practice. MC is in the process of costing a new cardinal buoy and Trinity House have volunteered to locate at no cost. MC said that he will cost and put this to the board. He then wishes input from users, in conjunction with Trinity House, to agree a place. This will then be brought back to the HHAC. The Harbour Master gave a briefing on the Port Marine Safety Code and outlined the annual PMSC compliance audit (22/11/2011) by the Designated Person. The Chairman congratulated the harbour team on achieving compliance with the PMSC. The following was discussed:- <ul style="list-style-type: none"> • Larger vessels navigating the channel – every passage should be planned. 		

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	<ul style="list-style-type: none"> • Mackerel boats – a payment plan has been entered into for the boat owners that owe money. • Chromium in harbour no health risk – source not determined. • Mean high water spring – discussion on this and photographic evidence. • PG asked whether the names of duty holders are held in harbour office. They are and on the website. 		
5.	<p>Update on Harbour Development and consideration of HHAC being stakeholder in Community Controlled Harbour</p>		
	<p>JB explained that this was a matter regarding HHAC considering becoming a stakeholder in a community controlled harbour over the next few years. Part of the South Quay development includes a S106 Agreement to be a trust or trust port and funded by a levy on people who use property around the harbour.</p> <p>Cornwall Council are in discussion with ING’s management about details of this and think it would be helpful if they knew what the position of this Committee was. ING isn’t a harbour operator, at some stage there will be a transition. Some different models will be looked at such as a trust port, charitable trust or a community interest company.</p> <p>TA explained that as part of the S106 discussion with Cornwall Council ING were committed to working out the details on a consultation process about the form of the community body that will be transferring the harbour authority and adjoining land ownerships too. Consultation will take the views of the wider community in Hayle who can also comment on how they view a community body and what is best for the town.</p> <p>The definition of stakeholder is everybody that uses the harbour – everybody who has a interest in it.</p> <p>A discussion took place regarding HRO – stakeholder body etc.</p> <p>The following, having been proposed and seconded, was put to the vote:</p> <p style="text-align: center;">It is resolved that the Hayle Harbour Advisory Committee agrees in principle with continuing as the harbour stakeholder body in a trust or similar body with limited liability created to take over harbour ownership and operations for the benefit of the community.</p> <p>It was carried unanimously.</p>		<p>Chairman to advise Cornwall Council of decision.</p>
6.	<p>Review of Constitution</p>		
	<p>This has not been looked at in any detail since Wayne Adams, the former Chairman, had drafted the first constitution in March 2009. The main changes proposed, apart from minor edits, are that there should be an annual meeting at which point the Chairman will step down and there will be a re-election.</p> <p>Chairman asked whether there were any comments on the amendments made.</p>		

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	<p>JC suggested that anybody on the list of members of the HHAC that has not attended should be written to and steps taken to make sure they do attend. Action Chairman will write to the people not attending.</p> <p>J Carter pointed out there used to be two members of Hayle Fishermens Association, there were always two members. This was corrected.</p> <p>Under the 1989 Hayle Harbour Act, Hayle Harbour's management should have no more than two representatives. More members of the management team would always be welcome to attend but, in the event of a vote, only two members votes could be recorded.</p> <p>A discussion took place.</p> <p style="text-align: center;">It was resolved to adopt the revised constitution.</p> <p>(Copy attached)</p>	Chairman	
7.	Discussion of plans for East Quay		
	<p>RL explained that, following a meeting of the Hayle Residents Association, a mandate was given to create a trust capable of taking over some or all of the harbour for the benefit of the people of Hayle. The Hayle Harbour Trust was formed and, at later discussions with ING, certain parts of the Harbour that were not suitable for development were earmarked for transfer. Land for transfer included: Wilsons Pool, parts of Copperhouse Pool, piece of land behind Passmore Edwards, land next to the station, beaches at Lelant and Hayle side, the weir with central split, some of Carnsew Pool, quays and jetties and walkways on top of quays and jetties. The price for this was community support for a supermarket and some housing on South Quay. An important factor was the repair of the Carnsew sluice gates.</p> <p>Also discussed, was the development of fishermen's facilities on East Quay. The problem on East Quay for developers is that there are two rights of way running through it and leases to some of the large buildings. Wavehub want to use the end of North Quay, which doesn't leave much room for the fishermen. A proposal was floated that ING would be hand over the parts of East Quay that they own and negotiate with the land owners and the leaseholders about the uses of their buildings, and see what the best scenario is.</p> <p>Consultation has taken place with local fishermen. A wish list was produced:-</p> <ul style="list-style-type: none"> • Bunkering facilities • Sensible safe stores • Locked Compounds • Access to boat builders • Other boats could be attracted, wet dock/dry dock. <p>Income streams have been looked at CC and CDC, although nothing can start until the Secretary of State agrees to a supermarket.</p> <p>J Carter asked the Chairman and RL whether they had approached Wave Hub regarding the compensation fund for the fishermen. A discussion ensued whereupon J Carter wanted to ensure that this compensation fund was not</p>		

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	<p>redirected. R. Lello agreed to meet with Claire Gibson of Wave Hub Ltd. to ensure that there were no misunderstandings.</p> <p>ING have to build a bridge to South Quay. They are willing to give cash rather than a bridge and there is a possibility that this could be used for match-funding to enable a bridge/lock gate to be constructed at the end of Penpol Creek. This would create a 'wet' mooring for larger vessels.</p>		RL
8.	To consider inviting Wave Hub Limited to become a member of the HHAC		
	<p>Chairman proposed that Wavehub come a member.</p> <p>It was resolved that Wave Hub Limited should become a full member of the HHAC</p> <p>The motion was carried unanimously.</p>		Chairman to notify Wave Hub Ltd.
9.	To consider making Save our Sands a full member of the HHAC		
	<p>Save Our Sands has been a co-opted member of HHAC for many years. They have recently signed a Memorandum of Understanding with ING and have a taken a positive role in the protection and enhancement of the harbour and estuary.</p> <p>It was proposed by the Chairman and seconded by JP that Save Our Sands should become a full member of the HHAC.</p> <p>It was resolved that Save Our Sands should become a full member of the HHAC</p> <p>The motion was carried unanimously.</p>		Chairman to notify Save Our Sands.
10.	Hayle Estuary Plan		
	No issues.		
11.	Election of Chairman at Next Meeting		
	<p>Chairman reminded members that he is designated as a member of HHAC on behalf of Hayle Town Council. This has usually been a role assigned to the mayor. His term as mayor ends in May and, consequently, his last meeting will be on the 11th April. There is a possibility that he will be re-nominated to represent the council. In either case, under the new constitution, he will step down as chair and if nominated by the council will offer himself for re-election. Otherwise, a new chair will need to be selected.</p>		
12.	Any other business		
	RL suggested that a special meeting of the HHAC could be called if harbour developments required it.		
13.	Time and date of next meeting		
	11 April 2012		