

PANNETT PARK | WHITBY | YO21 1RE
TEL: (01947) 820227 | E MAIL: info@whitbytowncouncil.gov.uk

Dear Councillor,

22 March 2023

Your attendance is requested at a meeting of the **HARBOUR COMMITTEE** to be held in Pannett Art Gallery, on **Tuesday 28 March 2023 at 5.00 pm (Prior to a meeting of the Planning Committee at 6pm)** the agenda for which is set out below.

Yours Sincerely

A Cowey
Deputy Clerk & Civic Officer

To: Cllrs A Abbott, R Barnett, G Goodberry, A Jones,
J Redfern, C Riddolls, Mrs H Sumner and Mrs L Wild
Substitute R Dalrymple,

NOTICE OF MEETING – Public notice of the meeting is given in accordance with schedule 12, paragraph 10(2) of the Local Government Act 1972.

AGENDA

1. APOLOGIES FOR ABSENCE

To receive and resolve upon apologies for inability to attend.

2. DECLARATION OF INTERESTS AND REQUESTS FOR DISPENSATION

To declare any interests which members have in the following agenda items.

3. MINUTES

To approve as an accurate record the minutes of the Harbour Committee held on 26 July 2022

4. PUBLIC PARTICIPATION

Standing Orders will be suspended for up to 15 minutes to allow for questions or statements about business items on the agenda, submitted by members of the public (limited to 3 mins per person).

5. HARBOUR MASTER

To receive a report from Mr Chris Borrows, Harbour Master, regarding the running and forward planning of Whitby Harbour.

6. HARBOUR ISSUES

To consider Harbour Issues

WHITBY TOWN COUNCIL

Minutes of the meeting of the **Harbour** Committee held in Pannett Art Gallery, Whitby, on Tuesday 26 July 2022 at 6pm, following a meeting of the Planning Committee.

Present Councillor C Riddolls (Chair) and Councillors A Abbott, R Barnett, G Goodberry, A Jones and Mrs L Wild.

Also M King, Town Clerk, Mrs A Cowey, Deputy Town Clerk with Mr Chris Burrows (Whitby Harbour Master) and Cllr Nock.

NOTICE OF MEETING – Public Notice of the Meeting has been given in accordance with Schedule 12, paragraph 10 (2) of the Local Government Act 1972.

115/22 ELECTION OF CHAIR

MOVED by Councillor Abbott, seconded by Councillor Goodberry and

RESOLVED unanimously that Councillor Riddolls be elected Chair of the Harbour Committee for the ensuing year.

116/22 APOLOGIES

Apologies for inability to attend was received from Councillor J Redfern.

117/22 ELECTION OF VICE-CHAIR

MOVED by Councillor Goodberry, seconded by Councillor Riddolls and

RESOLVED unanimously that Councillor Abbott is appointed Vice-Chair of the Harbour Committee for the ensuing year.

118/22 DECLARATION(S) OF INTERESTS & REQUEST FOR DISPENSATION

There were no declarations of disclosable pecuniary interests, and other interests or dispensation requests.

119/22 TO CONSIDER ACTIONS REQUIRED IN ACCORDANCE WITH THE TERMS OF REFERENCE AT THE FIRST COMMITTEE MEETING OF A NEW COUNCIL YEAR.

a) Confirmation of the accuracy of the minutes of the last meeting of the Committee held on 8 February 2022

MOVED by Councillor Abbott, seconded by Councillor Jones and

RESOLVED unanimously that the notes of the (advisory) Harbour Committee held on 8th February 2022 having been circulated be taken as read and signed by the Chairman as an accurate record.

b) Review of the terms of reference of the Committee.

MOVED by Councillor Abbott, seconded by Councillor Goodberry and

RESOLVED unanimously that the review of the terms of reference of the committee are approved.

c) Review of delegation arrangements to employees and to any subcommittee(s) of the Harbour Committee

MOVED by Councillor Abbott, seconded by Councillor Jones

RESOLVED that the delegation arrangements to employees and to any sub-committee(s) of the Harbour Committee are approved.

d) Review and adoption of appropriate standing orders, financial regulations, policies and procedures relating to the functions of the Committee.

MOVED by Councillor Jones, seconded by Councillor Goodberry

RESOLVED that the Review and adoption of appropriate standing orders, financial regulations, policies and procedures relating to the functions of the Committee are noted

e) Review of the anticipated Committee workload for the coming year.

MOVED by Councillor Jones, seconded by Councillor Abbott

RESOLVED that information on any anticipated committee workload will come back to this committee

STANDING ORDERS SUSPENDED

120/22

PUBLIC PARTICIPATION

No members of the public present.

STANDING ORDERS REINSTATED

121/22

HARBOUR MASTER

Captain Burrows, circulated the Harbour Master Briefing Note to Harbour Executive (27.06.22) and went through the report answering all members questions on;

- Shellfish Mortality - as there has been a recurrence of shell fish mortality following the recommencing of dredging at Tees-dock there is a possibility that Government may re look at this problem. The impact on the fishing community has been hard – there are no schemes in place to help the industry, but individual fishermen could obtain support if they applied. Scarborough has not been impacted as heavily as Whitby and this issue has had no effect at Filey. The only support the Harbour Master has been able to offer fishermen affected is help with the payment of the harbour dues. He is demanding further investigation by the government.
- Due to climate change white fish have migrated further north to the colder water.
- The infrastructure is regularly inspected including the life belts. There has been an issue with these being thrown into the harbour. Better cases are being sought.
- A net structure has been put around the lighthouse which has enabled the seating to be restored and the Heras fencing to be removed. Funding is being sought to restore the light house, and it has been suggested that the structure is upgraded to a grade2* listed building which will give more

funding options.

- The Harbour master will look at the seating issue in the bandstand
- Councillors were made aware that any underwater surveys of the harbour would be organised by the Borough Engineers.
- The funding has been awarded for the Maritime Hub by central government, but work will not commence until the harbour issue is sorted. The £10m will have to be returned to central government if the maritime hub does not go ahead.
- There has been an increase in foreign visitors since the pandemic – boats have visited from Holland and Germany
- Dogger Bank – Whitby Harbour is being used as port for the offshore wind traffic.
- Although the swing bridge did stick in the hot weather it worked a lot better than anticipated
- Operation Kraken is still in operation – this has been transferred to the Border Force from the Police.

MOVED by Councillor Abbott, seconded by Councillor Jones

RESOLVED unanimously that the Harbour Masters report is received.
--

122/22

HARBOUR ISSUES

Councillor Mrs Wild reported on a swan causing traffic issues on the east side – various organisations have been contacted and it is hoped that the swan will be relocated imminently.

**NOTES OF THE PILOT HARBOUR EXECUTIVE MEETING HELD VIA VIDEO CONFERENCE
TUESDAY 4 MAY 2021 AT 12:30 VIA VIDEO CONFERENCE**

Executive: Nick Edwards, Director (NE) & Chair
Cllr J Jefferson, Portfolio Holder (JJ)
Alex Richards, Economic Development Project Manager (AR)

Requested Supporting Officers:

Capt. Ian Vasey, Port Manager (IV)
Capt. Chris Burrows, Borough Harbour Master (CB)
James Buck, Deputy Harbour Master (JB)
Gary Pearson, Deputy Harbour Master (GP)
Kevin Wardell, Accountant (KW)
Lesley Dale, Ports Business Manager (LD)

1. Welcome and Apologies

John Woodhead and Martin Lloyd sent their apologies.

2. Notes of Previous Meeting

Notes of meetings on 1 February 2021 (Appendix 1) were agreed as accurate record.

3. Matters Arising (not on agenda)

There were no matters arising.

4. Port Marine Safety Code (PMSC) (GP)

GP advised the Group of three incidents since the last meeting. A fishing vessel had damaged a fender at Scarborough an invoice would be issued for the costs of repair. A pleasure tripping craft had grounded at Whitby with passengers on board, this was reported to the MAIB. A pollution incident at Scarborough from an overspill whilst transferring fuel. There had been a further grounding over the previous weekend as the skipper had misjudged the tide.

5. Stakeholder Engagement on Strategy/ Strategic Direction (AR)

CB updated the Group, regular meetings are being held with the stakeholder consultation due in 4 weeks. There were no major changes to the vision except water feature had been removed. The Town Deal funding does not cover all of the proposed scheme and the plans are considered as phase one, which will be extended should more funding become available. Plans to go to the Town Deal Board. The Group considered it essential that the fishermen's requirements should be accommodated within the scheme where possible.

6. Borough Harbour Master Briefing Note – 4 May 2021 (Appendix 2)

CB presented the report, which was received. He explained that the fishing continues to contract at Whitby due to many factors. The electricity to the Scarborough West Pier continues to be an issue and it was proposed that James Hird, Energy Manager, be invited to the next meeting.

ACTION: Invite JH

7. Financial Report (KW)

KW provided general update, Scarborough Harbour was currently showing a projected £5K surplus given the requisite Government COVID rebate, reserves were projected to stand at £123k holding and any unspent maintenance budget would be added to these for utilisation

in future years. Accruals were made to cover the cost of unbilled water charges. Whitby was showing a shortfall in income but it was hoped that central government funding would assist with any shortfall. KW updated the Group on the Dredger Management financial arrangements. CB advised of the operational side, still awaiting update on excavator pump. NE to contact Managing Director of Dalby Offshore and a Teams meeting to be arranged with NE, KW, CB and Managing Director, Dalby Offshore.

ACTION: NE & LMD

8. Maintenance and Assets

NE had requested that JW and ML complete capital bids for the Fish Pier and Eskside Wharf.

9. Fish ier (JW/ML)

CB advised meetings with the RNLI are progressing but the RNLI engineers have made alternative proposals which are being discussed.

10. PRIVATE & CONFIDENTIAL

11. Whitby Maritime Training Hub

AR updated Group on the Whitby Town Deal Board and the proposal to establish a Maritime Training Hub on Endeavour Wharf. Many partners have expressed an interest and are keen to be included with the hope of establishing a Beacon of Excellence. The Government have approved the £10M Bid and the project is to be delivered before 2025. Project and advisory Groups have been established to progress the schemes. The possible requirement for a Harbour Revision Order is also a consideration. Plans/footprint of the proposed building are those previously submitted by Dalby Offshore Ltd, which were widely consulted on.

12. PRIVATE & CONFIDENTIAL

13. Partnership Agreements

CB advised Group of history of leisure craft partnerships and how vessel owners had been using this to bypass the waiting lists, which were considerable. A plan of Scarborough Harbour showed 32 of the 77 partnerships had family connections. A customer had recently disclosed that some were actually attempting to 'sell' the berth with the boat using the partnership as a cover. It was proposed to establish a new procedure to stop this occurring and to backdate it for 2 years. CB to consult with User Groups and new procedure to be established. All partnerships requests from 1 April 2021 to be suspended until procedure established.

ACTION: CB & LMD

14. PRIVATE & CONFIDENTIAL

15. Any Other Business

Ian Vasey, Port Manager – NE advised this would be the last meeting with Ian and thanked him for all his help, support and guidance.

Filey – JJ advised that a local Councillor had asked if land to the South of the Coble Landing could be transferred to Filey Town Council as part of the upcoming Government reorganisation.

16. Date of Next Meeting

Monday 23 August 2021 at 13.30 pm via video conference