

NEWLYN PIER AND HARBOUR COMMISSIONERS (NPHC)

MEETING OF THE COMMISSIONERS HELD AT 1.00P.M. ON THURSDAY 2 MAY 2019 IN THE HARBOUR BOARD ROOM

In attendance: Rob Wing (Chairman) (RW)
Kevin Bennetts (Vice-Chairman) (KB)

Robert George (RG) – arrived at 13.15hrs
Anthony Hosking (AH) – arrived at 13.50hrs
Rob Parsons (RP)
James Roberts (JR)
Sam Winters (SW)

Also in attendance: Elaine Baker, Commission Administrator (EB)

Shelley Anderson
John Ashworth
John Lambourn
Peter Buckland
Maxine Collier
Hannah Ladd
Jason Ward
Mike Collier

	<u>PART A – MEETING OF THE COMMISSIONERS</u>	
NPHC 01	<p><u>Apologies for Absence</u></p> <p>There were apologies for absence from Paul Corin and John Thomas.</p>	
NPHC 02	<p><u>Declarations of Interest</u></p> <p>KB advised the Board that he had recently sold his fuel business Consols Oil and that he no longer had any business interest in the harbour. KB’s declaration of interest form would be amended accordingly.</p> <p>RP declared a personal interest in any items on the agenda relating to staffing matters as an employee of NPHC, and as the owner of the vessel “Little User” moored in the harbour.</p> <p>JR declared a personal interest in any items on the agenda as a pontoon user and boat owner operating on the harbour.</p> <p>RW declared a personal interest in any items on the agenda in connection with the harbour as a fish merchant operating on the market, and a Trustee of the National Lobster Hatchery which was a tenant on the harbour.</p>	<p>EB</p> <p>EB</p>

<p>NPHC 03</p>	<p><u>Minutes</u></p> <p>RESOLVED:- That the minutes (Part 1 and Part 2 summary) of the meeting held on 20 March 2019 be approved and signed by the Chairman.</p>	<p>EB</p>
<p>NPHC 04</p>	<p><u>Matters Arising</u></p> <p>There were no matters arising from the minutes.</p> <p><i>At this point in the proceedings the Vice-Chairman took the Chair for consideration of the following two items.</i></p>	
<p>NPHC 05</p>	<p><u>Re-appointment of Commissioners</u></p> <p>RESOLVED: That Robert Wing and Sam Winters be re-appointed for a further three year term of office under Article 7 of the HRO (Constitution) Order 2010 with effect from 31 May 2019.</p>	<p>RP / EB</p>
<p>NPHC 06</p>	<p><u>Re-election of Chairman</u></p> <p>RESOLVED: That, in accordance with A.2 of Schedule 2 of the HRO (Constitution) Order, Robert Wing be re-elected as Chairman of the Board of Commissioners with effect from 31 May 2019 following the end of his current term of office.</p> <p><i>At this point Rob Wing re-took the Chair for the remainder of the meeting.</i></p>	<p>RP / EB</p>
<p>NPHC 07</p>	<p><u>Re-appointment of Additional Commissioners as Commissioners</u></p> <p>RESOLVED: That Robert George be appointed under A.8 of the HRO (Constitution) Order 2010 to fill a casual vacancy arising from the resignation of Mike Collier, former Commissioner whose term of office expires on 30 May 2021, and that James Roberts be appointed under A.7 of the HRO (Constitution) Order 2010 for a full three year term of office commencing on 31 May 2019.</p>	<p>RP / EB</p>
<p>NPHC 08</p>	<p><u>Appointment of New Commissioners</u></p> <p>The Harbour Master informed the Board that a number of applications had been received following the recent recruitment campaign in The Cornishman. Interviews would be held during May with new appointments approved with all Commissioners prior to 31 May 2019. The Board was also advised that the Chief Executive of the British Ports Authority would be part of the Interview Panel.</p>	<p>RP / RW / All to note.</p>
<p>NPHC 09</p>	<p><u>Appointment of New Members to the Advisory Board</u></p> <p>This item was taken as part of the Harbour Master's (Part 1) report.</p>	

<p>NPHC 10</p>	<p><u>Harbour Master's (Part 1) Report</u></p> <p>The Harbour Master gave his bi-monthly report on matters, together with an update on major harbour projects:-</p> <p>Port Marine Safety Code (PMSC) – The Board was reminded of its duty under the PMSC. The Harbour Master stated that once all new appointments to the Board and Advisory Board had been confirmed then photographs would be taken of all new appointees and uploaded on to the harbour website so that appointees could be easily identified to improve public awareness and communications.</p> <p>Operations – The Harbour Master commented on the recent incident of people trafficking within the harbour. The Board was advised that the harbour had been involved in an ongoing operation since last November but that the harbour had no powers of force entry onto vessels (only in incidents of pollution or safety). Border Force had made safe the vessel which had landed 35 Vietnamese nationals. The Harbour master praised the success of the community led investigation and the intelligence that had been received which had led to the arrests. In addition, he commented that there had been a proliferation of such events in this area in recent months.</p> <p>Fisherman's Rest – Work on the refurbishment of the Chapel had been completed and the harbour was in the progress of purchasing new public benches. The Harbour Master welcomed the work undertaken which had resulted in a new community asset for the harbour and Newlyn for all to enjoy.</p> <p>Fish Festival – KB, in his capacity as Chairman of the Newlyn Fish Festival advised the Board that for the second year running the Fish Festival Committee had taken the decision to cancel this year's planned event. He reported on the difficulties of finding volunteers to help run the event, increased risks and costs. The Committee felt that the event needed to be reinvigorated if it was to survive and issues such as entry charges needed to be addressed as a number of complaints had been received regarding the ticket price. The Harbour Master stated that in essence the festival was to promote the work of the fishing community and he was confident that the festival could be revamped into a more fishing focussed event with celebratory chefs and the Fishermen's Mission involved. Therefore, the Harbour Master was seeking the Board's approval to an approach being made to the Newlyn Fish Festival Committee; for the committee to be dissolved; with the event being brought back "<i>in-house</i>" and run through the Harbour Office. He believed that this would be supported by the local fishermen – "<i>a celebration of what we do and who we are....</i>" KB commented that he did not foresee any problems with this request as the Committee was a subsidiary of the harbour, a company limited by guarantee. The Harbour Master was planning to hold a small scale event in 2019 with a view to it being a springboard to a bigger event on 2020, which would include the formal wreath laying ceremony in commemoration of those</p>	<p>RP</p> <p>RP</p> <p>RP / EB</p>
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<p>NPHC 10 cont.</p>	<p>lost at sea. The Board gave its overwhelming support to the proposal and the preservation of Newlyn’s heritage but it was important that all the financial and risk implications were fully investigated. John Lambourn, in his capacity as a Penzance Town Councillor commented that the Town Council had experienced many problems in engaging the local community in events / organisations and suggested a “<i>Friends of</i>” type approach to share the workload. He believed the local support was there but that it needed to be generated and that the focus of any new revamped festival should be fish and fishing. Maxine Collier commented on the need for event planning as the Tour of Britain Cycle Event was to begin from Penzance in 2020 which would be a huge event and it would be unwise for the two events to be in competition with one another. Jason Ward commented on the possibility of some joint event with 400th Anniversary of the Mayflower celebrations.</p> <p>Following detailed discussion it was RESOLVED that a formal approach be made to the Newlyn Fish Festival Committee with a view to the Committee being dissolved and the organisation of the festival being brought back “<i>in house</i>” with the harbour taking on full-time management of the event, that all funds be transferred to the harbour and that a new Sub-Committee be established to oversee the work of the festival.</p> <p>Public Access to the Quays – Following the Board’s agreement at the last meeting, the Harbour Master had carried out a full risk assessment of public access to the quays and presented his findings to the Board. In attempt to reduce risk to the public the recommendation was to limit public access to the commercial high risk areas, particularly in the vicinity of the fish market, North Quay, Mary Williams Pier and waste areas given the traffic and machinery movements in that area, and create public viewing areas. One proposal was to re-open South Quay to the public, its location adjacent to the Old Quay would create a public community viewing area within the harbour away from the commercial activity. The Board gave its “<i>in principle</i>” support to the recommendation, subject to receipt of detailed financial information. It was AGREED that this information would be either circulated to all Commissioners via email or the Chairman would call an Extraordinary Board meeting to consider the matter. John Lambourn suggested the Board considered timed zones when public access to the quays could be restricted. The Harbour Master welcomed the comments and gave an assurance that all options would be considered before a formal decision was taken.</p> <p>Finance – The Board was advised that landings had improved. April figures of £2,379,085 an increase of 9.7% was encouraging given previous reported figures.</p> <p>Governance – Recruitment process for new Commissioners and new members of the Advisory Board (AB) was underway as previously reported. The Harbour Master had met with the Chair of the Advisory Board and it had been agreed that changes would be implemented to</p>	<p>RP</p> <p>RP</p>
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<p>NPHC 10 cont.</p>	<p>ensure that the role and function of the AB was more closely aligned to the HRO and that representatives reflected stakeholders. The next meeting of the AB would be after 31 May 2019 when new appointments would have been confirmed.</p> <p>.</p> <p>Projects – Work on the feasibility study for the former Mounts Bay Engineering Unit was progressing, together with a full structural report on the North Pier units with a view to a potential EMFF funding application (EMFF 43). All ladders, railings and bollards had been improved as part of the public realm improvement programme. New bollards had been installed on the North Pier and in the Net Shed area.</p> <p>RNLI – work on the new build was progressing and the new shower facility for use by harbour visitors had been installed.</p> <p>Harbour Development - the new WiFi project had been completed.</p> <p>Fish Boxes – Were still awaited.</p> <p>Harbour Fuel – No further progress to report since the last meeting.</p>	<p>RP / EB</p>
	<p><u>Part B – Public Questions</u></p> <p>Maxine Collier referred to the minutes of the January meeting and the agreement to establish a Newlyn Stakeholder Group. The Harbour Master confirmed that the decision had been taken not to take this proposal forward as it would only add another layer of bureaucracy. The AB would move forward as stated under “<i>Governance</i>” matters above.</p> <p>The Harbour Master sought comments / views from the public on what should be provided on the former Baron’s site as part of the harbour’s public realm improvement plan. He asked for ideas and / or comments to be emailed / forwarded to him. Comments at the meeting included a webcam facility for visitors to the harbour, scheduled guided tours of the harbour to enable the public to get a better understanding of the industry.</p> <p>Hannah Ladd asked when the Fishermen’s Rest would be opened. Jason Ward commented that work was due to be completed in the coming week and that it should be open by the weekend.</p> <p>Some concern was expressed at the potential opening of South Quay to the public as fishing gear was currently stored on the quay. The Harbour Master stated that the issue would be looked at but that there were other locations for the storage of gear such as Sandy Cove.</p>	

NPHC 11	<u>Exclusion of the Press and Public</u> The meeting <u>RESOLVED</u> to exclude the press and public at this point in the proceedings as matters of a confidential and personal nature were to be discussed	
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SUMMARY OF MATTERS CONSIDERED IN THE CONFIDENTIAL PART OF THE AGENDA OF THE MEETING OF THE NEWLYN PIER & HARBOUR COMMISSIONERS HELD ON 2 MAY 2019

1. Minutes

The minutes (Part 2) of the Extraordinary meeting held on 13 March 2019 and the Ordinary Meeting (Part 2) held on 20 March 2019 were approved as an accurate record and signed by the Chairman.

2. Matters Arising

There were no matters arising.

3. Harbour Masters (Part 2) Report

The Board received the Harbour Master's (Part 2) report of confidential matters including harbour finances, debtor and statutory demand, harbour developments and an agreement to proceed with the installation of harbour fuel facility for pontoon users on receipt of the marine licence, progress on second auctioneer, and a recommendation approved for repairs to the Harbour Office building.

4. Chairman's Business

None.

5. AOB

None.

The meeting closed at 14.47hrs

Chairman