

NEWLYN PIER AND HARBOUR COMMISSIONERS (NPHC)

ORDINARY MEETING OF THE COMMISSIONERS HELD AT 0900 AM ON WEDNESDAY 4TH NOVEMBER 2020 VIA CONFERENCE CALL

In attendance: Rob Wing (Chairman) (RW)
 Rob Parsons (HM) (RP)
 Gus Lewis (GL)
 Abbie Smith (AS)
 Anthony Hosking (AH)
 Jim McKenna (JM) Arrived at 0915hrs

Also, in attendance: Nil

Part 1

Agenda ID	NPHC Number		Action
C01	N137	<p><u>Apologies for Absence</u></p> <p>There were apologies for absence from John Thomas (JT), Paul Corin (PC), Mike Warner (MW), Robert George (RG), Sam Winters (SW), Kevin Bennetts (KB) and James Roberts (JR)</p>	
C02	N138	<p><u>Declarations of Interest</u></p> <p>AH declared a personal interest in any item on the agenda as an active sea-going fisherman and boat owner operating on the harbour and as a Fish Merchant</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 Susie" moored in 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>	
C03	N139	<p><u>Minutes</u></p>	RP



		Resolved: That the minutes (Part 1 and Part 2 summary) of the Ordinary Meeting held on 2 nd September 2020 be approved as a correct record and signed by the Chairman.	
C04	N140	Matters Arising There were no matters arising from the minutes	
C05	N141	<p><u>Port Marine Safety Code (PMSC) Duty Holder Update</u></p> <p><i>RP gave his regular PMSC update to the duty holder once again informing them that all parties are both individually and collectively responsible in accordance with the code.</i></p> <p>BPA Training PMSC – Harbour Master reiterated the offer of BPA training, (remote) for all Commissioners.</p> <p>Pylons Commissioners were updated on the present position in relation to the replacement pylons. Recent quotes for complete replacement of the worst-case highlighted pylons, 30 in number, had been received in excess of £250,000. HM informed the board that staff are still investigating more efficient methods and cost for replacement.</p> <p>Pontoon Access gate – Board were updated as to the delays in ensuring access was limited to mooring holders only. Date for actual closure was not raised but HM instructed the board that this will be complete by the next meeting.</p> <p>Cornish Ice - Commissioners were informed of concerns in relation to the Wayleave connecting Cornish Ice and the noticed depressions on the surface of the quay, which will soon become a greater HSE concern.</p> <p>GL – Advised the board that Western Powers Relationship with Cornish Ice should be rectifying this issue, and this would not be a concern for the Commissioners to address</p> <p>Fuel Tank – HM updated the board that the Fuel tank delays were centred around non commissioning and the reluctance from the supplier to travel due to covid 19. One attempt had been made to fully commission but failure in the pumping system had put stop to that and the new fuel pipe had been stolen.</p> <p>HM had updated the board on the approval of NPHCs Oil Spill Contingency Plan which had been delayed due to Brexit and final endorsement from the MCA. The HM was set to carry out the 2 yearly Tier 2 Oil spill exercise on the 8th December which will be attended by the MCA, NE, EA and the MMO where the OSCP will be tested and will give all parties the opportunity to catch up with outstanding plans.</p> <p>GL asked the HM if any updates regarding the sale of Red Diesel had been forthcoming. HM informed that nothing had been seen by him in relation to this but had looked for prices for the cleaning of the fuel tank once regulations and the clarity of were made public.</p>	<p>RP</p> <p>All</p> <p>HM</p>

		<p>Clock Auction – HM updated the board as to the go live date for the Newlyn Clock which at the time of the meeting was the 8th of December. RP informed the board as to the meeting between Ocean Fish and NPHC Chair RW.</p> <p>RW detailed the lead up to the go live date and reiterated the full and frank discussions held with OF. RW continued that this move to a clock auction is essential for the credibility of the port and despite the clock fully being in the Auctioneers court NPHC must assist and be aware of any significant changes so as to influence the best outcome for the Port and the Industry.</p> <p>Auctioneer Update – HM briefed the Commissioners on the present set up of Landing Dues to Newlyn Market, Landing Dues to Alternative markets and the Auctioneer and Merchant Levy. The HM raised concerns over the cost of refrigerating fish that was not being sold on Newlyn market and therefore would not raise any merchant or auctioneer levy towards the cost of refrigeration.</p> <p>AH asked for clarification on the breakdown of levies.</p> <p>RP clarified that all fish landed to Newlyn is 2.5% regardless of whether it is sold in Newlyn or not. Fish that is sold in Newlyn raises another 1 % which is used for the payment of costs of running the Fish Market where the 2.5% is for the maintenance of the infrastructure of the Harbour.</p> <p>RW said that this cost or levy must be carefully managed and must be seen as a cost recovery rather than profit.</p> <p>RP asked the chair to defer this as it is a rather large step change and will require input from the auctioneer.</p> <p>RW and GL agreed that if the commissioners were incurring costs then that cost must be recovered, the chair deferred this issue for more time and investigation.</p> <p>Freeport status - HM informed the board of recent HMRC meetings and local council position on any application to gain Freeport Status. The HM briefed the board that the application guidance had not been published and further information will come to future board meetings.</p>	<p>RP</p> <p>RP</p>
C06	N142	<p><u>Projects</u></p> <p>Forgotten Fish - HM introduced the board to the proposal passed to the Commissioners from Mr Richard Adams and his plans to update what was the temporary Lifeboat station. The commissioners were shown present pictures and future plans for a small eatery and fundamentally to improve the aesthetics of the Cannery slipway area. HM briefed the board on any risks and recommended to Allow FF to make the proposed changes and consider a suitable grant to assist in the works to improve Commissioners assets.</p> <p>RW asked the board for comments and thoughts</p>	



		<p>AS – Fully supported the proposal as it is showing added value to the resource and tidies a tired area of the harbour.</p> <p>JM supported the project and changes and proposed an alternative way forward of security of rent rather than that of a grant giving him assurances due to the capital Mr Adams is investing.</p> <p>RW proposed that the schedule of works be understood and that NPHC contribute at that stage as investment into our own asset. RW supported the proposal.</p> <p>RP further proposed that a limit of £5k towards asset works would be an improved method of accounting rather than a grant.</p> <p>Recommendation was carried by unanimous vote</p> <p>Sandy Cove – HM Updated the commissioners on the status of the Sandy Cove Boat yard, water, electric</p> <p>Towns Fund Update – HM thanked Cllr McKenna on his assistance to the HM in his membership of the Towns Fund and the challenging funding round that this has been. The HM updated the Commissioners on the Marine Resource Centre with the timeline for inclusion into the Town Investment Plan.</p> <p>JM informed the board on the Towns Fund proposal and the process from an MHCLG perspective and particular timelines.</p> <p>Update on the Advisory Board - HM updated the board on the role of the AB and the stage they are at with regards to stakeholder engagement and the concept idea of the access enabling road and the larger JV with NPHC and MDL. The Advisory Board Slides were shared with the Commissioners.</p> <p>Commissioners responses were positive to the plans, but it was reiterated that these concept ideas and the function of the AB is to feed into the Commissioners long term plans, which will be published once both funding and the political climate becomes clearer. The commissioners fully supported the work of the AB and the realisation of more achievable projects should the access road not be forthcoming.</p> <p>RP raised a recommendation from the AB that the AB succession planning be mirrored from that of the 2010 HRO.</p> <p>Carried</p>	<p>RP</p> <p>RP</p> <p>RP</p>
C07	N130		
C07	N131	<p>Part 1 Closure</p> <p>The meeting RESOLVED to close Part 1 of the meeting at this point in the proceedings as matters of a confidential and personal nature were to be discussed</p>	

SUMMARY OF MATTERS CONSIDERED IN THE CONFIDENTIAL PART OF THE AGENDA OF THE MEETING OF THE NEWLYN PIER & HARBOUR COMMISSIONERS HELD ON 2nd September 2020

1. Minutes
The minutes (Part 2) of the Ordinary Meeting held on 2 September 2020 were approved as a correct record and signed by the Chairman.
2. Matters Arising
There were no matters arising from the minutes
3. PMSC and operational Update
The Board received their usual Port Marine Safety Code update relating to incidents, Near misses and security and agency liaison.
4. Personnel
Board received an update on the furlough position and both leaving and joining staff
5. Chairman's Business
None
6. AOB
The date of the next meeting to be confirmed.

The meeting closed at 10:00hrs.



Chairman