

**SOUTH HAMS DISTRICT COUNCIL**

<b>NAME OF COMMITTEE</b>	<b>Salcombe Harbour Board</b>
<b>DATE</b>	<b>4 February 2013</b>
<b>REPORT TITLE</b>	<b>ISLAND CRUISING CLUB – FEES AND CHARGES</b>
<b>REPORT OF</b>	<b>Salcombe Harbour Master</b>
<b>WARDS AFFECTED</b>	<b>All South Hams</b>

**Summary of Report**

To consider a request from the Island Cruising Club to reduce their mooring charges.

**Financial Implications**

A reduction in the ICC's mooring charges similar to that offered to the charitable element of the ICC would cost the Harbour Authority £4,515 in 2013.

**RECOMMENDATION**

**That the Harbour Board RESOLVES to decline the request from The Island Cruising Club for a reduction in their Mooring Charges for 2013/14 for the reasons set out in paragraph 2.3.**

**Officer contact:**

Ian Gibson – 01548 843791 (Internal 7104)

**1. BACKGROUND**

- 1.1 On 28 March 2011 (**SH53/10**), the Board agreed to a proposal from the ICC regarding the moorings allocated to that organisation. The agreement was for the Harbour Authority to withdraw all of the facilities currently allocated to the Island Cruising Club at the end of the 2011/12 season. The Harbour Authority would then subsequently consider separate requests from the Island Cruising Club, the Egremont Trust and ICC Salcombe Ltd in November 2011 for the allocation of mooring facilities for the 2012/13 season. Upon re-allocation, the mooring licences will be changed to harbour serviced moorings.

- 1.2 The serviced moorings used directly by the charity, The Egremont Trust, would be offered at a discounted rate to the normal mooring charge. The allocation of the Egremont's mooring would be subject to adequate provision for the disposal of Egremont in the event that the re-organisation fails. Following discussions with the ICC's management, to ease the financial burden upon the charity during its transition, it was agreed that the charitable element of the re-structured ICC would receive a 75% discount on the charity's moorings in 2012/13, this level of discount would then reduce by 5% annually until a discounted level of 50% is reached, this would be in 2017 when the level of discount would be reviewed again. **(SH 29/11).**

## 2. MATTERS FOR CONSIDERATION

- 2.1 The Island Cruising Club (ICC) members club have requested a discounted rate for their moorings to assist their finances through the transitory phase, Appendix 1.
- 2.2 The Island Cruising Club has 14 Deep Water Moorings allocated for their Club's use. The cost of these serviced moorings in 2013 will be £6,021.11. To offer the Island Cruising Club a discount similar to the ICC Charitable elements would cost the Harbour Authority £4,515.
- 2.3 As the Island Cruising Club is a members club, it is suggested that it is not appropriate to offer moorings at discounted rates.

## 3. LEGAL IMPLICATIONS

- 3.1 Statutory Powers: Local Government Act 1972, Section 151. The Pier and Harbour Order (Salcombe) Confirmation Act 1954 (Sections 22-36).
- 3.2 There are no other legal implications to this report.

## 4. FINANCIAL IMPLICATIONS

- 4.1 A reduction in the ICC's mooring charges similar to that offered to the charitable element of the ICC would cost the Harbour Authority £4,515 in 2013. This is roughly equivalent to a 1% levy on all other harbour users.

## 5. Risk Assessment

- 5.1 The risk management implications are:

Risk/Opportunity	Risk Status			Mitigating and Management Actions
	Impact/Severity	Likelihood/Probability	Risk Score	
The Island Cruising Club cannot afford the moorings they require to accommodate their fleet of boats.	3	2	6	The Island Cruising Club should reduce their moorings requirement to match their financial situation.
If a discount is offered to the Island Cruising Club, there will be other Clubs and organisations using the Harbour who may consider	3	3	9	Each request should be viewed on its merits. The principal of the user should pay for the services they receive should be adhered to.

that they should be offered a similar discount. This would place the Harbour Authority into a difficult situation regarding fairness and equitable treatment of all Harbour Users and could put the Harbour Authority into financial difficulties.				
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<b>Corporate priorities engaged:</b>	Community Life Economy Environment
<b>Statutory powers</b>	The Pier & Harbour (Salcombe) Order Act 1954
<b>Consideration of equality and human rights:</b>	There are no equality or human rights issues with this report
<b>Biodiversity considerations:</b>	None
<b>Sustainability considerations:</b>	None
<b>Crime and disorder implications:</b>	None
<b>Background Papers:</b>	SH 53/10 – Restructuring of the ICC SH 29/11 – Fees and Charges 2013/13.
<b>Appendices attached:</b>	1. Request from ICC to consider a reduction in Mooring Charges.

Ian Gibson  
Harbour Master

Salcombe Harbour Board  
4 February 2012