

Item: 7

Harbour Authority Sub-committee: 25 May 2021.

1. Recommendations

It is recommended:

1.1.

That the Committee approves the attached minute as a true record.

1.2.

That the Committee considers the recommendations at paragraphs 4.6, 4.7, 5.6, 5.7, 6.6, 6.7, 8.8 and 8.9.

2. Appendix

Draft Minute of the Meeting of the Harbour Authority Sub-committee held on 25 May 2021.

Minute

Harbour Authority Sub-committee

Tuesday, 25 May 2021, 10:30.

Microsoft Teams.



Present

Councillors Graham L Sinclair, Andrew Drever, Robin W Crichton, David Dawson, Magnus O Thomson, Owen Tierney and Heather N Woodbridge.

Clerk

- Angela Kingston, Committees Officer.

In Attendance

- Gavin Barr, Executive Director of Development and Infrastructure.
- James Buck, Head of Marine Services and Transportation and Harbour Master.
- David Sawkins, Deputy Harbour Master: Strategy and Support.
- Colin Kemp, Corporate Finance Senior Manager.
- Karen Bevilacqua, Solicitor.

Observing

- Gareth Waterson, Head of Finance.
- Richard Wild, Deputy Harbour Master: Operations.
- Hazel Flett, Senior Committees Officer (for Items 1 to 6).

Declarations of Interest

- No declarations of interest were intimated.

Chair

- Councillor Graham L Sinclair.

1. Disclosure of Exempt Information

The Sub-committee noted the proposal that the public be excluded from the meeting for Item 8, as the business to be discussed involved the potential disclosure of exempt information of the classes described in the relevant paragraphs of Part 1 of Schedule 7A of the Local Government (Scotland) Act 1973 as amended.

2. Form of Voting

The Sub-committee resolved that, should a vote be required in respect of the business to be considered at this meeting, notwithstanding Standing Order 21.4, the form of voting should be by calling the roll (recorded vote).

3. Orkney Harbours Masterplan Phase 1 Update

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Head of Marine Services and Transportation and Harbour Master, the Sub-committee:

Noted:

3.1. That, on 16 April 2020, the Council approved the Orkney Harbours Masterplan Phase 1 as a Strategic Plan for the Harbour Authority.

3.2. That, during summer/autumn 2020, as part of ongoing feasibility works, and following subsequent discussions with potential developers, it became apparent that the original plans for the proposed Scapa Deep Water Quay would not be suitable for off-shore wind developments, resulting in changes to the layout and size of the proposed Scapa Deep Water Quay.

3.3. That, although there were no changes to the layout or size of the proposed extension to Hatston Pier, as contained within the approved Orkney Harbours Masterplan Phase 1, provision of an aquaculture and fish processing facility at Hatston would not be included in plans for the extension of Hatston Pier meantime.

3.4. That initial drawings had been produced in respect of a new fuel tank arrangement for carbon-based fuels to be provided at Hatston in the future, which might result in the proposed extension to Scapa Pier no longer being required.

3.5. That there was possible use of Hatston as an operational and maintenance base for offshore wind developers.

3.6. That further consideration would be required in respect of additional reclaimed land next to Copland's Dock, Stromness, for any further necessary use with regard to off-shore wind developers' operations and maintenance/storage area.

3.7. That, with remediation of land at Lyness now at the procurement/tender stage, use of Lyness for larger items and long-term storage, with respect to off-shore wind developments, remained a possibility.

4. Orkney Harbours Masterplan Phase 2

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Head of Marine Services and Transportation and Harbour Master, the Sub-committee:

Noted:

4.1. That, due to the wide geographic spread of the Orkney Harbour Authority area, the Orkney Harbours Masterplan was split into two phases, with Phase 1 comprising Scapa Flow and Kirkwall/Hatston and Phase 2 comprising all other ports/harbours.

4.2. That, on 16 April 2020, the Council approved the Orkney Harbours Masterplan Phase 1 as a strategic plan for the Statutory Harbour Authority.

4.3. That the proposed Orkney Harbours Masterplan Phase 2 would align with a strict set of guidelines in the Department for Transport Guidance on the Preparation of Port Master Plans, issued in December 2008, and would align with results from the ongoing studies being carried out in connection with internal ferry services in Orkney.

4.4. That the proposed Orkney Harbours Masterplan Phase 2 would provide a structured framework for the physical development and transformation of the relevant parts of Orkney's harbours over a 20 year period.

4.5. That the cost of developing the proposed Orkney Harbours Masterplan Phase 2, including the Strategic Environmental Assessment and Habitats Regulations Appraisal, was estimated at £165,000.

The Sub-committee resolved to **recommend to the Council:**

4.6. That, subject to budget provision being made available, the Executive Director of Development and Infrastructure should progress works in respect of the Orkney Harbours Masterplan Phase 2.

The Sub-committee resolved to **recommend to the Policy and Resources Committee:**

4.7. That, in order to progress works in respect of the Orkney Harbours Masterplan Phase 2, the Miscellaneous Piers and Harbours revenue budget for financial year 2021/22 be enhanced by £165,000, utilising prior year accumulated balances held in the Miscellaneous Piers and Harbours Fund.

5. Hatston Pier – Proposed Extension and Seabed Reclamation

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Head of Marine Services and Transportation and Harbour Master, the Sub-committee:

Noted:

5.1. That, in April 2020, the Council approved the Orkney Harbours Masterplan Phase 1 as a Strategic Plan for the Statutory Harbour Authority.

5.2. That one of the proposals contained within the Orkney Harbours Masterplan Phase 1 was to extend the existing Hatston Pier and carry out seabed reclamation to provide increased quay/storage areas.

5.3. The Stage 1 Capital Project Appraisal in respect of the proposed extension of and seabed reclamation at Hatston Pier, attached as Appendix 8 to the report by the Executive Director of Development and Infrastructure.

5.4. That, should the project progress through the Capital Project Appraisal process, resources of up to £1,553,838 would be required in order to develop the Stage 2 Capital Project Appraisal, which could be met from the Miscellaneous Piers and Harbours Fund.

5.5. Options for the proposed extension of and seabed reclamation at Hatston Pier, as outlined in section 4 of the report by the Executive Director of Development and Infrastructure, with the preferred option being to progress to a detailed Stage 2 Capital Project Appraisal.

On the motion of Councillor Graham L Sinclair, seconded by Councillor David Dawson, the Sub-committee resolved to **recommend to the Development and Infrastructure Committee:**

5.6. That the Executive Director of Development and Infrastructure should submit a report, to the Policy and Resources Committee, regarding funding required to develop the Stage 2 Capital Project Appraisal in respect of the proposed extension of and seabed reclamation of Hatston Pier.

5.7. That, subject to resources being secured, as an exception to the Capital Project Appraisal process, in order to ensure that progress with the proposed project was in line to meet the preferred developer announcement for the ScotWind offshore leasing round due in early 2022, the Executive Director of Development and Infrastructure should submit, to the Policy and Resources Committee, a Stage 2 Capital Project Appraisal in respect of the proposed extension of and seabed reclamation at Hatston Pier.

6. Proposed Scapa Deep Water Quay

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Head of Marine Services and Transportation and Harbour Master, the Sub-committee:

Noted:

6.1. That, in April 2020, the Council approved the Orkney Harbours Masterplan Phase 1 as a Strategic Plan for the Statutory Harbour Authority.

6.2. That one of the proposals contained within the Orkney Harbours Masterplan Phase 1 was to construct a new pier and associated facilities within Scapa Flow.

6.3. The Stage 1 Capital Project Appraisal in respect of the proposed Scapa Deep Water Quay, attached as Appendix 8 to the report by the Executive Director of Development and Infrastructure.

6.4. That, should the project progress through the Capital Project Appraisal process, resources of up to £2,628,675 would be required in order to develop the Stage 2 Capital Project Appraisal, which could be met from the Miscellaneous Piers and Harbours Fund.

6.5. Options for the proposed Scapa Flow Deep Water Quay, as outlined in section 4 of the report by the Executive Director of Development and Infrastructure, with the preferred option being to progress to a detailed Stage 2 Capital Project Appraisal.

On the motion of Councillor Graham L Sinclair, seconded by Councillor Andrew Drever, the Sub-committee resolved to **recommend to the Development and Infrastructure Committee:**

6.6. That the Executive Director of Development and Infrastructure should submit a report, to the Policy and Resources Committee, regarding funding required to develop the Stage 2 Capital Project Appraisal in respect of the proposed Scapa Flow Deep Water Quay.

6.7. That, subject to resources being secured, as an exception to the Capital Project Appraisal process, in order to ensure that progress with the proposed project was in line to meet the preferred developer announcement for the ScotWind offshore leasing round due in early 2022, the Executive Director of Development and Infrastructure should submit, to the Policy and Resources Committee, a Stage 2 Capital Project Appraisal in respect of the proposed Scapa Deep Water Quay.

7. Competent Harbour Authority

Pilotage

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Head of Marine Services and Transportation and Harbour Master, the Sub-committee:

Noted:

7.1. That the Examining Body of the Competent Harbour Authority met on 21 September 2020, 7 October 2020, 17 November 2020, 3 February 2021 and 12 February 2021, to conduct a total of five Pilotage Exemption Certificate examinations and one Class Two Pilotage examination, all of which were successful.

7.2. That the number of Acts of Pilotage decreased from 892 in 2019/20 to 633 in 2020/21, due to the loss of cruise liner pilotage as a direct effect of the COVID-19 pandemic.

7.3. That the report by the Executive Director of Development and Infrastructure would be passed to the Designated Person as part of his Port Marine Safety Code assurance requirement.

8. Towage Services

On the motion of Councillor Graham L Sinclair, seconded by Councillor Andrew Drever, the Sub-committee resolved that the public be excluded from the meeting for this item on the grounds that it involved the disclosure of exempt information as defined in paragraphs 1 and 6 of Part 1 of Schedule 7A of the Local Government (Scotland) Act 1973 as amended.

After consideration of a report by the Executive Director of Development and Infrastructure, copies of which had been circulated, and after hearing a report from the Head of Marine Services and Transportation and Harbour Master, the Sub-committee:

Resolved to **recommend to the Council** what action should be taken with regard to towage services.

The above constitutes the summary of the Minute in terms of the Local Government (Scotland) Act 1973 section 50C(2) as amended by the Local Government (Access to Information) Act 1985.

Councillor Magnus O Thomson joined the meeting during discussion of this item.

9. Conclusion of Meeting

At 12:39 the Chair declared the meeting concluded.

Signed: Graham L Sinclair.