

HAMPSHIRE COUNTY COUNCIL

Report

Committee:	River Hamble Harbour Management Committee
Date:	10 March 2023
Title:	Marine Director and Harbour Master's Report and Current Issues
Report From:	Director of Universal Services

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Purpose of this Report

1. The purpose of this report is to record formally RHHA patrol operations and inform the Duty Holder of significant events and trends having a bearing on the Marine Safety Management System.

Recommendation

2. It is recommended that the River Hamble Harbour Management Committee supports the contents of this report to the Harbour Board.

Executive Summary

3. This report summarises the incidents and events which have taken place in the Harbour and addresses any issues currently under consideration by the Harbour Master.

Contextual Information

Patrols

4. The Harbour has been patrolled by the Duty Harbour Master at various times between 0700 and 2230 daily. Mooring and pontoon checks have been conducted daily throughout the period.

Issues

6. **Marine Safety Management System Audit** – The RHHA Designated Person undertook (will have undertaken) a routine inspection of the Marine Safety Management System on 10 February. A verbal report will be given.
7. **Annual Trinity House Audit** – An officer of Trinity House (will have) conducted an audit of Aids to Navigation on 6 March. A verbal report will be given.
8. **Marine Safety Plan Management Targets** – A report against Marine Safety Management Plan management targets for 2022 is given at Appendix 2.

Appendix 1 To Marine
Director Report

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Incidents and Events

- 9.01. 14 Jan. Re-positioned fenders on a mid-stream moored yacht. Liaison with owner. Liaison with a sailing club regarding a racing mark, adrift off Warsash.
- 9.02. 15 Jan. Tree clearance at Botley. CCTV installation Warsash HM Jetty. Liaison with the Crown Estate mooring contractor and Licence holder regarding replacement of pontoon chains in poor condition. Commercial tow of a yacht to her Club mooring.
- 9.03. 16 Jan. CCTV installation work Warsash. Light traffic.
- 9.04. 17 Jan. CCTV installation work Warsash. Light traffic.
- 9.05. 18 Jan. Liaison with Hampshire Marine Police Unit regarding a vessel of interest. Specific moorings check on behalf of the Moorings Officer. One unlicensed vessel requiring action.
- 9.06. 19 Jan. Survey of Hamble Jetty. Reservation boards placed at Warsash in preparation for arrival of a large vessel. Pumped out inundated tenders at Warsash and Hamble. Recovered an unauthorised tender from Hamble Jetty to Warsash.
- 9.07. 20 Jan. Inspection of River Hamble Country Park Jetty. Grit hopper at Hamble Jetty re-filled. Engine maintenance on CROWN. Responded to a call from a River User regarding an unattended tender with her engine running. Engine turned off and owner contacted.
- 9.08. 21 Jan. Support to Bird Aware Solent (bird count). Pumped out an inundated RIB at Warsash HM Jetty.
- 9.09. 22 Jan. CCTV installation work at Warsash. Light traffic.
- 9.10. 23 Jan. Crown Estate pile mooring management meeting. Warsash CCTV installation.
- 9.11. 24 Jan. Boat coding work. Marina liaison. CCTV installation work.
- 9.12. 25 Jan. Boat coding work. CCTV installation. Club and Marina liaison work.
- 9.13. 26 Jan. Liaison with a sailing school over berthing practice. Light traffic.

- 9.14. 27 Jan. Yard clearance work. Recovered sunken tender South of the A27 Bridge.
- 9.15. 28 Jan. Yard clearance work. CCTV installation. Light traffic.
- 9.16. 29 Jan. Liaison with Hampshire Marine Police Unit regarding a vessel of interest. Light traffic. CCTV installation.
- 9.17. 30 Jan. Boatyard liaison. Light traffic. CCTV installation.
- 9.18. 31 Jan. CCTV installation. Light traffic.
- 9.19. 01 Feb. Sailing Club liaison. Response to motor vessel grounding on Hook Spit between Numbers 7 and 9 Marks. Vessel grounded on a falling tide and re-floated at 1835 for lift-out and inspection. CCTV installation.
- 9.20. 02 Feb. Delivery of Harbour Dues plaques to Marinas. CCTV installation and commissioning.
- 9.21. 03 Feb. Liaison with Border Force vessel. Pontoon measurement for works. Liaison with Oyster restoration project team.
- 9.22. 04 Feb. Mooring buoy positional survey. Pumped out an inundated tender at Warsash.
- 9.23. 05 Feb. Checking of pile lines on a vacated mooring. Light traffic.
- 9.24. 06 Feb. Mooring inspection on behalf of the Moorings Officer. Moved on a visiting yacht from a Crown Estate private mooring. Yard clearance work. Marina liaison. Assistance given to a vessel launching at Warsash Slip.
- 9.25. 07 Feb. Inspection of River Hamble Country Park Jetty. Maintenance of burst taps at Warsash Jetty (cold weather).
- 9.26. 08 Feb. Light Audit. Light traffic.
- 9.27. 09 Feb. Stopped and warned a resident motor vessel for excessive speed and wash off Warsash. Liaison with Hamble Lifeboat. Commencement of harbour wall refurbishment works.
- 9.28. 10 Feb. Recovered a large log from the Main Channel off Warsash. Light traffic.
- 9.29. 11 Feb. Assistance given to a tender off Swanwick which had run out of fuel. Replaced a split board at RHCP Jetty.
- 9.30. 12 Feb. Slipway clearance work at Warsash. Mooring line replacement on a mid-stream mooring. Liaison with UK Border Force regarding vessels of interest.

- 9.31. 13 Feb. Recovered a tender adrift off Warsash. Commercial tow of a vessel to the mid-stream Visitors' Pontoon. Patrol craft maintenance. Liaison with resident fishermen reporting theft from a fishing vessel. CCTV review revealed two individuals who had entered the vessel late the previous evening and thrown items into the River. Trolley recovered.
- 9.32. 14 Feb. Commercial tow of a RIB to the mid-stream Visitors' Pontoon. Pump-out maintenance. Light traffic.
- 9.33. 15 Feb. Removal of works from a vacated mid-stream mooring. Patrol craft maintenance. Pump-out maintenance Light traffic.
- 9.34. 16 Feb. Oil spill from a fractured jetty pipe at an oil terminal within Southampton Water. Liaison with Southampton HM. Spill of gasoil (diesel) from pipe fractured during cleaning at Low Water in NW winds. Spillage under control and boomed locally. No significant impact on the River.
- 9.35. 17 Feb. Boatyard liaison work. Light traffic.
- 9.36. 18 Feb. Light traffic.
- 9.37. 19 Feb. Support to routine bird count. Support given to two persons in a tender broken down off Lands End. Towed a RIB with engine failure from Crableck to her Marina berth.
- 9.38. 20 Feb. Pontoon measurement on behalf of the Moorings Officer. Light traffic.
- 9.39. 21 Feb. Yard clearance work at Warsash. Recovered two large logs from the Main Channel off Hamble. Otherwise light traffic.
- 9.40. 22 Feb. Engineering support to address pump-out facility defect. Two large branches recovered from the M27 Bridge to Warsash. Pumped out an inundated RIB at Warsash.
- 9.41. 23 Feb. Liaison with a landowner in the upper River regarding the removal of trees at risk of blocking the Botley channel. Responded to a call from a member of the public reporting a deer stuck in mud near Hook Spit. Patrol attended on a flooding tide and managed to free the animal.
- 9.42. 24 Feb. Fixed new gate to the head of the Fishermens' Jetty at Warsash. Patrol craft maintenance.
- 9.43. 25 Feb. Liaison with UK Border Force regarding a vessel of interest. Liaison with Hamble Lifeboat. Advice given to a commercial training business regarding use of private mid-stream moorings.

9.44. 26 Feb. Joint training planning with Hamble Lifeboat. Advised 3 vessels on the need to avoid excessive wash outbound on a flooding tide.

**Appendix 1 To Marine
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Marine Safety Management Plan Targets – Interim Report

PMSC Compliance	<ul style="list-style-type: none"> • To conduct a SMS policy review at a minimum of 3 yearly intervals. • To review legislation on an annual basis. • To conduct at least annual independent and transparent inspection of the Marine SMS. • To deliver three-yearly certification by the Duty Holder to the Maritime and Coast Guard Agency of RHHA compliance with the PMSC. 	<ul style="list-style-type: none"> • 6 Nov 2020. Next review by Nov 2023. • SOPs and legislation reviewed 06 Nov 2022. No changes recommended. • Last Audit 2 Nov 2021. Next Audit 10 Feb 2023. Change of Designated Person 01 Jul 2022. • In line with Regulator-set three yearly requirement – last certification 08 Jan 2021. Date of next certification yet to be set by the Regulator.
Navigational Incidents	<ul style="list-style-type: none"> • Through a risk-based Marine Safety Management System, to manage all navigational risks within the River to a level that is ALARP. • To monitor trends and 	<ul style="list-style-type: none"> • Ongoing. Review of Risks and Standard Operating Procedures annually in June and formally after each Operational and Safety Meeting (last 14 Oct 2022). • At least three recorded Operational and Safety Meetings each

	<p>incidents both within and external to the River in order to learn lessons relevant to River Users' safety and apply those to improve the SMS in a manner that is formally recorded.</p> <ul style="list-style-type: none"> • Enforcement of Bye Laws and Directions. • To disseminate that information to River Users in a manner that takes account in technological development, in order to reduce the frequency of incidents year on year. 	<p>year (19 Jan 2022, 06 Apr 2022, 14 Oct 22).</p> <ul style="list-style-type: none"> • Verbal and formal written warnings given. 9 written warnings given to RIB (4), Motor Vessel (1) and PWC (4). • Safety Newsletters published on Website and sent to all Visitors' Mooring Holders, Boatyards and Clubs for further dissemination. Newsletters 1/21 (21 Jun 21), 2/21 (26 Nov 21), 1/22 (26 Apr 22), 2/22 (1 Nov 22 – new Microsoft Sway format as well as PDF). Also published in Management Cttee and Board papers.
Aids to Navigation	<ul style="list-style-type: none"> • To maintain and, where necessary improve Aids to Navigation in consultation with River Users and Trinity House. • To sustain the RHHA Category C status as a Local Lighthouse Authority. 	<ul style="list-style-type: none"> • Monthly recording of internal inspections of Aids to Navigation. Review of incidents in Operational and Safety meetings (19 Jan 2022, 06 Apr 2022, 14 Oct 2022) against provision of existing Aids to Navigation. Trinity House consultation BAU when considering HWC applications. • Category C status sustained. Trinity House paper audit 05 July 2022 (Good Order) and physical inspection 04 Mar 2022 (one light extinguished). Next inspection (physical) 06 Mar 2023.
Hydrographic Survey	<ul style="list-style-type: none"> • To survey the River in accordance with the latest UKHO/UKHMA MOU. • To ensure that each section 	<ul style="list-style-type: none"> • Ongoing. New edition of Admiralty Chart 2022 (Master Data Document) (Edition 6) issued by UKHO 27 Feb 2020. No appreciable change in Main Channel bathymetry. • Sections 6 (Universal to Rail Bridge) and 7 (Bursledon to North

	of the River is surveyed at regular intervals.	of Eastlands) surveyed Nov 2021 and published Jan 2022. Sections 2, 3 and 5 (Hamble Point to HYS and RHCP to Long Copse) to be surveyed 2023.
Health and Safety	<ul style="list-style-type: none"> To comply with the Health and Safety at Work Act 1974 (and subsequent) legislation. 	<ul style="list-style-type: none"> Roll-out of Hampshire County Council phase 3 – (First Aid, Confined Spaces, Noise and Vibration). Health and Safety Challenging Culture Implementation Meeting 28 Nov 22.
Sustainment of Operational Supporting Pillars of the Safety Management System through prudent financial planning	<ul style="list-style-type: none"> To survey at 5-yearly intervals and husband supporting operational infrastructure to plan up to 50 years ahead and inform Board decision-making about any year-on-year need to increase Harbour Dues. 	<ul style="list-style-type: none"> Annual Asset Replacement Review public review process to set aside sufficient capital included in annual 'Battle Rhythm' every March. March 2022 Review approval of plans to 2050 and used both to inform judgment on setting of Harbour Dues and Revenue transfer to Reserves.
Engagement	<ul style="list-style-type: none"> Governance: To give transparency and Accountability for decision-making through the annual round of RHHB, RH Management Committee and Annual Forum meetings Support for, approval for and facilitation of River Events, driven by a pro-active River community. 	<ul style="list-style-type: none"> RHHB, RHMC public meetings on four occasions in 2022 (usual cadence). Annual Forum held in Victory Hall Warsash 29 Mar 2022 to allow public to question decision making. Annual Report published on RHHA website. 2023 Forum to be held at Warsash Sailing Club 21 Mar 2023. Safety support to programme of sailing events by Clubs. Financial and material safety support to large scale River events including Swanwick, Bursledon and Warsash Regatta 3/4 Sep 2022, Hamble Classics' Regatta and others.

	<ul style="list-style-type: none"> • Membership of and support to formal and informal groups of River Users. • Maintenance and promotion of an Event Code of Conduct document to foster best-practice. • Funding and delivery of up-to-date and relevant information, signage and documentary material to promote safety. • To issue advance notice of a week (or where necessary longer) for significant River events through a programme of Local Notices to Mariners (Notice To River Users (NTRU)). • Engagement with and sustainment of RHHA knowledge of Government and other agencies' policy and developing policy in order to educate and inform decision making. 	<ul style="list-style-type: none"> • Membership of and attendance at meetings including Association of River Hamble Yacht Clubs and River Hamble Marina and Boatyard Operators' Group. Secretariat of the Hamble Estuary Partnership. Chair of Solent Marine Sits' Group and EA Solent Water Quality Group • Document re-validated annually by Association of River Hamble Yacht Clubs (8 Nov 2022). Used as basis for best practice for Club/Event risk assessments. • Use of 'Harbour Assist' communications list to disseminate Safety newsletters 1/22 and 2/22. Annual funding of Hamble Handbook and Visitors' Guide. New safety signage at Hamble Jetty in place Apr 2022. Website review delayed until May 2023. • Ongoing BAU practice for all relevant events. • Solent and Southern HM Association (2 Feb 2022 and 9 Nov 2022). UKHMA and British Ports' Association membership. HM Associate Fellowship of the Nautical Institute. DfT Steering Group membership on behalf of UKHMA on the disposal of Time Expired Pyrotechnics. ABP Designated Person's quarterly update memoranda. Briefing to and feedback from Marine Accident Investigation Branch new inspectors 24 May 2022.
Environment and Development	<ul style="list-style-type: none"> • The maintenance of an Oil Spill Management Plan and training regime to meet the 	<ul style="list-style-type: none"> • Delivered. Three yearly Oil Spill Response exercise 12 Oct 2022. Ports & Harbours Annual Return for Oil Spill preparedness sent to the Regulator (the MCA) 08 Feb 2022 (noted as being

	<p>threat and comply with legislator requirements.</p> <ul style="list-style-type: none">• The maintenance of a Port Waste Management plan, reviewed at 3 yearly intervals or as modified by legislation.• The provision of advice to prospective planners in advance of application to inform viability. <p>Enforcement of Byelaws.</p>	<p>‘comprehensive’).</p> <ul style="list-style-type: none">• Site audit of Port Waste Management Plan by the Regulator 25 May 2022 – compliant.• 22 project engagements in 2022. Two enforcement incidents.
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**REQUIRED CORPORATE AND LEGAL INFORMATION:
Links to the Strategic Plan**

Hampshire maintains strong and sustainable economic growth and prosperity:	yes
People in Hampshire live safe, healthy and independent lives:	yes
People in Hampshire enjoy a rich and diverse environment:	yes
People in Hampshire enjoy being part of strong, inclusive communities:	yes

Section 100 D - Local Government Act 1972 - background documents

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

Document

Location

None

EQUALITIES IMPACT ASSESSMENT:

1. Equality Duty

The County Council has a duty under Section 149 of the Equality Act 2010 ('the Act') to have due regard in the exercise of its functions to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct prohibited by or under the Act with regard to the protected characteristics as set out in section 4 of the Act (age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex and sexual orientation);
- Advance equality of opportunity between persons who share a relevant protected characteristic within section 149(7) of the Act (age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex and sexual orientation) and those who do not share it;
- Foster good relations between persons who share a relevant protected characteristic within section 149(7) of the Act (see above) and persons who do not share it.

Due regard in this context involves having due regard in particular to:

- The need to remove or minimise disadvantages suffered by persons sharing a relevant protected characteristic that are connected to that characteristic;
- Take steps to meet the needs of persons sharing a relevant protected characteristic that are different from the needs of persons who do not share it;
- Encourage persons sharing a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.

2. Equalities Impact Assessment:

An EIA is not required as no negative impacts are anticipated.