

Agenda Item 3

Actions

New and resulting actions from the Byelaw and Permitting Sub-Committee meetings held on 14th November 2019:

1	DCO Clark	To continue correspondence with the Teignmouth Harbour Master to discuss the works within the Teign and the Marine Licences issued.
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Correspondence with Teign Harbour Master/ Commission

D&S IFCA wrote to Commander David Vaughan, Teignmouth Harbour Master on 13th November 2019 asking for clarification on the licence that the Teignmouth Harbour Commission might hold for the levelling work undertaken on The Salty in the Teign Estuary.

D&S IFCA and Commander Vaughan spoke on 18th November 2019 and a follow up e-mail was received from David to confirm the points discussed:

- 'THCs authority to dredge comes from the 1924 Teignmouth Harbour Order and THC require no licence to dredge.
- There have been occasions when THC had had to level out the scour humps caused by vessels on drying out moorings on the Shaldon side of the Salty, the last period of levelling was at least 6 years ago
- No levelling is done without prior consultation with the River Teign Musselmen
- Individual mooring holders are directed to maintain the levelness of the seabed under their moorings including the scope of their risers
- It is understood that you would wish to be aware of any future planned levelling of the ground under moorings.'

D&S IFCA requested the copy of the Section and paragraph which refers to the authority given to Teignmouth Harbour Commissions to dredge and that they require no licence to dredge. Commander Vaughan forward the Section 4.2 of the 124 Teign Harbour revision Order. The paragraph of interest is 13,

13. (1) *The Commissioners may deepen, dredge, scour and excavate any portion of the harbour and of the foreshore and the bar at the mouth of the harbour and bed of the sea to the extent necessary to secure a sufficient waterway and approach to the harbour for vessels using the same, but so that the Commissioners in the exercise of such power shall not endanger or affect the works or property of the Great Western Railway Company.*

(2) *All sand, mud and other materials dredged up or removed for the purposes and to the extent aforesaid shall be the property of the Commissioners, and they may sell or otherwise dispose of or remove or deposit the same as they think fit. Provided that no sand, mud or other material shall be laid down or deposited in any place below high water mark without the consent in writing of the Board of Trade having been first obtained.*

(3) *All money arising from any sale or other disposition of sand, mud and other materials under this section after payment of the expenses connected therewith shall be applied in the same manner as the harbour revenue under this Order is to be applied.*

(4) *Nothing herein contained shall be deemed to authorise in relation to any foreshore or bed of the sea vested in the Crown within the limits of this Order the removal or sale of any sand, mud or other materials by the Commissioners or their licensees otherwise than to*

the extent hereinbefore mentioned.

(5) The powers conferred by this section shall not be exercised so as in any way to interfere with, damage or affect the railways, works or property of the Great Western Railway Company.