

**AMENDMENT TO TAMAR ESTUARIES CONSULTATIVE  
FORUM MEMORANDUM OF AGREEMENT  
20011-2012**

1.0 This Amendment to the Memorandum of Agreement (MOA) between Plymouth City Council as the Employing Body and the Constituent and Core Members as listed Section 2 (2.2) of the Tamar Estuaries Consultative Forum Memorandum of Agreement 2008-2011 is entered into with reference to the following facts:

1.1 The Tamar Estuaries Consultative Forum Memorandum of Agreement 2008 – 2011 (MOA) set forth the terms and conditions for the Tamar Estuaries Consultative Forum (TECF) including the list of members, organisational structure and roles, financial arrangements and other matters.

1.2 In accordance with Article 2 (2.4) of the MOA, the agreement can be renewed for a further three years subject to the agreement of all Members.

1.3 This agreement as amended replaces any previous agreements for the management of the Tamar Estuaries Consultative Forum .

1.4 Following the Marine and Coastal Access Act 2009, the Marine and Fisheries Agency has been replaced by the Marine Management Organisation.

1.5 Also under the Marine and Coastal Access Act 2009, from April 2011 the Devon Sea Fisheries Committee has been replaced by the Devon and Severn and the Cornwall Inshore Fisheries and Conservation Authorities.

1.6 Duchy of Cornwall, as a critical landowning body, have agreed to become a funding partner which will require a minor change to the Constitution.

1.7 Devon County Council is experiencing serious budgetary problems that are making it unable to continue to provide the level of funding for TECF that it has previously.

2.0 Based upon the foregoing recitals, the parties agree to amend the MOA as follows:

2.1 The term of the MOA shall be extended until March 31, 2012.

2.2 Section 2 (2.2) of the MOA shall be amended to replace  
“Devon Sea Fisheries Committee  
Office No 9, Fish Market  
The Quay

Brixham  
Devon, TQ5 8AW”

With

“Devon and Severn Inshore Fisheries and Conservation Authority  
Old Foundry Court  
60A Fore Street  
Brixham□  
Devon TQ5 8DZ”

2.3 Section 2 (2.2) of the MOA shall be amended to add:  
“Cornwall Inshore Fisheries and Conservation Authority  
St Clare Offices  
St Clare Street  
Penzance  
Cornwall TR18 3QW”

2.4 Section 2 (2.2) of the MOA shall be amended to add:  
“Duchy of Cornwall  
Station Road  
Liskeard  
Cornwall  
PL14 4EE”

2.5 Section 2 (2.2) of the MOA shall be amended to replace  
“Marine and Fisheries Agency  
South West District Fisheries Office  
Fish Quay  
Sutton Harbour  
Plymouth PL4 0LH”

With

“Marine Management Organisation  
District Office  
Fish Quay  
Sutton Harbour  
Plymouth PL4 0LH”

2.6 Section A.1 (A.1.1 first bullet) of Annex A: Constitution shall be amended to read:

“To include as members all organisations that:

- Have principle statutory/byelaw making powers **or** responsibility for the management of the Tamar Estuary and Sound European Marine Site; and”

2.7 Section A.1 (A.1.2) of Annex A: Constitution shall be amended to add:

“Duchy of Cornwall  
Station Road  
Liskeard  
Cornwall  
PL14 4EE”

2.8 Section A.1 (A.1.3) of Annex A: Constitution shall be amended to replace:

“Devon Sea Fisheries Committee  
Office No 9, Fish Market  
The Quay  
Brixham  
Devon, TQ5 8AW”

With

“Devon and Severn Inshore Fisheries and Conservation Authority  
Old Foundry Court  
60A Fore Street  
Brixham  
Devon TQ5 8DZ”

2.9 Section A.1 (A.1.3) of Annex A: Constitution shall be amended to add:

“Cornwall Inshore Fisheries and Conservation Authority  
St Clare Offices  
St Clare Street  
Penzance  
Cornwall TR18 3QW”

2.10 Section A.1 (A.1.3) of Annex A: Constitution shall be amended to replace

“DEFRA/ Marine and Fisheries Agency  
Fish Quay  
Sutton Harbour  
Plymouth PL4 0LH”

With

“Marine Management Organisation  
District Office  
Fish Quay  
Sutton Harbour  
Plymouth PL4 0LH”

2.11 Section A.1 (A.1.3) of Annex A: Constitution shall be amended to replace

“English Heritage

Fort Cumberlan  
Eastney  
Portsmouth PO4 9LD”

With

“English Heritage  
29 Queen Square  
Bristol BS1 4ND.”

2.12 Annex D: Core Costs has been updated to show Core costs for the period April 2011 – 2012. The updated Annex D is included as Appendix 1.

3.0 In all other respects the terms and conditions of the MOA shall continue

Signed .....

For and on behalf of.....

Date .....

Position (within organisation) .....

## Annex D1 : Core Costs for April 2011 to March 2012

### A.1. Income

%	ORGANSIATION	2011-12
13	Natural England	7,000
4	Ministry of Defence, QHM	2,237
3	Associated British Ports	1,678
16	Cattewater Harbour Commission	8,270
2	Sutton Harbour Commission	1,119
14	Plymouth City Council	7,270
8	Devon County Council	4,000
13	Cornwall Council	7,000
7	West Devon Borough Council	3,635
7	South Hams District Council	3,635
7	South West Water Ltd	3,635
7	Duchy of Cornwall	3,500
	Environment Agency	In kind
	Devon & Severn IFCA	In kind
	Cornwall IFCA	In kind
	Marine Management Organisation	In kind
	English Heritage	In kind
	<b>TOTAL INCOME</b>	<b>52,979</b>

### A.2. Expenditure

ORGANISATION	2011-12
APT&C Salaries Basic	37,624
APT&C Salaries NI	3,140
APT&C Salaries Superannuation	7,299
Employers Liability Insurance	107
Rail Fares	211
Casual User Allowances	375
Printing	103
Subsistence	175
Projects	5,649
<b>TOTAL EXPENDITURE</b>	<b>54,683</b>

Surplus / (deficit)	-1,704
Drawdown from reserves ( see Reserve notes )	1,704
Adjusted surplus / (deficit)	0.47

Reserve note -

Balance brought forward	23,007
Drawn down in year	1,704
Balance carried forward	21,303

Project expenditure will be more if additional funding is secured for specific projects