Minutes of the CMPP Members Meeting

18th October 2023

Online Meeting

Chair: Anthony Gallagher (AGa)

Present: Voting Members

Paul Bancks (PB), Crown Estate Scotland
Jan Brooke (JBr), Peelports
Zoe Clelland (ZC), RSPB
Mark Griffin (MG), SWRIFG
David Hearton (DH), South Ayrshire Council
Lorraine Holdstock (LH), Argyll and Bute Council
Lucy Kay (LK), COAST
Willie Kennedy (WK), SSACN
Catherine Lambert (CL), Clydeplan
Graham Russell (GR), Royal Yachting Association Scotland
Kerry Wallace (KW), NatureScot
Elaine Whyte (EW), Clyde Fishermen's Association

Present: Non Voting Members

Jill Bunyan (JBu), CMPP Staff
Chris Cutts (CC), CMPP Staff
Jessica Jones (JJ), Scottish Wildlife Trust
Fiona Munro (FM), Marine Directorate
Sophie Sellers (SS), Marine Directorate
Alex Watson-Crook (AWC), Board

Apologies:

Ester Brooker (EB), ScotLINK
Sandy Downie (SD), SEPA
Calum Duncan (CD), ScotLINK
Kieron Green (KG), Argyll and Bute Council
Thom Ledingham (TL), North Ayrshire Council
Corrie McCall (CM), CMAL
Neale Mcilvanney, (NM), North Ayrshire Council
Elke Scheibler (ES), Field Studies Council
Howard Wood (HW), COAST

1. Welcome and Apologies

The Chair welcomed all attendees and read out the apologies as noted above.

The Chair welcomed JJ from Scottish Wildlife Trust, attending in EB and CD's place. The Chair also welcomes SS from Marine Directorate (MD) who will be replacing FM from next week. FM will be moving to the team at the Offshore Wind Directorate.

2. Chairman's Report

The Chair thanked everyone who attended the constitution workshop. This has been the key piece of work the staff have been focussing on over the past few months. Much of the work over the last few years had been inward looking, but we have reached a point where the CMPP needs to become more engaged with external stakeholders. JB is working on a response to the NMP2 SEA Scoping Report Consultation. A draft of the response will be sent round to members early next week for comment before the submission date of 30th October. The CMPP received the Grant letter for 23/24. A portion of that grant is allocated for the facilitation of the Clyde 2020 group. That portion has been withdrawn going forward. Clyde 2020 members will be formally notified of this, and a Clyde 2020 meeting will be held either in December '23 or January '24.

3. Review of action points from the last meeting

Reference	Summary	Status
01/07/06/2022	CMPP to organise a scenario testing workshop for the new structure	Ongoing. The aim was to carry out this workshop in Summer 2023, however this will be delayed due to other priorities.
01/13/12/2022	CMPP Chair to write a follow up letter to the Minister following the meeting.	Ongoing. Postponed with a view to following up with new Cabinet Minister Mairi McCallan in due course. Correction made as this was originally stated as

		Mairi Gougeon.
01/27/06/2023	CMPP to update the existing options paper regarding housing of CMPP staff and bring it to the next members meeting for discussion.	Completed
02/27/06/2023	CC to share the pre-consultation form with members.	Completed
03/27/06/2023	CC and JBu to put together a plan on how the public consultation will be carried out based on discussions had today and circulate to members for comment.	Completed
04/27/06/2023	Members to send over any other member updates and they can be added to the minutes	Completed
05/27/06/2023	CMPP to share all relevant information about the Resilient Seas proposal with members.	Ongoing
06/27/06/2023	CMPP to discuss potential dates in late August/early September for an in-person workshop to discuss the constitution and circulate with members.	Completed

4. Update on the Regional Marine Plan

CC gave an update. No substantive update since the last meeting. CMPP staff were notified in July that the regional marine plans were undergoing a gateway review check which is currently with the Scottish Ministers. The response to the ECCLR report was published and circulated with members. One of the outcomes of the report was to pause the Regional Marine Planning process whilst Marine Directorate focusses on NMP2. This means that no further Marine Planning Partnerships will be established until after the adoption of NMP2. This does not affect the ongoing work of the Clyde, Orkney, Shetland and the Outer Hebrides, and MD will continue to work with us.

Several members voiced their frustration at the lack of progress in relation to the draft regional marine plan. All members are participating in the CMPP in good faith and there is a danger that if no progress is happening, members will withdraw from the process due to competing priorities. That risk needs to be fed back to Scottish Ministers. More support from Scottish Ministers and Marine Directorate needs to be put in place to progress the regional marine plan in a timely manner. There was also a point raised that it is necessary to get this process right and ensure the draft regional marine plan is consistent with the other regional marine plans and in line with NMP2 and that may take longer than anticipated.

FM acknowledged members' concerns and expressed her awareness of the feelings around the state of progress with the draft regional marine plan. As all three regional marine plans are currently being reviewed, which has not been done before, issues are being uncovered that have not been noticed before. Also, with the publication of the ECCLR Response, there is a need to be consistent across all three plans and a hope that through the commitments in the response Marine Directorate are able to better support the process of regional marine planning through the partnerships.

It was noted that there is a lot of frustration within the CMPP and there is a desire to express that formally. It was suggested that CMPP staff write a letter on behalf of the partnership to the Scottish Minister outlining the CMPP's concerns discussed at the

meeting. Marine Directorate will be sending feedback on the draft regional marine plan to the CMPP within the next few weeks. The CMPP will give Marine Directorate an appropriate amount of time to do so, and follow up with members if feedback has not been received, with a view to submitting a letter to outline concerns.

Action 1: Conditional on timing of feedback from MD, CMPP staff to circulate a letter outlining concerns to members before submitting to MD.

5. Constitution Workshop Update, 6th September 2023

Following the Constitution workshop on the 6th September, CMPP staff have redrafted the Constitution based on the discussions. JBu presented the new draft.

Key discussion points from members:

- Concern around asking partners to self-identify, can the Chair/EB oversee that and ensure they are happy with who is representing each sector?
- For the purpose of the annual review, a working log of the work the CMPP do should be kept and any issues should be noted over the course of the year, and that should inform the basis of the annual review if there are any issues, spreadsheet would be useful;
- Clause 6 – clarification point: change the wording, reads as if DG partners are different to partners, make it clear DG partners are a subset
- Clause 40 - clarification point: change to application to Delivery Group (DG) is open to all partners;
- Clause 41 – not necessarily about there being equal representation of sectors, there should be more of a focus on expertise needed;
- Extended discussion about clause 41 continued below;
- Concern over requirement of a minimum number of reps per sector, willingness to participate is important;
- Some members indicated there isn't a strong need for a long broken down list of sectors but constitution may describe range of sectors;
- Need to ensure this structure allows the different sectors in our area to be represented;
- Need to be aware of statutory duties that the public bodies have that relate to the management of the Clyde and how they can be represented on the DG if they want to, should there be a requirement the public bodies sit on the DG?
- The vote of who sits on the DG shouldn't be done by the partnership as a whole, it should be votes by sectors and they should be voting on who they want to represent them as a sector;
- It would be tricky asking people to self-identify themselves as their organisation may sit across more than one of the defined groups;
- We need to be clear about what representation is necessary and the range of interest that should be fairly represented on the DG, if we don't have a detailed view of the sectoral interests around the Clyde it could become very open to interpretation about what representation is needed;

- Suggestion to have structure that is set out in the constitution that describes the range of interests that gives some clarity for how people apply for roles;
- Clause 46 – unachievable with the way the process is currently set out
- Addition of many subgroups creates potential for work to be ongoing that others aren't aware of, don't want people to feel excluded when they want to be part of conversations;
- Sectoral working groups - have working groups for any of the sectors where they are more organisations who want to be part of the DG but there aren't enough seats, and they can still feel engaged in the process, what if they aren't on a TG or DG, need a forum of which partners of that other sector can still meet;
- Don't see staff support as necessary for the sectoral working groups;
- TGs deliver actions in the action plan, but sectoral working groups would be separate;
- DG is about delivering the action plan, so people on the DG should be people that are affected by the action plan: make it more flexible and less complicated;
- If the only thing the DG is doing is delivering the action plan where does the discussion come about of the review of the plan and the policies?
- That discussion takes place at the DG so that needs to be outlined in the review clauses and public authorities need to be involved in that discussion;
- DG representation - part of the application should be about describing why they think they can represent the sector on the DG;
- There should be a responsibility of those that sit on the DG on how they connect with others, explaining how people on the DG have a role to raise awareness of what happens in the partnership;
- Keep the number of seats on the DG manageable
- Either be very prescriptive about the number of sectors and what those sectors are, or we ask the EB to ensure there is a sectoral spread of interests;
- Sectoral working groups – suggestion for the constitution to recognise the opportunity for sectors to set up the equivalent for what is being suggested for the community councils;
- This would provide a transparent way that applicants who are not successful on the DG can still have their input if they don't have a connection with the person that has been elected to the DG;
- There needs to be supporting text in the constitution that doesn't obligate them to set up a WG if they already have a channel whereby they can discuss regional marine planning, but they can if they feel it's necessary;
- Suggestion that a condition of becoming the sectoral rep. on the DG is that they either demonstrate there is already a forum or network whereby we can get the views of the sector, or set up a WG through the CMPP;
- Review clause – the power of conducting a review is outlined in the powers but it doesn't flow into the objectives well, part of the review is to inform the next iteration of the plan;

- Clarify that that a new iteration of the plan will be produced after 5 years, not annually;
- Review of progress and keep an eye on issues that may affect future iterations of the plan every year through a working log;
- Five yearly process to rewrite the plan;
- Number of DG members to be approx. 15;
- Need to get this agreed with MD and make sure this is agreed with licensing colleagues.

Action 2: Partnership members to submit any comments in writing by 1st November 2023.
Action 3: CMPP staff to circulate an amended draft of the constitution.

7. Public Consultation Plan

JB went through the public consultation plan with the members. The plan is currently in draft form and is limited in its scope because of the uncertainty over when the public consultation will be able to be carried out. It contains items that the CMPP staff can undertake over the winter period until a timetable is in place for the public consultation. There were no questions or comments from members.

8. Update on Housing Options

CC discussed potential housing options with the members. Following plan adoption, NatureScot will no longer house the CMPP staff and finding an alternative is the next priority for the CMPP. The following alternatives are considered as potential options for housing and/or office space for staff:

a) Independent office/co-working serviced office space
b) CMPP member that can rent space to/accommodate CMPP staff
c) Universities
d) Marine Directorate

It was asked whether the decision by NatureScot to only host CMPP staff until plan adoption was final or if there was room for discussion. For NatureScot, hosting CMPP staff was always meant to be a temporary arrangement and as far as the Chair and CMPP staff are aware, this is the final decision. KW confirmed that it was always the agreement that NatureScot would only house CMPP during the development phase.

It was noted that a discussion should happen with Marine Directorate about this issue and the alternate housing options should be presented and relevant costs must be included, and compare that to remaining with NatureScot. Some members highlighted that NatureScot seem the most appropriate body to house the CMPP and it would most likely be cheaper to remain. The Clyde is different from Shetland and Orkney as they are embedded within the local authority, and that difference needs to be recognised. There needs to be more support from Marine Directorate in settling this issue.

A concern was raised about potentially being hosted in an academic institution and what the academics believe are the benefits of hosting the CMPP. The CMPP would need to be clear about the relationship and the expectations of that relationship to ensure the CMPP continue to undertake their statutory functions.

9. Members' Updates

Marine Directorate

Sophie Sellers is replacing Fiona Munro in her post. There has been a one week handover between FM and SS, which doesn't normally happen and that demonstrates that regional marine planning is a high priority for the Scottish Government. SS has worked across Marine Directorate and will be bringing good experience to the role. When the feedback on the draft regional marine plan is returned to the CMPP, the next priority will be working on the commitments made in the ECCLR response including the development of guidance, setting up the Regional Marine Planning Forum, and feeding into NMP2 to make sure improvements are made around guidance on regional marine planning. Finally, FM expressed her enjoyment at working with the partnership and on regional marine planning over the past 2 ½ years.

10. Resilient UK Coastal Communities and Seas Grant Application

The Chair gave an update. An EOI was submitted in July. Shortlisted EOI's were to be notified in August and a full submission was to be made by applicants by October. As of 18th October, there have been no further updates regarding whether or not the EOI has been shortlisted. There is a new timeline for the programme. Applicants will be notified if their EOI is successful or not by the end of October and a full bid must be submitted by December. If the Clyde is shortlisted, CMPP staff will let the members know via email and will explain what role the CMPP would have and what benefits there would be to being involved.

A concern was raised that the CMPP needs to focus on regional marine planning and there may be a risk that any additional funding brought in to the partnership may bring additional contentions with it. It was noted that the CMPP have worked well together so far and involvement in a project like this may be more suitable for the future when the plan has been adopted. The project can take place with or without the engagement of the CMPP but there may be benefits to be involved. Any additional information that is made available will be circulated to members.

Action 4: CMPP staff to circulate update once available.

11. AOB

JBr asked if members should email any substantive comments they made at the meeting today regarding the constitution over to the staff. The Chair agreed that this would be the best way to ensure all comments are collated.

GR asked that the staff save the meeting chat as there were many comments made that should be noted. CC will download it and that can be circulated with the minutes.

12. DONM

The next meeting is on Tuesday 12th December. This will be an AGM and a members meeting, held online.

Actions Summary

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01/13/12/2022	CMPP Chair to write a follow up letter to the Minister following the meeting.	Ongoing. Postponed with a view to following up with new Cabinet Minister Mairi McCallan in due course. Correction made as this was originally stated as Mairi Gougeon.
01/18/10/2023	Conditional on timing of feedback from MD, CMPP staff to circulate a letter outlining concerns to members before submitting to MD.	

02/18/10/2023	Partnership members to submit any comments (on Constitution) in writing by 1st November 2023.	
03/18/10/2023	CMPP staff to circulate an amended draft of the Constitution.	
04/18/10/2023	CMPP staff to circulate update on Resilient Seas application once available.	