

A MEETING OF THE PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD WAS HELD VIA ZOOM ON TUESDAY, 15 FEBRUARY 2022 AT 10.00 AM.

- | | |
|-----------------------------|------------------------------------|
| Elected Members | Appointed Members |
| Pevensey District | Eastbourne BC |
| * B Gower (Chairman) | H Burton |
| * M Hole | * P Di Cara |
| R Miles | J Dow |
| D Robinson | * J Murray |
| * C Wadman (Vice Chairman) | <i>Vacancy (ex P Rodohan)</i> |
| Cuckmere District | * R Smart |
| R Brown | Hastings BC & Rother DC |
| * G Hesselgrave | * R Thomas |
| Combe Haven District | Wealden DC |
| M Worssam | * M Lunn |
| | * D White |
| | * Present (59%) |

Environment Agency

Paul Levitt, Russell Long, *Louise Parker, *Dan Sargent, *Andy Walker

Local Authorities

Tim Bartlett (Eastbourne BC), *Cath Beaumont (Rother DC), *Nick Claxton (East Sussex CC), *Jo Heading (Wealden DC), Matthew Hitchen (Lewes/ Eastbourne DC), *Graham Kean (Wealden DC), *Ellen Miller (Lewes/ Eastbourne DC)

Natural England

Cath Jackson

Pevensey & Cuckmere WLMB

*Richard Dann (Operations Manager), *James Dunn (Flood Risk Engineer), *Revai Kinsella (Area Manager, East Sussex)

Water Management Alliance

Cathryn Brady (Sustainable Development Manager), *Phil Camamile (Chief Executive), *Sue Cook (CEO's PA), *Sallyanne Jeffrey (Finance & Rating Manager), *Caroline Laburn (Environmental Manager), *Kari Nash (Programme Manager), *Matthew Philpot (Area Manager, East Anglia)

Shirley McKinnon (Member of the public representing Pevensey Parish Council)

** In Attendance*

ID Pevensey and Cuckmere WLMB, Minute

Action

01/22 WELCOME AND INTRODUCTIONS

01/22/01 The Chairman welcomed everyone to the virtual meeting, particularly James Dunn (Flood Risk Engineer), Ellen Miller, Lewes/ Eastbourne District Council and Kari Nash (WMA Programme Manager) all attending their first Board meeting.

ID	Pevensey and Cuckmere WLMB, Minute	Action
02/22	APOLOGIES FOR ABSENCE	
02/22/01	Apologies for absence were received on behalf of Tim Bartlett, Richard Brown and Robert Miles.	
03/22	DECLARATIONS OF INTEREST	
03/22/01	Members who had completed their 2021 Declaration of Members Interests Forms were thanked, and the 7 members who had not yet done so, were requested to submit their completed forms to Sue.Cook@wlma.org.uk at the earliest opportunity. RESOLVED that this be actioned.	ALL MEMBERS
04/22	PRESENTATION FROM THE ENVIRONMENT AGENCY	
04/22/01	Louise Parker and Andy Walker gave a presentation outlining the Pevensey Bay to Eastbourne Coastal Management Scheme. It was agreed and thereby RESOLVED to include this project as an agenda item for all future Board meetings, to ensure that the members receive regular updates.	SC
05/22	MINUTES OF THE LAST BOARD MEETING	
05/22/01	The minutes of the last Board meeting held on 5 October 2021 were considered in detail and confirmed as a true record (proposed by Jim Murray, seconded by Chris Wadman and unanimously agreed). It was noted that the Chairman would sign the minutes shortly after the meeting.	
06/22	MATTERS ARISING	
06/22/01	There were no matters arising.	
07/22	APPOINTMENT OF MICHAEL LUNN TO THE CHAIRMAN'S COMMITTEE	
07/22/01	It was proposed by the Chairman, seconded by Gill Hesselgrave, unanimously agreed and thereby RESOLVED to appoint Michael Lunn to the Chairman's Committee with effect from January 2022.	
08/22	CHAIRMAN'S COMMITTEE MEETING RECOMMENDATIONS	
08/22/01	The recommendations arising from the unconfirmed minutes of the Chairman's Committee meeting held on 25 January 2022 (a copy of which is filed in the Report Book) was considered in detail and approved. There were no matters arising.	
08/22/02	Annual Budget and Rate Requirements for 2022/23	
	The annual budget for 2022/23 and projected out-turns for 2021/22 (a copy of which is filed in the Report Book) was considered in detail and approved. There were no matters arising.	

08/22/03 Works Programme for 2022/23

It was agreed and thereby RESOLVED to approve the maintenance works programme for 2022/23 as presented.

09/22 DRAINAGE RATES AND SPECIAL LEVIES FOR 2022/23**09/22/01 Annual Values as at 31 December 2021**

It was agreed and thereby RESOLVED to approve the aggregate annual values as at 31 December 2021 as presented, used for the purposes of raising and apportioning net expenses from agricultural drainage rates and special levies for 2022/23 (a copy of which is filed in the Report Book).

09/22/02 Rates and Levies for 2022/23

It was proposed by Michael Lunn, seconded by Chris Wadman, unanimously agreed and thereby RESOLVED to approve Option 1, which equated to an increase of 5% in the Agricultural Drainage Rates and Special Levies for 2022/23 for the Pevensey Levels Sub District and a rate freeze for the Cuckmere River Sub District.

Option 1: Pevensey Levels Sub District

Drainage Rate in the Pound: 3.681p

Occupiers' Drainage Rates:	£14,512
Eastbourne Borough Council:	£249,351
Hastings Borough Council:	£12,621
Rother District Council:	£4,626
Wealden District Council:	<u>£49,609</u>

Net Expenditure £330,719

Option 1: Cuckmere River Sub District

Drainage Rate in the Pound: 56.438p

Occupiers' Drainage Rates:	£28,972
Wealden District Council:	<u>£16,802</u>

Net Expenditure £45,774

09/22/03 Michael Lunn noted that the Cuckmere River Sub District rates/levy reflected work needed and that if this work did not materialise over the coming year, the rates/levies would need to reduce next year to redress this. RESOLVED that this be noted.

09/22/04 Earmarked Balances and Reserves

The adequacy and appropriateness of the Balances and Reserves as detailed in the Capital Financing and Reserves Policy and shown in the

Development Reserve Estimate was considered in detail and approved.

10/22 CAPITAL WORKS PROGRAMME OVERVIEW AND DEVELOPMENT REPORT

10/22/01 The Board's Capital Works Programme and Development Report (a copy of which is filed in the Report Book), was considered in detail, proposed by Jim Murray, seconded by Gill Hesselgrave and unanimously approved. Arising therefrom:

10/22/02 It was noted within Table 2 on page 16 of the report, that the forecast approval would more likely be September 2022 than July 2022 as stated on the report. RESOLVED that this be noted.

10/22/03 The Chief Executive reiterated that the grant in aid funding for the refurbishment and/or replacement of 8 pumping stations was still pending business case approval and that a detailed plan would be brought to the Board for approval if/when funding had been secured, prior to any contracts being awarded.

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11/22 HEALTH AND SAFETY REPORT

11/22/01 The Board's Health, Safety and Welfare Performance Report (a copy of which is filed in the Report Book), was considered in detail, proposed by Michael Lunn, seconded by Richard Thomas and unanimously approved. There were no matters arising.

12/22 OPERATIONS REPORT

12/22/01 The Operations Report (a copy of which is filed in the Report Book), was considered in detail, proposed by Michael Lunn, seconded by Richard Thomas and unanimously approved. Arising therefrom:

12/22/02 The Area Manager apprised members that since tendering the Maintenance works at the end of December 2021, no tenders had been received despite the deadline of 17 February 2022 fast approaching. The plan was therefore to extend the deadline and encourage at least 3 contractors to tender for the works. RESOLVED that this be noted.

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13/22 ENVIRONMENTAL REPORT

13/22/01 The Environmental Report (a copy of which is filed in the Report Book), was considered in detail, proposed by Jim Murray, seconded by Chris Wadman and unanimously approved. Arising therefrom:

13/22/02 It was agreed and thereby RESOLVED to support the principle of setting up a carbon net zero strategy and conducting a baselining exercise, subject to obtaining prior approval from the Board to appoint a consultant.

13/22/03 Members were keen to understand the Boards' scope of influence in

achieving carbon net zero targets and saw this as an opportunity to set a positive example rather than conduct a box-ticking exercise. RESOLVED that this be noted.

- 13/22/04** The Environmental Manager would contact Graham Kean and Tim Bartlett outside of the meeting to establish who the best Council representatives would be to liaise with on this matter. RESOLVED that this be actioned.

14/22 PLANNING REPORT

- 14/22/01** The Planning Report (a copy of which is filed in the Report Book) was considered in detail, proposed by Jim Murray, seconded by Richard Thomas and unanimously approved. Arising therefrom:

- 14/22/02** The Chairman reiterated to members that although the Board can and does provide evidence to inform Local Planning Authority decisions, the Board does not itself have any decision-making powers to determine planning applications. RESOLVED that this be noted.

15/22 FINANCIAL REPORT

- 15/22/01** The Financial Report for the period 1 April 2021 to 31 December 2021 was considered in detail, proposed by Chris Wadman, seconded by Michael Lunn and unanimously approved (a copy of which is filed in the Report Book). There were no matters arising.

16/22 IDB/EA LIAISON UPDATE

- 16/22/01** The Area Manager reported that it had been a fairly quiet winter from a weather impact perspective and that relationships were good with the Environment Agency. RESOLVED that this be noted.

- 16/22/02** The Chairman noted that, although de-maining of the Cuckmere and other main rivers was no longer an option, the Board had adopted a progressive problem-solving approach, working with the EA by agreement, which was proving successful. RESOLVED that this be noted.

17/22 MATERIAL CHANGES TO THE RISK REGISTER

- 17/22/01** It was proposed by Michael Lunn, seconded by Chris Wadman and unanimously agreed to approve the Full Risk Register (a copy of which is filed in the Report Book). Arising therefrom:

- 17/22/02** It was agreed and thereby RESOLVED to update risk 1c relating to Highland Water Contributions from the Environment Agency, on page 43 of the report to a rising trend arrow from the horizontal position currently.

- 17/22/03** It was agreed and thereby RESOLVED to add a new risk to the register, that the outline business cases for the work on 8 pumping stations, might not be approved for funding, resulting in the refurbishments and replacements not

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taking place.

- 17/22/04** It was agreed and thereby RESOLVED to add a new risk to the Risk Register that energy prices and inflation rise in excess of the levels accounted for in the budget for 2022/23.

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18/22 CORRESPONDENCE

- 18/22/01** The correspondence received from ADA on 6 January 2022 regarding Red Diesel was noted. Arising therefrom:

- 18/22/02** The Chief Executive apprised the Board that despite the positivity within this correspondence, more recently the Treasury Excise Notice Number 75 had been published and stated that rebated fuel could only be used when carrying out work that “solely”, rather than “partially”, benefited agriculture after 1 April 2022. ADA were still lobbying for the Excise Notice to be amended. RESOLVED that this be noted.

19/22 DATE & TIME OF NEXT MEETING

- 19/22/01** The next scheduled meeting of the Board was confirmed to be Thursday, 09 June 2022, at 10.00 am. Venue: Hellingly Community Hub, BN27 4EP.

20/22 ANY OTHER BUSINESS

- 20/22/01** Robert Smart reported that he had been made aware of another flood risk project being started called the Blue Heart Project. Nick Claxton confirmed that a briefing note to this effect had been sent to all members and that this project was being led by his team at East Sussex County Council as part of a Defra funded scheme to further develop flood risk mitigations in respect of surface water flooding.

- 20/22/02** Nick Claxton reported that he would willingly share an update about the project with the Board at a subsequent meeting and confirmed that the project was progressing in close liaison with the Environment Agency. RESOLVED that this be noted.

21/22 OPEN FORUM: TO HEAR FROM MEMBERS OF THE PUBLIC WITH LEAVE OF CHAIRMAN

- 21/22/01** There were no members of the public present at this stage of the meeting.

22/22 CONFIDENTIAL BUSINESS

- 22/22/01** It was agreed and thereby RESOLVED to exclude the public from the next part of the meeting due to the confidential nature of the business to be transacted, in accordance with Section 2 of the Public Bodies (Admission to Meetings) Act 1960 and the Board’s Standing Orders.

A MEETING OF THE PEVENSEY & CUCKMERE WATER LEVEL MANAGEMENT BOARD CHAIRMAN'S COMMITTEE WAS HELD VIRTUALLY VIA ZOOM ON TUESDAY 25 JANUARY 2022 AT 10.00 AM.

Elected Members	Appointed Members
R Brown	* M Lunn
* W Gower	
G Hesselgrave	
* C Wadman	
	* Present (60%)

Mr W Gower in the Chair

In attendance:

Phil Camamile (Chief Executive), Sue Cook (PA to CE), Sallyanne Jeffrey (Finance and Rating Manager), Revai Kinsella (Area Manager, East Sussex)

ID	Pevensey & Cuckmere WLMB: Chairman's Committee, Minute	Action
	01/22 APOLOGIES FOR ABSENCE	
01/22/01	Apologies for absence were received on behalf of Richard Brown.	
	02/22 MINUTES OF THE LAST CHAIRMAN'S COMMITTEE MEETING	
02/22/01	The minutes of the last Chairman's Committee meeting held on 12 January 2021 were approved and confirmed as a true record. There were no matters arising.	
	03/22 WORK PROGRAMMES FOR 2022/23	
03/22/01	The draft work programmes for 2022/23 (a copy of which is filed in the Report Book) were considered in detail and approved. It was agreed to recommend to the Board that these work programmes be approved for 2022/23.	
	04/22 ANNUAL DRAINAGE RATE AND SPECIAL LEVIES BUDGET REQUIREMENT FOR 2022/23	
04/22/01	The draft Annual Budget for 2022/23 (a copy of which is filed in the Report Book) was considered in detail and approved. Arising therefrom:	
04/22/02	It was unanimously agreed to recommend that the Board approves Option 1, which equates to an increase of 5.0% in the Agricultural Drainage Rates and Special Levies for 2022/23 for the Pevensey	

Levels Sub District and a rate freeze in the Cuckmere River Sub District:

Option 1: Pevensey Levels Sub District

Drainage Rate in the Pound: 3.681p

Occupiers' Drainage Rates:	£14,512
Eastbourne Borough Council:	£249,351
Hastings Borough Council:	£12,621
Rother District Council:	£4,626
Wealden District Council:	<u>£49,609</u>

£330,719

Option 1: Cuckmere River Sub District

Drainage Rate in the Pound: 56.438p

Occupiers' Drainage Rates:	£28,972
Wealden District Council:	<u>£16,802</u>

£45,774

05/22 DEVELOPMENT RESERVE BUDGET FOR 2022/23

05/22/01 The draft Development Reserve Budget for 2022/23 (a copy of which is filed in the Report Book) was considered in detail and approved. Arising therefrom:

05/22/02 It was unanimously agreed to recommend that the Board approves the Development Reserve Budget for 2022/23.

06/22 ANY OTHER BUSINESS

06/22/01 There was no other business to discuss.

07/22 CONFIDENTIAL BUSINESS

0722/01 It was agreed and thereby resolved to exclude the public from the next part of the meeting due to the confidential nature of the business to be transacted, in accordance with Section 2 of the Public Bodies (Admission to Meetings) Act 1960 and the Board's Standing Orders.

PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
DRAINAGE RATES AND SPECIAL LEVIES: BUDGET FOR 2022/23

INCOME AND EXPENDITURE	PEVENSEY			CUCKMERE			TOTAL			NOTE 1	NOTE 2	NOTE 3	NOTES 4 TO 10
	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	
INCOME													
Drainage Rates	13,642	13,821	13,821	14,512	28,562	28,933	28,933	28,972	42,204	42,754	42,754	43,484	
<u>Special Levies:</u>													
Eastbourne Borough Council	234,404	237,477	237,477	249,351	0	0	0	0	234,404	237,477	237,477	249,351	
Hastings Borough Council	11,865	12,020	12,020	12,621	0	0	0	0	11,865	12,020	12,020	12,621	
Rother District Council	4,348	4,405	4,405	4,626	0	0	0	0	4,348	4,405	4,405	4,626	
Wealden District Council	46,636	47,247	47,247	49,609	16,586	16,802	16,802	16,802	63,222	64,049	64,049	66,411	
	297,253	301,149	301,149	316,207	16,586	16,802	16,802	16,802	313,839	317,951	317,951	333,009	
<u>Other Income:</u>													
Income From Rechargeable Works	33,412	0	0	0	0	0	0	0	33,412	0	0	0	
4 Highland Water Contributions from the EA	89,887	89,887	89,887	78,099	1,613	1,613	1,613	1,401	91,500	91,500	91,500	79,500	
Grants Applied	50,784	413,000	353,518	101,580	0	0	0	0	50,784	413,000	353,518	101,580	
Consent Fees and Sundry Income	950	700	1,250	1,000	600	200	900	600	1,550	900	2,150	1,600	
Bank and Investment Interest	579	225	270	270	64	25	30	30	643	250	300	300	
Other Income	474	0	7,200	0	0	0	800	0	474	0	8,000	0	
Surface Water Development Contributions	0	0	0	0	0	0	0	0	0	0	0	0	
	176,085	503,812	452,125	180,949	2,277	1,838	3,343	2,031	178,362	505,650	455,468	182,980	
	486,980	818,782	767,095	511,668	47,425	47,573	49,078	47,805	534,405	866,355	816,173	559,473	
(-) EXPENDITURE													
Directly Allocated Expenditure													
5(a) New Works and Improvement Works	0	63,000	62,887	0	0	0	0	0	0	63,000	62,887	0	
5(b) New & Improvement Works (Water Level Mgmt Proj)	2,958	350,000	245,462	101,580	0	0	0	0	2,958	350,000	245,462	101,580	
Cost of Rechargeable Works	32,288	0	0	0	0	0	0	0	32,288	0	0	0	
Cuckmere De-shingle and targeted De-silting Ops	0	0	0	0	11,690	20,000	5,158	20,000	11,690	20,000	5,158	20,000	
6 Contributions to the Environment Agency	39,431	29,573	29,573	9,858	569	427	427	142	40,000	30,000	30,000	10,000	
7(a) Maintenance Work	154,987	210,918	197,867	208,457	7,631	8,276	8,084	8,554	162,618	219,194	205,951	217,012	
7(b) Floating Pennywort control programme	47,826	0	45,169	0	0	0	0	0	47,826	0	45,169	0	
	277,490	653,491	580,958	319,895	19,889	28,703	13,669	28,697	297,379	682,194	594,627	348,591	
Apportioned Expenditure													
8 Operations Delivery Staff Costs	84,185	89,717	89,750	94,784	9,354	9,969	9,972	10,532	93,539	99,685	99,722	105,315	
10 WMA Technical Support Staff Costs	33,637	36,000	33,062	22,500	7,205	4,000	3,674	2,500	40,842	40,000	36,735	25,000	
10 Other Technical Support Staff Costs	0	0	0	37,623	0	0	0	0	0	0	0	37,623	
10 WMA Administration Staff Costs	19,589	23,850	23,400	10,800	2,177	2,650	2,600	1,200	21,766	26,500	26,000	12,000	
Drainage Rates Increases/Decreases/Write Offs	8	0	50	50	1,723	1,742	1,800	1,840	1,731	1,742	1,850	1,890	
Audit Fees	333	1,333	1,333	1,333	67	267	267	267	400	1,600	1,600	1,600	
9 Depreciation	11,451	11,377	9,050	12,384	1,273	1,263	1,006	1,376	12,724	12,640	10,056	13,759	
General Insurances	4,582	4,500	4,500	4,950	509	500	500	550	5,091	5,000	5,000	5,500	
Accommodation and Meeting Room Hire	0	2,000	900	2,000	0	200	100	200	0	2,200	1,000	2,200	
Postages and Stationery	786	650	650	650	87	95	95	95	873	745	745	745	
Advertising and Public Notices	0	400	0	200	0	100	0	50	0	500	0	250	
ADA Subscriptions and Other Expenses	3,760	4,489	4,275	4,500	418	499	475	500	4,178	4,988	4,750	5,000	
	158,332	174,316	166,969	191,773	22,811	21,284	20,488	19,109	181,143	195,600	187,458	210,882	
(=) Net Surplus/(Deficit) for the Year	£51,159	-£9,025	£19,168	£0	£4,724	-£2,414	£14,921	£0	£55,883	-£11,439	£34,088	£0	

PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
DRAINAGE RATES AND SPECIAL LEVIES: BUDGET FOR 2022/23

INCOME AND EXPENDITURE	PEVENSEY			CUCKMERE			TOTAL			NOTE 1	NOTE 2	NOTE 3	NOTES 4 TO 10
	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	
RESERVES													
General Reserve b/fwd	72,076	233,557	123,235	142,402	10,769	51,234	7,183	7,262	82,845	284,791	130,418	149,665	
(+) Net Surplus/(Deficit) for the Year	51,159	-159,025	19,168	0	4,724	-2,414	14,921	0	55,883	-11,439	34,088	0	
(-) Transfer (to)/from Cuckmere T.I. Reserve	0	0	0	0	-8,310	0	-14,842	0	-8,310	0	-14,842	0	
(=) General Reserve c/fwd	£123,235	£74,532	£142,402	142,403	£7,183	£48,820	£7,262	£7,262	£130,418	£273,353	£149,665	£149,665	

SECTION 37, LAND DRAINAGE ACT 1991
DETERMINATION OF ANNUAL VALUES AS AT 31 DECEMBER 2021

The values at 31 December 2021 used for determining the proportion of expenses to be raised from drainage rates and special levies are as follows:-

	£	%	£	%	£	%
Agricultural Land and/or Buildings	394,182	4.39%	51,335	63.29%	445,517	4.92%
<u>Non-Agricultural Land:</u>						
Eastbourne Borough Council	6,773,087	75.40%	0	0.00%	6,773,087	74.72%
Hastings Borough Council	342,832	3.82%	0	0.00%	342,832	3.78%
Rother District Council	125,645	1.40%	0	0.00%	125,645	1.39%
Wealden District Council	1,347,531	15.00%	29,771	36.71%	1,377,302	15.19%
	8,589,095	95.61%	29,771	36.71%	8,618,866	95.08%
Total Annual Value	£8,983,277	100.00%	£81,106	100.00%	£9,064,383	100.00%

RATE/LEVY OPTIONS FOR 2022/23

OPTION 1: REQUIREMENT

	Last Year	This Year	Last Year	This Year
Rate in the pound (p)	3.506 p	3.681 p	56.438 p	56.438 p
Increase (%)	52.46 %	5.00 %	6.65 %	0.00 %

OPTION 2: INFLATIONARY ONLY

	Last Year	This Year	Last Year	This Year
Rate in the pound (p)	3.506 p	3.681 p	56.438 p	31.780 p
Increase (%)	1.30 %	5.00 %	1.30 %	-43.69 %

- Option 1 reflects an increase of 5% in the Pevensey Sub District, and a rate freeze in the Cuckmere Sub District. The Office for National Statistics for the month of October 2021 was 6% (RPI).
- Option 2 allows for the required increase of 5% in the Pevensey Levels Sub District and a reduction of 43.69% in the Cuckmere River Sub District. This reduction within the Cuckmere Sub District would be required if the Board makes the decision to not rate for the £20,000 de-shingle works.

RECOMMENDATION

Option 1 is recommended.

**PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
DRAINAGE RATES AND SPECIAL LEVIES: BUDGET FOR 2022/23**

INCOME AND EXPENDITURE	PEVENSEY			CUCKMERE			TOTAL			NOTE 1	NOTE 2	NOTE 3	NOTES 4 TO 10
	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	

NOTES:

- The actual figures shown for 2020/21 are for a the full 12 month period; from 1 April 2020, to the financial year end 31 March 2021.
- The budget for 2021/22 was set by the Board in February 2021, based on what was known at that time. We have now refined the works programme and have a better understanding of what needs to be done on the Board's infrastructure and of the necessary resources required to do so.
- The projected out-turn and closing balances for 2021/22 are forecast to be better than was budgeted for in both the Pevensey Levels Sub District and Cuckmere River Sub District. This is due to higher income from SWDCs, a slight underspend within the maintenance budget, and the late recruitment of the Flood Risk Engineer in year that had been forecast for. The Board has had to write off the drainage rates due from the land occupier at Cuckmere Haven, due to the flooding caused by the shingle blockage at the outfall.
- During 2017 we identified the highland carriers within the Board's district and more accurately estimated the highland water contributions due for 2022/23. This procedure was agreed with the EA in 2017.
- The Board plans to install a windpump to convey water from the Wallers Haven at an estimated cost of £63k, had been delayed until the 2021/22 financial year, and should now be fully complete by 31st March 2022. This will be paid for from our Water and Environmental Grant (WEG), as administered by Natural England. We have also been successful in our bid to obtain £350,000 of funding to development a business case for refurbishing or replacing the 6 pumping stations we own and manage, and work is ongoing in this area.
- The precept charge has been agreed at £10k for 2022/23, which has been confirmed by EA officers. It is important that the precept works programme remains flexible and that the Board has input into where and how this money is spent. The EA have been provided with a prioritised schedule of work from which the Board would derive benefit. The EA have also been requested to either deal with many of the legacy issues themselves or pay us to do some of this work, to help the Board put right many of these issues which would otherwise prevent us from fulfilling our statutory function.

7 (a) Maintenance work is made up as follows:

Pumping Stations:

MEICA servicing	5,705	6,000	5,705	6,000	0	0	0	0	5,705	6,000	5,705	6,000
MEICA additional work needed & in year work	2,936	6,000	4,000	6,000	0	0	0	0	2,936	6,000	4,000	6,000
Electricity charges	29,041	46,250	49,810	54,791	0	0	0	0	29,041	46,250	49,810	54,791
Insurances	6,000	3,410	5,600	6,160	0	0	0	0	6,000	3,410	5,600	6,160
Risk contingency	0	2,500	3,356	3,648	0	0	0	0	0	2,500	3,356	3,648
	43,682	64,160	68,471	76,599	0	0	0	0	43,682	64,160	68,471	76,599

Watercourses:

Desilting and Weed cutting	81,996	97,042	95,210	95,623	7,234	6,402	6,790	7,197	89,230	103,444	102,000	102,820
Telemetry	2,460	5,000	4,000	5,000	0	0	0	0	2,460	5,000	4,000	5,000
Plant	7,340	7,500	2,000	2,000	50	0	0	0	7,390	7,500	2,000	2,000
Materials	10,935	10,000	8,000	9,850	0	0	0	0	10,935	10,000	8,000	9,850
Machine Moves	1,380	1,500	1,800	2,000	0	500	480	500	1,380	2,000	2,280	2,500
Spraying	0	5,000	5,000	4,000	0	0	0	0	0	5,000	5,000	4,000
Biodiversity Action Plan	4,000	4,000	4,000	4,000	0	0	0	0	4,000	4,000	4,000	4,000
Hand work	0	0	0	0	0	0	0	0	0	0	0	0
Water Level Control Structure Maintenance	75	5,000	4,550	4,550	0	500	450	450	75	5,500	5,000	5,000
Risk contingency	0	6,880	0	0	0	510	0	43	0	7,390	0	43
	108,185	141,922	124,560	127,023	7,284	7,912	7,720	8,190	115,469	149,834	132,280	135,213

Emergency reponse contingency (external assistance):

5 EA operatives for 5 days @ £26/hour	3,120	4,836	4,836	4,836	347	364	364	364	3,467	5,200	5,200	5,200
	154,987	210,918	197,867	208,457	7,631	8,276	8,084	8,554	162,618	219,194	205,951	217,012

7(b) The Board completed a comprehensive programme of Floating Pennywort Control on riparian watercourses over the last two financial years. The work has been fully completed. This was paid for from our Water and Environmental Grant (WEG) as administered by Natural England, with the final payment received May 2021.

- Operations Delivery Staff Costs is the gross cost of employing the Board's Operations Manager and Operative to assist with Maintenance Work and Water Level Management in both Sub Districts, which includes the running of two 4 x 4 vehicles (although depreciation is budgeted for separately): 90% of these costs are attributable to the Pevensey Levels Sub District and 10% are attributable to the Cuckmere River Sub District.

PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
DRAINAGE RATES AND SPECIAL LEVIES: BUDGET FOR 2022/23

INCOME AND EXPENDITURE	PEVENSEY			CUCKMERE				TOTAL				
	ACTUAL	BUDGET	PROJECTED	BUDGET	ACTUAL	BUDGET	PROJECTED	BUDGET	NOTE 1 ACTUAL	NOTE 2 BUDGET	NOTE 3 PROJECTED	NOTES 4 TO 10 BUDGET
	2020/21	2021/22	2021/22	2022/23	2020/21	2021/22	2021/22	2022/23	2020/21	2021/22	2021/22	2022/23
Small Tools	1,515	1,440	1,350	1,440	168	160	150	160	1,683	1,600	1,500	1,600
Truck (Operations Manager)	4,900	4,900	4,900	5,369	544	544	544	597	5,444	5,444	5,444	5,965
Truck (Operative)	4,365	4,365	2,684	4,900	485	485	298	544	4,850	4,850	2,983	5,444
Trailer	672	672	116	675	74	74	13	75	746	746	129	750
	11,452	11,377	9,050	12,384	1,272	1,263	1,006	1,376	12,724	12,640	10,056	13,759

9 Depreciation charges are made up as follows:

10 These charges represent the cost of the WMA providing administrative and technical support services to the Board for a full year. 90% of these costs are attributable to the Pevensey Levels Sub District and 10% are attributable to the Cuckmere River Sub District. These charges have reduced in 2022/23 as more of this work is completed by the newly appointed Flood Risk Engineer and Area Manager.

S JEFFREY BSc (Hons) FCCA
FINANCE AND RATING MANAGER

18 JANUARY 2022

PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
DEVELOPMENT RESERVE: BUDGET FOR 2022/23

INCOME AND EXPENDITURE	PEVENSEY			CUCKMERE			NOTE 1 TOTAL					
	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23	ACTUAL 2020/21	BUDGET 2021/22	PROJECTED 2021/22	BUDGET 2022/23
INCOME												
2 Surface Water Development Contributions	87,634	117,085	140,182	130,000	153,627	0	27,904	0	241,260	117,085	168,086	130,000
	87,634	117,085	140,182	130,000	153,627	0	27,904	0	241,260	117,085	168,086	130,000
(-) EXPENDITURE												
Expenditure												
3 Surveying and Modelling Programme Costs	93,732	150,000	129,768	150,000	0	0	0	0	93,732	150,000	129,768	150,000
4 Employment and Hosting Costs	26,468	117,085	88,121	130,000	51,399	0	17,541	0	77,867	117,085	105,662	130,000
	120,201	267,085	217,889	280,000	51,399	0	17,541	0	171,600	267,085	235,430	280,000
(=) Net Surplus/(Deficit) for the Year	-£32,567	-£150,000	-£77,707	-£150,000	£102,228	£0	£10,363	£0	£69,660	-£150,000	-£67,344	-£150,000
DEVELOPMENT RESERVE												
Development Reserve b/fwd	633,027	457,110	600,460	522,753	70,338	61,710	172,566	182,929	703,365	518,820	773,025	705,681
5 (+) Net Surplus/(Deficit) for the Year	-32,567	-150,000	-77,707	-150,000	102,228	0	10,363	0	69,660	-150,000	-67,344	-150,000
(=) Development Reserve c/fwd	£600,460	£307,110	£522,753	£372,753	£172,566	£61,710	£182,929	£182,929	£773,025	£368,820	£705,681	£555,681

NOTES:

- The actual figures shown for 2020/21 are for a full 12 month period; from 1 April 2020, to the financial year end 31 March 2021.
- We have assumed that the Board will not receive any further Surface Water Development Contributions during 2021/22. What is projected for 2021/22 is therefore what has actually been received. There are a further £85,000 of consents in progress. However, it is prudent to assume these will not be received in this financial year. This income funds the Board's surveying and modelling programme and the employment/hosting costs of the Flood Risk Engineer, and a proportion of the costs for the Area Manager. The projected outturn for SWDC received 2021/22 has exceeded what we estimated. Any shortfall in contributions in 2022/23 will mean this programme and employment costs will be funded from what is already held in the Development Reserve, as previously agreed by the Board.
- In 2019/20 the Board agreed to start a surveying and modelling programme, which will be funded from the Development Reserve. A budget of £235,000 had been agreed. The modelling costs for Phase 1 (Stages 1-3) have been estimated to cost around £220,275 so far, which is marginally less than the budgeted amount. We have included Phase 2 estimated costs of £150,000 in the estimates for 2022/23. This Phase will not begin until the Board has received and reviewed the findings of Phase 1, and approves Phase 2 dependent upon the outcome of this review. There are five phases in total, each to be approved in turn. Phase 1 is for the Hailsham area, Phase 2 covers the IDB drains to the western part of Bexhill at an estimated cost of £150,000. Phase 3 is the remainder of the drains within the Pevensley Levels (those not covered by Phase 1 + 2), at an estimated cost of £145,000. Phase 4 relates to significant development proposed in Hellingly, the western side of Hailsham, Horam, Upper and Lower Dicker and Berwick, which will result in both direct and indirect discharge into the Cuckmere. The estimated cost for Phase 4 is £55,000. Phase 5 relates to significant development proposed to the East of Bexhill. Due to designated watercourses being Main River and under the EA's remit, we have not yet estimated these costs. We would need to liaise with the Environment Agency to agree scope and modelling. This has all been previously presented in detail at the Board Meeting on the 08th October 2019.
- These charges include the cost of employing a full time Flood Risk Engineer and Area Manager by the Board directly. A proportion of the cost of employment of the new role of Area Manager, the former Sustainable Development Officer, will be funded by these contributions, and we have estimated to fund the Flood Risk Engineer in full. For budgeting purposes, all of these employment costs have been allocated to the Pevensley Levels Sub District, as has all the Income we expect to receive from surface water development contributions.
- Actual and estimated movements on the Development Reserve are in accordance with the Board's Capital Financing and Reserves Policy approved on 31 October 2017 (minute number 54/17/02).

S JEFFREY BSc (Hons) FCCA
FINANCE & RATING MANAGER

18 JANUARY 2022

CAPITAL WORKS PROGRAMME OVERVIEW & PROJECT DEVELOPMENT REPORT

For the period 13 December 2021 to 18 January 2022

1. INTRODUCTION

1.1 The Board has one project currently on the FCERM GiA Programme, with a total value of £22.4m and it is currently in the Development Phase.

2. PROJECTS IN DEVELOPMENT

ID	Project	Brief Description	Funding Sources	Forecast Approval	Start Construction	Complete Construction	Delivery Route
Tbc	Pevensey Water Management Improvement Scheme	8 Pumping station Replacements & Refurbishments (inc 2 EA Assets)	GiA via ESF	July 22	June 23	March 27	SCAPE (Stantec & Balfour Beatty)

2.1 We have a Study (FCRM7) approved and have claimed the available GiA as shown in section 5.1 enabling us to instruct the SCAPE Framework to begin preparing the Outline Business Case (OBC).

3. PROJECTS IN DELIVERY

3.1 N/A

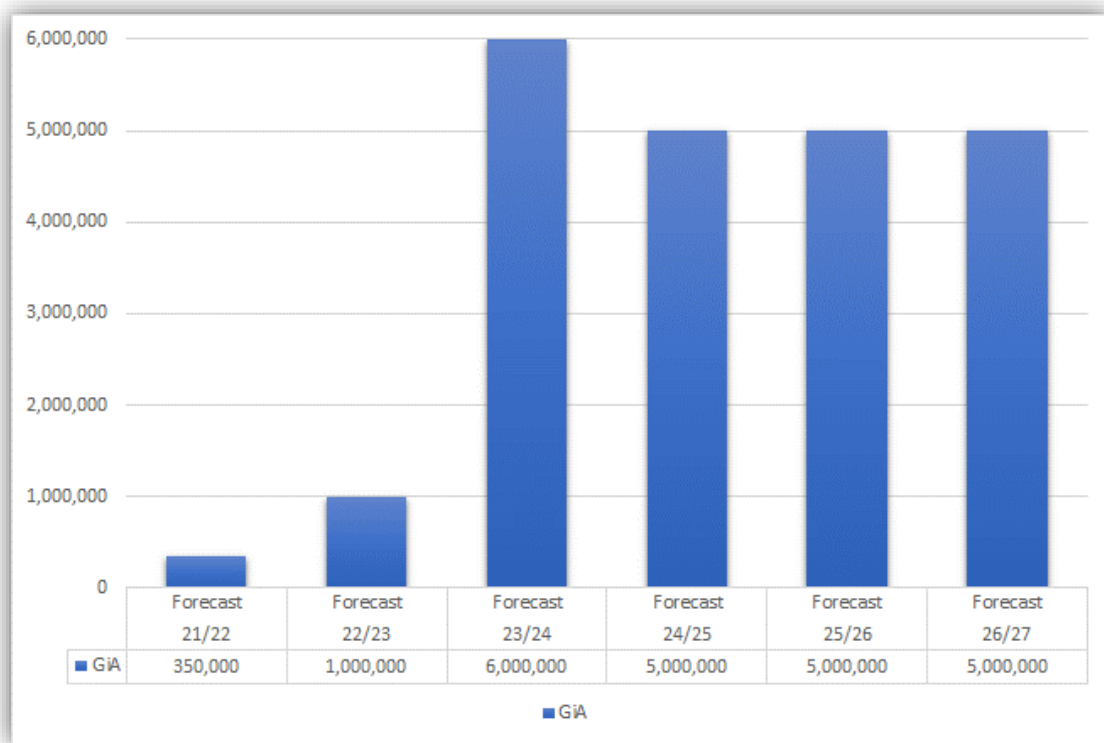
4. PROJECT BENEFITS

4.1 The Values in the table below will be updated as the Outline Business Case is put together, so the board can see the wider benefits of the project.

Project	Total Value £m	Catchment Size ha	Homes EA OM2	Commercial Properties	Infrastructure	Environment
Pevensey Water Management Improvement Scheme	22.4				Road, Rail	whole level is internationally designated
	22.4					

5. FORECAST SPEND AND CLAIMS

5.1 The Future Programme forecast by funding source is shown in the graph below.



5.2 We have made the following claims this financial year as shown in the table below.

Project	Amount £	Comment
Pevensy Water Management Improvement Scheme	250,000	An additional claim for Study costs following an approval of an FCRM7. A total of 350,000 has now been claimed.
	250,000	

6. KEY RISKS / ISSUES

6.1 Medium Risk - Until we have received Approval of the OBC, there is a risk that we cannot secure the required GiA funding. Currently the Allocation from the Environment Agency shows the scheme funded with £17m of Environment Support Funding. We will know more as we produce the Outline Business Case and PF Calculator over the next 6 months.

7. RECOMMENDATIONS / DECISIONS

7.1 None requested at this Board meeting.

KARI NASH
PROGRAMME MANAGER
JANUARY 2022

HEALTH, SAFETY AND WELFARE PERFORMANCE REVIEW

For the period 01 November 2021 To 31 January 2022

1. INTRODUCTION

- 1.1 We continue to review/update our COVID risk assessments in line with government guidelines. This has included a return to home working where possible and a review of the COVID arrangements in the King's Lynn office.

2. LEARNING EVENTS

- 2.1 Heavily Loaded Truck was flagged at recent service.
- 2.2 Minor car crash of staff member. Learning around post incident documentation.

3. ACCIDENTS

- 3.1 On the 23 November 2021 one of the King's Lynn Operatives had a fall from a ladder at the Pierrepoint depot, resulting in a fractured elbow, two broken teeth and a cut lip. A thorough investigation was carried out by the Area Manager, Matthew Philpot and the Operations Manager, Rob Taylor, and reviewed by our health & safety advisers (Copes). Because of the nature of the injury's, it was reported to the HSE under the RIDDOR regulations. As a result of the investigation some changes in the way ladders are used have been implemented in the King's Lynn area.

4. TOOLBOX TALKS & TRAINING

- 4.1 Covid update.
- 4.2 Winter Safe Start. Talk regarding the changing risks associated with winter work.
- 4.3 Safe ladder use.
- 4.4 Specific tool-box-talks to our Eastern based Mechanical and Electrical Engineers on circuit breakers, as well as review of MEICA risk assessments.

5. UPDATES TO GENERIC RISK ASSESSMENTS (GRA)

- 5.1. None made this quarter.

6. HEALTH & SAFETY INSPECTIONS

(carried out quarterly by Copes, our independent safety consultant)

- 6.1. Inspection on 15 December 2021 to the King's Lynn area. Discussions held around a number of points. Response to inspection report will be developed in the next quarter, with actions shown.

MATTHEW PHILPOT
AREA MANAGER – EAST ANGLIA
REVAI KINSELLA
AREA MANAGER – PEVENSEY AND CUCKMERE
JANUARY 2022

OPERATIONS REPORT

For the period 01 October 2021 to 31 January 2022

1. INTRODUCTION

1.1. The following information pertains to works carried out for the Pevensey and Cuckmere WLMB involving:

- the Operations Manager (Richard Dann)
- Area Manager – East Anglia (Matthew Philpot)
- Area Manager (Revai Kinsella)

2. MAINTENANCE

2.1. Machine based work was undertaken on the following systems by the contractor:

System	Work Undertaken
Rickney Sewer	Mowing and pennywort removal
Horse Eye Sewer	Mowing
White Dyke Sewer	Mowing
Crossing Sewer	Mowing
Down Sewer	Mowing
Callows Stream	Mowing
East Langney Sewer	Mowing
Springfield Farm Ditch	Mowing
Magham Sewer	Mowing
Bowley Sewer	Mowing
Sackville Sewer	Mowing
Kentland Sewer	Mowing
Church Farm Ditch	Mowing
Burgh Fleet and Monkham Sewer	Mowing
Sew Ditch	Mowing
Dowles Stream	Mowing
Manxey Sewer	Mowing
Inn Stream	Mowing and desilting
Waterhouse Stream	Mowing and desilting
Boreham Pond Stream	Mowing and desilting

2.2. The team continues to work on our system, improving it. The following works were undertaken by the team on the system:

- Sluice keeping, managing water levels
- Fencing at numerous structures
- Tree work at Boreham Pond Stream and Tower Ditch

3. Our agreed process of operating Environment Agency structures continues and is working well.

4. PUMPS

- 4.1. All the pumps were serviced on 14th October 2021, there were no significant issues raised as part of the servicing.
- 4.2. The table below summarises the report for each pump

Pump	Issues
Manxey	No issue to report
Drockmill	No issue to report
Star Inn	No issue to report
Rickney	There was a loss of echo and a new echo head was installed in January 2022
Horsebridge	No issue to report
Barnhorn	No issue to report

- 4.3. Lifting and operating equipment was checked on 27th January 2022 as required by the LOLER regulations. Allianz who carried out the checks did not have any negative safety observation.

5. OPERATIONAL ISSUES

Cuckmere Update

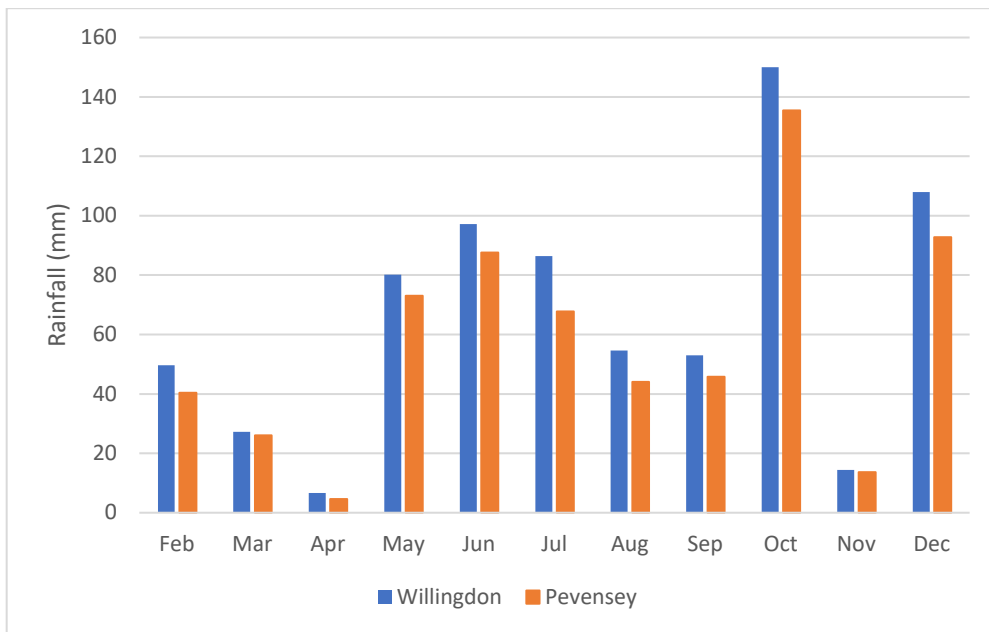
- 5.1. The Environment Agency confirmed that a project to assess the feasibility of the Milton Lock has started and the surveys to inform the hydraulic model have been carried out.
- 5.2. The current arrangement of a stop log to hold up or drop water at Milton Lock is set to continue. The Board could carry out works to re-automate Milton Lock, however, there is a risk that any structure the Board installs can be removed following findings of the EA study. Consequently, it is best that the Board waits for the findings of the study before committing any investment.
- 5.3. The EA carried out CCTV surveys on some of the freshwater outfalls into the Cuckmere in autumn and desilting was undertaken on some of the outfalls in January 2022.
- 5.4. The project into managed realignment of the west bank downstream of the A259 will start in April 2022. As previously reported, this project will design and model in more detail the proposals for the tidal prism downstream of the A259. WLMB officers will be involved in the project once it has started.
- 5.5. The EA has also confirmed that they will continue to de-shingle during the project period, using the money already ring fenced for this operation. Provisional dates for clearances this year have also been provided for November – March 2022. To date the river mouth has not needed clearance, the EA confirmed the river mouth will be cleared as soon as it becomes necessary.

6. HYDROLOGY

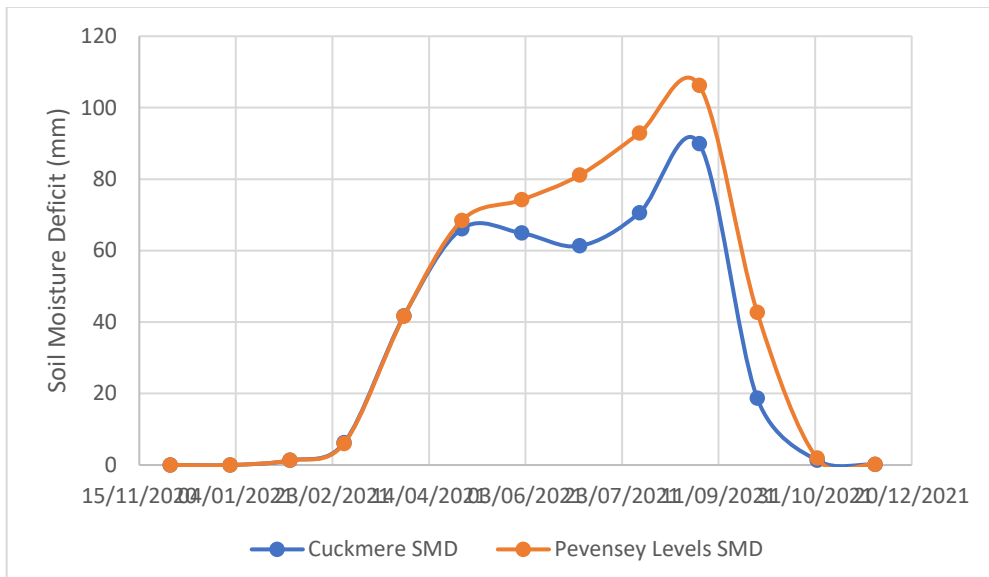
- 6.1. The table below gives the monthly total rainfall recorded in the district between September 2021 and December 2021

LOCATION	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER
Willingdon – Station 1822SO	53 mm	150 mm	14.4 mm	108 mm
Pevensey – Station E7295	45.8 mm	135.4 mm	13.6 mm	92.8 mm

6.2. The graph below gives the monthly total rainfall recorded in the district between February 2021 and December 2021. This was recorded at the Environment Agency’s rainfall stations in Willingdon and Pevensey.



6.3. The soil moisture deficit within the Cuckmere and Pevensey catchments between December 2020 and December 2021 is shown in the graph below. This shows that the soil in both catchments was saturated by end of December 2021.



7. OPERATIONAL MATTERS

- 7.1. Our four-year Framework agreement with Darren Walker comes to an end in March 2022. This agreement saw Darren working on Pennywort removal and then reed mowing from June – March.
- 7.2. The work that Darren and his team have completed on the marsh, under the guidance of our operations manager, Richard Dann, has improved the condition of the drainage ditches and flow of water extensively. Darren has in many places restored the system to a working order not seen for many years.
- 7.3. We invited Darren Walker to submit a tender submission for carrying out the maintenance activities on our watercourses, based on a three year contract from 1st April 2022 to 31st March 2025. The maintenance period each year will be from 16th July to 16th March. This is in line with the assents granted by Natural England, takes into account that it is getting warmer earlier in the spring and also ensures our work does not have an impact on wildlife, especially birds.
- 7.4. A tender submission from Darren Walker is still awaited. The deadline for submission is 17th February 2022.

8. CAPITAL SCHEMES

WEG Windpump

- 8.1. All the permits and required material are in place. Darren Walker did not manage to install the windpump in October as originally planned. However, it is anticipated that the installation will be undertaken before 31st March 2022.

9. RECOMMENDATIONS/DECISIONS

- 9.1. **The Board approves the works programme for 2022/23, the programme can be accessed from [here](#)**

**REVAI KINSELLA
AREA MANAGER
FEBRUARY 2022**

ENVIRONMENTAL REPORT

For the period 28 September 2021 to 01 February 2022

1. INFORMATION FOR THE BOARD

1.1 DEFRA CONSULTATION ON THE RE-INTRODUCTION OF BEAVERS TO ENGLAND

The Environmental Manager has replied to DEFRA on behalf of the WMA board regarding the consultation on the reintroduction of wild beaver populations to England. The response was subsequently circulated to members.

1.2 ADA BIODIVERSITY METRICS

The Environmental Team have responded to ADA's request to submit our annual biometrics survey results for all 6 of the WMA administered Boards, for the period 1st April 2020- 31st March 2021.

The development of IDB Biodiversity Metrics was a priority workstream agreed by the ADA Technical and Environment Committee. It was felt that urgent, more detailed and increased promotion of the actions IDBs undertake to support biodiversity and the environment was needed. The DEFRA Policy Advisory Group (PAG) and a number of other environmental stakeholders have also requested information on "core standard actions" to evidence how IDBs contribute to national environmental policies and priorities.

ADA developed a suite of biodiversity metrics to record. The metrics will help to demonstrate that IDBs engage positively with activities known to be supportive of wildlife and the environment and will evidence a contribution towards national conservation policy and priorities.

1.3 THE ENVIRONMENT ACT

The Environment Bill became the Environment Act 2021 following Royal assent on the 09 November 2021. The main focus of this Act is to make legally binding, the Government's commitment to delivering the targets set against the 4 priorities of its 25 Year Plan.

Some aspects of the legislation have a direct impact on IDBs. Other elements of the Act have more subtle or indirect impacts and some offer strategic opportunities for the water level management sector. Much of the content of the Environment Act now requires secondary legislation or regulation to be developed and consulted upon to fill in the details, as well as setting a date from when the provisions will come into force.

A summary of all the elements of the Act which are expected to impact IDBs in some way in the forthcoming months and years, in order of significance or immediacy of impact, are laid out clearly in an ADA Technical Note which can be viewed at:

https://www.ada.org.uk/wp-content/uploads/2021/11/ADA_TecNote_EnvAct2021.pdf

1.4 CARBON NET ZERO

Climate change is widely considered to be one, if not the greatest challenge facing our society. Its impact is being felt most noticeably through rising air and sea temperatures and the increased occurrence of extreme weather events, such as exceptional rainfall and prolonged drought conditions.

The Climate Change Act 2008 set out a legal framework for the UK to cut greenhouse gas emissions to 80% below 1990 levels by 2050. The Climate Act also established the Committee on Climate Change, an independent body which provides evidence based advice to Government. However, in 2019 this committee advised the UK government to revise its long-term 2050 carbon emissions and saw the UK government adopt a new target to cut greenhouse gas emissions to Net Zero by 2050 with the UK government being the first country to nationally declare a Climate Emergency in 2019. The COP Summit 2021 set out the world's most ambitious Climate Change Target to reduce emissions by 78% of 1990 levels by 2035.

Various local authorities and Environment Agency have undertaken or have produced Climate Change, Environmental or Carbon Net Zero Strategies and are exploring routes toward encouraging a more resilient environment at the local level in combination with sustainable and carbon efficient working practices.

It is important that the WMA as a public authority is working with local governmental organisations and in line with agencies and public sector organisations toward achieving significant carbon efficiencies and ultimately Carbon Net Zero in line with government targets.

More Boards have raised this query regarding the WMA and its commitments to Carbon Net Zero and the EM brought a plan to introduce a WMA Carbon Net-Zero Strategy and appoint a specialist Carbon Consultant to undertake a Carbon baselining exercise for all WMA Boards, to the attention of the CMC at the last meeting in December 2021. This was considered and approved in detail by the CMC.

Recommendation: To agree to setting up a Carbon Net Zero Strategy for the P&C WLMB in line with current legislation and government targets.

It may be necessary in the future to appoint a carbon specialist contractor to undertake a carbon baselining exercise where necessary but costings for this will be brought to the board for approval when or if required.

2. BIODIVERSITY ACTION PLAN - UPDATE

2.1. MINK UPDATE - WATER LIFE RECOVERY EAST (WLRE)

The aim of this group is to eradicate mink in East Anglia via a partnership approach from many organisations from Lincolnshire through Norfolk and Suffolk to Essex and Hertfordshire. The latest WLRE steering group meeting was held on 01 December. The recent newsletter (December 2021) provides some interesting information and updates on the project and its progress: <https://waterliferecoveryeast.org.uk/wp-content/uploads/2021/12/Waterlife-Recovery-East-Newsletter-3-Final.pdf>

The WLRE have been contacted by the Pevensey Farm Cluster group to help trap mink using Remoti Trap technology in the Pevensey levels.

3. CATCHMENT PARTNERSHIP UPDATE

The Catchment Partnership was held on the on 18 January, where a virtual workshop was held to understand where positive changes and improvements can be made to the format of the Partnership and its agenda. The last housekeeping exercise of this nature was held in 2017. The feedback from this workshop was a positive one, where participants were able to share thoughts on strengths and weaknesses of the Catchment Partnership, with a view to improving the meetings and become more target driven.

4. PRE-WORK SITE VISITS ETC

Date	Officer	Project / Maintenance	Site	Comments
04-10-21	CL	Maintenance	Various	Maintenance assessment visits
05-10-21	CL	Maintenance	Various	Maintenance assessment visits

5. TRAINING AND MEETINGS ATTENDED:

Date Applied	Meeting / Training Attended	Brief Description
30-09-21	Emergency First Aid Training	For Environmental Manager, C Laburn
06-10-21	Norfolk Mink Steering Group	Quarterly meeting of Norfolk Mink Steering group examining progress and successes to date.

03-11-21	Webinar - The Big Talk Presents: Chris Packham – hosted by North Norfolk District Council – Green Build	A talk discussing biodiversity, climate change and conservation with a particular focus on Norfolk. Reflecting on the current biodiversity crisis, climate change, and how we as individuals might be able to make a difference. (CH and EB)
19-11-21	eDNA meeting with Naturemetrics	Meeting to discuss usage and differences in eDNA techniques. (CL)
01-12-21	Water Life Recovery East Meeting	See above. (CL)
13-12-21	Reintroduction of Beavers Webinar – hosted by EUROPARC Atlantic Isles	This webinar looked at experience from three Beaver re-introduction projects particularly around project development, community engagement, progress and benefits to the wider landscape and downstream of the reintroductions. (CH and EB)
09-12-22	Water Vole Stakeholder Group Meeting	A meeting held by NE to water vole ecology and mitigation practitioners to look at ways of understanding and improving mitigation techniques. (CL)

6. NON-COMPLIANCE

Nothing to report within this period.

7. COMPLAINTS

Nothing to report within this period.

8. ASSENTS/LICENCES GRANTED AND/OR APPLIED FOR DURING THE PERIOD:

Nothing to report within this period.

CAROLINE LABURN
ENVIRONMENTAL MANAGER
FEBRUARY 2022

Planning Report

1. Reporting Period

1.1. This planning report covers the reporting period 16 September 2021 to 25 January 2022.

2. Consent Applications

2.1. There are currently 14 consent applications being processed. The most common types of consent that the Board receive and determine in its regulatory capacity are set out in the table below, alongside the current breakdown of cases.

Application Type	Number
Byelaw 3 (B3) – Discharge of Treated Foul Water (TFW):	0
Byelaw 3 (B3) – Discharge of Surface Water (SW):	12
Byelaw 4 (B4) / Section 23 (S23), LDA 1991 – Alteration of watercourse	1
Byelaw 10 (B10)– Works within 9 m of a Board's maintained watercourse:	1
Total:	14

2.2. The current status of these applications is given in the table below. The applicants of the four of the five cases where the applicants are yet to accept conditions have requested for an extensions while planning matters are being resolved.

Application Type	B3 - TFW	B3 - SW	B4/ S23	B10	Total
Awaiting further information from the applicant:	0	3	1	1	5
Awaiting applicants acceptance of conditions:	0	5	0	0	5
Being processed by officers:	0	4	0	0	4
To be determined by the Board in this report:	0	0	0	0	0
Total:	0	12	1	1	14

2.3. As is highlighted by the table above there is no application requiring consideration by the Board in this report.

3. Consents Determined

3.1. During this reporting period, nine consents/agreements under the Land Drainage Act 1991, Board's Byelaws and general flood risk management have been determined by Officers in accordance with their delegated authority.

Application Type	Number
Byelaw 3 (B3) – Discharge of Treated Foul Water (TFW):	0
Byelaw 3 (B3) – Discharge of Surface Water (SW):	6
Byelaw 4 (B4) / Section 23 (S23), LDA 1991 – Alteration of watercourse	3
Byelaw 10 (B10)– Works within 9 m of a Board's maintained watercourse:	0
Total:	9

3.2. These determined consents and agreements are listed in more detail in the table below. The table highlights that the most regulated activity is the discharge of surface water runoff (direct or indirect) from new or re-developments into the drainage district.

Case. Ref.	Case File Sub-type	Location	Description of proposal	Determination
21_04500_C	Surface Water	Land South of North Trade Road, Battle	Proposal to discharge surface water from 4,760 m ² of new impermeable area at 6 l/s to watercourse	Granted 04/10/2021
21_05117_C	Section 23 Consent	Land adjacent to Stafford Junior School, Eastbourne	Cable ladder installed over a tributary of Lottbridge Sewer	Granted 13/11/2021
21_05119_C	Surface Water	Station Road, Berwick	Proposal to discharge surface water from 580 m ² of new impermeable area at 12.5 l/s to watercourse	Granted 29/11/2021
21_05120_C	Surface Water	Station Road, Berwick	Proposal to discharge surface water from 200 m ² of new impermeable area at 19 l/s to watercourse	Granted 29/11/2021
21_05272_C	Surface Water	Station Road, Berwick	Discharge of surface water from two outfalls from 1,322 m ² of new impermeable area at 4 l/s total to watercourse	Granted 23/11/2021

Case. Ref.	Case File Sub-type	Location	Description of proposal	Determination
21_05273_C	Section 23 Consent	Station Road, Berwick	Infilling and realignment of privately maintained riparian watercourse	Granted 23/11/2021
21_05274_C	Section 23 Consent	A27, Lewes Road, Berwick	Infilling and realignment of privately maintained riparian watercourse	Granted 23/11/2021
21_05275_C	Surface Water	A27, Lewes Road, Berwick	Discharge of surface water from two outfalls from 2,340m ² of new impermeable area at 4 l/s total to watercourse	Granted 23/11/2021
21_05271_C	Surface Water	Land at Manchester Road, Ninfield	Proposal to discharge surface water from 13,670 m ² of new impermeable area at 7 l/s to watercourse	Granted 04/10/2021

3.3 The location of the proposed discharge points (surface water outfalls) and works which have been agreed as part of the determined consents/agreements together with the boundaries of the associated development are shown on the maps overleaf.

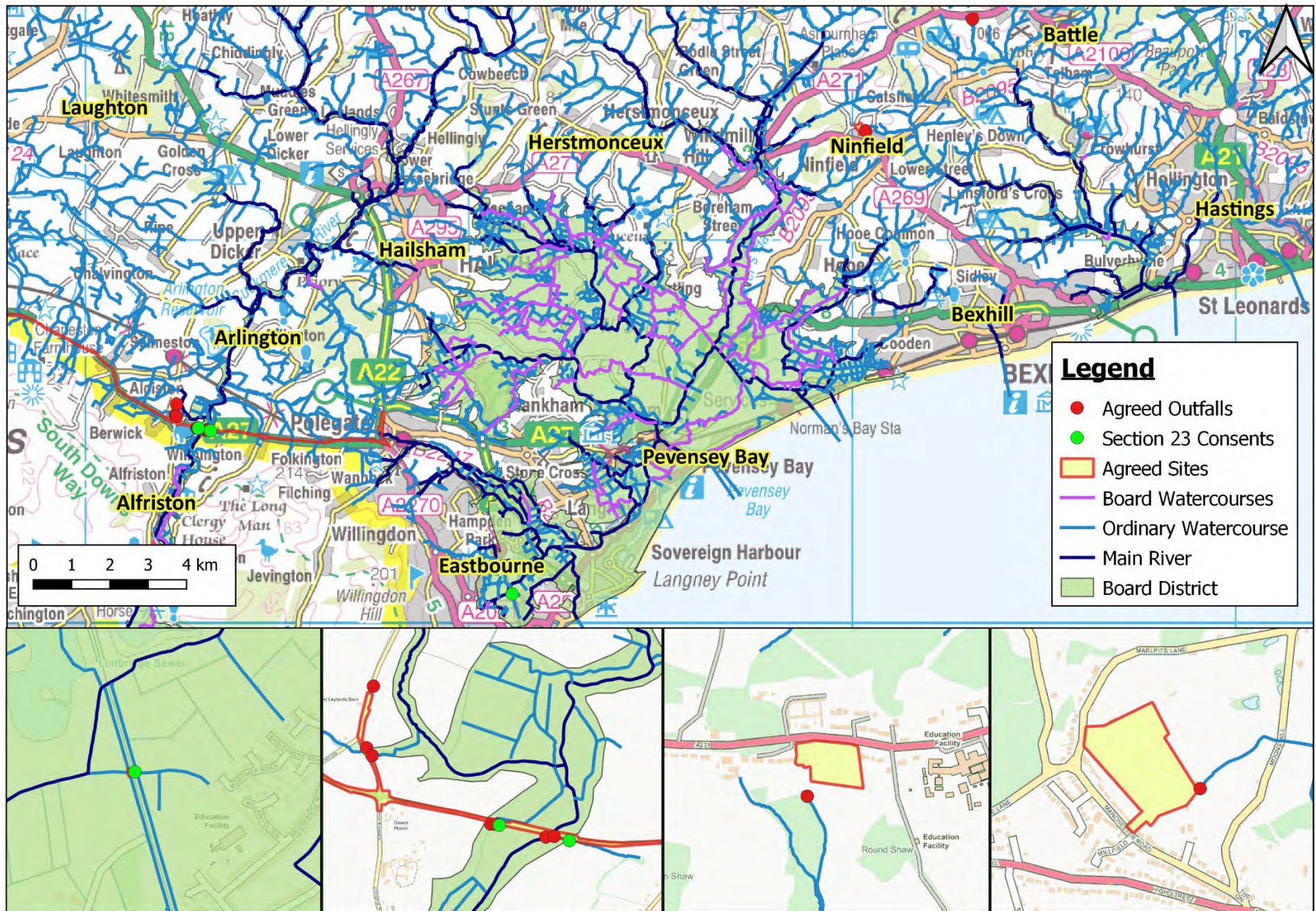


Figure 1: Location of discharge points referenced in section 3.2.

4. Enquiries

- 4.1. Officers have responded to three enquiries whose details are outlined below.
- 4.2. Two of the enquiries related to the impact of the Board's regulatory function on proposed new developments.

Case. Ref.	Case File Sub-type	Location	Description
21_05425_Q	About Regulation	Land North of Pevensey Bay Road	Enquiry about board's requirements for new residential development
21_05674_Q	About Regulation	North West Hailsham	Enquiry from a resident group which is concerned by the potential development of 2500 houses to the north west of Hailsham
21_05426_Q	About Infrastructure	Drain adj. to rail track at Maresfield Drive	Enquiry about ownership and maintenance of ordinary watercourse

- 4.3. There were no enforcement cases investigated during the reporting period.

5. Adoption of Sustainable Drainage Systems

- 5.1. There are currently two applications for the Board to adopt sustainable drainage systems serving proposed residential developments.

Case. Ref.	Case File Sub-type	Location	Description
21_04860_A	Adoption	Land South of Barnhorn Road and West of Ashridge Court Care Centre, Bexhill	Request for adoption of a pond and detention basin and associated inlets and outlets
21_05424_A	Adoption	Land at Clavering Walk, Bexhill	Request for adoption of ponds and swales and associated inlets and outlets

- 5.2. The applicant for case 21_04860_A considered the estimated commuted sums required to allow the Board to adopt the structures to be too high and is now exploring offering the structures for adoption by Southern Water.
- 5.3. Officers are waiting for the applicant of case 21_05424_A to provide additional information on some details of the proposed structures. The potential adoption will only be progressed once officers are satisfied with the details submitted.

6. Planning Comments

- 6.1. Officers have provided comments on 113 planning applications and pre-application enquiries, which is a 14% decrease over the cases from the previous reporting period and a 9% decrease when compared to the same period in 2021.
- 6.2. These applications are either in or potentially have an impact on the Boards Internal Drainage District. 80% of the applications were reviewed by the Board's Flood Risk Engineer and Area Manager, whilst East Sussex County Council officers reviewed the remaining 20% with the support of the Board's officers.

Local Planning Authority	Number of consultations
Eastbourne Borough Council	18
East Sussex County Council	6
Hastings Borough Council	17
Rother District Council	28
South Downs National Park Authority	0
Wealden District Council	44

- 6.3. The tables within this section give an indication of the number of consultations received from each local planning authority and the planning stage of the applications. 68% of the planning consultations were addressed within the deadline agreed with the LPA planning officer.
- 6.4. Approximately 50% of the planning applications had several re-consultations due to the insufficiency of the initial information submitted with the planning application. These re-consultations can be resource intensive and, in some cases, required meetings in order to resolve concerns with surface water management proposals of the proposed developments. The meetings were all held through Microsoft Teams, in some cases requiring more than one meeting to resolve the issues surrounding flood risk and drainage.
- 6.5. Providing advice to developers at pre-application stage could help reduce the number of re-consultations. Unfortunately, only 15% of the planning applications had requested pre-application advice prior to submission of a planning application

Planning stage	Number of consultations
Outline planning	12
Full planning	48
Reserved matters	10
Discharge of planning conditions	26
Pre-application	17

7. Fees

- 7.1. As shown in section 3, the main activity being regulated is the direct or indirect discharge of surface water runoff into the district. Six of the nine discharge consents issued during the reporting period attracted payment of a surface water development contribution, which was invoiced as shown on the table below.
- 7.2. All the invoiced surface water development contributions during the reporting period have been paid. A total of £128,578.11 in surface water development contribution has been paid.
- 7.3. Although the surface water contribution for Consent 21_03909_C was paid during the current reporting period, the actual agreement of surface water discharge into the drainage district was issued in the previous reporting period. Therefore the agreement is also in the report for the October 2021 meeting.

Case ref.	Location	Amount (no VAT)	Date invoiced	Invoice Paid? Y/N	Reason for payment
20_03088_C	Land to the West of Stone Cross Garden Centre, Dittons Road, Stone Cross	£6,545.50	14/09/2021	Yes 08/10/2021	Granting consent for the discharge surface water from 2120 m ² of new impermeable area at 3.6 l/s to watercourse
21_03909_C	English Wine Centre, Alfriston Road, Berwick	£3,616.08	28/05/2021	Yes 24/09/2021	Granting consent for the discharge surface water from 2588 m ² of new impermeable area at 2 l/s to watercourse
21_04500_C	Land South of North Trade Road, Batte	£11,909.52	14/09/2021	Yes 02/11/2021	Agreement for the discharge of surface water from 2,120 m ² of new impermeable area at 3.6 l/s to IDD
20_03367_C	Milton Gate Farm, Polegate, BN26 5RS	£1,876.50	16/09/2021	Yes 24/09/2021	Granting consent for the discharge surface water from 1,500 m ² of new impermeable area at 1 l/s to watercourse
21_04515_C	Brodricklands and Hamlands Farm, Willingdon	£6,918.03	14/09/2021	Yes 24/09/2021	Agreement to amend consent 19_01641_C to increase the impermeable area discharging to the watercourse
21_04865_C	Former site of Woods Cottages and adjoining land, Langney, Eastbourne	£1,798.31	14/09/2021	Yes 01/10/2021	Agreement to amend consent 19_01700_C to increase the impermeable area discharging to IDD

Case ref.	Location	Amount (no VAT)	Date invoiced	Invoice Paid? Y/N	Reason for payment
	(Wateringbury Way)				
21_04502_C	Land at Clavering Walk, Bexhill	£47,850.75	16/09/2021	Yes 09/12/2021	Granted consent to discharge surface water from 15,300 m ² of new impermeable area at 24.5 l/s to watercourse s
21_05271_C	Land at Manchester Road, Ninfield	£25,651.76	04/10/2021	Yes 22/10/2021	Proposal to discharge surface water from 13,670 m ² of new impermeable area at 7 l/s to watercourse
21_05272_C	Station Road, Berwick	£5,922.23	24/11/2021	Yes 13/12/2021	Granted consent to discharge surface water from 1,322 m ² of new impermeable area at 4 l/s to watercourse
21_05275_C	A27 Lewes Road, Berwick	£7,757.45	24/11/2021	Yes 13/12/2021	Discharge of surface water total maximum discharge rate of 4 l/s from a total of 2,340 m ² impermeable area
21_05120_C	Station Road, Berwick	£1,476.18	30/11/2021	Yes 13/12/2021	Proposal to discharge surface water from 200 m ² of new impermeable area at 19 l/s to watercourse
21_05119_C	Station Road, Berwick	£7,255.80	30/11/2021	Yes 13/12/2021	Proposal to discharge surface water from 580 m ² of new impermeable area at 12.5 l/s to watercourse
TOTAL		£128,578.03			

8. Partnership and stakeholder engagement

8.1. The Area Manager and Operations Manager have been involved and provided input into the following projects by partners:

- Pevensey Levels SuDS project
- South Wealden and Eastbourne Dynamic Flood Risk Management (Blue Heart Project)

9 Survey and Modelling Programme

9.1 Jacobs made significant progress on the Phase 1 hydraulic modelling, with preliminary results presented to the Board at a special Board meeting on 13/12/2021. However, there was lack of confidence in the results within the CMT216P (Manxey pump) catchment due to lack of survey to represent the Chilly Stream within the model.

- 9.2 Consequently, it was agreed that additional survey is collected to update the model to allow confidence with the results within that catchment. A surveyor, Harry Skinner Surveys, is currently undertaking the additional channel survey with delivery of results expected by end of February 2022. The surveyor has however, warned that due to workloads and sickness within his team delivery of the survey could end up being 25/03/2022.
- 9.3 To mitigate the risk of abortive work and the associated costs Jacobs is not progressing the hydraulic model until the results of the additional survey have been delivered.
- 9.4 The table below provides a summary update of the project financially. Although the hydraulic modelling stage has significantly exceeded the budget originally agreed with Jacobs, the total projected spend on the project is still under the total budget agreed by the Board for Phase 1.

<i>Item</i>	<i>Budget agreed by Board members</i>	<i>Cost estimates from contractors</i>	<i>Cost invoiced by contractor</i>	<i>Comments</i>
Stage 1 – scoping study	£11,500	£11,500	£11,500	Complete
Stage 2 – channel survey	£175,000	£72,450	£72,450	Complete
Stage 3 – hydraulic modelling	£48,500	£68,702.75	£68,702.75	Complete
Additional channel survey		£13,000		commenced
Hydraulic modelling incorporating additional survey		£44,000		
TOTAL	£235,000	£209,653.75	£152,652.75	

REVAI KINSELLA – AREA MANAGER
JAMES DUNN – FLOOD RISK ENGINEER
FEBRUARY 2022

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

NOTE	INCOME AND EXPENDITURE ACCOUNT	PEVENSEY				CUCKMERE				TOTAL			
		ACTUAL 2020/21	BUDGET 2021/22	ACTUAL 2021/22	VARIANCE 2021/22	ACTUAL 2020/21	BUDGET 2021/22	ACTUAL 2021/22	VARIANCE 2021/22	ACTUAL 2020/21	BUDGET 2021/22	ACTUAL 2021/22	VARIANCE 2021/22
INCOME													
1	Drainage Rates	13,642	13,821	13,821	0	28,562	28,933	28,933	0	42,204	42,754	42,754	0
2	<u>Special Levies:</u>												
	Eastbourne Borough Council	234,404	237,477	237,477	0	0	0	0	0	234,404	237,477	237,477	0
	Hastings Borough Council	11,865	12,020	12,020	0	0	0	0	0	11,865	12,020	12,020	0
	Rother District Council	4,348	4,405	4,405	0	0	0	0	0	4,348	4,405	4,405	0
	Wealden District Council	46,636	47,247	47,247	0	16,586	16,802	16,802	0	63,222	64,049	64,049	0
		297,253	301,149	301,149	0	16,586	16,802	16,802	0	313,839	317,951	317,951	0
	<u>Other Income:</u>												
3	Surface Water Development Contributions	87,634	117,085	140,182	23,097	153,627	0	27,904	27,904	241,260	117,085	168,086	51,001
4	Highland Water Contributions from the Environment Agency	89,887	89,887	89,887	0	1,613	1,613	1,613	0	91,500	91,500	91,500	0
5	Grants Applied	50,784	413,000	50,757	-362,244	0	0	0	0	50,784	413,000	50,757	-362,244
6	Consent Fees	950	700	1,350	650	600	200	900	700	1,550	900	2,250	1,350
7	Bank and Investment Interest	579	225	190	-35	64	25	45	20	643	250	235	-15
8	Other Income	474	0	0	0	0	0	0	0	474	0	0	0
9	Income from Rechargeable Works	33,412	0	0	0	0	0	0	0	33,412	0	0	0
		263,719	620,897	282,365	-338,532	155,904	1,838	30,462	28,624	419,622	622,735	312,827	-309,908
		574,614	935,867	597,335	-338,532	201,052	47,573	76,197	28,624	775,665	983,440	673,532	-309,908
(-) EXPENDITURE													
Directly Allocated Expenditure													
5	Grant Work (WEG) + (Waller Windpump)	47,826	63,000	45,169	17,831	0	0	0	0	47,826	63,000	45,169	17,831
9	Cost of Rechargeable Works	32,288	0	0	0	0	0	0	0	32,288	0	0	0
10i	Surveying and Modelling Programme Costs	93,732	150,000	40,514	109,486	0	0	0	0	93,732	150,000	40,514	109,486
10ii	New and Improvement Works (Water Level Mgmt Project)	2,958	350,000	5,588	344,413	0	0	0	0	2,958	350,000	5,588	344,413
11	Cuckmere Deshingle and targeted De-silting Ops	0	0	0	0	11,690	20,000	0	20,000	11,690	20,000	0	20,000
12	Contributions to the Environment Agency	39,431	29,573	29,573	0	569	427	427	0	40,000	30,000	30,000	0
13	Maintenance Works	154,987	210,918	86,814	124,104	7,631	8,276	4,569	3,707	162,618	219,194	91,383	127,811
		371,222	803,491	207,658	595,833	19,889	28,703	4,996	23,707	391,112	832,194	212,654	619,540
Apportioned Expenditure													
14	Operations Delivery Staff Costs	84,185	89,717	65,626	24,091	9,354	9,969	7,292	2,677	93,539	99,686	72,918	26,768
15	WMA Technical Support Staff Costs	33,637	36,000	13,995	22,005	7,205	4,000	5,022	-1,022	40,842	40,000	19,017	20,983
16	Other Technical Support Staff Costs	26,468	117,085	67,764	49,321	51,399	0	0	0	77,867	117,085	67,764	49,321
17	WMA Administration Staff Costs	19,589	23,850	11,388	12,462	2,177	2,650	1,265	1,385	21,766	26,500	12,653	13,847
18	Provision for Doubtful Debts	0	0	0	0	0	0	0	0	0	0	0	0
19	Drainage Rates Increases/Decreases/Write Offs	8	0	108	-108	1,723	1,742	1,746	-4	1,731	1,742	1,854	-112
20	Audit Fees	333	1,333	1,333	0	67	267	267	0	400	1,600	1,600	0
21	Depreciation	11,451	11,377	5,133	6,244	1,273	1,263	571	693	12,724	12,640	5,704	6,937
22	General Insurances	4,582	4,500	4,500	0	509	500	500	0	5,091	5,000	5,000	0
23	Accommodation and Meeting Room Hire	0	2,000	366	1,634	0	200	41	159	0	2,200	407	1,793
24	Postages and Stationery	786	650	25	625	87	95	3	92	873	745	28	717
25	Advertising and Public Notices	0	400	0	400	0	100	0	100	0	500	0	500
26	ADA Subscriptions and Other Expenses	3,760	4,489	1,836	2,653	418	499	204	295	4,178	4,988	2,040	2,948
		184,800	291,401	172,074	119,327	74,211	21,284	16,910	4,374	259,010	312,685	188,984	123,702
		556,022	1,094,892	379,732	715,160	94,100	49,987	21,906	28,081	650,122	1,144,879	401,638	743,242
	(=) Net Surplus/(Deficit) for the Period	£18,592	-£159,025	£217,604	£376,629	£106,952	-£2,414	£54,291	£56,705	£125,544	-£161,439	£271,894	£433,334

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

NOTE BALANCE SHEET, AS AT 31-12-2021	£	£	£
	01/04/2021	MOVEMENT	31/12/2021
27 Fixed Assets:			
(i) Vehicles and Trailers	14,648	18,156	32,804
(ii) Lockup and Equipment	0	0	0
(iii) Pumping Stations	6	0	6
	14,654	18,156	32,810
Current Assets:			
28(i) Bank Account	75,022	407,633	482,655
28(ii) Short-Term Investments	1,001,027	100,235	1,101,262
29(i) Trade Debtors and Ratepayers Due	515	3,160	3,675
30 Vat Due from HMRC	29,061	-1,984	27,077
5 Work In Progress (WEG)	50,903	-44,064	6,839
	1,156,528	464,980	1,621,509
Current Liabilities:			
31 Trade Creditors	62,196	-28,544	33,652
32 Accruals	95,559	0	95,559
29(ii) Provision for Doubtful Debts	0	0	0
Rates Received In Advance	4,626	-4,626	0
	162,381	-33,170	129,211
Net Current Assets	994,148	498,151	1,492,298
Net Assets	£1,008,801	£516,307	£1,525,108
Financed by:			
33 Grant Reserve	97,043	244,413	341,455
34 General Reserves	130,418	271,894	402,312
35 Development Reserve	773,025	0	773,025
36 Cuckmere Targeted Improvements Works Reserve	8,310	0	8,310
37 Revaluation Reserve	6	0	6
	£1,008,801	£516,307	£1,525,108

S JEFFREY BSc (Hons) FCCA
FINANCE & RATING MANAGER

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

Note **Notes to the Accounts**

Income

- 1 Drainage Rate Demands for 2021/22 were issued by the Board on 1 April 2021. The Board has received approx 99% of the drainage rates levied.
- 2 Special Levies for 2021/22 were issued by the Board on 1 April 2021.
- 3 Surface Water Development Contributions invoiced during the year:

	<u>Pevensey</u>	<u>Cuckmere</u>	<u>Status</u>	<u>Case Reference</u>
STA001		3,616	PAID	20_03909_C
ARL001	2,643		Overdue - RK	21_03998_C
PAR001	8,336		0 PAID	20_03542_C
MOR001	28,529		0 PAID	20_02937_C
BA0002	6,546		PAID	20_03088_C
BA0003	6,918		PAID	21_04515_C
PA0001	1,798		PAID	21_04865_C
BE0001	47,851		PAID	21_04502_C
RO0001		1,877	PAID	21_03667_C
DA0001	11,910		PAID	20_04500_C
GR0001	25,652		PAID	21_05271_C
VO0001		5,922	PAID	21_05272_C
VO0001		7,757	PAID	21_05275_C
VO0001		7,256	PAID	21_05119_C
VO0001		1,476	PAID	21_05120_C
	140,182	27,904		

- 4 The Board has issued its highland water contributions claim from the EA for the year 2021/22. Highland water contributions are intended to reimburse the Board its costs for managing surface water that enters the district from outside the district, in accordance with s57 of the Land Drainage Act 1991. This was paid on 06th September 2021.
- 5 The Board has funding approved by Natural England for two Water Environmental Grant (WEG) projects. The Board has received £45,169 for the second Pennywort WEG Grant Claim 2. The remaining balance relates to the Waller Windpump.
- 6 The Board has issued 22 consent fees so far in 2021/22, in accordance with powers afforded by s23 of the Land Drainage Act 1991. These have been paid in full.
- 7 Bank and Investment Interest arises from temporary cash surpluses being invested on the short-term money market, in accordance with the Board's Investment Policy. This income has been apportioned to each of the Rating Sub Districts based on each District's proportion of the closing balances brought forward, as at 31 March 2021. (Pevensey 81% = £820,743 and Cuckmere 19% = £188,058).
- 8 There has been no Other Income received in 2021/22.
- 9 Income from Rechargeable Works comes from work we have done for the Environment Agency and the costs attributed to this are also split out separately.

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

Note **Notes to the Accounts**

Directly Allocated Expenditure

- 10(i) This incorporates Stage 1 costs of the hydromodelling. This will be funded from the Development Reserve. The movements will be detailed and approved by the Board at Year End.
- 10(ii) These are the costs incurred for the Pevensey Water Levels Management Project. The approved value of funding from the EA for this project is £350,000, which has been received in full. (see Note 33)
- 11 These are the costs of WMA Technical Staff working on the Cuckmere Desilting and DeShingling issues within the Sub-District.
- 12 The Board has not received a Precept Invoice from the EA for 2018/19, but has accrued for the amount we expect to be charged for the year. The EA has power to levy such a charge on the Board annually, in accordance with s141 of the Water Resources Act 1991.
- 13 All drain maintenance work has been done by the Contractor Agricultural Machine Hire Ltd (AMH - Darren Walker) and supervised by the Board's Operations Manager. All pumping station maintenance has been carried out by Williams M&E.

Apportioned Expenditure

Non directly allocated expenditure has been apportioned between the Pevensey and Cuckmere Rating Sub Districts according to an assessment of the time spent working in each area, as budgeted: 90% for Pevensey and 10% for Cuckmere. Other Technical Support Staff Costs have been apportioned to each Sub District according to the amount of Surface Water Development Contributions received from development within each Sub District and watershed catchment.

- 14 These costs relate to the employment costs of the Board's Operations Manager and Water Level Management Operative, which includes all Health & Safety PPE, fuel and maintenance costs for two 4 x 4 vehicles. These vehicles are owned by the Board.
- 15 These costs relate to the time the WMA Engineer, Sustainable Development Manager and Environmental Manager have spent working for the Board.
- 16 This relates to the gross cost of employing a full time Area Manager (the former Sustainable Development Officer, and the newly appointed Flood Risk Engineer)
- 17 These costs relate to the time the WMA Chief Executive, Business Support, Finance & Rating Manager, Rating Officer and the ICT Manager have spent working for the Board.
- 18 There are no doubtful debts to report.
- 19 There have been a small amount of write offs in 2021/22 to date. These consist of drainage rates that are under £3 and not viable to chase for payment. It also includes the write off, as agreed by the Board, for the ratepayer for flooding in the Cuckmere.

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

Note Notes to the Accounts

- 20 Audit Fees for 2021/22 have been accrued for the full 12 Months.
- 21 The Operations Manager's 4 x 4 vehicle is being depreciated by £5,444 per year. The trailer is now fully depreciated, the final amount of £129 depreciation in April 2021. The Storage Container and all small tools and equipment are shown in the Fixed Assets Register and have been fully depreciated.
- 22 The insurance costs relate to the general insurance costs such as Employer's and Public Liability Insurance. Pumping Station insurance is shown within repairs and maintenance, and included within the maintenance breakdown sheet.
- 23 These costs relate to overnight accommodation charges for WMA staff, for hiring meeting rooms and for providing refreshments at Board meetings, site visits and inspections.
- 24 These costs relate to the printing and posting of Board meeting papers and Drainage Rate Demands.
- 25 These costs relate to the public notices that need to be advertised in the local press.
- 26 These costs include the Board's subscription for membership of the Association of Drainage Authorities (ADA), members expenses and licence fees payable to the Information Commissioner's Office for Data Protection and to the WMA for the use of the DRS Online software.

Balance Sheet

27 Fixed Assets	Vehicles and Trailers	Lockup and Equipment	Pumping Stations	Total
Cost				
Opening Balance as at 1-4-2021	44,161	10,268	6	54,435
(+) Additions	23,860	0	0	23,860
(+) Revaluations	0	0	0	0
(-) Disposals	0	0	0	0
Closing Balance as at 31-12-2021	68,021	10,268	6	78,295
Depreciation				
Opening Balance as at 1-4-2021	29,513	10,268	0	39,781
(+) Depreciation Charge	5,704	0	0	5,704
(-) Accumulated depreciation written out on disposal	0	0	0	0
Closing Balance as at 31-12-2021	35,217	10,268	0	45,485
Net Book Value				
Net Book Value as at 31-3-2021	14,648	0	6	14,654
Net Book Value as at 31-12-2021	32,804	0	6	32,810

- (i) The trailer is now fully depreciated, with the final £129 depreciation in April 2021. The Operations Manager's and Water Level Management Operatives trucks are being depreciated monthly, at a rate of £497.08 and £453.66 per month. The new truck was delivered at the end of the year.
- (ii) The Board has purchased a storage container which is located at the EAs Pevensey Depot. This lockup facility secures all of the Board's equipment used by the Operations Manager. This has been fully depreciated in the accounting period April 2017-March 2018.
- (iii) The Board owns 6 pumping stations, and these have been revalued in the manner set out in the Practitioners Guide 2021. These assets were received from the EA at zero cost, and have been included in the Fixed Assets Register with a nominal one pound (£1) value, as a proxy for the zero cost.

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

Note Notes to the Accounts

28(i) **Bank Account**

The Board's Bank Account is reconciled as follows:

	2020/21	Movement	2021/22
Opening Balance as at 1-4-2021 b/fwd	32,880	42,142	75,022
(+) Receipts	1,147,192	-171,895	975,297
(-) Payments	-1,105,050	537,385	-567,664
Closing Balance as at 31-12-2021 c/fwd	75,022	407,633	482,655
Balance on Bank Statement as at 31-12-2021	75,022	407,633	482,655
Less: Unpresented Payments	0	0	0
Add: Unpresented Receipts	0	0	0
Closing Balance as at 31-12-2021 c/fwd	75,022	407,633	482,655

28(ii) **Short Term Investments**

	2020/21	Movement	2021/22
32 Day Deposit Account - Lloyds plc	1,001,027	100,235	1,101,262

The Short Term Investments are currently attracting interest of 0.03%.

29(i) **Trade Debtors and Ratepayers Due**

	Pevensey	Cuckmere	2021/22
Trade Debtors	2,643	0	2,643
	2,643	0	2,643

Aged Debtor Profile is currently as follows:

Debt period	Pevensey	Cuckmere	No of Debtors
<=30 days	0	0	0
>30 days and <=60 days	0	0	0
>60 days and <=90 days	0	0	0
>90 days	2,643	0	1
	2,643	0	1

Drainage Rates (less Worldpay amounts, in abeyance)	349	684	1,033
	349	684	1,033

Special Levies:

Eastbourne Borough Council	0	0	0
Hastings Borough Council	0	0	0
Rother District Council	0	0	0
Wealden District Council	0	0	0
	0	0	0
	2,992	684	3,675

29(ii) **Provision for Doubtful Debts**

	Pevensey	Cuckmere	2021/22
	0	0	0
	0	0	0

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

Note Notes to the Accounts

30 Vat Due from HMRC

The Board is Vat Registered and therefore able to reclaim the Vat that it has paid to its suppliers. Drainage Rates, Special Levies and Surface Water Development Contributions are statutory charges and are beyond the scope for Vat purposes, so the Board should therefore be in a repayment position most of the time.

31 Trade Creditors

The Trade Creditors at the end of the reporting period are as follows:

	2020/21	Movement	2021/22
WMA	21,506	-21,506	0
Broads IDB	1,716	-1,716	0
Blakes Self Loading Vehicles	1,170	-1,170	0
AMH Contractor	34,172	-520	33,652
Williams M&E Ltd	1,178	-1,178	0
Vodafone	82	-82	0
Lloyds Plc	9	-9	0
British Gas Business	1,650	-1,650	0
Screwfix	148	-148	0
Southern Farmers	146	-146	0
Allstar Business Solutions	418	-418	0
	62,196	-28,544	33,652

32 Accruals

	2020/21	Movement	2021/22
Audit Fees	2,000	0	2,000
Biodiversity Costs	7,000	0	7,000
EA Precept Charge for 2018/19	70,000	0	70,000
NE Telemetry Survey	10,559	0	10,559
Pumping Station Insurances	6,000	0	6,000
	95,559	0	95,559

33 Grant Reserve

	Pevensey	Cuckmere	2021/22
Opening Balance, as at 1-4-2021 b/fwd	97,043	0	97,043
(+) Grants Received (Capital Works SCH01 Water Mgmt Improvement Scheme)	250,000	0	250,000
(+) Grants Received (WEG Floating Pennywort)	45,169	0	45,169
(-) Grants Applied to Income & Expenditure Account (WEG)	-45,169	0	-45,169
(-) Grants Applied to Income & Expenditure Account (SCH01)	-5,588	0	-5,588
Closing Balance, as at 31-12-2021 c/fwd	341,455	0	341,455

From: 01 April 2021
To: 31 December 2021

Period To: 9
Year Ending: 31 March 2022

Note Notes to the Accounts

34 General Reserve

	<u>Pevensey</u>	<u>Cuckmere</u>	<u>2021/22</u>
Opening Balance, as at 1-4-2021 b/fwd	63,549	66,869	130,418
(+) Net Surplus/(Deficit) for the Period	217,604	54,291	271,894
* (-) Transferred to Earmarked Development Reserve	0	0	0
(-) Transferred to Cuckmere Targeted Improvement Reserve	0	0	0
Closing Balance, as at 31-12-2021 c/fwd	281,152	121,160	402,312

* Surface Water Development Contributions Invoiced during the year	140,182	27,904	168,086
(-) Collection Costs:			
Gross cost of employing Sustainable Development Officer	0	0	0
East Sussex County Council (ESCC) Hosting Costs	0	0	0
Stage 2 + 3 Hydro-Modelling	0	0	0
	<u>0</u>	<u>0</u>	<u>0</u>
* (=) Transferred to Earmarked Development Reserve	140,182	27,904	168,086

35 Development Reserve

	<u>Pevensey</u>	<u>Cuckmere</u>	<u>2021/22</u>
Opening Balance, as at 1-4-2021 b/fwd	660,146	112,879	773,025
* Transferred from General Reserve, as detailed in Note 34 above	0	0	0
Closing Balance, as at 31-12-2021 c/fwd	660,146	112,879	773,025

36 Cuckmere Targeted Improvements Reserve

	<u>Pevensey</u>	<u>Cuckmere</u>	<u>2021/22</u>
Opening Balance, as at 1-4-2021 b/fwd	0	8,310	8,310
Transferred from General Reserve, as detailed in Note 34 above	0	0	0
Closing Balance, as at 31-12-2021 c/fwd	0	8,310	8,310

37 Revaluation Reserve

	<u>2020/21</u>	<u>Movement</u>	<u>2021/22</u>
Star Inn Pumping Station	1	0	1
Barnhorn Pumping Station	1	0	1
Drockmill Pumping Station	1	0	1
Horsebridge Pumping Station	1	0	1
Rickney Pumping Station	1	0	1
Manxey Pumping Station	1	0	1
	<u>6</u>	<u>0</u>	<u>6</u>

Related Party Transactions

- 37 The Board uses Rating Software for the collection of Drainage Rates known as DRS. This software is owned by South Holland IDB and was developed by Mr P J Camamile, the Chief Executive. The software is supported by Byzantine Ltd at an annual cost to the Board of £922. Mr P J Camamile is the Company Secretary of Byzantine Ltd and his wife Mrs P Camamile is a Director. Both are shareholders.

S JEFFREY BSc (Hons) FCCA
FINANCE & RATING MANAGER

**PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
RISK REGISTER (MATRIX SCORE ≥ 6)**

STRATEGIC OBJECTIVES	RISK	IMPACT	LIKELIHOOD SCORE (1 – 3)	IMPACT SCORE (1 – 3)	RISK RATING (HIGH, MEDIUM, LOW)	RESPONSE (ACTIONS PLANNED/TAKEN)
To reduce the flood risk to people, property, public infrastructure and the natural environment by providing and maintaining technically, environmentally and economically sustainable flood defences within the Internal Drainage District (IDD)	(1b) Reduction in, or insufficient finance, grant and income	Reduction in FCERM service the Board is able to provide	2	3	High 6 ↓	<p>Explore alternative funding streams including partnership working with other RMAs and access to local levy funding: 1) Partnership working with ESCC on planning matters 2) Precept works programme with EA to benefit the Board’s infrastructure. 3) Sharing access to technical support staff through the WMA Consortium.</p> <p>2 of the 3 WEG bids for funding approved in 2019/20.</p>
	(1c) If EA ceases to pay highland water contributions to IDBs	Unable to carry out and deliver work programmes	2	3	High 6 →	<p>Lobby Defra to update the Land Drainage Act 1991 to refer to current rating lists used by billing authorities for levying agricultural drainage rates and special levies, as this would support the extension of the Board’s area to its watershed catchment. This would provide additional rates to the Board from the upland area (and negate the need for HWCs). Defra does support the Environment Bill, which, if enacted could facilitate these aims. The Board has responded to Defra’s consultation on ‘Improving Management of Water in the Environment’ which included support for the new charging methodology to enable the extension or creation of new IDBs/ IDBs.</p>
	(1d) EA’s operation of the water control	Impacts on the IDB’s ability to	2	3	High 6 ↓	Liaison between WLMB and EA officers has resulted in the EA

**PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
RISK REGISTER (MATRIX SCORE ≥ 6)**

STRATEGIC OBJECTIVES	RISK	IMPACT	LIKELIHOOD SCORE (1 – 3)	IMPACT SCORE (1 – 3)	RISK RATING (HIGH, MEDIUM, LOW)	RESPONSE (ACTIONS PLANNED/TAKEN)
	structures has an adverse impact on water levels in the IDD	carry out its statutory function				permitting WLMB to operate on its behalf, the EA water control structures that affect the IDD. A protocol for this will be produced by EA/WLMB officers.
	(1e) No confirmation from EA of the prescriptive rights of access to each of the Board's pumping stations or rights to bring in services across privately owned land.	Potential to reduce ability to fulfil statutory function	2	3	High 6 →	Land Drainage Act 1991 gives IDBs powers of entry for access to undertake required works. EA has provided copies of paperwork concerning ownership and rights of access, which WLMB officers will review.
	(1f) EA no longer undertakes de-shingling works in the Cuckmere Estuary	IDB is unable to fulfil its statutory function in the Cuckmere River Sub District during periods of high rainfall on a saturated catchment and constituent ratepayers push for an Exemption from Rating order, as a result.	3	3	High 9 ↓	Discuss with EA potential for WLMB to do works in the Estuary on behalf of EA via a public sector cooperation agreement (if the Board can raise the money to pay for the work). Develop protocol with EA that will trigger a de-shingle at the mouth of the Cuckmere River, as opposed to just a consideration of carrying out a de-shingle (aka euphemism for doing nothing).
	(1g) Operations works constrained by the Water Framework	IDB could incur penalties/fines	2	3	High 6 →	Work with EA, NE and voluntary sector orgs to meet WFD requirements.

**PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
RISK REGISTER (MATRIX SCORE ≥ 6)**

STRATEGIC OBJECTIVES	RISK	IMPACT	LIKELIHOOD SCORE (1 – 3)	IMPACT SCORE (1 – 3)	RISK RATING (HIGH, MEDIUM, LOW)	RESPONSE (ACTIONS PLANNED/TAKEN)
	Directive legislation and Habitat Regulations Assessments					<p>Agree interpretation of Habitat Regulations Assessments with NE.</p> <p>Standard Maintenance Operations (SMO) document that is WFD compliant has been approved by the Board on October 2018.</p> <p>Regular SMO update training for employees.</p> <p>Ensure affected landowners are aware of agreed water levels and operate the Pevensey WLMP.</p>
	(1h) Landowners and or developers undertake non-consented works on watercourses in the IDD	Potential to adversely affect the capability of the IDB to effectively manage the discharge of water through its system	2	3	High 6 ↓	<p>Promote the work of the IDB within the local community to create understanding of how the IDB system manages flood risk and facilitates land use.</p> <p>Use of the Board's Byelaws for consenting or refusing works affecting the Board's infrastructure.</p> <p>Work closely with LLFA and LPAs to provide a joined up consenting/advice service.</p>
	(1k) The red diesel exemption expires on 1 April 2022, meaning all existing mobile plant will need	An annual increase in fuel costs and the cost of procuring contractors to carry out the Board's work, which could lead to a significant increase in	3	3	High 9 →	<p>ADA are lobbying Government and Board Members to lobby their local Members of Parliament, etc. We support the move to lower carbon usage, but it should be phased in over a number of years as and when the alternative technologies become available and affordable.</p>

**PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
RISK REGISTER (MATRIX SCORE ≥ 6)**

STRATEGIC OBJECTIVES	RISK	IMPACT	LIKELIHOOD SCORE (1 – 3)	IMPACT SCORE (1 – 3)	RISK RATING (HIGH, MEDIUM, LOW)	RESPONSE (ACTIONS PLANNED/TAKEN)
	to run on white diesel or alternative fuel source	drainage rates and special levies.				
To enable and facilitate land use for residential, commercial, recreational and environmental purposes by guiding and regulating activities, which have the potential to increase flood risk	(3a) Planning Authorities ignore advice provided by Board, which leads to increased flood risk	Potential for increased flood risk	2	3	High 6 ↓	Planning/Enforcement is undertaken by the Board's Flood and Water Officer and issues are raised at Board and Committee meetings. Partnership working with LLFA on planning applications affecting the IDD.
	(3b) Potential for developers to hand over management of SUDs to private management companies, who may fail in their responsibility to maintain them in the long term	Increased flood risk in drainage district	3	3	High 9 →	Get involved with each constituent Planning Authority to better integrate/ coordinate planning and flood risk management issues. Officers' comments on planning applications are available on Local Authority websites.
	(3c) Increase in the volume of planned housing in the district	Inadequate or total lack of maintenance of SUDs could have an adverse impact on the IDB infrastructure and subsequently increase the risk of flooding	3	3	High 9 →	Promote IDB services for adoption of SUDs in planning consents to ensure they are maintained in perpetuity. Introduction of a SUDs adoption and charging policy, approved by the Board on 31 January 2017.

**PEVENSEY AND CUCKMERE WATER LEVEL MANAGEMENT BOARD
RISK REGISTER (MATRIX SCORE ≥ 6)**

STRATEGIC OBJECTIVES	RISK	IMPACT	LIKELIHOOD SCORE (1 – 3)	IMPACT SCORE (1 – 3)	RISK RATING (HIGH, MEDIUM, LOW)	RESPONSE (ACTIONS PLANNED/TAKEN)
To nurture, enhance and maintain the natural habitats and species, which exist in and alongside watercourses, wherever practical to ensure there is no net loss of biodiversity	(4c) Increased levels of non-native species adversely affecting BAP delivery and increasing flood risk	Failure to successfully control/eradicate invasive species.	3	3	High 9 →	<p>Staff awareness training.</p> <p>Actions monitored by NE and EA.</p> <p>Record any in Complaints Register.</p> <p>Adhere to risk assessment and protocol for management of works where non-native species are present.</p>
	(4d) Future funding to manage/ remove Floating Pennywort not secured.	Floating Pennywort dominates the habitat, potentially increasing flood risk and damaging the environment.	3	3	High 9 →	Officers investigate sources of potential future funding.

Risk Assessment Matrix (From the Risk Management Strategy and Policy)

Risk Assessment Matrix

Likelihood			
Highly Likely	Medium (3)	High (6)	High (9)
Possible	Low (2)	Medium (4)	High (6)
Unlikely	Low (1)	Low (2)	Medium (3)
	Negligible	Moderate	Severe
	Impact		

The categories for impact and likelihood are defined as follows:

IMPACT

- Severe – will have a catastrophic effect on the operation/service delivery. May result in major financial loss (over £100,000) and/or major service disruption (+5 days) or impact on the public. Death of an individual or several people. Complete failure of project or extreme delay (over 2 months). Many individual personal details compromised/revealed. Adverse publicity in national press.
- Moderate – will have a noticeable effect on the operation/service delivery. May result in significant financial loss (over £25,000). Will cause a degree of disruption (2 – 5 days) or impact on the public. Severe injury to an individual or several people. Adverse effect on project/significant slippage. Some individual personal details compromised/revealed. Adverse publicity in local press.
- Negligible – where the consequences will not be severe and any associated losses and or financial implications will be low (up to £10,000). Negligible effect on service delivery (1 day). Minor injury or discomfort to an individual or several people. Isolated individual personal detail compromised/revealed. NB A number of low incidents may have a significant cumulative effect and require attention.

LIKELIHOOD

- Highly likely: very likely to happen
- Possible: likely to happen infrequently
- Unlikely: unlikely to happen.



Representing Drainage Water Level & Flood Risk Management Authorities

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By email to all IDB Clerks/CEOs

Thursday 06 January 2022

Dear Clerks & CEOs,

Red diesel: January 2022 Update

Background

Following the government's announcement in March 2020 that it will remove the entitlement to use rebated fuel (red diesel) from most sectors from April 2022, ADA has remained concerned about the significantly increased fuel costs for IDBs as a result of moving their lowland watercourse maintenance operations to white diesel. ADA was also concerned about IDBs' continued access to suitably skilled local contractors who predominantly serve the agricultural market for which their plant machinery will still be entitled to run on rebated fuel.

Throughout 2021 ADA has been corresponding with HM Treasury and Defra on this matter and the timeline attached summarises the key dates so far. ADA has continued to argue that IDBs and their contractors should continue to have an entitlement to use rebated fuel after 1 April 2022, and that land drainage watercourse maintenance and flood defence maintenance operations as 'allowed uses' to enable the contractors and direct workforce of IDBs and other risk management authorities to continue to operate using rebated fuel after 1 April 2022.

HM Treasury clarification

On 17 December ADA received a response from an HM Treasury official providing clarification regarding the circumstances in which IDBs and their contractors may continue to use rebated fuel after 1 April 2022. It is provided as written below in full.

I thought it would be helpful to clarify the circumstances where it will remain possible to use red diesel for water level management activities, as set out in guidance here

(<https://www.gov.uk/government/publications/changes-to-rebated-fuels-entitlement-from-1-april-2022/check-when-rebated-fuel-can-be-used>):

- Anyone will be able to use rebated fuel in vehicles and machines used for purposes relating to agriculture, horticulture, fish farming or forestry. This includes agricultural vehicles, special vehicles, unlicensed vehicles and certain machines and appliances. For these purposes, you can use rebated fuel to travel to and from the place where the vehicle is used, except on roads in unlicensed vehicles. If a vehicle or machine allowed to use rebated fuel is transported by another vehicle, you can only use rebated fuel in the vehicle carrying or towing it if it also qualifies in its own right.*

This means that both IDBs using their direct workforce and contractors will be able to use red diesel in their vehicles/machinery to complete water level and flood risk management work on land used for agriculture (working under the expectation that such activity on this land will at least in part be for the benefit of agricultural activity). As set out in your letter, nearly 70% of land at the highest risk of flooding is in agricultural use, so for a large proportion of your work, IDBs and agricultural contractors will be able to continue using red diesel. It will, however, not be possible to use rebated fuel for water level and flood risk management work on any other land (other than golf courses), unless it is for purposes relating to agriculture.



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ADA welcomes this clarification from HM Treasury, which aligns with the interpretation that some IDB staff had previously expressed regarding IDBs using rebated fuel for watercourse maintenance activities on agricultural land.

Pumping stations

Whilst ADA's understanding was that from 1 April 2022 diesel pumps would have to be powered using white diesel, the most recent clarification from HM Treasury may serve to change that position, where the pumping is of benefit to agricultural land. Certainty remains that rebated fuel may continue to be used after 1 April 2022 to generate electricity that is then used to power the pumps. This exception is because the Finance Bill 2021 states that using rebated fuel for heating and electricity generation in non-commercial premises would be a 'qualifying purpose'.

ADA will continue to persuade government that an accelerated programme of asset replacement would help all risk management authorities upgrade their pumps to the latest carbon reduced and fish friendly electric versions.

Next steps for ADA

ADA still wishes to better understand the circumstances where IDBs may or may not be permitted to use rebated fuels when undertaking work/pumping on non-agricultural land where those IDB operations benefit surrounding agricultural land.

The current wording of Excise Notice 75: Fuels for use in vehicles (<https://www.gov.uk/guidance/fuels-for-use-in-vehicles-excise-notice-75>) states that:

Ditch clearing and drainage

*You can use rebated fuel for ditch clearing and drainage only if it is done **solely** for the benefit of land used for agriculture, horticulture or forestry.*

However, HMRC has stated that Excise Notice 75 will be updated in advance of 1 April 2022.

Therefore, ADA proposes to seek:

- further clarification from the government regarding future wording within Excise Notice 75 and government guidance on the changes to rebated fuels entitlement from 1 April 2022, in line with HM Treasury's most recent clarification to us.
- legal advice regarding the circumstances in which rebated fuel may continue to be used on non-agricultural land where those operations benefit surrounding agricultural land.
- legal advice regarding the use of rebated fuel in pumping stations that benefit agricultural land.

These proposals will be discussed at the ADA Policy & Finance Committee meeting on 19 January 2022.

Yours faithfully

Ian Moodie MSci, Technical Manager, ADA



Timeline of changes to rebated fuels entitlement

11 March 2020 | Budget 2020, the government announced that it will remove the entitlement to use red diesel from most sectors from April 2022.

9 July 2020 | HM Treasury launched public consultation seeks views on reforms to the tax treatment of red diesel and other rebated fuels. ADA was unaware of this consultation at the time and did not respond.

11 January 2021 | ADA submitted an urgent report on the use of red diesel by internal drainage boards to HM Treasury and Defra.

11 March 2021 | Finance Bill 2021 published with provisions for changes to rebated fuels entitlement.

12 March 2021 | ADA shared a pro forma letter for IDBs to send to MPs regarding red diesel entitlement.

23 March 2021 | ADA submitted an updated version of the urgent report to HM Treasury and Defra.

10 June 2021 | Finance Act 2021 received royal assent.

21 June 2021 | ADA met with HM Treasury civil servant leading on these fuel duty changes to discuss the sector's concerns. The outcome of this meeting was a specific request from HM Treasury for ADA to provide further quantitative information about IDBs' use of agricultural contractors.

9 July 2021 | ADA wrote to IDBs providing an update on meeting with HM Treasury and making a request for data regarding IDBs' use of agricultural contractors undertaken by ADA. 61 IDBs responded to this data request over the summer of 2021.

6 October 2021 | ADA wrote to HM Treasury describing IDB operational maintenance in greater detail and presenting results of the IDB contractors survey undertaken. The letter concluded with two alternative policy requests seeking:

- a. to define land drainage watercourse maintenance and flood defence maintenance operations as 'allowed uses', and/or
- b. for land drainage watercourse maintenance to be defined as an 'accepted purpose' in relation to agriculture, such as within *Excise Notice 75: Fuels for use in vehicles*.

15 October 2021 | ADA receives interim guidance on changes to rebated fuels entitlement from 1 April 2022 from HMRC.

11 November 2021 | Interim guidance on changes to rebated fuels entitlement from 1 April 2022 published on gov.uk website (<https://www.gov.uk/government/publications/changes-to-rebated-fuels-entitlement-from-1-april-2022>).

30 November 2021 | HM Treasury responded to ADA's letter thanking ADA for the data provided. It did not address the questions and policy requests made in ADA's letter. HM Treasury directed ADA to discuss the implications that we set out with Defra colleagues. It should be noted that ADA was originally encouraged to discuss the matter directly with HM Treasury by Defra officials.

17 December 2021 | HM Treasury writes again to ADA clarifying that *'IDBs using their direct workforce and contractors will be able to use red diesel in their vehicles/machinery to complete water level and flood risk*



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management work on land used for agriculture (working under the expectation that such activity on this land will at least in part be for the benefit of agricultural activity).'

7 January 2022 | ADA writes to IDBs regarding the clarification provided by HM Treasury, and outlining next steps ADA proposes to take.

Distributed to:

Pevensey & Cuckmere WLMB Members	Hard Copy Requested
Richard Brown	
Helen Burton	
Penny di Cara	
Jonathan Dow	
Bill Gower (Chairman)	✓
Gill Hesselgrave	
Martin Hole	
Michael Lunn	
Robert Miles	Post copy, no email address filed
Jim Murray	
David Robinson	Post copy, no email address filed
Pat Rodohan	
Robert Smart	✓
Richard Thomas	
Chris Wadman (Vice-Chairman)	
David White	
Monty Worssam	

Key Partners & Supporting Officers (General Business Papers)

Tim Bartlett (Eastbourne BC)
 Catherine Beaumont (Rother DC)
 Nick Claxton (E.Sussex CC - LLFA)
 Jo Heading (Wealdon DC)
 Matthew Hitchen (Lewes-Eastbourne)
 Cath Jackson (NE)
 Graham Kean (Wealdon DC)
 Paul Levitt (EA)
 Russell Long (EA)
 Shirley MacKinnon (PPC)
 Dan Sargent (EA)
 Ellen Yardley (Lewes-Eastborne)

WMA & WLMB Officers

Cathryn Brady (WMA)
 Phil Camamile (WMA)
 Richard Dann (Operations Manager, WLMB)
 Sallyanne Jeffrey (WMA)
 Revai Kinsella (Flood and Water Officer, WLMB)
 Caroline Laburn (WMA)
 Matthew Philpot (WMA)

Pevensey & Cuckmere WLMB
February 2022