Welcome from the Chairman

The Chairman extended his welcome and asked for declarations of interest. Declarations were received from:

- Nigel Reader for item 4 - Spending Review 2015 and Defra 5 year plan.
- John Varley for items 3 and 7- Trial reintroduction of beavers on the River Otter and Bovine TB Update.
- Teresa Dent and Andy Clements for item 2 in relation to the Hen Harrier Recovery Plan
- David Hill for item 12 in relation to the Board Innovation Group.

The Chairman was satisfied there were no conflicts of interest that required changes to the meeting arrangements apart from John Varley in relation to item 3.

1. **Confirmation of the July 2015 Minutes and Matters Arising (NEB M55 01)**

1.1 The minutes of the July Board meeting were confirmed subject to the following amendments:
Paragraph 7.1.5 and related action: replace current text with: ‘The ARC Chairs’ Group for CAP-D had been dissolved under the new governance arrangements for the CAP-D Programme. Consideration would be given to the need to adjust governance arrangements from a Natural England perspective’. ‘Action: Nigel Reader and James Cross to consider further the governance arrangements of CAP-D from a Natural England perspective.’

Paragraph 10 heading: delete ‘and Accounts’


**Action: Board and Executive Services to amend and produce confirmed July minutes.**

1.2 The Board noted the following updates under matters arising:

- Action 4 – Tim Hill reported Natural England’s advice on Oriental Gall Wasp control was the same as the Forestry Commission’s and agreed to provide further to Board Members on request.
- Action 5- James Cross invited Board members contract the Secretariat if they needed information on lines to take on issues raised in the papers.
- Action 7- The revised Designation Direction was included in the Board forward look.

**Action: Tim Hill to provide Board members with the link to the Forestry Commission advice on the Oriental Gall Wasp. [see above]**

**Action: Board members to contact Secretariat if they needed information on lines to take.**

1.3 The Board noted the Chairman, using the sub-delegation powers, had approved a change to the Non- Financial Scheme of Delegation (Part 11 National Parks with reference to Schedule 7, paragraph 6 (1) of the Environment Act 1995) to reflect delegations requested by three Board members for Area Managers to chair their panels for 2015/15 SoS Appointments to the Broads/National Park Authorities/Conservation Boards.

2. **Chief Executive Report (NEB 56 01)**

2.1 James Cross introduced his report and welcomed John Holmes Area Manager for Devon, Cornwall and the Isles of Scilly to give a drill down on Area Team activity.

2.2 The Board considered the performance, risks and resource report at Annex 1. In discussion the Board had a number of specific comments on the report. Board members:

- 2.2.1 Noted the lack of finalised metrics for the Environmental Land Management Countryside Stewardship and NNR KPIs, and identified an erroneous reference to the England Coast Path;
- 2.2.2 Sought clarification on the status of staff morale and recognised the impact of Countryside Stewardship. It was noted that the results of the pulse staff survey would be presented with an analysis to the next Board meeting.

**Action: Paul Lambert to present the results of the pulse survey to the next**

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Board meeting.

Action: James Cross and Paul Lambert to review the format of the performance, risk and resource report to the Board.

2.3 Guy Thompson gave an operations update. The picture on performance was the same as for the last Board apart from an in year financial pressure caused by a gap building on income generation which we are seeking to address by working with Defra to progress charging for some further ‘added-value’ discretionary services.

Action: James Cross and Guy Thompson to pursue the need to have Defra cover for charging for some services.

2.4 John Holmes provided an insight into the issues and challenges of his Area Team with particular reference to the impact of the current Countryside Stewardship rollout, the range of marine work covered, and opportunities for the commercial use of our NNRS. The Board:

2.4.1 Explored the introduction of Countryside Stewardship through the experiences of the Area Team, noting the challenges presented by a differently targeted scheme both for advisors and customers. Board members offered possible approaches including:

- Building advisers’ confidence about the scheme in their dealings with landowners;
- Being clear that it was a different scheme and for some customers (e.g. some in Uplands Areas), it may not always be seen as a better scheme as it is being targeted differently;
- The value of context setting in conversations with landowners and managing expectations in a way that kept doors open for involvement in future schemes.
- Encouraging those exiting from agri-environment schemes to have continued engagement with conservation and enhancement of the natural environment.
- Encouraging those not eligible for legacy or future schemes to engage with conservation and enhancement of the natural environment.

Action: Simon Lyster to lead a task and finish group (Teresa Dent, Julia Aglionby and John Holmes + Communications representative) to explore ideas for encouraging farming compatible with biodiversity recovery over and above agri-environment schemes and to suggest work streams for consideration at a future Board meeting.

2.4.2 Welcomed the exploration of setting up a wild crop relative reserve on the Lizard NNR to both build greater ownership for protected areas and to demonstrate the links with environmental assets, and with potential for commercial opportunities.

Action: John Holmes to provide a briefing for Board members on the wild crop relative proposals for the Lizard NNR.

2.4.3 Recorded their thanks to John Holmes, and concluded interventions from Area Managers at Board meetings were of great value.

2.5 The Board considered the Grant in Aid and RDPE financial performance to 31 July 2015 at Annex 2 and received a verbal update on financial performance as at 30 August 2015. The Board was also briefed on Defra’s in-year financial position. The
Board commended the good financial performance and noted confidence in the final out-turn with the full in-year cut accounted for.

2.6 The Board noted issues outlined at Annex 3 and received updates on Bolton Fell Moss, Hen Harriers and on Ribble and Bowland and identified the following actions:

**Action:** Paul Lambert to brief the Audit and Risk Assurance Committee on the WSH administration and the implications for the Bolton Fell Moss project

**Action:** NESAC to consider the Hen Harrier brood management issue on behalf of the Board. (Both Teresa Dent and Andy Clements declared an interest and neither would take part in any Board decision).

**Action:** Guy Thompson to provide an update on Environmental Stewardship payments to the next Board meeting.

**Action:** Alan Law to set in hand both a long term strategic solution and a short term solution for the current cases at Ribble and Bowland as supported by the Board.

**Action:** James Cross to report on the outcome of the Senior Leadership Team’s deliberations on Benty Grange to the Board.

**Action:** Guy Thompson to provide a paper to the next Board meeting on the scope of, and progress with, the outcomes approach.

**Action:** Board and Executive Services to provide a briefing in Board Round Up on Natural England’s strategic involvement in phases 2 and 3 of HS2.

2.7 The Board noted Julie Lunt’s update on the legal issues at Annex 4 and identified the following action:

**Action:** Julie Lunt to keep the Board informed on the bTB legal proceedings.

3. Trial Reintroduction of Beavers, River Otter (NEB 56 02)

(John Varley who had declared an interest in this item was invited by the Chairman to give some locally-informed perspective, after which he left the room and took no part in decisions made by the Board)

3.1 Alan Law introduced the paper seeking advice from the Board regarding the River Otter trial.

3.2 The Board agreed that ongoing Natural England licencing should cover all beavers already resident in the river, including those to be re-released following temporary capture for marking.

3.3 In discussing the Devon Wildlife Trust’s request for a licence to release up to five additional unrelated beavers in response to specialist advice on inbreeding and population viability, the Board:

3.3.1 Stressed the importance of appropriate local engagement – recognising possible consequences for the catchment and potential concerns re the project scope increasing – and the importance of having a robust management framework..
3.3.2 While supporting the DWT proposal in principle, noted that, before a final decision could be made, further work was necessary on the development of the engagement process and of the necessary management arrangements.

3.3.3 Endorsed the commissioning of a viable management framework for the reintroduction of beavers from the Area Team.

**Action:** John Holmes to produce a management framework for reintroduction of beavers.

3.3.4 Noted legal advice that Natural England was not required to carry out a consultation in respect of the DWT application, and that, in taking soundings, we needed to avoid any confusion over this being interpreted as a new pilot (which would require consultation).

3.4 In conclusion the Board recommended Natural England should let the Devon Wildlife Trust know Natural England was looking at its proposals positively but wished to be satisfied on two issues: taking local soundings and there being management arrangements in place. Alan Law was asked to bring an update to a future Board meeting.

**Action:** Alan Law to bring an update on the trial reintroduction of beavers on the River Otter to a future Board meeting.

4. **Spending Review 2015 and Defra 5 Year Plan (NEB 56 03)**

4.1 James Cross gave an update on the status of the SR 2015 submissions, the development of a Single Departmental Plan, and progress with the Defra transformation projects.

4.2 The Board noted recent developments and welcomed Natural England’s contributions on these issues via the Chair and Chief Executive’s involvement.

4.3 The Board agreed the Audit and Risk Assurance Committee should scrutinise the proposed direction of travel and the risks to current governance arrangements the Defra Transformation programme might present, and noted this would be the subject of a workshop at the next ARAC meeting on 7 October 2015.

**Action:** ARAC to scrutinise governance arrangements in relation to the Defra Transformation Programme at its next meeting on 7 October 2015.

5. **Emerging Communications Strategy (NEB 56 04)**

5.1 Lydia Fitzpatrick introduced her paper reporting progress in developing a new Communications Strategy for Natural England, and on related work shaping how future communications objectives would be delivered.

5.2 In commenting on the emerging Natural England Communications Strategy, Board members:

5.2.1 Considered the objectives needed to do more to reflect the Board’s Strategic Direction - for example adding in highlighting the centrality of the outcomes approach.
5.2.2 Recommended the Communications Strategy needed to address both protecting Natural England’s reputation, and additionally what we were aiming to achieve. The key point of the Conservation Strategy about how we inspire and motivate people to do the right thing for nature conservation should be explicit in the Communications Strategy too.

5.2.3 Advised there should be reference to enabling development to be more sustainable and referring to delivering both nature conservation and economic growth.

5.2.4 Advised the proactive media areas needed to be chosen carefully and recommended including key business outcomes.

5.2.5 Advised that social media was a powerful component of the Communications Strategy and noted the need for a separate digital strategy was recognised.

5.2.6 Offered congratulations on a recent press release on Great Crested Newts issued in partnership with Woking Borough Council and the Wildlife Trusts and recognised the benefits of such an approach;

5.2.7 Supported proactive work while recognising there would continue to be reactive press activity. ‘Nudge psychology’ was commended as an approach, and a focus on positive rather than negative messages as being more effective in encouraging public engagement.

Action: Lydia Fitzpatrick to reflect Board members’ comments in the Natural England Communications Strategy.

5.3 The Board noted work on future communications delivery in the context of the Defra Transformation Programme, and progress with building confidence and skills in Area Teams.

6. Countryside Stewardship and Legacy Scheme Update (NEB 56 05)

6.1 Guy Thompson introduced the paper. The Board noted Tim De-Keyzer’s update on:

- the number of applications and the issues raised by the scoring approach, and advised consideration should be given to an analysis of why some people did not apply for the mid-tier scheme once the window has closed for this year;
- plans for follow up with customers whose expressions of interest were unsuccessful;
- the sanctioning of dual use;
- good readiness for making partial payments in October; and,
- Siti Agri now accepting data but Natural England having a manual contingency to put in place if needed.

6.2 The Board noted the forward look for 2016 and endorsed the proposal for being ready to influence the next round of CAP reform. The Executive were invited to bring a paper to a future Board meeting.

Action: Guy Thompson to bring a paper to a future Board on input to the next round of CAP reform.

6.3 The Board noted the Audit Chairs Group for CAP-D had been reconvened and noted the commissioning by NAO of a review into CAP-D to which both Nigel Reader and Guy Thompson had been invited to give evidence.

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7. **Bovine TB Update (NEB 56 06)**

7.1 Tim Hill introduced the paper giving an update on progress with the culls to date, discussions with Defra on any roll out in 2016, and Defra's public consultation on guidance to Natural England.

7.2 The Board in reaching a view on whether Natural England should respond to the consultation considered whether there were any advantages to be gained from using it as an opportunity to get across key messages. The Board concluded Natural England should not respond to the public consultation on guidance to Natural England on licences to control the risk of bovine TB from badgers.

8. **Board Effectiveness Review for 2015 and updates on Board Member Performance Management and Board Member Recruitment (NEB 56 07)**

8.1 The Board had assessed its collective performance for 2015 the previous evening and concluded it was generally effective but there were a few areas for improvement. Nigel Reader had taken the action from the review to orchestrate the development of proposals for the next Board Effectiveness Review in 2016 having regard for feedback on the 2015 process. In the meantime opportunities would be sought to ensure the focus of Board discussion remained strategic while discharging the Board's governance responsibilities.

**Action: Nigel Reader to orchestrate the development of proposals for the next Board Effectiveness Review in 2016.**

8.2 In response to the invitation to provide quotes about their Board Member experiences for the recruitment materials, Board members agreed to provide these to Paul Lambert together with any suggestions on specialist networks/media which might help attract high calibre applicants.

**Action: Board members, wishing to do so, to provide quotes to Paul Lambert about their Board member experiences together with any suggestions on specialist networks/media which might help attract high calibre applicants.**

9. **Update on Natural England Secondment to the Squirrel Accord (NEB 56 08)**

9.1 The Chairman introduced the paper reminding the Board that it had previously approved a 6 month secondment of Adrian Vass as UK Manager for the Squirrel Accord as being consistent with Natural England’s conservation objectives. The Board noted work to date and the request for an 18 month extension to the secondment to deliver the strategy.

9.2 The Board agreed the Natural England secondment should be extended, and in providing a steer on the continuing timeframe, that we secure match funding to widen ownership of the Accord’s work.

10. **Government Response to Adaptation Recommendations from Committee on Climate Change (NEB 56 09)**

10.1 Tim Hill introduced the paper requested at the July Board on how Natural England would address the Climate Change Committee recommendations. Mike Morecroft set the Government response to adaptation recommendations from the Committee on Climate Change in the context of the requirements of the Climate Change Act
and explained the deadline for sign off by all Government Departments was 15 October 2015.

10.2 The Board noted Natural England had been consulted and was reassured the responses entailed no new commitments. It was recognised that this provided a good opportunity to acknowledge the work Natural England was doing in response to adapting to climate change.

10.3 The Board supported the draft Government response as a helpful summary of the present position, but recognised there was a continuing need for work in this area, both in terms of making sure it was joined up, and in identifying issues to address such as the implications for favourable conservation status, and the need to look beyond protected sites to create a resilient wider countryside.

11. Developing a Conservation Strategy (NEB 56 10)

11.1 Teresa Dent introduced an update on the development of the Conservation Strategy and introduced the diagram which illustrated the thinking behind the developing strategy. Alan Law introduced the framework for developing the strategy.

11.2 The Board supported the developing Conservation Strategy and the framework for its development and in discussion:

11.2.1 Recognised the challenge of getting the words and thinking right and suggested it could be helpful to present the strategy in terms key messages under why, what and how.

11.2.2 Recommended a sense check of the developing strategy with Nick Macgregor’s previous narrative to the Board but considered it aligned with our Strategic Direction.

11.2.3 Advised of the potential to expand our role from land based industries to include corporates with their indirect impact through supply chains which would be supported by the Natural Capital Committee initiative.

11.2.4 Suggested that comparing notes with Natural Resources Wales, and recommended that the environmental outcomes work stream should also consider what we should stop doing or do less of.

11.2.5 Were confident about the outcomes approach being right when it could be seen how it fitted into the framework and acknowledged Natural England was not diluting its conservation objectives when the strategy showed it was driven by outcomes rather than process.

11.2.6 Recommended the CSG should address proposals to promote the Conservation Strategy once it was agreed, and recognising its role in addressing staff morale by providing clear direction, and in further enhancing our reputation on delivery for conservation with a wider audience.

11.2.7 Supported the objectives of this work and offered some steers on how we progress this with key partners – for example in making the connection to, and dependency on, farming clearer.

11.3 The Board noted the next CSG meeting would focus on the detail in the different
work streams, and would identify timing of future reports to the Board.

**Action:** CSG (Teresa Dent and Alan Law) to identify future Board involvement with the Conservation Strategy.

12 Sub-Group Updates

**Audit and Risk Assurance Committee (NEB 56 11)**

12.1 The Board noted the unconfirmed minutes of the June ARAC meeting, the highlights of which had been presented to the Board in July.

**Upland Working Group (UWG) Update (NEB 56 12)**

12.2 Julia Aglionby reported good progress made by the Upland Working Group following internal restructuring. The Board noted progress being made on a wider Outcomes Approach Programme and noted the minutes of the UWG.

12.3 The Board agreed the draft Terms of Reference for the UWG subject to the inclusion of a statement, for this and other Board working groups which were not standing committees of the Board, to refer to it being a time limited group with the lifetime being linked to that of the Uplands Programme.

**Action:** BES to provide a generic statement on the time limited status of Board working groups to include in the Terms of Reference for the UWG, Conservation Strategy Group and Board Innovation Group.

12.4 The Board checked progress on the publication of the Upland Review which was to be linked to a set of case studies. It was noted the case studies were being developed under the Programme Board and would come to the UWG for oversight before publication.

**Board Innovation Group (BIG) (NEB 56 13)**

12.5 David Hill reported on the last BIG meeting held on 7 September which had covered scoping new projects, an update on reforms and areas to provide challenge. The next agenda included a mid-year review of income generation and a forward programme of projects, updates on Great Crested Newts and biodiversity compensation, a business case for site reform and other EPS licensing projects. The Board noted the External Funding Strategy would be coming to a future Board meeting.

**Action:** Alan Law to bring the External Funding Strategy to the Board after consideration by BIG.

12.6 The Board noted the co-ordination between BIG and the Conservation Strategy Group.

**Natural England Science Advisory Committee (NEB 56 14)**

12.7 Andy Clements introduced the minutes of the July NESAC meeting the highlights of which had been reported to the July Board meeting. The next meeting on 30 September would cover: brood management; marine monitoring; DNA meta bar-coding and the SSSI series review.

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12.8 Board members requested the favourable conservation status paper and welcomed Alan Law's offer to follow this up with if they would find this helpful through a briefing session before a future Board meeting.

**Action:** BES to circulate the NESAC papers on favourable conservation status paper and cumulative effects and uncertainty to Board members.

13. Health, Safety and Wellbeing- NNR H&S Inspections (NEB 56 15)

13.1 Paul Lambert confirmed there were no new RIDDOR cases to report and that the Quarter 2 Health, Safety and Wellbeing statistics would be presented to the November Board meeting.

**Action:** Paul Lambert to present the Quarter 2 Health, Safety and Wellbeing statistics to the November Board meeting.

13.2 The Board reviewed the overview of results from Health and Safety Inspections for Natural England owned or managed National Nature Reserves and noted the areas found to be improving and recommendations for priority work areas to focus on in 2015/16. The Board gave its encouragement and support in relation to having good risk assessments in place and Nigel Reader offered a review by ARAC of the interim report.

**Action:** ARAC to review the interim report on risk assessments.

14. Remuneration Committee Update (NEB 56 16)

14.1 The Board noted the update from the Remuneration Committee and noted that minutes from meetings would not be included in the Board pack but were available to Board members on request.

**Action:** Board members to let Board Services know if they wish to receive copies of Remuneration Committee minutes.

15. Board Diary (NEB 56 17)

15.1 The Board noted the dates and locations of future meetings in 2015 and the dates of meetings in 2016. The Chairman agreed to confirm the 2016 locations by the end of the month and Board Services was asked to explore changing the November 2016 date to avoid half term.

**Action:** Chairman to confirm the 2016 Board meeting locations and BES to explore changing the November 2016 date to avoid half term.

16. Any Other Business

16.1 The Board held a short closed session without officers.

### Actions log

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<th>Ref</th>
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<tbody>
<tr>
<td>1</td>
<td>Confirmation of the June 2015 Board Briefing Minutes and</td>
<td>1.1</td>
<td>Amend and confirm the June 2015 Board minutes.</td>
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</tr>
<tr>
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<td>17</td>
<td>Spending Review 2015 and Defra 5 Year Plan (NEB 56 03)</td>
<td>4.3</td>
<td>Scrutinise governance arrangements in relation to the Defra Transformation Programme at its next meeting on 7 October 2015.</td>
<td>ARAC</td>
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<tr>
<td>18</td>
<td>Emerging Communications Strategy (NEB 56 04)</td>
<td>5.2.7</td>
<td>Reflect Board members’ comments in the Natural England Communications Strategy.</td>
<td>Lydia Fitzpatrick</td>
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<td>Nigel Reader</td>
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