



Minutes of the Meeting of UK Sport Council held on 15 February 2005 at UK Sport, 40 Bernard Street, London WC1N 1ST

Present

Chair Sue Campbell

Members Connie St Louis
Louise Martin
Nick Bitel
Eric Saunders

UK Sport Staff Liz Nicholl
Neil Shearer
Jane Swan (Item 7.1 and 7.2)
Janet Carter (Item 4.3)
Sarah Clarke (Item 8 and 9)
Dawn Hodge (Item 8 and 9)

Acting Chief Executive
Director, Corporate Services
Performance Directorate
Drug Free Sport
International Directorate (Major Events)
International Directorate (Major Events)

Observers Ian Taylor
Eamonn McCartan
Stephen Baddeley

SportScotland
Sport Council Northern Ireland
Sport England

Minutes Aimée Wells
UK Sport

1. Introduction and Apologies for Absence

Action

Chair welcomed members to the meeting including Stephen Baddeley who was attending as an observer on behalf of Roger Draper.

Laura McAllister, Alistair Dempster, Lord Patrick Carter, Philip Carling, Huw Jones, Roger Draper and John Scott had sent apologies to the meeting.

Chair advised that due to the number of apologies received from Members the meeting was inquorate. Members were advised that the meeting would proceed as normal and a summary of decisions would be e-mailed after the meeting to seek agreement from those unable to attend.

It was noted that the requirement for a quorum needed to be reviewed and would be discussed at the next meeting.

SC

2. Declaration of Interest

Members were reminded of the need to declare their interest in any transactions requiring a decision and to remove themselves from such

decision making. This would be formally reported in the minutes and on a register completed at the meeting.

Nick Bitel declared a direct interest in Item 6 of the agenda as London Marathon has agreed to contribute up to £300,000 per annum for up to ten years towards any shortfall in running costs of the Olympic Stadium should the 2012 bid be successful. He also noted a business relationship as Chair of an AIMS listed company whose subsidiary is advising the New York 2012 bid.

3. Minutes of the Council Meeting held on 25th January 2005

Item 2 – Wording to be changed to reflect that ‘Commercial activity is on hold until the arrival of the new Director of Policy and Communications’

Item 4.1 – Item amended to read ‘....Council should receive six monthly updates....’ instead of annual. It was noted that the table showing risk levels would be incorporated into the review process.

LN

Item 3.7 – Members considered it highly inappropriate that the appointment of the new Chair had still not been announced over 2 months after interviews had been held. There was serious concern from Members over this as the new Chair is scheduled to be involved on the recruitment of the new CEO interviews which are currently earmarked for 9th March 2005. Members felt that DCMS should be pressed to resolve this as soon as possible.

SC/LN/
DCMS

Item 3.4 – Scrutiny Panel: Members noted that John Scott would be following up on the discussion at the last meeting, on the reworking of the terms of reference relating to frequency of meetings. This would address the view that the panel should be ad-hoc, meeting on an as needed basis.

JS
March/May
Council

The Chair then signed the minutes as a true and accurate record.

4 Other Matters arising

4.1 Eligibility for WCPP funding

Liz Nicholl introduced the above paper for discussion. It was clarified that this referred only to WCPP funding for Olympic and Paralympic sports, not to non-Olympic funding

UK Sport documentation outlining the purpose of WCPP funding does not state explicitly that WCPP funding should be directed only to athletes eligible to participate in and capable of winning Olympic/Paralympic medals.

She advised that legal advice had confirmed that UK Sport could, if it wished, agree that WCPP funding should be directed only to athletes eligible to participate in the Olympic/Paralympic Games and with the potential to compete for medals.

It was noted that this would exclude from funding athletes ineligible to compete in the Games who may be eligible to compete at World

Championships.

It would also exclude any athlete hoping to transfer from another country to compete for Team GB and hoping to apply or in the process of applying for a passport on the basis of residency.

It would also exclude athletes who had committed a doping infraction prior to the Statement of Anti-Doping, who had served a doping ban, returned to compete at a World Championships but cannot compete at the Olympic Games because of the BOA Bye-Law. Athletes in these circumstances are currently eligible to return to the World Class Performance Programme.

If athletes in the above circumstances were to be excluded then depending on the rules of each sport these athletes would still be able to compete internationally and could be supported by their NGB.

There was a detailed discussion amongst Members on the tightening of WCPP eligibility criteria. There was concern that this would exclude athletes who could win medals at European or World level and athletes who could help gain GB qualifying places at an Olympics or Paralympics. The balance of opinion was that eligibility criteria should not be changed and cases should be dealt with on an athlete by athlete basis.

4.2 Framework of Responsibility

Chair introduced this item and advised that the purpose of this paper was to give clarity on responsibilities. Members were reminded that this is a working document and so input at any time is most welcome and would help to refine the framework. Members were invited to submit in writing any points for consideration.

ALL

4.3 Anti-Doping Terms and Conditions of Sports Council Funding Agreements: Clawback Provisions

Janet Carter joined the meeting

At the January meeting, when approving the UK National Anti-doping Policy, Members raised the issue of whether funding awarded to an athlete prior to the date of an anti-doping offence being committed could be clawed back.

The current UK Sport draft of the anti-doping terms and conditions include provisions to demand repayment of any Sports Council funding already provided "during the period of non-compliance". This provision gives flexibility to clawback funding prior to the establishment of a case to answer, provided that non-compliance can be demonstrated.

UK Sport's specialist lawyer has advised that the Sports Councils do not adopt a clause which goes further than the above, i.e. seeking clawback beyond the period of non-compliance.

The basis for this opinion is that the extent of clawback should be limited to a period of proven breach of the anti-doping rules. To require repayment beyond any period of proven breach does not appear to be a reasonable, is liable to be deemed an unenforceable penalty clause, and struck down in its entirety which could undermine the intended deterrent effect of the provision. The credibility of the terms and conditions in general could also be undermined.

After discussion Members acknowledged the specialist legal advice received and recommended that all Sports Councils adopt the terms and conditions as drafted by UK Sport.

Ian Taylor advised that Sportscotland would be seeking direction from their Board in March regarding this issue.

Members asked that the Chair write to all HCSCs on this recommendation. SC

Clarification was sought on timescales for compliance with the WADA Code. John Scott would be asked to follow this up on his return from leave. JSc

Janet Carter left the meeting

5. Private Security Industry Act 2001 & Licensing Act 2003

Members were given an update on this issue. They were advised that a letter had been received from DCMS to say that the impact of the Private Security Industry Act 2001 on sports stewards is currently the subject of detailed discussions between the Home Office and the DCMS and that Government would be liaising with sporting authorities in the near future to provide clarity and seek views.

Chair had prepared a summary paper outlining the issues for the Secretary of State and it was agreed that this would be circulated to the Home Countries for information. SC

A letter had also just been received from the Minister for Sport regarding the level of fees payable by sports clubs under the Licensing Act. CCPR were lobbying on this and had prepared case studies to identify the impact. This Act will also have an impact on events that UK Sport may fund so Members agreed that the Chair, along with Nick Bitel as Chair of MESH Panel, would arrange a meeting with the Rt. Hon Richard Caborn MP to convey concerns. Nick Bitel also agreed to share information on the act with other Members. SC/NB

Members agreed this type of issue would be appropriate topic for discussion at a future Sports Cabinet meeting. Chair agreed to share the letter and her response with Members. SC

6. Summer Olympic WCPP Funding Announcements

Liz Nicholl gave Members an update on the funding announcement shared with the press on February 2nd. Members were advised that coverage was, in the main, very positive and the media had appreciated the level of detail provided on how the decisions had been arrived at. The announcement had followed Sport England's funding announcement of February 1st and the message to the media was that this was planned so that they had a prior understanding of SE's underpinning investment to show joined up working. . Chair in particular wished to thank Alan Somerville of Gymnastics for his great professionalism and support at the press conference.

7. Investment

7.1 Paralympic Investment Recommendations

Jane Swan joined the meeting

Liz Nicholl introduced the paper highlighting the following key points; that recommendations reflected the application of the Paralympic Investment model agreed by Council in January; they were 'up to' awards and would be confirmed at officer level once the Paralympic sports had finalised and submitted their 05-09 plans; a number of awards represented significant increases due to the necessity to move away from a voluntary structure and towards a world class support structure; the recommendations included an award to the BPA subsidiary Paralympic Performance Services for an enhanced role in the management of six smaller sports; a further recommendation (over and above that shown in the paper) would be a three year award to BPA of £30,000 pa (in addition to the standard WC Operations Award) to appoint an Anti-Doping Officer to manage compliance with the WADA Code for those sports for whom the IPC is the International Federation. This is a requirement placed on BPA by IPC.

Officers clarified the following points raised by Members:

- The references to 'development' would be removed from the fast track programme to avoid any confusion with Home Country level activity.
- BPA would make a number of savings by moving into UK Sport offices. Officers to review these prior to confirming the proposed BPA award level.
- Targets for Beijing would be revised as plans were finalised. Targets lower than or equivalent to Athens in sports with significantly increased levels of funding would be challenged.
- Michele Hammond, UKS lead officer on Paralympic sports, would be asked to meet with Home Country Sports Council representatives to explain the Paralympic Investment Strategy and to initiate UK wide discussions to address the gaps in support for the performance pathway for the next generation of Paralympic athletes.
- Officers would give further thought to UK Sport's policy on integration of Paralympic athletes within non-disabled sport and governing bodies to ensure that structures and support services were appropriate to their needs.
- Officers confirmed that Paralympic athletes were able to access the same levels of APA funding as Olympic athletes.

MH

Members suggested that officers revisit the wording in the Appendices and explanations for allocation of additional athlete places to ensure that this reflected a consistent application of the principles for funding.

JS/MH

The following recommended awards were agreed by Members:

Swimming

World Class Performance Award for 2005-2009 of up to £3,312,000

Athletics

- World Class Performance Award for 2005-2006 of up to £512,000
- World Class Performance planning figure for 2006- 2009 of up to £1,536,000
- Total 2005-09 up to £2,048,000

Equestrian

World Class Performance Award for 2005-2009 of up to £828,000

Cycling

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 up to £184,000
- "Fast track" 2005-06 up to £15,000
- Performance 2006-07 up to £184,000
- "Fast track" 2006-07 up to £15,000
- Performance 2007-08 up to £207,000 planning figure
- Performance 2009-09 up to £207,000 planning figure
- Total 2005-09 up to £812,000

Archery

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 up to £115,000
- "Fast track" 2005-06 up to £15,000
- Performance 2006-07 up to £115,000
- "Fast track" 2006-07 up to £15,000
- Performance 2007-08 up to £138,000 planning figure
- Performance 2008-09 up to £138,000 planning figure
- Total 2005-09 up to £536,000

Wheelchair tennis

World Class Performance Award as follows:

- Performance 2005-06 up to £69,000
- Performance 2006-07 up to £69,000
- Performance 2007-08 up to £92,000 planning figure
- Performance 2008-09 up to £92,000 planning figure
- Total 2005-09 up to £322,000

* Wheelchair Tennis did not receive a programme award in 2001-2005 as no financial need could be demonstrated by the governing body (LTA). Under the new Investment Framework wheelchair tennis would receive up to the amounts recommended but officers will continue to discuss with the sport any change in financial circumstances and whether the position adopted in 2001-2005 should continue.

Powerlifting

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 up to £46,000
- "Fast track" 2005-06 up to £45,000
- Performance 2006-07 up to £46,000
- "Fast track" 2006-07 up to £45,000
- Performance 2007-08 up to £115,000 planning figure
- Performance 2008-09 up to £115,000 planning figure
- Total 2005-06 up to £412,000

Shooting

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 up to £46,000
- "Fast track" 2005-06 up to £30,000
- Performance 2006-07 up to £46,000
- "Fast track" 2006-07 up to £30,000
- Performance 2007-08 up to £92,000 planning figure
- Performance 2008-09 up to £92,000 planning figure
- Total 2005-09 up to £336,000

Table tennis

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 up to £92,000
- "Fast track" 2005-06 up to £30,000
- Performance 2006-07 up to £92,000
- "Fast track" 2006-07 up to £30,000
- Performance 2007-08 up to £138,000 planning figure
- Performance 2008-09 up to £138,000 planning figure
- Total 2005-09 up to £520,000

Judo

World Class Performance Award for 2005-09 of up to £322,000

Wheelchair basketball (men)

World Class Performance Award for 2005-09 of up to £1,104,000

- World Class Operations Award 2005-2006 up to £55,000 confirmed
- World Class Operations Award 2006-2007 up to £55,000 confirmed
- World Class Operations Award 2007-2008 up to £55,000 confirmed
- World Class Operations Award 2008-2009 up to £55,000 planning figure

Boccia

World Class Performance/ "fast track" talent development Awards as

follows:

- Performance 2005-06 £0
- "Fast track" 2005-06 up to £45,000
- Performance 2006-07 £0
- "Fast track" 2006-07 up to £45,000
- Performance 2007-08 up to £69,000 planning figure
- Performance 2008-09 up to £69,000 planning figure
- Total 2005-09 up to £228,000

Sailing

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 £0
- "Fast track" 2005-06 up to £60,000*
- Performance 2006-07 £0
- "Fast track" 2006-07 up to £60,000*
- Performance 2007-08 up to £92,000 planning figure
- Performance 2007-08 up to £92,000 planning figure
- Total 2005-09 up to £304,000

* As an exceptional circumstance it is recommended that 4 APAs will be attached to the "fast track" talent development funding in years 1 and 2. The sailors receiving these Awards are already on APA funding and it is felt detrimental to their performance if these were withdrawn at this time.

Wheelchair rugby

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 £0
- "Fast track" 2005-06 up to £180,000
- Performance 2006-07 £0
- "Fast track" 2006-07 up to £180,000
- Performance 2007-08 up to £180,000 planning figure
- Performance 2008-09 up to £180,000 planning figure
- Total 2005-09 up to £720,000

Fencing

World Class Performance/ "fast track" talent development Awards as follows:

- Performance 2005-06 £0
- "Fast track" 2005-06 up to £45,000
- Performance 2006-07 £0
- "Fast track" 2006-07 up to £45,000
- Performance 2007-08 up to £69,000 planning figure
- Performance 2008-09 up to £69,000 planning figure
- Total 2005-09 up to £228,000

BPA

World Class Operations Award as follows:

- 2005-06 £120,000 confirmed
- 2006-07 £145,000 confirmed
- 2007-08 £170,000 confirmed
- 2008-09 £195,000 planning figure

Plus an additional award of £30,000 per annum for three years to support the appointment of an anti-doping officer

PPS

World Class Performance Award as follows:

- 2005-06 £500,000
- 2006-07 £500,000
- 2007-08 £500,000
- 2008-09 £500,000

7.2 Non-Olympic Investment Strategy

Jane Swan updated the Members on the current thinking behind UK Sport's future investment framework in non-Olympic sports.

- UK Sport is currently funding 8 non-Olympic sports (waterskiing, orienteering, mountaineering, caving, gliding, hang & paragliding, parachuting, sports acrobatics) and 10 non-Olympic disciplines within Olympic NGBs (e.g. muzzle loading, canoe polo, downhill mountain biking)
- A total of £5,729,916 has been invested in 2001-05
- Funding for 2004/5 amounts to approximately £1,044,000
- Of this, £280,000 is WCPP investment in sports acrobatics. The IOC will decide in July 2005 whether or not this sport is included in the Beijing Olympics. If it is included, we have strong medal prospects and so the new Performance Investment model would be applied to the sport.
- The remaining £764,000 investment is subject to this review.
- UK Sport's Business Plan includes the target of having - ' X British World Champions from non-Olympic/non-Paralympic disciplines from within an agreed list of UK Sport's significant priority non-Olympic/non-Paralympic sports'
- It is not a top priority within UK Sport's new Business Plan and the budget available from April 2006 onwards is only £300k per annum hence the inclusion of the words 'agreed list'/ 'significant priority'.

The following proposals were discussed:

- Proposal - to invest in individual athletes, from an agreed list of significant priority non-Olympic/non-Paralympic sports, who are (a) World Champions and have the potential to maintain their position and (b) athletes who demonstrate strong potential to become World Champions in this four year cycle
- Proposal: that the agreed list of non-Olympic/non-Paralympic sports satisfy following criteria:- (a) currently funded by UK Sport (i.e. no new sports to be added due to the funding constraints); (b) with a track record of medal success at World Championships and strong

potential to deliver British World Champions in future; (c) with established athlete pathways leading to a performance opportunity at GB/UK level; (d) funded by at least one Home Country Sports Council to ensure that the impact of the investment was felt at a home country level.

- Proposal: Support for non- Olympic and Paralympic disciplines in Olympic /Paralympic sports should be focused on those with a track record of medal success at World Championships and strong potential to deliver British World Champions in future. Additional funding would not be provided but the Governing Body could submit a bid to allocate up to 15% of its WC Operations Award in support of named athlete(s).
- An anticipated outcome of this approach would be that (a) UK Sport investment continues in Gliding, Waterskiing and Orienteering but there would be a significant downsizing for waterskiing and orienteering who have previously received world class levels of funding. (b) Investment would include non-Paralympic disciplines meeting the criteria – disabled waterskiing, Trail 'O Orienteering. (c) Investment would be phased out for Mountaineering, Caving, Parachuting, Hang & Paragliding. (d) Investment in sports acrobatics would continue subject to July 05 IOC decision. (e) Safety, training and expeditions would no longer funded by UK Sport
- There would be consultation with HCSCs to inform adjustment / phasing out - analysed and managed on sport by sport basis subject to financial need and impact.

LN/JS and
HCSCs

Members acknowledged the broad principles of the framework and agreed that detailed discussions with the Home Country Sports Councils should proceed on this basis.

It was noted that Officers would be presenting recommendations only on the 2005-06 award levels for the currently funded bodies at the next Council meeting on 16 March. These would include some phasing down of awards but any major changes would not take effect until April 2006.

Final proposals for funding from April 2006, within the limits of the budgets available, needed to be discussed with the home countries in time for recommendations to be considered at the May Council so that maximum notice of significant change was given to the Governing Bodies.

Jane Swan left the meeting

8. Major Event Investment Recommendations

Sarah Clarke joined the meeting.

Members received the paper on the recommendation from the Major Events Support Group to support the World Disabled Dressage Championship. This is to be held at Hartbury College who are supporting and underwriting the event including the provision of a new indoor arena facility.

**Members agreed the following recommendation:
That UK Sport provide a grant contribution of up to £200,000 towards the bidding for and staging of the World Disabled Dressage Championships 2007**

This was agreed with Chairman's Action to avoid unnecessary delay in progressing the planning.

Chair of MESH advised Council Members that the cycle of some MESH panel appointments were coming to an end. Thanks were recorded for all their hard work and the agreement to extend their terms for another six months. Future membership of the MESH will now be reviewed.

LN/JSc
May
Council

Nick Bitel left the meeting at 1pm

9. 2012 Legacy

Dawn Hodge joined the meeting

Members were updated on the work of the 2012 Legacy Board. It was noted that papers included for this meeting were drafts prepared by UK Sport officers as input to 2012 papers being put together for the IOC visit and as such would not feature in their own right. Home countries expressed a concern at their lack of representation on the Legacy Board. This to be discussed with Lord Carter who chairs the Board.

Home
Countries &
Lord Carter

10. Any Other Business

Members requested that 'draft' be inserted on Information papers such as those referred to in the previous item.

Ian Taylor expressed the view of SportScotland that they had not agreed the Major Event Strategy for the UK. The difference between this and the DCMS Mega Event Strategy was noted. It was agreed that the status of the strategy paper should be reviewed.

LN/JSc

11. Meeting Dates

The BBC Sports Summit is taking place on Wednesday 16th March at the BBC and it was agreed that the Council meeting should take place from 9am-12pm at the BBC prior to the Summit in the afternoon.

As there was no further business the meeting closed at 1.10pm