THE DAVA WAY ASSOCIATION

Minutes of the Annual Members Meeting held 28th November 2024

Venue: Forres Lawn Tennis Club, Albert Street, Forres, Moray, IV36 1PR.

Meeting Opened: 19:30

Item	Minute		Action By
1	Welcome:	Neil Sinclair (Dava Way Association (DWA) Chair) chaired the meeting and welcomed those present. He encouraged any non-members to engage fully in any discussions but reminded them that they could not vote on any proposals made.	
2	Present:	DWA Members Alan Hughes, Alex Ross, Amy Putland, David Binney, David Brown, Doug Hartley, Malcolm Campbell, Matt Dalton, Neil Sinclair, Paul Barron, Pete Mitchell, Robbie Roberts, Tim Heaps, Tom Fenton, Trevor Thornley, Wilson Metcalfe.	
	Apologies:	Bill Budge, Howard Davenport, Michael J Sutherland, Norman Thomson, Robert McKenzie.	
3	Membership Neil Sinclair by completin under clause applications		
4	Review App Neil Sinclair Members M Trustees at Constitution minutes of the A copy of the members as omissions w		
5	Matters Arising from Minutes of Previous AMM		
5.1	Ref 5.2:	Paul Barron (DWA Treasurer) reported that a statement on the DWA H&S record was again somehow missing from the final copy of the TAR for Fy 23/24 signed off by the DWA accountant. The DWA Treasurer will ensure that a placeholder statement for the DWA H&S record is included in the TAR template, ready for Fy 24/25.	DWA Treasurer

5.2	Ref 8.4:	Malcolm Campbell (DWA Secretary) reported that he submitted the DWA Trustees Annual Report (TAR) for Fy 22/23 to the Office of the Scottish Charities Regulator
5.3	Ref 12.1:	(OSCR). Action closed. Malcolm Campbell reported that he included an item in the agenda of the DWA BoT meeting held 12/12/23, to
		discuss options to better promote the work of the DWA volunteers. Action closed.
5.4	Ref 13:	Malcolm Campbell reported that he arranged to hold the AMM on 28/11/24 at the Forres Lawn Tennis Club as actioned. Action closed.
6	Chair's Ann	aual Papart

6 Chair's Annual Report

6.1 Neil Sinclair presented the following report; ref clause 29.1 of the DWA Constitution:

Welcome again to this our Annual Members Meeting and as Chair I would like to present my report for the period May 2023 up to April 2024. This reporting period is to coincide with our financial statement which our Treasurer will cover next.

Thank you all very much for taking the trouble to come along tonight and supporting the Dava Way Association.

During the previous reporting period, 2022, we made the decision to postpone the Ghost Train Walk and hold it last summer, 2023. This proved to be the correct decision as this event, in our opinion, was the best ever that we have organized, and we have done a few now. We sold 200 entry tickets for this midsummer event with approximately 160 participants completing the walk.

Once again, we received help from COTAG, the Community Offroad Transport Action Group, for supplying comms cover, help from the Forres Scouts for catering and other assistance and First Aid cover from Scotia Medical Group. Our new Website has links to pages such as 'Stripe' and selling tickets and organising entries for the walk proved to be much more efficient. A big thanks to our Webmaster for setting up these facilities.

The list of helpers can go on so I would just like to give a big Thank You once again to all who helped us run a very successful event, and we hope to see you all again next year.

With the success of the Ghost Walk we were in a strong financial position to start planning improvements to the DW. Improving the access ramp at Dallas Dhu was deemed to be of the highest priority and plans and designs were drawn up. To meet the current specifications for an all-ability access ramp we sought advice from Sustrans, and they sent specialists up from Edinburgh to advise us.

The estimate for completing this project soon exceeded our budget with figures in the region of £120k being discussed. Back to the

drawing board for this plan but were and still are, keen to implement these improvements and further preparatory work was undertaken but on a more 'in house' basis. With this 'in house' approach the project may take longer to complete but we strongly believe it is within our capabilities. This project was mentioned last year, and I guess it will still be on the agenda next year, but we have made a start, taking trees down where necessary, revising plans and designs etc. so a start has been made.

Another project we started during this reported period was the Dava Bypass, a new route heading to the East of the Dava settlement to take walkers and cyclists away from the houses and the A940. Meetings were organized with the Estates, and they are incredibly supportive of what we are trying to achieve. This will prove to be another complicated and prolonged planning process as the ground in question is in Moray and Highland. A third party is involved with this project as a new wind farm is proposed in this area at Ourack. We held meetings with Vattenfall, the windfarm developer, and we are hopeful that this will lead to beneficial gains for the Dava Way. They require access across the path during the construction phase of the wind farm and we are hopeful that this will be our lever for assistance to produce the bypass we so desperately require.

The 11 Information boards were given an update with text being rewritten, new boards printed, and the wooden frames repaired or replaced where necessary.

Our links with Finderne Development Trust grew as they see a footpath as a 'highway to health' and plans for future projects were dreamt up and cooperation between our organisations enhanced. The Glasgow School of Art, Altyre Campus, approached us, to showcase the Dava Way for the benefit of their students who are undertaking an MA in Design and Innovation.

I would like to take this opportunity to thank all the volunteers for all their hard work over this reporting period. Digging ditches and getting really muddy still seems to have its attraction. As I have said many times in the past, we must all really work hard at recruiting more volunteers to join us. We are not getting any younger and young blood is essential if the Dava Way is to survive. Just think what we could achieve if every one of us brought along one new member to the group. That new ramp would soon be built then.

To close I would like to say a big thank you to the Trustees for all the work that is carried out behind the scenes. Clearing out a ditch and seeing the path dry out is a very visual thing, keeping the books straight is never such an obvious task but one that is vitally important and thanks to all who run the Association.

Neil Sinclair invited questions from the floor. There were no associated queries or comments from the membership.

7 <u>Treasurer's Annual Report</u>

7.1 Paul Barron (DWA Treasurer) presented the following report:

As a SCIO the members are required to consider our annual accounts for the financial year 23/24. Accordingly copies of the Trustees Annual Report incorporating our annual accounts starting on P5 have been circulated to all Trustees and Members for their consideration and are hopefully available on the screen.

These annual Payment and Receipt accounts follow OSCR guidance and have been examined by our accountant Gordon Scott, CA and he is satisfied that our accounting records comply with the necessary legislation and regulations.

DWA Finances Key Points

Receipts/Income

Total Annual Income for 23/24 was £5537 which was all unrestricted income. There was no new restricted grant income during the 23/24 financial year, however restricted grants from previous financial years totally £4267 for potential ramp improvement works at Dallas Dhu have been carried forwarded into the 24/25 financial year.

The income received from fundraising activities during the 23/24 financial year all associated with the June 23 Ghost Train Walk (GTW) amounted to £3204, which included £675 for entries to this event received in 23/24 and sponsorship monies raised by some GTW participants to support the DWA amounting to £2363.

Other significant income through donations totalled £2333 including £1542 general donations, £430 donations online through Stripe/Paypal and a HMRC Gift Aid reclaim of £361 deferred from the 2022 calendar year.

As mentioned in my report last year with minimal stocks of DW Companion Guidebooks or Cloth Badges being held there were no sales recorded under our Gross Trading Receipt heading.

During the financial year the number of individuals that give regular monthly donations to the DWA has reduced to 5, however there are now several benefactors who are donating annually on a regular basis. This provided the DWA with a continued steady income stream to help cover known general fund liabilities. If any other members are like minded to financially assist the DWA in this way, we would welcome this help from any other benefactors.

Payments/Expenditure

Total Expenditure over the financial year amounted to £14142 with £13573 from unrestricted funds and £569 towards the Places called

Home grant carried forward from 22/23, to procure and design an upgraded ramp at Dallas Dhu. Both the remaining £267 balance from Places Called Home grant and the £4000 grant from Money for Moray is now carried forward into the 24/25 financial year.

The unrestricted expenditure figure included £8410 spent on general day to day activities to maintain the Dava Way, with the trustees specifically allocating within this amount a one off £5000 for drainage improvements in the Peathillock cutting from funds accrued through the June 23 GTW. Additional expenditure included £582 on Trustees Expenses, £227 on public liability insurance, £150 on preparation of accounts and £60 on the last AMM.

As £3763 was spent under Expenses for Fundraising Activities namely the June 23 GTW, this indicates on paper that there was a deficit on fundraising of £559 in 23/24. However, members should note that income from entries to the GTW was also received during the 22/23 financial year, with little corresponding expenditure. Overall, the GTW23 fundraising event showed a profit of £4428. In reality this event raised over £5000 for the charity because in 22/23 some £626 from donations received from GTW participants was accounted for under the Donations heading rather than being shown as additional fundraising income for an event that had not been held. Our accountant has advised in future that all donations which the DWA receives as a direct consequence of holding a fundraising event, must be included within "Receipts from fundraising activities" rather than "Donations"

There were no significant assets purchased during 23/24, so the book value of our fixed assets after depreciation has therefore decreased from £4504 to £3603. It should be noted that during the financial year the DWA disposed of an old pole saw asset raising £100. In accordance with our accounting policy any assets will continue to depreciate in value at 20% per annum.

Although I reported last year that the DWA no longer held stock of unsold Dava Way Companions, some stocks held by a trustee have subsequently been found. As such these could have been included once again as assets, but as efforts will be made during 24/25 to sell these remaining books, it has been determined that these stocks will not be shown as assets within these accounts, having previously been zeroed in 22/23.

At the comparative year ends 22/23 and 23/24 our General Fund bank balance decreased from £16140 to £8204, and we held £4267 in restricted grants at the 23/24 financial year end. Whilst trustees recognise the significant drop in available general funds it should be noted that the 22/23 year end coincided with income receipts relating to the 23 GTW, whilst most of the expenditure for this event occurred in the 23/24 financial year. As this fundraising event is only held on a biennial basis, this is a recurring pattern which becomes more significant with heightened success in raising

additional funds. In addition, the funds raised from this fundraising were spent on upgrading drainage in the Peathillock cutting.

The trustees consider that this £8204 General Fund amount is still appropriate to allow them to continue to support the charitable activities of the DWA in the foreseeable future. Trustees have agreed that the bank balance now available should be used either to maintain/upgrade the path, support collaborative opportunities with other grant funding bodies, to deliver significant upgrades to the path/equipment, or to replace/upgrade items of equipment should the need arise.

Although this General Fund bank balance remains healthy, the Treasurer recommends that the prudent position to increase the minimum operating bank balance to £3500 should be supported by the DWA membership.

Paul Barron invited questions from the floor. There were no associated queries or comments from the membership.

7.2 **Resolution 1:** Although the DWA General Fund bank balance is healthy, it is proposed that the Minimum Operating Balance (MOB) of £1500 should be increased to £3500.

Paul Barron noted that, historically, the plant and equipment owned by the DWA has been stored in the garages, workshops and gardens/driveways of several trustees. This plant/equipment has not been insured by the DWA against, fire, theft, damage, etc. It has been an aim of the trustees of the DWA that a single storage location would be desirable for the majority of DWA owned plant and equipment, so dialogue regarding options has been held both internally and with landowners or businesses for several years, without a suitable site being secured.

This summer the DWA were offered use of a site to store plant and equipment at a specific location within Altyre sawmill by Altyre Estates, at no cost to the charity, beyond establishing the site with two number 20ft ISO metal storage containers. These containers have now been purchased and established on site, with the majority of DWA owned plant and equipment now being stored there.

Despite the sawmill location being covered by CCTV operated by Altyre Estates, the move to store the vast majority of DWA plant/equipment at a remote location prompted the trustees to consider the purchase of plant and equipment insurance, that included insurance cover for the newly owned ISO containers.

In consultation with potential insurers, it was clear that any insurance claim payout would only reflect the estimated current market value of each item and would require for example an excess of £1000 to be paid by the DWA in most circumstances. The insurers required insurance for a minimum amount of cover with this

being established at £25000, which is more than the current market value of our mechanical plant and storage containers combined.

This position allied to the cost of insurance being quoted at roughly £1200 per annum was considered by the trustees. Given that this figure is roughly half the amount we have historically received per annum through regular donations, it was determined by trustees that this additional cost to the organisation could not be justified and still allow the trustees to continue to deliver the charitable purposes of the DWA. It was therefore determined that the DWA would continue to carry the full risk that items of plant/equipment could be stolen, lost, damaged, etc.

As an alternative to plant and equipment insurance the DWA trustees propose that our minimum operating bank balance within unrestricted funds should be increased by an extra £2000 to £3500, which would allow some essential plant/equipment to be replaced promptly in the event of theft, damage or fire, thereby allowing the DWA to continue to maintain the Dava Way. Members are therefore requested to consider Resolution 1.

Resolution 1 passed unanimously; MOB is to be increased to £3500, to include an additional allowance of £2000 to be set aside as a reserve fund for potential replacement of uninsured losses such as essential equipment or new storage containers.

- 8 Consideration of the Trustees Annual Report:
- 8.1 Neil Sinclair quoted clause 29.2 of the DWA constitution, "The business of each AMM must include ... consideration of the annual accounts of the organisation".
- 8.2 A copy of the DWA Trustees Annual Report (TAR) was circulated to members as part of the pre-meeting document package. Paul Barron read out and explained the various sections within the TAR and invited questions from those present. There were no associated queries or comments from the membership.
- 8.3 **Resolution 2:** It is proposed that the Trustees Annual Report for Fy 23/24 be submitted to the Office of the Scottish Charities Regulator (OSCR) as circulated.
 - Resolution 2 passed unanimously.
- 8.4 The DWA Secretary will submit the DWA TAR to the OSCR as circulated.

DWA Secretary

- 9 Review of Membership Fee Amount
- 9.1 Paul Barron quoted clause 16 of the DWA constitution, "A membership subscription will be payable annually, the amount to be agreed at the AMM". He stated that this amount is currently nil.

The pros and cons of introducing a membership fee were discussed. Examples were provided where other organisations charge a membership fee, and engendering a sense of belonging in addition to raising funds was cited as a positive effect. Detractors were concerned that implementing a membership fee without tangible benefits (e.g. a related member discount scheme) may dissuade potential members. It

- was confirmed that the only current benefit to being a DWA Member is the ability to influence the working of the organisation through voting on resolutions at the AMM, or any special members' meeting. 9.2 **Resolution 3:** It is proposed that the DWA annual membership subscription amount payable should remain as nil. Resolution 3 passed unanimously; DWA annual membership subscription amount payable will remain as nil. Health and Safety 10 Malcolm Campbell noted that Clause 4 of the DWA Health and Safety Policy requires that health and safety be included as an agenda item at each AMM, when volunteers will be invited to raise issues or concerns. 10.1 Malcolm Campbell reported that the DWA has a Health and Safety Policy. A copy of the policy and associated risk assessments are available each of the DWA first aid kits. The DWA H&S Policy is reviewed annually. 10.2 Malcolm Campbell reported that there were no DWA health and safety incidents reported in the year 2023-2024. 10.3 Malcolm Campbell asked if those present had any health and safety issues or concerns that they would like to raise. None of those present had any issues or concerns that they wished to raise.
- 11 Current and Future Projects
- 11.1 DWA Strategic Plan Projects

Malcolm Campbell provided a progress update for each of the projects listed in the DWA Strategic Plan 2020-2025.

11.1.1 Dava Bypass Project

Cyclists and equestrians currently need to descend onto the busy A940 in order to bypass the Dava settlement. The landowners, Dava residents and Local Authority Access Officers have been consulted and they have agreed to a notional bypass, to be routed to the east of the Dava settlement. Planning constraints placed on the development of the Ourack Windfarm may facilitate the implementation of an allusers bypass in the future.

Progress so far:

- Completed an aerial survey to identify potential routes.
- Confirmed and marked the optimal route.
- Secured formal agreement from the landowner and Local Authority Access Officers.

Next steps:

- Obtain agreement from the Dava residents and resolve concerns over interference with private water supplies (2025).
- Clear a rough track and sign as an optional bypass (2025);
 ideally in place for the Ghost Train Walk 2025.
- Improve track as and when resources available (2025/2026).
- Upgrade to all-user path in conjunction with construction of the Ourack Windfarm (2028?).

11.1.2 | Drainage Improvement Project

Drainage improvements have continued as part of the programme of monthly work parties. Additional sections of original railway drainage piping have been uncovered, cleared and brought back into use. A contractor was engaged to carry out improvements to the drainage in the Peathillock Cutting, using the £5,000 earmarked from the proceeds of the DWA Ghost Train Walk 2023.

<u>Scottish Gas Networks</u> volunteers have cleared a section of drainage ditch running north from the Squirrel Neuk Bridge, removed accumulated silt from and resurfaced the adjacent path.

11.1.3 **Equipment Storage Compound**

Suitable storage for the DWA tools and equipment was always a problem, with many items ending up stored in garages/sheds/ISOs at the homes of the DWA Trustees. This summer Altyre Estates offered use of an area within the Altyre Sawmill site on which to store DWA plant and equipment. Two 20ft metal ISO containers were purchased using DWA funds and a grant from the Finderne Development Trust (FDT). These containers have been installed on site, and the majority of DWA owned plant and equipment is now stored there. A canopy will be installed between the two ISOs at some point, to provide some protection to the trailers stored there.

11.1.4 | Squirrel Neuk Cutting Project

This is a major, long-term project to reroute the Dava Way along the cutting north of the Squirrel Neuk Bridge to the embankment adjacent to Woodside. It would enable the Dava Way to be upgraded to full allusers standard from Mannachie Avenue south to Drumine Crossing. The Dava Way was not originally routed along the cutting due to the proximity of a protected species, but this is no longer the case. Agreement for the Dava Way to be rerouted through the cutting was received from the landowner in 2024. The next steps for 2025 will involve discussion with the Local Authority Access Officer and, potentially, the submission of a planning application to cover the works required.

11.2 Other Projects

Malcolm Campbell provided a progress update for a number of other projects not listed in the DWA Strategic Plan 2020-2025.

11.2.1 Dallas Dhu Ramp Improvement Project

Malcolm Campbell reported that the cost of upgrading the ramp at Dallas Dhu to full all-user standard had risen to an estimated £120,000. The DWA Trustees decided in 2023 that this was not achievable, and an alternative option to upgrade the existing ramp, removing the sharp switchback by extending the lower section of ramp straight up to the top of the embankment, was investigated instead. Altyre Estate have approved the plan, and the new owners of the Dallas Dhu distillery, Aceo Limited, have also expressed their support. The intention is that the works will be carried out by local contractors and DWA volunteers.

11.2.2 | Footfall Counter Project

Pressure plate footfall counters were installed at Edinkillie (2010), Dallas Dhu (2015) and Lochenoun, with a RadioBeam People and Bicycle Counter (RBBP) being installed at the Lynmore Bypass (2017) as part of the Sustrans upgrade works. The Edinkillie pressure plate counter failed early in 2023 and was replaced by relocating the Lynmore Bypass RBBP. Then the Dallas Dhu pressure plate counter failed in Oct 2023. The plan is to replace the Dallas Dhu and Lochenoun counters with an RBBP, and to install two new RBBP at Grantown and around the CNPA boundary at the Huntlys Cutting.

RBBP each cost about £3,000. The intention was to apply to the <u>Berry Burn Community Fund</u> for match funding, but this has been put on hold as the purchase of the tools/equipment storage ISOs was considered a higher priority for use of the available DWA funds.

11.2.3 | Information Board Redesign Project

The new information boards, designed by Tim Heaps and Norman Thomson, have now been installed at 11 locations along the Dava Way, and Neil Sinclair has completed a full refurbishment of all the information board frames.

A new information board is to be installed adjacent to Dullicht Bridge, at the southern end of the Dava Way. Neil Sinclair intends manufacturing a new information board frame for this location and installing it in early 2025.

11.2.4 Information Leaflet Redesign Project

Following on from the redesign of the information boards, Tim Heaps will be leading a project to redesign the Dava Way information leaflet, to align its look and feel with that used for the information boards.

11.2.5 Ghost Train Walk 2025 Project

The Ghost Train Walk is a biennial event where members of the public undertake an overnight supported 24 mile walk along the Dava Way on a weekend close to the longest day of the year.

The next event will be held on 21-22/06/2025, with a maximum of 300 participants. Tickets will be £40 each, or £20 for 'fundraiser' tickets where the entrant agrees to raise at least £60 in funding for the DWA. Marshalling and communications will provided by the Community Offroad Transport Action Group (COTAG), first aid cover by Scotia Medical Group, and catering and spooky entertainment by 1st Forres Scout Group. Each of these organisations will receive a donation from the DWA. It is hoped that local businesses will consider sponsoring certain aspects of the event.

12 AOCB

12.1 **DWA Membership/Volunteers**

Neil Sinclair reiterated his concern for the future of the DWA and asked for ideas on how more members/volunteers could be recruited. He challenged those present to see if they could each recruit a new member/volunteer.

Malcolm Campbell reported that the DWA currently has just 31 registered members. He noted that the 1,960 members of the Facebook group <u>Friends of the Dava Way</u> were all invited to attend the AMM but none of them responded. He added that 70% of the Facebook group members are female, with a similar percentage for Ghost Train Walk 2023 participants.

Tim Heaps noted that volunteering with the DWA may be perceived as all 'hard manual labour', but there are admin/support roles that volunteers could fill (e.g. social media content creation, fundraising, merchandising, etc.) that sit somewhere between the 'committee' and the 'muddy bits'.

Pete Mitchell suggested that the DWA could advertise such positions through the tsiMoray volunteer database.

	T	T
12.2 12.2.1	Fundraising David Brown suggested that the DWA could raise funds through the	
	Easyfundraising charity shopping site. Commission is earned for the	
	nominated charity when 'supporters' make a purchase via the site.	
	Trevor Thornley reported that the DWA is already signed up and has 6	
	'supporters' using the service, who have raised £194.20 so far. It was	
	suggested that the service should be more widely advertised on the DWA Facebook group in order to recruit more 'supporters'.	
1222	Tim Heaps added that there is also a page on the DWA website where	
12.2.2	donations may be made. A total of £875 in donations has been	
	received via this facility in just over a year.	
12.3	39 Engineer Regiment Assistance	
	Matt Dalton suggested that assistance in various forms may be	
	available from the Army units based at the nearby Kinloss Barracks.	
	Malcolm Campbell suggested that Matt may wish to contact him	
40.4	outside the meeting and provide more details.	
12.4	DWA 20th Anniversary	
	Neil Sinclair noted that 2025 will mark the 20 th anniversary of the formation of the DWA, and asked those present to contact him if they	
	have any ideas on how to celebrate this milestone. Malcolm Campbell	
	added that 2025 will also be the 200 th anniversary of the Stockton to	
	Darlington railway, the first steam railway in the world.	
12.5	New Meeting Venue	
	Neil Sinclair reported that, from January 2025, the DWA AMM and	
	committee meetings will be held at the Forres Branch of the Royal	
	British Legion.	
13	Date of the Next Meeting	
	Neil Sinclair proposed that the next AMM should be held on 27/11/25.	
	Agreed unanimously. The DWA Secretary will arrange to hold the next	
	DWA AMM on 27/11/25.	DWA Secretary
14	Resignation and Election/Re-election of Board Members	
14.1	Neil Sinclair noted that the existing DWA board members were all	
	standing for re-election, apart from Norman Thomson, who at the age	
	of 88 felt it was the right time to step down and let the 'young folks'	
	have a go. Norman has been a stalwart volunteer and member of the	
	DWA for 18 years, and he leaves some big shoes to fill. Neil Sinclair asked if any other DWA members would like to stand for	
	election; there were no takers. The DWA board members all retired	
	from office.	
	The following DWA members were duly re-elected as DWA board members:	
	monipors.	
	Malcolm Campbell, Michael J Sutherland, Neil Sinclair, Paul Barron,	
	Pete Mitchell, Robbie Roberts, Tim Heaps, Trevor Thornley	
14.2	Neil Sinclair announced that the next DWA Board of Trustees meeting	
17.4	would be held 19:00 10/12/24 at Forres Lawn Tennis Club, Albert	
	Street, Forres, Moray, IV36 1PR.	

Meeting Closed: 21:00

N Mindings

Neil Sinclair Chair

Dava Way Association