

NOTICE OF MEETING

Tuesday 7th April 2009

4.30 pm in the Board Room at City Aviation House,
London City Airport



AGENDA

1. **APOLOGIES FOR ABSENCE** should be notified to the Secretary at 9 Palace Green, Croydon, CR0 9AJ, Telephone: 020 8123 6374 or 01689 843434, Fax: 0208 251 9858, E-Mail: secretary@lcacc.org
2. **THE MINUTES OF THE MEETING HELD ON TUESDAY 13TH JANUARY 2009 – PREVIOUSLY CIRCULATED**
3. **MATTERS ARISING**
 - (a) **Item 3(b) – Planning applications - informing/consulting local residents**

As promised at the last meeting Frank Evans of the DfT has pressed the *Department of Communities and Local Government* for a response to the correspondence concerning the arrangements which might be made to secure more uniformity in the steps taken to inform and consult residents affected by planning applications which have an impact on more than one local planning authority area. As yet, there has still been no reply
 - (b) **Item 5 – Website: Section 106 Agreement**

As and when Newham Council confirms its approval of the Airport's present planning application the 1998 agreement and its various amending agreements will be revoked by a new planning agreement which consolidates new and previous requirements into a single new agreement. The Airport takes the view it would be better to wait for that agreement which should be available before long.
 - (c) **Item 5 – Consultative Committee – Public Participation**

This is to be considered by the Committee in private session.
 - (d) **Item 5 – Response to Complaint**

The Airport promised to look into the question why they had not apparently responded to the original complaint submitted by Mr Haughton in relation to the late departure of an aircraft on 24th October 2008. The Airport subsequently wrote to Mr Haughton saying that they had checked their files again, and had no record of any complaint sent to the Airport by Mr Haughton last year. They did, however, receive a letter from Mr Jim Fitzpatrick MP, dated 29th October 2008, which contained the email correspondence between Mr Haughton and Mr Fitzpatrick MP. The letter asked the Airport to look into the matters raised in the correspondence, and advise Mr Fitzpatrick MP accordingly.

With this type of request from a Member of Parliament it is the Airport's normal procedure that all responses are sent directly to the MP, usually by the Chief Executive.
 - (e) **Item 12 – Airport Policing**

At the time of writing the *Policing and Crime Bill* is in its Committee stages in the House of Commons. As previously reported the Bill includes provision to establish new arrangements for airport security on the lines recommended by the 2006 Policing Review. In particular

there is provision requiring the majority of airports in the United Kingdom to agree a local airport security plan (ASP) with their key stakeholders based on an agreed threat and risk analysis. The new provisions would also allow the cost of the policing element of the ASP to be charged to the airport operator

4. **SLOT ALLOCATION REGULATION – CONSULTATION ON DESIGNATION OF LONDON CITY AIRPORT AT LEVEL 3**

The Department for Transport has asked the Consultative Committee for its views on whether London City Airport should be designated as 'coordinated' by the Secretary of State for the purposes of the EC and UK Slot Allocation Regulations and, if so, whether the Secretary of State should approve the appointment of Airport Coordination Limited (ACL) as the coordinator. The consultation letter and other papers were circulated to all members on 26 February¹. The deadline for comments is 17th April 2009.

Bernard Lavelle, who is handling the matter for the Airport, will be present to brief the Committee and to answer questions.

5. **COMMITTEE MEMBERSHIP**

(a) Deputy Chairman – Bill Dunlop

It was with great sorrow that on 3rd March the Secretary wrote to tell members that the Committee's Vice Chairman, Bill Dunlop, had died the previous day, 2nd March 2009.

Bill was an important member of the local community for many years and he'd been a member of the Consultative Committee since its very first meeting on 30th June 1987². He will be greatly missed.

The funeral, held on Monday 16th March 2009, was very well attended. A number of members of the Committee were there.

(b) London City Airport

The Airport has nominated Janet Goulton to serve as its representative in succession to Charles Buchanan who has left the Airport's service.

(c) London Borough of Tower Hamlets – Local Area Partnership 7

LAP7 has nominated Sister Christine Frost to serve as its representative as a member of the Committee.

(d) London Development Agency

A nomination is still awaited.

6. **CORRESPONDENCE**

Members will have received copies of the correspondence with Mr Alan Haughton about non-standard departures and security concerns arising from an article in *The Wharf*.

Any further correspondence will be circulated or tabled at the meeting.

7. **AIRPORT DIRECTOR'S REPORT**

Gary Hodgetts will report.

¹ <http://www.dft.gov.uk/consultations/open/londoncityconsultation/>

² See <http://www.lcacc.org/accmains/accm0687.pdf>

8. **COMMUNITY REPORT**

Elizabeth Hegarty will report.

9. **STANDING ITEM ON ENVIRONMENTAL ISSUES**

Gary Hodgetts will table the Airport's report.

10. **PLANNING APPLICATION**

At its last meeting the Consultative Committee heard that at its meeting the following evening (14th January 2009) Newham Council's Development Control Committee would again consider the Airport's application in the light of late representations received from *Friends of the Earth* saying that a race equalities impact assessment should be carried out before planning permission is granted.

On 24th January the Secretary wrote to all members noting that further representations had been received from Friends of the Earth relating to climate change and that Council's Development Control Committee had agreed again to defer consideration of the Airport's application to a later meeting so that legal advice could be sought on the issues raised by *Friend of the Earth*. The Airport will report any further developments at the meeting

11. **COMMITTEE CONSTITUTION**

At its last meeting the Committee heard that Newham Council would prefer its lead councillor to nominate community representatives to serve as members of the Consultative Committee rather than use the new *Active Community Teams* as a vehicle for this purpose. This was not acceptable but it gave rise to serious problems in finding an alternative means of appointment for these members. This would need further discussion within the Airport and with local representatives. To allow more time for this the Committee recommended that the life of the present Committee should be extended for three months (i.e. until July 2009) to allow time for more discussion of the alternatives.

Elizabeth Hegarty will report.

12. **NOISE ACTION PLANS**

Defra now expect to issue the Guidance on *Noise Actions Plans* (NAPs) towards the end of March 2009. The Guidance is likely to require that the NAPs should be submitted in their final form by late November. Before this deadline it is expected that there should be a period of public consultation lasting 16 weeks.

It is expected that the Guidance will expect the NAPs to be drawn up in consultation with Airport Consultative Committees. In view of the tight timescales the Committee may wish to appoint a small sub-group to work with the Airport in drawing up the London City NAP. There should be time to bring the completed draft back to the full Committee at its next meeting before it is submitted to a public consultation exercise.

13. **EU ENVIRONMENTAL NOISE DIRECTIVE (END) – PROPOSED CHANGES TO ENGLISH REGULATIONS**

On 17th February 2009 the Secretary sent to all members details of the Defra consultation in relation to a number of changes to the *Environmental Noise (England) Regulations 2006 (SI 2006/2238)* which transpose the END into English law. The changes of substance are:

- “Quiet Areas”: The proposed amendment replaces a requirement to publish the names of quiet areas by way of Regulations with a duty on the Secretary of State to identify “quiet

areas” in such form as he may determine. The reasons for this are given on pages 6 and 7 of the consultation document.

- Consolidated Noise Maps: The 2006 Regulations place the Secretary of State under a duty to produce a consolidated noise map from all strategic noise maps which are adopted pursuant to Regulation 23. The proposed amendment makes this a discretionary power to produce consolidated noise maps in respect of any area based on strategic noise maps produced for rail, roads, air and agglomerations. (See page 8 of the consultation document).
- The 2006 Regulations impose a duty on the Secretary of State to publish guidance setting out limit values or other criteria for the identification of priorities for actions plans. The proposed amendment would remove this duty. The proposed revision to Regulation 30 provides that the Secretary of State has the power to issue guidance to competent authorities, at any time, with respect to the exercise of their functions under the Regulations. (See page 9 of the consultation document)
- A further amendment is to remove the requirement to identify noise sources for mapping in the form of regulations. From 2011 onwards, noise sources will instead be identified in the form of published maps.

The deadline for comments is Monday 11th May 2009.

14. **TERMINAL CONTROL NORTH – SECOND CONSULTATION**

On 22nd February the Secretary circulated a copy of a letter received from NATS on 19th February about a planned new consultation on revised proposals to redraw the aircraft route map in the area of south-east England known in airspace terms as Terminal Control North (TCN).

Members will recall the original consultation last year which included a briefing by members of the NATS staff on 9th May. In the light of the feedback received during that consultation period NATS said it would be looking at further options in relation to some of the proposals including the departures routes from London City Airport over north London.

15. **LONDON CITY AIRPORT – STANDARD INSTRUMENT DEPARTURES**

At its last meeting the Committee talked about some NATS proposals arising from the work referred to in the last item to vary the Airport’s *Standard Instrument Departure* routes (SIDs). It was noted that the changes were being fast-tracked at the request of the CAA so as to better position the SIDs to accommodate the jet aircraft which use the airport today, rather than the slower propeller aircraft for which the existing procedures were first designed in the 1980s.

On 6th March 2009 the Secretary circulated to all members a letter from NATS indicating that the changes had been approved and would take effect on 7th May 2009.

16. **OLYMPIC ROUTE NETWORK (ORN) - CONSULTATION**

Members will recall that on 15th December last the Secretary circulated details of the Department for Transport’s consultation³ on the roads to be included in the proposed Olympic Route Network (ORN) and there was a brief discussion of the proposals at the last meeting. It was noted that Airport would be studying the proposals in more detail and it was agreed that they would brief the Committee if there was anything which might give rise to concern to members.

³ <http://www.dft.gov.uk/consultations/open/olympicroutenetwork/>

Having studied the matter in more detail the Secretary agreed with the Chairman that the following comments should be submitted to the Department in time for the deadline for comments of 19th March:

- The Committee is very surprised that the Airport, which lies very close to the principal Olympic site, and at the centre of the proposed Olympic Road network, was not among the bodies directly consulted about the proposals.
- The Committee recognises the need to secure speedy and trouble free access to and between the Olympic venues and the roads proposed to be included in the Olympic Road Network (ORN) seem to be the right ones. The Committee can see no other roads which ought to be added.
- The Airport is an important international air transport facility serving predominantly the business community, notably in Docklands and the City. It is likely also to play an important part in bringing people to the Olympic Games from across Europe. Recent research showed that 40% of the Airport's passengers, and a higher proportion of those working there, depend on the road network for access to the Airport. Many of these roads are to be included in the ORN.
- The Committee recognises that the restrictions and other measures to be imposed in connection with the Olympic Games might also benefit those using these roads to travel to and from the Airport. But this would be coincidental. It is just as likely that some of the measures imposed for the benefit of those bound to or from Olympic sites, might seriously impede and delay the journeys of Airport passengers and staff.
- For these reasons the Committee would like to be assured that the Olympic Delivery Authority (ODA) will consult the Airport and the Consultative Committee fully and directly in relation to the restrictions and other measures to be applied in relation to the ORN.

It is understood the Airport submitted similar comments.

17. **REFORMING THE FRAMEWORK FOR THE ECONOMIC REGULATION OF UK AIRPORTS - CONSULTATION**

On 9th March 2009 the Secretary circulated details of the Government's proposed new measures for improving the experience of air passengers and for the economic regulation of airports⁴. The proposals have been sent to the Committee among other bodies for consultation. The deadline for comments is 1st June 2009.

A key feature of the proposals is to give the Civil Aviation Authority (CAA) a new primary duty to promote the interests of passengers. It is planned also that at national level *Passenger Focus* should represent air passengers as they do rail and bus users – hitherto this has been the function of the *Air Transport Users Council*. The proposals also include:

- A switch to a new licensing regime with three tiers of licence which place varying levels of control on airports depending on their market power. With less than 5 mppa London City would be in Tier 3.
- New and streamlined appeal processes to improve access to justice for those affected by regulatory decisions.
- Measures to improve outcomes for consumers by promoting the financial and operational resilience of airports, including a specific financing duty on CAA, and new licence conditions for larger airports.

⁴ <http://www.dft.gov.uk/pgr/aviation/airports/reviewregulationukairports/emergencythinking/independentpanel>

There was discussion of some of these issues at the last meeting –Item 14(h) of the Minutes refers.

18. CONSULTATION ON OVERSEAS CRIMINAL RECORD CHECKS FOR TRANSPORT STAFF

On 12th March the Secretary sent to all members details of a consultation launched by the Department of Transport seeking views on proposals to implement overseas criminal record checks on certain transport posts – the consultation documents can be seen on the Department's website⁵.

It is interesting that although at least one Consultative Committee, and the UKACCS Liaison Group, have been in correspondence with the Department about this issue⁶ there are no Consultative Committees on the list of consultees! The matter is due to be discussed at the Annual Meeting at Belfast on 27/28 May as part of a paper now being prepared for that meeting on Airport Security issues.

For some time there has been concern among consultative committees that in respect of airside workers at airports there appears to be a disparity between UK and foreign applicants in that British citizens seemed to undergo a more stringent vetting process. The lack of a robust system of criminal record checks for some foreign nationals gives rise to security concerns.

The closing date for comments is 29 May 2009.

19. UK AIRPORT CONSULTATIVE COMMITTEES - ANNUAL LIAISON MEETING – BELFAST CITY AIRPORT – 27/28 MAY 2009

The Annual Meeting will as usual be attended by the Chairman and the Secretary. The following matters are likely to be discussed:

- (a) Preservation of Slots for Regional Services at London airports
- (b) DfT Review of Airport Regulation - consultation - issues for Consultative Committees
- (c) Surface Access Update
- (d) UK Aviation Update - to include National Policy Statement for Aviation, windfarms, PRM's experience elsewhere, PSZ update, ANASE update, planning consultations update
- (e) Defra Noise Action Plans - sharing of issues and experience
- (f) Improving the Passenger Experience - Update
- (g) Security/Policing
- (h) European Aviation Update - to include the new Directives on the admission of aviation to the EU Emissions Trading Scheme and Airport Charges
- (i) Review of Conference Arrangements
- (j) Membership of Liaison Group - update
- (k) UKACCs Support Service

20. DATES OF FUTURE MEETINGS

The Committee is due to renew its membership shortly and in this connection it may be helpful to prospective new members to know the dates of future meetings of the Committee through to the end of 2010/11. If the Committee wishes to follow its present practice the dates would be:

- Tuesday 7th July 2009

⁵ <http://www.dft.gov.uk/consultations/open/crc/>

⁶ [See minutes of the Committee's January 2009 meeting- item 14\(b\)](#)

- Tuesday 6th October 2009
- Tuesday 12th January 2010
- Tuesday 6th April 2010
- Tuesday 6th July 2010
- Tuesday 5th October 2010
- Tuesday 11th January 2011
- Tuesday 5th April 2011

All meetings are held at City Aviation House at London City Airport at 16.30 hours

21. **ANY OTHER BUSINESS**

22. **DATE OF NEXT MEETING**

Tuesday 7th July 2009 at 16.30 hours at City Aviation House, London City Airport.