

NOTICE  
OF  
MEETING  
  
**AVIATION FORUM**

will meet on

**TUESDAY, 27TH NOVEMBER, 2018**

**At 7.00 pm**

in the

**COUNCIL CHAMBER - GUILDHALL**

TO: MEMBERS OF THE AVIATION FORUM

COUNCILLORS JOHN BOWDEN (CHAIRMAN), DAVID HILTON, JOHN LENTON,  
MALCOLM BEER AND DEREK WILSON

SUBSTITUTE MEMBERS

COUNCILLORS DR LILLY EVANS, CARWYN COX, WISDOM DA COSTA,  
MICHAEL AIREY AND JULIAN SHARPE

Karen Shepherd – Service Lead - Governance - Issued: Date Not Specified

Members of the Press and Public are welcome to attend Part I of this meeting. The agenda is available on the Council's web site at [www.rbwm.gov.uk](http://www.rbwm.gov.uk) or contact the Panel Administrator **Andy Carswell** [andy.carswell@rbwm.gov.uk](mailto:andy.carswell@rbwm.gov.uk)

**Accessibility** - Members of the public wishing to attend this meeting are requested to notify the clerk in advance of any accessibility issues

**Fire Alarm** - In the event of the fire alarm sounding or other emergency, please leave the building quickly and calmly by the nearest exit. Do not stop to collect personal belongings and do not use the lifts. Do not re-enter the building until told to do so by a member of staff.

**Recording of Meetings** –In line with the council's commitment to transparency the public part of the meeting will be audio recorded, and may also be filmed and broadcast through the online application Periscope. If filmed, the footage will be available through the council's main Twitter feed @RBWM or via the Periscope website. The audio recording will also be made available on the RBWM website, after the meeting.

Filming, recording and photography of public Council meetings may be undertaken by any person attending the meeting. By entering the meeting room you are acknowledging that you may be audio or video recorded and that this recording will be in the public domain. If you have any questions regarding the council's policy, please speak to the Democratic Services or Legal representative at the meeting

## **AGENDA**

### **PART I**

<b><u>ITEM</u></b>	<b><u>SUBJECT</u></b>	<b><u>PAGE NO</u></b>
1.	<u>WELCOME</u>	-
2.	<u>APOLOGIES FOR ABSENCE</u>  To receive any apologies for absence.	-
3.	<u>DECLARATIONS OF INTEREST</u>  To receive any declarations of interest.	3 - 4
4.	<u>MINUTES</u>  To confirm the minutes of the meeting held on August 16 <sup>th</sup> 2018.	5 - 8
5.	<u>MATTERS ARISING</u>  To consider any matters arising.	Verbal update
6.	<u>INDEPENDENT PARALLEL APPROACHES</u>  To discuss the current CAA proposals.	Verbal update
7.	<u>TEDDINGTON ACTION GROUP PRESENTATION</u>  To receive a presentation from the Teddington Action Group.	Verbal update
8.	<u>PARTNERSHIP BODIES</u>  To receive updates regarding key developments from the Heathrow Community Engagement Board, the Local Authority Aircraft Noise Council, and the Heathrow Community Noise Forum.	Verbal update
9.	<u>ANY OTHER BUSINESS</u>  To discuss any other items of business.	Verbal update
10.	<u>DATES OF FUTURE MEETINGS</u>  The next meeting will be held on Thursday, February 14 <sup>th</sup> 2019.	-

## MEMBERS' GUIDE TO DECLARING INTERESTS IN MEETINGS

### Disclosure at Meetings

If a Member has not disclosed an interest in their Register of Interests, they **must make** the declaration of interest at the beginning of the meeting, or as soon as they are aware that they have a DPI or Prejudicial Interest. If a Member has already disclosed the interest in their Register of Interests they are still required to disclose this in the meeting if it relates to the matter being discussed.

A member with a DPI or Prejudicial Interest **may make representations at the start of the item but must not take part in the discussion or vote at a meeting.** The speaking time allocated for Members to make representations is at the discretion of the Chairman of the meeting. In order to avoid any accusations of taking part in the discussion or vote, after speaking, Members should move away from the panel table to a public area or, if they wish, leave the room. If the interest declared has not been entered on to a Members' Register of Interests, they must notify the Monitoring Officer in writing within the next 28 days following the meeting.

### Disclosable Pecuniary Interests (DPIs) (relating to the Member or their partner) include:

- Any employment, office, trade, profession or vocation carried on for profit or gain.
- Any payment or provision of any other financial benefit made in respect of any expenses occurred in carrying out member duties or election expenses.
- Any contract under which goods and services are to be provided/works to be executed which has not been fully discharged.
- Any beneficial interest in land within the area of the relevant authority.
- Any licence to occupy land in the area of the relevant authority for a month or longer.
- Any tenancy where the landlord is the relevant authority, and the tenant is a body in which the relevant person has a beneficial interest.
- Any beneficial interest in securities of a body where:
  - a) that body has a piece of business or land in the area of the relevant authority, and
  - b) either (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body **or** (ii) the total nominal value of the shares of any one class belonging to the relevant person exceeds one hundredth of the total issued share capital of that class.

Any Member who is unsure if their interest falls within any of the above legal definitions should seek advice from the Monitoring Officer in advance of the meeting.

A Member with a DPI should state in the meeting: ***'I declare a Disclosable Pecuniary Interest in item x because xxx. As soon as we come to that item, I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

Or, if making representations on the item: ***'I declare a Disclosable Pecuniary Interest in item x because xxx. As soon as we come to that item, I will make representations, then I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

### Prejudicial Interests

Any interest which a reasonable, fair minded and informed member of the public would reasonably believe is so significant that it harms or impairs the Member's ability to judge the public interest in the item, i.e. a Member's decision making is influenced by their interest so that they are not able to impartially consider relevant issues.

A Member with a Prejudicial interest should state in the meeting: ***'I declare a Prejudicial Interest in item x because xxx. As soon as we come to that item, I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

Or, if making representations in the item: ***'I declare a Prejudicial Interest in item x because xxx. As soon as we come to that item, I will make representations, then I will leave the room/ move to the public area for the entire duration of the discussion and not take part in the vote.'***

### Personal interests

Any other connection or association which a member of the public may reasonably think may influence a Member when making a decision on council matters.

Members with a Personal Interest should state at the meeting: ***'I wish to declare a Personal Interest in item x because xxx'. As this is a Personal Interest only, I will take part in the discussion and vote on the matter.***

This page is intentionally left blank

# Agenda Item 4

## AVIATION FORUM

THURSDAY, 16 AUGUST 2018

PRESENT: Councillors John Bowden (Chairman), David Hilton, John Lenton, Malcolm Beer and Derek Wilson

Also in attendance: Paul Groves, Resident and Councillor Dextor Smith, Slough Borough Council

Officers: Shilpa Manek, Clerk

## WELCOME

The Chairman welcomed everyone to the meeting.

## APOLOGIES FOR ABSENCE

Apologies were received from Chris Nash.

## DECLARATIONS OF INTEREST

None received.

## MINUTES

The minutes of the meeting held on 1<sup>st</sup> May 2018 were agreed as an accurate record.

Councillor Beer requested that in item 'Heathrow Strategic Planning Group' and in the first paragraph, the sentence 'Members were reminded that the DCO would go straight to government' be changed to 'Members were reminded that the DCO would go straight to the planning inspectorate'.

## MATTERS ARISING

Councillor Hilton requested further information on the Heathrow Strategic Planning Group and was informed by the Chairman that he would be attending the next HSPG meeting along with Head of Planning and would report back at the next Forum.

The Chairman went through the draft response to the CAA Draft Airspace Strategy (Document Attached), question by question as follows:

The Council made representations to the following six questions set out within the consultation:

### **1. Do you agree with the overall approach taken in the strategy, as described here?**

The general agreement was that in terms of the strategy, it was weak in many areas and did not take an overarching view.

### **2. Has the CAA identified the right Government policies in this strategy?**

The health impacts had been underestimated. There were significant health impacts due to sleep deprivation, affecting work life in adults and school education in children. There

was evidence that an increase in noise and pollution was seen to lead to dementia and obesity in children, currently being researched further. There was specific health statistics from Hillingdon Council and a comparison between north and south of the borough. Residents living in the south of the borough died seven years earlier compared to north of the borough. Heathrow Airport was south of the borough. Another study from Eton College found that standards were six months behind of those who had suffered aircraft noise.

**3. Do you agree with the 14 initiatives set out in the strategy?**

**4. Have we identified the right gaps? Are there any that we have not identified?**

**5. Do you agree with our approach of asking those organisations tasked with delivering the initiatives to set out deployment plans to identify the means (resources) necessary?**

**6. The draft governance structure in this document was developed by the Department for Transport, CAA and NATS working together. Do you agree with the approach set out here?**

The full responses can be found in the attached document.

The Forum thanked Chris Nash for all the work done to date.

## NATIONAL POLICY STATEMENT UPDATE

The Chairman read out some notes provided by Chris Nash. Unfortunately, not much detail was provided as much of the content of the challenge was still being legally privileged.

The information that Chris Nash had provided was as follows:

1. Government had confirmed on 25<sup>th</sup> June 2018, their support for the construction of a third runway at an expanded London Heathrow Airport through a vote in the House of Commons.
2. Following this vote, the Secretary of State designated the Airports National Policy Statement (NPS), opening a six week legal window, closing on 6<sup>th</sup> August 2018; during which claimants would be able to bring forward a challenge to the scheme. Such a challenge would be in the form of a judicial review (JR) and would be designed to hold government to account over the legalities of the scheme proposed – principally the impacts of deteriorating air quality and associated impacts.
3. Advice from our Counsel, Nigel Pleming QC, was being provided to partners of the previous four borough group (RBWM, LB Hillingdon, Richmond and Wandsworth), and the new partners in LB Hammersmith & Fulham, Greenpeace and the Mayor of London.
4. It was the opinion of Counsel that our principal showstopper argument on air quality remained from previous action taken in January 2017, with an acknowledged small risk that such arguments could be further deferred by a judge to within a later planning process.
5. Other grounds put forward within our case related to:
  - a. Inadequate Surface Access Considerations
  - b. Failures to meet the requirements in the habitats directive
  - c. Climate Change Obligations
  - d. Failure to meet Strategic Environmental Assessment Requirements
  - e. And failure in the manner the consultation was undertaken.

6. RBWM, through consideration by members accepted the recommendation to pursue action on this basis, so that the correct environmental tests could be formalised, upon which the scheme could be judged/rejected. As such our case was put forward to the High Court by the deadline, together with a series of witness statements from various experts and those with experience of aspects associated with expansion.
7. The cost of this action was likely to be in the region of £100,000 and as such the decision was not taken lightly. Officers will be in frequent communication with our legal team at Harrison Grant to ensure that this exposure can be minimised.
8. It should be noted that, dependent on the government's formal response, a court hearing is likely to occur at the end of 2018, or at the beginning of 2019.

This timescale was expected to be confirmed in the coming month, with further communications to follow.

The Forum raised the following points:

- There was no national airspace strategy and national airspace had not been agreed yet but still agreeing to proceed. Many things needed to be put into place before moving forward.
- The infrastructure, both physical and structural and community wise had not been highlighted sufficiently. RBWM already had enormous problems with planning and by Heathrow increasing its activity by 24%, this would make them worse. The roads, rails, rivers and the powergrid, all had to be altered and a lot of movement would move to the west of the corridor towards Colnbrook and Wraysbury.
- The Waste and Minerals plan had already been discussed and permission had been given to one cement yard near Heathrow.
- The state of art facility at Lakeside, Grundig, was a very efficient site, generating a lot of energy that was used many local authorities. This site had not been included in any plans to date. The owners wanted a like for like site but this had not yet been included in any plans.
- A site in Old Windsor had been identified as an open gravel pit to make the new runways and fill soft spots on Ham Island. This would totally destroy the quality of life of the residents. The transportation would be difficult. It was proposed that it would be filled and made into agricultural land. This was proposed for Wraybury and Horton too.

## PARTNERSHIP BODIES

The Chairman attended the last Heathrow Community Engagement Board and reported that all attendees were allocated a seat at a table with others. The entire meeting was a shambles. There had been no objective and no one was aware of where it was going. At the last meeting, the Agenda was left unfinished and was supposed to be completed at this meeting but it wasn't. Councillor Beer had also attended the meeting and agreed with the Chairman.

Councillor Hilton attended the Heathrow Community Noise Forum after the Heathrow Community Engagement Board and agreed that unfortunately the speaker had no experience on the subject and was not au-fait with airports and was a meeting where nothing was really said. However they said the Board would be run by a board of Directors, there was no knowledge of who would appoint the directors. It would be steered by Heathrow and Department of Transport.

Councillor Beer informed the Panel that LAANC was in some turmoil. The previous administrator had suddenly died and none had yet filled the position. However, a retired environmental inspector had been appointed as the new administrator. The LAANC AGM would be at the end of September 2018, out of sync with the other groups. The new administrator was already working on approving and improving the LAANC website, which would be up and running soon. A similar report to Chris Nash was also being prepared by the Director. Councillor Beer informed the Forum that LAANC had gained a couple on new Surrey

Councillors, all with a wealth of knowledge and Slough Borough Council had withdrawn its membership from LAANC.

Councillor Hilton had attended a Community Noise Forum, from which there were many presentations that would be very informative for the Forum. Councillor Hilton would agree with the Chairman what should be presented to the Aviation Forum. The Community Noise Forum had agreed that an independent technical advisor was needed and also a governance document was required, which was currently being written. All would then sign up to it. The group can now reach a consensus view and were a more powerful group of people. Councillor Hilton was also going to look further into monetarisation of health issues.

### **Any Other Business**

Paul Groves, resident, asked whose policy it was to pursue the judicial review and was informed by the Chairman that it was the Council's policy to pursue the JR. The Council took the decision to work with the other four local authorities to seek a JR. Councillor Kellaway gave the view of the Maidenhead Constituency, not RBWM, in the report that was published in the press.

Paul Groves, resident, also pointed out that residents in Maidenhead felt they were not going to be affected by the third runway. The Forum agreed.

### **DATES OF FUTURE MEETINGS**

The Forum noted the dates of future meetings.

The meeting, which began at 7.00 pm, finished at 9.00 pm

CHAIRMAN.....

DATE.....