



Planning Act 2008 – Section 91

Application by Gatwick Airport Limited for an Order Granting Development Consent for the Gatwick Airport Northern Runway Project

Agenda for Issue Specific Hearing 6: Climate Change (including Greenhouse Gases) (ISH6)

Date:	Tuesday 30 April 2024
Time:	10:00am Room opens 9:15am/ Virtual registration from 9:15am
Venue:	Virtual event (Microsoft Teams) and Sandman Signature London Gatwick Hotel, 18-23 Tinsley Lane South, Three Bridges, Crawley, West Sussex, RH10 8XH
Access and parking:	Limited free on-site parking
Background information:	Please see Annex A

AGENDA

1. Welcome, introductions and arrangements for the Hearing

- 1.1 The Examining Authority (ExA) will welcome participants, lead introductions, and address housekeeping matters.

2. Purpose of the Hearing

- 2.1 The ExA will explain the purpose of the Hearing. Except where indicated questions will be directed primarily at the Applicant but other Interested Parties (IP) will be invited to respond to each agenda item.

3. Policy context

- 3.1 The Applicant will be asked for its view on the extent, breadth and relevance of policy relating to Greenhouse Gas (GHG) emissions, concerning but not restricted to:
- Airports National Policy Statement (June 2018);
 - Beyond the Horizon – Future of UK Aviation: Making Best Use of Existing Runways (June 2018);
 - Flightpath to the Future (May 2022);
 - Jet Zero Strategy (July 2022);
 - Jet Zero Strategy: one year on (July 2023);



- National Networks National Policy Statement (December 2014); and
- Decarbonising Transport (2021).

4. The position of the Climate Change Committee

4.1 The Applicant and other IPs will be asked to comment on the recommendation of the Climate Change Committee (CCC) in its Annual Progress Report 2023 in respect of airport expansion, together with the Government's response (see ExQ1 CC.1.1 and responses when published).

5. Future baseline

5.1 The Applicant will be asked to explain why the Environmental Statement (ES) uses four future baseline categories for GHG emissions.

6. Assessment criteria and significance

6.1 The Applicant and other IPs will be asked about the GHG assessment criteria including but not limited to:

- Downstream/ Well-to-Tank emissions; and
- Risks associated with the achievement of the Jet Zero Strategy.

7. Construction GHG emissions

7.1 The Applicant will be asked about GHG emissions during the construction phase including but not limited to the assessment of effects.

8. Emissions assessment: Operational phase for airport buildings and ground operations

8.1 The Applicant will be asked about GHG emissions during the operational phase in respect of:

- Airport buildings and ground operations;
- Surface access; and
- Aviation emissions including but not limited to:
 - Alternative fuels and nascent technology; and
 - GHG Emissions Trading and Offsetting.

8.2 The issue of non-CO₂ impacts will also be addressed.

9. Comparison of emissions to UK Carbon Budgets

9.1 The Applicant will be asked about the comparison of the overall magnitude of emissions against UK Carbon Budgets, where relevant.

10. Mitigation

10.1 The Applicant will be asked about measures to mitigate the impact of Proposed Development including but not limited to:

- Carbon Action Plan;
- Surface Access Commitments; and



- Other mitigation.

11. Cumulative effects

11.1 The Applicant will be asked about the cumulative impact of the Proposed Development in the context of proposals to expand other UK airports.

12. Action points arising from the Hearing

13. Any other business

14. Close of Hearing

Attendees

All IPs are welcome to attend the Hearing but should note that the Hearing is primarily to hear oral representations on the agenda items. With this in mind, please refer to **Annex A** for further information including how to register to participate. The ExA specifically invites representatives from the following parties to attend because the ExA considers their oral representations on the agenda items will assist in progressing the Examination:

- The Applicant.
- The host authorities of Crawley Borough Council, West Sussex County Council, Mole Valley District Council, Reigate and Banstead Borough Council, Tandridge District Council and Surrey County Council.
- The neighbouring authorities of Horsham District Council, Mid Sussex District Council, East Sussex County Council, and Kent County Council.
- Communities Against Gatwick Noise Emissions (CAGNE).
- Gatwick Airport Consultative Committee (GATCOM).
- Gatwick Area Conservation Campaign (GACC).
- Gatwick Obviously Not (GON).
- Plane Wrong.



Planning Act 2008 – Section 91

Application by Gatwick Airport Limited for an Order Granting Development Consent for the Gatwick Airport Northern Runway Project

Agenda for Issue Specific Hearing 7: Other Environmental Matters (ISH7)

Date:	Wednesday 1 May 2024
Time:	10:00am Room opens 9:15am/ Virtual registration from 9:15am
Venue:	Virtual event (Microsoft Teams) and Sandman Signature London Gatwick Hotel, 18-23 Tinsley Lane South, Three Bridges, Crawley, West Sussex, RH10 8XH
Access and parking:	Limited free on-site parking
Background information:	Please see Annex A

AGENDA

1. Welcome, introductions and arrangements for the Hearing

- 1.1 The Examining Authority (ExA) will welcome participants, lead introductions, and address housekeeping matters.

2. Purpose of the Hearing

- 2.1 The ExA will explain the purpose of the Hearing. Except where indicated questions will be directed primarily at the Applicant but other Interested Parties (IP) will be invited to respond to each agenda item.

3. Future baseline

- 3.1 Following on from responses at previous hearings and written questions (ExQ1) the Applicant and other IPs will be asked general questions relating to the coverage of the future baseline case.

4. Water and flooding

- 4.1 The ExA would like to fully understand the outstanding concerns relating to:
- Flood modelling;
 - Wastewater treatment; and
 - Water supply.



5. Air quality

5.1 The Applicant will be asked questions relating to air quality, including the following areas:

- Construction phase including dust, odour, and Non-Road Mobile Machinery (NRMM); and
- Operation phase including modelling and assessment out to 2047, Ultrafine particles (UFP), odour, and Air Quality Action Plans.

6. Draft Section 106 agreement [REP2-004]

6.1 The Applicant will be asked to introduce the draft s106 agreement and to explain the reasoning and rationale behind the obligations and the financial contributions within the draft agreement.

6.2 The Applicant will be asked to provide justification or reasoning for why the provisions within the draft agreement are not suitable or appropriate to be controlled by Requirements in the Development Consent Order.

7. Action points arising from the Hearing

8. Any other business

9. Close of Hearing

Attendees

All IPs are welcome to attend the Hearing but should note that the Hearing is primarily to hear oral representations on the agenda items. With this in mind, please refer to **Annex A** for further information including how to register to participate. The ExA specifically invites representatives from the following parties to attend because the ExA considers their oral representations on the agenda items will assist in progressing the Examination:

- The Applicant.
- The host authorities of Crawley Borough Council, West Sussex County Council, Mole Valley District Council, Reigate and Banstead Borough Council, Tandridge District Council and Surrey County Council.
- The neighbouring authorities of Horsham District Council, Mid Sussex District Council, East Sussex County Council, and Kent County Council.
- Environment Agency.
- National Highways.
- Sutton and East Surrey Water Company.
- Thames Water.
- Communities Against Gatwick Noise Emissions (CAGNE).
- Gatwick Airport Consultative Committee (GATCOM).
- Gatwick Area Conservation Campaign (GACC).



The Planning Inspectorate

- Gatwick Obviously Not (GON).
- Plane Wrong.



Planning Act 2008 – Section 92

Application by Gatwick Airport Limited for an Order Granting Development Consent for the Gatwick Airport Northern Runway Project

Agenda for Compulsory Acquisition Hearing 1 (CAH1)

Date:	Thursday 2 May 2024
Time:	10:00am Room opens 9:15am/ Virtual registration from 9:15am
Venue:	Virtual event (Microsoft Teams) and Sandman Signature London Gatwick Hotel, 18-23 Tinsley Lane South, Three Bridges, Crawley, West Sussex, RH10 8XH
Access and parking:	Limited free on-site parking
Background information:	Please see Annex A

AGENDA

- 1. Welcome, introductions and arrangements for the Hearing**
 - 1.1 The Examining Authority (ExA) will welcome participants, lead introductions, and address housekeeping matters.
- 2. Purpose of the Hearing**
 - 2.1 The ExA will explain the purpose of the Hearing.
- 3. The Applicant's case for Compulsory Acquisition and Temporary Possession**
 - 3.1 The ExA will ask the Applicant to briefly present and justify its case for Compulsory Acquisition (CA) and Temporary Possession (TP), including addressing the following matters:
 - Identification of the powers sought and their purposes.
 - Relevant draft Development Consent Order (dDCO) provisions.
 - How the relevant statutory and policy tests under the Planning Act 2008 (PA2008) (including s122, s123, s127, s132 and s138) and Department for Communities and Local Government guidance related to CA would be met.
 - The Applicant's strategy/ criteria for determining whether to seek powers for CA of land, CA of rights or TP of land.
 - Consideration of alternatives to CA/ TP.
 - Human rights considerations.



3.2 The ExA will invite submissions from Affected Persons (AP) who wish to raise general matters in relation to the Applicant's case for CA and TP. However, site-specific submissions will be reserved to agenda items 4 and 5.

4. Site-specific issues for the Applicant

4.1 The ExA will ask the Applicant to provide a brief update on the progress of negotiations with APs and the timetable for their conclusion.

4.2 The ExA may ask questions of the Applicant about negotiations and matters arising from written and oral submissions.

5. Site-specific representations by Affected Persons

5.1 The ExA will ask APs to briefly set out any outstanding concerns in relation to CA/TP for the land in which they have an interest that have not been addressed by the Applicant.

5.2 The ExA may ask questions of APs about matters arising from written and oral submissions.

6. Sections 127 and 138 of the PA2008 - the acquisition of Statutory Undertakers' land and the extinguishment of rights and removal of apparatus of Statutory Undertakers

6.1 The ExA will ask the Applicant for an overview of negotiations with Statutory Undertakers.

6.2 The ExA will ask the Applicant to provide an update on the progress with the drafting/ agreement on Protective Provisions.

6.3 The ExA will ask the Applicant to confirm whether any additional Protective Provisions need to be included within Schedule 9 of the dDCO.

6.4 In the event that agreement is not reached with all Statutory Undertakers, whether the relevant tests for the exercise of powers pursuant to sections 127 and 138 PA2008 would be met.

6.5 Any Statutory Undertaker wishing to speak in relation to an objection or issue raised that is relevant to the effects of the Proposed Development on its undertaking, apparatus or land will be invited to put oral submissions to the ExA.

7. Section 135 of the PA2008 – Crown land

7.1 The Applicant to confirm whether all Crown land has been identified in Part 4 of the Book of Reference (BoR) and on the Crown land plans given that all plots which the Crown has an interest in should be identified.

7.2 The Applicant to provide a brief update on the progress of obtaining Crown consent.

8. Category 3 persons

8.1 The ExA will ask the Applicant to confirm whether all Category 3 persons have been identified in the BoR.

8.2 The ExA will ask the Applicant to explain the compensations available to these persons and whether it is sufficient.



9. Funding

- 9.1 The ExA will ask the Applicant to briefly summarise, and advise of any updates to, the Funding Statement.
- 9.2 The ExA will ask the Applicant to outline how the funding is to be secured and the resource implications of both acquiring the land and implementing the project for which the land is required.
- 9.3 The ExA will ask the Applicant to confirm whether adequate funding is likely to be available to enable CA to proceed within the statutory period following the DCO being made.

10. Action points arising from the Hearing

11. Any other business

12. Close of Hearing

Attendees

All Interested Parties are welcome to attend the Hearing but should note that the Hearing is primarily to hear oral representations on the agenda items. With this in mind, please refer to **Annex A** for further information including how to register to participate. The ExA specifically invites representatives from the following parties to attend because the ExA considers their oral representations on the agenda items will assist in progressing the Examination:

- The Applicant.
- Relevant local authorities.
- Any Affected Persons, who wish to discuss CA/ TP matters.
- Statutory Undertakers, who wish to discuss CA/ TP matters.

The Applicant is requested to have people with the following expertise to assist the Hearing:

- Land agents;
- Chartered surveyors; and/ or
- Legal advisors

who are responsible for the drafting of the CA and TP powers in the dDCO; for the selection of land and the assembly of portfolios of permanent and temporary land and rights necessary for the delivery of the Proposed Development; for the provision and maintenance of the CA and TP documents including the Land Plans, BoR and Statement of Reasons; and for the due diligence process over land and rights.



Background information

The purpose of these Hearings is to focus on issues which the Examining Authority (ExA) wishes to address primarily to the Applicant. In accordance with Sections 91 and 92 of the Planning Act 2008, the ExA is holding these Hearings to consider oral representations on the issues on the agendas.

These agendas have been published prior to Deadline 3, and in particular, prior to the receipt of responses to the ExA's written questions (ExQ1 and Rules 9 and 17). By the time of these Hearings, both the ExA and Interested Parties (IP) will have had little time to read or digest the responses to ExQ1 (or Deadline 3). The Hearings may consider matters raised at Deadline 3 (bearing this short period of time in mind) but matters arising from such submissions will be addressed subsequently if necessary and can be responded to at Deadline 4 (15 May 2024).

An [agenda for Open Floor Hearing 3 \(OFH3\)](#), to be held from 2:00pm on Thursday 2 May 2024, has been published separately on the project webpage of the National Infrastructure Planning website.

All IPs and Affected Persons (AP) may participate in ISHs and Compulsory Acquisition Hearings (CAH) in person or virtually via Microsoft Teams, but to assist with their management you are requested to register by completing the [Issue Specific Hearing and Compulsory Acquisition Hearing Participation Form](#). The Rule 8 letter specified the deadline to register for the ISHs and CAH as Monday 22 April 2024. IPs and APs who have not been able to register by this date should contact the Case Team as soon as possible: GatwickAirport@planninginspectorate.gov.uk.

Full instructions on how to join online will be provided in advance to those who have pre-registered. If you are joining a Hearing online as an active participant, please connect to the Hearing in good time. In common with traditional Hearings, the event will start on time irrespective of any late arrivals, for whom access may not be possible.

The event will also be livestreamed and a link for watching the livestream will be posted on the project webpage of the National Infrastructure Planning website closer to the event date.

To enable a prompt start, the Hearing venue will be open for participants to take their seats prior to the start time of each Hearing. Please refer to the individual agendas for confirmation of room opening times.

The Planning Act 2008 and the Infrastructure Planning (Examination Procedure) Rules 2010 provide that the ExA that will probe, test and assess the evidence at Hearings through direct questioning of persons making oral representations. Questioning will therefore be led by the ExA. Cross-questioning of the person giving evidence by another person will **only** be permitted if the ExA decides it is necessary to ensure representations are adequately tested



or that a person has had a fair chance to put their case. Parties wishing to make a representation will be invited to do so at the ExA's discretion.

The ExA will begin the Hearing with opening comments and introductions, then will run through housekeeping matters and explain how the Hearing will be conducted.

The agendas are for guidance only. They are not designed to be exclusive or exhaustive. The ExA may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration of them. Hearings will finish as soon as the ExA deems that all matters have been covered. Any lack of discussion of a particular issue at a Hearing does not preclude further examination of the issue, including the asking of further written questions.

All IPs and APs are welcome to attend a Hearing and are entitled to make oral representations. However, this is subject to the power of the ExA to control the conduct and management of the Hearing in the interests of the efficient use of time.

Every effort will be made to ensure that the issues will be discussed on the day that they are scheduled for. If there are additional matters to be dealt with or submissions that take a considerable amount of time, there may be a need to continue the session for longer on the day. Alternatively, it may be necessary to prioritise matters and defer others to written questions.

Each Hearing is held at the discretion of the ExA to consider matters that it considers to be important and relevant to the effective and robust examination of the application. Consequently, the business of the Hearing will be limited to the matters identified in the agenda or otherwise raised by the ExA.

Active participation is at the invitation and discretion of the ExA. Oral submissions must address the matters and questions identified on the Hearing agenda or raised by the ExA at the Hearing. Oral submissions on other subject matters or from persons who have not been invited to speak by the ExA may only be heard at the discretion of the ExA, who may decide that such matters are not heard in the interests of relevance, efficiency or fairness.

Participants may be legally represented if they wish, but the Hearing will be conducted to ensure that legal representation is not required.

A recording and transcript of each Hearing will be published by the Planning Inspectorate on the [project webpage](#) and any IP or AP may make a written submission on the specific matters either included in the agendas or arising at the Hearing by **Deadline 4 (Wednesday 15 May 2024)**.