

Update to CAA Principal Area of Disagreement Summary Statement for London Gatwick Airport Limited's July 2023 DCO application

Chapter 1

Update to the CAA's Principal Areas of Disagreement Summary Statement

- 1.1 The Civil Aviation Authority (CAA), in its capacity as a statutory consultee under planning law, submitted a Relevant Representation (RR-0831) to the Planning Inspectorate on Gatwick Airport Limited's (GAL) application for a Development Consent Order (DCO) TR020005.
- 1.2 In RR-0831, the CAA highlighted that GAL described a role for the CAA as an Independent Air Noise Reviewer to scrutinise and verify the Annual Monitoring and Forecasting Reports (for example in Appendix 14.9.7 to the Environmental Statement (APP-177) paragraphs 7.1.2 to 7.1.10). The CAA stated that it did not agree that it was appropriate for the DCO to designate an individual regulatory or oversight role absent a broader direction from Government. However, we were willing to explore with GAL how the requirements of such a role could become part of environmental publications which we are intending to have in place for the wider industry.
- 1.3 Consequently, the CAA included this issue as its sole Principal Area of Disagreement and produced a Summary Statement.
- 1.4 Since it submitted its Relevant Representation, the CAA has continued to discuss the issue with GAL and can now provide an update to its initial view, namely, that we acknowledge that we have the skills and independence to fulfil the role and could undertake such a role provided that:
- i) it was defined in such a way that it could be transferred to a more appropriate body without needing a new planning application (for example, by having a clause allowing the Secretary of State to nominate a replacement); and
 - ii) there was a commitment that GAL would fund the role through some mechanism.
- 1.5 The CAA is still in discussions with GAL on this topic and expects to review further iterations of the relevant section of the DCO. However, we retain a high degree of confidence that this issue can be resolved during the examination period.
- 1.6 Consequently, the CAA has updated its principal area of disagreement, which is described in the table below.

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Principal Areas of Disagreement Summary Statement (PADSS) from Civil Aviation Authority		Version Number: 12 Submitted at: 29/10/2023 26/03/2024	
Principal Issue in Question	Concern held	What need to change/be amended/be included in order to satisfactorily address the concern	Likelihood of concern being addressed during Examination
Proposed role of CAA as Independent Reviewer for AMFR	Role as described does not align with existing CAA duties	<p>Description of role/review process to be removed from the DCO. Note CAA is willing to discuss with GAL whether noise reporting at Gatwick could be included as part of its wider environmental reporting role. <u>amended in the DCO to include:</u></p> <ul style="list-style-type: none"> i) <u>Mechanism by which the role could pass from the CAA in future if another organisation were better placed to undertake it.</u> ii) <u>Confirmation that the CAA could recoup the cost of undertaking the role from the applicant.</u> 	High

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