

From: Jonathan Deegan
Sent: 25 June 2024 20:11
To: Gatwick Airport
Cc: Tim Norwood
Subject: RE: Demonstration of Aircraft Noise at PEARL (UCL's major engineering facility in east London)

Dear Sian

Having consulted our legal team about the CPRE suggestion, they have expressed significant reservations that such an exercise could be undertaken in a lawful way, since:-

- a) the exercise would necessarily be information that not all parties to the examination could be aware of
- b) it would not necessarily be apparent how accurate the information presented in such an exercise would be
- c) the ExA would be expected to not let that information influence their judgment, in light of points a and b, and it is not clear how the ExA could explain that their having attended such a demonstration had not influenced their judgement

For these reasons, we believe that the inclusion of such a novel exercise in the examination process would be likely to lead to an increased risk of legal challenge (whatever the outcome of the application) on the grounds that the demonstration attended had given rise to prejudice, and such a challenge may have a chance of success. We as the Applicant would therefore not support an exercise of this kind but this is something on which the ExA will need to form its own view.

From the purely technical point of view, such an exercise is (providing it is done accurately) of most use in demonstrating predictions of aircraft noise in an area where none is already experienced or in demonstrating the efficacy of proposed noise mitigation measures; where existing flight paths already exist (as with NRP) it can add little or nothing to the understanding of future noise impacts that cannot be achieved by simply standing under the existing flight paths.

For clarity, we do not intend to contact CPRE directly and will leave this to the ExA to do once they have decided how they wish to respond to their proposal.

Kind regards,

Jonathan Deegan
NRP Programme Lead