



**Horsham
District
Council**



GATWICK AIRPORT NORTHERN RUNWAY PROJECT

PLANNING INSPECTORATE'S REFERENCE: TR020005

LEGAL PARTNERSHIP AUTHORITIES

UPDATE ON NEGOTIATIONS REGARDING THE DRAFT DDCO SECTION 106 AGREEMENT

DEADLINE 8: WEDNESDAY 07 AUGUST 2024

Crawley Borough Council (GATW-AFP107)

Horsham District Council (20044739)

Mole Valley District Council (20044578)

Mid Sussex District Council (20044737)

West Sussex County Council (20044715)

Reigate and Banstead Borough Council (20044474)

Surrey County Council (20044665)

East Sussex County Council (20044514)

Tandridge District Council (GATW-S57419)

LEGAL PARTNERSHIP AUTHORITIES

UPDATE ON NEGOTIATIONS REGARDING THE DRAFT DDCO SECTION 106 AGREEMENT

1 INTRODUCTION

- 1.1 The Legal Partnership Authorities are comprised of the following host and neighbouring Authorities who are jointly represented by Michael Bedford KC and Sharpe Pritchard LLP for the purposes of the Examination:
- 1.1.1 Crawley Borough Council
 - 1.1.2 Horsham District Council
 - 1.1.3 Mid Sussex District Council
 - 1.1.4 West Sussex County Council
 - 1.1.5 Reigate and Banstead Borough Council
 - 1.1.6 Surrey County Council
 - 1.1.7 East Sussex County Council; and
 - 1.1.8 Tandridge District Council.
- 1.2 In these submissions, the Legal Partnership Authorities may be referred to as the “*Legal Partnership Authorities*”, the “*Authorities*”, the “*Joint Local Authorities (“JLAs”)*” or the “*Councils*”.
- 1.3 Please note that Mole Valley District Council is also part of the Legal Partnership Authorities for aspects of the examination relating to legal agreements entered into between the Applicant and any of the Legal Partnership Authorities. As such, this submission is also made on behalf of Mole Valley District Council.
- 1.4 This submission provides an update on the progress made in respect of the draft section 106 agreement which was last submitted to the examination by the Applicant at Deadline 6 in [\[REP6-063\]](#).

2 STATUS OF NEGOTIATIONS

- 2.1 Subsequent to the recent hearings, both parties have been engaged in detailed discussions regarding the terms of the s106 Agreement and are pleased to report that broad agreement has now been reached and it is anticipated that full agreement will follow by Deadline 9.
- 2.2 This agreement will address a number of areas which have remained outstanding between the parties and on which submissions have been made during the examination including, but not limited to, matters concerning Air Quality monitoring, active travel, off-airport car parking contributions, the community fund, a housing fund, a landscape and ecology enhancement fund, contributions to Gatwick Greenspace partnership, and the hardship fund.
- 2.3 Both parties agree that the terms of the agreement will address many outstanding concerns from the JLAs in respect of the necessary monitoring and mitigation (as relevant) requests previously identified as being necessary by the JLAs for those corresponding impacts resulting from the Project.
- 2.4 However, whilst substantially narrowing the areas of disagreement, there are still a number of residual issues on which the parties have not been able to reach agreement and on which both will submit their respective positions and, where necessary, DCO requirement drafting at, or in advance of, Deadline 9 to enable the ExA/SoS to determine such matters appropriately. Mindful of the stage in the examination and the limited window of time remaining, both parties will provide

a further update on progress at the proposed interim deadline of August 14th to confirm the agreement remains on track for finalisation ahead of D9, or to otherwise update if matters have not progressed as hoped.

3 ENVIRONMENTALLY MANAGED GROWTH FRAMEWORK

- 3.1 For the avoidance of doubt, the Authorities maintain their position that – regardless of the suite of mitigation measures the Applicant puts forward – the Authorities proposal for an Environmentally Managed Growth Framework (“EMGF”) (see [\[REP4-050\]](#), [\[REP5-093\]](#) and [\[REP6-100\]](#)), or any similar measures relating to controlling growth within environmental limits, represents the only way for the ExA, the Secretary of State and local communities to have full confidence that the growth of Gatwick Airport would not result in exceedances of assessed environmental impacts and parameters.

4 OTHER DEADLINE 8 SUBMISSIONS

- 4.1 The Authorities’ Deadline 8 submissions should be read in view of this update.