GATWICK AIRPORT NOISE MANAGEMENT BOARD (NMB/12)

Wednesday 26th September 2018 - Hilton Hotel Gatwick

Meeting Minutes

Welcome and Introductions

- The Chairman opened the twelfth meeting of the Gatwick Airport Noise Management Board, welcoming participants and noting apologies for absence. He also drew attention to the imminent retirement of Dr. John Godfrey DL, the Chairman of GATCOM, for whom NMB/12 will be the last NMB meeting. NMB recorded thanks to Dr. Godfrey for his contributions to the NMB and looked forward to meeting the incoming GATCOM Chair, Mr. Tom Crowley.
- 2. During his introduction, the NMB Chairman referred to three topics impacting discussions at NMB/12, which had developed since the prior meeting of the Board in June.
 - a. Firstly, the Ad-Hoc meeting with CNG, agreed at NMB/11, which took place in mid-July, which was intended to resolve outstanding CNG conditions and clarifications for RNN.
 - b. Secondly, the unilateral letter of no confidence in the NMB as currently constituted and led, issued on behalf of all CNG, to GAL and widely circulated to government and Members of Parliament. The Chairman observed that this letter, issued after NMB/11, had not been coordinated with, nor discussed at the NMB and would therefore need to be addressed at this meeting.
 - c. Thirdly, concerning the management of aircraft noise, the final draft of the NMB Workplan 2019/2020, which had also been discussed in detail at the NMB workshop held on August 22nd.
- 3. The Chairman, acknowledging the challenge of efficiently addressing these three priorities for the day, advised the NMB that in order for the meeting to be effective he would need to manage the time available very carefully and that he would appreciate the understanding of all Members in respecting this objective. When planning discussion time for each topic; it was agreed that one hour each would be allocated for discussion of the workplan and to the review of the NMB constitution, and that the RNN issue be included in the matters arising section. Accordingly, NMB Papers would be taken as read, unless specific questions arose during the discussions under agenda item 2.
- 4. The NMB accordingly approved the proposed agenda for NMB/12 (WP01). In relation the AoB agenda item, RS referred to discussions and e-mail exchanges earlier in the day, with regard to one paper included on the NMB file share site, Box. NMB/11 IP17, is the paper prepared to support the planned discussion on persistent complaints. The paper contains copies of e-mails from a persistent complainer, and related exchanges. The messages are addressed to GAL, the NMB leadership, various politicians and NMB members.
 - a. RS indicated that in his judgement, the provision of this paper to the NMB breached UK General Data Protection Regulations (GDPR). RS had earlier requested that the NMB paper (NMB/12/IP17) be withdrawn on that basis. It had been available to Members on Box since earlier in the week. SP advised that she had already circulated a copy of the paper to her committee for comments.
 - b. The Secretary reported that he had sought preliminary legal advice on the matter, and that he is concerned about the potential implications of GDPR to the NMB. If

- interpreted as RS had indicated, the sharing of information openly among NMB members, a fundamental principle of the Board, is potentially at risk.
- c. The preliminary legal advice indicated that because the contents of the paper was of material interest to the NMB in context of the planned Board discussion, GDPR should not be applicable. Additionally, the material had already been introduced into the public domain during the original exchanges.
- d. The Secretary further advised that until such legal advice was provided to the NMB in writing, the paper NMB/12 IP17 was withdrawn. The discussion would therefore be deferred to a subsequent NMB meeting. NMB/12 Action 1, The Secretary to obtain and distribute written legal guidance for the interpretation of GDPR regulations by NMB, regarding the sharing of information with members, including copies of e-mails, intended to support planned board discussion, to board members.
- 5. Several NMB members reported that they were time limited on the day and requested that the schedule for workplan and constitutional discussion be switched to ensure their participation. The proposal was accepted by NMB.

Agenda item 1: Approval of the Minutes of NMB/11

- 6. The draft Minutes of NMB/11 opened for comment. The Secretary reported that all but one change proposed by e-mail, had been incorporated, as appropriate into the draft minutes (NMB/12 WP02).
- 7. CNG had proposed a change to the minute of the outcome of the Growth and Noise discussion (para 35i), which did not accord with the conclusions recorded on the day or with that previously provided in writing by GAL.
 - a. AS confirmed the GAL position and that para 35i as drafted is a correct account. When asked for clarification of what is planned, AS advised that GAL expects to provide a suite of metrics and traffic forecasts by the end of 2018, for potential use as a yardstick for growth and noise.
- 8. No further changes to the draft minutes of NMB/11 were proposed, the draft minutes were then approved, adopted and are now published on the NMB web pages.

Agenda item 2: Review of Matters arising from NMB/11

- 9. The Secretary reported that each of the Actions arising from NMB/11, where appropriate, are now completed in accordance with the agreed timetable and closed. Any written material arising has been distributed to NMB using the Information Paper mechanism. Where a need for further discussion and strategic direction is a consequence of the NMB/11 actions, the topics are included in the agenda of NMB/12.
- 10. The meeting discussed the actions agreed in June, particularly those activities progressing the planned Reduced Night Noise (RNN) trial, the development of suitable metrics to measure the balance of airport growth and noise, and the Fair and Equitable Dispersal (FED) of flights.
- 11. NMB/11 Action 1, the FED topic was discussed at the NMB Workplan workshop on 22nd August (NMB/12 IP06), and at the NMB Workplan Implementation Steering Group (WISG), the FED activity is carried forward into the Final Draft NMB Workplan 2019/2020.
 - a. NMB understands that a systemised delivery of FED will not be possible prior to the introduction of airspace modernisation, and that the 2019/2020 NMB Workplan has incorporated the task of developing an operations concept for FED.

- b. This important step could enable FED delivery mechanisms that make use of the navigation technologies now available to be identified, designed and developed.
- c. This could then permit airspace change proposals to be prepared that incorporate FED delivery, subject to the full public consultation obligations required by CAA CAP1616.
- 12. Meanwhile, NATS reported that as regards traffic distribution, the requirements to implement an 8 nm joining point during the day had been delivered in 2016, and that the pattern of ILS distribution delivered as a result is consistently much closer to that seen prior to 2013, the objective of the change, which is monitored and regularly reported to NMB.
 - a. NATS acknowledge that CNG are seeking mechanisms to provide predictable FED away from the ILS in the arrivals swathe, and have reiterated that their investigations and simulations, which analysed four potential options, revealed that no viable solution can be identified using the current radar-based management of the swathe. The lack of scope for viable near-term options underscores the need to develop a concept of operation for FED, using RNAV technology planned for implementation across the UK.
 - b. RS accepted that NATS have no current options but would still be interested to understand the impact of traffic growth at the CNG defined FED Gates.
 - c. AF would welcome the opportunity to engage with NATS to better understand the entire scope of possibilities for FED. The Chairman reminded NMB that a FED workshop is scheduled for the end of November and expected to see a deep dive into these issues then, at the same time encouraging NATS to support the workshop with the necessary expertise and offered to host a full meeting at the NATS Technical Centre.
 - d. NMB also noted that in future reports of the distribution of aircraft at the ILS Joining Point would be issued by NaTMAG as part of its noise and track performance monitoring role.
- 13. NMB/11 Action 2, the paper NMB/12 IP08 reported details of the processes used and related issues. For airline engagement, MW welcomed the information but wished to see the breakdown of GAL airline engagement time split between Arrivals vs Departures outlier, together with any defined measures of success, including the definition used to identify outliers. NMB/12 Action 3
- 14. NMB/11 Action 3, the proposed RNN trial is intended to measure the actual noise effects of predictable, consistent approach profiles for aircraft, and to support the development of practical options for delivery of FED. NMB was informed early in the year that to meet the related statutory obligations for a January 2019 trial start, a decision on whether to proceed must be taken no later than NMB/11 in June.
 - a. NMB/11 agreed to defer the June decision to an Ad-Hoc meeting of NMB held in mid-July, to provide time to address the items raised by CNG. The NMB/11 meeting had unanimously agreed that the trial should proceed once these CNG issues had been satisfactorily addressed (NMB/12 WP02 para 26)
 - b. CAGNE asked about rotation of routes during the RNN trial, which in CAGNE view, is a necessary condition for their support. NM said that the RNN trial will not include route rotation, aircraft will continue during the trial to be routed much as they are today, to ensure that a trial objective can be met. This objective calls for aircraft to be routed much as they are without PRNAV, in order to permit measurement of the "before and after effects" of the improved vertical flight profile on noise. Whereas,

- route rotation techniques might be a concept that could be considered when developing the operational concept for FED, it cannot be an option for the RNN trial.
- c. The points raised by CNG were discussed as planned at the RNN Ad-Hoc meeting (NMB/12 IP04), and further information was provided by industry as agreed at that time (NMB/12 IP12). CNG pairs have not yet provided a response, although PAGNE has indicated its views in writing. NMB/12 Action 2, CNG to provide a written response to NMB/12 IP12.
- d. The RNN trial planning is nevertheless continuing, Helios reported that the Statement of Need for the Trial would be submitted to the CAA on Friday 28th September, although as advised at NMB/11, a minimum of six months further lead time for detailed planning is required for regulatory reasons.
- e. Helios also reported that following the Ad-Hoc meeting in July, some details were still subject to further clarification. The proposed January 2019 launch date for the RNN trial cannot now be met. The earliest start date is now March 2019. MP reported that five of the six CNG present confirmed that they would support the trial on the basis that the post ad-hoc meeting feedback would satisfy outstanding concerns.
- f. MP observed that there was no discussion of the delay at the Ad-Hoc meeting (NMB/12 IP04) and sought a commitment that the trial would begin in March. NM explained that it was not possible for anyone to guarantee the start date, because of the number of variables involved.
- g. NM also cautioned that because of the runway resurfacing works scheduled later in 2019, which will remove the southerly runway from service overnight for extended periods, the RNN trial might not be able start until January 2020. NMB/12 Action 4, NMB members to make every effort to resolve all outstanding issues to secure the RNN trial commencement in March 2019.
- h. Both PAGNE and HWCAAG indicated that they are opposed to the RNN trial, while CAGNE, having expressed a number of reservations, welcomed the opportunity for measured results to better inform decision making.
- NMB/11 Action 4, This item was deferred for discussion under Agenda item 3.
- 16. NMB was also briefed on the development of suitable metrics to measure the balance of growth and noise. This work is continuing as scheduled, the suite of metrics which will measure noise against forecast growth and a process for the monitoring of noise impacts against forecast are expected by the end of 2018.
 - a. SM pointed out that as with all metrics, it will take time to build up the empirical data necessary to identify trends and patterns.

Agenda item 3: NMB Workplan 2019/2020 Final Draft

- 17. The discussion of the Workplan topic was held out of sequence at the request of Members, to permit a fuller participation in the discussion of the review of the NMB Constitution. The latter topic occupied considerably more time than its allocated period, leading to the need for finalisation of the 2019/202 Workplan at the next meeting of the NMB (subject to any variation in requirement arising from the NMB Review). NM introduced the final draft Workplan (NMB/12 WP04)
 - a. The current 2017/2018 NMB Workplan will be superseded by a new programme to take effect at the beginning of the 2019/2020 financial year. The proposals for the new work plan are focussed on the need to:
 - Improve the balance between Departure and Arrival initiatives

- Reduce the number of workplan activities prioritising those than can potentially deliver real noise improvement, carrying forward some activities from the current plan
- Finalise the workplan and the schedule for NMB workshops in 2019
- b. NMB/12 was provided with the finalised draft workplan (NMB/12 WP04) for discussion and approval. The plan reflects discussions held at NMB/11, the NMB workshop held on 22nd August which deep dived into the potential workplan topics and, community feedback on priorities since provided by NMB members. The plan includes:
 - Activities not specific to phase of flight including Airspace Modernisation
 - o The balance of Growth and Noise
 - Arrivals Activities
 - Departures Activities
 - Workshops Plan and Communications
- c. Referring to NMB/11 Action 4, NM reported that the WISG had considered this request and believe that two specific departure initiatives fulfil this objective. The first; the review of departure noise limits at which fines are levied and to propose new stricter noise limits for implementation.
- d. The second such initiative in the Workplan calls for analysis of departure profiles on each route, taking into account the detailed work already undertaken, and to clarify whether and where departing aircraft are now being held in level flight, or have reduced climb rates imposed by ATC. Lastly, to engage with NATS and other airports to reduce these constraints.
- e. Acknowledging the lack of time to consider all views during the meeting, and that the outcomes of the NMB Review may also have an impact, NMB Members were invited by the Chairman to provide written feedback on the paper NMB/12 WP04, to NM of Helios no later than 31st October 2018. **NMB/12 Action 5.**

Agenda item 4: Review of NMB Constitution

- 18. Following a short introduction by the Chairman, recalling that the NMB is a unique body, bringing together representatives from all stakeholders in the management and mitigation of aircraft noise, including elected representatives and noise campaign groups (CNG). The Board has been operating for more than two years and has now reached the level of maturity that warrants a root and branch review for the benefit of all stakeholders and, to help continued progress in noise reduction strategies for Gatwick. The Secretary updated the NMB on progress with the review of the NMB Constitution.
 - a. The Secretary described developments related to the review, noting that the first term of appointment of the NMB Members and for the Chairman and Secretary, currently comes to an end in June 2019. The Chairman therefore proposed at NMB/10 (April 2018) that a formal review of the NMB's Constitution should be undertaken to identify and agree any changes for the NMB that may be desirable, so that they may be considered and concluded in good time. There will also be a need to agree an implementation timetable, respecting the need to ensure continuity of NMB competence during any periods of membership transition.

- b. Reflecting these objectives, NMB/11 held in June was provided with a paper (NMB/11 IP25) setting out the background to the establishment of the NMB and inviting Members to consider:
 - i. Is the NMB achieving its intended objectives?
 - ii. Is the constitution of the NMB balanced and efficient?
 - iii. Are the NMB processes delivering appropriate levels of communication and dialogue?
 - iv. Is the pace and urgency in progress of NMB Activities appropriate?
 - v. What changes if any, could be usefully considered?
- c. The intention of the NMB/11 paper was to solicit the views of members and to identify by NMB/12 any potential changes to the NMB that may need to be progressed by the Board when planning its second term. This paper was also circulated to the GATCOM membership.
- d. Feedback to this paper was received by the Secretary and has, as appropriate, been circulated. (NMB/12 IP32)
- e. On July 9th 2018, all CNG Members of the NMB unilaterally issued a letter of "No Confidence in the NMB as currently constituted and led", addressed to GAL and circulated to all members of the Noise Management Board, Gatwick Area MPs and the Minister for Aviation. CNG informed GAL, MPs and the Minister that they are seeking changes to the structure, purpose and leadership of the NMB.
- f. CNG have since presented to GAL proposals for changes to the NMB, and have also clarified their intention to continue to participate in NMB for the duration of their initial term to June 2019. Neither the letter of no confidence, nor the proposals for change were coordinated with other members of the NMB.
- g. CNG representatives met with the GAL CEO and the Director of Planning and Sustainability, on August 6th to set out their objectives for the NMB. GAL, while agreeing that an accelerated timetable is desirable, reminded the CNG that the NMB is the appropriate vehicle to debate changes to its Constitution, and that GAL supports the work of the NMB and its leadership.
- h. It is the opinion of the NMB Chairman that it is now, more important than ever, to ensure that the current review of the NMB is undertaken expeditiously, impartially, transparently and considers the views of *all* NMB Members.
- i. In the light of these developments and the CNG no confidence letter, the Chairman proposed the establishment of a Sub-Committee of the NMB to conduct the review, led by the Surrey County Council NMB Member and additionally comprising NMB Members from West Sussex County Council, ANS and GAL. The committee, which it was proposed should report to the full NMB, has been asked to conduct a review of the purpose, objectives, governance, structure, membership, balance, legitimacy, outcomes, leadership and administration of the NMB, considering the views of all NMB Members.
- j. In this proposal, both the NMB Leadership and CNG would be recused from the review process, relying on the independent judgement of other NMB members, led by the elected County Council Members, to review and assess all relevant issues, before reaching conclusions and making recommendations to the full NMB.
- k. The proposals for the sub-committee, which were announced in August, were adapted to reflect some comments and a counter proposal arising from CNG, excluding CAGNE, (NMB/12 IP22). These included a request for an accelerated timetable, the re-balance

- of industry and community representatives, and the establishment of a plan for an adhoc meeting of NMB in late November to formally receive the report of the review findings.
- I. MB, TM and LK of the proposed committee were present at NMB/12 and had met the prior day with HC, to consider the matter. MB was invited by the NMB Chairman to set out the basis and rationale for the Review work that had been discussed the previous day, and accordingly outlined the plans and answered questions.
- m. Despite the changes made to the review plan that were intended to take account of CNG comments, CNG rejected the proposal, calling for both CNG involvement in the review committee and its independent leadership. There was no support for this proposal from CNG by any other member of the NMB, and no support from the NMB for the alternative review methodology proposed by CNG (NMB/12 IP22).
- n. NMB agreed to vote on the adoption of WP03. The results are outlined in the table;

Supporting WP03 ¹ (7 votes)	Opposing WP03 (4 votes)	Absent/Abstain
GAL	CNG Pair WWCAAG/APCAG	Airline Representative
NATS	CNG Pair ESCCAN/TWAANG	DfT
ANS	CNG Pair GON/PAGNE	
CAA	CNG CAGNE/Plane Wrong	
East Sussex County Council		
Kent County Council		
GATCOM		

- o. Although seven NMB members voted in favour of WP03 and four opposed, the Chairman, who proposed the paper did not use his vote, the 75% majority required by NMB ToR was not achieved, the proposal was therefore not approved on that basis.
- p. Without any NMB agreement on proposed changes to the review plan and timetable, NMB was informed by the Chairman that it had to formally revert to the review plan agreed at NMB/11, due to report in May 2019. Recognising the need for expediency, the Chairman confirmed that NMB would be invited to an Ad-Hoc meeting on November 28th with the expectation that the review findings would be available at that time.
- q. After a lengthy discussion which occupied most of the time allocated for discussion of the NMB Workplan, it was agreed that the review work would continue and that the individuals undertaking the task would be requested by MB to consider including a CNG member of the NMB, in order to secure agreement by CNG of the WP03 proposal. CAGNE did not support this compromise position, citing the imbalance of CNG representation at NMB, which in their view is weighted towards arrivals issues and to communities located beyond the Lowest Observed Adverse Effect Level (LOAEL) of noise from aircraft using Gatwick.

-

¹ The Chairman did not cast a vote

r. Absent an agreement to add a CNG Member, NMB reverts to the review plan set out at NMB/11 (IP25) under the leadership of the NMB Chairman, with the ambition to expedite the process as requested by CNGs and supported by GAL.

Agenda item 5. Any other Business

- 19. Persistent Complaints. The discussion of NMB/11 IP17 is deferred until the legal position of NMB with respect to the application of GDPR has been clarified in writing.
- 20. Still Air Runway Protocol. Given the overrunning discussion earlier in the day, NMB acknowledged the need to discuss this topic and agreed to defer it to NMB/13 in January 2019
- 21. NMB Public meeting. The Chairman reported that NMB will develop plans for the annual NMB public meeting which will be held on 5th December and which will use the format that was well received last year. It will make use of a group of experts, providing the opportunity for the bi-lateral discussion of a wide range of noise related topics.
- 22. The Chairman thanked all members for their patience and contributions and closed the meeting at 17:30.

Schedule of NMB Meetings

The following NMB Meeting and Workshop dates have now been confirmed:

0	NMB Ad-Hoc Meeting	28 November	2018
0	NMB Workshop Fair and Equitable Dispersal/FASI(S)	Postponed	
0	NMB/Airspace Public Meeting	05 December	2018
0	NMB/13	09 January	2019

Attendance List NMB/12	Member	Representative
Air Navigation Solutions	Markus Biedermann	(MB)
Civil Aviation Authority	Mark Simmons	(MS)
Department for Transport	Ian Greene	(IG)
Gatwick Airport Limited	Andy Sinclair	(AS)
NATS	lan Jopson	(IJ)
GATCOM	John Godfrey	(JG)
East Sussex County Council	Rupert Simmons	(RS)
Kent County Council	Michael Payne	(MP)
West Sussex County Council	Liz Kitchen	(LK)
Community Noise Group Pairs	Member/Alternate	
HWCAAG/APCAG	Richard Streatfield/Peter Drum	mond* (RS/PD)
Plane Wrong/CAGNE	Mike Ward/ Sally Pavey*	(MW/SP)
ESSCAN/TWAANG	Irene Fairbairn	(IF)
PAGNE/GON	Atholl Forbes*Martin Barraud	(AF/MBa)
* CNG Speaking role		
Noise Management Board		
Chairman	Bo Redeborn	(BR)
Secretary	Graham Lake	(GL)
NMB Assistant (GAL)	Vicki Hughes	(VH)
Observers and Presenters		
ANS	Kate Smith	(KS)
ERM	Steve Mitchell	(SM)
Gatwick Airport Limited	Tim Norwood	(TN)
Helios	Katie Mathias	(KM)
Helios	Nick McFarlane	(NM)
NATS	Eva Cahill	(EC)
То70	Ruud Ummels	(RU)
Apologies		
Airline Operators Committee	Douglas Moule	(DM)
CNG Coordinator	Charles Lloyd	(CL)
ESSCAN	Dominic Nevill	(DN)
Surrey County Council	Helyn Clack	(HC)

Summary of Actions

NMB/12	Action	Due	Responsible
ACTION 1	NMB Secretary to obtain and distribute written legal guidance for the interpretation of GDPR regulations by NMB, regarding the sharing of information with	November	Secretariat
	members, including copies of e-mails, intended to support planned board discussion, to board members.		
ACTION 2	CNG to provide a written response to NMB/12 IP12 (RNN Feedbacks).		CNG
ACTION 3	Provide a breakdown of GAL airline engagement time split between Arrivals vs Departures outlier management, together with any quantified measures of success for outliers, and including the definition used to identify the outliers.	NMB/13	GAL
ACTION 4	NMB members to make every effort to resolve all outstanding issues to secure the RNN trial commencement in March 2019	NMB/13	NMB
ACTION 5	NMB Members are invited to provide written feedback on the Workplan paper NMB/12 WP04, to NM of Helios no later than 31st October 2018.	Oct 31	NMB
ACTION 6	MB to communicate CNG proposal to add a CNG representative to the review committee	Oct 03	MB



Annex 1. Meeting Documentation NMB/12

NMB/12			
		WORKING PAPERS	
WP01		NMB/11 Proposed Agenda	
WP02	1	NMB/11 Draft Minutes for Ratification	
WP03	4	NMB Review Sub-Committee	
WP04	3	NMB 2019/2020 Workplan	
		INFORMATION PAPERS	
IP01		NMB/12 Meeting Documentation	
IP02		Preview of NMB/12	
IP03	2	NMB/11 Matters Arising: Action List	
IP04	2	RNN Ad-Hoc Meeting Minutes	
IP05	3	Workplan Presentation for August Workshop	
IP06	3	Workplan summary report August Workshop	
IP07	2	GAL Update Growth and Noise Metrics	
IP08	2	Airline engagement report: Resolving Arrivals Outliers	
IP09	3	ILS Joining Point Report	
IP10	3	NMB Implementation Report	
IP11	3	NMB Work Plan 2019/2020 Draft	
IP12	2	RNN Ad-Hoc Meeting Industry Response to Actions	
IP13	2	RNN Technical Workshop Summary paper	
IP14		NMB Workplan Implementation Steering Group Minutes June	
IP15		NMB Workplan Implementation Steering Group Minutes July	
IP16	4	GATCOM SG Summary of recommendations for NMB Review and	
IP17	5	Persistent Complaints	
IP18	2	Low Noise Arrivals KPI development – progress update	
IP19	2	Reduced Night Noise Trial Update	
IP20	4	CNG Proposals for NMB change to GAL July 2018	
IP21	5	Correspondence Bo Redeborn to Tom Tugendhat MP	
IP22	4	CNG Proposal for NMB Review Process	
IP23		Draft Minutes NaTMAG August 2018	
IP24	4	NMB Review Sub- Committee 7 th September 2018	
IP25	4	Review of NMB Constitution copy of NMB/11 IP25	
IP26	4	CNG Letter of No Confidence in NMB 9 July 2018	
IP27	4	Request to CNG consensus for clarification of CNG intentions and the response	
IP28	4	Establishment of NMB Review Sub-Committee August 22 nd 2018	
IP29	4	Review Sub-Committee Clarifications for CNG	
IP30	4	Correspondence from Aviation Minister Baroness Sugg to LGW area MPs	
IP31	4	GAL and NMB Presentations to MP round table Westminster 11 July 2018	
IP32	4	NMB Review, written Feedback to NMB/11 IP25	
IP33		Review of NMB/12	
		External PAPERS	
FL01	4	The Future of the NMB James Lee paper	
FL02			