

COMMITTEE REF:

REF:
LLAAQT&FG/03/19



NOTICE OF MEETING

LONDON LUTON AIRPORT AIR QUALITY IMPACT TASK & FINISH GROUP

Date : **TUESDAY, 12 MARCH 2019**

Time : **18:00**

Place : **COMMITTEE ROOM 2
TOWN HALL, LUTON**

| | | |
|---------------------|------------------|-----------------|
| Councillors: | CHOWDHURY | NICHOLLS |
| | KEENS | PETTS |
| | MOLES | WAHEED |

Quorum: **3 Members**

Eunice Lewis (01582 547149)

PUBLIC INFORMATION:

Members of the public are entitled to take photographs, film, audio-record and report on all public meetings in accordance with the Openness of Local Government Bodies Regulations 2014. People may not however act in anyway considered to be disruptive and may be asked to leave. Notice of these rights will be given verbally at the meeting.

EMERGENCY EVACUATION PROCEDURE

Committee Rooms 1, 2, 4 & Council Chamber:

Turn left, follow the green emergency exit signs to the main town hall entrance and proceed to the assembly point at St George's Square.

Committee Room 3:

Proceed straight ahead through the double doors, follow the green emergency exit signs to the main Town Hall entrance and proceed to the assembly point at St George's Square.

AGENDA

| <i>Agenda Item</i> | <i>Subject</i> | <i>Page No.</i> |
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INTRODUCTIONS, PHOTOGRAPHY, FILMING & AUDIO RECORDING

1 **ELECTION OF CHAIR**

2 **APOLOGIES FOR ABSENCE**

3 **MINUTES**

4 **DISCLOSURES OF INTEREST**

Members are reminded that they must disclose both the existence and nature of any disclosable pecuniary interest and any personal interest that they have in any matter to be considered at the meeting unless the interest is a sensitive interest in which event they need not disclose the nature of the interest.

A member with a disclosable pecuniary interest must not further participate in any discussion of, vote on, or take any executive steps in relation to the item of business.

A member with a personal interest, which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the member's judgment of the public interest, must similarly not participate in any discussion of, vote on, or take any executive steps in relation to the item of business.

Disclosable pecuniary interests and Personal Interests are defined in the Council's Code of Conduct for Members and Co-opted members.

5 **URGENT BUSINESS**

The Chair to report on any business which is considered to be urgent and which should be discussed at the meeting in accordance with Section 100B(4)(b) of the Local Government Act 1972 and to determine when, during the meeting, any such business should be discussed.

REPORTS

6 **LONDON LUTON AIRPORT AIR QUALITY TFG -
DRAFT SCOPE**

(Report of the Democracy and Scrutiny Officer)

4 - 7

LOCAL GOVERNMENT ACT 1972, PART VA

To consider whether to pass a resolution under Section 100A(4) of the Local Government Act 1972 to exclude the public from the meeting during consideration of any item listed above if it is likely that if members of the public were present during those items there would be disclosure to them of exempt information falling within the Paragraphs of Part 1 of Schedule 12A to the Local Government Act 1972.

| | |
|--|--------------------------|
| SCRUTINY TASK & FINISH GROUP: LONDON LUTON AIRPORT AIR QUALITY IMPACT | AGENDA ITEM 6 |
| <p>DATE OF MEETING: 12th March 2019</p> <p>REPORT OF: Democracy and Scrutiny Officer</p> <p>REPORT AUTHOR: Eunice Lewis Tel: 01582 547149</p> <p>SUBJECT: London Luton Airport Air Quality TFG - Draft Scope</p> | |

PURPOSE

1. To request members of the London Luton Airport Air Quality Impact Task and Finish Group to consider and agree the scope for the review attached as an appendix to the report.

RECOMMENDATION (S)

2. **The London Luton Airport Air Quality Impact Task and Finish Group is recommended to:**
 - (i) **Comment and agree the scope attached as an appendix to the report.**
 - (ii) **Note the review will fully commence after the May election; and the future dates to be decided at the first meeting after the May election.**
 - (iii) **Delegate to the Democracy and Scrutiny Officer to make any necessary amendments to the scope in consultation with the Chair.**

REPORT

3. At the meeting of the Overview and Scrutiny Board held on 24th September 2018 a report of the Director Place and Infrastructure was received on the "Environmental Impact of LTN – Access Transport and Air Quality". Members were informed of previous discussions in respect of investigating the impact of the airport with a focus on air quality impact and surface access transport.
4. Members of the Board subsequently reviewed the best approach to carry out the scrutiny of air quality issues pertaining to London Luton Airport.
5. At the meeting of the Overview & Scrutiny Board (OSB) on 19th November 2018 it was resolved it was establish there was a need for a Task and Finish Group to consider local air quality and air pollution impact with a focus in the ward surrounding London Luton Airport namely: Stopsley, Wigmore, Crawley, Roundgreen and South wards). As it was not within the remits of the OSB to establish a TFG a recommendation was made to the OSC for this purpose.

6. The Overview and Scrutiny Committee (OSC) met at the conclusion of the OSB meeting on 19th November 2018 to consider the recommendation from the Board to establish the Air Quality Impact TFG.
7. The Task and Finish Group is requested to review the draft scope, attached as an Appendix to the report, and amend or add anything as appropriate delegating responsibility for the amendments to the Democracy and Scrutiny Officer in consultation with the Chair.
8. The Membership of the Task and Finish Group is 6 Members with a quorum of 3.
9. The membership of the Task and Finish Group will be refreshed after the local elections in May 2019.

Co-opted Membership

10. The procedure for establishing task and finish groups allows co-opted members to be appointed to the group which can be professionals with expert knowledge in this area and is something Task and Finish Group may wish to discuss at meeting after the May election.

APPENDIX:

London Luton Airport Air Quality Impact Task and Finish Group – Draft Scope

| Membership: | Supporting Officers |
|--|---|
| <ul style="list-style-type: none"> Councillor Keens Councillor Moles Councillor Petts Councillor Nicholls Councillor Waheed Councillor Chowdhury | <ul style="list-style-type: none"> Eunice Lewis-Okeowo – Democracy and Scrutiny Officer (Project Lead) Andrew Loosley –Technical Officer – Air Quality Stephen Gunther - Service Director Healthcare Adults Commission Chris Hall - Communications and Engagement Manager (LLAL) Sue Frost - Service Director Planning & Economic Growth- Anita Gackowska - Service Director Place and Infrastructure/LLAL |

1. BACKGROUND

The Overview and Scrutiny Committee set up a Task and Finish Group to investigate air quality and pollution in the wards surrounding London Luton Airport. As infrastructure of national significance, the Airport is a major driver of economic activity, including international trade and tourism. London Luton Airport is an asset owned by London Luton Airport Ltd. The Council is 100% shareholder of the company. However, the day-to-day operation of the airport is undertaken by London Luton Airport Operations Ltd.

The review will focus on the assessment of air quality in the wards immediately around London Luton Airport (namely Stopsley, Wigmore, Crawley, Roundgreen and South wards) and will include:

- a review of similar previous studies to identify pollutants of concern;
- the consideration of all currently available sources of local air quality data;
- the appraisal and benchmarking of the current LBC and LTN air monitoring programmes;
- an assessment of compliance with relevant legislation (both UK and European) and current Council policy; and
- the consideration of the public health impact of air pollution.

What is Air Quality and Air Pollution

“Good air quality pertains to the degree which the air is clean, clear and free from pollutants such as smoke, dust and smog among other gaseous impurities in the air. Air quality is determined by assessing a variety of pollution indicators. Good air quality is a requirement for preserving the exquisite balance of life for humans, plants, animals and natural resources. As such, human health, plants, animals and natural resources are threatened when pollution in the air reach high concentrations”. Therefor poor air quality can affect and or harm:

- Environment*
- Human health*
- Plans*
- Animals*
- Natural resources, etc.*

National Context – Legislative and Policy Framework

The UK has statutory monitoring networks in place to meet the requirements of these Directives with air quality modelling used to supplement the monitored data. The results must be submitted to the European Commission each year. The UK air quality framework is derived from a mixture of domestic, EU and international legislation and consists of three main strands:

- Legislation regulating total emissions of air pollutants – the UK is bound by both EU law (the National Emission Ceilings Directive) and international law (the Gothenburg Protocol to the UNECE Convention on Long-range Transboundary Air Pollution);
- Legislation regulating concentrations of pollutants in the air; and
- Legislation regulating emissions from specific sources such as permitted installations.

Local Context

- London Luton Airport is an asset owned by London Luton Airport Ltd. The Council is 100% shareholder of the company. However, the day-to-day operation of the airport is undertaken by London Luton Airport Operations Ltd.
- The Airport bring many benefits to the town, but there are also wider potential impacts, some of which may be adverse including but not limited to accessibility, noise, climate change, landscape and ecology and archaeology and heritage. However, for the purpose of this Task and Finish Group, the focus will be on Air Quality and Pollution and the impact around the wards within close proximity of the Airport.
- LLACC does in part provide an opportunity to discuss matters of concern across the wider footprint of the Airport, but it does not offer the opportunity for the detailed consideration of matters. Also Scrutiny Board have in the past considered some airport related matters including financial decisions of the Shareholder but has not had an opportunity to consider some of the wider benefits and impacts.

2. GUIDING PRINCIPLES

The work of the Group is guided by the following principles:

- The LTN Air Quality Task and Finish Group will meet on 12th March 2019 to agree the scope, and thereafter will fully commence after the May election. Timing and completion date will be decided at the first meeting at the May election.
- A consistency panel meeting will be arranged two weeks prior to the final submission of the draft final report to the OSB at a future meeting to be decided when the completion date is identified.
- The final report to the Overview and Scrutiny Board will be (to be discussed) and the Council’s Executive on (to be discussed)

3. OBJECTIVES

- To provide a clear overview of air quality and related health effects in the wards surrounding the airport based on the currently available data;
- To listen to and adequately investigate community concerns regarding the Airport’s current impact on local air quality;
- To review and benchmark the current LBC and LTN air quality monitoring programmes, where necessary identifying potential improvements in scope, coverage and quality to ensure all pollutants of concern are adequately monitored.

4. METHODOLOGY/ APPROACH

Taking evidence from:

- Relevant Portfolio Holder(s) i.e. Leader of the Council – London Luton Airport
- LLAOL – Chief Executive
- Service Director Place & Infrastructure/LLAL
- Director of Public Health
- Web based research
- Voluntary sector organisations (LADACAN)
- Director for Place and Infrastructure
- University of Bedfordshire – Research on air quality
- Review of relevant documents/data – benefits of the LLA Air Quality Annual Monitoring Report
- The economic impact of London Luton Airport November 2015

Public Involvement:

- Various methods, press release, council’s website/local and voluntary organisations
- To engage with local community to address the issues of concern regarding the impact of air pollution and air quality around the airport.

Documents/Reports Examination, including:

- LLA Economic Report - Executive Summary
- Economic Impact Report Infographic
- London Luton Airport Economic Impact Assessment
- Impacts of the wider operation of London Luton Airport in the Annual Monitoring report
- Quarterly Monitoring Report Qtr 1 2018
- Current action plan on air quality

5. PUBLIC INVOLVEMENT

The public to be informed about the work of the Task and Finish Group – ‘LLA Air Quality’ with views sought from the following:

- Local media, including press, LC press release and local radios;
- Council’s website, twitter; facebook, Councillor ward surgeries/Your way, your say community publications and Lets Talk Council Ward meetings, etc.

All overview and scrutiny task and finish group meetings are public meetings, except when confidential matters are being discussed. All agenda and minutes are published on the Council’s website and members of the public have the opportunity to voice their views on matters under discussion, with permission from the Chair.

Feedback on the recommendations of the Task and Finish Group and the decisions of the Council’s Executive will be provided to the public, through a press release and published on the Council website and reported at Area Committees.

6. EXCLUSIONS FROM THE T&FG

This will help to contain information within the scope but background information may be considered if requested by members but will not form part of the final recommendations. Members to note that statutory processes already in place for some of the activity of London Luton Airport Operations Ltd and London Luton Airport Ltd will be outside of the scope of the review. These currently include:

- Planning Application 17/02300 relating to Century Park;
- The non-statutory consultation on the Development Consent Order for the growth of the airport from 18 mppa to 32mppa by 2050
- Any Airspace Change procedures which are regulated by the Civil Aviation Authority
- Board decisions of London Luton Airport Ltd

| | Work Programme Items/ Tasks | Lead Officers/ Members | Significant Dates/ Comments |
|--------------------|---|---|---|
| | Manage / co-ordinate project and provide general advice/ support to members | Eunice Lewis – Democracy & Scrutiny Officer | Attend all T & F meetings and ad hoc informal meetings when required. |
| Project Management | Andrew Loosley | Expert Lead Officer/Air Quality | Attend all T & F meetings and ad hoc informal meetings when required. |
| | Provide community engagement advice/ support to members | Chris Hall | Attend meetings as and when required. |
| | Arrange/ minute formal meetings and provide constitutional advice/ support to members | Democracy and Scrutiny Officer | Meeting dates: T.B.A. |

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| Evidence Gathering | Overview of Air Pollution and Air Quality Impact around the airport | Air Quality Expert | |
| | Key impacts of air pollution and air quality and the effective management of the impact on a wider footprint; | Air Quality Expert | |
| | Best practice and Learning Models; Birmingham, Manchester, to have a wider understanding of issues of air pollution and air quality on access parking and air quality and to explore gaps and areas of improvement | Birmingham Manchester | |
| | Does the Council have a role in managing some of these issues and if it does what can it do; | Air Quality Expert | |
| | What reasonable assurances can be tested that air pollution and air quality have been properly ameliorated | LLAOL | |
| | Perceived Air Pollution | Air Quality Expert | |
| | Air Quality and Public Health Impact | Stephen Gunther | |
| | Representatives from Council Departments: - Planning - Housing | | |
| | Expert Witnesses (Local) PUBLIC HEALTH | Public Health | |
| | Expert Witnesses (External) LADACAN/Defra | LLAL | |
| | What recommendations, if any, can be made to the Council's Executive and or Partners? | TFG | |
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| Public involvement | | | |
| | Communications/ PR | Chair/ Angela Fraser /Communications Officer | Press release/Front page of council Website/Councillor Ward Surgeries/Your Way, Your Say community days publication / Let's Talk Council Ward meetings/Garry Roberts and Marek Lubelski. |
| | Post review public feedback | All Members | |

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| Report | Final report to Overview & Scrutiny Board | Chair of T&FG | Date to be decided |
| | Final report to Executive | Chair of T&FG | Date to be decided |