

## **MAYORAL DELEGATION**

### **MD2048**

#### **BACKGROUND**

1. The Government announced on 25 October 2016 that increased aviation capacity in the UK should be achieved by building a third runway at Heathrow airport.
2. TfL's experience of and expertise on aviation matters extends beyond purely transport issues as a consequence of TfL engaging with the Airport Commission, the Government and other parties on the recent development of aviation policy. In considering the Airport Commission's recommended option for a third runway at Heathrow and the alternatives, TfL gained technical expertise in assessing engineering feasibility, environmental impacts (including air quality and noise), socio-economic impacts, airspace impacts, commercial viability and regulatory issues.
3. Now that the Government has made its decision, it is appropriate that TfL further analyses the option of a third runway at Heathrow, in general and not just from the perspective of surface access issues, and considers the effectiveness of mitigation measures that the Government intends to implement. This will enable TfL to engage with the Government as it prepares its National Policy Statement and during the planning process.
4. The Mayor has directed that TfL provide technical advice and assistance to affected borough councils, environment groups and any other relevant party who is or is contemplating challenging the decision. He has also directed TfL to join in any such legal action if it is appropriate for it to do so.
5. In order for TfL to be able to apply the full scope of its expertise and experience to engage with the Government and assist parties who are seeking to challenge the Government's decision and to join in any resulting legal action, it is prudent that the Mayor authorises TfL to exercise his functions under sections 30 and 34 of the Greater London Authority Act 1999 ('GLA Act').

#### **DELEGATION**

Under s 38 of the GLA Act, I hereby authorise TfL to exercise the Mayor's powers under sections 30 and 34 of the GLA Act for the purpose of:

- (a) assessing the option of a third runway at Heathrow including the environmental implications;
  - (b) engaging with the Government on their development of a National Policy Statement and on the planning process for the third runway at Heathrow in general;
  - (c) providing technical advice and assistance on any matter which TfL has skill, experience or expertise to appropriate parties who are or who are contemplating challenging the
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Government's decision that a third runway be built at Heathrow. Such advice and assistance is not restricted by subject matter but does not extend to TfL providing legal services other than pursuant to a separate arrangement;


- (d) participating in a legal challenge to the Government's decision that a third runway be built at Heathrow whether as a party or an interested party as is appropriate;
- (e) undertaking analysis of the case for building a second runway at Gatwick; and
- (f) doing anything else that is required by the associated direction.

## **CONDITIONS**

The delegation is made subject to the following conditions:

- (a) TfL will provide me and the TfL Board with reports on progress and developments relating to the preparation for and conduct of the challenge to the Government's decision.
- (b) TfL will comply with any instructions or guidance issued by me or any officer I nominate.
- (c) TfL shall at all times afford the GLA's Monitoring Officer all reasonable co-operation and access to such documents and facilities as may be required from time to time in respect of that person's functions under s 5(2) of the Local Government and Housing Act 1989.

Signed.....



**Sadiq Khan – Mayor of London**

Dated...16/11...2016