

# ELVAA

**Chairman: Steve Charlish  
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Kings Norton,  
Leicestershire LE7 9WX**

Miss Charlotte Atkins MP  
Under Secretary of State,  
Department for Transport,  
Great Minster House,  
76 Marsham Street,  
London.  
SW1P 4DR

12<sup>th</sup> January 2005

Dear Miss Atkins,

I have reviewed your reply as the Minister responsible for aviation issues in a letter to Edward Garnier 23 December 2004 your Ref: AD/CA/017977/04 concerning Nottingham East Midlands Airport and request that you clarify in detail the mechanisms that have been employed.

(It is our intention to exploit The Freedom of Information ACT 2000 for all replies from the DfT and Directorate of Airspace Policy.)

1. I am of course referring to the local communities request for stringent noise control over the airport's night-time activities and the Department for Transport's insistence on local controls being applied rather than applying some meaningful controls under section 78-80 of the 1982 Civil Aviation Act.

Your comment "on the proviso that the airport must effectively implement and manage its enhanced noise controls scheme."

This presumably refers to the "NEMA 10 point voluntary noise plan", which for the residents who have to suffer routine night noise is somewhat of an insult to the Quality of Life for many people in the Midlands Region.

"Officials reviewed the situation in July 2003 and August 2004 and found that the airport management are taking all reasonable steps to control noise, especially night noise, and have fulfilled the commitments made at the time of the decision not to designate."

Would you please explain the mechanisms taken by the Department for Transport in the airports reviews, in a detailed breakdown so that we may do our analyses on this endorsed review of "enhanced night control scheme" and ask that you reveal who the officials are and by what qualifications do they have in interpretation of community noise disturbance.

Please also list the resident groups (NGO's) and contacts at the Stakeholder Local Government Offices, at district or county council who were contacted regarding

the airports review of enhanced noise controls scheme for July 2003 and August 2004.

2. Would you please qualify in detail the Department for Transport's mechanisms for refusing the Designation under s78 –80 of the Civil Aviation Act on the 18<sup>th</sup> June 2002 in regard to the Local Districts Councils (North West Leicestershire District's Council) request for designation of the Nottingham East Midlands Airport.

As the local council had been unable to achieve any meaningful control on the airport's night noise activities because of the exemption's which enable Civil Air Transport to be not liable from any noise trespass and unable to justify prohibitive costs for a legal challenge regarding planning restrictions it is felt in this community that the Government has neglected the region in looking after the well being of its residents by not applying stringent noise controls particularly on night time aircraft movements.

Please do not hesitate to contact should you require any further information.

Yours Sincerely

A handwritten signature in blue ink, appearing to read 'S. Charlish', on a light-colored background.

Steve Charlish

[www.elvaa.org](http://www.elvaa.org)

East Leicestershire Villages Against Airspace

[www.demand.uk.net](http://www.demand.uk.net)

Demand East Midlands Airport is Now Designated

**Copies letters:**

**Mr Edward Garnier QC, MP**

**Mr Kenneth Clarke QC,MP**

**Mr Keith Vaz MP,**

**Mr Stephen Dorrell, MP**

**Mr Alan Duncan MP**

**Mr David Taylor MP**

**Mr David Parsons Leader Leicestershire County Council**

**Dr Kevin Feltham Cabinet Member, Leicestershire County Council**

**Mr Simon Galton Leicestershire County Councillor**

**Other interested parties.**