EXPLANATORY MEMORANDUM TO

THE HEATHROW AND GATWICK AIRPORTS—LONDON NOISE INSULATION GRANTS (REVOCATIONS) SCHEME 2014

2014 No. 3233

1. This explanatory memorandum has been prepared by the Department for Transport and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

This instrument revokes two Schemes which set out provisions for domestic insulation grant schemes for dwellings around Heathrow and Gatwick airports. These schemes have expired as applications for grants needed to be made by 31st March 1991 with all insulation work completed by 30th September 1992. The Schemes are therefore spent.

3. Matters of special interest to the Joint Committee on Statutory Instruments

None

4. Legislative Context

4.1 This instrument revokes the following instruments:

- The Heathrow Airport—London Noise Insulation Grants Scheme 1989 (S.I. 1989/247);
- The Gatwick Airport—London Noise Insulation Grants Scheme 1989 (S.I. 1989/248).

4.2 This instrument forms part of the implementation of the Government's Red Tape Challenge initiative. More information about this programme of work, and the instruments revoked by this instrument, is provided below.

5. Territorial Extent and Application

5.1 This instrument applies to all of the United Kingdom.

5.2 The powers under which these instruments are made have been transferred to the Scottish Ministers and Northern Ireland Assembly in so far as they are exercisable in or as regards Scotland and Northern Ireland. However, as the Schemes relate only to aerodromes in England, the Secretary of State is competent to revoke the instruments.

6. European Convention on Human Rights

As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy background

- ***What is being done and why***

7.1 In April 2013, the Department for Transport published on-line 83 statutory instruments applying to the aviation sector as part of the Government's Red Tape Challenge initiative, inviting comments on whether each instrument should be revoked, retained or improved. The objective was to re-examine all the instruments and gather views on how the aims of existing regulation can be fulfilled in the least burdensome way possible. The initiative also considered how the statute book might be tidied up through the revocation of instruments which are spent, have been superseded, or are no longer required.

7.2 Following detailed examination, it was concluded that 26 instruments could be revoked and 17 improved. These two instruments were amongst those identified as suitable for revocation because they are spent.

7.3 The *Heathrow Airport—London Noise Insulation Grants Scheme 1989* and the *Gatwick Airport—London Noise Insulation Grants Scheme 1989* required Heathrow Airport Limited and Gatwick Airport Limited to pay grants towards the cost of installing domestic insulation in eligible dwellings close to the airports. The grants were only available for a limited period: the last date for making an application was 31st March 1991, and all insulation work had to be completed by 30th September 1992. As these dates are long past, the instruments are now spent and can be revoked.

- ***Consolidation***

7.4 This instrument revokes two instruments and no consolidation is required.

8. Consultation outcome

The Department consulted the relevant management teams at Heathrow and Gatwick Airports about the proposed revocations, as required by section 79(6) of the Civil Aviation Act 1982. As the instruments are spent both teams were content with the proposed revocations.

9. Guidance

Specific guidance on this Statutory Instrument is unnecessary because it revokes legislation which is spent.

10. Impact

A full regulatory impact assessment has not been produced for this instrument as no impact on business, charities or voluntary bodies or the public sector is foreseen.

11. Regulating small business

The legislation does not apply to small business.

12. Monitoring & review

This instrument revokes two spent instruments so no monitoring or review is required.

13. Contact

Colin Dunn at the Department for Transport Telephone: 0207 944 2216 or email: colin.dunn@dft.gsi.gov.uk can answer any queries regarding the instrument.