



**WELWYN  
HATFIELD**

**Chris Carter**  
**Assistant Director (Planning)**  
Reply to: address as below  
Date: 14 March 2023

Email: [REDACTED] [@welhat.gov.uk](mailto:[REDACTED]@welhat.gov.uk)

Sian Evans  
Case Manager  
National Infrastructure Planning  
Temple Quay House  
2 The Square  
Bristol, BS1 6PN

Dear Sian,

## **Planning Act 2008 (as amended) – Section 55**

### **Application by London Luton Airport Limited for an Order Granting Development Consent for the Expansion of London Luton Airport**

#### **Adequacy of consultation request**

Thank you for your letter dated 28 February 2023 regarding the above application for an Order granting development consent on 27 February 2023. Welwyn Hatfield Borough Council (“the Council”) notes that a decision whether to accept the application for Examination must be made by 27 March 2023. As set out in your letter, this response focuses on the three duties.

#### **1. Duty to consult – Planning Act 2008 (as amended) (PA2008) – section 42**

The Council is identified as one of several “neighbouring” local authorities as defined by Section 43(2) of the Act. The Council was consulted on the two s42 Duty to Consult consultations relating to the First (2019) and Second (2022) Statutory Consultation exercises described in sections 4 and 6 of Consultation Report. The Council was notified of the deadline for the receipt of responses and the period of consultation.

#### **2. Duty to consult the local community - PA2008 – section 47**

The Council can confirm that it received two s47(2) consultations in 2019 and 2022 on a draft Statement of Community Consultation and that the period of consultation was that stipulated within s47(3).

Regarding s47(5), the Council responded to the 2022 consultation, the response was agreed by the Executive Member, Resources and Planning. It is noted our response is not recorded in the Consultation Report as we would have expected, in table 5.1. It is however, captured

Welwyn Hatfield Borough Council, The Campus, Welwyn Garden City, Herts AL8 6AE  
DX 30075, Welwyn Garden City 1

Tel: 01707 357000

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in Appendix M 2022 Due Regard Tables Part 1 of 4, reference 8 and 9. A full copy of our responses is attached as Appendix 1.

The Council has had regard to the Consultation Report and has no reason or evidence to assume that the contents of that report are other than correct and that the s47(6) Duty to publicise requirements have been satisfied.

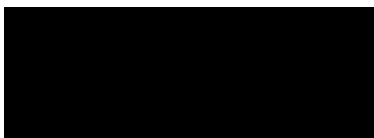
The Council has had regard to the Consultation Report and has no reason or evidence to assume that the contents of that report are other than correct, that consultation was carried out in accordance with the Statement of Community Consultation and that the requirements of s47(7) have been generally satisfied.

The Council has had regard to the Consultation Report and has no reason or evidence to assume that the contents of that report are other than correct and that the s48 Duty to publicise requirements have been satisfied.

### **3. Duty to publicise - PA2008 – section 48**

The Council was consulted on the 2018 non-statutory consultation described in section 2 of Consultation Report.

Yours sincerely



**Chris Carter**  
**Assistant Director (Planning)**  
**Welwyn Hatfield Borough Council**

Enc. Appendix 1. 2022 Consultation Response Welwyn Hatfield Borough Council

# APPENDIX 1

**Matt Wilson**

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**From:** Matthew Wilson  
**Sent:** 01 April 2022 16:55  
**To:** [REDACTED]  
**Cc:** [REDACTED]; Matthew Wilson  
**Subject:** Future Luton 2020 - Response to Consultation - Welwyn Hatfield Borough Council  
**Attachments:** plan\_twa\_10-02-2022\_10-45-25.pdf; Ltrr WHBC Luton Rising March 2022.pdf

<b>Tracking:</b>	<b>Recipient</b>	<b>Delivery</b>	<b>Read</b>
	[REDACTED]		
	[REDACTED]		
	Matthew Wilson	Delivered: 01/04/2022 16:56	Read: 05/04/2022 14:04

**Expansion of London Luton Airport  
Statutory Consultation  
Planning Act 2008 Section 42: Duty to consult on a proposed application**

Dear Anthony

Please find attached a letter from Chris Dale, Head of Planning at Welwyn Hatfield Borough Council. The letter is in response to the above mentioned consultation. Your letter to the Council dated 8 February, also attached, identified Emma Graham as Head of Planning, for your records this is now Christopher Dale.

I would be grateful if you could acknowledge safe receipt of this email and letter.

Kind regards  
Matt

Matthew Wilson BSc (Hons) MSC MRTPI  
Principal Planning Officer  
Planning Policy and Implementation  
Welwyn Hatfield Borough Council, The Campus  
Welwyn Garden City  
Herts AL8 6AE  
Email: [REDACTED]@welhat.gov.uk

***Working better, together***

[www.welhat.gov.uk](http://www.welhat.gov.uk)

[REDACTED]



**WELWYN  
HATFIELD**

**Christopher Dale  
Head of Planning**

Reply to: address as below  
Date: 4 April 2022

Anthony Aldridge  
Programme Director – Luton Rising  
Luton Rising  
Hart House Business Centre  
Kimpton Road  
Luton  
LU2 0LA

[futureluton@lutonrising.org.uk](mailto:futureluton@lutonrising.org.uk)  
[2022consultation@lutonrising.org.uk](mailto:2022consultation@lutonrising.org.uk)

Dear Anthony

**Luton Rising Future Luton Airport Expansion  
Statutory Consultation 8 February – 4 April 2022.**

Thank you for informing us of your Statutory Consultation on proposals for the expansion of Luton Airport.

We note the size and nature of proposals mean that expansion of the airport is classified as a Nationally Significant Infrastructure Project under the Planning Act 2008 ("the Act") and as such will require a Development Consent Order from the Secretary of State.

Having reviewed proposals, including the Preliminary Environmental Impact Assessment (PEIA), we are aware that technical work to date does not suggest there will be any significant impact upon Welwyn Hatfield residents.

The Borough is approximately 11km from the airport. It is noted that the noise impact zone study area does not extend to include the northern villages of Welwyn Hatfield. It is considered that the geographic scope of current technical assessments do not adequately assess impacts upon Welwyn Hatfield and we request that any future technical work take into account the administrative area of Welwyn Hatfield Borough so that we are fully able to determine the impact of proposals. Assessments should include the impact on Welwyn Hatfield on:

- Noise and air quality – assessments should consider the impact on the Borough from the identified increase in activity, any resulting change in approaches/departure routes and holding patterns, and changes to operational hours.

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- Highway/Transport – assessments should consider the impact on the Borough from the increase in vehicle movements along key routes and junctions, including but not limited to, the already congested East/West route along the B653 via Wheathampstead.

It is noted that the intention is to submit an application to the Planning Inspectorate in late summer 2022. Based on the submitted assessments the Council may still raise objections to the proposal. We would be grateful if the Council could be informed of all future consultation and informed of key stages in the proposal's development, including submission of the application to the Planning Inspectorate.

Yours sincerely



Christopher Dale

Head of Planning

8 February 2022

Emma Graham  
Head of Planning  
Welwyn Hatfield Borough Council  
The Campus  
Welwyn Garden City  
AL8 6AE

**Luton Rising**  
Hart House Business Centre  
Kimpton Road  
Luton  
LU2 0LA

lutonrising.org.uk  
01582 522 300

WELWYN HATFIELD  
10 FEB 2022  
PLANNING

Dear Consultee,

**EXPANSION OF LONDON LUTON AIRPORT  
STATUTORY CONSULTATION – 8 FEBRUARY TO 4 APRIL 2022  
PLANNING ACT 2008 SECTION 42: DUTY TO CONSULT ON A PROPOSED  
APPLICATION**

I am writing to you regarding London Luton Airport Limited's (trading as Luton Rising) proposals to expand London Luton Airport. The proposals include a new terminal and supporting facilities and infrastructure on land to the north of the existing runway. Alongside adjustments to the existing terminal, this would allow expansion to be phased over time in line with demand, increasing capacity from the current permitted cap of 18 million passengers per annum ("mppa") up to 32 mppa ("the Project").

On 1 December 2021, the local planning authority (Luton Borough Council) resolved to grant permission for the current airport operator to grow the airport up to 19 mppa, from its previous permitted cap of 18 mppa. Since then, the Secretary of State for Levelling up, Housing and Communities has issued a "holding direction" which prevents Luton Borough Council from issuing a final decision while the Secretary of State considers whether he should call-in and decide the 19 mppa planning application.

Details of our proposals can be found in our Consultation Brochure, which is available as part of the full suite of consultation documents on the USB drive enclosed.

Our expansion proposal is classified as a Nationally Significant Infrastructure Project under the Planning Act 2008 ("the Act"). This means that an application for a Development Consent Order is required to authorise our proposals. The application will be submitted to the Planning Inspectorate, who will examine the application on behalf of the Secretary of State, who will then take the decision on whether the proposals are approved. We are aiming to submit our application later in the year.

Prior to making an application, we are required to consult with a variety of people and organisations about our proposed application in accordance with section 42 of the Act. You are receiving this letter because we believe you fall into one of the categories of people or organisations that we are required to consult before submitting an application.

In Autumn 2019, we held a statutory consultation on our proposals in accordance with the requirements of the Act. Following a project review, we have identified some changes to the proposals and are now holding a second statutory consultation on the Project as a whole.

**This letter is notice of our statutory consultation taking place from 8 February to 4 April 2022.**

This statutory consultation is an opportunity for you to share your views on the proposals, which we strongly encourage you to do. This will enable us to take your views into account in developing and refining the proposals in advance of submitting our application for development consent. There will be limited opportunity to influence the proposals once the application has been submitted, so now is the best time to have your say.

As the proposed project is an Environmental Impact Assessment (“EIA”) development as defined by the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017, we have prepared a Preliminary Environmental Information Report (“PEIR”) which will present the preliminary findings of the EIA. The purpose of the PEIR is to enable consultees to understand the likely environmental effects associated with the proposed development and to help inform their consultation responses. An Environmental Statement will also be submitted with our application for development consent.

Included with this letter is a USB drive containing the full suite of consultation documents and a copy of the statutory notice which we have published under sections 42, 47 and 48 of the Act. Please read this notice, which contains:

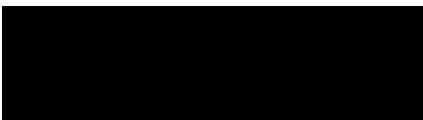
- a list of the consultation documents;
- information on how you can access the full suite of consultation documents, including in electronic format via our website [www.lutonrising.org.uk](http://www.lutonrising.org.uk) and in hard copy;
- details of our virtual consultation room and a list of the face-to-face consultation events we are holding with their dates and timings; and
- information about how you can respond to the consultation.

Consultation on our proposals commences on Tuesday 8 February 2022 and the deadline for receiving responses to the consultation is **11:59 pm on Monday 4 April 2022**.

Further information about the Act and Development Consent Orders can be found on the Planning Inspectorate’s website: <https://infrastructure.planninginspectorate.gov.uk/>

Should you have any further questions at this stage, please do not hesitate to contact us using the details provided below.

Yours faithfully,



Antony Aldridge  
Programme Director, Luton Rising

**Email:** [futureluton@lutonrising.org.uk](mailto:futureluton@lutonrising.org.uk)  
**Leave us a voicemail:** 0800 538 5203



## **LONDON LUTON AIRPORT LIMITED (TRADING AS LUTON RISING)**

### **SECTIONS 42, 47 AND 48 OF THE PLANNING ACT 2008 (“THE ACT”)**

### **REGULATION 4, INFRASTRUCTURE PLANNING (APPLICATIONS: PRESCRIBED FORMS AND PROCEDURE) REGULATIONS 2009 (“THE 2009 REGULATIONS”)**

## **EXPANSION OF LONDON LUTON AIRPORT**

### **NOTICE OF PUBLICATION OF A STATEMENT OF COMMUNITY CONSULTATION AND NOTICE PUBLICISING A PROPOSED APPLICATION FOR A DEVELOPMENT CONSENT ORDER**

**LONDON LUTON AIRPORT LIMITED (“LLAL”), trading as Luton Rising**, of Hart House Business Centre, Kimpton Road, Luton, LU2 0LA (“the Applicant”) proposes to make an application (“the Application”) under section 37 of the Act to the Secretary of State for Transport for a Development Consent Order (“DCO”) for the proposed expansion of London Luton Airport in south east Luton.

In accordance with section 47 of the Act, this notice publicises where and when the Statement of Community Consultation (SoCC) can be inspected. The SoCC sets out how the Applicant will undertake its consultation. Additionally, the Applicant has a duty to publicise the proposed Application under section 48 of the Act in line with Regulation 4 of the 2009 Regulations. In accordance with those provisions, this notice also summarises the main proposals and explains where the consultation documents can be viewed.

Since the sections 47 and 48 notice published in October 2019, there have been changes made to the project and it has therefore been decided to carry out a further round of statutory consultation.

#### **Summary of proposed works**

The project will build on the current operational airport with the construction of a new passenger terminal and additional aircraft stands to the north east of the runway. This will take the overall passenger capacity to 32 million passengers per annum. In addition to the above and to support the initial increase in demand, the existing infrastructure and supporting facilities will be improved in line with the phased growth in capacity of the airport.

Key elements of the project include:

- Extension and remodelling of the existing passenger terminal (Terminal 1) to increase capacity
- New passenger terminal building and boarding piers (Terminal 2)
- Earthworks to create an extension to the current airfield platform, material for these earthworks would be generated on site
- Airside facilities including new taxiways and aprons, together with relocated engine run-up bay and fire training facility
- Landside facilities, including buildings which support the operational, energy and servicing needs of the airport
- Enhancement of the existing surface access network, including a new dual carriageway road accessed via a new junction on the existing New Airport Way (A1081) to the new passenger terminal along with the provision of forecourt and car parking facilities
- Extension of the Luton Direct-Air to Rail Transit (DART) with a station serving the new passenger terminal
- Landscape and ecological improvements, including the replacement of existing open space
- Further infrastructure enhancements and initiatives to support the goal of a net zero airport operation by 2040, with interventions to support carbon neutrality being delivered sooner including facilities for greater public transport usage, improved thermal efficiency, electric vehicle charging, on-site energy generation and storage, new aircraft fuel pipeline connection and storage facilities, and sustainable surface and foul water management installations

The project is an Environmental Impact Assessment development, as defined by The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017. An Environmental Statement will be submitted as part of the Application. Preliminary environmental information can be found in the Preliminary Environmental Information Report (“PEIR”), which forms part of the consultation material.

**Consultation on the proposals will take place from Tuesday 8 February to Monday 4 April 2022.** This consultation will take a ‘digital first’ approach, with an online virtual consultation running alongside 13 face-to-face consultation events. The online virtual consultation can be accessed at [www.lutonrising.org.uk](http://www.lutonrising.org.uk) and will be available at any time throughout the consultation period. Copies of all the consultation materials listed below (including documents, plans and maps showing the nature and location of the proposed development) will be available for inspection free of charge during the consultation online at [www.lutonrising.org.uk](http://www.lutonrising.org.uk) and at the **document inspection venues** listed in the table below.

- SoCC
- Consultation Brochure
- Consultation Response Form
- Consultation Summary & FAQ Booklet
- Consultation Event Boards
- PEIR (including non-technical summary of the PEIR)
- Draft Employment and Training Strategy
- Draft Need Case
- Draft Land Assembly Plans
- Draft Compensation Policies and Measures
- Getting To and From the Airport – Our Emerging Transport Strategy
- Draft Green Controlled Growth Proposals
- Draft Sustainability Statement
- Draft Equalities Impact Assessment
- Works Description Report
- 2019 Statutory Consultation Feedback Report

Document inspection venue	Opening hours (correct at the time of publication)
<b>Dunstable Library*</b> The Dunstable Centre, Court Drive, Dunstable LU5 4JD 0300 300 8056	Mondays: closed; Tuesdays to Fridays: 9:00 – 18:00; Saturdays: 9:00 – 16:00; Sundays: closed.
<b>Harpenden Library*</b> 27 High Street, Harpenden AL5 2RU 0300 123 4049	Mondays: 9:00 – 18:00; Tuesdays & Fridays: 13:00 – 18:00; Thursdays: 9:00 – 19:00; Saturdays: 9:00 – 17:00; Wednesdays & Sundays: closed.
<b>Hertfordshire County Council Offices</b> County Hall, Pegs Lane, Hertford SG13 8DQ 0300 123 4040	Mondays to Fridays: 8:30 – 17:30; Saturdays & Sundays: closed.
<b>Hitchin Library*</b> Paynes Park, Hitchin SG5 1EW 0300 123 4049	Mondays: 13:00 – 18:00; Tuesdays: 10:00 – 19:00; Thursdays & Fridays: 10:00 – 18:00; Saturdays 10:00 – 17:00; Wednesdays & Sundays: closed.
<b>Leighton Buzzard Library*</b> Lake Street, Leighton Buzzard LU7 1RX 0300 300 8059	Tuesdays to Fridays: 9:00 – 18:00; Saturdays: 9:00 – 16:00; Mondays & Sundays: closed.
<b>Luton Central Library*</b> St George’s Square, Luton LU1 2NG 01582 547 418	Mondays: 9:00 – 19:00; Tuesdays to Fridays: 9:00 – 18:00; Saturdays: 9:30 – 17:00; Sundays: 11:00 – 17:00.
<b>North Hertfordshire District Council Offices</b> Gernon Road, Letchworth Garden City SG6 3JF 01462 474 000	Mondays to Fridays: 09:00 – 17:00; Saturdays & Sundays: closed. <b>This office is currently closed but is expected to reopen at some point during the consultation period. Please check the Council’s website <a href="http://www.north-herts.gov.uk/contact-us">www.north-herts.gov.uk/contact-us</a> or telephone for information as to when the office will reopen.</b>

<b>Stevenage Central Library*</b> Southgate, Stevenage SG1 1HD 0300 123 4049	Mondays: 10:00 – 19:00; Tuesdays to Fridays: 10:00 – 18:00; Saturdays: 10:00 – 17:00; Sundays: 12:00 – 16:00.
<b>Stopsley Library*</b> Hitchin Road, Luton LU2 7UG 01582 706 368	Mondays, Tuesdays, Thursdays & Fridays: 9:00 – 17:00; Wednesdays: 13:00 – 18:00; Saturdays 9:30 – 13:00; Sundays: closed.
<b>Wendover Community Library*</b> High Street, Wendover HP22 6DU 01296 382 415	Tuesdays: 9:30 – 18:30; Thursdays & Fridays: 9:30 – 17:00; Saturdays: 9:30 – 16:00; Mondays, Wednesdays & Sundays: closed.

Those venues marked with an asterisk (\*) offer free computer or internet access for those who would like to access the documents online but cannot do so from home. Please note that some venues require a computer to be booked in advance by contacting the venue.

Copies of the consultation materials will also be available to inspect at the following **consultation events**, which anyone is welcome to attend. Members of the project team will be available at these events to discuss the proposals.

<b>Date and time</b>	<b>Area</b>	<b>Venue address</b>
Tuesday 15 February 15:00-20:00	Luton	<b>St Margaret of Scotland Church Hall</b> 22a Bolingbroke Road, Luton LU1 5JD
Wednesday 16 February 15:00-20:00	Markyate	<b>Markyate Village Hall</b> Cavendish Road, Markyate AL3 8PS
Friday 18 February 15:00-20:00	Stevenage	<b>Stevenage Arts and Leisure Centre</b> Lytton Way, Stevenage SG1 1LZ
Monday 21 February 15:00-20:00	Breachwood Green	<b>Breachwood Green Village Hall</b> Chapel Road, Breachwood Green SG4 8NX
Wednesday 23 February 15:00-20:00	Leighton Buzzard	<b>Leighton Town Football Club</b> Bell Close, Lake Street, Leighton Buzzard LU7 1RX
Friday 25 February 15:00-20:00	Pitstone	<b>Pitstone Memorial Hall</b> Vicarage Road, Pitstone LU7 9EY
Friday 4 March 15:00-20:00	Harpenden	<b>The Eric Morecambe Centre</b> Rothamsted Park, Harpenden AL5 2FR
Saturday 5 March 10:30-15:00	Slip End	<b>Slip End Village Hall</b> Markyate Road, Slip End LU1 4JW
Thursday 10 March 15:30-20:30	Hitchin	<b>Hitchin Town Hall</b> Brand Street, Hitchin SG5 1HX
Wednesday 16 March 14:00-19:00	Tring	<b>Victoria Hall</b> Akeman Street, Tring HP23 6AA
Saturday 19 March 10:30-15:00	Whitwell	<b>Whitwell New Fellowship Hall</b> Bendish Lane, Whitwell SG4 8HT
Monday 21 March 15:00-20:00	St Albans	<b>Jubilee Centre</b> Catherine Street, St Albans AL3 5BU
Saturday 26 March 10:30-15:00	Luton	<b>Wigmore Church and Community Centre</b> Crawley Green Road, Luton LU2 9TE

Any changes to the planned face-to-face events, for example as a result of Covid-19 restrictions, will be published on the Luton Rising website and social media channels.

An electronic copy of the consultation materials can also be supplied free of charge on a USB drive. Those without computer access can request a printed copy of the Consultation Brochure and Consultation Response Form. The full suite of printed consultation documents will be made available for purchase at the cost of £260 plus postage. All document requests are limited to one per household or organisation. Requests for alternative formats of the consultation documents will be considered on a case-by-case basis.

To request a USB drive, copies of consultation documents, or for enquiries in relation to the documents, plans and maps, please contact the project team using the email address, postal address or telephone number provided at the bottom of this notice.

Any person may comment on the proposals or otherwise respond to this publicity. When providing your response, please include your name and address or, if you would prefer your comments to be anonymous, your postcode only. Please also confirm the nature of your interest in the scheme. Please supply any response via one of the following methods:

- **Online:** complete or download the Consultation Response Form via the website at [www.lutonrising.org.uk](http://www.lutonrising.org.uk).
- **At the consultation events:** Consultation Response Forms can be completed and submitted at a consultation event.
- **By email or post:** completed Consultation Response Forms, and any other comments, can be emailed to [2022consultation@lutonrising.org.uk](mailto:2022consultation@lutonrising.org.uk) or returned by post (no stamp required) to **FREEPOST FUTURE LUTON 2022**.

**Responses must be received no later than 11:59 pm on Monday 4 April 2022.** The Applicant will consider and have regard to all responses when developing the proposals for the scheme once the consultation has closed. Responses will be reported in a Consultation Report which will form part of the Application. This will be taken into consideration by the Planning Inspectorate when deciding whether the Application can be accepted for examination. Therefore, in providing any comment, it should be noted that the substance of it may be communicated to others as part of the Consultation Report.

Personal information that is supplied to the Applicant in response to this consultation will be treated confidentially and processed and handled in accordance with the Data Protection Act 2018. The information may be disclosed to or shared with LLAL's connected companies, agents, contractors and advisors who provide services to LLAL in connection with the preparation of an application for development consent under the Act. This will allow LLAL to fully consider the responses and use them in the preparation of application materials. Upon submission of LLAL's Application or in connection with LLAL's application for any consents or licences from the Civil Aviation Authority, the Secretary of State or the Civil Aviation Authority may require LLAL to supply copies of all consultation responses received. If a request is made, LLAL is under a legal obligation to supply such copies. By submitting a consultation response to LLAL, a respondent agrees that we may supply a copy of their response to the Secretary of State via the Planning Inspectorate if required to do so, or to the Civil Aviation Authority if requested.

#### **How to contact us**

If you would like further information about this notice, the consultation, or the scheme, please contact the project team by using one of the contact methods provided below.

- **Email address:** [futureluton@lutonrising.org.uk](mailto:futureluton@lutonrising.org.uk)
- **Postal address:** FREEPOST FUTURE LUTON 2022
- **Telephone:** 0800 538 5203 (to leave a voicemail request)

**8 February 2022**

**Important information about the USB drive enclosed**

We have identified an error in the following two plans within Volume 4 of the Preliminary Environmental Information Report (PEIR) on the USB drive enclosed. We apologise for the inconvenience.

**Figure 14.11 Phase 1 Landscape Mitigation:** The plan for phase 2b landscape mitigation is incorrectly shown here. Please contact us on the details below if you would like to receive the correct phase 1 landscape mitigation plan.

**Figure 14.13 Phase 2b Landscape Mitigation:** The drawing title for this plan is incorrectly listed as 'Figure 14.3 Phase 2b Landscape Mitigation'; it should read Figure 14.13.

Contact us

**Email:** [futureluton@lutonrising.org.uk](mailto:futureluton@lutonrising.org.uk)

**Leave a voicemail:** 0800 538 5203