



The Planning Inspectorate

Application by London Luton Airport Limited for an Order granting Development Consent for the London Luton Airport Expansion

Action Points arising from the Issue Specific Hearing on the draft Development Consent Order (DCO) (ISH1) held on Tuesday 26 September 2023

Action	Description	Action by	When
1	Applicant to respond in writing to comments made in REP1-164/165 regarding DCO drafting if they haven't already done so. If they have responded signpost where this response can be found.	Applicant	Deadline (D) 3
2	Applicant to comment on reasons for including 'improve' and 'refurbish' under definition of maintain in Article 2.	Applicant	D3
3	Local authorities to provide any comments on definition of 'relevant planning authority' if appropriate.	Host Authorities	D3
4	National Highways to provide any comments on definition of 'relevant highway authority' if appropriate.	National Highways	D3
5	Provide written notes in respect of the measurements provided in Article 6(2)(a) (Airport Access Road works) and 6(2)(b) (Luton DART works)	Applicant	D3
6	Luton Borough Council to provide wording of conditions on the planning permission for 18 million passengers per annum that still require to be discharged and/ or need to be carried forward to the draft Development Consent Order (DCO).	Luton Borough Council	D3
7	Other Host Authorities to also confirm what conditions and planning obligations attached to previous planning permissions would need to be carried forward.	Host Authorities	D3
8	Applicant to consider whether existing Section 106 planning obligations need to be disapplied when drafting the proposed	Applicant	D5

Action	Description	Action by	When
	Section 106 planning obligation as part of the Proposed Development.		
9	Applicant to consider comments made regarding size of operational land and whether this needs to be narrowed down.	Applicant	D3
10	Applicant to provide the information requested in Annex F part 13 in the Rule 6 letter in respect of a plan showing the Green Horizons Park (GHP) scheme overlaid with the relevant elements of the Proposed Development that would supersede/ replace those elements of the GHP consent and to provide further details on the comments made regarding the relationship between the Proposed Development and Green Horizons Park and the provisions sought in Article 45.	Applicant	D4
11	Applicant to produce a combined submission with the Host Authorities on the previous planning conditions and planning obligations that are to carry forward to the Proposed Development.	Applicant	D5
12	The Examining Authority (ExA) to provide its questions regarding Articles 47 and 52.	ExA	Written Questions (ExQ1) on Tuesday 10 October 2023
13	Applicant to review Requirement 2 in more detail to look at current drafting and the flexibility sought.	Applicant	D3
14	Applicant to review Requirement 6 to provide assurances on the accuracy of the parameters sought.	Applicant	D4
15	Applicant and Host Authorities to make written submission on the comments made regarding Requirement 7.	Applicant and Host Authorities	D4
16	Applicant to review and provide further comments on the precision and enforceability of the terminology 'substantially in accordance with' in Requirement 8,	Applicant	D3

Action	Description	Action by	When
	following comments from the Host Authorities that this should be altered to state 'in accordance with', also noting the powers sought in Requirement 2.		
17	Host Authorities to confirm where they require consulting on the documents listed in Requirement 8(2) and for the Applicant to confirm which other bodies require consulting.	Host Authorities and Applicant	D3
18	Applicant to advise on use of the term 'authorised development' in Requirements 26 and 27 and also why 'airport' is used in Requirement 27.	Applicant	D3
19	Any Interested Party to submit any additional Requirements that have not been included in the draft DCO but that they consider should be, including any preferred drafting.	Any Interested Party	D3
20	Applicant to confirm answer to the question from the ExA as to what is the maximum number of slots for the current airport could deliver.	Applicant	D4
21	Applicant to set out constraints in the slot allocation process through the transition period.	Applicant	D4
22	National Highways and the Applicant to agree an appropriate resolution to membership of the Environmental Scrutiny Group (ESG).	National Highways and the Applicant	D4
23	Response from the local authorities of Dacorum and Buckinghamshire Councils on the membership of the ESG.	Dacorum and Buckinghamshire Councils	D3
24	Applicant to set out the steps in establishing the ESG.	Applicant	D4
25	Applicant to confirm whether any change to Requirement 22 is required regarding implementation of a daytime quota count following exceedance of a level 1 threshold.	Applicant	D3
26	Applicant to advise on the timeline and process for implementation of a local rule (under the slots regulations) and then whether it is	Applicant	D4

Action	Description	Action by	When
	possible to remove a slot once it has grandparent rights.		
27	The ExA suggests that Schedule 9 is reviewed in order to make identification of the relevant documents needed to discharge requirements or manage the development easier to identify. Applicant advised to look at Schedule 15 in the Hornsea 4 DCO which included the Examination Library reference, version and date of submission for the documents to be certified. At the request of the Host Authorities, the purpose for including the documents should be clarified.	Applicant	D4
28	Number of questions that were unasked at Hearing to be carried over to written questions.	Examining Authority	ExQ1
29	All Interested Parties are invited to respond in writing to what was discussed at the Hearing.	Interested Parties	D3