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Email: FutureLuton@lutonrising.org.uk
Phone: 0800 538 5203 (leave a voicemail)

Jo Dowling
Lead Member for the Examining Authority
National Infrastructure Planning
Temple Quay House
2 The Square
Bristol
BS1 6PN

Your Ref: TR020001

Dear Jo Dowling

**London Luton Airport Expansion Project
Clarification of Deadlines following Examining Authority's Action Notes for CAH1,
ISH1-6**

The Applicant has reviewed the Examining Authority's Action Notes published following CAH1, ISH2, ISH2, ISH3, ISH4, ISH5 and ISH6. There are a number of actions requested for Deadline 3, and some for Deadline 4, which require new technical work, detailed consideration or additional engagement with third parties and the Applicant will not be able to provide these for the deadline requested.

The Applicant therefore requests an extension to the deadlines for the items listed in Table 1.

Table 1 – The Applicant’s response to the ExA’s Action Notes for CAH1, ISH1, ISH2, ISH3, ISH4, ISH5 and ISH6

ExA’s hearing / action number	ExA’s action	ExA’s deadline	Applicant’s requested deadline	Reason
CAH1				
18	Confirm how the Community Trust would be secured, what it would involve, and the timescales associated with it and how this would differ from the management of the proposed replacement park that would be delivered under the Green Horizons Park consent.	D3	D4	The Applicant requests additional time to prepare this response and proposes that this information is submitted at Deadline 4.
19	Provide information regarding the assessment of alternatives to the removal of the existing land at Wigmore Park. This should include consideration of why multistorey car parks are not proposed and why brownfield land to the south west of the airport is not proposed to be utilised.	D3	D4	The Applicant requests additional time to prepare this document as it requires a revisit of the sift work undertaken previously by the Applicant and it cannot be prepared in time for Deadline 3.
24	Provide detail to the compensation document to include guidance as to what evidence a resident would be required to provide to demonstrate that a lack of sale was due to the Proposed Development.	D3	D4	The Applicant intends to include this information in the updated Draft Compensation Policies, Measures and Community First which will be submitted at Deadline 4.
25	Provide evidence to demonstrate that the insulation offer still provides a meaningful contribution to insulation. Include in this work an assessment in relation to the cost to listed building homeowners in preparing consent applications in relation to compensation work.	D3	D4	The Applicant intends to include this information in the updated Draft Compensation Policies, Measures and Community First which will be submitted at Deadline 4.
29	Produce a set of minimum requirements for the noise insulation testing policy, to provide certainty regarding the future process.	D3	D4	The Applicant intends to include this information in the updated Draft Compensation Policies, Measures and Community First, with information on the principles of accelerated rollout, which will be submitted at Deadline 4.

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ISH1				
8	Applicant to consider whether existing Section 106 planning obligations need to be disapplied when drafting the proposed Section 106 planning obligation as part of the Proposed Development.	D3	D5	This is subject to ongoing review and negotiation with the host local authorities and so a response will not be available at Deadline 3. The Applicant proposes that an update be provided at Deadline 5.
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.	D3	D4	This information cannot be prepared in time for Deadline 3 as it requires the compilation of information from several plans into a consolidated format. The Applicant proposes to provide the information for Deadline 4.
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.	D4	D5	As this is a joint submission with the host local authorities engagement will be required. The Applicant suggests that this takes place as part of wider engagement with the host local authorities on the Section 106 agreement and therefore requests a delay to Deadline 5.
14	Applicant to review Requirement 6 to provide assurances on the accuracy of the parameters sought.	D3	D4	Given the number and complexity of the parameters set out in Requirement 6, there is a substantial amount of work involved in completing this cross-check comprehensively. The Applicant proposes to complete this for Deadline 4.
15	Applicant and Host Authorities to make written submission on the comments made regarding Requirement 7.	D3	D4	The Applicant will await comments from Interested Parties, but anticipates that additional time will be needed to develop this further alongside amendments to Requirement 5 which are planned for Deadline 4.

ExA's hearing / action number	ExA's action	ExA's deadline	Applicant's requested deadline	Reason
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.	D3	D4	The Applicant proposes to prepare a consolidated paper on slots, addressing this point, together with action points 21, 24 and 26 from ISH1 and action point 28 from ISH3.
21	Applicant to set out constraints in the slot allocation process through the transition period.	D3	D4	Refer to action 20 above.
22	National Highways and the Applicant to agree an appropriate resolution to membership of the Environmental Scrutiny Group (ESG)	D3	D4	This requires further discussion with NH as it has not been raised through SoCG discussions to date.
24	Applicant to set out the steps in establishing the ESG.	D3	D4	Refer to action 20 above.
26	Applicant to advise on the timeline and process for implementation of a local rule (under the slots regulations) and then whether it is possible to remove a slot once it has grandparent rights.	D3	D4	Refer to action 20 above.
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.	D3	D4	Additional time is needed to consider the best approach and to accommodate withing drafting of Schedule 9 of the Draft DCO.
ISH2				
17	Provide a breakdown of how many flights are caught by CORSIA, the UK ETS or by neither. This should include a breakdown by emissions	D3	D4	The Applicant requests this information is given at Deadline 4 as additional time is needed to undertake the necessary data analysis.

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	and any other parameters that may assist the ExA.			
19	Respond to points raised in BC's D3 submission.	D3	D4	This action refers to points raised within Buckinghamshire Council's Deadline 3 submission. The Applicant will only have sight of these at Deadline 3 and therefore it is not possible to respond by the same deadline.
ISH3				
5	Table 4.4 of Appendix 16.1 of the ES [AS-096] in relation to Monitoring Location (ML)2 (p21) and ML15(p48) and monitoring datasheets in AS-120 both appear to be within 3.5m of reflective surfaces. Should a 3dB façade correction have been applied and if it had how would this affect the results of the construction noise assessment?	D3	D4	The Applicant requests more time to consider this in the context of the need to consider the night-time construction noise impacts as requested in ExA's Action 1.
10	Consider whether a restriction on piling would be needed and if so how and where would this be secured.	D3	D4	Given the Applicant has been asked to undertake additional construction assessment for night-time, the Applicant would want to use that additional work to inform any potential restrictions should it be considered that they should be required.
23	Provide more detailed information to demonstrate what facilities were considered in relation to non-residential receptors, how the screening criteria was applied and the information used to inform conclusions of significance?	D3 / D4	D4	As noted in ISH3, the reason for not providing this information in the ES was due to proportionality as there is a lot of data associated with this request. D4 was agreed in ISH3 to give us sufficient time to collate and report this data.
28	Confirm whether there is any mechanism to remove a slot once it has been allocated, has accrued grandparent rights and is operating in accordance with the slot rules 1.	D3	D4	As noted in a footnote in the PINs action doc, this overlaps with action ISH1 26. We have proposed rolling a number of slot and transition period actions into a single consolidated paper for a clear and consistent response

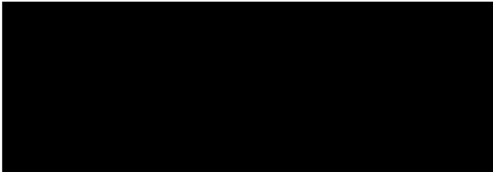
ExA's hearing / action number	ExA's action	ExA's deadline	Applicant's requested deadline	Reason
ISH4				
2	Submit technical notes 1 and 2 in relation to the ongoing work undertaken to update the transport modelling in line with Department for Transport guidance.	D3	D4	<p>Additional time is required to finalise Technical Note 1, which has taken longer than anticipated due to delays in receiving traffic count data from the relevant highway authority.</p> <p>Technical Note 2 has not yet been produced – it is scheduled for production following completion of the updated model runs, comparison of updated and previous model runs, and comparison of the 2023 modelled and 2023 observed flows.</p> <p>A presentation was given to the host local authorities on the interim findings of the transport modelling work (subject to incorporating the traffic count data) and this could be provided at Deadline 3 with Technical Notes 1 and 2 to follow at Deadline 4, if the Examining Authority considers that would be helpful.</p>
5	Provide improved background to the Trip Distribution Plans [REP1-109] so that the individual roads can be seen clearly.	D3	D4	The Applicant proposes to provide a consolidated response to this item, together with the information requested under action point 4 from ISH4 and action point 6 below.
6	Provide extracts to show traffic on the B489 link.	D3	D4	Refer to action point 5 above.
11	Confirm what widths will remain after the widening on Crawley Green Road and Wigmore Lane to provide safe and appropriate access for non-motorised users.	D3	D4	Additional time is required to compile this information and the Applicant proposes that it be provided at Deadline 4.
13	Provide an update and details of the on-going discussions regarding how the Applicant and Luton Borough Council are working together to resolve the issue of fly parking.	D3	D4	This item requires additional time so that the necessary discussion can take place with Luton Borough Council.

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17	Terms of reference for the Airport Transport Forum (ATF) to be shared with the local authorities.	D3	D4	This point requires liaison with the airport operator. The Applicant therefore proposes that the information is shared with the relevant local authorities between Deadline 3 and Deadline 4, with an update to be provided to the Examination alongside the information at Deadline 4.
18	Consideration of request by Buckinghamshire Council, England's Economic Heartland and National Highways to be members of the ATF.	D3	D4	This point requires engagement with the named parties. Additional time is needed to undertake this and, therefore, the Applicant proposes that an update be provided at Deadline 4.
30	Update the toolbox of intervention and measures to include an additional column which identifies the indicative timescales/ restrictions for implementation of the measures.	D3	D4	Additional time is required to review the relevant table and to incorporate accurate information in response to this point.
31	Identify which of the toolbox interventions and measures are now proposed to be implemented as part of the application.	D3	D4	The Applicant proposes a consolidated response to this action point and action point 30 above.
ISH5				
9	APP-063 ES Appendix 7.3 Air Quality Results and APP-064 ES Appendix 7.4 Air Quality Sensitivity Tests identify 9 substantial adverse and 34 moderate adverse effects in relation to Pollution Climate Mapping (PCM) locations. Provide an explanation in writing as to why these aren't reported as potential significant effects in the air quality chapter.	D3	D4	The Applicant requests additional time to provide this in a separate technical note with ExA's Action 15 (see below).
15	In light of PCM exceedances identified in ES Appendices 7.3 and 7.4, provide an explanation as to why PM2.5 monitoring is not being considered in these locations (e.g. Airport Way,	D3	D4	The Applicant requests additional time to provide this in a separate technical note with ExA's Action 9 (see above).

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	New Airport Way and Vauxhall Way (near roundabout with Eaton Green Road).			
ISH6				
33	Demonstrate further how the principles of good design have been met through the proposals, including how aspects of the proposal have addressed design policies, such as Luton Borough Council Policy LLP6 part F(ii) in respect of height and design of buildings and justification for the landform and how it relates to landscape character.	D4	D5	The Applicant requests additional time to respond to this point as it will require an update of the Design and Access Statement.

Please do not hesitate to get in touch should you have any further comments or questions.

Yours sincerely,



Antony Aldridge
Head of DCO Programme