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The Applicant, Luton Borough
Council, the Environment Agency,
Thames Water, Affinity Water.

Your Ref:

Our Ref: TR020001

By Email

Date: 13 October 2023

Dear Sir/Madam

**Planning Act 2008 (as amended) Section 89
The Infrastructure Planning (Examination Procedure) Rules 2010 (as amended) –
Rules 9 and 17**

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

**Request to Make Changes to the Original Application as submitted [[AS-151](#)] and
[AS-152](#)]**

We are writing to inform you of the Procedural Decision made by the Examining Authority (ExA) following the notification by the Applicant that it had identified a change that it intends to make to the Application made on Friday 22 September 2023 (Examination Library reference [[AS-151](#)]).

The intended change requested by the Applicant relates to the preferred option for the treatment and discharge of foul water and contaminated surface water from development works subject to the application.

At the Issue Specific Hearing (ISH6) held on the 29 September 2023 [[EV11-001](#)] the ExA sought additional information and asked a number of questions in relation to the change request. As a result of this Examination action point 12 [[EV11-009](#)] required that the Applicant and the ExA to consider further whether there is a need for a change request given the changes proposed.

Having reviewed all matters, the ExA concludes that the proposed changes would not have a significant bearing on the scope and assessment within the ES and would not materially alter the conclusions reached within it. The changes can be deemed to be non-material and accordingly can be accepted into the Examination.

The following updated documents are required from the Applicant in order for the ExA to accept the change into the Examination:

- drainage design statement;
- any relevant plans/ drawing; and
- relevant sections of the ES.

The Applicant is also asked to confirm that the environmental effects resulting from the proposed change have been cumulatively assessed with other chapters in the Environmental Statement.

The ExA requests the additional information sought and the changed documents as a result of the acceptance of this change is submitted at D4, **Wednesday 1 November 2023**.

Should you have any queries regarding the content of the letter, please contact the case team using the details at the top of this letter.

Yours faithfully

Jo Dowling

Lead Member of the Examining Authority

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