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The Applicant and
Luton Borough Council

Your Ref:

Our Ref: TR020001

Date: 6 November 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 Limited for an Order granting
Development Consent for the proposed London Luton Airport Expansion
Project**

**Request to make changes to the original application and request for
further information and written comments**

Rule 9 - Request to make a change

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 Thursday 5 October 2023 [[REP3-047](#)].

The intended change requested by the Applicant relates to the inclusion of an acoustic barrier alongside the proposed new Airport Access Road. The reason given for the proposed change is to align the Proposed Development with a previous commitment to provide an acoustic barrier in this location as part of the planning permission for the New Century Park Access Road (Luton Borough Council Reference: 17/023000/EIA).

Having reviewed the matter the ExA concludes that the proposed change would not have a significant bearing on the scope and assessment of the Environmental Statement (ES) and would not materially alter the conclusions reached within it. The change is therefore deemed to be non-material and accordingly can be accepted into the Examination.



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

- any relevant plans/ drawings; and
- updated 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 ES.

The ExA requests that the additional information sought and the changed documents resulting from the acceptance of this change are submitted at Deadline (D)5, **Tuesday 14 November 2023**.

Rule 17 – request for further information and written comments

Following the submission of information at D3 and D4 and the determination of the Section 77 application to vary five conditions (8, 10, 22, 24 and 28) attached to the previous planning permission Ref 15/00950/VARCON dated 13 October 2017 the ExA is issuing a request for further information under Rule 17 of the Infrastructure Planning (Examination Procedure) Rules 2010.

Section 77 application

The Inspectors' report and decision letter refer to several documents including a Section 106 agreement, a noise management plan and a travel plan that would either deliver mitigation or manage the use. Luton Borough Council is requested to provide copies of these documents and any other documents that relate to this consent that they consider would assist the ExA in its consideration of the Proposed Development.

Trip distribution plans

Action Point 5 from Issue Specific Hearing (ISH) 4 [[EV9-007](#)] requested that the Applicant re-submit the trip distribution plans with an improved background to enable the identification of individual roads. The Applicant has submitted these at D4 but following an initial review the identification of individual roads is still proving problematic. The Applicant is requested to review the base layer used on these documents and re-submit the documents at D5, **Tuesday 14 November 2023**, in a format that enables the viewer to easily identify individual roads.

Response to comments made by Mr North on behalf of Holiday Extras [REP3-118]

Action Point 15 from ISH4 [[EV9-007](#)] requested the Applicant provide a response at D4 to Mr North's comments that were to be submitted at D3. Mr North submitted his comments at D3 [[REP3-118](#)] however the Applicant has not provided a response, incorrectly stating that no comments were submitted. Please review the comments and respond as requested at D5 which is **Tuesday 14 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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