

5 February 2024

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

lutonrising.org.uk

Email: FutureLuton@lutonrising.org.uk

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**

### **Response to Deadline 10 of the Examination**

#### **1. Submissions made at Deadline 10**

Please see Appendix A (Tables 1 and 2) for a list of new and updated documents in clean and tracked change versions submitted by Luton Rising (the Applicant) for Deadline 10 of the Examination of the London Luton Airport Expansion Project.

#### **2. Statements of Common Ground (SoCG)**

The Applicant continues to finalise the SoCGs with Interested Parties ahead of the end of the Examination. The Applicant anticipates that all remaining SoCGs will be signed and submitted at Deadline 11. Please refer to the **SoCG Updates Document [TR02001/APP/8.106]** for further details.

The following SoCGs are submitted at Deadline 10:

- **SoCG between London Luton Airport Limited and Cadent [TR020001/APP/8.04]** – All matters are agreed and a copy of the SoCG signed by Cadent and the Applicant is submitted.
- **SoCG between London Luton Airport Limited and the UK Health Security Agency [TR020001/APP/8.12]** – An agreed version of the SoCG is submitted. The Applicant has been informed that the UK Health Security Agency has a policy of not signing SoCGs prepared by applicants but it will write to the ExA by Deadline 11 confirming that the current version reflects its position. The Applicant has signed the SoCG and can confirm that it represents the agreed position from the Applicant's perspective.

### 3. Development Consent Order (DCO)

The Applicant has provided at Deadline 10, its preferred final form of the **draft DCO [TR020001/APP/20.01]** in clean, tracked and Word versions along with a final draft DCO in the SI template with the SI validation report. The **Summary of Changes to the Draft Development Consent Order [TR020001/APP/8.54]**, and clean and tracked change versions of the updated **Explanatory Memorandum [TR020001/APP/2.02]**, are also provided at Deadline 10.

### 4. Sustainable Transport Fund (STF)

The Applicant has made the following changes to the STF which are reflected in the updated **Sustainable Transport Fund [TR020001/APP/8.119]**, **Outline Transport Related Impacts Monitoring and Mitigation Approach (OTRIMMA) [TR020001/APP/8.97]** and **draft DCO [TR020001/APP/2.01]** provided at Deadline 10:

- Following discussions with the Host Authorities regarding the section 106 agreement, in which greater flexibility was sought in relation to moving money between the STF and Residual Impacts Fund (RIF), the RIF has now been incorporated into the STF. The STF will now be an ongoing fund used to fund both interventions aimed at improving sustainable travel options for accessing the airport and interventions associated with Mitigation Type 2 as defined in the OTRIMMA.
- The Applicant has taken the decision, as foreshadowed at Deadline 9, to remove the STF from the section 106 agreement and secure it through new requirement 32 of the draft DCO. The STF is now a certified document under Schedule 9. It is understood that the Host Authorities are content with this approach.
- A new commitment has also been added to the OTRIMMA for a developer contribution to part fund a future National Highways intervention on the M1 J10 slip roads.
- The incorporation of the RIF into the STF also results in the Applicant no longer seeking the option to recover any early pump priming of the STF.

### 5. Mitigation Route Map

An updated version of the **Mitigation Route Map [TR020001/APP/5.09]** is provided to reflect additional commitments to mitigation made during the Examination and the correct references as per the final Deadline 10 version of the draft DCO.

### 6. Rule 17 Requests

The Applicant notes the requests for further information from the ExA in the Rule 17 letter dated 25 January 2024, re-published on 26 January 2024 with Deadline 8 references added **[PD-021]** and in the Rule 17 letter dated 31 January **[PD-023]**.

The Applicant has provided a response to all items requested for Deadline 10 in the **Applicant's Response to Examining Authority's Rule 17 Request dated 25 January 2024 – Deadline 10 [TR020001/APP/8.189]** and in the **Applicant's Response to Examining Authority's Rule 17 Request dated 31 January 2024 [TR020001/APP/8.190]**.

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

Yours sincerely,



Antony Aldridge  
Head of DCO Programme

## APPENDIX A – DEADLINE 10 LUTON RISING DOCUMENTS SUBMITTED

Table 1: List of new documents submitted by the Applicant for Deadline 10

Document Title	Document Number
<b>Applicant's Response to Deadline 9 Submissions</b>	
Applicant's Response to Deadline 9 Submissions	TR020001/APP/8.188
<b>Applicant's Response to Rule 17 Requests</b>	
Applicant's Response to Examining Authority's Rule 17 Request Dated 25 January 2024 – Deadline 10	TR020001/APP/8.189
Applicant's Response to Examining Authority's Rule 17 Request Dated 31 January 2024	TR020001/APP/8.190

**Table 2: List of updated documents submitted by the Applicant for Deadline 10**

<b>Document Title</b>	<b>Document Number</b>
<b>Volume 1</b>	
Application Document Tracker	TR020001/APP/1.06
<b>Volume 2</b>	
Draft Development Consent Order Draft Development Consent Order (Tracked Change Version) Draft Development Consent Order (Clean Microsoft Word Version)	TR020001/APP/2.01
Explanatory Memorandum Explanatory Memorandum (Tracked Change Version)	TR020001/APP/2.02
Development Consent Order Validation Report	TR020001/APP/2.04
<b>Volume 4</b>	
Streets, Rights of Way and Access Plans	TR020001/APP/4.08
<b>Volume 5</b>	
Environment Statement Chapter 13 Health and Community Environment Statement Chapter 13 Health and Community (Tracked Change Version)	TR020001/APP/5.01
Environmental Statement Chapter 21 In-Combination and Cumulative Effects Environmental Statement Chapter 21 In-Combination and Cumulative Effects (Tracked Change Version)	TR020001/APP/5.01
Environmental Statement Appendix 14.7 Accurate Visual Representations - Viewpoints 1, 5 and 6	TR020001/APP/5.02
Environmental Statement Appendix 14.7 Accurate Visual Representations – Viewpoints 10B, 13, 14, 17, 17A	TR020001/APP/5.02
Environmental Statement Appendix 14.7 Accurate Visual Representations - Viewpoints 18, 19, 20, 23, 24 and 25	TR020001/APP/5.02
Environmental Statement Appendix 14.7 Accurate Visual Representations – Viewpoints 26, 28, 29, 30, 31, 34, 36 and 37	TR020001/APP/5.02
Environmental Statement Appendix 14.7 Accurate Visual Representations - Viewpoints 46, 48 and 50	TR020001/APP/5.02
Environmental Statement Appendix 14.7 Accurate Visual Representations - Viewpoints 53, 56 and 61	TR020001/APP/5.02
Environmental Statement Appendix 16.2 Operational Noise Management (Explanatory Note) Environmental Statement Appendix 16.2 Operational Noise Management (Explanatory Note) (Tracked Change Version)	TR020001/APP/5.02

Document Title	Document Number
Environmental Statement Appendix 18.3 Outline Construction Traffic Management Plan Environmental Statement Appendix 18.3 Outline Construction Traffic Management Plan (Tracked Change Version)	TR020001/APP/5.02
Mitigation Route Map Mitigation Route Map (Tracked Change Version)	TR020001/APP/5.09
<b>Volume 7</b>	
Green Controlled Growth Framework Green Controlled Growth Framework (Tracked Change Version)	TR020001/APP/7.08
Green Controlled Growth Framework Appendix A – ESG Terms of Reference Green Controlled Growth Framework Appendix A – ESG Terms of Reference (Tracked Change Version)	TR020001/APP/7.08
Compensation Policies, Measures and Community First Compensation Policies, Measures and Community First (Tracked Change Version)	TR020001/APP/7.10
<b>Volume 8</b>	
Statement of Common Ground between London Luton Airport Limited and Cadent Statement of Common Ground between London Luton Airport Limited and Cadent (Tracked Change Version)	TR020001/APP/8.04
Statement of Common Ground between London Luton Airport Limited and the UK Health Security Agency Statement of Common Ground between London Luton Airport Limited and the UK Health Security Agency (Tracked Change Version)	TR020001/APP/8.12
Summary of changes to the Draft Development Consent Order <i>Please note that a tracked change version has not been provided because the updates at Deadline 10 are summarised under a specific section labelled 'Deadline 10'.</i>	TR020001/APP/8.54
Outline Transport Related Impacts Monitoring and Mitigation Approach (TRIMMA) Outline Transport Related Impacts Monitoring and Mitigation Approach (TRIMMA) (Tracked Change Version)	TR020001/APP/8.97
Statements of Common Ground Updates Document <i>Please note that a tracked change version has not been provided because the update at Deadline 10 is provided in the adjacent column to the update at Deadline 9.</i>	TR020001/APP/8.106
Sustainable Transport Fund Sustainable Transport Fund (Tracked Change Version)	TR020001/APP/8.119

Document Title	Document Number
Bus and Coach Study Bus and Coach Study (Tracked Change Version)	TR020001/APP/8.122
Applicant's Position Paper on Sections 127 and 138 of the Planning Act 2008 Applicant's Position Paper on Sections 127 and 138 of the Planning Act 2008 (Tracked Change Version)	TR020001/APP/8.182