



National Infrastructure
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Customer
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All Interested Parties

Your Ref:

Our Ref: TR020002

Date: 3 May 2019

Dear Sir/ Madam

Planning Act 2008 and The Infrastructure Planning (Examination Procedure) Rules 2010 – Rule 13

Application by RiverOak Strategic Partners for an Order Granting Development Consent for the upgrade and reopening of Manston Airport

Notification of hearings and clarification in respect of the Planning Inspectorate's redaction policy

In the Examination Timetable annexed to our Rule 8 letter dated 18 January 2019, the period comprising 4 to 7 June 2019 was reserved for further hearings to take place. That period was extended to include 3 June 2019 in our Procedural Decision dated 3 April 2019 [PD-010a]¹.

We now write to all Interested Parties to provide notice of the dates, times and place of these further hearings which will be held on 3, 4, 5, 6 and 7 June 2019. Important information about these hearings is included at **Annex A** to this letter.

Please note that if any of the hearings notified at **Annex A** are no longer required, reasonable notice will be provided to Interested Parties of our decision to cancel them.

Clarification in respect of the Planning Inspectorate's redaction policy

The Examining Authority (ExA) has made a Procedural Decision under s89 of the Planning Act 2008 to respond directly to a submission from BDB Pitmans LLP on behalf of the Applicant.

In its submission dated 5 April 2019 [AS-072] BDB Pitmans LLP requested that the ExA be asked whether it would agree to receive information on the companies that are interested in investing in the airport, including their names and also correspondence

¹ Available here:

<https://infrastructure.planninginspectorate.gov.uk/document/TR020002-003856>

that had been exchanged with them, in unredacted and redacted form on the understanding that only the redacted form would be published.

The Planning Inspectorate does redact submissions in certain circumstances. This is done, for example, to protect the identity of a minor, to seek to avoid identity fraud and to avoid placing personal contact or other details in the public domain.

The Planning Inspectorate will apply its practice on redaction to any submission made to it. It will consider the need for and merits of redaction of submissions made on a case by case basis.

The redaction of submissions must be seen in the context of the fundamental values of the Planning Inspectorate which are its commitment to openness, transparency and impartiality in the conduct of its business.

Given this, the Planning Inspectorate cannot commit in advance to redacting specific information as requested by any party.

For this reason, the ExA in this case cannot agree to examine evidence sent to it on the basis that the unredacted version of that evidence will not be published.

In coming to this conclusion, the ExA has had regard, amongst other considerations, to both The Infrastructure Planning (Examination Procedure) Rules 2010² and to the National Infrastructure Planning's Privacy Notice³.

In this respect, the Applicant's attention is drawn, inter alia, to Rule 21(1) of the Examination Procedure Rules which states that:

"Relevant representations, written representations or documents must be made available by the Commission to all interested parties and to anyone who requests an opportunity to inspect and take copies of them."

The Applicant's attention is also drawn to, inter alia, the statement in the Privacy Notice that:

"We don't redact any personal information in documents produced by applicants where this would hinder the effective examination of a national infrastructure project application."

If you have any questions about the content of this letter, please contact the Case Team using the details in the header.

Yours faithfully

Kelvin MacDonald

Kelvin MacDonald
Lead Member of the Examining Authority

Annex A – Dates, times and place for June 2019 hearings

² Available here: <http://www.legislation.gov.uk/uksi/2010/103/contents/made>

³ Available here: <https://infrastructure.planninginspectorate.gov.uk/wp-content/uploads/2018/05/ni-privacy-statement.pdf>

This communication does not constitute legal advice.
Please view our [Privacy Notice](#) before sending information to the Planning Inspectorate.

<https://infrastructure.planninginspectorate.gov.uk>



Dates, times and place for June 2019 hearings

Issue Specific Hearings

Please be advised that the Examining Authority (ExA) will hold hearings under section 91 of the Planning Act 2008 (PA2008) on the following dates:

Event	Date	Time	Venue
Issue Specific Hearing 4 Landscape, design, archaeology and heritage	3 June 2019	2.00pm (seating available from 1.30pm)	Laurence Suite, Building 500, Discovery Park, Sandwich, CT13 9FF
Issue Specific Hearing 5 Socio-economic issues	5 June 2019	10.00am (seating available from 9.30am)	
Issue Specific Hearing 6 Habitats Regulations Assessment, biodiversity and other environmental issues	5 June 2019	2.00pm (seating available from 1.30pm)	
Issue Specific Hearing 7 Traffic and transport	6 June 2019	10.00am (seating available from 9.30am)	
Issue Specific Hearing 8 Draft Development Consent Order	7 June 2019	10.00am (seating available from 9.30am)	

If you wish to participate in or observe at any of the Issue Specific Hearings notified above, please let the Planning Inspectorate's Case Team know by emailing ManstonAirport@PlanningInspectorate.gov.uk **no later than 24 May 2019** indicating which hearing(s) you wish to attend and the matters in respect of which you wish to speak.

It would also assist us if you could notify the Planning Inspectorate's Case Team of any special requirements you may have (eg disabled access, hearing loop etc). Please also ensure that you include your Interested Party reference number in your correspondence (provided either in the email covering this letter or on the postcard you have received).

Agendas for the Issue Specific Hearings will be published on our website approximately one week prior to the hearing to which they relate taking place.

The time allocated for each of the hearings has been estimated based on the matters identified for consideration. Should a hearing take less time than anticipated, the ExA may conclude the hearing as soon as all relevant contributions have been made and all questions asked and responded to. Equally, if there are additional matters to be

dealt with or there are submissions that take a considerable amount of time at any hearing, there may be a need to continue the session for longer on the day or adjourn the hearing and continue at a subsequent sitting.

Compulsory Acquisition Hearing

Please be advised that the ExA will hold a hearing under section 92 of the PA2008 on the following date:

Event	Date	Time	Venue
Compulsory Acquisition Hearing 2 To include funding	4 June 2019	10.00am (seating available from 9.30am)	Laurence Suite, Building 500, Discovery Park, Sandwich, CT13 9FF

If you wish to participate in or observe at the Compulsory Acquisition Hearing notified above, please let the Planning Inspectorate's Case Team know by emailing ManstonAirport@PlanningInspectorate.gov.uk **no later than 24 May 2019** indicating your wish to attend and the matters in respect of which you wish to speak.

An agenda for the Compulsory Acquisition Hearing will be published on our website approximately one week prior to the hearing taking place.

The time allocated for the hearing has been estimated based on the matters identified for consideration. Should it take less time than anticipated, the ExA may conclude the hearing as soon as all relevant contributions have been made and all questions asked and responded to. Equally, if there are additional matters to be dealt with or there are submissions that take a considerable amount of time at the hearing, there may be a need to continue the session for longer on the day or adjourn the hearing and continue at a subsequent sitting.