

To: Secretary of State for Transport  
% Planning Inspectorate,  
National Infrastructure Planning

Date: 8 November 2021  
Our Ref: SoS/R/0034

Email: [manstonairport@planninginspectorate.gov.uk](mailto:manstonairport@planninginspectorate.gov.uk)

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**For the attention of the Manston Airport Case Team**

1. This submission is in response to the SoSFT's letter of 21 October 2021 and specifically paragraph 4.
2. We submit our comment to the First Round of Consultation herewith as a formal consultation response to the Second Round of Consultation.
3. Our comment is in response to the independent aviation assessor's draft report ("**Independent Aviation Report**").
4. We note that the independent aviation's assessor's Conclusions on the Need Case for Development at Chapter 6 of the Independent Aviation Report and respectfully highlight Para 6.8.433 to 6.8.435 of the Final ExA Recommendation Report specifically that:

*"6.8.433. In considering Article 8, the ExA concludes that the proposed interference with the Human Rights of individuals is not justified in the public interest or proportionate when balanced against lack of demonstration of sufficient need for the development, the likely scale of benefit and the negative noise impacts that may still arise.*

*6.8.434. The ExA has considered the implications of noise impacts from a Human Rights perspective. The ExA concludes that the Applicant has been unable to demonstrate sufficient need for its proposals, additional to (or different from) the need which is met by the provision of existing airports, socio-economic benefits of the development are overstated, the benefits are*

*further reduced with the residual noise impacts.*

*6.8.435. The ExA concludes that the proposed interference with the Human Rights of individuals is not justified in the public interest and the degree of interference would not be proportionate".*

5. **Conclusion:**

We respectfully remind the Secretary of State for Transport that the ExA conclude[d] that the impacts of noise and vibration resulting from the Proposed Development weigh moderately against the case for development consent being given.