



Meeting note

Project	Heathrow Airport Expansion
Meeting	<ol style="list-style-type: none">1. Presentation to the Civil Aviation Authority, airline industry representatives and Heathrow Airport Ltd2. Airport tour3. Project update meeting
Date	27 April 2017
Author	Richard Price
Status	Final
Attendees	For attendees at the Planning Inspectorate's presentation see Appendix A . For attendees at the project update meeting see Appendix B .
Circulation	All attendees

Summary of key points discussed and advice given:

1. Presentation

The Planning Inspectorate presented to attendees about the Planning Act 2008 (PA2008) process.

The Planning Inspectorate's presentation is provided at **Appendix C** to this note.

2. Airport tour

Heathrow Airport Ltd (HAL) escorted the Planning Inspectorate on an introductory tour of the airport's existing infrastructure and operations. The tour included:

- The existing Heathrow Express rail terminal and empty station box at Terminal 5;
- a balcony tour of the Control Tower; and
- a road-based perimeter tour of the existing airport.

The tour included an overview of the airport's existing infrastructure and operations and included informal discussion relating to the proposed expansion of Heathrow Airport (as addressed by the Airports Commission¹).

¹ <https://www.gov.uk/government/publications/airports-commission-final-report>

3. Project update meeting

HAL provided a factual update about the preparation of its response to the Department for Transport's consultation on the draft Airports National Policy Statement.

HAL provided an update on its engagement with identified land interests that could be affected by the proposed development. The Planning Inspectorate provided advice with regards the powers of access that could be granted to an Applicant under sections 52 and 53 of the PA2008. The Planning Inspectorate briefly explained the tests relevant to those sections of the PA2008, along with indicative timeframes and explanation of the resource requirement associated with such applications.

HAL updated that its role within the Heathrow Strategic Planning Group (HSPG) had been changed to observer status. This change in role had been intended from the outset once the HSPG and become established and self-operating and once HAL had announced it would be preparing an application for expansion under the PA2008.

HAL confirmed that a 'Masterplan Scheme Development Manual' (MSDM) was close to being finalised, and would be shared with a number of key stakeholders imminently for comment. The principal intention of the MSDM was to articulate the site-selection and optioneering process to be undertaken by HAL, within the framework of its preferred scheme.

HAL summarised its engagement with statutory consultees, and stated that it was close to agreeing service-level agreements with a number of those bodies.

Specific decisions/ follow up required?

- The Planning Inspectorate to contact Freya Whiteman in respect of delivering an equivalent presentation to the Civil Aviation Authority.
- HAL and the Planning Inspectorate to schedule a themed meeting dealing with EIA strategy in June 2017.

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.

Presentation attendees

Organisation	Name	Position
The Planning Inspectorate	Tom Carpen	Infrastructure Planning Lead
	Richard Price	National Infrastructure Case Manager
	David Price	EIA and Land Rights Manager
	Richard Hunt	Senior EIA and Land Rights Advisor
	Paul Hudson	Examining Inspector
Heathrow Airport Ltd	Ian Frost	Head of Planning
	Simon Earles	Consents Director - Expansion
	Tony Caccavone	Airline Strategy Director
	Pier Barrett	Senior Government Relations Manager, Expansion Airline Strategy
	George Davies	Head of Expansion Sustainability and Environment
	Daniel Freeman	Interim Head of Legal, Expansion Team
British Airways	Alun Adler	-
	Steve Barnes	-
International Air Transport Association/ London (Heathrow) Airport Consultative Committee	Gerry O'Connell	-
Virgin Airlines	David Joseph	-
American Airlines	Rhett Workman	-
Lufthansa	Philip Harlock	-
Civil Aviation Authority	Freya Whiteman	-

Project update meeting attendees

Organisation	Name	Position
The Planning Inspectorate	Tom Carpen	Infrastructure Planning Lead
	Richard Price	National Infrastructure Case Manager
	David Price	EIA and Land Rights Manager
	Richard Hunt	Senior EIA and Land Rights Advisor
	Paul Hudson	Examining Inspector
Heathrow Airport Ltd	Ian Frost	Head of Planning
	Simon Earles	Consents Director - Expansion
	Jonathan Deegan	Head of Acquisition and Compensation
	George Davies	Head of Expansion Sustainability and Environment
	Daniel Freeman	Interim Head of Legal, Expansion Team

Planning Inspectorate's presentation



The Planning
Inspectorate

Participating in the Planning Act 2008 process

Tom Carpen, Infrastructure Planning Lead

David Price, EIA and Land Rights Manager

Richard Hunt, Senior EIA and Land Rights Advisor

Richard Price, National Infrastructure Case Manager

Paul Hudson, Examining Inspector



Principles



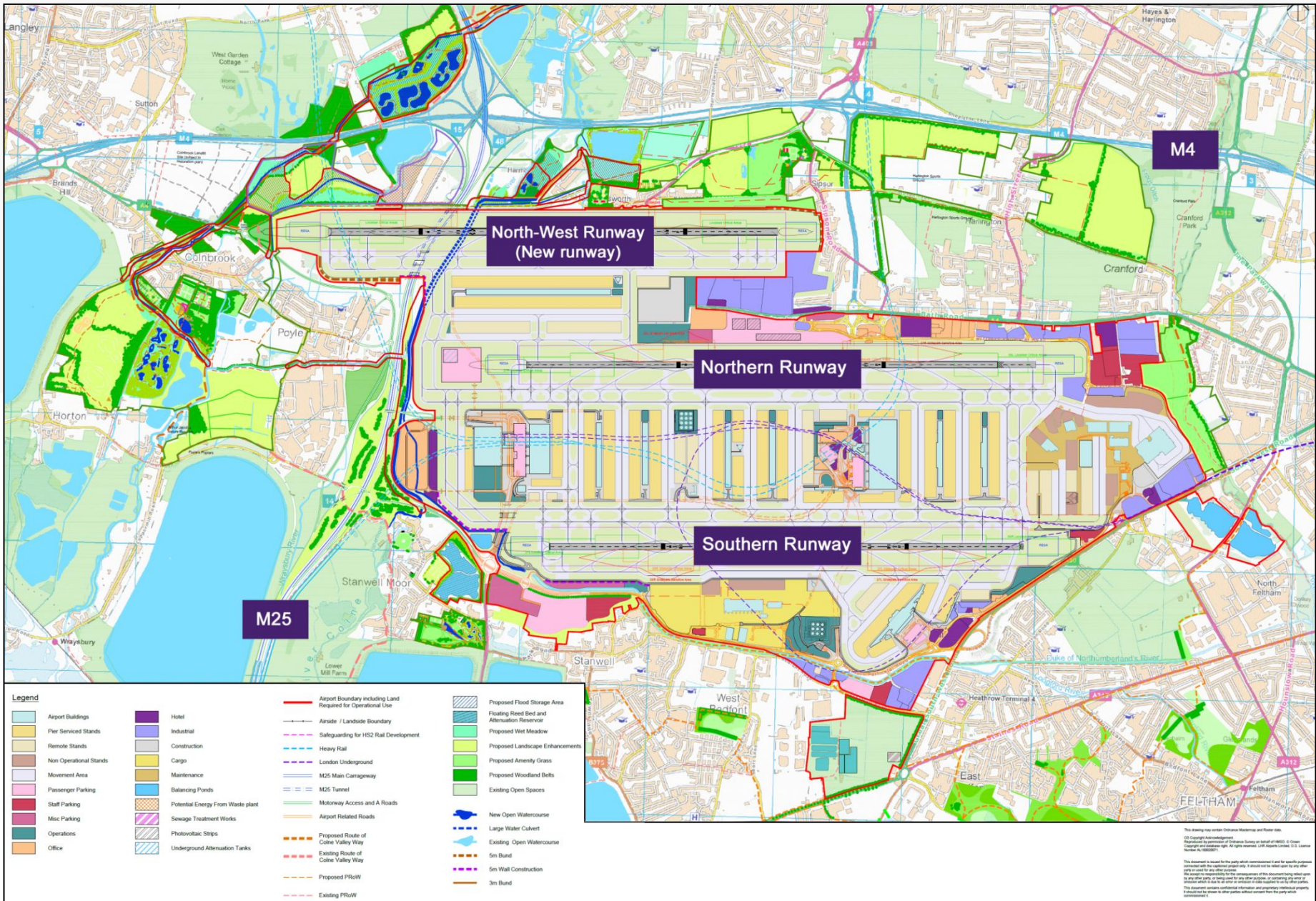
- Single consents regime
- Statutory timescales
- National policy statements
- Frontloaded
- Written process
- Inquisitorial



High-profile projects

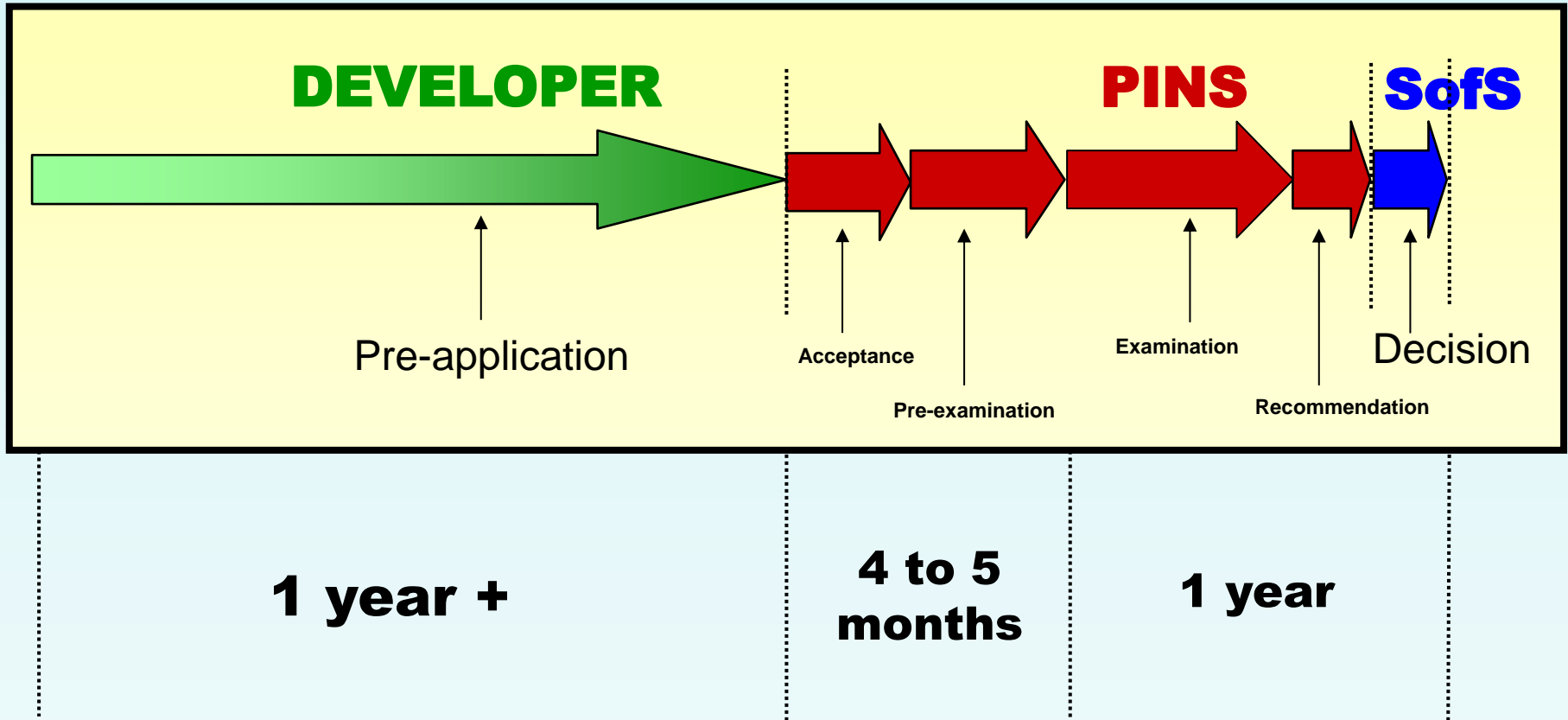
- Open, transparent, impartial
- National/ international interest
- Government interest
- Education – outreach
- Social media
- Risk management
- Resource management
- Legal challenge







The PA2008 process





Roles in the PA2008 process

CAA	Airline industry
Pre-application: Statutory consultee	Pre-application: Non-statutory consultee
Post-submission: Statutory party	Must register and make a Relevant Representation to receive Rule 6 and Rule 8 letters and take part in the Examination
Invited to the Preliminary Meeting (PM) (Rule 6 letter)	
Receives procedural decisions following PM (Rule 8 letter)	
If no Relevant Representation, must actively request Interested Party status in Examination	



Overlapping consultation

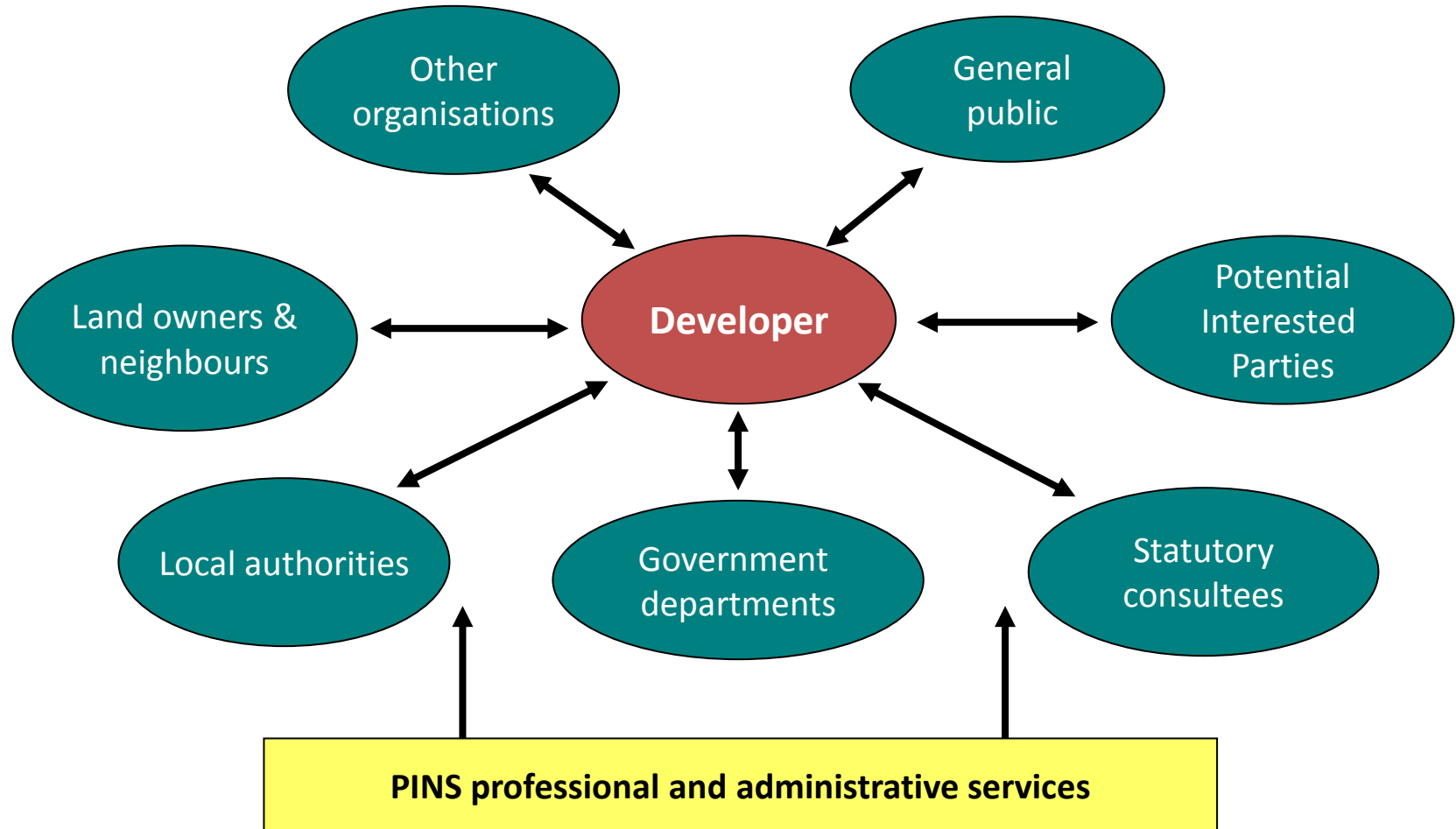
HAL DCO application:
Non-statutory consultation, Summer 2017

CAA airspace change process:
Consultation on revised guidance
closes 30 June 2017

Draft Airports NPS:
Consultation closes 25 May 2017



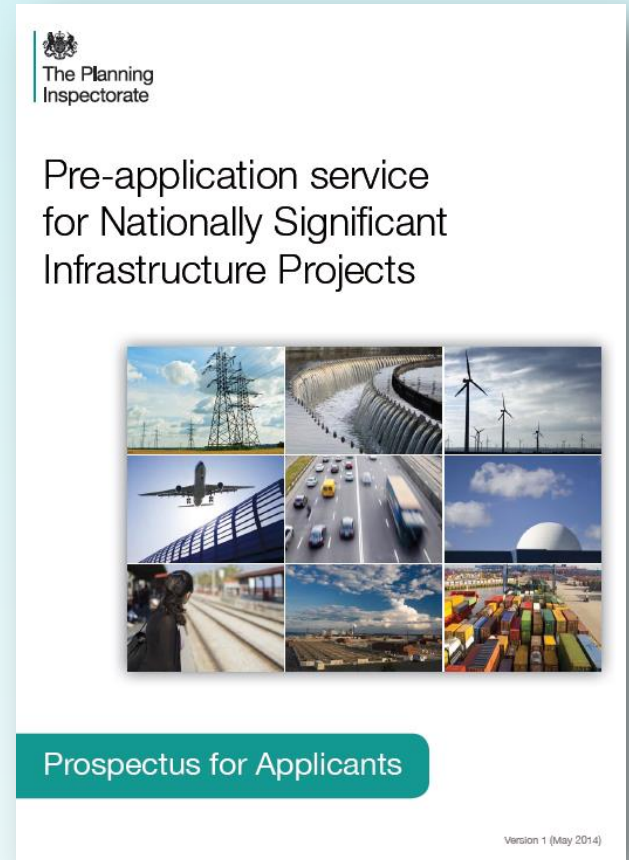
Pre-application engagement model





Utilising the Pre-application service

- Pre-application Prospectus
- **Not just for Applicants**
- s51 advice
- Outreach
- Draft documents review
- Better Pre-application engagement = smoother examination





Pre-application for statutory consultees

- EIA consultation bodies (Scoping)
- Statutory Government advisors
- Statutory undertakers
- Protective provisions
- Early and ongoing dialogue!
- Other consents/ licences
- Statements of Common Ground





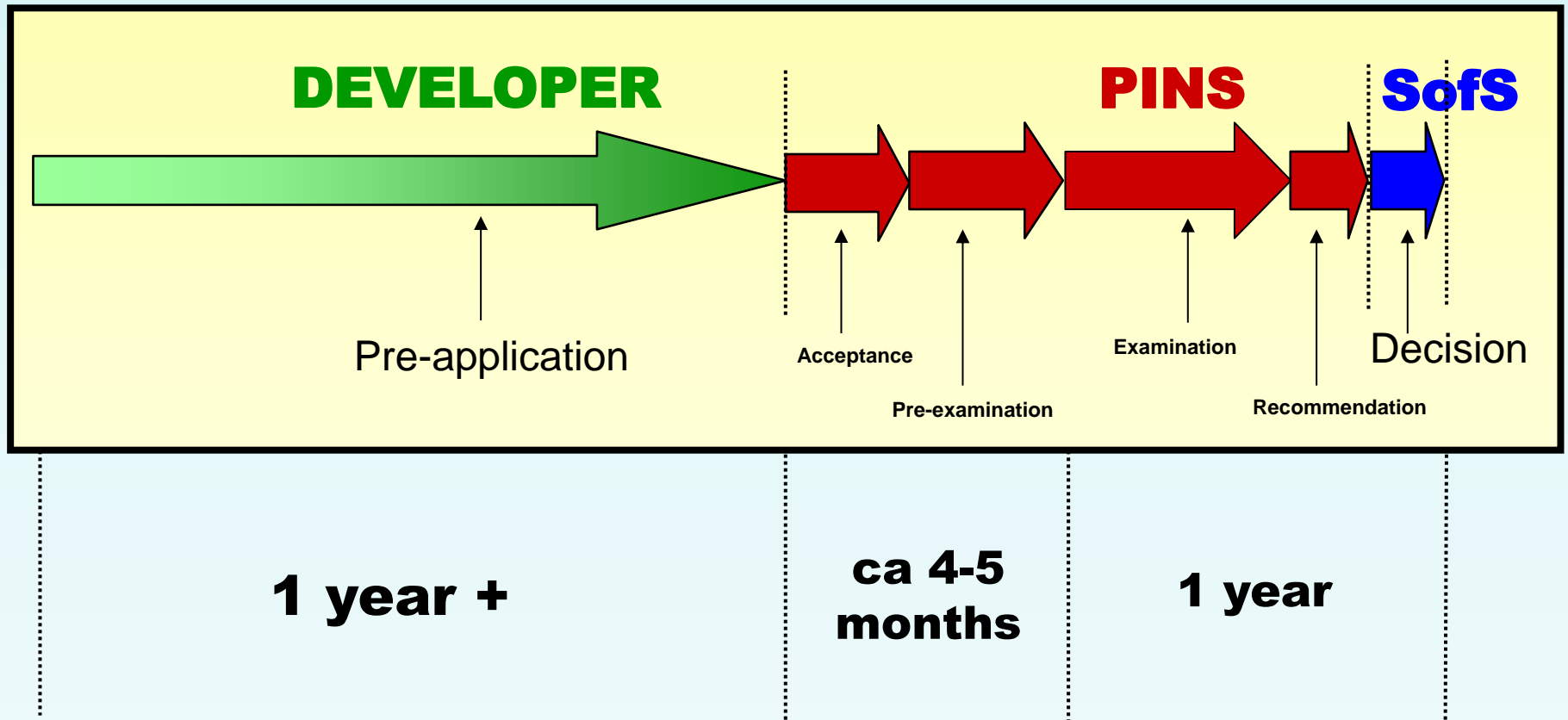
Environmental considerations during Pre-application

- **NPS Assessment Principles**
- **Environmental Impact Assessment**
 - Secretary of State EIA Scoping Opinion
- **Preliminary Environmental Information (PEIR)**
- **Habitats Regulations Assessment**
 - Evidence Plans
- **Interest/ Access to Land (s52 & s53)**
- **Licences and permits**
- **Advice Notes**





The PA2008 process (again!)





Acceptance stage

- APFP Regulations
- 28 days to decide
- Full application
- Principal tests:
 - NSIP
 - Consultation Report
 - **Adequacy of Consultation**
 - Full suite of documents
 - Ensure all plans are correct
 - Satisfactory standard
- The Examining Authority





Pre-examination

- Application accepted
- Examining Authority appointed
- **Relevant Representations**
- Initial Assessment of Principal Issues
- Preliminary Meeting
- **Local authorities**
 - Local Impact Report
 - SoCG





Environmental matters



- Environmental Statement and HRA Report
- Flexibility
- Securing mitigation
- Management/monitoring plans
- Licences and permits



Examination stage

- Six months
- Certainty
- Inquisitorial
- Relevant and important
- NPS(s)
- Local policy context



Recommendation stage

- ExA has three months
- Recommendation report taking account of:
 - National Policy Statement(s)
 - Local Impact Reports
 - Important and relevant matters
 - International obligations
- Recommended DCO included



Decision stage

- Relevant SoS has three months
- Decision taking account of:
 - National Policy Statement(s)
 - Local Impact Reports
 - Important and relevant matters
 - International obligations
- Judicial review





Legislation, guidance and advice

National Infrastructure Planning

Cymraeg FAQs Contact Sitemap

Enquiries: 0303 444 5000

The screenshot shows the website's navigation structure. At the top, there are links for 'Cymraeg', 'FAQs', 'Contact', and 'Sitemap'. Below this is a search bar with the text 'Enquiries: 0303 444 5000'. The main navigation menu includes 'Home', 'Projects', 'Application process', 'Legislation and advice', and 'Help'. The 'Legislation and advice' menu is expanded, showing sub-links for 'Legislation', 'Guidance', 'Advice notes', 'National Policy Statements', 'Consents Service Unit', and 'Register of advice'. A search bar is also present with the text 'Search project name' and a 'Go' button.

Welcome to National Infrastructure

Here you can find out about proposed major infrastructure within England and Wales.

This site is managed by the Planning Inspectorate agency responsible for examining planning applications for nationally significant infrastructure projects.

Projects
Application lists all national infrastructure planning applications that will be submitted; or are under examination; or have been withdrawn or decided.

- Planning Act 2008 and Regs/ Rules
- DCLG Guidance (statutory)
- PINS Advice notes (non-statutory)

<https://infrastructure.planninginspectorate.gov.uk/legislation-and-advice/>



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Questions?

