

The Planning Inspectorate  
National Infrastructure Applications Team  
Temple Quay House  
Temple Quay  
Bristol  
BS1 6PN

FAO: Kevin Gleeson (Lead Member of the Examining Authority)

26 March 2024

Dear Mr Gleeson,

**Application for a Development Consent Order by Gatwick Airport Limited for the Gatwick Airport Northern Runway Project (Ref. TR020005) – Deadline 2 Submission**

As set out in its Rule 8 letter [\[PD-011\]](#), the Examining Authority (ExA) has requested the following information of relevance to the Applicant to be submitted at Deadline 2:

- Draft legal agreement(s);
- Applicant's updated Navigation Document in clean and tracked versions;
- Comments on any further information/submissions received by Deadline 1; and
- Any further information requested by the ExA under Rule 17 of The Infrastructure Planning (Examination Procedure) Rule 2010.

The following sets out the information the Applicant has supplied for this Deadline 2 in relation to each of the above requests. The Applicant has also submitted:

- Responses to the actions from the Issue Specific Hearings (ISHs) 2-5 due at Deadline 2; and
- Updated Application Documents to reflect Project Changes 1-3.

**Draft Legal Agreement**

The Applicant encloses a copy of the draft DCO **Section 106 Agreement** (Doc Ref. 10.11). A full draft of the DCO Section 106 Agreement was shared with Sharpe Pritchard LLP (who represent eight local authorities) on 1 February 2024. The Applicant received comments on the substantive commitments within this draft DCO Section 106 Agreement on 23 February to which the Applicant has now responded. The draft DCO Section 106 Agreement submitted at this Deadline 2 incorporates amendments made by GAL in response to the comments raised by the local authorities and to comments provided by other Interested Parties through the Written Representations, hearings and Statement of Common Ground discussions.

The Applicant has been informed by Sharpe Pritchard LLP that it has now also been instructed by Tandridge District Council. Therefore the Applicant has agreed with Sharpe Pritchard LLP that the term "Joint Local Authorities" or "JLAs" now refers collectively to: Crawley Borough Council, West Sussex County Council,



Mole Valley District Council, Reigate and Banstead Borough Council, Surrey County Council, Horsham District Council, Mid-Sussex District Council; East Sussex District Council and Tandridge District Council

The JLAs have been provided with a copy of the draft DCO Section 106 Agreement in advance of this submission and have agreed to provide further comments in a mark-up of the agreement (or such other form as otherwise appropriate as a next step). The Applicant and JLAs intend to arrange topic specific meetings as necessary to progress agreement.

As requested by the ExA in the Rule 8 letter, the Applicant will provide an update on progress or a progressed draft DCO Section 106 agreement at Deadlines 3 and 8 with an intention to submit a signed and dated version of the agreement at Deadline 9. The Applicant is confident that agreement with the JLAs can be reached before Deadline 9.

### **The Applicant's Response to Actions from ISHs 2-5**

Following ISHs 2-5, there are a number of actions set out within the respective Action Points [[EV7-005](#), [EV8-005](#), [EV9-005](#) and [EV10-005](#)] due at Deadline 2. The Applicant's responses to these actions are set out in **The Applicant's Response to Actions ISHs 2-5** (Doc Ref. 10.9.7).

The response is supported by several technical notes and updated Application Documents, which are:

- Appendix A: Comparison of the Obligations within the Existing s106 Agreement and the draft DCO s106 Agreement (Doc Ref. 10.9.7)
- Appendix B: Technical Note on the use of June in Transport Modelling (Doc Ref. 10.9.7)
- Appendix C: Technical Note on Rail Crowding Clarification (Doc Ref. 10.9.7)
- Appendix D: 2023 Travel to Work Survey Report (Doc Ref. 10.9.7)
- ES Appendix 14.9.10: Noise Insulation Scheme Update Note<sup>1</sup> (Doc Ref. 5.3 v2)

### **Updated Application Documents to reflect Project Changes 1-3**

Following confirmation of Project Changes 1-3 being accepted (see Rule 8 letter [[PD-011](#)]), the Applicant has updated the following documents to reflect the three changes as described within Sections 3.5, 4.5 and 5.5 of the **Change Application Report** [[AS-139](#)]:

- ES Landscape, Townscape and Visual Resources Figures (Parts 1 to 3) (Doc Ref. 5.2 v2)
- ES Appendix 5.2.3: Mitigation Route Map (Doc Ref. 5.3 v2)
- ES Appendix 5.3.1: Buildability Report Part A (Doc Ref. 5.3 v2)
- ES Appendix 5.3.3: Indicative Construction Sequencing (Doc Ref. 5.3 v2)
- ES Appendix 7.8.2: Written Scheme of Investigation for post-consent Archaeological Investigations - West Sussex ('West Sussex WSI') (Doc Ref. 5.3 v2)
- ES Appendix 8.8.1: Outline Landscape and Ecology Management Plan ('oLEMP') (Parts 1 to 4) (Doc Ref. 5.3 v2)
- ES Appendix 9.9.2: Biodiversity Net Gain Statement (Doc Ref. 5.3 v2)

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<sup>1</sup> The Noise Insulation Scheme Update Note has been submitted to provide further detail of how the Noise Insulation Scheme will be implemented. The Applicant intends to provide a revised Noise Insulation Scheme and Home Relocation Assistance Scheme document to incorporate the proposed details at Deadline 3.

- ES Appendix 19.8.1: Public Rights of Way Management Strategy (Doc Ref. 5.3 v2)
- Design and Access Statement – Volumes 1 to 5, and Appendix 1 (Design Principles)<sup>2</sup> (Doc Ref. 7.3 v2).

The Applicant has also taken the opportunity in these updates to reflect changes requested and agreed through the Statements of Common Ground, where relevant. This relates to updates to the Mitigation Route Map, West Sussex WSI and the oLEMP.

Furthermore, the Applicant has submitted **ES Appendix 5.3.2: CoCP – Annex 7: Construction Communications and Engagement Plan** (Doc Ref. 5.3) in response to points raised at the Issue Specific Hearings, and an updated version of **ES Appendix 7.8.1: Written Scheme of Investigation for post-consent Archaeological Investigations – Surrey** ('Surrey WSI') (Doc Ref. 5.3 v2) in response to discussions as part of the Statements of Common Ground with Crawley Borough Council and Surrey County Council [[REP1-032](#) and [REP1-045](#)].

### **Submission of Updated and Additional Documents**

The table below sets out the updated application documents and additional documents submitted as part of Deadline 2 for ease of reference, including the reason for submission.

<b>Updated or New Document</b>	<b>Document Title</b>	<b>Reference</b>	<b>Reason for Submission</b>
Updated	Navigation Document (clean and tracked versions)	Doc Ref. 1.3 v9	To include the updated and additional documents submitted by the Applicant at this Deadline.
Updated	ES Landscape, Townscape and Visual Resources Figures (Parts 1 to 3)	Doc Ref. 5.2 v2	Updated to reflect accepted Project changes.
Updated	ES Appendix 5.2.3: Mitigation Route Map (clean and tracked)	Doc Ref. 5.3 v2	
Updated	ES Appendix 5.3.1: Buildability Report Part A (clean and tracked)	Doc Ref. 5.3 v2	
Updated	ES Appendix 5.3.3: Indicative Construction Sequencing	Doc Ref. 5.3 v2	
Updated	ES Appendix 7.8.2: Written Scheme of Investigation for post-consent Archaeological	Doc Ref. 5.3 v2	

<sup>2</sup> Appendix 1 of the DAS containing the Design Principles has been extracted into a separate document to enable clean and tracked changes versions to be submitted for the benefit of the reader. The updates made to the volumes of the DAS are described in the Schedule of Changes at the start of each volume.

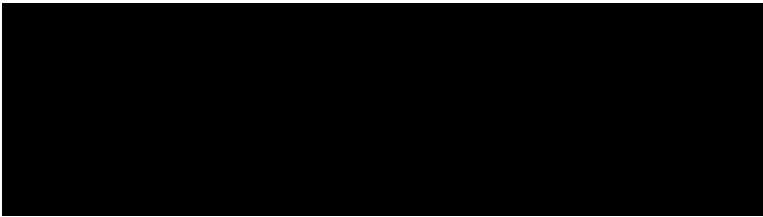


	Investigations - West Sussex (clean and tracked)		
Updated	ES Appendix 8.8.1: Outline Landscape and Ecology Management Plan (Parts 1 to 4) (clean and tracked)	Doc Ref. 5.3 v2	
Updated	ES Appendix 9.9.2: Biodiversity Net Gain Statement (clean and tracked)	Doc Ref. 5.3 v2	
Updated	ES Appendix 19.8.1: Public Rights of Way Management Strategy (clean and tracked)	Doc Ref. 5.3 v2	
Updated	Design and Access Statement – Volumes 1 to 5 (including a Schedule of Changes)	Doc Ref. 7.3 v2	
Updated	Design and Access Statement – Appendix 1 – Design Principles (clean and tracked)	Doc Ref. 7.3 v2	
New	ES Appendix 5.3.2: CoCP – Annex 7: Construction Communications and Engagement Plan	Doc Ref. 5.3	To respond to points raised at ISHs
Updated	ES Appendix 7.8.1: ES Appendix 7.8.1: Written Scheme of Investigation for post-consent Archaeological Investigations – Surrey (clean and tracked)	Doc Ref. 5.3 v2	
New	The Applicant’s Response to Actions ISHs 2-5	Doc Ref 10.9.7	To respond to Action Points from ISHs 2-5.
New	Appendix A: Comparison of the Obligations within the Existing s106 Agreement and the draft DCO s106 Agreement	Doc Ref 10.9.7	
New	Appendix B: Technical Note on the use of June in Transport Modelling	Doc Ref 10.9.7	
New	Appendix C: Technical Note on Rail Crowding Clarification	Doc Ref 10.9.7	
New	Appendix D: 2023 Travel to Work Survey Report	Doc Ref 10.9.7	

New	ES Appendix 14.9.10 Noise Insulation Scheme Update Note	Doc Ref. 5.3 v2	
New	Draft Section 106 Agreement	Doc Ref. 10.11	

If the Applicant can be of any further assistance or the ExA considers any further clarification is required in response to the information and documentation submitted as part of this submission, please do not hesitate to contact the Applicant using the details already provided.

Yours sincerely,



**Jonathan Deegan**  
**NRP Programme Lead**  
**Gatwick Airport Limited**