



RiverOak Strategic Partners

## 7.6

# Details of Other Consents and Licences that may be required

TR020002/APP/7.6

**Project Name:**

Manston Airport Development Consent Order

**Regulation:**

Regulation 5(2)(q) of the Infrastructure Planning  
(Applications: Prescribed Forms and Procedure)  
Regulations 2009, as amended

**Date:**

July 2018



# **DETAILS OF OTHER CONSENTS AND LICENCES THAT MAY BE REQUIRED**

## **1. INTRODUCTION**

This document lists other consents that RiverOak Strategic Partners Limited (RiverOak) intends to obtain to allow the construction, operation and maintenance of the Manston Airport Project, or that it may need to obtain dependent on particular circumstances.

This document is recommended in Department for Communities and Local Government guidance on application forms (paragraph 45):

*“Where the proposed development will also require other consents, licences, permits, etc, to enable it to be constructed and/or operational, and for which the Secretary of State is not the authorising body under the Planning Act, then the applicant must list and briefly describe these in Box 24. Reference should be made to any that have already been applied for, and a copy enclosed of any that the applicant may already be in the possession of. Such other consents could be required for controlling pollution, for example.”*

## **2. CONSENTS REQUIRED**

The following remaining consents, licences, permits etc. are expected to be required:

- (a) approvals from relevant highway authorities and the Secretary of State pursuant to the requirements contained in the development consent order;
- (b) licences from Natural England in relation to affect European Protected Species pursuant to regulation 53 of the Conservation of Habitats and Species Regulations 2010, in relation to bats;
- (c) licences from Natural England to affect protected species under section 16 of the Wildlife and Countryside Act 1981, in relation to bats;
- (d) permits, including a possible Waste Manage Licence, from the Environment Agency pursuant to the Environmental Permitting (England and Wales) Regulations 2010;
- (e) consent(s) from the relevant local authority pursuant to section 61 of the Control of Pollution Act 1974.
- (f) consent(s) from the relevant sewerage undertaker to discharge waste water to a sewer pursuant to section 118 of the Water Industry Act 1991.
- (g) consent(s) from the Environment Agency to discharge treated water to a watercourse pursuant to s.166 of the Water Industry Act 1991.

In addition, a number of aviation related consents will be required from the Civil Aviation Authority (CAA):

- (a) the grant of an European Aviation Safety Agency (EASA) aerodrome certificate pursuant to ADR.AR.C.035 'Issuance of certificates' of Commission Regulation (EU) No 139/2014; and Article 212 of The Air Navigation Order 2016 (ANO) and Regulations;

(b) permission for a change of air space pursuant to the CAA's CAP 1616 Guidance on the Application of the Airspace Change Process, which will include an assessment of environmental impact including noise and air quality, although this will be in line with what has been assessed in the Environmental Statement for the DCO application;

(c) where a Certified Air Traffic Service Provider intends to provide services a 'Letter of Designation' pursuant to Article 8(1) of the European Commission Regulations (EC) No. 550/2004, the Service Provision Regulation, and Regulation 4 of the Single European Sky (Functions of the National Supervisory Authority) Regulations 2006;

(d) the grant of a Certificate for the provision of Air Navigation Services in the UK pursuant to Article 7 of Commission Regulation (EC) No. 550/2004, The Service Provision Regulation, and Article 8b(2) of Commission Regulation (EC) No. 216/2008, the EASA Basic Regulation; and Article 180 of The Air Navigation Order 2016 (ANO) and Regulations;

(e) to provide an Air Traffic Control (ATC) service, certification as a Training Organisation by demonstrating compliance with Commission Regulation (EU) No. 2015/340 The ATCO licensing Regulation

(f) provision of commercial aeronautical information service and meteorological information pursuant to Commission Implementing Regulation (EU) 1035/2011; and

(g) aeronautical radio licences, AGS fire licence, AGS air traffic control / ground movement control, AGS operations control licence, aeronautical navigation aid radio licence, aeronautical radar licence pursuant to the Wireless Telegraphy Act 2006 and Article 205 of The Air Navigation Order 2016 (ANO) and Regulations

Compliance with:

- Aviation Security Act 1982, Aviation and Maritime Security Act 1990, Policing and Crime Act 2009, Regulation (EC) 300/2008 of the European Parliament and of the Council.
- Civil Aviation Act 1982
- Airports Act 1986
- Civil Contingencies Act 2004

### **3. CONSENTS THAT MAY BE REQUIRED**

The following remaining consents, licences, permits etc. may be required:

(a) a premises licence from the local authority pursuant to the Licensing Act 2003;

(b) a walkie talkie licence from OfCom pursuant to article 5 of the Wireless Telegraphy (Licensing Procedure) Regulations 2013; and

(c) a licence from the local planning authority pursuant to the Town and Country Planning (Control of Advertisements) Regulations 2009 to display advertisements on buildings.

### **4. SUMMARY**

RiverOak is in discussion with all affected bodies. and is seeking to agree with each affected body the principles against which applications for the listed consents, licences, permits etc. should be considered, in order that all relevant issues may be considered during the examination of its application for development consent.

RiverOak is not aware of anything that justifies refusal of development consent and does not regard the need for other consents as a material risk to the delivery of the Manston Airport Project.





