



Department
for Transport

Gareth Leigh
Head of the Transport and Works Act Orders Unit
Department for Transport
c/o Great Minster House
33 Horseferry Road
London SW1P 4DR

Enquiries:

E-mail: TRANSPORTINFRASTRUCTURE@dft.gov.uk

Web Site: www.gov.uk/dft
06 March 2025

Angus Walker
Partner
Broadfield Law UK LLP
One Bartholomew Close
London EC1A 7BL

Dear Mr Walker,

PLANNING ACT 2008: PROPOSED NON-MATERIAL CHANGE TO THE MANSTON AIRPORT DEVELOPMENT CONSENT ORDER 2022

REGULATION 7(3) OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011 - WRITTEN CONSENT FROM THE SECRETARY OF STATE FOR NOT CONSULTING A PERSON OR AUTHORITY

1. Thank you for your email of 6 March 2025 which provided details of the proposed non-material change application ("the Application") to amend 'The Manston Airport Development Consent Order 2022' ("the 2022 Order"), and your intended approach to consultation. The Secretary of State notes that the proposed Application will seek to extend the deadline for the exercise of compulsory acquisition and temporary possession powers from one calendar year to five calendar years.

2. You have requested the Secretary of State's consent for a limited consultation exercise under regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) ("the 2011 Regulations"). The excel spreadsheet titled 'Manston Airport - List of proposed consultees NMA2(32629273.1)' attached to your email provides a list of parties you propose to consult on the Application. Your email explains the reasons why these parties should be consulted, and so implies why others should be excluded.

3. The Secretary of State has considered your request and considers that those parties listed in your spreadsheet accurately represent those which should be consulted, in that they are still subject to compulsory acquisition powers and include

Thanet District Council and Kent County Council. The Secretary of State agrees that other consultees previously involved in the process need not be consulted as they are not directly affected because the proposed amendment will not affect their interests.

4. Accordingly, the Secretary of State gives written consent for the consultation to proceed in accordance with the details set out above, under regulation 7(3) of the Regulations 2011.

5. In taking this decision the Secretary of State notes that while those persons not proposed to be consulted on the non-material change application will not be consulted directly in relation to the change proposals, the Application will be publicised in line with the requirements in regulation 20 of the 2011 Regulations.

6. Finally, the Secretary of State's written consent in this matter should not be taken as indicating approval for any aspects of the proposed changes to the 2022 Order which fall to her for consideration and determination, or whether the proposed changes will be regarded as material or not.

Yours sincerely,

Gareth Leigh