

Regarding the scope for consultation on noise envelope preparation and design under the Civil Aviation Authority's (CAA) CAP 1129 guidance, we would always encourage engagement and agreement between the developer and relevant consultees during the pre-application process. The statutory consultation required under the Planning Act 2008 (PA2008) is not set out in guidance such as CAP 1129, however if a developer is applying this guidance to its noise assessment, it is best practice to follow that guidance unless another appropriate method is applied.

I note that you are already in the process of engaging with the developer regarding your concerns about its pre-application consultation on noise envelope design. I would advise you to continue to engage with the developer regarding any concerns about pre-application consultation to enable it to address them. Your specific concerns regarding the developer's adherence to the CAA guidance should also be directed to the developer at this stage of the development consent process, as the Planning Inspectorate will not forward on your comments about the project or the consultation.

If, as a result of your engagement with the developer, you are not satisfied that it has complied with its duties under sections 42, 47 and 48 of the PA2008, you may wish to consider this as part of your\* Adequacy of Consultation (AoC) representation to the Planning Inspectorate (on behalf of the Secretary of State) which will be requested as soon as possible after receipt of any DCO application.

For your reference, further information about the role of local authorities in the development consent process can be found in the [Planning Inspectorate's Advice Note 2](#).

\*23.03.2022 - Please note the original query was received from a West Sussex County Council email address and therefore the query was taken to be on behalf of both GATCOM and West Sussex County Council. Please see subsequent Section 51 Advice to GATCOM dated 22 March 2022 for further clarification.