

2025 No. 0000

INFRASTRUCTURE PLANNING

**The London Luton Airport Expansion Development Consent
(Correction) Order 2025**

Made - - - - 2025

Coming into force 2025

The London Luton Airport Expansion Development Consent Order 2025^(a) (“the 2025 Order”) which granted development consent within the meaning of the Planning Act 2008^(b) (“the Act”), contained correctable errors within the meaning of paragraph 1(3) of Schedule 4 to the Act.

In accordance with paragraph 1(5)(a) of Schedule 4 to the Act, before the end of the relevant period as defined in paragraph 1(6)(a) of Schedule 4 to the Act, the Secretary of State received a written request from the applicant^(c) for the correction of errors or omissions in the 2025 Order.

In accordance with paragraph 1(7) of Schedule 4 to the Act, the Secretary of State informed the relevant local planning authority for the area in which the land to which the 2025 Order relates is situated, that the requests had been sent and received respectively in accordance with paragraph 1(7) of Schedule 4 to the Act.

The Secretary of State, in exercise of the powers conferred by section 119 of, and paragraphs 1(4) and (8) of Schedule 4 to, the Act, makes the following Order.

Citation and commencement

1. This Order may be cited as the London Luton Airport Expansion Development Consent (Correction) Order 2025 and comes into force on *[insert date]* 2025.

Corrections to the London Luton Airport Expansion Development Consent Order 2025 (“the 2025 Order”)

2. The 2025 Order is corrected in the table in the Schedule to this Order, where—
- (a) column 1 sets out where the correction is to be made;
 - (b) column 2 sets out how the correction is to be made; and

^(a) S.I. 2025/463.

^(b) 2008 c. 29. Paragraph 1 of Schedule 4 was amended by paragraph 70 of Schedule 13, and Part 20 of Schedule 25, to the Localism Act 2011 (c. 20). There are other amendments to the Planning Act 2008 which are not relevant to this Order.

^(c) The term “applicant” is defined in paragraph 4 of Schedule 4 to the Planning Act 2008.

(c) column 3 sets out the text to be substituted, inserted or omitted.

Signed by authority of the Secretary of State for Transport

Name

Head of the Transport and Works Act Orders Unit
Department for Transport

Date

SCHEDULE CORRECTABLE ERRORS

Article 2

<i>(1) Where the correction is to be made</i>	<i>(2) How the correction is to be made</i>	<i>(3) Text to be substituted, inserted or omitted</i>
Preamble, fifth paragraph	For “as attach” substitute	“as are attached”
Article 2, definition of “bridleway”	After “interpretation” insert	“)”
Article 2(10)	For “report” substitute	“reported”
Article 13(2)	For “stoppclosed” substitute	“stopped”
Article 33(10)	After “section 125(c)” delete	“of the 2008 Act”
Article 36(1)(c)	After “the rights of,” insert	“or restrictive covenants for the benefit of,”
Article 50(3)	For “GCG Framework” substitute	green controlled growth framework”
Article 50(3)(a)	For “consistent” substitute	“consistently”
Article 50(3)(b)	For “paragraph” substitute	“paragraph”
Schedule 1, Work No. 5(e)	For “Off-site” substitute	“Offsite”
Schedule 2, Part 1, paragraph 1, definition of “substantially in accordance with”	After “should not give rise to” delete	“any new or”
Schedule 2, Part 1, paragraph 2(2)	After “sewage undertakers and in relation to” delete	“t”
Schedule 2, Part 1, paragraph 6(3)(c)	After “of this Schedule” delete	“, subject to paragraph 2(1)(g)”
Schedule 2, Part 2, paragraph 14	Delete sub-paragraphs (1) and (2) and insert	“(1) Prior to commencement of construction, the undertaker is required to carry out an assessment of the latest version of the Flood and Coastal Erosion Risk Data published by the Environment Agency to determine whether it changes the level of risk assessed within the flood risk assessment (Environmental Statement Appendix 20.1, as listed in

(1) <i>Where the correction is to be made</i>	(2) <i>How the correction is to be made</i>	(3) <i>Text to be substituted, inserted or omitted</i>
		Schedule 9 to, and certified under article 50 of, this Order). (2) The undertaker must consult with the Environment Agency and the lead local flood authority on whether an updated flood risk assessment is required as a result of the assessment carried out under sub-paragraph (1). (3) If any material change in risk is identified as a result of the process undertaken under sub-paragraphs (1) and (2), then the undertaker must prepare an updated flood risk assessment, which must be submitted to and approved in writing by Luton Borough Council, following consultation with the Environment Agency and the lead local flood authority. (4) The undertaker is required to carry out the authorised development in accordance with any updated flood risk assessment produced by the undertaker as a result of the process under sub-paragraphs (1) to (3)."
Schedule 2, Part 2, paragraph 18(5)	For "ground water" substitute	"groundwater"
Schedule 2, Part 3, paragraph 19, definition of "terms of reference"	In sub-paragraph (b), for "paragraph 21(9)" substitute	"paragraph 21(10)"
Schedule 2, Part 3, paragraph 21(1)	After "(("ESG"))" delete	"as soon as reasonably practicable following service of the notice under article 44(1) (interaction with LLAOL planning permission) and in any event"
Schedule 2, Part 3, paragraph 21(5)	For "(or a substitute agreed)" substitute	"(or an agreed substitute)"
Schedule 2, Part 3, paragraph 21(9)	For "sub-paragraph (7)" substitute	"sub-paragraph (8)"
Schedule 2, Part 3, paragraph 22(2)	Delete sub-paragraph (2) and insert	"(2) The undertaker must prepare and submit to the ESG— (a) the first Monitoring Report— (i) on the date notice is served under article 44(1) (interaction with LLAOL planning permission); and (ii) no later than 31 July in the calendar year in which that notice is served; and (b) all subsequent Monitoring Reports on or before 31 July annually thereafter."

<i>(1) Where the correction is to be made</i>	<i>(2) How the correction is to be made</i>	<i>(3) Text to be substituted, inserted or omitted</i>
Schedule 2, Part 3, paragraph 22(6)	For “sub-paragraph (1)” substitute	“sub-paragraph (2)”
Schedule 2, Part 3, paragraph 24(2)	For “paragraph 21(6)(a), (b), (c) or (d)” substitute	“paragraph 21(7)(a), (b), (c) or (d)”
Schedule 2, Part 3, paragraph 24(9)	For “sub-paragraph (2)” substitute	“sub-paragraph (3)”
Schedule 2, Part 3, paragraph 24(10)	For “artricle” substitute	“article”
Schedule 2, Part 3, paragraph 24(10)(b)	For “sub-paragraph (5)(b)” substitute	“sub-paragraph (5)”
Schedule 2, Part 3, paragraph 24(11)	For “paragraph 24” substitute	“paragraph 25”
Schedule 2, Part 3, paragraph 24(11)	For “paragraph 21(6)(a), (b), (c) or (d)” substitute	“paragraph 21(7)(a), (b), (c) or (d)”
Schedule 2, Part 3, paragraph 24(11)	For “paragraph 26(10)” substitute	“paragraph 25(10)”
Schedule 2, Part 3, paragraph 25(7)(a)	For “lodge an appeal under paragraph 40 (appeals to the Secretary of State)” substitute	“resolve the disagreement under article 52 (arbitration)”
Schedule 2, Part 3, paragraph 25(15)	For “paragraph 21” substitute	“paragraph 22”
Schedule 2, Part 3, paragraph 25(15)	After “has been exceeded,” insert	“and except where sub-paragraph (3) applies,”
Schedule 2, Part 3, paragraph 25(16)	For “by the Secretary of State under paragraph 40 (appeals to the Secretary of State)” substitute	“by resolution under article 52 (arbitration)”
Schedule 2, Part 4, paragraph 27	After “may operate” insert	“the airport”
Schedule 2, Part 4, paragraph 27	After “under this Order” delete	“the airport”
Schedule 2, Part 4, paragraph 28(1)	After “must not operate” insert	“the airport”
Schedule 2, Part 4, paragraph 28(1)	After “under this Order” delete	“the airport”
Schedule 2, Part 4, paragraph 28(1)	After “23:30-06:00” insert	“local time”
Schedule 2, Part 4, paragraph 28(1)	After “12 month period,” insert	“in accordance with the air noise management plan,”
Schedule 2, Part 4, paragraph 29(1)	For “air traffic movement”, in both place where it occurs, substitute	“air traffic movements”
Schedule 2, Part 4, paragraph 29(1)	After “06:00-07:00” insert	“local time”
Schedule 2, Part 4, paragraph 29(2)	For “airport” substitute	“aircraft”
Schedule 2, Part 4, paragraph 29(2)	After “non-scheduled service” insert	“, excluding exempt flights”
Schedule 2, Part 4, paragraph 33(1), Table	For “2039–2033” substitute	“2029–2033”

<i>(1) Where the correction is to be made</i>	<i>(2) How the correction is to be made</i>	<i>(3) Text to be substituted, inserted or omitted</i>
1, heading of column (3)		
Schedule 2, Part 4, paragraph 33(2)	For “GCG framework” substitute	“green controlled growth framework”
Schedule 2, Part 4, paragraph 33(3)	After “2008 Act” insert	“— (a) ”
Schedule 2, Part 4, paragraph 33(3)	For “reasonably reasonably” substitute	“reasonable”
Schedule 2, Part 4, paragraph 33(3)	After “serious damage to property” insert	“; (b) if the exceedance results from circumstances which the ESG has certified are beyond the undertaker’s control; or (c) in circumstances where sub-paragraphs (a) and (b) do not apply, until two successive Mitigation Plans have not removed the exceedance which gave rise to the requirement for those Mitigation Plans, within the time period stated in those plans to achieve compliance.”
Schedule 2, Part 4, paragraph 33	After sub-paragraph (3) insert	“(4) The undertaker may make a written request to the Secretary of State to change the contour limits, following consultation on such changes with Luton Borough Council and where appointed, the ESG. The Secretary of State may approve changes to contour limits where the undertaker has demonstrated that such changes would not result in materially new or materially different noise effects than those assessed in the environmental statement.”
Schedule 2, Part 3, paragraph 34(4)	After “satisfactory level” insert	“or it is satisfied that the undertaker has taken all reasonable and practicable steps to insulate all eligible properties”
Schedule 2, Part 4, paragraph 34(5)	For “environment” substitute	“environmental”
Schedule 2, Part 4, heading to paragraph 36	For “highway works” substitute	“Highway Works”
Schedule 2, Part 4, paragraph 36(1)	For “Highway Works No.” substitute	“Highway Works, Work Nos.”
Schedule 2, Part 4, paragraph 36(2)	For “submitted to” substitute	“submitted for approval”
Schedule 2, Part 4, paragraph 42	Omit sub-paragraphs (1), (2), (3) and (4) and replace with	“Not used”
Schedule 5, Land Plans	Omit entire row	Omitted

<i>(1) Where the correction is to be made</i>	<i>(2) How the correction is to be made</i>	<i>(3) Text to be substituted, inserted or omitted</i>
– Sheet 6 of 10, in row containing “6-04” in column (1) and “The rights and restrictive covenants to construct, operate, access, protect, and maintain a habitat mitigation area.” in column (2)		
Schedule 7, first row, column (2)	For “A505 Gipsy Lane” substitute	“A505 Gipsy Lane”
Schedule 8, Part 1, paragraph 10(2)	For subparagraph” substitute	“sub-paragraph”
Schedule 8, Part 5, paragraph 37(1)	For subparagraph” substitute	“sub-paragraph”
Explanatory Note, first paragraph	After “redevelop” insert	“London”
Explanatory Note, fourth paragraph	After “inspected” insert	“by appointment”

EXPLANATORY NOTE

(This note is not part of the Order)

This Order corrects errors and omissions in the London Luton Airport Expansion Development Consent (Correction) Order 2025 (S.I. 2025/463), a development consent order under the Planning Act 2008, following a request under paragraph 1(5(a) of Schedule 4 to that Act.

STATUTORY INSTRUMENTS

2025 No. 0000

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BROADFIELD LAW UK LLP
Solicitors and Parliamentary Agents
One Bartholomew Close
London EC1A 7BL
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