

## Clarification Note:

This note was promised by Counsel for the LPA to clarify points that have arisen on a number of occasions during the statements from non-Rule 6 Parties.

The note sets out a number of matters of fact with the aim to assist the inquiry.

1. The proposed Development Consent Order (DCO) in respect of Luton Airport is entirely separate to this Section 73 planning application that is being considered at this Public Inquiry. The DCO, when it is submitted, will be determined under the Planning Act 2008 by the Secretary of State, whilst the Section 73 planning application which is the subject of this Planning Inquiry will be determined under the Town and Country Planning Act 1990 jointly by the Secretaries of State for Levelling-Up, Housing and Communities, and Transport. Luton Rising is the owner of the airport and also the DART (Direct Air-Rail Transit). Luton Rising is the proposer of the DCO, which is to include substantial operational and built development and expansion to 32mppa.
2. Luton Borough Council is not a shareholder of London Luton Airport Operations Limited (LLAOL), the applicant for the current Section 73 planning application. The current shareholders of LLAOL are Aena (the world's largest airport operator) and AMP Capital (a specialist global investment manager).
3. Luton Rising is the trading name of London Luton Airport Limited, the owner of the airport and a company wholly owned by Luton Borough Council. There are seven Councillors who are board directors of Luton Rising none of whom sit on the Development Management Committee, Luton's sole planning committee.
4. Local Authorities can have many functions, one such is land holdings another function is as the local planning authority. These functions are entirely separate and are governed by local government law and procedures as is common to all authorities.