

Option 2: Minded to Adopt and Minded to Grant

ALTERNATIVE RECOMMENDATION

1. That Members, having regard to the Wildlife and Countryside Act 1981 (as amended) and Regulation 48 of the Conservation (Natural Habitats &c.) Regulations 1994, agree with the conclusions of the Bureau Veritas Revised Appropriate Assessment report in Appendix 2 (the "RAA") save in relation to the effect of the proposals on the Dungeness to Pett Level Special Protection Area (SPA) where Members disagree with the conclusions of such report AND instead agree with the conclusion of the document entitled "Applicant's Proposed Revisions to the February 2010 Revised Appropriate Assessment Report" that the proposals would not have any adverse effects on the integrity of the Dungeness to Pett Level Special Protection Area (SPA), subject to the proposed mitigation.
 2. That Members, subject to the RAA being amended in accordance with the document entitled "Applicant's Proposed Revisions to the February 2010 Revised Appropriate Assessment Report" (the "Amended RAA"), are minded to adopt the Amended RAA so that it concludes that:
 - 2.1.1 the proposals for a runway extension and new terminal and car park are considered not to have any adverse effects on the integrity of the Dungeness Special Area of Conservation (SAC), subject to the proposed mitigation; and
 - 2.1.2 the proposals for a runway extension and new terminal and car park are considered not to have any adverse effects on the integrity of the Dungeness to Pett Level Special Protection Area (SPA), subject to the proposed mitigation
- AND hereby grant to the Head of Development Control authority to adopt the Amended RAA subject to (1) no new material considerations arising and being reported to the local planning authority regarding the Amended RAA and (2) the Amended RAA being revised in a substantially similar form to that proposed in the document entitled "Applicant's Proposed Revisions to the February 2010 Revised Appropriate Assessment Report".
3. That, subject to the Amended RAA being adopted following the above, Members:
 - 3.1.1 are minded to approve planning application Y06/1648/SH (the runway extension) and planning application Y06/1647/SH (the terminal building and car park); and
 - 3.1.2 grant the Head of Development Control authority to grant planning permission for planning application Y06/1648/SH and planning permission for planning application Y06/1647/SH for the reasons set out below and subject to the draft conditions and draft heads of terms for a section 106 agreement as set out in Appendix 4 to the Supplementary Report and on such other terms as considered acceptable by the Head of Development Control in order to secure the acceptability of the proposals in accordance with the reasons
 4. To inform the Government Office for the South East (GOSE) and Natural England of the council's resolution to:
 - 4.1.1 disagree with the conclusions of the RAA to the extent set out above;
 - 4.1.2 grant the Head of Development Control authority to adopt the Amended RAA on the terms above; and
 - 4.1.3 grant the Head of Development Control authority to grant planning permission for planning application Y06/1648/SH and for planning application Y06/1647/SH.