STATUTORY INSTRUMENTS

2017 No. 786

INFRASTRUCTURE PLANNING

The National Grid (Hinkley Point C Connection Project) (Correction) Order 2017

Made - - - -	*20th July 2017*
Coming into force - -	*21st July 2017*

The National Grid (Hinkley Point C Connection Project) Order 2016(**1**), which granted development consent within the meaning of the Planning Act 2008 ("the Act")(**2**), contains correctable errors within the meaning of the Act(**3**).

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(**4**) for the correction of errors and omissions in the Order.

In accordance with paragraph 1(7) of Schedule 4 to the Act, the Secretary of State has informed Bristol City Council, North Somerset Council, Sedgemoor District Council, Somerset County Council, South Gloucester Council and West Somerset Council, the planning authorities for the area in which the land to which the Order relates is situated, that the request has been received.

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 National Grid (Hinkley Point C Connection Project) (Correction) Order 2017 and comes into force on 21st July 2017.

Corrections

2. In Schedule 15 (Protective Provisions), Part 5 (Protection for First Corporate Shipping Limited) to the National Grid (Hinkley Point C Connection Project) Order 2016 ("the Order"), after paragraph 61 (BPC's apparatus) insert—

(**1**) S.I. 2016/49.
(**2**) 2008 c.29.
(**3**) As provided for in Schedule 4 to the Act.
(**4**) As defined in paragraph 4 of Schedule 4 to the Act.

"**Acquisition and use of land**

61A. The undertaker must not exercise the powers conferred by—

(a) article 17 (protective work to buildings);

(b) article 19 (compulsory acquisition of land);

(c) article 22 (compulsory acquisition of rights);

(d) article 23 (extinguishment and suspension of private rights);

(e) article 26 (acquisition of subsoil or airspace only);

(f) article 28 (rights under or over streets); or

(g) article 31 (temporary use of land for maintaining the authorised development),

over or in respect of any of BPC's land unless the exercise of such powers is with the consent of BPC.

Procedure regarding certain approvals etc.

61B. Article 46(3) and paragraphs 3, 4 and 5 of Schedule 4 (discharge of requirements) will not apply in relation to any consent, agreement or approval from BPC required under this Order.".

3. Other corrections to be made to the Order are set out 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

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

Signed by authority of the Secretary of State for Business, Energy and Industrial Strategy

Giles Scott
Head of Energy Infrastructure Planning and Coal Liabilities
Department for Business, Energy and Industrial Strategy

20th July 2017

SCHEDULE Article 3

Where the correction is to be made	*How the correction is to be made*	*Text to be substituted, inserted or omitted*
Article 2(1), definition of "Port Authority"	For "harbour master", substitute	"haven master"
Article 5(2)	For "(2) Pylon LD32 must be constructed, 40 metres northwards from the position shown on the Works Plans within the limits of deviation relating to that Work as shown on those plans together with a corresponding increase in height of pylon LD32 to 36.5m and of pylon LD31 to 40 metres comprised in Work No. 1D shown in the sections (Drawing No 13/NG/0271 – 01_13205_84 revision C, Sheet 4)", substitute	"(2) Pylon LD32 must be constructed 40 metres northwards (plus or minus 5 metres northwards or southwards to allow local ground conditions to be taken into account) from the position shown on the Works Plans within the limits of deviation relating to that Work as shown on those plans, together with a corresponding decrease or increase in height of pylon LD32 and of pylon LD31 as appropriate comprised in Work No. 1D shown in the sections (Drawing No 13/NG/0271 – 01_13205_84 revision B, Sheet 4)."
Article 39(3)	For "must be", substitute	"are"
Article 39(5)	For "must be", substitute	"is"
Article 44(1)(i)	After ";", omit	"and"
Article 44(1)(j)	After ";", omit	"and"
Article 44(1)(k)	At end, for ".", substitute	"; and"
Article 44(1)	After sub-paragraph (k), insert new sub-paragraph	"(l) Special Category Land and Crown Land Plans,"
In Schedule 2, Part 1 Access and rights of way plans		
In row containing: Key Plan for Access and Rights of Way Plans (Regulation 5(2)(k)) – Section E	In column 3, for "C" substitute	"D"
In row containing: Access and Rights of Way Plans (Regulation 5(2)(k)) – Section E	In column 3, for "D" substitute	"E"
In row containing: Key Plan for Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section F	In column 2, for "13/NG/0400 – F/AR(B)/KP/1" substitute	"13/NG/0400 – F/AR/KP/1"
In row containing: Key Plan for Access	In column 3, for "A" substitute	"B"

Where the correction is to be made	*How the correction is to be made*	*Text to be substituted, inserted or omitted*
and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section F		
In row containing: Key Plan for Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section F	Omit	"(Option B Only)"
In row containing: Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section F	In column 2, for "13/NG/0471 – F/AR(B)/PS/1–4" substitute	"13/NG/0471 – F/AR/PS/1–4"
In row containing: Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section F	In column 3, for "A" substitute	"B"
In row containing: Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section F	Omit	"(Option B Only)"
In row containing: Key Plan for Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section G	In column 2, for "13/NG/0472 – G/AR(B)/KP/1" substitute	"13/NG/0472 – G/AR/KP/1"
In row containing: Key Plan for Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section G	In column 3, for "A" substitute	"B"
In row containing: Key Plan for Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section G	Omit	"(Option B Only)"
In row containing: Access and Rights of Way Plans (Option B Only)	In column 2, for "13/NG/0473 – G/AR(B)/PS/1–7" substitute	"13/NG/0473 – G/AR/PS/1–7"

Where the correction is to be made	*How the correction is to be made*	*Text to be substituted, inserted or omitted*
(Regulation 5(2)(k)) – Section G		
In row containing: Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section G	In column 3, for "B" substitute	"C"
In row containing: Access and Rights of Way Plans (Option B Only) (Regulation 5(2)(k)) – Section G	Omit	"(Option B Only)"
In Schedule 2, Part 2 Design drawings – (a) Permanent structures		
In row containing "Drawing Number": 13/ NG/0200 – DKP/1	In column 3, for "B" substitute	"C"
In row containing "Drawing Number": 13/ NG/0263 – A110188 Pins Sheet 39 of 70	In column 3, for "B" substitute	"C"
In row containing "Drawing Number": 13/ NG/0264 – A110190 Pins Sheet 40 of 70	In column 3, for "B" substitute	"C"
In row containing "Drawing Number": 13/ NG/0271 – 01_13205_84 Sheet 11 Pins Sheet 51 of 70	In column 1, for "LD94" substitute	"LD93"
In row containing "Drawing Number": 13/ NG/0271 – 01_13205_84 Sheet 11 Pins Sheet 51 of 70	In column 3, for "B" substitute	"C"
In row containing "Drawing Number": 13/ NG/0271 – 01_13205_84 Sheet 13 Pins Sheet 53 of 70	Omit entire row	
In row containing "Drawing Number": 13/ NG/0271 – 01_13205_84	In column 3, for "C" substitute	"D"