STATUTORY INSTRUMENTS

2017 No. 659

INFRASTRUCTURE PLANNING

The Thames Water Utilities Limited (Thames Tideway Tunnel) (Amendment) Order 2017

Made - - - - 16th May 2017

Coming into force in accordance with article 1(1)

An application has been made to the Secretary of State for Communities and Local Government and the Secretary of State for Environment, Food and Rural Affairs (together referred to as "the Secretary of State")(**1**) under paragraph 2 of Schedule 6 to the Planning Act 2008 (the 2008 Act")(**2**), and in accordance with Part 1 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011(**3**), for non-material changes to the Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014 ("the 2014 Order")(**4**).

In accordance with paragraph 2 of Schedule 6 to the 2008 Act, the Secretary of State has had regard to the effect of the changes on the 2014 Order as originally made, and is satisfied that the changes to the 2014 Order are not material.

The Secretary of State makes this Order in exercise of the power conferred by paragraph 2(1) of Schedule 6 to the 2008 Act.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Thames Water Utilities Limited (Thames Tideway Tunnel) (Amendment) Order 2017 and comes in force on the day after the day on which it is made.

(2) In this Order, "the 2014 Order" means the Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014.

Amendment of the 2014 Order

2. The 2014 Order is amended as set out in the table in the Schedule to this Order, where—

(a) column 1 sets out the provision to be amended;

(**1**) Article 62 of the 2014 Order provides insofar as relevant to this Order that "the Secretary of State shall mean the Secretary of State for Communities and Local Government and the Secretary of State for Environment, Food and Rural Affairs".

(**2**) 2008 c. 29; paragraph 2 of Schedule 6 was amended by paragraph 4(6)(a) of Schedule 8 to the Marine and Coastal Access Act 2009 (c. 23), by paragraph 72(3) to(7) of Schedule 13 to the Localism Act 2011 (c. 20), and by section 28(2) of the Infrastructure Act 2015 (c. 7).

(**3**) S.I. 2011/2055; relevant amending instruments are S.I. 2012/635, 2015/760.

(**4**) S.I. 2014/2384, amended by S.I. 2015/723; there are other amending instruments but none is relevant.

(b) column 2 sets out the text to be omitted;

(c) column 3 sets out the text to be substituted.

Certification of substituted plans

3.—(1) The undertaker must, as soon as practicable after the making of this Order, submit copies of the substituted plans referred to in the third column of the table in the Schedule to the Secretary of State for certification in accordance with paragraph (2).

(2) The Secretary of State may certify copies submitted under paragraph (1) as true copies of the substituted plans.

(3) A plan so certified by the Secretary of State is admissible in any proceedings as evidence of the contents of the document of which it is a copy.

(4) In paragraph (1), "undertaker" has the meaning given by article 2(1) of the 2014 Order(**5**).

Signed by authority of the Secretary of State

Steve Quartermain
Chief Planner (Director)
Department for Communities and Local Government

16th May 2017

Signed by authority of the Secretary of State

Shaun Gallagher
Director, Environmental Quality
Department for Environment, Food and Rural Affairs

16th May 2017

(**5**) Article 2(1) defines "undertaker" as the person who has the benefit of the 2014 Order in accordance with article 8 or 9 of that Order.