STATUTORY INSTRUMENTS

2016 No. 447

INFRASTRUCTURE PLANNING

The East Anglia ONE Offshore Wind Farm (Corrections and Amendments) Order 2016

Made - - - - 24th March 2016

Coming into force in accordance with article 1

The East Anglia ONE Offshore Wind Farm Order 2014 ("the 2014 Order")(**1**), which granted development consent within the meaning of the Planning Act 2008 ("the Act")(**2**), contained correctable errors within the meaning of 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 for the correction of errors in the 2014 Order.

The Secretary of State has informed Suffolk Coastal District Council and Mid Suffolk District Council, as the relevant local planning authorities for the area in which the land to which the 2014 Order relates is situated, that the request has been received in accordance with paragraph 1(7) of Schedule 4 to the Act.

An application has been made to the Secretary of State under paragraph 2 of Schedule 6 to the Act, and in accordance with Part 1 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011(**3**) ("the 2011 Regulations"), for changes which are not material changes to the 2014 Order.

The Secretary of State, having considered the application and the responses to consultation under regulation 7 of the 2011 Regulations, has determined to make an Order giving effect to the proposed changes comprised in the application which in the opinion of the Secretary of State do not make any material changes to the 2014 Order.

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, and by section 153 of, and paragraphs 2(1) and (9) of Schedule 6 to, the Act, makes the following Order:

(**1**) S.I. 2014/1599.

(**2**) 2008 c.29. The Act was amended by Chapter 6 of Part 6 of, and Schedule 13 to, the Localism Act 2011 (c.20), and by section 112 of, and Schedule 8 to, the Marine and Coastal Access Act 2009 (c.23). Sections 127, 130, 131, 132 and 138 were amended by the Growth and Infrastructure Act 2013 (c.27). Sections 128, 129 and 137 were repealed by the Growth and Infrastructure Act 2013. There are other amendments which are not relevant to this Order.

(**3**) S.I. 2011/2055. Part 1 was amended by S.I. 2012/635.

Citation and commencement

1. This Order may be cited as the East Anglia ONE Offshore Wind Farm (Corrections and Amendments) Order 2016 and comes into force on the day after the day on which it is made.

Corrections to the 2014 Order

2.—(1) The 2014 Order is corrected as set out in the table in Schedule 1 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.

(2) Schedule 1 to this Order has effect.

Amendment of the 2014 Order

3. In Part 1 of Schedule 1 to the 2014 Order, where it occurs, for "four cables and up to eight additional cable ducts", substitute ""four HVDC cables for the HVDC option or up to six HVAC cables for the HVAC option and up to eight additional cable ducts".

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

(a) column 1 sets out where the amendment is to be made;

(b) column 2 sets out how the amendment is to be made; and

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

(2) Schedule 2 to this Order has effect.

Certification of revised or substituted plans

5.—(1) The undertaker must, as soon as practicable after the making of this Order, submit copies of any revised or substituted plans to the Secretary of State for certification that they are true copies of the revised or substituted plans.

(2) 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.

(3) In paragraph (1), the "undertaker" has the same meaning as in article 2(1) of the 2014 Order.

Signed by authority of the Secretary of State for Energy and Climate Change

Giles Scott
Head of National Infrastructure Consents and
Coal Liabilities
Department of Energy and Climate Change

24th March 2016

SCHEDULE 1

Article 2

Correctable Errors

Provision	*How correction is to be made*	*Text to be substituted, inserted or omitted*
Article 2(1), definition of "deemed generation assets marine licence"	For "Schedule 9 (deemed licence under the Marine and Coastal Access Act 2009 – generation assets) and deemed by article 28", substitute	"Schedule 10 (deemed licence under the Marine and Coastal Access Act 2009 – generation assets) and deemed by article 29"
Article 2(1), definition of "deemed transmission assets marine licence"	For "Schedule 10 (deemed licence under the Marine and Coastal Access Act 2009 – transmission assets) and deemed by article 28", substitute	"Schedule 11 (deemed licence under the Marine and Coastal Access Act 2009 – transmission assets) and deemed by article 29"
Article 2(1), definition of "horizontal directional drilling"	For "non-trenchless techniques", substitute	"trenchless techniques"
Article 2(1), definition of "outline offshore operations and maintenance and monitoring plan"	For ""outline offshore operations and maintenance and monitoring plan" means the document certified as the outline offshore operations and maintenance and monitoring plan by the Secretary of State for the purposes of this Order;", substitute	""outline operations and maintenance monitoring plan offshore" means the document certified as the outline operations and maintenance monitoring plan offshore by the Secretary of State for the purposes of this Order;"
Article 5(2)(a)	For "paragraph 5(a)", substitute	"paragraph (1)(a)"
Article 5(2)(b)	For "paragraph 5(b)", substitute	"paragraph (1)(b)"
Article 5(4)	For "paragraph (7)", substitute	"paragraph (8)"
Article 5(5)	After "paragraph (1)", insert	"or (2)"
Article 5(6)	After "paragraph (1)", insert	"or (2)"
Article 5(7)	After "paragraph (1)", insert	"or (2)"
Article 5(10)	After "paragraph (1)", insert	"or (2)"
Article 17(2)	For "article 25", substitute	"article 26"
Article 18(5)	For "article 25", substitute	"article 26"
Article 27(1)	For "article 25", substitute	"article 26"
Article 27(2)	For "article 25", substitute	"article 26"
Article 33(1)(g)	For "the book of reference (November 2013 – version 6);", substitute	"the book of reference (June 2014 – version 7);"
Article 33(1)(q)	For "the outline offshore operations and maintenance and monitoring plan (October 2013 – version 1);", substitute	"the outline operations and maintenance monitoring plan offshore (October 2013 – version 1);"

<table>
<tr><th>Provision</th><th>How correction is to be made</th><th>Text to be substituted, inserted or omitted</th></tr>
<tr><td>Article 33</td><td>After paragraph (2), insert</td><td>“(3) Where a plan or document certified under paragraph (1)—
(a) refers to a provision of this Order (including any specified requirement) when it was in draft form; and
(b) identifies that provision by a number, or combination of numbers and letters, which is different from the number, or combination of numbers and letters by which the corresponding provision of this Order is identified in the Order as made,
the reference in the plan or document concerned shall be construed for the purposes of this Order as referring to the provision (if any) corresponding to that provision in the Order as made”</td></tr>
<tr><td>Article 39</td><td>Omit</td><td>heading and article 39</td></tr>
<tr><td>Schedule 1, Part 1, paragraph 2</td><td>For rows below,</td><td>substitute new rows
<table><tr><th>Point</th><th>Latitude (DMS)</th><th>Longitude (DMS)</th><th>Point</th><th>Latitude (DMS)</th><th>Longitude (DMS)</th></tr><tr><td>“19</td><td>52° 0′ 0.777″</td><td>1° 25′ 27.320″</td><td>“19</td><td>52° 8′ 1.935″</td><td>1° 52′ 54.350″</td></tr><tr><td>20</td><td>52° 0′ 41.137″</td><td>1° 27′ 15.227″</td><td>20</td><td>52° 4′ 49.045″</td><td>1° 45′ 5.590″</td></tr><tr><td>21</td><td>52° 3′ 53.611″</td><td>1° 35′ 40.499″</td><td>21</td><td>52° 2′ 47.963″</td><td>1° 36′ 38.722″</td></tr><tr><td>22</td><td>52° 5′ 44.773″</td><td>1° 40′ 57.350″</td><td>22</td><td>52° 2′ 7.247″</td><td>1° 35′ 19.374″</td></tr><tr><td>23</td><td>52° 8′ 21.995″</td><td>1° 48′ 34.767″</td><td>23</td><td>52° 0′ 37.213″</td><td>1° 33′ 17.008″</td></tr><tr><td>24</td><td>52° 9′ 37.650″</td><td>1° 53′ 5.293″</td><td>24</td><td>51° 58′ 41.939″</td><td>1° 32′ 27.850″</td></tr><tr><td>25</td><td>52° 9′ 40.842″</td><td>1° 57′ 7.198″</td><td>25</td><td>51° 57′ 26.482″</td><td>1° 29′ 55.449″</td></tr><tr><td>26</td><td>52° 11′ 6.526″</td><td>2° 2′ 15.690″</td><td>26</td><td>51° 57′ 41.943″</td><td>1° 26′ 39.492″</td></tr></table></td></tr>
</table>

Provision	*How correction is to be made*			*Text to be substituted, inserted or omitted*		
	27	52° 12′ 27.654″	2° 10′ 3.953‴	27	51° 59′ 57.517″	1° 25′ 20.806‴
Schedule 1, Part 3, Requirement 1, definition of "stage"	For paragraph numbering (a) to (j) , substitute the paragraph numbering			"(a)" with "(i)", "(b)" with "(ii)", "(c)" with "(iii)", "(d)" with "(iv)", "(e)" with "(v)", "(f)" with "(vi)", "(g)" with "(vii)", "(h)" with "(viii)", "(i)" with "(ix)", "(j)" with "(x)"		
Schedule 1, Part 3, Requirement 10(10)(a)	For "details of the number, location, scale and appearance", substitute			"details of the scale and appearance"		
Schedule 9, Part 1, paragraph 5(4)	For "article 33", substitute			"article 34"		
Schedule 9, Part 1, paragraph 5(5)	For "article 33", substitute			"article 34"		
Schedule 9, Part 1, paragraph 6(1)	For "article 33", substitute			"article 34"		
Schedule 9, Part 1, paragraph 8(3)	For "article 33", substitute			"article 34"		
Schedule 9, Part 2, paragraph 2	For "article 25", substitute			"article 26"		
Schedule 9, Part 2, paragraph 3(4)	For "article 33", substitute			"article 34"		
Schedule 9, Part 3, paragraph 4(3)	For "article 25", substitute			"article 26"		
Schedule 9, Part 3, paragraph 5(1)	For "article 33", substitute			"article 34"		
Schedule 9, Part 3, paragraph 11(6)	For "adopted under to sub-paragraph (3),", substitute			"adopted under sub-paragraph (3),"		
Schedule 9, Part 3, paragraph 11(11)	For "article 33", substitute			"article 34"		
Schedule 9, Part 3, paragraph 21	For "article 32", substitute			"article 33"		
Schedule 9, Part 4, paragraph 6	For "article 33", substitute			"article 34"		
Schedule 9, Part 4, paragraph 11	For "article 33", substitute			"article 34"		