STATUTORY INSTRUMENTS

2015 No. 0000

INFRASTRUCTURE PLANNING

The Swansea Bay Tidal Generating Station (Correction) Order 2015

Made - - - - 26th October 2015

Coming into force - - 27th October 2015

The Swansea Bay Tidal Generating Station Order 2015 ("the Order")(a), which granted development consent within the meaning of the Planning Act 2008 ("the Act")(b), contains correctable errors within the meaning of the Act(c).

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(**d**) 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 the City and County of Swansea Council and Neath Port Talbot County Borough Council that the request had 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 Swansea Bay Tidal Generating Station (Correction) Order 2015 and comes into force on 27th October 2015.

Corrections

- 2. The Order is corrected as 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

⁽a) S.I. 2015/1386.

⁽b) 2008 c.29. The Act was amended by Part 6 of Chapter 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.). There are other amendments which are not relevant to this Order.

⁽c) As provided for in Schedule 4 to the Act.

⁽d) As defined in paragraph 4 of Schedule 4 to the Act.

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

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

 ${\it Giles\ Scott}$ Head of National Infrastructure Consents and Coal Liabilities Unit Department of Energy and Climate Change

26th October 2015

SCHEDULE

Article 2

(1) Where the correction is to be made	(2) How the correction is to be made	(3) Text to be substituted, inserted or omitted
Article 7(4)(a)(ii)	Replace "((" with	"("
Article 7(5)	Replace "paragraph (3)(b)" with	"paragraph (4)(b)"
Article 20(a)	Replace "amd" with	"and"
Article 33(8)(a)	Immediately after "article 28" insert	"(Compulsory acquisition of rights)"
Article 37(2)	Immediately after "article 28" insert	"(Compulsory acquisition of rights)"
Article 42(1)	Replace "(a "decommissioning programme")" with	"("decommissioning programme")"
Article 47(9)	Replace "paragraph (5)(b)" with	"paragraph (6)(b)"
Article 54(1)	Replace "AMEP" with	"AEMP"
Article 54(2)	Replace "AMEP" with	"AEMP"
Schedule 1, Part 3 ("Requirements"), paragraph 1, definition of "operate"	Replace "is to be constructed accordingly" with	"is to be constructed accordingly"
Schedule 1, Part 3 ("Requirements"), paragraph 4(2)	After "mean low water" omit	"springs"
Schedule 1, Part 3 ("Requirements"), paragraph 4(2)	Replace "Part 1" with	"Part 1A"
Schedule 1, Part 3 ("Requirements"), paragraph 4(3)	After "mean low water" omit	"springs"
Schedule 1, Part 3 ("Requirements"), paragraph 4(3)	Replace "Part 1" with	"Part 1A"
Schedule 1, Part 3 ("Requirements"), paragraph 4(4)	Replace "Part 1" with	"Part 1A"
Schedule 1, Part 3 ("Requirements"), paragraph 4(5)	After "mean low water" omit	"springs"
Schedule 1, Part 3	Replace "(HGVs)" with	"("HGVs")"
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("Requirements"),		
paragraph 5(5)(d)		
Schedule 1, Part 3	Between "Neath Port	"County"
("Requirements"),	Talbot" and "Borough	
paragraph 8(5)	Council" insert	
Schedule 1, Part 3	Replace "Works No. 7a"	"Work No. 7a"
("Requirements"),	with	
paragraph 9(4)		
Schedule 1, Part 3	Replace "(CSM)" with	"("CSM")"
("Requirements"),	1	,
paragraph 12(1)(a)		
Schedule 1, Part 3	Replace "Land	"Land Contamination - A Guide for
("Requirements"),	Contamination: A Guide for	Developers"
paragraph 12(4)	Developers" with	20 (dispers
Schedule 1, Part 3	Replace "has been	"have been submitted"
("Requirements"),	submitted" with	nave been submitted
paragraph 15(1)	Submitted with	
Schedule 1, Part 3	Replace "a OPTMP" with	"an OPTMP"
("Requirements"),	Replace a OFTMF with	an OF TWIF
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paragraph 22(1)	Danlage "DNI I" - '41	Who Dovol Notice 11 1 ft 1
Schedule 1, Part 3	Replace "RNLI" with	"the Royal National Lifeboat
("Requirements"),		Institution"
paragraph 23(2)(a)		
Schedule 1, Part 3	Replace "relevant port	"relevant port health authority"
("Requirements"),	Harbour Authority" with	
paragraph 27(1)		
Schedule 1, Part 3	Immediately after "those	······································
("Requirements"),	thresholds are exceeded"	
paragraph 27(4)(d)	replace "." with	
Schedule 1, Part 3	Replace "the local planning	"the relevant planning authority"
("Requirements"),	authority" with	
paragraph 36		
Schedule 1, Part 3	Replace "the local planning	"the relevant planning authority"
("Requirements"),	authority" with	
paragraph 38		
Schedule 1, Part 3	Replace "authorized" with	"authorised"
("Requirements"),	•	
paragraph 39(1)		
Schedule 1, Part 3	Replace "Country" with	"County"
("Requirements"),	1	•
paragraph 40(1)		
Schedule 1, Part 3	Replace "Country" with	"County"
("Requirements"),	prace country with	
paragraph 40(2)		
Schedule 1, Part 3	Replace "Country" with	"County"
("Requirements"),	Replace Country with	County
paragraph 41(1)		
Schedule 7 ("Documents	In the reference to "the	"(a "section 106 agreement")"
to be certified")		(a section roo agreement)
to be certified)	agreement pursuant to section 106 of the Town and	
	Country Planning Act 1990", omit	
Cahadul- 7 ("D		"Country"
Schedule 7 ("Documents	In the reference to "the	"County"
to be certified")	agreement pursuant to	
	section 106 of the Town and	

	Country Planning Act 1990", replace "Country" with	
Schedule 8, Part 3 ("For the protection of National Grid Electricity Transmission Plc"), paragraph 39(9)(a)	Replace "sub-paragraphs (6), (7) and (8)" with	"sub-paragraphs (6) and (7)"
Schedule 8, Part 3 ("For the protection of National Grid Electricity Transmission Plc"), paragraph 41(1)	Replace "any of these works)", with	"any of these works"
Schedule 8, Part 4 ("For the protection of Western Power Distribution (South Wales) Plc"), paragraph 54(9)(b)	Replace "(11)" with	"(10)"
Schedule 8, Part 4 ("For the protection of SSE Energy Supply Limited, SWALEC and, Wales and West Utilities Limited"), paragraph 62	In the definition of "plans", replace "include" with	"includes"
Schedule 8, Part 4 ("For the protection of SSE Energy Supply Limited, SWALEC and, Wales and West Utilities Limited"), paragraph 62	In the definition of "protected person", replace "and, Wales" with	"and Wales"
Schedule 8, Part 4 ("For the protection of SSE Energy Supply Limited, SWALEC and, Wales and West Utilities Limited"), paragraph 68(9)(b)	Replace "(11)" with	"(10)"

EXPLANATORY NOTE

(This note is not part of the Order)

This Order corrects errors and omissions in the Swansea Bay Tidal Generating Station Order 2015, which granted development consent under the Planning Act 2008, following a request from the undertaker under paragraph 1(5)(a) of Schedule 4 to that Act.