

CORRECTION NOTICE

THE WREXHAM GAS FIRED GENERATING STATION ORDER 2017 (S.I. 2017 No.766)

SCHEDULE 4 TO THE PLANNING ACT 2008 CORRECTION OF ERRORS IN DEVELOPMENT CONSENT DECISIONS

15 February 2018

The Secretary of State received a request dated 24 August 2017 from Pinsent Masons LLP acting on behalf of Wrexham Power Limited ("the Applicant") for the correction of errors and omissions in The Wrexham Gas Fired Generating Station Order ("the Order"), under paragraph (1)(5)(a) of Schedule 4 to the Planning Act 2008.

The Secretary of State has made the following corrections to the Order:

Article 7 (Consent to transfer benefit of this Order)

The Secretary of State has amended paragraph (6) of Article 7 to include the words underlined:

"(f) a copy of the document effecting the transfer or grant signed by the Undertaker and the person to whom the benefit of the powers will be transferred or granted. The copy document provided under this paragraph may be redacted to remove any commercially sensitive information and information that is not required to fulfil paragraphs (6)(a) to (e)"

Secretary of State's rationale:

To correct an omission and enable the documentation to be submitted to the Secretary of State under the provisions of Article 7(6) to be redacted to remove any commercially sensitive information unless it is required to fulfil paragraphs (6)(a) to (e) of Article 7.

Article 12 (Access to works)

The Secretary of State has amended sub-paragraph (a) of Article 12 to substitute the words in strikethrough with the words underlined:

" form and ~~layout~~ lay out the permanent means of access, or improve existing means of access, in the locations specified in Schedule 4 (streets subject to permanent alteration of layout);"

Secretary of State's rationale:

To correct a typographical error.

Article 12 (Access to works)

The Secretary of State has amended sub-paragraph (b) of Article 12 of the Order to substitute the words in strikethrough with the words underlined:

" with the approval of the relevant planning authority after consultation with the highway authority, form and ~~layout~~ lay out such other means of access or improve the existing means of access, at such locations within the Order land as the undertaker reasonably requires for the purposes of the authorised development or any other development necessary for the authorised development that takes place within the Order land;"

Secretary of State's rationale:

To correct a typographical error.

Schedule 5 (Streets subject to street works)

The Secretary of State has amended Table 5 of Schedule 5 of the Order as follows: In row 2, column 3 insert the word underlined:

"Street works to horizontally directionally drill a gas pipeline with a nominal bore of 400mm underneath Oak Road."

Secretary of State's rationale:

To correct a typographical error.

The validity of the Secretary of State's decision to make these above corrections may be challenged by making an Application to the Planning Court for leave to seek a judicial review. Such an Application must be made as soon as possible and in any event not later than 6 weeks from the date when the Order is published. Parties seeking further information as to how to proceed should seek independent legal advice from a solicitor or legal adviser, or alternatively may contact the Administrative Court at the Royal Courts of Justice, Strand, London WC2A 2LL, General Enquiries 020 7947 665.