

## CORRECTION NOTICE

### PROGRESS POWER (GAS FIRED POWER STATION) ORDER 2015

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

11 July 2016

The Secretary of State received a request dated 28 August 2015 on behalf of Progress Power Limited for the correction of errors in the Progress Power (Gas Fired Power Station) Order 2015 (“the Order”), under section 119 of and Schedule 4 to, the Planning Act 2008.

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

**Article 6(1) (“Benefit of the Order”)** The Secretary of State has amended the Order to substitute the wording in paragraph 6(1) for the following to provide clarification:

“The provisions of this Order shall have effect solely for the benefit of the undertaker, except —

- (a) in respect of Work No. 3 and Work No. 5, the provisions of this Order shall have effect for the benefit of the undertaker and National Grid; and
- (b) in respect of Work No. 7, the provisions of this Order shall have effect for the benefit of the undertaker and the highway authority”.

**Schedule 1, Work No. 1 (“Authorised Development”)**

The Secretary of State has amended the Order to correct the omission of the word “rated” between the words “gross” and “electrical”.

**Schedule 1, Work No.7 (“Authorised Development”)**

The Secretary of State has amended the Order to correct typographical errors by inserting in the final paragraph, a comma after the word “Schedule”, and to add a comma and the word “and” after the word “Requirements”.

**Schedule 2, Requirement 3(3) (Table 2, column 2) (“Detailed Design”)**

The Secretary of State has amended Table 2 in the Order to replace the reference to “12m” wherever it appears and substitute with a reference to “12.5m” to correct typographical errors in the Order. The applicant has demonstrated to the satisfaction of the Secretary of State that notwithstanding the typographical errors in the Environmental Statement referring to the maximum height as 12m instead of 12.5m the environmental impact assessments undertaken by the applicant for all structures within the Electrical Connection, were based on a maximum height of 12.5m.

**Schedule 2, Requirement 5(2) (“Implementation and maintenance of landscaping”)**

The Secretary of State has amended the Order to substitute “regulation 4” for “Requirement 4” 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.