

**The Abergelli Power Gas Fired Generating Station Order 2019**  
**List of corrections to the Order requested by Abergelli Power Limited**

**16 October 2019**

The following table lists a number of errors considered to be contained within the Abergelli Power Gas Fired Generating Station Order 2019 made on 19 September 2019 that the Applicant, Abergelli Power Limited (APL), has identified. In each case, the table sets out the correction which is being requested under Schedule 4 to the Planning Act 2008 and the reason for the request.

The requested corrections are shown as tracked changes in the version of the made DCO attached to this request.

Article/Requirement	Current Drafting	Commentary and correction requested
<b>Article 7(8) and (9)</b>	Reference to paragraph 6	APL suggests this typographical error should be amended to refer to paragraph 5 as this would correct the cross-referencing in relation to the notice given to the relevant planning authority.
<b>Article 22</b>	Cross reference to 'article 188'	APL suggests this typographical error should be amended to 'article 18'.
<b>Article 26(2) and (4)</b>	Cross reference to 'article 211'	APL suggests this typographical error should be amended to 'article 21'.
<b>Article 30(c)</b>	Reference to " <i>create and acquire compulsorily the <u>rights</u>or impose...</i> "	APL suggests this typographical error should be amended to insert a space between 'rights' and 'or'.
<b>Article 32(1)</b>	Cross reference to 'article 300'	APL suggests this typographical error should be amended to 'article 30'.
<b>Article 32(3)</b>	Cross reference to 'article 3131'	APL suggests this typographical error should be amended to 'article 31'.
<b>Article 33(2)(b)</b>	Title of article 20	APL suggests this should be amended to state " <i>statutory <u>authority to override easements and other rights</u></i> " to reflect the title of article 20.
<b>Article 33(2)(d)</b>	Cross reference to 'article 25'	APL suggests this typographical error should be amended to 'article 23'.
<b>Article 34(3)</b>	Cross reference to 'paragraph 1 or 1(b)'	APL suggests this be amended to cross refer to 'paragraph 1 or 2'.
<b>Article 40(1)(c)</b>	Reference to 'paragraph 6'	APL suggests this typographical error should refer to paragraph 5 as this would correct the cross-referencing in relation to notice by electronic transmission.
<b>Schedule 2, Requirement</b>	The requirement is now phrased so as to	APL suggests this be amended to refer to 'Numbered works 3, 4 and 5' as

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<b>10(1)</b>	apply to "Each of the numbered works"	<p>agreed with the relevant planning authority and set out in the final DCO submitted at Deadline 6.</p> <p>APL understands that the SoS amended this (to refer to all numbered works) to reflect the Explanatory Memorandum – it is however the Explanatory Memorandum which was incorrect. The reference to the specific work numbers 3, 4 and 5 was agreed with the relevant planning authority after the submission of the Explanatory Memorandum.</p> <p>Evidence for this can be found at paragraph 20.29 of the relevant planning authority's Local Impact Report (Document REP1-021), and the Applicant's acceptance of this at page 28 of the Applicant's Response to CCS Local Impact Report (Document REP2-003). The Applicant's updated draft DCO (Document REP1-013) reflected this change, and that remained the position throughout the examination.</p>
<b>Schedule 8, paragraph 9</b>	Reference to article 26(3)	APL suggests this be amended to refer to article 26(4) as this would correct the cross-referencing in relation to modification of section 22 of the 1965 Act.
<b>Schedule 8, paragraphs 6-9</b>	The titles of the sections / paragraphs of legislation	APL suggests that the titles of the sections / paragraphs be amended to reflect the titles in the legislation (e.g. section 9(4) of the 1965 Act is titled 'refusal to convey, failure to make title etc.' rather than 'failure by owners to convey').