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NORTH LONDON WASTE AUTHORITY  
**NORTH LONDON HEAT AND POWER  
PROJECT**

EN10071

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**TABLE OF REVISIONS TO THE  
STATEMENT OF REASONS SUBMITTED  
AT DEADLINE 7**

The Planning Act 2008 The Infrastructure  
Planning (Applications: Prescribed  
Forms and Procedure) Regulations 2009  
Regulation 5 (2)

AD07 . **15**

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July 2016

# NORTH LONDON HEAT AND POWER PROJECT

APPLICATION REFERENCE EN010071

## TABLE OF REVISIONS TO THE CPO STATEMENT OF REASONS ("SOR") (APPLICATION DOCUMENT REFERENCE AD04.01)

SUBMITTED BY THE APPLICANT ON 18 JULY 2016

(TO MEET DEADLINE 7 OF THE EXAMINATION TIMETABLE)

	Provision in the SOR	Amendment	Reason for amendment
<b>2 Purpose of this Statement</b>			
1	2.5.2	The word "temporary" has been inserted and reference to Article 21(1)(a) has been removed and replaced with reference to 21(4).	To reflect the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.
2	2.5.3	Reference to Article 21(1)(b) has been removed and replaced with reference to Article 21(4).	To reflect the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.
<b>7 Compulsory Acquisition Powers and Guidance</b>			
3	7.7	A new sub-paragraph 7.7.6 has been inserted which reads: "Article 29 relates to statutory undertaker's land and makes it clear that powers granted under Articles 19, 21 and 23 permit the undertaker to compulsorily acquire statutory undertaker's land, to suspend or extinguish rights of statutory undertakers and remove or reposition apparatus and to	Article 29, which was inserted into the draft DCO at Deadline 6, has been included as it relates to the compulsory acquisition of statutory undertaker's land.

	Provision in the SOR	Amendment	Reason for amendment
		acquire compulsorily new rights over statutory undertaker's land."	
<b>8 Justification for the use of Compulsory Acquisition Powers</b>			
4	8.7.1	<p>The words "not be able to" have been inserted so that the first sentence now reads:</p> <p>"Without obtaining the proposed powers, the Applicant would not be able to bring forward the Authorised Development..".</p>	To insert words missing from the submitted version of the Statement of Reasons as highlighted by the Examining Authority in the Appendix to the Agenda for the Compulsory Acquisition Hearing on 6 July 2016.
5	8.8.2 (heading)	<p>The heading of 8.8.2 has been amended to include reference to Article 29(1) so that it now reads:</p> <p>"Compulsory acquisition of Freehold interests (Article 19 and Article 29(1) of the draft Order)"</p> <p>First line under this heading has been amended to remove reference to rights and instead refer to powers. The line now reads:</p> <p>"The Applicant is seeking the power to compulsorily acquire the following freehold interests:"</p>	<p>Article 29(1), which was inserted into the draft DCO at Deadline 6, has been included as it relates to the compulsory acquisition of statutory undertaker's land. While there is currently no need to compulsorily acquire statutory undertakers land the Applicant has inserted reference to Article 29 to cover any unknown or unforeseen interests.</p> <p>The change to the first line has occurred to clarify that the Applicant is seeking powers within the draft DCO and not rights.</p>
6	Table 1 (heading)	<p>The heading of Table 1 has been amended to include reference to Article 29(1) so that it now reads:</p> <p>"Compulsory acquisition of Freehold interests (Article 19 and Article 29(1) of the draft Order)"</p>	<p>Article 29(1), which was inserted into the draft DCO at Deadline 6, has been included as it relates to the compulsory acquisition of statutory undertaker's land. While there is currently no need to compulsorily acquire statutory undertakers land the Applicant has inserted reference to Article 29 to</p>

	<b>Provision in the SOR</b>	<b>Amendment</b>	<b>Reason for amendment</b>
			cover any unknown or unforeseen interests.
7	8.8.3	The first line under this heading has been amended to remove reference to rights and instead refer to powers. The line now reads:  "The Applicant is seeking the power to compulsorily acquire the following leasehold interests:"	The change to the first line has occurred to clarify that the Applicant is seeking powers within the draft DCO and not rights.
8	8.8.4	The heading has been amended and now reads:  "Land to be temporarily used in connection with the construction of the Authorised Development (Article 27 of the draft Order).  The first line has also been amended and now reads:  "The Applicant is seeking power to temporarily use the following land"	Amended to clarify the powers sought.
9	Table 3 (heading)	The heading of Table 3 has been amended and now reads:  "Land to be temporarily used in connection with the construction of the Authorised Development (Article 27 of the draft Order)"	Amended to clarify the powers sought.
10	8.8.5 (heading)	The heading of 8.8.5 has been amended to include reference to Article 29(2) so that it now reads:  "Extinguishment of rights – (Article 21(4) and Article 29(2) of the draft Order)"	Article 29(2), which was inserted into the draft DCO at Deadline 6, has been included as it relates to the extinguishment of statutory undertaker's rights.  This reflects the changes set

	<b>Provision in the SOR</b>	<b>Amendment</b>	<b>Reason for amendment</b>
			out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.
11	8.8.5(a)	Paragraph 8.8.5(a) has only been slightly amended to remove reference to Article 21(1)(b) and replaced it with Article 21(4).	To reflect the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.
12	8.8.5(b)	<p>Paragraph 8.8.5(b) has been amended to remove reference to 21(1)(a) and 21(1)(b) and to refer to Articles 21 and 29(2) instead.</p> <p>The following words were deleted from paragraph (b):</p> <p>"However, instead of having a separate Article in the draft Order dealing with the extinguishment of statutory undertaker rights and physical interference with statutory undertaker apparatus, and approach suggested by the Model Provisions, Article 21(1)(a) includes a power to suspend statutory undertaker rights and Article 21(1)(b) includes the power to extinguish statutory undertaker rights."</p> <p>And replaced with:</p> <p>"Article 29(2) of the draft Order, therefore, makes it clear that the power to temporarily suspend and extinguish rights etc. under</p>	<p>Article 29, which was inserted into the draft DCO at Deadline 6, was included to make it clear that the power to keep, suspend and extinguish rights etc. under Article 21 extends to the temporary suspension and extinguishment of rights etc. over statutory undertakers' land and that the Applicant has power to remove or reposition apparatus.</p> <p>This reflects the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.</p>

	<b>Provision in the SOR</b>	<b>Amendment</b>	<b>Reason for amendment</b>
		Article 21 extends to the temporary suspension and extinguishment of rights etc. over statutory undertakers' land and that the Applicant has the power to remove or reposition apparatus. "	
13	8.8.5(c)	Paragraph 8.8.5(c) has only been slightly amended to remove reference to Article 21(1)(a) and Article 21(1)(b) and replaced with Articles 21 and 29.	<p>Article 29, which was inserted into the draft DCO at Deadline 6, has been included to cover compulsory acquisition powers and statutory undertaker's interests, rights and apparatus.</p> <p>This reflects the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.</p> <p>Further, there is no longer a need to distinguish between Article 21(1)(a) and Article 21(1)(b) and reference to Article 21 is sufficient.</p>
14	8.8.5(d)	Removed reference to sections 9.3.11 – 9.3.15 and replaced with reference to section 10.5.	To update the cross referencing in this paragraph.
15	Table 4 (heading)	<p>The heading of Table 4 has been amended to remove reference to Article 21(1)(b) and to include reference to Article 29 so that it now reads:</p> <p>"Extinguishment of rights (Article 21 and Article 29 of the draft Order)"</p>	<p>Article 29, which was inserted into the draft DCO at Deadline 6, has been included as it relates to the extinguishment of rights over statutory undertaker's land.</p> <p>This reflects the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6</p>

	<b>Provision in the SOR</b>	<b>Amendment</b>	<b>Reason for amendment</b>
			and agreed with the Examining Authority during the hearing on 6 July 2016.
16	8.8.6 (heading)	The heading of 8.8.6 has been amended to include reference to Article 29(3) so that it now reads:  "Compulsory acquisition of rights (Article 23 and Article 29(3) of the draft Order)"	Article 29(3), which was inserted into the draft DCO at Deadline 6, has been included as it relates to the compulsory acquisition of new rights over statutory undertaker's land.
17	Table 5 (heading)	The heading of Table 5 has been amended to include reference to Article 29(3) so that it now reads:  "Compulsory acquisition of rights (Article 23 and Article 29(3) of the draft Order)"	Article 29(3), which was inserted into the draft DCO at Deadline 6, has been included as it relates to the compulsory acquisition of rights over statutory undertaker's land.
18	Table 5	Table 5 has been amended to include an explanation of rights to be acquired and the justification for that power in relation to Plots 4, 11, 12, 17 and 31.	In the Agenda for the Compulsory Acquisition Hearing on 6 July 2016 it was identified by the Examining Authority that these Plots were missing from Table 5. This has now been rectified.
19	8.8.7 (heading)	The heading of 8.8.7 has been amended to remove reference to Article 21(1)(a) and replaced with Article 21(4) and 29(2).	To reflect the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.
20	8.8.8	The second paragraph has been amended to include reference to Articles 21(4) and 29(2).	Article 29, which was inserted into the draft DCO at Deadline 6, has been included as it relates to the suspension of rights over statutory undertaker's land.  This reflects the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during

	<b>Provision in the SOR</b>	<b>Amendment</b>	<b>Reason for amendment</b>
			the hearing on 6 July 2016.
<b>10 Special Considerations affecting the Order Land</b>			
21	10.5.9(a)(i)	Paragraph 10.5.9(a)(i) has been amended to remove reference to Article 21(1)(a) and to include a reference to Article 29.	<p>Article 29, which was inserted into the draft DCO at Deadline 6, has been included as it relates to the compulsory acquisition of new rights over statutory undertaker's land.</p> <p>This reflects the changes set out in the Appendix to the Table of Amendments to the DCO submitted at Deadline 6 and agreed with the Examining Authority during the hearing on 6 July 2016.</p>



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