STATUTORY INSTRUMENTS

2020 No. 000

INFRASTRUCTURE PLANNING

The Thames Water Utilities Limited (Thames Tideway Tunnel) (Amendment No. 000) Order 2020

 Made
 2020

 Coming into force
 2020

The Secretary of State for Housing, Communities and Local Government in whom the power conferred by paragraph 2(1) of Schedule 6 to the Planning Act 2008(a) ("the 2008 Act") is now vested(b) together with the Secretary of State for Environment, Food and Rural Affairs (together referred to as the "Secretary of State")(c) make this Order in exercise of that power.

An application has made been under paragraph 2 of Schedule 6 to the Act, and in accordance with Part 1 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011(d) for a non-material change to the Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014(e) ("the 2014 Order").

The Secretary of State for Housing, Communities and Local Government, having considered the application and the responses to consultation under regulation 7 of the 2011 Regulations, has determined to make an Order giving effect to the proposed changes comprised in the application which in the opinion of the Secretary of State do not make any material changes to the 2014 Order.

In accordance with paragraph 2 of Schedule 6 to the 2008 Act, the Secretary of State has had regard to the effect of the change, together with the previous changes made under that paragraph, on the 2014 Order as originally made, and is satisfied that the change to the 2014 Order is not material.

Citation and Commencement

1.—(1) This Order may be cited as the Thames Water Utilities Limited (Thames Tideway Tunnel) (Amendment [No. [●]]) Order 2020 and comes into force on the day after the day on which it is made.

⁽a) 2008 c. 29; paragraph 2 of Schedule 6 was amended by paragraph 4(6)(a) of Schedule 8 to the Marine and Coastal Access Act 2009 (c. 23), by paragraph 72(3) to (7) of Schedule 13, and by Part 20 of Schedule 25, to the Localism Act 2011 (c. 20), and by section 28(2) of the Infrastructure Act 2015 (c. 7).

⁽b) S.I. 2018/378 makes provision for, and in connection with, the transfer of functions from the Secretary of State for Communities and Local Government to the Secretary of State for Housing, Communities and Local Government.

⁽c) Article 62 of the Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014 ("the 2014 Order") provides insofar as relevant to this Order that "the Secretary of State shall mean the Secretary of State for Communities and Local Government and the Secretary of State for Environment, Food and Rural Affairs".

⁽d) S.I. 2011/2055; relevant amending instruments are S.I. 2012/635 and 2015/760.

⁽e) S.I. 2014/2384, amended by S.I. 2015/723, 2017/659, 2018/1262 and 2020/268.

(2) In this Order, "the 2014 Order" means the Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014.

Amendment of the 2014 Order

- **2.**—(1) The 2014 Order is amended as follows.
- (2) Schedule 2 and Schedule 3 are amended as set out in the tables in Schedules 1 and 2 to this Order, where—
 - (a) column 1 sets out the provision to be amended;
 - (b) column 2 sets out the current text; and
 - (c) column 3 sets out the text to be substituted for the current text.
 - (3) The Schedule to this Order has effect.

Certification of substituted plans, etc.

- **3.**—(1) The undertaker must, as soon as practicable after the making of this Order, submit copies of any revised or substituted plans to the Secretary of State for certification that they are true copies of the revised or substituted plans.
- (2) A plan so certified by the Secretary of State is admissible in any proceedings as evidence of the contents of the document of which it is a copy.
 - (3) In paragraph (1), the "undertaker" has the same meaning as in article 2(1) of the 2014 Order.

For and on behalf of the Secretary of State

Name Title

Date

Department for Food, Environment and Rural Affairs

For and on behalf of the Secretary of State

Name

Title

Article 2(2)

"DCO-PP-17X-BLABF-190023-

Date

Table 1, column 3 Schedule 2, Part 4 Ministry of Housing, Communities and Local Government

SCHEDULE 1 Amendments to Schedule 2 to the 2014 Order

Current text Provision to be Text to be substituted for the amended current text Schedule 2, Part 4 "DCO-PP-16X-VCETF-180008-"DCO-PP-16X-VCETF-180008-("Approved Plans") Rev 3" Rev 4" Table 1, column 3 "DCO-PP-17X-BLABF-190006-Schedule 2, Part 4 "DCO-PP-17X-BLABF-190006-("Approved Plans") Rev 1" Rev 2" Table 1, column 3 "DCO-PP-17X-BLABF-190007-Schedule 2, Part 4 "DCO-PP-17X-BLABF-190007-("Approved Plans") Rev 2" Rev 3" Table 1, column 3 Schedule 2. Part 4 "DCO-PP-17X-BLABF-190010-"DCO-PP-17X-BLABF-190010-Rev 2" Rev 3" ("Approved Plans") Table 1, column 3 Schedule 2, Part 4 "DCO-PP-17X-BLABF-190022-"DCO-PP-17X-BLABF-190022-("Approved Plans") Rev 1" Rev 2"

"DCO-PP-17X-BLABF-190023"

Provision amended	to	be	Current text	Text curre			substituted	for	the
("Approved Plans")				Rev 1"					
Table 1, col	umn 3								

SCHEDULE 2

Article 3

Amendments to Schedule 3 to the 2014 Order

Provision to amended	be	Current text	Text to be substituted for the current text
Schedule 3, parag 17 Table, Require BLABF11, colum paragraph (1)	ment	"(1) Works to the listed embankment wall and Blackfriars Bridge shall not commence until details of those works, which shall accord with the design principles for this site, the maximum temporary and permanent extent of loss of listed buildings/structures (Drawing No.DCO-PP-17X-BLABF-190022- Rev 1, DCO-PP-17X-BLABF-190023), As existing listed structure interface – Bridge stairs (west) (Drawing Nos. DCO-PP-17X-BLABF-190041 and DCO-PP-17X-BLABF-190042) and As existing listed structure interface – bridge stairs (east) (Drawing Nos. DCO-PP-17X-BLABF-190043 and DCO-PP-17X-BLABF-190044), are submitted to and approved by the relevant planning authority in consultation with the HBMCE."	"(1) Works to the listed embankment wall and Blackfriars Bridge shall not commence until details of those works, which shall accord with the design principles for this site, the maximum temporary and permanent extent of loss of listed buildings/structures (Drawing No.DCO-PP-17X-BLABF- 190022- Rev 2, DCO-PP-17X- BLABF-190023-Rev 1), As existing listed structure interface – Bridge stairs (west) (Drawing Nos. DCO-PP-17X-BLABF- 190041 and DCO-PP-17X- BLABF-190042) and As existing listed structure interface – bridge stairs (east) (Drawing Nos. DCO- PP-17X-BLABF-190043 and DCO-PP-17X-BLABF-190044), are submitted to and approved by the relevant planning authority in consultation with the HBMCE."

EXPLANATORY NOTE

(This note is not part of the Order)

The Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014 (S.I 2014/2384) ("the 2014 Order") granted development consent within the meaning of the Planning Act 2008 (c. 29).

Following an application made under paragraph 2 of Schedule 6 to the Planning Act 2008, this Order makes the following non-material changes to the 2014 Order—

(a) Part 4 of Schedule 2 is amended to make amendments to (i) two of the Site Works Parameters Plans to revise the areas within which certain permanent works can take place; (ii) two of the Extent of loss of listed river wall plans to show a change in the area and extent of loss; and (iii) two of the Demolition and Site Clearance plans to show changes consistent with the other revised plans, and to include an additional area for potential ground strengthening works; and related revisions to the plan references in Requirement BLABF11 in Schedule 3.

A copy of the substituted plans mentioned in this Order and certified in accordance with article 3 of this Order (certification of plans, etc.) may be inspected free of charge during working hours at

the offices of Westminster City Council, [ullet] or The City of London Corporation, [ullet] (as relevant).

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.