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STATUTORY INSTRUMENTS

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**2013 No. 2938**

**INFRASTRUCTURE PLANNING**

**The Hinkley Point C (Nuclear Generating Station) (Correction) Order 2013**

*Made* - - - - - *19th November 2013*

*Coming into force* - - - - - *20th November 2013*

The Hinkley Point C (Nuclear Generating Station) Order 2013 (“the Order”)(1), which granted development consent within the meaning of the Planning Act 2008 (“the Act”)(2), contained correctable errors within the meaning of the Act.

Before the end of the relevant period, as defined in paragraph 1(6)(a) of Schedule 4 to that Act, the Secretary of State received written requests for the correction of errors in the Order.

The Secretary of State has informed West Somerset District Council, Sedgemoor District Council and Somerset County Council, the local planning authorities for the area in which the land to which the Order relates is situated, that the requests have been received.

The Secretary of State, in exercise of the powers conferred by section 119 of, and Schedule 4 to, the Act, makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Hinkley Point C (Nuclear Generating Station) (Correction) Order 2013 and comes into force on 20th November 2013.

**Corrections**

2.—(1) Tables 1, 2, 3 and 4 of the Schedule make corrections in accordance with paragraph (2) to the articles of, and Schedules 1, 2 and 14 to, the Hinkley Point C (Nuclear Generating Station) Order 2013 (“the corrected Order”) respectively.

(2) In relation to each of the provisions of the corrected Order specified in the first column of each Table, the erroneous text or omission identified in the second column of that Table is corrected in accordance with the instructions in the third column.

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(1) [S.I. 2013/648](#).

(2) [2008 c.29](#). The Act was amended by Part 6 of Chapter 6 of, and Schedule 13 to, the Localism Act [2011 \(c.20\)](#), and by section 112 of, and Schedule 8 to, the Marine and Coastal Access Act [2009 \(c.23\)](#). There are other amendments which are not relevant to this Order.

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Signed by authority of the Secretary of State for Energy and Climate Change

19th November 2013

*Giles Scott*  
Head of National Infrastructure Consents  
Department of Energy and Climate Change

## SCHEDULE

Article 2

**Table 1 (corrections to the Articles)**

| <i>Provision</i>                               | <i>Erroneous text</i>              | <i>Correction</i>   |
|--|------------------------------------|---|
| Article 2(1), definition of “undertaking”      | definition of “mean”               | Substitute “means”  |
| Article 8(3)                                   | “section 106A”                     | Substitute “section 106(14)”  |
| Article 12(2)                                  | “Sections 61(9)”                   | Substitute “Section 61(9)”  |
| Article 16                                     | “the footpath implementation plan” | Substitute “a footpath implementation plan”   |
| Article 25(4)                                  | The whole paragraph                | Substitute “Subsection (2) of section 10 of the 1965 Act applies to paragraph (2) as it applies to section 152(3) of the 2008 Act by virtue of section 152(5) of that Act.” |
| Article 27(1)                                  | “the new rights”                   | Substitute “the rights”   |
| Article 38(2), definition of “restricted land” | “sheet no. 3”                      | Substitute “sheet no. 5”  |
| Article 44(6)                                  | “A may serve or sending”           | Substitute “A may serve or send”  |
| Article 49, definition of “general direction”  | “article 72”                       | Substitute “article 71”   |
| Article 52(6)(b)                               | “First Schedule of”                | Substitute “First Schedule to”  |

**Table 2 (corrections to Schedule 1)**

| <i>Provision</i>  | <i>Erroneous text / omission</i>  | <i>Correction</i>  |
|---|---|--|
| Part 1, description of Work No. 1A, paragraph (c)                                     | “listed at 1(a)”  | Substitute “listed at (a)”                                       |
| Part 1, description of Work No. 1A, paragraphs (d)(i) and (e)(i)                      | “Safeguard Buildings;”  | Substitute “Safeguard Buildings;”                                |
|   | “Fuel Building; Hall;”  | Substitute “Fuel Building Hall;”                                 |
| Part 1, description of Work No. 1A, paragraph (o)                                     | “a sea walls”   | Substitute “a sea wall”  |
| Part 3, list of plans for Conventional Island (Unit 2), Hydrazine and Ammonia Storage | For drawing number HINK-A2-SIR-02-GA-001, no scale is listed in the third column and no paper size in the fourth column | Insert “1:100” in the third column and “A1” in the fourth column |
| Part 3, list of plans for Remaining Balance of Plant and                              | “HINK-A2-01-HXO-00-GA-001”  | Substitute “HINK-A2-HXO-00-GA-001”                               |

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| <i>Provision</i>   | <i>Erroneous text / omission</i>                                 | <i>Correction</i>                |
|--|--|----------------------------------|
| Other Plant (Shared Between both Units), Attenuation Pond                              |  |                                  |
| Part 3, list of plans for Junction 24  | The last two rows under the heading “Warehouse Building”         | Delete these rows                |
| Part 3, list of plans for Highway improvements to A38 Bristol Road/The Drove Junction  | The scale of drawing number 900 is given as 1:1000               | For “1:1000” substitute “1:1500” |
| Part 3, list of plans for Highway improvements to A38 Bristol Road/Wylds Road Junction | The paper size for drawings numbers 1000 and 1002 is given as A1 | For “A1” substitute “A2”         |

**Table 3 (corrections to Schedule 2)**

| <i>Provision</i>  | <i>Erroneous text</i>   | <i>Correction</i>  |
|---|---|--|
| Paragraph 1(1), definition of “permanent buildings or structures” | “C3, J23-3, J24-2 and WP2”  | Substitute “C5, J23-4, J24-3 and WP3”  |
| Paragraph 1(1), definition of “start-up and shut-down”            | “22 (start-up) means the periods of 30 minutes before the opening up of sites of those works and” | Substitute “22 means the periods of 30 minutes before the opening up of sites of those works (start-up) and”   |
| Paragraph 2, first sentence                                       | “PW1 to PW36”   | Substitute “PW1 to PW24”   |
| Paragraph 3, requirement P15, paragraph (b)                       | “PW31”  | Substitute “PW20”  |
| Paragraph 4, requirement MS2, paragraph (1)                       | “has been submitted”  | Substitute “have been submitted”   |
| Paragraph 4, requirement MS2, paragraph (1)(e)                    | “200 µg/m <sup>3</sup> ”  | Substitute “200 µg/m <sup>3</sup> ”  |
| Paragraph 4, requirement MS7, paragraph (2)                       | The whole paragraph   | Substitute “Notwithstanding paragraph (1) any additional means of enclosure of that part of the site which is the subject of the Hinkley Point C Nuclear Site Licensing Licence Condition Arrangements – Assessment Report: ONR-CNRPAR-12-129 revision 0 (20th November 2012) shall only be installed after it is safe to erect and maintain an appropriate means of marking the boundary of that part.” |
| Paragraph 4, requirement MS8, paragraph (1)                       | “Office of Nuclear Regulation”  | Substitute “Office for Nuclear Regulation”   |

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| <i>Provision</i>  | <i>Erroneous text</i>   | <i>Correction</i>                                       |
|---|---|---|
| Paragraph 4, requirement MS9, paragraph (1)             | “from the site”   | Substitute “from the HPC Development Site”              |
| Paragraph 4, requirement MS9, paragraph (2)             | “West Somerset district Council”  | Substitute “West Somerset District Council”             |
| Paragraph 4, requirement MS11, paragraph (1)(a) and (d) | “MS10”  | Substitute “MS9”  |
| Paragraph 4, requirement MS11, paragraph (2)            | “West Somerset district Council”  | Substitute “West Somerset District Council”             |
| Paragraph 4, heading of requirement MS16                | “Building Design”   | Substitute “Interim Spent Fuel Store”                   |
| Paragraph 4, requirement MS26, paragraph (2)            | “have been be completed”  | Substitute “have been completed”                        |
| Paragraph 4, requirement MS28, paragraph (1)(h)         | “and the HPC Accommodation Campus (Work No. 3)”   | Delete these words                                      |
| Paragraph 4, requirement MS36, paragraph (1)            | “and shall be kept for a minimum of two years from the date of the flight” in the second sentence | Delete these words                                      |
| Paragraph 4, requirement MS38                           | “the relevant planning authority”   | Substitute “West Somerset District Council”             |
| Paragraph 5, requirement J2, paragraph (1)              | “the relevant planning authority”   | Substitute “West Somerset District Council”             |
| Paragraph 6, requirement CW2, paragraph (1)(d)          | “Second Issues Specific Hearing”  | Substitute “Second Issue Specific Hearing”              |
| Paragraph 10, requirement CB7, paragraph (1)            | “has been submitted”  | Substitute “have been submitted”                        |
| Paragraph 12, requirement C9, paragraph (1)             | “C4”  | Substitute “C5”   |
| Paragraph 13, first sentence                            | “refers to the Order limits”  | Substitute “refers to the land within the Order limits” |
| Paragraph 13, requirement J23-2, paragraph (1)          | “chapter 16”  | Substitute “chapter 14”                                 |
| Paragraph 13, requirement J23-13, paragraph (2)         | “engineering detail”  | Substitute “engineering details”                        |

**Table 4 (corrections to Schedule 14)**

| <i>Provision</i>                  | <i>Erroneous text</i>               | <i>Correction</i>                               |
|-----------------------------------|-------------------------------------|---|
| Paragraph 3, sub-paragraph (2)(c) | “square metres of gross floorspace” | Substitute “square metres of gross floor space” |

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| <i>Provision</i>   | <i>Erroneous text</i>  | <i>Correction</i>  |
|--|--|--|
| Paragraph 4, sub-paragraph (2) (a)                       | “the undertaker shall submit the appeal documentation to the Secretary of State” | Substitute “the undertaker shall submit to the Secretary of State” |
| Paragraph 5, definition of “major detailed requirements” | “J23-4, J24-3, and WP3”  | Substitute “J23-5, J24-4, and WP4”                                 |

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### **EXPLANATORY NOTE**

*(This note is not part of the Order)*

The Order corrects errors identified in the Hinkley Point C (Nuclear Generating Station) Order 2013, a development consent order under the Planning Act 2008, following requests under paragraph 1(6) (a) of Schedule 4 to that Act.