
STATUTORY INSTRUMENTS

2016 No. 818

INFRASTRUCTURE PLANNING

The North Wales Wind Farms Connection Order 2016

Made - - - - - *28th July 2016*

Coming into force *19th August 2016*

THE NORTH WALES WIND FARMS CONNECTION ORDER 2016

PART 1

1. Citation and commencement
2. Interpretation

PART 2

3. Development consent etc. granted by the Order
4. Limits of deviation
5. Operation of authorised development
6. Maintenance of authorised development
7. Benefit of the Order
8. Consent to transfer benefit of the Order

PART 3

9. Power to alter layout, etc., of streets
10. Street works
11. Construction and maintenance of new or altered means of access
12. Temporary prohibition or restriction of use of streets and public rights of way
13. Traffic regulation
14. Access to works
15. Agreements with street authorities

PART 4

16. Discharge of water
17. Authority to survey and investigate the land

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART 5

18. Compulsory acquisition of rights
19. Crown land
20. Statutory authority to override easements and other rights
21. Time limit for exercise of authority to acquire rights compulsorily
22. Funding
23. Private rights
24. Application of the Compulsory Purchase (Vesting Declarations) Act 1981
25. Acquisition of subsoil or airspace only
26. Rights under or over streets
27. Temporary use of land for carrying out the authorised development
28. Temporary use of land for maintaining and decommissioning the authorised development
29. Statutory undertakers
30. Recovery of costs of new connections

PART 6

31. Felling or lopping of trees and removal of hedgerows

PART 7

32. Application of landlord and tenant law
33. Disapplication of legislative provisions
34. Defence to proceedings in respect of statutory nuisance
35. Crown rights
36. Certification of plans etc.
37. Application and modification of legislative provisions
38. Service of notices
39. Procedure in relation to certain approvals etc.
40. Arbitration
Signature

SCHEDULE 1 — AUTHORISED DEVELOPMENT

SCHEDULE 2 — REQUIREMENTS

1. Interpretation
2. Time limits
3. Detailed Design
4. Stages of authorised development
5. Landscaping
6. Dying, diseased, damaged planting
7. Reinstatement planting
8. Felling
9. Highway works
10. Construction Hours
11. Contaminated land and groundwater
12. Archaeology
13. Construction Environmental Management Plan

14. Piling
15. Restoration of land used temporarily for construction
16. Requirement for written approval
17. Decommissioning
18. Decommissioning Environmental Management Plan
19. Expiry of development consent
20. Requirements for written approval, etc.
21. Approved plans and amendments to approved plans.

SCHEDULE 3 — STREETS SUBJECT TO PERMANENT AND TEMPORARY ALTERATION OF LAYOUT

PART 1 — PERMANENT ALTERATION OF LAYOUT

PART 2 — TEMPORARY ALTERATION OF LAYOUT

SCHEDULE 4 — STREETS SUBJECT TO STREET WORKS

SCHEDULE 5 — ACCESS

PART 1 — THOSE PARTS OF ACCESSES TO BE MAINTAINED AT THE EXPENSE OF THE UNDERTAKER

PART 2 — THOSE WORKS TO RESTORE TEMPORARY ACCESSES WHICH WILL BE MAINTAINED AT THE PUBLIC EXPENSE

PART 3 — THOSE WORKS TO RESTORE TEMPORARY ACCESSES WHICH WILL BE MAINTAINED BY THE STREET AUTHORITY

PART 4 — THOSE PARTS OF ACCESSES TO BE MAINTAINED BY THE STREET AUTHORITY

SCHEDULE 6 — TEMPORARY PROHIBITION OR RESTRICTION OF THE USE OF STREETS OR PUBLIC RIGHTS OF WAY

SCHEDULE 7 — MODIFICATION OF COMPENSATION AND COMPULSORY PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

Compensation enactments

1. The enactments in force with respect to compensation for the...
2. (1) The Land Compensation Act 1973 has effect subject to...

Application of the 1965 Act

3. (1) The 1965 Act has effect for the compulsory acquisition...
4. For section 7 of the 1965 Act (measure of compensation)...
5. For section 8 of the 1965 Act (provisions as to...
6. The following provisions of the 1965 Act (which state the...
7. Section 11 of the 1965 Act (powers of entry) is...
8. Section 20 of the 1965 Act (protection for interests of...
9. Section 22 of the 1965 Act (protection of acquiring authority's...

SCHEDULE 8 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 9 — PROTECTIVE PROVISIONS

PART 1 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC COMMUNICATIONS CODE NETWORKS

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1. (1) For the protection of any operator, the following provisions...
2. The exercise of the powers of article 29 (statutory undertakers)...
3. (1) Subject to sub-paragraphs (2) to (4), if as the...
4. This Part of this Schedule does not apply to—
5. Nothing in this Part of this Schedule affects the provisions...
PART 2 — FOR THE PROTECTION OF DŴR CYMRU CYFYNGEDIG
6. For the protection of DCC referred to in this Part...
7. In this Part of this Schedule— “acceptable insurance” means a...
8. (1) Regardless of any provision in this Order or anything...
9. Precedence of the WIA 1991
10. Protection of DCC apparatus
11. Suspension of works
12. (1) In the event that either the undertaker or DCC...
13. Emergency Works
14. Insurance
15. Damage to DCC apparatus
PART 3 — FOR THE PROTECTION OF THE RELEVANT PLANNING
AUTHORITY
16. (1) The following provisions shall apply for the protection of...
17. Regardless of any provision in this Order or anything shown...
18. (1) Before beginning to construct any specified work, the undertaker...
19. The requirements which the consenting authority may make under
paragraph...
20. (1) Subject to sub-paragraph (2), any specified work, and all...
21. (1) Subject to sub-paragraph (6) the undertaker shall, from the...
22. If by reason of the construction of any specified work...
23. The fact that any work or thing has been executed...

SCHEDULE 10 — PROCEDURE FOR DISCHARGE OF REQUIREMENTS

1. Applications made under Requirements
2. Further information
3. Appeals
4. On an appeal under this paragraph, the appointed person may—...
5. (1) The decision of the appointed person on an appeal...
6. In this Schedule— “relevant authority” means the relevant planning
authority,...

SCHEDULE 11 — REMOVAL OF IMPORTANT HEDGEROWS

SCHEDULE 12 — DOCUMENTS TO BE CERTIFIED

Explanatory Note