
STATUTORY INSTRUMENTS

2017 No. 215

INFRASTRUCTURE PLANNING

**The North London Heat and Power
Generating Station Order 2017**

Made - - - - 24th February 2017

Coming into force 18th March 2017

**THE NORTH LONDON HEAT AND POWER
GENERATING STATION ORDER 2017**

1. Citation and commencement
2. Interpretation
3. Development consent etc. granted by Order
4. Limits of deviation
5. Maintenance of authorised development
6. Operation of authorised development
7. Benefit of Order
8. Consent to transfer benefit of Order
9. Defence to proceedings in respect of statutory nuisance
10. Street works
11. Alteration of street layout
12. Public rights of way
13. Temporary stopping up of streets
14. Access to works
15. Agreements with street authorities
16. Discharge of water
17. Protective work to buildings
18. Authority to survey and investigate
19. Compulsory acquisition of land
20. Time limit for exercise of authority to acquire land compulsorily or use land temporarily
21. Power to override easements and other rights
22. Compulsory acquisition of rights
23. Application of the Compulsory Purchase (Vesting Declarations) Act 1981
24. Rights under or over streets
25. Rights over land
26. Temporary use of land for construction of authorised development

Status: This is the original version (as it was originally made).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

27. Temporary use of land for maintaining authorised development
 28. Statutory undertakers
 29. Recovery of costs of new connections
 30. Application of landlord and tenant law
 31. Operational land for purposes of the 1990 Act
 32. Felling or lopping of trees
 33. Certification of documents and plans
 34. Arbitration
 35. No double recovery
 36. Protective provisions for specified undertakers
 37. Approvals, consents and appeals
- Signature

SCHEDULE 1 — AUTHORISED DEVELOPMENT

1. The construction and operation of a nationally significant infrastructure project...
2. Associated development within the meaning of section 115(2) of the...
3. In connection with Works No. 1 to 7, to the...

SCHEDULE 2 — REQUIREMENTS

1. Interpretation
2. Time limits
3. Stages of the authorised development
4. Detailed design approval
5. Parameters
6. Environmental commitments and mitigation schedule
7. Type of waste to be managed
8. Notices
9. BREEAM rating
10. Provision of landscaping
11. Maintenance of landscaping
12. Access and roads
13. Operational surface and foul water drainage
14. Contaminated land and groundwater
15. Ecology
16. Code of construction practice
17. Control of noise during operational stage
18. Combined heat and power
19. Transitional period
20. Decommissioning and demolition of the energy from waste facility
21. Decommissioning and demolition of the electricity and heat generating station

SCHEDULE 3 — PROCEDURE FOR APPROVALS, CONSENTS AND APPEALS

1. Applications made for approvals and consents required by this Order
2. Further information
3. Fees further to Requirements
4. Appeals

SCHEDULE 4 — STREETS SUBJECT TO STREET WORKS

SCHEDULE 5 — STREETS SUBJECT TO ALTERATION OF LAYOUT

SCHEDULE 6 — PUBLIC RIGHTS OF WAY TO BE TEMPORARILY SUSPENDED

SCHEDULE 7 — PUBLIC RIGHTS OF WAY TO BE EXTINGUISHED

SCHEDULE 8 — STREETS TO BE TEMPORARILY STOPPED UP

SCHEDULE 9 — ACCESS TO WORKS

SCHEDULE 10 — LAND IN WHICH RIGHTS ETC., MAY BE ACQUIRED

SCHEDULE 11 — MODIFICATION OF COMPENSATION AND COMPULSORY PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

1. Compensation enactments
2. (1) Without limiting paragraph 1, the Land Compensation Act 1973...
3. Application of 1965 Act
4. Section 11 of the 1965 Act (powers of entry) is...
5. Sections 12 (unauthorised entry) and 13 (refusal to give possession...

SCHEDULE 12 — LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

SCHEDULE 13 — PROTECTIVE PROVISIONS

PART 1 — Protection of Operators of Electronic Communications Code Networks

1. The provisions of this Part have effect for the protection...
2. In this Part— “2003 Act” means the Communications Act 2003;...
3. (1) Subject to sub-paragraphs (2) and (3), if, as the...
4. (1) If in consequence of the exercise of the powers...
5. This Part does not apply to— (a) any apparatus in...
6. Any difference or dispute arising between the operator and the...
7. (1) Where, under this Part or anywhere else under this...

PART 2 — Protection of Electricity, Gas, Water and Sewerage Undertakers

1. Except in relation to National Grid, the provisions of this...
2. In this Part— “alternative apparatus” means alternative apparatus adequate to...
3. This Part does not apply to apparatus in respect of...
4. (1) If, in the exercise of the powers conferred by...
5. (1) Not less than 28 days before starting the execution...
6. (1) Subject to the following provisions of this paragraph, the...
7. (1) Subject to sub-paragraphs (2) and (3), if by reason,...
8. If in consequence of the exercise of the powers of...
9. Any difference or dispute arising between the statutory undertaker and...
10. (1) Where, under this Part or anywhere else under this...

PART 3 — Protection of Canal & River Trust

1. The provisions of this Part have effect for the protection...
2. In this Part— “code of practice” means the “Code of...
3. Powers requiring CRT’s consent
4. Approval of plans, protective works etc.
5. Design of specified works
6. Surveying of Waterway

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7. Undertaking of works
8. Effect of specified works
9. Repayment of CRT's fees etc.
10. Agreements
11. Arbitration
 - PART 4 — Protection of Environment Agency
 1. (1) The provisions of this Part have effect unless otherwise...
 2. The undertaker must not in the exercise of the powers...
 3. Any difference or dispute arising between the undertaker and the...
 - PART 5 — Protection of National Grid as Electricity and Gas Undertaker
 1. Application
 2. Interpretation
 3. Except for paragraphs 4 (apparatus of statutory undertakers), 9 (retained...
 4. Apparatus of Statutory Undertakers
 5. Protective works to Buildings
 6. Acquisition of land
 7. Removal of apparatus
 8. Facilities and rights for alternative apparatus
 9. Retained apparatus: protection Gas Undertakers
 10. Retained apparatus: Protection: Electricity Undertakers
 11. Expenses
 12. Indemnity
 13. Enactments and agreements
 14. Co-operation
 15. Access
 16. Arbitration
 17. Approval Process

Explanatory Note