
STATUTORY INSTRUMENTS

2022 No. 573

INFRASTRUCTURE PLANNING

The M25 Junction 28 Development Consent Order 2022

Made - - - - 16th May 2022

Coming into force 6th June 2022

THE M25 JUNCTION 28 DEVELOPMENT CONSENT ORDER 2022

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Status: This is the original version (as it was originally made).

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- Signature

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PART 1 — REQUIREMENTS

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Status: This is the original version (as it was originally made).

Compensation enactments

1. The enactments for the time being in force with respect...
2. (1) Without limitation on the scope of paragraph 1, the...
3. (1) Without limitation on the scope of paragraph 1, the...

Application of the 1965 Act

4. Part 1 of the 1965 Act as applied by section...
5. (1) The modification referred to in paragraph 4(a) are as...

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1. For the protection of the utility undertakers referred to in...

Interpretation

2. In this Part of this Schedule— “alternative apparatus” means alternative...

On street apparatus

3. This Part of this Schedule does not apply to apparatus...

Apparatus in stopped up streets

4. (1) Where any street is stopped up under article 15...

Protective works to buildings

5. The undertaker, in the case of the powers conferred by...

Acquisition of land

6. Regardless of any provision in this Order or anything shown...

Removal of apparatus

7. (1) If, in the exercise of the powers conferred by...

Facilities and rights for alternative apparatus

8. (1) Where, in accordance with the provisions of this Part...

Retained apparatus

9. (1) Not less than 28 days before starting the execution...

Expenses and costs

10. (1) Subject to the following provisions of this paragraph, the...
11. (1) Subject to sub-paragraphs (2) and (3), if by reason...

Co-operation

12. Where in consequence of the proposed construction of any of...
13. Nothing in this Part of this Schedule affects the provisions...
PART 2 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC COMMUNICATIONS CODE NETWORKS
14. For the protection of any operator, the following provisions have...
15. In this Part of this Schedule— “the 2003 Act” means...
16. The exercise of the powers conferred by article 37 (statutory...
17. (1) Subject to sub-paragraphs (2) to (4), if as the...
PART 3 — FOR THE PROTECTION OF THE ENVIRONMENT AGENCY
18. (1) The following provisions will apply for the protection of...
19. (1) Before beginning to construct any specified work, the undertaker...
20. Without limiting paragraph 19, the requirements which the Agency may...
21. (1) Subject to sub-paragraph (2), any specified work, and all...
22. (1) Subject to sub-paragraph (6) the undertaker must from the...
23. If by reason of the construction of any specified work...
24. If by reason of construction of the specified work the...
25. (1) The undertaker must take all such measures as may...
26. The undertaker must repay to the Agency all reasonable costs,...
27. (1) The undertaker must make reasonable compensation for costs and...
28. Any dispute arising between the undertaker and the Agency under...
PART 4 — FOR THE PROTECTION OF DRAINAGE AUTHORITIES
29. The following provisions of this Part of this Schedule apply...
30. In this Part of this Schedule— “construction” includes execution, placing,...
31. (1) Before beginning to construct any specified work in relation...
32. The requirements or conditions which the drainage authority may make...
33. (1) Any specified work in relation to a key watercourse,...
34. (1) Subject to sub-paragraph (6), from the commencement of the...
35. (1) The undertaker must make reasonable compensation for costs, charges...
36. Any dispute arising between the undertaker and the drainage authority...
PART 5 — FOR THE PROTECTION OF NATIONAL GRID AS ELECTRICITY AND GAS UNDERTAKER

Application

37. (1) For the protection of National Grid as referred to...

Interpretation

38. In this Part of this Schedule— “alternative apparatus” means appropriate...
39. Except for paragraphs 40 (apparatus of National Grid in stopped...

Apparatus of National Grid in stopped up streets

40. (1) Where any street is stopped up under article 15...

Protective works to buildings

41. The undertaker must exercise the powers conferred by article 21...

Acquisition of land

42. (1) Regardless of any provision in this Order or anything...

Status: This is the original version (as it was originally made).

Removal of apparatus

43. (1) If, in the exercise of the powers conferred by...

Facilities and rights for alternative apparatus

44. (1) Where, in accordance with the provisions of this Part...

Retained apparatus: protection of electricity undertaker

45. (1) Not less than 56 days before the commencement of...

Retained apparatus: protection of gas undertaker

46. (1) Not less than 56 days before the commencement of...

Expenses

47. (1) Subject to the following provisions of this paragraph, the...

Indemnity

48. (1) Subject to sub-paragraphs (2) and (3), if by reason...

Enactments and agreements

49. Nothing in this Part of this Schedule affects the provisions...

Co-operation

50. (1) Where in consequence of the proposed construction of any...

Access

51. If in consequence of the agreement reached in accordance with...

Arbitration

52. Save for differences or disputes arising under paragraphs 43(2), 43(4)...

Notices

53. Notwithstanding article 46 (service of notices), any plans submitted to...
PART 6 — FOR THE PROTECTION OF CADENT GAS LIMITED

Application

54. For the protection of Cadent the following provisions will, unless...

Interpretation

55. In this Part of this Schedule— “alternative apparatus” means appropriate...

On Street apparatus

56. (1) This Part of this Schedule does not apply to...

Apparatus of Cadent in stopped up streets

57. (1) Where any street is stopped up under article 15...

Protective works to buildings

58. The undertaker must exercise the powers conferred by article 21...

Acquisition of land

59. (1) Regardless of any provision in this Order or anything...

Removal of apparatus

60. (1) If, in the exercise of the powers conferred by...

Facilities and rights for alternative apparatus

61. (1) Where, in accordance with the provisions of this Part...

Retained apparatus: protection of Cadent

62. (1) Not less than 56 days before the commencement of...

Expenses

63. (1) Subject to the following provisions of this paragraph, the...

Indemnity

64. (1) Subject to sub-paragraphs (2) and (3), if by reason...

Enactments and agreements

65. Except where this Part of this Schedule provides otherwise, nothing...

Co-operation

66. (1) Where in consequence of the proposed construction of any...

Access

67. If in consequence of any agreement reached in accordance with...

Arbitration

68. Save for differences or disputes arising under sub-paragraphs 60(2) and...

Notices

69. Notwithstanding article 46 (service of notices) any plans submitted to...

PART 7 — FOR THE PROTECTION OF TRANSPORT FOR LONDON

Application

70. The provisions of this Part of this Schedule have effect...

Interpretation

71. In this Part of this Schedule— “Commutated Sum” means the...

Costs

72. The undertaker must pay to Transport for London in respect...

Status: This is the original version (as it was originally made).

Commuted Sum

73. (1) The undertaker must use reasonable endeavours to agree with...

Disputes

74. Any difference arising between the undertaker and Transport for London...

SCHEDULE 10 — DOCUMENTS TO BE CERTIFIED

Explanatory Note