

Copies of the Order may be obtained, free of charge, from the Secretary of State, National Transport Casework Team, Tyneside House, Skinnerburn Road, Newcastle Business Park, Newcastle upon Tyne NE4 7AR or nationalcasework@dft.gsi.gov.uk (quoting NATTRAN/Y&H/S247/3319) and may be inspected during normal opening hours at Sheffield City Council, First Point Reception, Howden House, 1 Union Street, Sheffield S1 2SH.

Any person aggrieved by or desiring to question the validity of or any provision within the Order, on the grounds that it is not within the powers of the above Act or that any requirement or regulation made has not been complied with, may, within 6 weeks of 26 June 2018 apply to the High Court for the suspension or quashing of the Order or of any provision included.

G Patrick, Casework Manager

(3055585)

DEPARTMENT FOR TRANSPORT TOWN AND COUNTRY PLANNING ACT 1990

The Secretary of State gives notice of an Order made under Section 247 of the above Act entitled "The Stopping up of Highways (Yorkshire and the Humber) (No.28) Order 2018" authorising the stopping up of the network of highways bounded by Brooklands Avenue, Blencarn Road, South Parkway and Kentmere Avenue at Seacroft in the City of Leeds to enable development as permitted by Leeds City Council, under reference 16/07381/FU.

Copies of the Order may be obtained, free of charge, from the Secretary of State, National Transport Casework Team, Tyneside House, Skinnerburn Road, Newcastle Business Park, Newcastle upon Tyne NE4 7AR or nationalcasework@dft.gsi.gov.uk (quoting NATTRAN/Y&H/S247/3275) and may be inspected during normal opening hours at Post Office, Kentmere Avenue, 141 South Parkway, Leeds LS14 6ER.

Any person aggrieved by or desiring to question the validity of or any provision within the Order, on the grounds that it is not within the powers of the above Act or that any requirement or regulation made has not been complied with, may, within 6 weeks of 26 June 2018 apply to the High Court for the suspension or quashing of the Order or of any provision included.

D Hoggins, Casework Manager

(3055586)

ABERGELLI POWER LIMITED NOTICE UNDER SECTION 56 PLANNING ACT 2008 AND REGULATION 9 OF THE INFRASTRUCTURE PLANNING (APPLICATIONS: PRESCRIBED FORMS AND PROCEDURE) REGULATIONS 2009

NOTICE OF ACCEPTANCE OF AN APPLICATION FOR A DEVELOPMENT CONSENT ORDER FOR THE ABERGELLI POWER GAS FIRED GENERATING STATION ORDER PLANNING INSPECTORATE REFERENCE: EN010069

1. Notice is hereby given that the Secretary of State for Business, Energy and Industrial Strategy ("Secretary of State") has accepted an application for a Development Consent Order ("DCO") made by Abergelli Power Limited ("APL") of Drax Power Station, Drax, Selby, North Yorkshire, YO8 8PH under the Planning Act 2008 (the "Application"). The Application was submitted to the Secretary of State (via the Planning Inspectorate) on Friday 25th May 2018 and accepted for examination on Thursday 21st June 2018. The reference number applied by the Planning Inspectorate, on behalf of the Secretary of State, to the Application is EN010069.

2. APL proposes to construct and operate an Open Cycle Gas Turbine ("OCGT") peaking power generating station (the "Power Generation Plant") of up to 299 Megawatts ("MW") and new connections to the gas and electricity networks on land at Abergelli Farm, Swansea, Wales (the "Project"). The Application seeks consent for the construction, operation and maintenance of the Power Generation Plant (the "authorised development"). In addition, the Application seeks to authorise the acquisition of land and rights over land, and the extinguishment or suspension of, or interference with, interests in or rights over land in order to facilitate the construction and operation of the Project.

3. The Power Generation Plant would comprise the following elements:

- Generating Equipment including one Gas Turbine Generator with one exhaust gas flue stack and Balance of Plant (BOP) (together referred to as the "Generating Equipment") which are located within the "Generating Equipment Site";

- An Access Road to the Project Site from the B4489 which lies to the west, formed by upgrading an existing access road between the B4489 junction and the Swansea North Substation (the "Substation") and constructing a new section of access road from the Substation to the Generating Equipment Site;

- A temporary construction compound for the storage of materials, plant and equipment as well as containing site accommodation and welfare facilities, temporary car parking and temporary fencing (the "Laydown Area"). A small area within the Laydown Area will be retained permanently (the "Maintenance Compound");

- Ecological Mitigation Area – area for ecological enhancement within the Project Site Boundary; and

- Permanent parking and drainage to include: a site foul, oily water and surface water drainage system.

4. The authorised development comprises an onshore electricity generating station in Wales with a capacity of over 50MW and therefore it constitutes a nationally significant infrastructure project ("NSIP") under section 15(2) of the Planning Act 2008. Accordingly, it requires development consent under section 31 of the Planning Act 2008.

5. The Gas Connection and Electrical Connection comprise development associated with the NSIP ("associated development") which cannot be granted development consent pursuant to section 115 of the Planning Act 2008. Accordingly, APL will apply for planning permission or rely on permitted development rights under the Town and Country Planning Act 1990 ("TCPA 1990") for consent to develop the Gas Connection and Electrical Connection.

6. The Power Generation Plant, Gas Connection, and Electrical Connection, together with all access requirements are referred to as the "Project". The Generating Equipment, Laydown Area, Access Road, Ecological Mitigation Area and permanent parking and drainage are together known as the "Power Generation Plant".

7. The land upon which the Project would be developed, or which would be required in order to facilitate the development of the Project, is referred to as the "Project Site". The Project Site is approximately 35 ha in area.

8. The DCO will, if granted, authorise the construction, operation and maintenance of the authorised development and would, amongst other things, make provision for the following:

- a) The compulsory acquisition by APL of land and rights over land including the power to create new rights and impose restrictive covenants over land, required for the Project and the power to take possession of and use land temporarily for the purpose of constructing, operating and maintaining the Project;
- b) The suspension or extinguishment of private rights or restrictive covenants over land required for the construction, operation and maintenance of the Project;
- c) Tree and hedge removal within the Project Site as required;
- d) Landscaping and ecological mitigation works;
- e) The temporary stopping up or management of the public highway and public rights of way and street works as described in the Application;
- f) Alterations to the public highway network and the construction of temporary and permanent accesses to the Project as described in the Application; and
- g) The application and/or disapplication of relevant legislation as may be required.

Environmental Impact Assessment (EIA)

9. The Project is classified as EIA development under the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (EIA Regulations 2009). This means that the Project constitutes development for which an Environmental Impact Assessment ("EIA") is required. The Application is therefore accompanied by an Environmental Statement. It should be noted that the Project falls under the EIA Regulations 2009 and not the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (EIA Regulations 2017). This is because a scoping opinion was requested from the Secretary of State under the EIA Regulations 2009 before the commencement of the EIA Regulations 2017. This means that, in accordance with the transitional arrangements at Regulation 37 of the EIA Regulations 2017, the EIA Regulations 2009 will continue to apply to the Project.

Copies of the Application