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STATUTORY INSTRUMENTS

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**2022 No. 433**

The East Anglia TWO Offshore Wind Farm Order 2022

PART 7

Miscellaneous and general

**Abatement of works abandoned or decayed**

**39.** Where Work No. 1(a), Work No. 1(b), Work No. 2 or Work No. 3 or any part of those works is abandoned or allowed to fall into decay the Secretary of State may, following consultation with the undertaker, issue a written notice requiring the undertaker at its own expense to repair and restore or remove Work No. 1(a), Work No. 1(b), Work No. 2 or Work No. 3 or any relevant part of those works, without prejudice to any notice served under section 105(2) of the 2004 Act<sup>(1)</sup>. The notice may also require the restoration of the site of the relevant part(s) of Work No. 1(a), Work No. 1(b), Work No. 2 or Work No. 3 to a safe and proper condition within an area and to such an extent as may be specified in the notice.

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<sup>(1)</sup> Section 105(2) was substituted by section 69(3) of the Energy Act 2008 (c. 32).