
STATUTORY INSTRUMENTS

2024 No. 802

INFRASTRUCTURE PLANNING

The Sunnica Energy Farm Order 2024

Made - - - - *12th July 2024*

Coming into force- *3rd August 2024*

THE SUNNICA ENERGY FARM ORDER 2024

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Signature

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3. (1) Without limitation on the scope of paragraph 1, the...
4. Application of Part 1 of the 1965 Act
5. (1) The modifications referred to in paragraph 4(a) are as...

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SCHEDULE 10 — DOCUMENTS AND PLANS TO BE CERTIFIED

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1. For the protection of the utility undertakers referred to in...
2. In this Part of this Schedule— “alternative apparatus” means alternative...
3. This part of this Schedule does not apply to apparatus...
4. Regardless of the temporary prohibition or restriction of use of...
5. Regardless of any provision in this Order or anything shown...
6. (1) If, in the exercise of the powers conferred by...
7. (1) Where, in accordance with the provisions of this Part...
8. (1) Not less than 28 days before starting the execution...
9. (1) Subject to the following provisions of this paragraph, the...
10. (1) Subject to sub-paragraphs (2) and (3), if by reason...
11. Nothing in this Part of this Schedule affects the provisions...

PART 2 — FOR THE PROTECTION OF OPERATORS OF ELECTRONIC COMMUNICATIONS CODE NETWORKS

12. (1) For the protection of any operator, the following provisions...
13. The exercise of the powers of article 28 (statutory undertakers)...
14. (1) Subject to sub-paragraphs (2) to (4), if as the...
15. This Part of this Schedule does not apply to—
16. Nothing in this Part of this Schedule affects the provisions...
17. The undertaker must not exercise the powers granted under this...

PART 3 — FOR THE PROTECTION OF ANGLIAN WATER

18. For the protection of Anglian Water, the following provisions, unless...
19. In this Part of this Schedule— “apparatus” means any works,...
20. (1) The undertaker must not interfere with, build over, under...
21. The alteration, extension, removal or re-location of any apparatus must...
22. In the situation, where in exercise of the powers conferred...
23. Regardless of any provision in this Order or anything shown...
24. If in consequence of the exercise of the powers conferred...
25. If in consequence of the exercise of the powers conferred...
26. If for any reason or in consequence of the construction...
27. Anglian Water must use its reasonable endeavours to mitigate in...
28. Nothing in paragraph 26 above imposes any liability on the...
29. Any difference or dispute arising between the undertaker and Anglian...

PART 4 — FOR THE PROTECTION OF CADENT GAS LIMITED

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31. Interpretation
32. On street apparatus
33. Apparatus of Cadent in closed streets
34. Protective works to buildings
35. Acquisition of land

36. Removal of apparatus
37. Facilities and rights for alternative apparatus
38. Retained apparatus: protection of Cadent
39. Expenses
40. Indemnity
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48. Construction of protective works
49. Timing of works and service of notices
50. Works not in accordance with this Schedule
51. (1) Subject to sub-paragraph (6) the undertaker must from the...
52. Remediating impaired drainage works
53. Agency access
54. Free passage of fish
55. Indemnity
56. (1) The undertaker is responsible for and indemnifies the Agency...
57. Disputes
- PART 6 — FOR THE PROTECTION OF NATIONAL GRID ELECTRICITY
 TRANSMISSION PLC AS ELECTRICITY UNDERTAKER AND
 NATIONAL GAS TRANSMISSION PLC AS GAS UNDERTAKER
58. Application
59. Interpretation
60. On Street Apparatus
61. Apparatus of NGET or NGT in closed streets
62. Protective works to buildings
63. Acquisition of land
64. Removal of apparatus
65. Facilities and rights for alternative apparatus
66. Retained apparatus: protection of electricity undertaker
67. Retained apparatus: protection of gas undertaker
68. Expenses
69. Indemnity
70. Enactments and agreements
71. Co-operation
72. Access
73. Arbitration
74. Notices
- PART 7 — FOR THE PROTECTION OF UK POWER NETWORKS
 LIMITED AND EASTERN POWER NETWORKS PLC
75. For the protection of the utility undertakers referred to in...
76. In this Part of this Schedule— “alternative apparatus” means alternative...
77. This Part of this Schedule does not apply to apparatus...
78. Regardless of the temporary prohibition or restriction of use of...
79. Regardless of any provision in this Order or anything shown...
80. (1) If, in the exercise of the powers conferred by...
81. (1) Where, in accordance with the provisions of this Part...
82. (1) Not less than 28 days before starting the execution...

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83. (1) Subject to the following provisions of this paragraph, the...
84. (1) Subject to sub-paragraphs (2) and (3), if by reason...
85. Where in consequence of the proposed construction of any of...
86. Nothing in this Part of this Schedule affects the provisions...
87. Any difference under this Part of this Schedule must, unless...
- PART 8 — FOR THE PROTECTION OF DRAINAGE AUTHORITIES
88. The provisions of this Part of this Schedule have effect...
89. In this Part of this Schedule— “authorised development” has the...
90. (1) Before commencing construction of a specified work, the undertaker...
91. Without limiting the scope of paragraph 90, the requirements which...
92. (1) Subject to sub-paragraph (2), any specified work, and all...
93. If by reason of the construction of a specified work...
94. The undertaker must make reasonable compensation for costs, charges and...
95. (1) The undertaker must make reasonable compensation for liabilities, costs...
96. Any dispute arising between the undertaker and the drainage authority...
- PART 9 — FOR THE PROTECTION OF NATIONAL HIGHWAYS
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98. Interpretation
99. General
100. Prior Approvals
101. Construction of the specified work
102. Payments
103. Completion of a specified work
104. Indemnification
105. Arbitration
- PART 10 — FOR THE PROTECTION OF RAILWAY INTERESTS
106. The provisions of this Part of this Schedule have effect,...
107. In this Part of this Schedule— “asset protection agreement” means...
108. (1) Where under this Part of this Schedule Network Rail...
109. (1) The undertaker must not exercise the powers conferred by—...
110. (1) The undertaker must before commencing construction of any specified...
111. (1) Any specified work and any protective works to be...
112. The undertaker must— (a) at all times afford reasonable facilities...
113. Network Rail must at all times afford reasonable facilities to...
114. (1) If any permanent or temporary alterations or additions to...
115. The undertaker must repay to Network Rail all reasonable fees,...
116. (1) In this paragraph— “EMI” means, subject to sub-paragraph (2),...
117. If at any time after the completion of a specified...
118. The undertaker must not provide any illumination or illuminated sign...
119. Any additional expenses which Network Rail may reasonably incur in...
120. (1) The undertaker must pay to Network Rail all reasonable...
121. Network Rail must, on receipt of a request from the...
122. In the assessment of any sums payable to Network Rail...
123. The undertaker and Network Rail may, subject in the case...
124. Nothing in this Order, or in any enactment incorporated with...
125. The undertaker must give written notice to Network Rail if...
126. The undertaker must no later than 28 days from the...
127. In relation to any dispute arising under this Part of...
- PART 11 — FOR THE PROTECTION OF EAST OF ENGLAND
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 - PART 12 — FOR THE PROTECTION OF HPUT A LIMITED AND HPUT B LIMITED
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- 133. Written Agreement of HPUT
- 134. Limits on the authorised development within the Campus
- 135. Campus security
- 136. Work dates
- 137. Construction method and management scheme
- 138. Noise and vibration
- 139. Construction hours
- 140. Supervision
- 141. Construction liaison
- 142. Use of the Campus's facilities
- 143. Health and safety
- 144. Reinstatement
- 145. Maintenance and decommissioning
- 146. Surveys and investigations
- 147. Expenses
- 148. Reasonableness
- 149. The HPUT Trustees
- 150. References in this Part of this Schedule to NatWest is...
 - PART 13 — FOR THE PROTECTION OF SOUTH STAFFORDSHIRE WATER PLC
- 151. Application
- 152. The provisions of Part 1 of Schedule 12 (Protective Provisions...
- 153. This Part of this Schedule does not apply to apparatus...
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- 155. Acquisition of apparatus
- 156. Alternative apparatus
- 157. (1) Where, in accordance with the provisions of this Part...
- 158. Existing apparatus: protection and access
- 159. Expenses
- 160. Damage to apparatus: costs, losses, etc.
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 - PART 14 — FOR THE PROTECTION OF SUFFOLK COUNTY COUNCIL AND CAMBRIDGESHIRE COUNTY COUNCIL
- 162. The provisions of this Part of this Schedule have effect...
- 163. Where Suffolk County Council or Cambridgeshire County Council are the...

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- 2. Applications made under provisions of this Order
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PART 2 — TEMPORARY PROHIBITION
PART 3 — TEMPORARY ROAD CLOSURES
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Explanatory Note