

# Non-material amendment to The Ferrybridge Multifuel 2 Power Station Order 2015

## Consultation and Publicity Statement

**Regulation 7A**

**The Infrastructure Planning (Changes to, and Revocation of,  
Development Consent Orders) Regulations 2011**

April 2025

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# Consultation and Publicity Statement

## PLANNING ACT 2008 ("THE 2008 ACT")

## THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011 ("THE 2011 REGULATIONS")

## REGULATION 4 – APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS CORRECTED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018 (SI 2018/1016) ("ORDER")

### 1. INTRODUCTION

- 1.1 On 19 December 2024, Enfinium Limited ("**Enfinium**") (company number 07593865) of registered office 123 Victoria Street, London, England, SW1E 6DE applied to the Secretary of State for consent to make a non-material change to the Order pursuant to section 153 of and paragraph 2 of Schedule 6 to the 2008 Act (the "**Application**").
- 1.2 This document constitutes Enfinium's consultation and publicity statement pursuant to regulation 7A of the 2011 Regulations.

### 2. NEWSPAPER NOTICES

- 2.1 A copy of the notice published under regulation 6 of the 2011 Regulations (the "**Notice**") and including all the information required by that regulation is enclosed at **Appendix 1**.
- 2.2 Enfinium confirms that:
  - 2.2.1 as required under regulation 6(1) of the 2011 Regulations, it published the Notice in each of the following local newspapers circulating within the area to which the Order and the Application relate:
    - (a) the Pontefract & Castleford Express; and
    - (b) the Selby Times;
  - 2.2.2 the Notice was published in those newspapers on the following dates:
    - (a) 16 January 2025; and
    - (b) 23 January 2025.

- 2.3 Extracts from each of foregoing newspaper publications including copies of the Notice as published are enclosed at **Appendix 2**.

### 3. PRESCRIBED CONSULTEES

- 3.1 Regulation 7(2) of the 2011 Regulations requires Enfinium to notify and consult those persons specified in the 2011 Regulations, being all those who were notified in accordance with section 56 of the 2008 Act when the

application for the original Order was accepted by the Secretary of State, as well as any other person who may be directly affected by the changes proposed in the Application.

- 3.2 However, regulation 7(3) of the 2011 Regulations also provides that Enfinium need not consult a person or authority specified in the 2011 Regulations if Enfinium has the written consent of the Secretary of State not to do so.
- 3.3 Following the appropriate request from Enfinium on 5 August 2024, the Secretary of State confirmed on 23 October 2024 that the consultees for the Application could be narrowed to a more focussed list. A copy of the Secretary of State's written consent is reproduced in **Appendix 3**.
- 3.4 Due to local government and other public sector administrative re-organisation, certain of the consultees have been superseded by replacement bodies. A full list of the persons consulted pursuant to the regulation 7(3) consent (including any relevant successor bodies) is provided in **Appendix 4**.
- 3.5 Enfinium sent the Notice to all consultees by post on 19 December 2024 together with a full copy of the Application documents. **Appendix 5** provides copies of the covering letters and the Notice as sent to each consultee.
- 3.6 Whilst not strictly required under the 2011 Regulations following the issue of the regulation 7(3) consent, Enfinium also consulted on a non-statutory basis with the following entities for whose benefit the Order has effect (in terms of regulation 7(2)(a)):
- 3.6.1 Enfinium Energy Limited (company number SC286672) of Cms Edinburgh Saltire Court, 20 Castle Terrace, Edinburgh EH1 2EN; and
- 3.6.2 Enfinium Ferrybridge 2 Limited (company number 09685158) of 123 Victoria Street, London SW1E 6DE.
- 3.7 These two entities form part of the same corporate group as Enfinium:
- 3.7.1 Enfinium Ferrybridge 2 Limited holds the environmental permit for the site and operations to which the Order relates and is a wholly owned subsidiary of Enfinium Energy Limited, which is the (renamed) applicant in respect of the original application for the Order.
- 3.7.2 Enfinium Energy Limited is in turn wholly owned by Enfinium and Enfinium's holding company, Enfinium Holdings Limited (company number 12977634), with Enfinium having overall executive control of the business and operations at the site to which the Order relates.
- 3.8 The deadline specified in the Notice for representations to be submitted to the Planning Inspectorate was 11.59pm on 21 February 2025. All consultees therefore had more than 28 days from date of receipt and/or final publication of the Notice to submit representations.
4. **AVAILABILITY OF APPLICATION DOCUMENTS**
- 4.1 The Application documents have been made available to view on the Planning Inspectorate's website **at:**
- <https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010061>
- 4.2 The Notice invited recipients unable to access the website to request hard copies of the documents free of charge by contacting Enfinium. No such requests were received.



- 4.3 Hard copies of the Application documents were also placed on deposit at Pontefract Library, Shoemarket, Pontefract, WF8 1BD where they were available for inspection free of charge during the library's usual opening hours, as set out in the Notice.

## Appendix 1:

Copy of regulation 6 notice

**ENFINIUM LIMITED**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE  
PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS)  
REGULATIONS 2011**

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING  
DEVELOPMENT CONSENT ORDER:**

**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS  
CORRECTED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER  
2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION  
(AMENDMENT) ORDER 2018 (SI 2018/1016)**

Notice is hereby given that an application has been made by Enfinium Limited (company number 07593865) of 123 Victoria Street, London, England, SW1E 6DE (the “**Applicant**”) to the Secretary of State for Energy Security and Net Zero to make a non-material change to **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015** (as corrected by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016** and as amended by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018**) (the “**Amended Order**”) under the Planning Act 2008 (the “**NMC Application**”).

The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the “**Development**”).

The Amended Order authorised the Development subject to Requirements, set out in Schedule 2 to the Amended Order. These include Requirement 3 which provides that:

*“3.—(1) Only fuel of a type specified in the environmental permit may be combusted in the boilers of the authorised development.*

*(2) Except for purposes of the start-up or support firing of a boiler, only waste derived fuel may be combusted in the boilers of the authorised development.”*

Article 2(1) of the 2015 Order defines “waste derived fuel” as “fuel derived from (i) processed municipal solid waste, (ii) commercial and industrial waste or (iii) waste wood”.

The Development is also regulated by the Environment Agency (“**EA**”) under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the “**Permitting Regulations**”). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the “**EP**”).

Schedule 2 of the EP outlines the waste types, raw materials and fuels permitted to be used for the purposes of combustion in the Development. These include waste class EWC 20 03 01 (mixed municipal waste), which includes household waste and similar commercial, industrial and institutional wastes – sometimes referred to as ‘black bag’ waste. This category of waste is therefore authorised for the purposes of Requirement 3(1) of the Amended Order.

The NMC Application seeks to make a non-material change to the Amended Order in order to clarify that the acceptance from local authorities of mixed municipal waste constitutes a permitted waste derived fuel for the purposes of Requirement 3(2), to reflect the fact that this type of waste has been authorised by the EA under the EP.

This NMC Application will not increase the permitted annual waste throughput consumed by the Development, which will continue to be limited to 725,000 tonnes per annum. The waste derived fuel delivery and unloading operations will also remain unchanged, with no changes to the type, number or character of vehicle movements required to service the Development and import the fuel.

Most of the operational procedures will continue to be implemented as at present. The key process change will comprise additional mixing of the fuel within the storage bunker prior to being fed to the combustion process to improve and maintain the homogeneity of the fuel. However, additional equipment is not required to be installed and no physical change is required to any aspect of the Development as already consented.

As the throughput and nature of the fuel used at the Development will remain unchanged, the emissions to air, water and land will remain unchanged, as will the current permitted emission limit values in the EP. Therefore, additional emissions abatement measures are not required to be installed.

Monitoring of emissions will continue to be undertaken in accordance with the EP and the odour management plan for the Development has been reviewed to ensure any potential additional odour impacts from the mixed municipal waste will be managed appropriately.

A copy of the NMC Application and its accompanying documents are available for inspection, free of charge, via the project page on The Planning Inspectorate's National Infrastructure Planning website at:

**<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010061>**.

If you require a hard copy of the NMC Application and its accompanying documents (for example because you do not have access to a computer and are unable to view the documents on the website), copies are available for inspection free of charge until **Friday 21 February 2025** at **Pontefract Library, Shoemarket, Pontefract, WF8 1BD** during the following hours:

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Tuesday: 9.30am to 5.00pm

Wednesday: 9.30am to 6.00pm

Friday: 9.30am to 5.00pm

Saturday: 9.30am to 4.00pm

NB Due to the Christmas and Hogmanay period, the library will be closed from 5.00pm on Christmas Eve (Tuesday 24 December 2024), re-opening at 9.30am on Friday 3 January 2025.

You can also request that a hard copy be sent to you free of charge by contacting the Applicant by email to **[communications@enfinium.co.uk](mailto:communications@enfinium.co.uk)** or by telephone on **0800 915 3603**.

Any representations about the NMC Application must be made in writing to The Planning Inspectorate by email to **[FM2@planninginspectorate.gov.uk](mailto:FM2@planninginspectorate.gov.uk)** or by post to **National Infrastructure Planning, The Planning Inspectorate, Temple Quay House, 2 The Square, Bristol, BS1 6PN**. Consultation responses will be published by the Planning Inspectorate on the project page of the National Infrastructure Planning website.

Please quote reference **EN010061** on any correspondence.

Any representations must be received by the Planning Inspectorate by no later than **11.59pm** on **Friday 21 February 2025**.

**ENFINIUM LIMITED**

## Appendix 2:

### Newspaper extracts

# Selby Times

Thursday, January 16th, 2025

Issue 8066

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## INSIDE

**Surgery's triage system praised by patient**

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**New Community Hub opens for business in Selby**

page 2



**Eleven DUI arrests made in region over Christmas**

page 9



**Striders keeping it cool**

page 40

A Selby paedophile has been jailed after using a social-media network to "trade" pictures of very young children being subjected to horrific sexual abuse.

John Gary Humphreys, 45, of Coupland Road, downloaded or possessed over 3,800 indecent images of children and shared some of the sickening material among like-minded individuals, York Crown Court heard.

Humphreys, described as a "pusher" of illicit child imagery, appeared for sentence on Tuesday, January 14, after admitting three counts of possessing indecent images of children and three counts of distribution.

The offences occurred between January and the end of August 2023 when Humphreys downloaded or possessed 3,806 vile images of children - including one in which a baby was raped by an adult male.

Just under 1,000 of these images were rated Category A - the worst type of such material involving the sexual abuse of children. He also distributed 54 indecent images of children, including 29 Category A images, the majority of which were videos.

Prosecutor Lydia Carroll said police swooped on Humphreys' home on September 1, 2023, after receiving intelligence that he was using a drop-box to upload indecent images onto the internet.

A detective constable noticed that Humphreys was "trying to secrete a mobile (phone) under the cushion of a chair he was sitting on".

"(Humphreys) took this (phone) out and gave it to the officer," added Ms Carroll.

Multiple electronic devices were seized and Humphreys' main mobile phone was passed to North Yorkshire Police's forensic department for inspection.

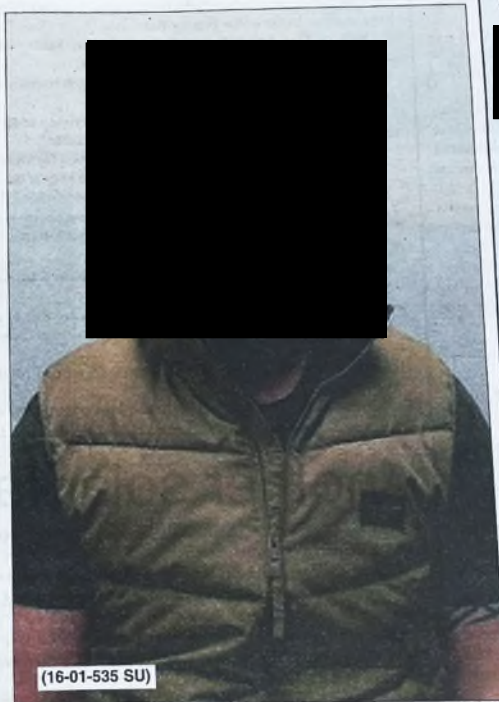
Forensic officers found 997 Category A indecent images of children on the phone, including videos. There were also 2,514 Category C photos and videos and 295 Category B images.

Police also found extreme-pornographic images involving bestiality, but these didn't bring charges because they weren't "live and accessible".

A further 62,000 illicit images were discovered but "remain ungraded", which meant that no further charges were brought.

Humphreys, who was married and a father, had been receiving and distributing indecent images via the Telegram app where police discovered "conversation threads" with other paedophiles with whom he had "traded" photos and videos of children.

Continued on page 2



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Dated 16 January 2023  
Lina Nicholson  
Solicitor - Director of Legal & Democratic Services  
East Riding of Yorkshire Council  
East Riding of Yorkshire Council will, on request, provide  
this document in Braille, audio or large print format.  
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## NEWS

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### Dream home in the countryside

See page 36



### Tough start for Tigers squad

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## PUBLIC NOTICES

### PLANNING NOTICES

#### ENFINIUM LIMITED

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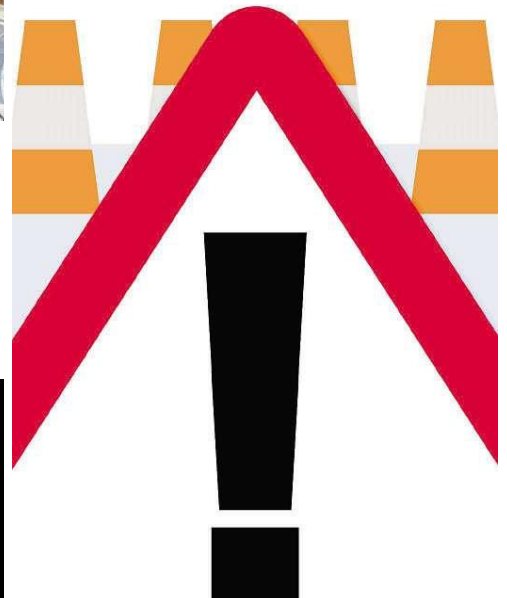
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# Selby Times

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Thursday, January 23rd, 2025

Issue 8067

www.selbytimes.info

editorial@selbytimes.info

£1.20

## FARMERS PROTEST AGAINST INHERITANCE TAX CHANGES

by ABBY BACKHOUSE

- abby.backhouse@selbytimes.info

A group of local farmers stationed themselves outside a number of Selby's supermarkets last week amid calls for the government to reform changes to inheritance tax relief proposed in October's Budget.

Travelling through the town in tractors, the farmers positioned themselves outside Lidl, M&S, Aldi, Tesco and Sainsbury's on Friday, January 17.

Angus Gowthorpe, a third-generation farmer from Riccall, sat down with Selby Times reporter Abby Backhouse and explained: "We held a number of peaceful protests outside the supermarkets, calling upon each of them to support British farmers in their tussle with the Labour government over changes to inheritance tax relief and other measures announced in the Budget.

"We did not go to Morrisons because the company has already publicly committed to supporting the movement."

The protest comes as farmers across the country hold similar demonstrations, voicing their concerns over changes to Agricultural Property Relief (APR) and Business Property Relief (BPR).

Agricultural Property Relief allows farm owners to pass on agricultural property free of inheritance tax, either during their lifetime or as part of their will.

As of April 2026, inheritance tax will apply an effective rate of up to 20 per cent on all farm assets beyond a £1 million threshold.

Farmers will be able to receive 100 per cent of APR for combined agricultural and business property valued up to £1 million, and it will be 50



The third-generation farmer from Riccall joined other local farmers in calling for supermarkets to support them in their bid to overturn a number of changes to inheritance tax relief outlined in the autumn Budget. (23-01-216 SU)

per cent thereafter.

The Department for Environment, Food and Rural Affairs explained that the tax could be paid in interest-free instalments over 10 years.

It added: "This is on top of all the other spousal exemptions and nil-rate bands that people can access for inheritance tax too.

"This means that two people with farmland, depending on their circumstances, can pass on up to £3 million without paying any inheritance tax."

Despite this, some farmers argue that it could take farm owners up to 40 years to address the 20 per cent inheritance taxation - a cost they say may be too great for the next generation.

Angus added: "This is just another nail in the coffin for farmers.

"We are asset rich, but cash poor.

"I know some farmers in the area who make less than minimum wage.

Continued on page 2

## INSIDE

Residents slam changes to bus services

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Missile scare for Hambleton's humanitarian

page 4

Selby Local Plan in danger of being ripped up

page 17

Selby turn on the style

page 40



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## ENFINIUM LIMITED

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This NMC Application will not increase the permitted annual waste throughput consumed by the Development, which will continue to be limited to 725,000 tonnes per annum. The waste derived fuel delivery and unloading operations will also remain unchanged, with no changes to the type, number or character of vehicle movements required to service the Development and import the fuel.

Most of the operational procedures will continue to be implemented as at present. The key process change will comprise additional mixing of the fuel within the storage bunker prior to being fed to the combustion process to improve and maintain the homogeneity of the fuel. However, additional equipment is not required to be installed and no physical change is required to any aspect of the Development as already consented.

As the throughput and nature of the fuel used at the Development will remain unchanged, the emissions to air, water and land will remain unchanged, as will the current permitted emission limit values in the EP. Therefore, additional emissions abatement measures are not required to be installed.

Monitoring of emissions will continue to be undertaken in accordance with the EP and the odour management plan for the Development has been reviewed to ensure any potential additional odour impacts from the mixed municipal waste will be managed appropriately.

A copy of the NMC Application and its accompanying documents are available for inspection, free of charge, via the project page on The Planning Inspectorate's National Infrastructure Planning website at:

<https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010061>. If you require a hard copy of the NMC Application and its accompanying documents (for example because you do not have access to a computer and are unable to view the documents on the website), copies are available for inspection free of charge until **Friday 21 February 2025 at Pontefract Library, Shoemarket, Pontefract, WF8 1BD** during the following hours:

Monday: 9.30am to 7.00pm  
Tuesday: 9.30am to 5.00pm  
Wednesday: 9.30am to 6.00pm  
Friday: 9.30am to 5.00pm  
Saturday: 9.30am to 4.00pm

NB Due to the Christmas and Hogmanay period, the library will be closed from 5.00pm on Christmas Eve (Tuesday 24 December 2024), re-opening at 9.30am on Friday 3 January 2025.

You can also request that a hard copy be sent to you free of charge by contacting the Applicant by email to [communications@enfinium.co.uk](mailto:communications@enfinium.co.uk) or by telephone on 0800 915 3603.

Any representations about the NMC Application must be made in writing to The Planning Inspectorate by email to [FM2@planninginspectorate.gov.uk](mailto:FM2@planninginspectorate.gov.uk) or by post to **National Infrastructure Planning, The Planning Inspectorate, Temple Quay House, 2 The Square, Bristol, BS1 6PN**. Consultation responses will be published by the Planning Inspectorate on the project page of the National Infrastructure Planning website.

Please quote reference **EN010061** on any correspondence.

Any representations must be received by the Planning Inspectorate by no later than **11.59pm on Friday 21 February 2025**.

**ENFINIUM LIMITED**

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## PUBLIC NOTICES

### GENERAL NOTICES

**North Yorkshire Council, Temporary Prohibition of Traffic, Field Lane, Thorpe Willoughby, Order 2025, No. 19** We have made this Order to prohibit any vehicle from using Field Lane, Thorpe Willoughby for a temporary period (subject to access to premises) between 28/01/25 & 03/02/25, due to resurfacing works. The closure period will be indicated by traffic signs & a local alternative route will be signed on site where appropriate. All enquiries to Applebridge Construction Ltd - 01642233400 or see <https://www.northyorks.gov.uk/roadworks-map>

**30 Mph Speed Limit, Turnham Lane, Cliffe, Order 2025** Notice is hereby given that on 17/01/25 The North Yorkshire Council made an Order under Sections 84(1) & (2) of the Road Traffic Regulation Act 1984 & Part IV of Schedule 9 to the 1984 Act, the effect of which is to prohibit any motor vehicle from travelling at a speed in excess of 30 mph on any length of road specified below. Turnham Lane, from the current location of the 30mph speed limit on Turnham Lane to a point 230m West. A copy of the Order, which comes into operation on 27/01/25, may be examined at County Hall, Northallerton & at Selby Library, 52 Micklegate, Selby YO8 4EQ during normal office hours from 23/01/25 until 28/02/25 & also viewed online at [www.northyorks.gov.uk/roadworks-map](http://www.northyorks.gov.uk/roadworks-map) or [www.northyorks.gov.uk/traffic-regulation-orders](http://www.northyorks.gov.uk/traffic-regulation-orders). If you wish to question the validity of the Order or of any provision contained in it, on the grounds that it is not within the powers conferred by the Road Traffic Regulation Act 1984, as amended, or on the grounds that any requirement of that Act, or of any Instrument made under it, has not been complied with in relation to the Order, you may, within 6 weeks of 17/01/25 make application to the High Court for the purpose.

**20 Mph & 30 Mph Speed Limit, Various Roads, Church Fenton , Order 2025** Notice is hereby given that The North Yorkshire Council proposes to make an Order under Sections 84(1) & (2) of the Road Traffic Regulation Act 1984 & Part IV of Schedule 9 to the 1984 Act, the effect of which will be to prohibit any motor vehicle from travelling at a speed in excess of 20 mph on any length of road specified in Schedule 1 & at a speed in excess of 30 mph on any length of road specified in Schedule 2 below:- **Schedule 1 - 20mph Speed Limit Various Roads, Church Fenton** Main Street, from its junction with Station Road / Church Street to its junction with Northfield Lane. Church Street (C312), from its junction with Station Road / Main Street for a distance of 93 metres in a southerly direction. Station Road, from its junction with Oakwood Grove to its junction with Church Street / Main Street. **Schedule 2 - 30 Mph Speed Limit Various Roads, Church Fenton** Main Street, from its junction with Northfield Lane to its junction with Busk Lane. Church Street (C312) including service road at Church End Farm, from a point 93 metres south of its junction with Main Street / Station Road for a distance of 357 metres in a southerly direction. Station Road, from its junction with Oakwood Grove to a point 140 metres west of Sandwath Lane. A copy of the draft Order, together with a map showing the roads affected & a statement of the Council's reasons for proposing to make the Order may be inspected at County Hall, Northallerton & at Sherburn & Villages Community Library, Finkle Hill, Sherburn In Elmet, LS25 6EA during normal office hours from 23/01/25 until 14/02/25 & also viewed online at [www.northyorks.gov.uk/roadworks-map](http://www.northyorks.gov.uk/roadworks-map) or [www.northyorks.gov.uk/traffic-regulation-orders](http://www.northyorks.gov.uk/traffic-regulation-orders). If you wish to object to the proposed Order, you should send the grounds for your objection, in writing addressed to Area 7 Selby Highways Office, Canal Road, Selby, North Yorkshire YO8 DAG or by email to [Area7.Selby@northyorks.gov.uk](mailto:Area7.Selby@northyorks.gov.uk) or via the website link above by 14/02/25.



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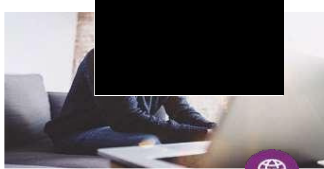
[publicnoticeportal.uk](http://publicnoticeportal.uk)



### GVOL

**Goods Vehicle Operator's Licence**  
**Romas Rutkauskas trading as RR Truck Service Ltd** of 18 Hollybank Road, Brighouse, HD6 3YF is applying for a licence to use Tracy Barker Consultancy, Block 5 Methley Road, Castleford, WF10 1LX as an operating centre for 2 goods vehicles and 2 trailers. Owners or occupiers of land (including buildings) near the operating centre(s) who believe that their use or enjoyment of that land would be affected, should make their written representations to the Traffic Commissioner at: Quarry House, Quarry Hill, Leeds, LS2 7UE stating their reasons, within 21 days of this notice. Representatives must at the same time send a copy of their representations to the applicant at the address given at the top of this notice. A guide to making representations is available from the Traffic Commissioner's office.

**Goods Vehicle Operator's Licence**  
**Trans-Plant Services Limited** trading as **Trans-Plant Services Limited** of C6 Lonza, Wheldon Road, Castleford, England, WF10 2JT is applying for a licence to use Tavern works site B, skinner lane, Pontefract WF8 1HG as an operating centre for 5 goods vehicles and 6 trailers. Owners or occupiers of land (including buildings) near the operating centre(s) who believe that their use or enjoyment of that land would be affected, should make their written representations to the Traffic Commissioner at: Quarry House, Quarry Hill, Leeds, LS2 7UE stating their reasons, within 21 days of this notice. Representatives must at the same time send a copy of their representations to the applicant at the address given at the top of this notice. A guide to making representations is available from the Traffic Commissioner's office.



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### PLANNING NOTICES

**ENFINIUM LIMITED**  
**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011**  
**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER:**  
**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS CORRECTED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018 (SI 2018/1016)**

Notice is hereby given that an application has been made by Enfinium Limited (company number 07593865) of 123 Victoria Street, London, England, SW1E 6DE (the "Applicant") to the Secretary of State for Energy Security and Net Zero to make a non-material change to **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015** (as corrected by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016** and as amended by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018**) (the "Amended Order") under the Planning Act 2008 (the "NMC Application").

The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the "Development").

The Amended Order authorised the Development subject to Requirements, set out in Schedule 2 to the Amended Order. These include Requirement 3 which provides that:

"3.—(1) *Only fuel of a type specified in the environmental permit may be combusted in the boilers of the authorised development.*

(2) *Except for purposes of the start-up or support firing of a boiler, only waste derived fuel may be combusted in the boilers of the authorised development."*

Article 2(1) of the 2015 Order defines "waste derived fuel" as "fuel derived from (i) processed municipal solid waste, (ii) commercial and industrial waste or (iii) waste wood".

The Development is also regulated by the Environment Agency ("EA") under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the "Permitting Regulations"). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the "EP").

Schedule 2 of the EP outlines the waste types, raw materials and fuels permitted to be used for the purposes of combustion in the Development. These include waste class EWC 20 03 01 (mixed municipal waste), which includes household waste and similar commercial, industrial and institutional waste – sometimes referred to as "black bag" waste. This category of waste is therefore authorised for the purposes of Requirement 3(1) of the Amended Order.

The NMC Application seeks to make a non-material change to the Amended Order in order to clarify that the acceptance from local authorities of mixed municipal waste constitutes a permitted waste derived fuel for the purposes of Requirement 3(2), to reflect the fact that this type of waste has been authorised by the EA under the EP.

This NMC Application will not increase the permitted annual waste throughput consumed by the Development, which will continue to be limited to 725,000 tonnes per annum. The waste derived fuel delivery and unloading operations will also remain unchanged, with no changes to the type, number or character of vehicle movements required to service the Development and import the fuel.

Most of the operational procedures will continue to be implemented as at present. The key process change will comprise additional mixing of the fuel within the storage bunker prior to being fed to the combustion process to improve and maintain the homogeneity of the fuel. However, additional equipment is not required to be installed and no physical change is required to any aspect of the Development as already consented.

As the throughput and nature of the fuel used at the Development will remain unchanged, the emissions to air, water and land will remain unchanged, as will the current permitted emission limit values in the EP. Therefore, additional emissions abatement measures are not required to be installed. Monitoring of emissions will continue to be undertaken in accordance with the EP and the odour management plan for the Development has been reviewed to ensure any potential additional odour impacts from the mixed municipal waste will be managed appropriately.

A copy of the NMC Application and its accompanying documents are available for inspection, free of charge, via the project page on The Planning Inspectorate's National Infrastructure Planning website at: <https://national-infrastructure-consenting.planninginspectorate.gov.uk/projects/EN010061>.

If you require a hard copy of the NMC Application and its accompanying documents (for example because you do not have access to a computer and are unable to view the documents on the website), copies are available for inspection free of charge until **Friday 21 February 2025** at **Pontefract Library, Shoemarket, Pontefract, WF8 1BD** during the following hours:

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Tuesday: 9.30am to 5.00pm  
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Friday: 9.30am to 5.00pm  
Saturday: 9.30am to 4.00pm

NB Due to the Christmas and Hogmanay period, the library will be closed from 5.00pm on Christmas Eve (Tuesday 24 December 2024), re-opening at 9.30am on **Friday 3 January 2025**.

You can also request that a hard copy be sent to you free of charge by contacting the Applicant by email to [communications@enfinium.co.uk](mailto:communications@enfinium.co.uk) or by telephone on **0800 915 3603**.

Any representations about the NMC Application must be made in writing to The Planning Inspectorate by email to [FM2@planninginspectorate.gov.uk](mailto:FM2@planninginspectorate.gov.uk) or by post to **National Infrastructure Planning, The Planning Inspectorate, Temple Quay House, 2 The Square, Bristol, BS1 6PN**. Consultation responses will be published by the Planning Inspectorate on the project page of the National Infrastructure Planning website.

Please quote reference **EN010061** on any correspondence.

Any representations must be received by the Planning Inspectorate by no later than **11.59pm on Friday 21 February 2025**.

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## Appendix 3:

Secretary of State's letter  
dated 23 October 2024





Department for  
Energy Security  
& Net Zero

3-8 Whitehall Place  
London  
SW1A 2AW  
[energyinfrastructureplanning@energysecurity.gov.uk](mailto:energyinfrastructureplanning@energysecurity.gov.uk)  
[www.gov.uk/desnz](http://www.gov.uk/desnz)

[REDACTED]  
Pinsent Masons LLP  
30 Crown Place  
London  
EC2A 4ES

23 October 2024

Dear Mr Fox,

## **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015**

### **PROPOSED NON-MATERIAL CHANGE APPLICATION**

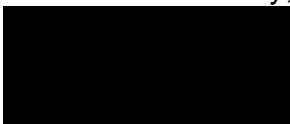
#### **REQUEST FOR CONSENT TO REDUCE THE NUMBER OF PARTIES THAT NEED TO BE CONSULTED ON A NON-MATERIAL CHANGE APPLICATION**

1. Thank you for your letter of 5 August 2024 on behalf of Enfinium Limited (“the Applicant”), which sets out proposed changes to the Ferrybridge Multifuel 2 Power Station Order 2015 (“the Order”). The letter requests the Secretary of State’s consent under Regulation 7(3) of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (as amended) (“the 2011 Regulations”) to a reduced list of consultees.
2. Paragraph 15 of the 5 August 2024 letter states that the change to the Order which comprises the proposed Non-Material Change Application is to modify *“the definition of “waste derived fuel” in article 2(1) to confirm that black bag waste – as municipal solid waste – is a permissible fuel type for the purposes of Requirement 3(2).”*
3. The list of consultees proposed by the Applicant are:
  - 1) the Environment Agency (“the EA”);
  - 2) Wakefield Metropolitan District Council.
4. In paragraph 24 of the letter of 5 August 2024, the Applicant explains the reasons for its proposed reduced consultee list explaining that, *“[i]n light of the fact that the EA has already approved the necessary minor variation to the [environmental permit] and that any environmental effects anticipated from the inclusion of black bag waste within the permitted fuel types are expected to be negligible, and that there are no physical or emissions changes to the Development, Enfinium considers that the consultation for this NMC can be limited, as there will be no impacts from the NMC to external parties, the public, or receiving environments that are the responsibility of statutory bodies. Furthermore, no third-party land interests are affected by the proposed NMC.”*



5. The Secretary of State agrees that the two consultees proposed by the Applicant for consultation as listed at paragraph 3 above should be consulted. However, the Secretary of State considers that in addition to these two consultees, the Applicant should further consult the following parties for comments on the proposed change:
- North Yorkshire County Council
  - Selby District Council
  - The Canal & River Trust
  - West Yorkshire Fire and Rescue Service
  - Yorkshire Wildlife Trust
  - West Yorkshire Ecology Service
  - Natural England
  - Public Health England
  - The Health and Safety Executive
6. The Secretary of State considers that the Applicant has not provided specific reasons why these parties should not be consulted. The Secretary of State considers that these parties may have representations to make in relation to the proposed change.
7. The Secretary of State is satisfied that it is not necessary for other consultees from the Order or from the local area to be included in the reduced consultee list, as they are not directly affected, either because the proposed amendments will not affect their interests or because their interests relate to a different part of the scheme.
8. Accordingly, under the 2011 Regulations, the Secretary of State consents to the reduced list of consultees as specified in this letter.
9. In taking this decision, the Secretary of State acknowledges that notice of the Application will be provided by the Applicant, in line with the requirements in Regulation 6 of the 2011 Regulations.
10. The Secretary of State's written consent in this matter should not be taken as indicating approval for any other aspects of the proposed changes to the Order, which fall to him for consideration and determination, or whether the proposed changes will ultimately be regarded as material or not.

Yours sincerely,



**John Wheadon**

**Head of Energy Infrastructure Planning Delivery**

**On behalf of the Secretary of State for Energy Security and Net Zero**

## Appendix 4:

### List of consultees

(1) <i>Consultee</i>	(2) <i>Address</i>
Environment Agency	Lateral 8 City Walk Leeds LS11 9AT
Wakefield Metropolitan District Council	Wakefield One Burton Street Wakefield WF1 2EB
North Yorkshire Council (as successor to North Yorkshire County Council and Selby District Council)	County Hall Northallerton DL7 8AD
Canal & River Trust	Fearn's Wharf Neptune Street Leeds LS9 8PB
West Yorkshire Fire and Rescue Service	Oakroyd Hall Bradford Road Birkenshaw West Yorkshire BD11 2DY
Yorkshire Wildlife Trust	1 St. George's Place York YO24 1GN
West Yorkshire Ecology Service	West Yorkshire Joint Services Nepshaw Lane South Morley LS27 7JQ
Natural England	Foss House Kings Pool 1-2 Peasholme Green York YO1 7PX

(1) <i>Consultee</i>	(2) <i>Address</i>
UK Health Security Agency (as successor to Public Health England)	Yorkshire and the Humber HPT Blenheim House West One Duncombe Street Leeds LS1 4PL
Health and Safety Executive	2/F 7 & 8 Wellington Place Leeds LS1 4AP

## Appendix 5:

Copies of consultee covering letters  
with copies of notice

BY POST

Your Ref  
Our Ref: 681133.07015

The Environment Agency  
Lateral 8  
City Walk  
Leeds  
LS11 9AT

DDI [REDACTED]  
E [REDACTED]@pinsentmasons.com

19 December 2024

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER:**

**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS CORRECTED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018 (SI 2018/1016)**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011**

Dear Sirs

We are writing to you in relation to an application that has been made by Enfinium Limited (company number 07593865) of 123 Victoria Street, London, England, SW1E 6DE (the "**Applicant**") to the Secretary of State for Energy Security and Net Zero to make a non-material change to **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015** (as corrected by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016** and as amended by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018**) (the "**Amended Order**") under the Planning Act 2008 (the "**NMC Application**").

We act for the Applicant in relation to the NMC Application.

**The proposed non-material change**

The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the "**Development**"). The Amended Order authorised the

Pinsent Masons LLP

55 Colmore Row Birmingham B3 2FG

T +44 (0)121 200 1050 F +44 (0)121 626 1040 DX 703167 Birmingham 12

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Development subject to Requirements, including Requirement 3 which sets out the permitted fuel sources which may be combusted.

As explained in the enclosed documents, the Development is regulated by the Environment Agency (“**EA**”) under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the “**Permitting Regulations**”). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the “**EP**”).

Schedule 2 of the EP outlines the waste types, raw materials and fuels permitted to be used for the purposes of combustion in the Development. These include waste class EWC 20 03 01 (mixed municipal waste), which includes household waste and similar commercial, industrial and institutional wastes – sometimes referred to as ‘black bag’ waste.

The NMC Application seeks to make a non-material change to the Amended Order in order to clarify that the acceptance from local authorities of mixed municipal waste constitutes a permitted waste derived fuel for the purposes of Requirement 3 of the Amended Order, to reflect the fact that this category of waste has been authorised by the EA under the EP.

As already set out in the EP variation application approved by the EA, it is not anticipated that the change sought through the NMC Application will give rise to any material changes in environmental effects compared to those reported in the environmental statement which accompanied the original consent for the Development.

## **Consultation**

Before a decision can be made by the Secretary of State, the Applicant must consult with various persons in accordance with the requirements of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (the “**2011 Regulations**”).

On 23 October 2024 the Secretary of State issued a notice under Regulation 7(3) of the 2011 Regulations. That notice identified you as a consultee for the purposes of Regulation 7(2) of the 2011 Regulations.

Please find enclosed a hard copy of the application documents submitted to the Secretary of State, except Appendix 1 which can only be provided in electronic format. Appendix 6 contains details of how you can access the application documents electronically and how to respond to the consultation.

Any representations about the NMC Application must be made in writing directly to The Planning Inspectorate by email to **FM2@planninginspectorate.gov.uk** or by post to **National Infrastructure Planning, The Planning Inspectorate, Temple Quay House, 2 The Square, Bristol, BS1 6PN**.

Please quote reference **EN010061** on any correspondence.

As set out in the enclosed documents, the consultation ends on **Friday 21 February 2025**. Therefore, the deadline for receipt of your views about the application is **11:59pm** on that date.





Yours faithfully

**Pinsent Masons LLP**

On behalf of  
**ENFINIUM LIMITED**  
123 Victoria Street  
London  
SW1E 6DE

*This letter has been electronically generated and is not signed.*

Enclosures:

- (i) Copy of application documents submitted to the Secretary of State

**ENFINIUM LIMITED**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE  
PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS)  
REGULATIONS 2011**

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING  
DEVELOPMENT CONSENT ORDER:**

**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS  
CORRECTED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER  
2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION  
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*“3.—(1) Only fuel of a type specified in the environmental permit may be combusted in the boilers of the authorised development.*

*(2) Except for purposes of the start-up or support firing of a boiler, only waste derived fuel may be combusted in the boilers of the authorised development.”*

Article 2(1) of the 2015 Order defines “waste derived fuel” as “fuel derived from (i) processed municipal solid waste, (ii) commercial and industrial waste or (iii) waste wood”.

The Development is also regulated by the Environment Agency (“**EA**”) under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the “**Permitting Regulations**”). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the “**EP**”).

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This NMC Application will not increase the permitted annual waste throughput consumed by the Development, which will continue to be limited to 725,000 tonnes per annum. The waste derived fuel delivery and unloading operations will also remain unchanged, with no changes to the type, number or character of vehicle movements required to service the Development and import the fuel.

Most of the operational procedures will continue to be implemented as at present. The key process change will comprise additional mixing of the fuel within the storage bunker prior to being fed to the combustion process to improve and maintain the homogeneity of the fuel. However, additional equipment is not required to be installed and no physical change is required to any aspect of the Development as already consented.

As the throughput and nature of the fuel used at the Development will remain unchanged, the emissions to air, water and land will remain unchanged, as will the current permitted emission limit values in the EP. Therefore, additional emissions abatement measures are not required to be installed.

Monitoring of emissions will continue to be undertaken in accordance with the EP and the odour management plan for the Development has been reviewed to ensure any potential additional odour impacts from the mixed municipal waste will be managed appropriately.

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**ENFINIUM LIMITED**

BY POST

Your Ref  
Our Ref: 681133.07015

Wakefield Metropolitan District Council  
Wakefield One  
Burton Street  
Wakefield  
WF1 2EB

DDI [REDACTED]

E [REDACTED]@pinsentmasons.com

19 December 2024

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING  
DEVELOPMENT CONSENT ORDER:**

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We act for the Applicant in relation to the NMC Application.

**The proposed non-material change**

The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the "**Development**"). The Amended Order authorised the

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55 Colmore Row Birmingham B3 2FG

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Development subject to Requirements, including Requirement 3 which sets out the permitted fuel sources which may be combusted.

As explained in the enclosed documents, the Development is regulated by the Environment Agency (“**EA**”) under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the “**Permitting Regulations**”). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the “**EP**”).

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Before a decision can be made by the Secretary of State, the Applicant must consult with various persons in accordance with the requirements of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (the “**2011 Regulations**”).

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Yours faithfully

**Pinsent Masons LLP**

On behalf of  
**ENFINIUM LIMITED**  
123 Victoria Street  
London  
SW1E 6DE

*This letter has been electronically generated and is not signed.*

Enclosures:

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**ENFINIUM LIMITED**

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North Yorkshire Council  
County Hall  
Northallerton  
DL7 8AD

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E [REDACTED]@pinsentmasons.com

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**ENFINIUM LIMITED**



BY POST

Your Ref  
Our Ref: 681133.07015

The Canal and River Trust  
Fearn's Wharf  
Neptune Street  
Leeds  
LS9 8PB

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E [REDACTED]@pinsentmasons.com

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Development subject to Requirements, including Requirement 3 which sets out the permitted fuel sources which may be combusted.

As explained in the enclosed documents, the Development is regulated by the Environment Agency (“**EA**”) under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the “**Permitting Regulations**”). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the “**EP**”).

Schedule 2 of the EP outlines the waste types, raw materials and fuels permitted to be used for the purposes of combustion in the Development. These include waste class EWC 20 03 01 (mixed municipal waste), which includes household waste and similar commercial, industrial and institutional wastes – sometimes referred to as ‘black bag’ waste.

The NMC Application seeks to make a non-material change to the Amended Order in order to clarify that the acceptance from local authorities of mixed municipal waste constitutes a permitted waste derived fuel for the purposes of Requirement 3 of the Amended Order, to reflect the fact that this category of waste has been authorised by the EA under the EP.

It is not anticipated that the change sought through the NMC Application will give rise to any material changes in environmental effects compared to those reported in the environmental statement which accompanied the original consent for the Development, including in relation to transport, water resources and flood risk, ground conditions, archaeology and cultural heritage, nor will there be any impact on the Canal & River Trust’s assets.

## **Consultation**

Before a decision can be made by the Secretary of State, the Applicant must consult with various persons in accordance with the requirements of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (the “**2011 Regulations**”).

On 23 October 2024 the Secretary of State issued a notice under Regulation 7(3) of the 2011 Regulations. That notice identified you as a consultee for the purposes of Regulation 7(2) of the 2011 Regulations.

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Yours faithfully

**Pinsent Masons LLP**

On behalf of  
**ENFINIUM LIMITED**  
123 Victoria Street  
London  
SW1E 6DE

*This letter has been electronically generated and is not signed.*

Enclosures:

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**ENFINIUM LIMITED**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE  
PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS)  
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The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the “**Development**”).

The Amended Order authorised the Development subject to Requirements, set out in Schedule 2 to the Amended Order. These include Requirement 3 which provides that:

*“3.—(1) Only fuel of a type specified in the environmental permit may be combusted in the boilers of the authorised development.*

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Article 2(1) of the 2015 Order defines “waste derived fuel” as “fuel derived from (i) processed municipal solid waste, (ii) commercial and industrial waste or (iii) waste wood”.

The Development is also regulated by the Environment Agency (“**EA**”) under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the “**Permitting Regulations**”). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the “**EP**”).

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The NMC Application seeks to make a non-material change to the Amended Order in order to clarify that the acceptance from local authorities of mixed municipal waste constitutes a permitted waste derived fuel for the purposes of Requirement 3(2), to reflect the fact that this type of waste has been authorised by the EA under the EP.

This NMC Application will not increase the permitted annual waste throughput consumed by the Development, which will continue to be limited to 725,000 tonnes per annum. The waste derived fuel delivery and unloading operations will also remain unchanged, with no changes to the type, number or character of vehicle movements required to service the Development and import the fuel.

Most of the operational procedures will continue to be implemented as at present. The key process change will comprise additional mixing of the fuel within the storage bunker prior to being fed to the combustion process to improve and maintain the homogeneity of the fuel. However, additional equipment is not required to be installed and no physical change is required to any aspect of the Development as already consented.

As the throughput and nature of the fuel used at the Development will remain unchanged, the emissions to air, water and land will remain unchanged, as will the current permitted emission limit values in the EP. Therefore, additional emissions abatement measures are not required to be installed.

Monitoring of emissions will continue to be undertaken in accordance with the EP and the odour management plan for the Development has been reviewed to ensure any potential additional odour impacts from the mixed municipal waste will be managed appropriately.

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**ENFINIUM LIMITED**

BY POST

Your Ref  
Our Ref: 681133.07015

West Yorkshire Fire and Rescue Service  
Oakroyd Hall  
Bradford Road  
Birkenshaw  
West Yorkshire  
BD11 2DY

DDI [REDACTED]  
E [REDACTED]@pinsentmasons.com

19 December 2024

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**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS  
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Knottingley, West Yorkshire (the “**Development**”). The Amended Order authorised the Development subject to Requirements, including Requirement 3 which sets out the permitted fuel sources which may be combusted.

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**ENFINIUM LIMITED**

BY POST

Your Ref  
Our Ref: 681133.07015

Yorkshire Wildlife Trust  
1 St. George's Place  
York  
YO24 1GN

DDI [REDACTED]

E [REDACTED]@pinsentmasons.com

19 December 2024

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**ENFINIUM LIMITED**

BY POST

Your Ref  
Our Ref: 681133.07015

West Yorkshire Ecology Service  
West Yorkshire Joint Services  
Nepshaw Lane South  
Morley  
LS27 7JQ

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E [REDACTED]@pinsentmasons.com

19 December 2024

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER:**

**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS CORRECTED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018 (SI 2018/1016)**

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We act for the Applicant in relation to the NMC Application.

**The proposed non-material change**

The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the "**Development**"). The Amended Order authorised the

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Development subject to Requirements, including Requirement 3 which sets out the permitted fuel sources which may be combusted.

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Yours faithfully

**Pinsent Masons LLP**

On behalf of  
**ENFINIUM LIMITED**  
123 Victoria Street  
London  
SW1E 6DE

*This letter has been electronically generated and is not signed.*

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**ENFINIUM LIMITED**

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Natural England  
Foss House  
Kings Pool  
1-2 Peasholme Green  
York  
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SW1E 6DE

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**ENFINIUM LIMITED**

BY POST

Your Ref  
Our Ref: 681133.07015

UK Health Security Agency  
Yorkshire and the Humber HPT  
Blenheim House  
West One  
Duncombe Street  
Leeds  
LS1 4PL

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E [REDACTED]@pinsentmasons.com

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The NMC Application seeks to make a non-material change to the Amended Order in order to clarify that the acceptance from local authorities of mixed municipal waste constitutes a permitted waste derived fuel for the purposes of Requirement 3 of the Amended Order, to reflect the fact that this category of waste has been authorised by the EA under the EP.

It is not anticipated that the change sought through the NMC Application will give rise to any material changes in environmental effects compared to those reported in the environmental statement which accompanied the original consent for the Development, including in relation to health impacts and emergency management.

## **Consultation**

Before a decision can be made by the Secretary of State, the Applicant must consult with various persons in accordance with the requirements of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (the “**2011 Regulations**”).

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Please quote reference **EN010061** on any correspondence.

As set out in the enclosed documents, the consultation ends on **Friday 21 February 2025**. Therefore, the deadline for receipt of your views about the application is **11:59pm** on that date.



Yours faithfully

**Pinsent Masons LLP**

On behalf of  
**ENFINIUM LIMITED**  
123 Victoria Street  
London  
SW1E 6DE

*This letter has been electronically generated and is not signed.*

Enclosures:

- (i) Copy of application documents submitted to the Secretary of State

**ENFINIUM LIMITED**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE  
PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS)  
REGULATIONS 2011**

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING  
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**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS  
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2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION  
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Notice is hereby given that an application has been made by Enfinium Limited (company number 07593865) of 123 Victoria Street, London, England, SW1E 6DE (the “**Applicant**”) to the Secretary of State for Energy Security and Net Zero to make a non-material change to **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015** (as corrected by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016** and as amended by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018**) (the “**Amended Order**”) under the Planning Act 2008 (the “**NMC Application**”).

The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the “**Development**”).

The Amended Order authorised the Development subject to Requirements, set out in Schedule 2 to the Amended Order. These include Requirement 3 which provides that:

*“3.—(1) Only fuel of a type specified in the environmental permit may be combusted in the boilers of the authorised development.*

*(2) Except for purposes of the start-up or support firing of a boiler, only waste derived fuel may be combusted in the boilers of the authorised development.”*

Article 2(1) of the 2015 Order defines “waste derived fuel” as “fuel derived from (i) processed municipal solid waste, (ii) commercial and industrial waste or (iii) waste wood”.

The Development is also regulated by the Environment Agency (“**EA**”) under the Environmental Permitting (England and Wales) Regulations 2016 (as amended) (the “**Permitting Regulations**”). An environmental permit has been granted by the EA under the Permitting Regulations (reference EPR/XP3833DK) (the “**EP**”).

Schedule 2 of the EP outlines the waste types, raw materials and fuels permitted to be used for the purposes of combustion in the Development. These include waste class EWC 20 03 01 (mixed municipal waste), which includes household waste and similar commercial, industrial and institutional wastes – sometimes referred to as ‘black bag’ waste. This category of waste is therefore authorised for the purposes of Requirement 3(1) of the Amended Order.

The NMC Application seeks to make a non-material change to the Amended Order in order to clarify that the acceptance from local authorities of mixed municipal waste constitutes a permitted waste derived fuel for the purposes of Requirement 3(2), to reflect the fact that this type of waste has been authorised by the EA under the EP.

This NMC Application will not increase the permitted annual waste throughput consumed by the Development, which will continue to be limited to 725,000 tonnes per annum. The waste derived fuel delivery and unloading operations will also remain unchanged, with no changes to the type, number or character of vehicle movements required to service the Development and import the fuel.

Most of the operational procedures will continue to be implemented as at present. The key process change will comprise additional mixing of the fuel within the storage bunker prior to being fed to the combustion process to improve and maintain the homogeneity of the fuel. However, additional equipment is not required to be installed and no physical change is required to any aspect of the Development as already consented.

As the throughput and nature of the fuel used at the Development will remain unchanged, the emissions to air, water and land will remain unchanged, as will the current permitted emission limit values in the EP. Therefore, additional emissions abatement measures are not required to be installed.

Monitoring of emissions will continue to be undertaken in accordance with the EP and the odour management plan for the Development has been reviewed to ensure any potential additional odour impacts from the mixed municipal waste will be managed appropriately.

A copy of the NMC Application and its accompanying documents are available for inspection, free of charge, via the project page on The Planning Inspectorate's National Infrastructure Planning website at:

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**ENFINIUM LIMITED**

BY POST

Your Ref  
Our Ref: 681133.07015

The Health and Safety Executive  
Second Floor  
7 & 8 Wellington Place  
Leeds  
LS1 4AP

DDI [REDACTED]

E [REDACTED] l@pinsentmasons.com

19 December 2024

**NOTICE OF APPLICATION TO MAKE A NON-MATERIAL CHANGE TO THE FOLLOWING DEVELOPMENT CONSENT ORDER:**

**THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015 (SI 2015/1832) AS CORRECTED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016 (SI 2016/737) AND AS AMENDED BY THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018 (SI 2018/1016)**

**SECTION 153 OF THE PLANNING ACT 2008 AND REGULATION 6 OF THE INFRASTRUCTURE PLANNING (CHANGES TO, AND REVOCATION OF, DEVELOPMENT CONSENT ORDERS) REGULATIONS 2011**

Dear Sirs

We are writing to you in relation to an application that has been made by Enfinium Limited (company number 07593865) of 123 Victoria Street, London, England, SW1E 6DE (the "**Applicant**") to the Secretary of State for Energy Security and Net Zero to make a non-material change to **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION ORDER 2015** (as corrected by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (CORRECTION) ORDER 2016** and as amended by **THE FERRYBRIDGE MULTIFUEL 2 POWER STATION (AMENDMENT) ORDER 2018**) (the "**Amended Order**") under the Planning Act 2008 (the "**NMC Application**").

We act for the Applicant in relation to the NMC Application.

**The proposed non-material change**

The Amended Order granted development consent for the construction and operation of a multifuel power station with a generating capacity of up to 90 MWe, fuelled by waste derived fuels from various sources, on land at the existing Ferrybridge Power Station site, north-west of Knottingley, West Yorkshire (the "**Development**"). The Amended Order authorised the

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Development subject to Requirements, including Requirement 3 which sets out the permitted fuel sources which may be combusted.

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It is not anticipated that the change sought through the NMC Application will give rise to any material changes in environmental effects compared to those reported in the environmental statement which accompanied the original consent for the Development, including in relation to workplace health and safety, land use, on-site operations and emergency management.

## **Consultation**

Before a decision can be made by the Secretary of State, the Applicant must consult with various persons in accordance with the requirements of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (the “**2011 Regulations**”).

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On behalf of  
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