

2025 No. 000

INFRASTRUCTURE PLANNING

**The Ferrybridge Multifuel 2 Power Station (Amendment) Order
2025**

Made - - - - *25th April 2025*

Coming into force - - *28th April 2025*

An application has been made, under paragraph 2 of Schedule 6 to the Planning Act 2008^(a), to the Secretary of State in accordance with the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011^(b) for a non-material change to the Ferrybridge Multifuel 2 Power Station Order 2015 (“the 2015 Order”)^(c).

The Secretary of State, having considered the application, together with the responses to the publicity and consultation required by regulations 6 and 7 of the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011, has decided to amend the 2015 Order.

Therefore, the Secretary of State, in exercise of the powers conferred by paragraph 2 of Schedule 6 of the Planning Act 2008, makes the following Order:

Citation and commencement

1. This Order may be cited as the Ferrybridge Multifuel 2 Power Station (Amendment) Order 2025 and comes into force on 28th April 2025.

Amendment to the Ferrybridge Multifuel 2 Power Station Order 2015

2. The 2015 Order is amended in accordance with article 3 of this Order.

3. In article 2(1) of the 2015 Order, after the definition of “planning authority” there is inserted—

““processed municipal solid waste” includes, for the purposes of this Order, waste falling within class 20 03 01 of the Annex to Commission Decision 2000/532/EC [2000] OJ L226/3 as amended by Commission Decision 2001/118/EC [2001] OJ L47/1, Commission Decision 2001/119/EC [2001] OJ L47/32, Council Decision 2001/573/EC [2001] OJ L203/18 and Commission Decision 2014/955/EU [2014] OJ L370/44.”.

(a) 2008 c. 29. Paragraph 2 of Schedule 6 was amended by paragraph 4 of Schedule 8 to the Marine and Coastal Access Act 2009 (c. 23), by paragraphs 1 and 72 of Schedule 13 to the Localism Act 2011 (c. 20), and by section 28 of the Infrastructure Act 2015 (c. 7). There are other amendments to the Act that are not relevant to this Order.

(b) S.I. 2011/2055. Regulations 6 and 7 were both amended by S.I. 2012/635 and S.I. 2015/760.

(c) S.I. 2015/1832, as amended by S.I. 2016/737 and S.I. 2018/1016.

Signed by authority of the Secretary of State for Energy Security and Net Zero

25th April 2025

Head of Energy Infrastructure Planning Delivery & Innovation
Department for Energy, Security and Net Zero

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Ferrybridge Multifuel 2 Power Station Order 2015 (“the 2015 Order”), a development consent order under the Planning Act 2008, which has previously been amended by the Ferrybridge Multifuel 2 Power Station (Correction) Order 2016 and the Ferrybridge Multifuel 2 Power Station (Amendment) Order 2018.

This Order follows an application under paragraph 2 of Schedule 6 to the Planning Act 2008 for a non-material change to clarify that mixed municipal waste can be treated as falling within the definition of processed municipal solid waste for the purposes of the 2015 Order.

This Order, in article 3, provides for the insertion of a new definition into article 2(1) of the 2015 Order to that effect.

The changes to the 2015 Order take effect from the date specified in this Order.