
STATUTORY INSTRUMENTS

2021 No. 173

INFRASTRUCTURE PLANNING

The Wheelabrator Kemsley K3 Generating Station Order 2021

Made - - - - 19th February 2021

Coming into force 15th March 2021

**THE WHEELABRATOR KEMSLEY K3
GENERATING STATION ORDER 2021**

PART 1

PRELIMINARY

1. Citation and commencement
2. Interpretation

PART 2

PRINCIPAL POWERS

3. Development consent etc. granted by the Order
4. Effect of the Order on the K3 Sustainable Energy Plant Planning Permission
5. Authorisation of the operation of the authorised development
6. Power to maintain authorised development
7. Benefit of the Order
8. Consent to transfer benefit of the Order

PART 3

SUPPLEMENTARY POWERS

9. Access to works
10. Discharge of water
11. Authority to survey and investigate the land
12. Felling or lopping of trees

PART 4

MISCELLANEOUS AND GENERAL

13. Defence to proceedings in respect of statutory nuisance

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

14. Application of landlord and tenant law
15. Operational land for purposes of the 1990 Act
16. Certification of plans etc
17. Arbitration
18. Procedure in relation to certain approvals
19. Service of notices
- Signature

SCHEDULES

SCHEDULE 1 — AUTHORISED DEVELOPMENT

Associated development

SCHEDULE 2 — REQUIREMENTS

1. Interpretation
 - PART 1 — REQUIREMENTS
 2. Commencement of the authorised development
 3. Notice of commissioning
 4. Decommissioning
 5. Fuel storage
 6. Rail and water transportation strategy
 7. Amendments to approved plans, etc.
 8. Works in the vicinity of gas apparatus
 9. Approved details
 10. Operational traffic and travel plans
 11. Trees
 12. Surface water drainage
 13. Combined heat and power
 - Part 2 — K3 GENERATING STATION APPROVED PLANS AND DOCUMENTS

SCHEDULE 3 — PROCEDURE FOR DISCHARGE OF REQUIREMENTS

1. Application of this Schedule
2. Decision Period
3. Further information
4. Fees
5. Appeal to the Secretary of State (procedure)
6. Appeal to the Secretary of State (powers of the appointed person)
7. Appeal to the Secretary of State (supplementary)

Explanatory Note