STATUTORY INSTRUMENTS

2025 No. 762

ELECTRICITY

The Electricity Act 1989 (Requirement of Consent for Solar Generating Stations) (England) Order 2025

Made - - - -	*9th June 2025*
Laid before Parliament	*27th June 2025*
Coming into force - -	*31st December 2025*

The Secretary of State makes this Order in exercise of the powers conferred by section 36(2)(**a**) and (3) and section 111(2) of the Electricity Act 1989(**b**).

Citation, commencement and extent

1.—(1) This Order may be cited as the Electricity Act 1989 (Requirement of Consent for Solar Generating Stations) (England) Order 2025 and comes into force on 31st December 2025.

(2) This Order extends to England and Wales.

Modification of section 36 of the Electricity Act 1989

2. In the case of a generating station which generates electricity directly from sunlight and is situated in England, section 36(2)(a) of the Electricity Act 1989 has effect as if for "50 megawatts" there were substituted "100 megawatts".

Michael Shanks
Parliamentary Under-Secretary of State
Department for Energy Security and Net Zero

9th June 2025

(**a**) As amended by section 39(9) Wales Act 2017.
(**b**) 1989 c. 29.

EXPLANATORY NOTE

(This note is not part of the Order)

Section 36 of the Electricity Act 1989 (c. 29) provides that a generating station with a capacity of more than 50 megawatts ("the permitted capacity") shall not be constructed, extended or operated except in accordance with a consent granted by the Secretary of State.

Section 36 allows the Secretary of State to alter the permitted capacity by making an Order.

This Order increases the permitted capacity for generating stations which generate electricity directly from sunlight, from the permitted capacity to 100 megawatts.

A full impact assessment of the effect that this instrument will have on the costs of business, the voluntary sector and the public sector has been conducted and will be published separately.

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