STATUTORY INSTRUMENTS

2026 No. 445

INFRASTRUCTURE PLANNING

The North Killingholme (Generating Station) (Amendment) Order 2026

Made - - - -	*2nd April 2026*
Coming into force	*3rd April 2026*

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**) ("the 2011 Regulations") for non-material changes to the North Killingholme (Generating Station) Order 2014(**c**).

The Secretary of State, having considered the application, the responses to the publicity and consultation required by regulations 6 and of the 2011 Regulations, has decided to make the changes on terms that in the opinion of the Secretary of State are not materially different from those proposed in the application.

Accordingly, the Secretary of State, in exercise of the powers conferred by paragraphs 2(1) and (9) of Schedule 6 to the Planning Act 2008, makes the following Order.

Citation and commencement

1. This Order may be cited as the North Killingholme (Generating Station) (Amendment) Order 2026 and comes into force on 3rd April 2026.

Amendment to the 2014 Order

2. The North Killingholme (Generating Station) Order 2014 is amended as follows.

Amendment to Article 2(1) (Interpretation)

3. In article 2(1), in the definition of "the works plans", after "in accordance with article 34A(1A)" insert ", and as further supplemented by the works plan dated 16th July 2025 and certified by the Secretary of State in accordance with article 34(1B)".

(**a**) 2008 c. 29. Paragraph 2 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 and Part 20 of Schedule 25 to the Localism Act 2011 (c. 20), and by section 28 of the Infrastructure Act 2015 (c. 7).

(**b**) S.I. 2011/2055, as amended by S.I. 2012/635 and S.I. 2015/760. There are other amending instruments but none are relevant.

(**c**) S.I. 2014/2434, as amended by S.I. 2015/1829 and S.I. 2021/1055.

Amendments to Article 34 (Certification of plans, etc.)

4. After paragraph (1A) insert—

"(1B) The undertaker shall, as soon as practicable after the coming into force of the North Killingholme (Generating Station) (Amendment) Order 2026, submit to the Secretary of State copies of—

(a) the works plan dated 16th July 2025 that was submitted with the application dated 31st July 2025 for a non-material change to this Order under paragraph 2 of Schedule 6 to the 2008 Act; and

(b) the feasibility study dated 21st July 2025 (North Killingholme (Generating Station) Order – Non-Material Change Application 2025 Carbon Capture Readiness Compliance),

for certification that they are true copies of the plans or documents referred to in this Order. ".

Amendments to Part 1 (Authorised development) of Schedule 1 (Authorised development)

5.—(1) Part 1 (Authorised development) of Schedule 1 (Authorised development) is amended as follows.

(2) In the first paragraph, for "470 MWe" substitute "550 MWe".

(3) In Work No. 1—

(a) after paragraph (n), omit "and";

(b) after paragraph (o), for ";" substitute "; and";

(c) after paragraph (o) insert—

"(p) an auxiliary boiler and associated stack;".

Amendments to Part 2 (Building heights) of Schedule 1 (Authorised development)

6. In Part 2 (Building heights) of Schedule 1 (Authorised development), omit the table and substitute it with the following table—

(1)	*(2)*
Building	*Height (metres) above ordnance datum*
Heat recovery steam generator	47
Turbine hall	35
Main stack	85
Hybrid cooling tower (bank 1)	28
Hybrid cooling tower (bank 2)	28
Administration building	17
Warehouse	25
Water treatment plant	13
Break tank	22
Gas insulated switchgear building	17
Covered fuel storage	40
Biomass storage silos	50
Limestone storage silos	50
Gasifier, including fuel preparation facility	70
Air separation unit	50
Oxygen storage tank	25
Acid gas removal	65
Wastewater treatment plant	25
Electrical switching station 1	25

Electrical switching station 2	15
Electrical switching station 3	15
Flare stack	140
Auxiliary boiler and stack	15

Amendments to Part 3 (Requirements) of Schedule 1 (Authorised development)

7.—(1) Part 3 (Requirements) of Schedule 1 (Authorised development) is amended as follows.

(2) In paragraph 1—

(a) in the definition of "designated site", for ""Post Combustion CCS Area"" substitute "Land Reserved for carbon capture readiness compliance"";

(b) after the definition of "operations area" insert—

""overlap areas" means the areas of Work No. 1 shown cross hatched green on the works plans;"; and

(c) omit the definition of "post-combustion CCS proposal" and substitute—

""post-combustion CCS proposal" means the CCS proposal not including Work No. 2a set out in the feasibility study dated 21 July 2025 (North Killingholme (Generating Station) Order – Non-Material Change Application 2025 Carbon Capture Readiness Compliance) certified by the Secretary of State for the purposes of this Order;".

(3) After paragraph 52, insert—

"Work No. 1

53. Work Nos. 1(a), 1(b), 1(c), 1(d), 1(e) and 1(p) must not be carried out within the overlap areas.".

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

John Wheadon
Head of Energy Infrastructure Planning Delivery
Department for Energy Security and Net Zero

2nd April 2026

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the North Killingholme (Generating Station) Order 2014 (the "the 2014 Order"), a development consent order under the Planning Act 2008, following an application made in accordance with the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 for a non-material amendment under paragraph 2 of Schedule 6 to the Planning Act 2008. This Order amends the 2014 Order to provide for an alternative designated site for the delivery carbon capture and storage technology; to make amendments to the maximum generating capacity of the generating station and to make minor changes to the building height parameters comprising Work No. 1.

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