STATUTORY INSTRUMENTS

2026 No. 12

INFRASTRUCTURE PLANNING

The Port of Tilbury (Expansion) (Correction) Order 2026

Made - - - -	*8th January 2026*
Coming into force - -	*9th January 2026*

The Port of Tilbury (Expansion) Order 2019(**a**) ("the Port of Tilbury Order"), which granted development consent within the meaning of the Planning Act 2008(**b**) ("the Act") contained correctable errors within the meaning of paragraph 1(3) of Schedule 4 to the Act(**c**).

In accordance with paragraph 1(5)(a) of Schedule 4 to the Act, before the end of the relevant period as defined in paragraph 1(6)(a) of Schedule 4 to the Act, the Secretary of State received a request in writing from the applicant(**d**) for the correction of errors in the Port of Tilbury Order.

In accordance with paragraph 1(7) of Schedule 4 to the Act the Secretary of State informed the relevant local planning authority for the area in which the land to which the Port of Tilbury Order relates is situated that the request has been received.

The Secretary of State, in exercise of the powers conferred by section 119 of, and paragraph 1(4) and (8) of Schedule 4 to, the Act, makes the following Order.

Citation and commencement

1. This Order may be cited as the Port of Tilbury (Expansion) (Correction) Order 2026 and comes into force on 9th January 2026.

Correction or original order

2.—(1) The Port of Tilbury (Expansion) Order 2019 is corrected as follows.

(2) In article 2(1) (interpretation)—

(a) in the definition of "authorised officer", before "Constable" insert "Police";

(b) omit the definition of "a Constable"; and

(c) after the definition of "the PLA Harbour Master" insert—

> ""a Police Constable" means any constable appointed by the Company under section 154(**e**) (appointment, etc., of constables) of the 1968 Act;".

(**a**) S.I. 2019/359.
(**b**) 2008 c. 29.
(**c**) Paragraph 1 of Schedule 4 was amended by section 128(2) of, and paragraphs 1 and 70 of Schedule 13 to, the Localism Act 2011 (c. 20). There are other amendments to paragraph 1 that are not relevant to this Order.
(**d**) The term "applicant" is defined in paragraph 4 of Schedule 4 to the Planning Act 2008.
(**e**) As amended by Part 1 of Schedule 6 to the Criminal Justice Act 1972 (c. 71).

(3) In article 3(13) (disapplication of legislation, etc.), in paragraph (b) of the definition of "existing structure", for "water intake" substitute "water outfall".

(4) In article 4 (application of enactments relating to the Port of Tilbury)—

(a) for paragraph (2)(a)(i) substitute—

"(i) section 5A(1)(**a**) (general duties and powers of the Company);"; and

(b) in paragraph (6)(d), in the new section 5AA(4)(**b**) (company's functions subordinate to Port Authority's functions) to be treated as if inserted, for "company" substitute "Company".

(5) In article 12(1) (permanent stopping up and restriction of use of highways and private means of access), for "permanent stopping up of highways and private means of access", substitute "permanent stopping up of, and provision of, new highways and private means of access".

(6) In article 41(3) (maintenance of the authorised development and operation of the Company's harbour undertaking) after "different" insert "significant".

(7) In paragraph 11 of Schedule 2 (requirements)—

(a) for "constructed and operated" substitute "constructed and/or operated"; and

(b) omit paragraph (b).

(8) In Schedule 4, for the heading substitute "PERMANENT STOPPING UP OF, AND PROVISION OF, NEW HIGHWAYS AND PRIVATE MEANS OF ACCESS".

Signed by authority of the Secretary of State for Transport

Natasha Kopala
Head of the Transport and Works Act Orders Unit
Department for Transport

8th January 2026

EXPLANATORY NOTE

(This note is not part of the Order)

This Order corrects errors and omissions in the Port of Tilbury (Expansion) Order 2019 (S.I. 2019/359), which granted development consent under the Planning Act 2008, following a written request made under paragraph 1(5)(a) of Schedule 4 to that Act.

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(**a**) As treated as inserted by paragraph 6 of Schedule 4 to the Port of Tilbury Transfer Scheme 1991 Confirmation Order 1992 (S.I. 1992/284).

(**b**) As treated as inserted by paragraph 6 of Schedule 4 to the Port of Tilbury Transfer Scheme 1991 Confirmation Order 1992.

£6.40

http://www.legislation.gov.uk/id/uksi/2026/12

ISBN 978-0-34-827828-6

