



Statutory Document No: 401/01

THE TOWN AND COUNTRY PLANNING ACTS 1934 TO 1991

THE BRADDAN (MIDDLE FARM) PLANNING SCHEME  
(AMENDMENT)(No.2) ORDER 2001

*Approved by Tynwald*

*11<sup>th</sup> July 2001*

*Coming into operation*

*1<sup>st</sup> August 2001*

In exercise of the powers conferred on the Department of Local Government and the Environment by sections 6 and 6A of the Town and Country Planning Act 1934<sup>1</sup>, and of all other enabling powers, and after complying with the requirements of the Town and Country Planning (Order Procedure) Regulations 1996<sup>2</sup>, the following Order is hereby made:-

**Citation and commencement**

1. This Order may be cited as the Braddan (Middle Farm) Planning Scheme (Amendment) (No. 2) Order 2001 and, subject to section 14 of the Town and Country Planning Act 1934, shall come into operation on the 1<sup>st</sup> August 2001.

**Amendment of 1998 Order**

2. (1) Schedule 2 (conditions) of the Braddan (Middle Farm) Planning Scheme Order 1998<sup>3</sup> is amended as follows.
- (2) In paragraph 1, at the appropriate places in alphabetical order insert –
- ""best available techniques" has the same meaning as in the Pollution Prevention and Control (England and Wales) Regulations 2000<sup>4</sup>; "
- ""controlled waste" has the same meaning as in Part IV of the Public Health Act 1990<sup>5</sup>, but includes waste from premises used for agriculture within the meaning of the Agricultural Holdings Act 1969<sup>6</sup>;"

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<sup>1</sup>XIV p.163

<sup>2</sup>SD 546/96

<sup>3</sup>SD 537/98

<sup>4</sup>SI 2000/1973

<sup>5</sup>1990 c.10

<sup>6</sup>XXI p.134

MADE 19<sup>th</sup> June 2001

Signed by authority of the Minister for Local Government and the Environment

*J. A. Brown*  
J. A. Brown, MHK

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EXPLANATORY NOTE

*(This note is not part of the Order)*

The Braddan (Middle Farm) Planning Scheme Order 1998 (SD 537/98) grants planning approval for an incinerator at Middle Farm, Braddan, subject to conditions. This Order varies the conditions as follows:

- (i) the emission of steam outside the first 15 minutes after start-up is permitted, but the operator is required to use the best available techniques to minimise a visible plume;
- (ii) the limit of 60,000 tonnes of household and commercial waste per annum which the plant may process is also to include industrial waste;
- (iii) no "special waste" (as defined) may be processed;
- (iv) the limit of 2,000 tonnes of animal waste per annum which it may process is increased to 4,500 tonnes.

The Order revokes the Braddan (Middle Farm) Planning Scheme (Amendment) Order 2001 (SD 266/01), which was not submitted to Tynwald for approval as certain procedural requirements had not been complied with.