

## Reissuing of Variation Notice

### Varying the appointments of South East Water Limited and Severn Trent Services (Water and Sewerage) Limited as water undertakers

On 17 October 2019, we [granted a variation to the appointments](#) of South East Water Limited (“**South East Water**”), and Severn Trent Services (Water and Sewerage) Limited (“**Severn Trent Services**”, trading as Severn Trent Connect), as water undertakers. This variation was granted in respect of a site in Basingstoke called Aurum Green (“**the Site**”), following [consultation](#) from 23 July 2019 to 2 August 2019.

On 30 November 2021, we reissued the original variation notice in respect of the above variation to reflect the termination of Severn Trent Services' appointment as a water undertaker as it no longer serves any sites for water.

This notice gives our reasons for reissuing the variation notice.

On 12 May 2019 South East Water applied for a variation to include the Site in its water supply area under 7(4)(a) of the Water Industry Act 1991. The Site was the only site in Severn Trent Services' water supply area. Following statutory consultation, we [varied](#) the appointment of South East Water on 17 October 2019 to include the Site in its water supply area and consequently exclude it from Severn Trent Services' water supply area. Once the Site was included in South East Water's water supply area, Severn Trent Services' appointment as a water undertaker terminated as it no longer served any sites for water.

As a result of a recent review of the appointments for water and sewerage undertakers, it has come to our attention that at the time the above variation was made, the variation notice did not clearly reflect the termination of Severn Trent Services' appointment for water.

On 30 November 2021, we reissued the 2019 variation notice for the Site to correct the error and clearly reflect the termination of Severn Trent Services' appointment for water at the time the above variation was made. Ofwat consulted with Severn Trent Services and South East Water on this issue and no concerns were raised.

#### [Appendix: Re-issued variation and map](#)

**WATER SERVICES REGULATION AUTHORITY**

**WATER INDUSTRY ACT 1991, SECTIONS 6 TO 9**

**Variation of the Appointments of South East Water Limited and Severn Trent Services (Water and Sewerage) Limited as Water Undertakers**

Made on 17 October 2019

Coming into effect on 18 October 2019

1. South East Water Limited ("South East Water"), and Severn Trent Services (Water and Sewerage) Limited ("Severn Trent Services", trading as Severn Trent Connect) hold Appointments as water undertakers for their respective areas ("the Appointments").<sup>1</sup> The areas to which the Appointments of South East Water and Severn Trent Services as water undertakers relate ("Water Supply Area") are set out in their Instruments of Appointment.
2. The site called Aurum Green, Basingstoke which is shown edged in red on the plan attached to this variation ("the Site") is within Severn Trent Services' Water Supply Area. The Site is being developed by PAL Properties Limited (trading as Carter Backer Winter LLP).
3. South East Water has applied under section 7(4)(a) of the Water Industry Act 1991 ("the Act") for a variation of its Appointment as a water undertaker to include the Site and for a consequential variation of Severn Trent Services' Appointment to exclude the Site.
4. On 27 June 1995, the Secretary of State for the Environment and the Secretary of State for Wales acting jointly and pursuant to sections 6(1) and 7(2) of the Act authorised the Director General of Water Services<sup>2</sup> to make variations such as those contained in paragraph 5 below. After public consultation, as required by section 8 of the Act, the Water Services Regulation Authority has decided that it should grant South East Water's application.
5. Therefore, as provided by sections 7(2) and 7(4)(a) of the Act, and with the agreement of PAL Properties Limited, the Water Services Regulation Authority **varies**–

(a) the Appointment of South East Water as a water undertaker so that the Site is included in South East Water's Water Supply Area; and

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<sup>1</sup> South East Water's original Appointment as a water undertaker was made by the Secretary of State for the Environment under sections 11 and 14 of the Water Act 1989, now replaced by sections 6 and 11 of the Water Industry Act 1991. Severn Trent Services' original Appointment as a water undertaker was made by the Water Services Regulation Authority under sections 6 and 11 of the Water Industry Act 1991.

<sup>2</sup> With effect from 1 April 2006 the functions of the Director General of Water Services were transferred to the Water Services Regulation Authority in accordance with section 36 of, and Schedule 3 to, the Water Act 2003.

(b) the Appointment of Severn Trent Services as a water undertaker so that the Site is excluded from Severn Trent Services' Water Supply Area.

6. As a result of the variation set out in paragraph 5 above, Severn Trent Services' Appointment as a water undertaker will be terminated as it no longer serves any sites for water<sup>3</sup>.

**Signed for and on behalf of the Water Services Regulation Authority**



**Emma Kelso**

**Senior Director, Markets and Enforcement**

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<sup>3</sup> This variation notice has been re-issued on 30 November 2021 to reflect the termination of Severn Trent Services' Appointment as a water undertaker which came into effect on 18 October 2019.

# Map:

