

Variation of Independent Water Networks Limited's appointment to include Driffield Road, Kilham

On 12 October 2022, Ofwat began a [consultation](#) on a proposal to vary Independent Water Networks Limited's (“**Independent Water Networks**”) appointment to become the water provider for a development in Yorkshire Water Services Limited's (“**Yorkshire Water**”) water supply area called Driffield Road, Kilham, North Humberside (“**the Site**”). Details of the application and our assessment of it were set out in the consultation document.

We did not receive any representations during the consultation period. However, on 2 November 2022 Independent Water Networks notified us that it had provided an incorrect map for the Site, due to an existing premises within the boundary needing to be removed. Independent Water Networks has provided updated maps of the Site, and we notified our statutory consultees to ensure the change did not affect their views on the application. We received one response from the Consumer Council for Water advising the change had no impact on its view, and therefore raised no further comments or objections.

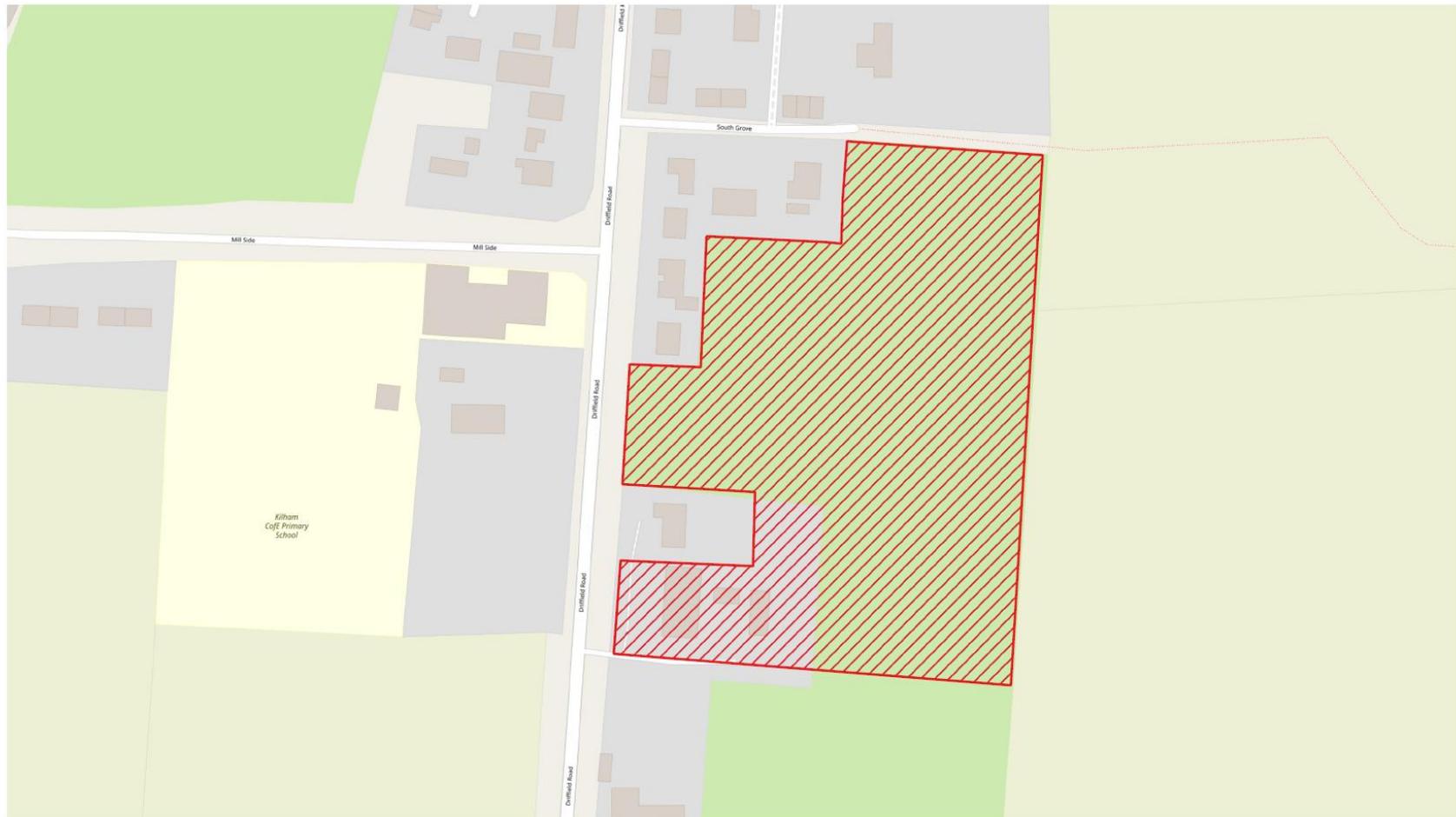
We will only make an appointment or variation if our assessment concludes that the application meets the criterion it has been made under; that customers or future customers on the site will be no worse off than if the site had been served by the existing appointee; and if the applicant will be able to finance the proper carrying out of its functions as a water and/or sewerage company. As set out in our consultation we are satisfied this is the case.

Having assessed Independent Water Networks' application and having received no responses to our consultation, we decided to grant a variation to Independent Water Networks' area of appointment to allow it to serve the Site for water services. This appointment became effective on 2 December 2022.

The Site map for the variation can be found in Section 1 of this document.

The Variation Notice legally making the variation can be found in Section 2 of this document.

1. Site Map



PLAN REFERRED TO IN THE VARIATION OF THE APPOINTMENTS OF INDEPENDENT WATER NETWORKS LIMITED AND YORKSHIRE WATER SERVICES LIMITED, AS WATER UNDERTAKERS, MADE BY THE WATER SERVICES REGULATION AUTHORITY ON ... 1 December 2022

ADDRESS: DRIFFIELD ROAD, KILHAM, DRIFFIELD, NORTH HUMBERSIDE, YO25 4SP
OS GRID REFERENCE: 506407, 464105

SCALE: 1:3000
DRAWN BY: SC
DATE: 02/11/2022

0 50 100 m



DRIFFIELD ROAD
INSET WATER MAP 1

2. Variation Notice

WATER SERVICES REGULATION AUTHORITY
WATER INDUSTRY ACT 1991, SECTIONS 6 TO 9

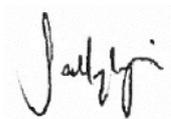
**Variation of the Appointments of Independent Water Networks Limited and Yorkshire Water
Services Limited as Water Undertakers**

Made on 1 December 2022

Coming into effect on 2 December 2022,

1. Independent Water Networks Limited, ("Independent Water Networks") and Yorkshire Water Services Limited ("Yorkshire Water") hold Appointments as water undertakers for their respective areas ("the Appointments").¹ The areas to which the Appointments of Independent Water Networks and Yorkshire Water as water undertakers relate ("Water Supply Area") are set out in their Instruments of Appointment.
2. The site called Drifffield Road, Kilham, which is shown edged in red on the plan attached to this variation, ("the Site") is within Yorkshire Water's Water Supply Area. The Site is being developed by ESH Construction Limited.
3. Independent Water Networks has applied under section 7(4)(b) 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 Yorkshire Water's 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 Services² 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 Independent Water Networks' application.
5. Therefore, as provided by sections 7(2) and 7(4)(b) of the Act, and with the agreement of ESH Construction Limited, the Water Services Regulation Authority **varies**–
 - (a) the Appointment of Independent Water Networks as a water undertaker so that the Site is included in Independent Water Networks' Water Supply Area; and
 - (b) the Appointment of Yorkshire Water as a water undertaker so that the Site is excluded from Yorkshire Water's Water Supply Area.

Signed for and on behalf of the Water Services Regulation Authority



Sally Irgin
Director of Enforcement