

Variation of Icosa Water Services Limited's appointment to include Carvers Lane, Breckland

On 24 November 2022, Ofwat began a [consultation](#) on a proposal to vary Icosa Water Services Limited's ("**Icosa Water**") appointment to become the water services provider for a development in Anglian Water Services Limited's ("**Anglian Water**") water supply area called Carvers Lane, Attleborough, Breckland, Norfolk ("**the Site**"). Details of the application and our assessment of it were set out in the consultation document.

The consultation ended on 30 December 2022. During the consultation period, we received a response from one organisation, which is summarised in Section 1 of this document.

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 company. As set out in our consultation we are satisfied this is the case. The response we received to the consultation has not changed that view.

The Site's area currently has planning permission for 91 premises. A local planning authority decision on a further planning application to add a further nine premises within the Site's boundary is due on 18 January 2023. This does not affect the financial viability of the Site because the incumbent tariffs do not have a 'number of connections' threshold and therefore revenues and costs are both calculated on a per connection basis. We are satisfied that the Site remains viable regardless of whether or not this further planning application is granted.

Having assessed Icosa Water's application and having taken account of the response we received to our consultation, we decided to grant a variation to Icosa Water's area of appointment to allow it to serve the Site for water services. This appointment became effective on 4 January 2023.

The Site Map for the variation can be found in Section 2 of this document.

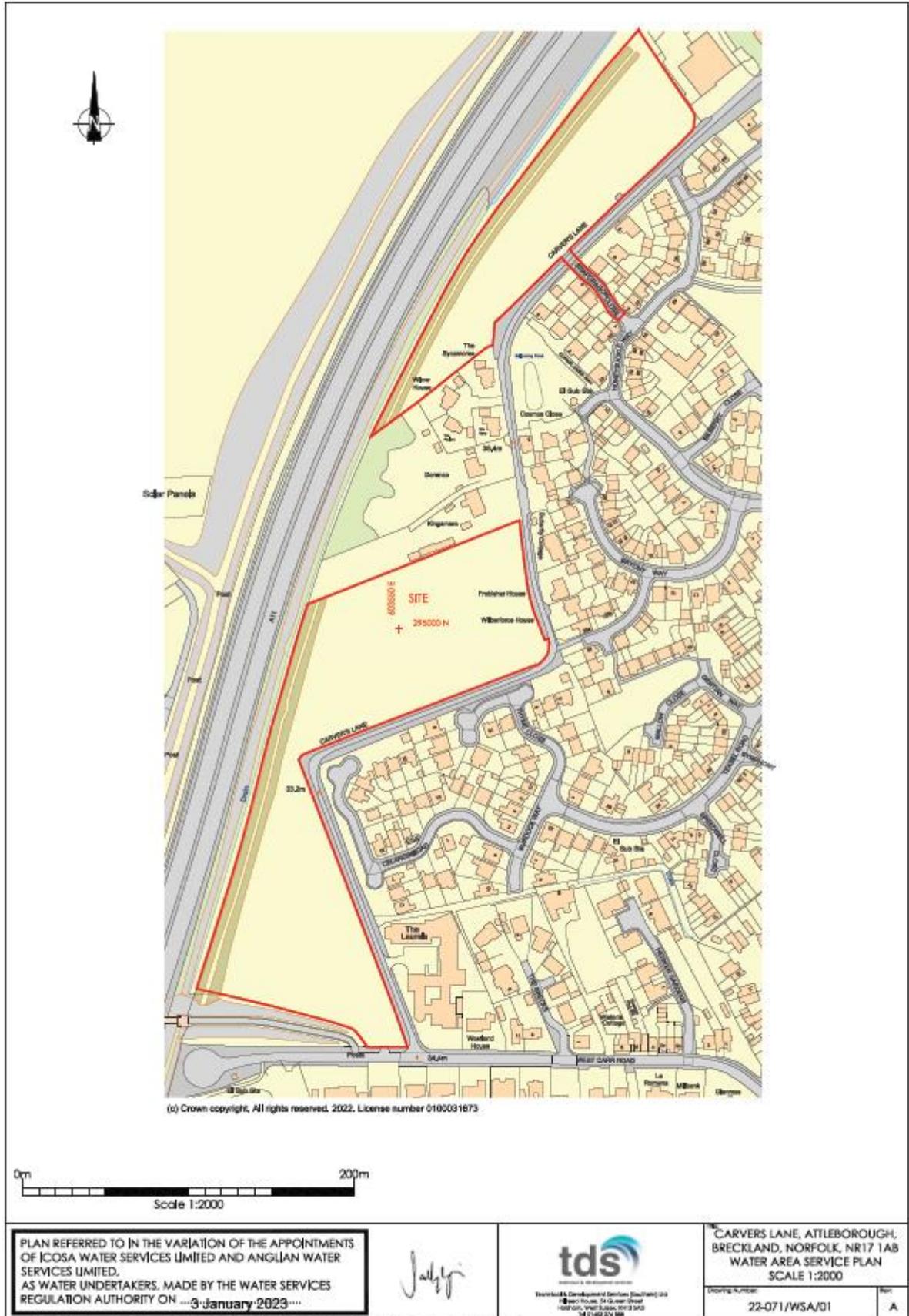
The Variation Notice legally making the variation can be found in Section 3 of this document.

1. Responses received to the consultation

We received a response to our consultation from one organisation, Breckland Council. We considered this response before making the decision to vary Icosa Water's appointment.

Breckland Council queried whether the source of water to serve the Site would be a private borehole or mains fed and whether the Site's foul water will flow to Anglian Water's sewer network. We explained that Icosa Water has applied to operate the water infrastructure on the Site via a bulk supply agreement from Anglian Water and that Icosa Water has not applied to operate the sewerage infrastructure on the Site. We did not receive a further response from Breckland Council.

2. Site Map



3. Variation Notice

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

**Variation of the Appointments of Icosa Water Services Limited and Anglian Water Services
Limited as Water Undertakers**

Made on 3 January 2023

Coming into effect on 4 January 2023

1. Icosa Water Services Limited ("Icosa Water") and Anglian Water Services Limited ("Anglian Water") hold Appointments as water undertakers for their respective areas ("the Appointments").¹ The areas to which the Appointments of Icosa Water and Anglian Water as water undertakers relate ("Water Supply Area") are set out in their Instruments of Appointment.
2. The site called Carvers Lane, Breckland, Norfolk, which is shown edged in red on the plan attached to this variation, ("the Site") is within Anglian Water's Water Supply Area. The Site is being developed by Places for People Developments Limited.
3. Icosa Water 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 Anglian 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 Icosa Water's application.
5. Therefore, as provided by sections 7(2) and 7(4)(b) of the Act, and with the agreement of Places for People Developments Limited, the Water Services Regulation Authority **varies**–

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

¹ Anglian 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. Icosa Water's original Appointment was made by the Water Services Regulation Authority under sections 6 and 11 of the Water Industry Act 1991.

² 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.

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

Signed for and on behalf of the Water Services Regulation Authority

A handwritten signature in black ink, appearing to read 'Sally Irgin', written in a cursive style.

**Sally Irgin
Director of Enforcement**