

Variation of Independent Water Networks Limited's appointment to include Ings Lane (Phase 4), Brough, North Humberside

On 18 January 2023, Ofwat began a [consultation](#) on a proposal to vary Independent Water Networks Limited's (“**Independent Water Networks**”) appointment to become the sewerage services provider for a development in Yorkshire Water Services Limited's (“**Yorkshire Water**”) sewerage services area called Ings Lane (Phase 4), Brough, North Humberside (“**the Site**”). Details of the application and our assessment of it were set out in the consultation document.

The consultation ended on 16 February 2023. During the consultation period, we did not receive any representations in response to the proposed variation.

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 sewerage company. As set out in our consultation we are satisfied this is the case.

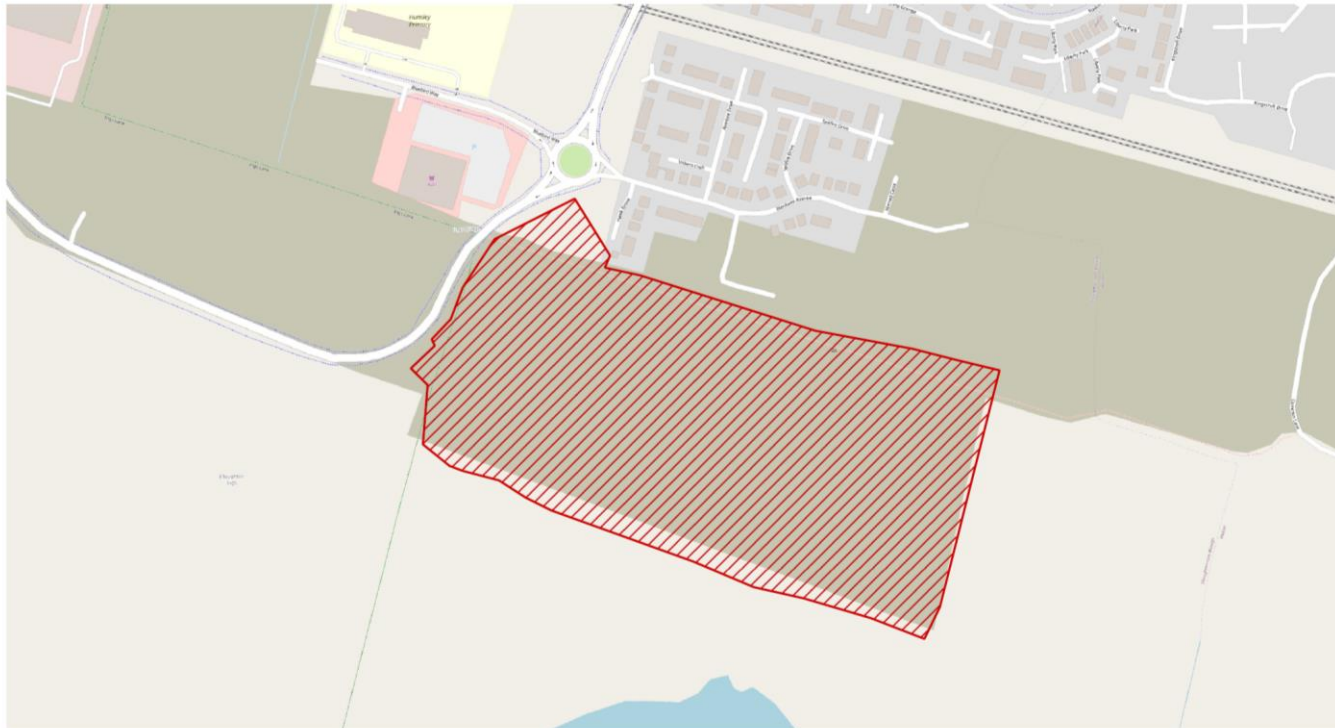
Having assessed Independent Water Networks' application and having received no responses to our consultation, we decided to grant a variation to Independent Water Networks' area of appointment to allow it to serve the Site for sewerage services. This appointment became effective on 23 February 2023.

The Site map for the variation can be found in Section 1 of this document. Please note, on 28 October 2018, we had granted the application for Ings Lane, Brough which was for a water services application; this application for Ings Lane (Phase 4), Brough is for a smaller area and for sewerage services only.

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

1. Site Map

Sewerage boundary



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

ADDRESS : INGS LANE (PHASE 4), BROUGH, NORTH HUMBERSIDE, HU15 1TZ
OS GRID REFERENCE: 494934, 425923

SCALE: 1:4000
DRAWN BY: SC
DATE: 10/10/2022

Laura Clayton
Dated: 23 February 2023

0 100 200 m



INGS LANE (PHASE 4)
INSET SEWERAGE 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 Sewerage Undertakers

Made on 22 February 2023

Coming into effect on 23 February 2023

1. Independent Water Networks Limited ("Independent Water Networks") and Yorkshire Water Services Limited ("Yorkshire Water") hold Appointments as sewerage undertakers for their respective areas ("the Appointments").¹ The areas to which the Appointments of Independent Water Networks and Yorkshire Water as sewerage undertakers relate ("Sewerage Services Area") are set out in their Instruments of Appointment.
2. The site called Ings Lane (Phase 4), Brough, North Humberside, which is shown edged in red on the plan attached to this variation, ("the Site") is within Yorkshire Water's Sewerage Services Area. The Site is being developed by BDW Trading 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 sewerage 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 BDW Trading Limited, the Water Services Regulation Authority **varies**–

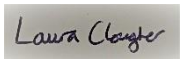
¹ Yorkshire Water's original Appointment as a sewerage undertaker was made by the Secretary of State for the Environment under sections 11 and 14 of the Water Act 1989, now replaced by sections 6 and 11 of the Water Industry Act 1991. Independent Water Networks' original Appointment was made by the Water 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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- (a) the Appointment of Independent Water Networks as a sewerage undertaker so that the Site is included in Independent Water Network's Sewerage Services Area; and
- (b) the Appointment of Yorkshire Water as a sewerage undertaker so that the Site is excluded from Yorkshire Water's Sewerage Services Area.

Signed for and on behalf of the Water Services Regulation Authority

A rectangular box containing a handwritten signature in cursive script that reads "Laura Clougher".

Laura Clougher
Principal, Casework and Enforcement