

Variation of Independent Water Networks Limited's appointment to include Trevemper Road, Newquay, Cornwall

On 18 October 2022 Ofwat began a [consultation](#) on a proposal to vary Independent Water Networks Limited's ("**Independent Water Networks**") appointment to become the water and sewerage services provider for a development in South West Water Limited's ("**South West Water**") water supply area and sewerage services area called Trevemper Road, Newquay, Cornwall ("**the Site**"). Details of the application and our assessment of it were set out in the consultation document.

The consultation ended on 14 November 2022. During the consultation period, we received representations from South West Water and the Environment Agency which are summarised in Section 1 of this document.

Following the end of the consultation period for this application, Independent Water Networks notified us on 23 March 2023 that the details of the boundary for the Site that it had provided with its application were incorrect and needed to be amended. There were no other material changes to the application and the number of properties on site remains unchanged, therefore our assessment of this application has not changed. We have notified relevant stakeholders of the changes to the Site's boundary.

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

Having assessed Independent Water Networks' application and having taken account of the responses we received 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 and sewerage services. This appointment became effective on 18 May 2023.

The Site Maps 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 two response to our consultation, from the Environment Agency and South West Water. The Environment Agency confirmed that it had no comments or objections to make in respect of the proposed variation. Details of South West Water's response are set out below.

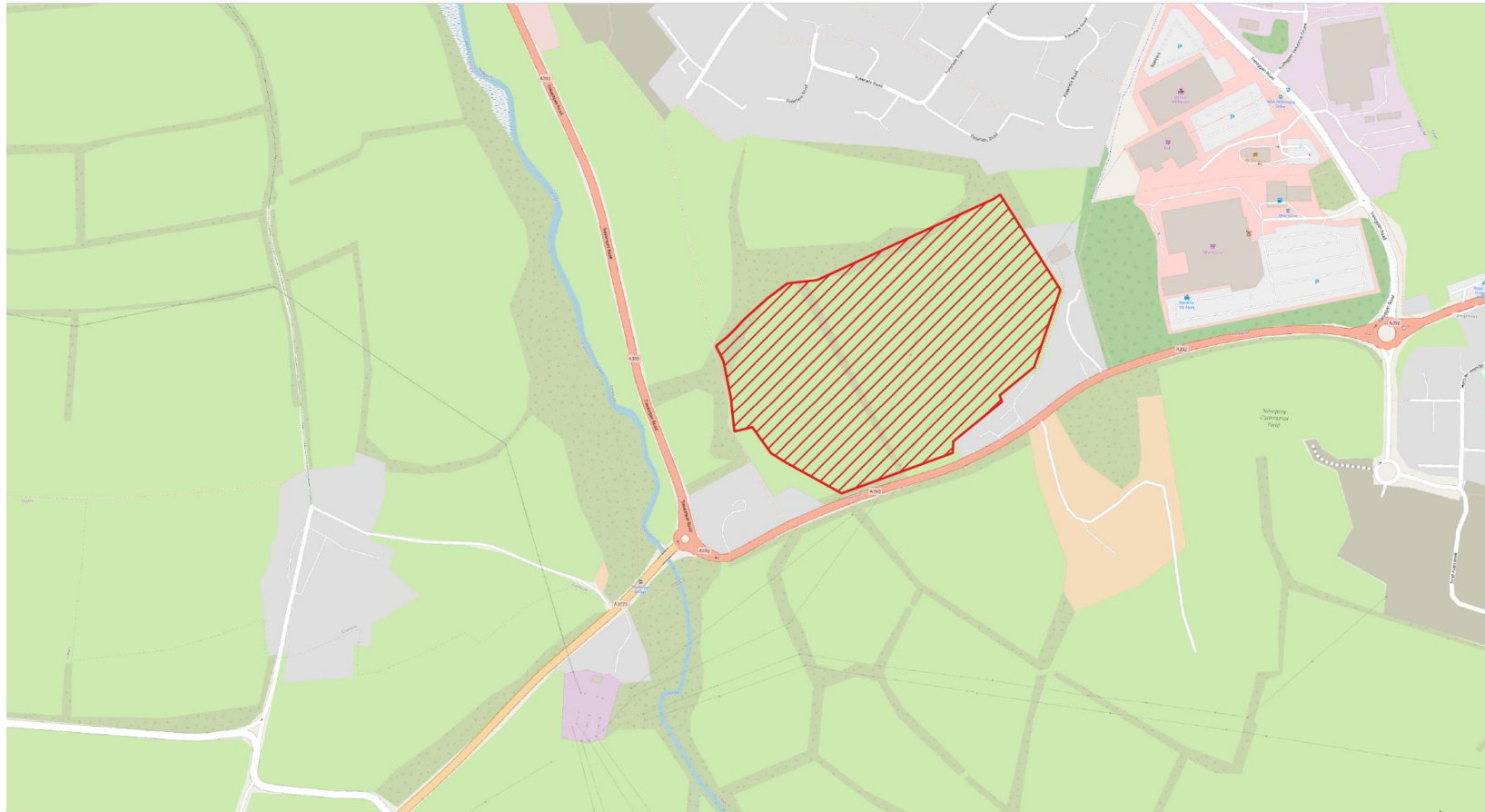
South West Water

South West Water's response stated that it does not have any objections to the proposed variation and supports the development of markets where customers could benefit, or in the least suffer no detriment. South West Water noted our estimate that there will be £0.01 increase on each of the annual water and sewerage bills for existing South West Water customers as a result of this variation and that this estimate does not take account of potential spill-over benefits. It also notes that Independent Water Networks proposes to offer a 2.5% discount against South West Water's charges, subject to annual review, and that savings will be available for those opting to pay by Direct Debit or e-billing.

Environment Agency

The Environment Agency does not have any objections regarding the proposed variation.

2. Site Map – Water



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

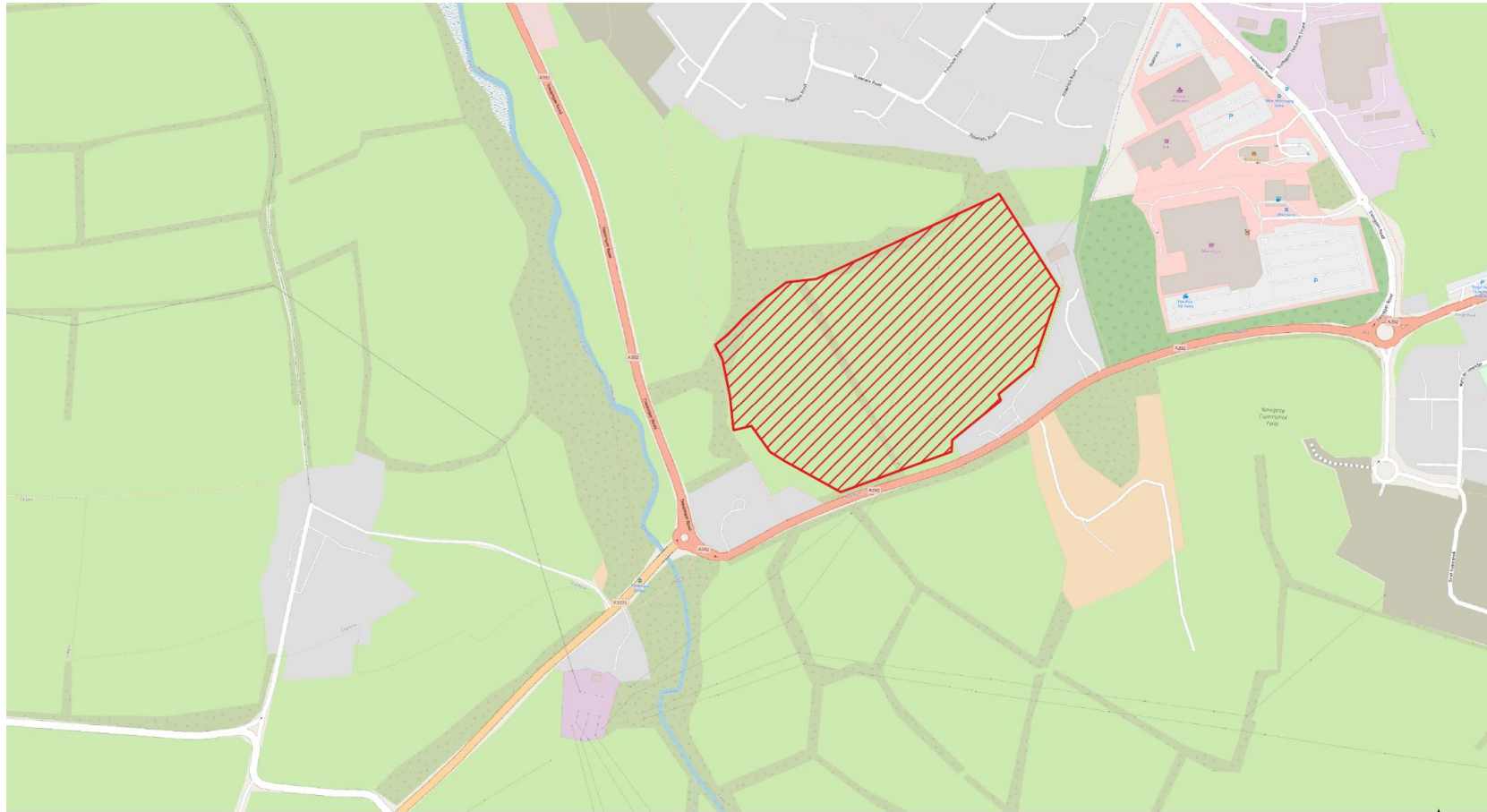
ADDRESS : TREVEMPER ROAD, TREVEMPER,
NEWQUAY, CORNWALL, TR8 4QD
OS GRID REFERENCE: 182142,60106
SCALE: 1:5000
DRAWN BY: NS
DATE: 22/03/2023

NS 17 May 2023

0 100 200 m

TREVEMPER ROAD INSET WATER
MAP 1

Site Map – Sewerage



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

ADDRESS : TREVEMPER ROAD, TREVEMPER,
NEWQUAY, CORNWALL, TR8 4QD
OS GRID REFERENCE: 182142,60106
SCALE: 1:5000
DRAWN BY: NS
DATE: 22/03/2023

NS 17 May 2023

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TREVEMPER ROAD INSET SEWERAGE

MAP 1

3. Variation Notice (signed)

WATER SERVICES REGULATION AUTHORITY

WATER INDUSTRY ACT 1991, SECTIONS 6 TO 9

**Variation of the Appointments of Independent Water Networks Limited and South West
Water Limited as Water and Sewerage Undertakers**

Made on 17 May 2023

Coming into effect on 18 May 2023

1. Independent Water Networks Limited ("Independent Water Networks") and South West Water Limited ("South West Water") hold Appointments as water and sewerage undertakers for their respective areas ("the Appointments").¹ The areas to which the Appointments of Independent Water Networks and South West Water as water and sewerage undertakers relate ("Water Supply Area" and "Sewerage Services Area") are set out in their Instruments of Appointment.
2. The site called Trevemper Road, Newquay in Cornwall, which is shown edged in red on the plan attached to this variation, ("the Site") is within South West Water's Water Supply and Sewerage Services Area. The Site is being developed by Wain Homes 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 and sewerage undertaker to include the Site and for a consequential variation of South West Water's Appointments 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 Wain Homes Limited, the Water Services Regulation Authority **varies**–

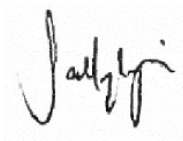
¹ South West Water's original Appointment as a water and sewerage undertaker was made by the Secretary of State for the Environment under sections 11 and 14 of the Water Act 1989, now replaced by sections 6 and 11 of the Water Industry Act 1991. Independent Water Networks' original Appointment was made 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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Cornwall

- (a) the Appointment of Independent Water Networks as a water and sewerage undertaker so that the Site is included in Independent Water Networks' Water Supply Area and Sewerage Services Area; and
- (b) the Appointment of South West Water as a water and sewerage undertaker so that the Site is excluded from South West Water's Water Supply Area and Sewerage Services Area.

Signed for and on behalf of the Water Services Regulation Authority

A handwritten signature in black ink, appearing to read 'Sally Irgin', is written over a light grey rectangular background.

**Sally Irgin
Director of Enforcement**