

Variation of Icosa Water Services Limited's appointment to include Centenary Quay (Phase 6), Victoria Road, Southampton, Hampshire

On 7 February 2024, Ofwat began a [consultation](#) on a proposal to vary Icosa Water Services Limited's ("Icosa Water") appointment to become the water and sewerage services provider for a development in Southern Water Services Limited's ("Southern Water") water supply area and sewerage services area called Centenary Quay (Phase 6), Victoria Road, in Southampton, Hampshire ("the Site"). Details of the application and our assessment of it were set out in the consultation document.

The consultation ended on 6 March 2024. We did not receive any representations during the consultation period.

During the consultation period Icosa Water informed us that around 12 customers would be moving into properties on Site in March 2024. Customers moving in on Site would affect the criterion under which the application had been submitted; Icosa Water applied for a variation under the unserved criterion, meaning the Site would need to remain unserved until a decision had been made. Therefore, the application criterion would now need to be changed to consent. Icosa Water has since provided a letter from Southern Water dated 18 March 2024, in which Southern Water consents to Icosa Water becoming the water and sewerage services provider for customers on Site.

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.

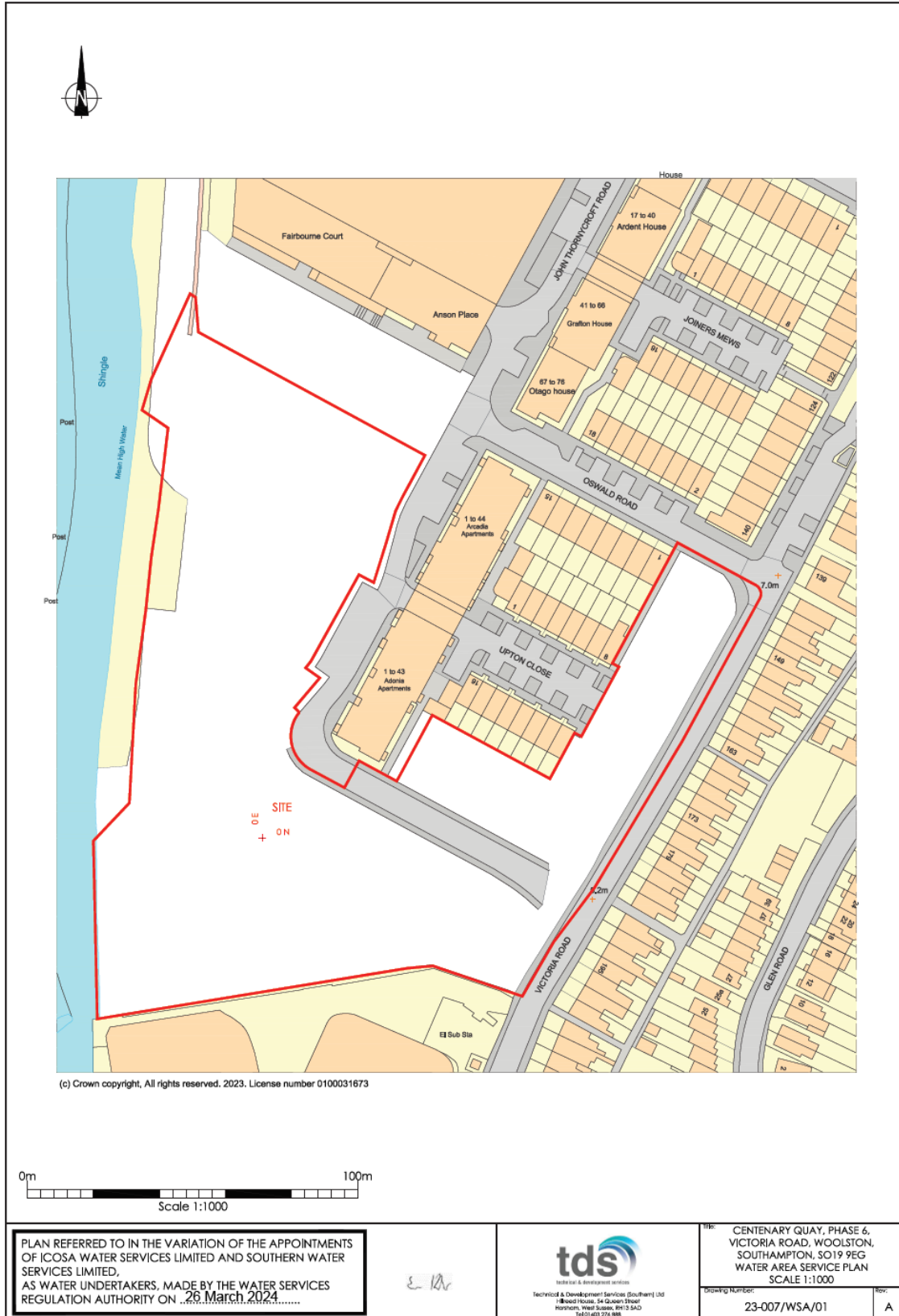
Having assessed Icosa Water's application and having received no responses to our consultation, we decided to grant a variation to Icosa Water's area of appointment to allow it to serve the Site for water and sewerage services. This appointment became effective on 27 March 2024.

The Site maps 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.

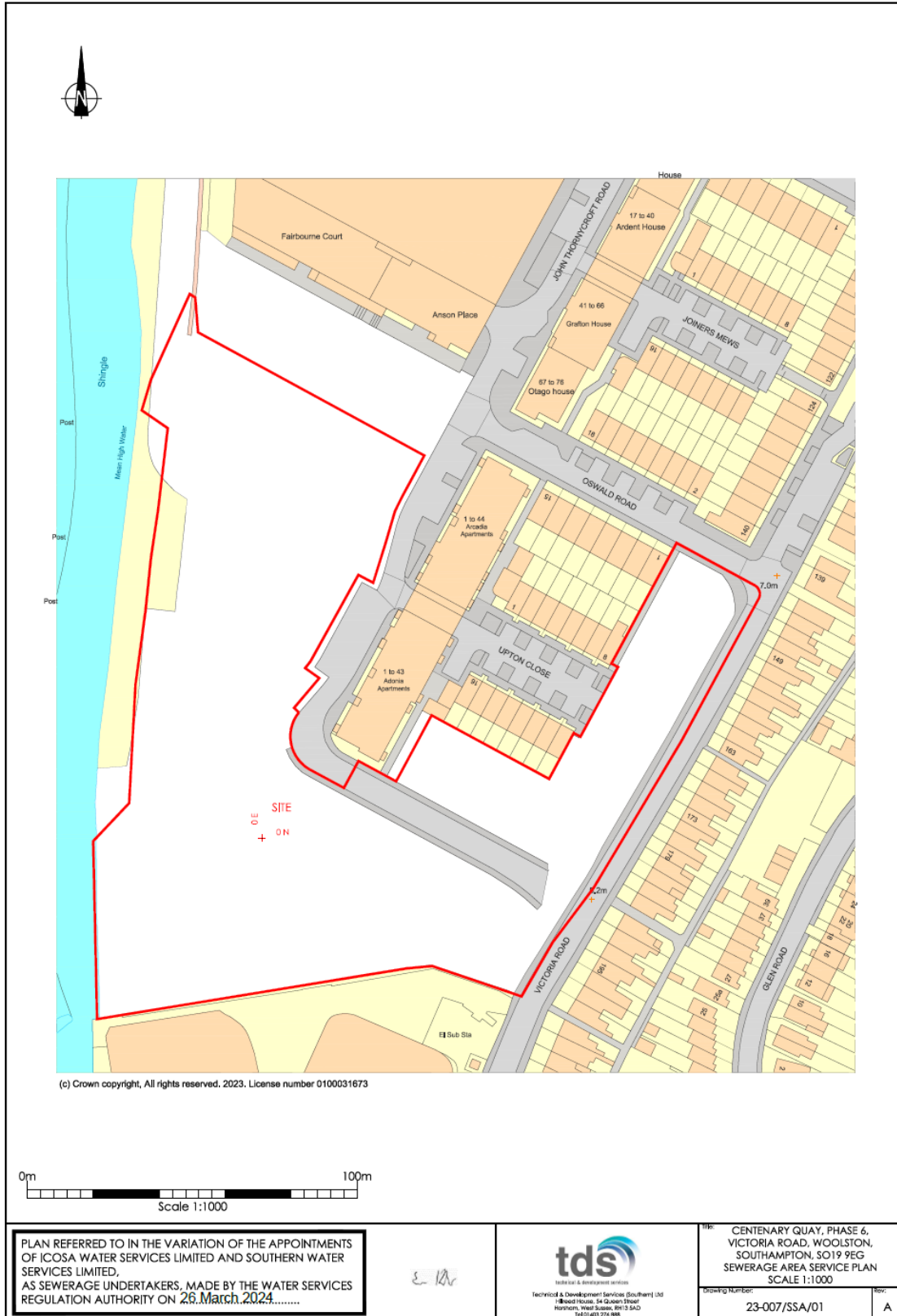
1. Site Maps

Water



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Sewerage



PLAN REFERRED TO IN THE VARIATION OF THE APPOINTMENTS OF ICOSA WATER SERVICES LIMITED AND SOUTHERN WATER SERVICES LIMITED, AS SEWERAGE UNDERTAKERS, MADE BY THE WATER SERVICES REGULATION AUTHORITY ON 20 March 2024.....

E. R.



23-007/SSA/01

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2. Variation Notice

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

Variation of the Appointments of Icosa Water Services Limited and Southern Water Services Limited as Water and Sewerage Undertakers

Made on 26 March 2024

Coming into effect on 27 March 2024

1. Icosa Water Services Limited ("Icosa Water"), and Southern Water Services Limited ("Southern Water") hold Appointments as water and sewerage undertakers for their respective areas ("the Appointments"). The areas to which the Appointments of Icosa Water and Southern 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 Centenary Quay (Phase 6), Victoria Road in Southampton which is shown edged in red on the plan attached to this variation ("the Site") is within Southern Water's Water Supply Area and Sewerage Services Area. The Site is being developed by Crest Nicholson Operations Limited.
3. Icosa 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 and sewerage undertaker to include the Site and for a consequential variation of Southern 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 Services¹ 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 Water² application.
5. Therefore, as provided by sections 7(2) and 7(4)(a) of the Act, and with the agreement of Crest Nicholson Operations Limited, the Water Services Regulation Authority **varies**—

¹ Southern 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. 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.

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

Signed for and on behalf of the Water Services Regulation Authority



Emma Kelso
Senior Director, Markets and Enforcement