Department for
Business, Energy
& Industrial Strategy

Form B Guidance

This Form must be used in connection with an application to the Secretary of State for Business, Energy and Industrial Strategy for consent under **section 37** of the Electricity Act 1989 to install and keep installed above ground an electric line of any voltage.

This Form should be sent to each local planning authority in whose area the proposed development would be situated. The views obtained by means of this Form are then to be submitted to the Secretary of State to help inform the decision making process on the application.

The local planning authority[1] is required to sign and complete all sections of Part Two (Certificate) and Part Three (Consultations and Observations) and to return this form to the applicant **within two months** of its receipt. Please note that the Secretary of State would not progress a section 37 application in the absence of a completed Form B. Additional information describing this procedure and the reason for it can be found in the published Guidance Note 14D/226.

Screening Decision Process Guidance (Appendix A)

If the section 37 application is for a development as referred to under Schedule 2 of the Electricity Works (Environmental Impact Assessment) (England and Wales) Regulations 2017[2] (the 2017 Regulations), the Secretary of State will be required to make a Screening Decision before the section 37 application can be decided. To inform its decision, the Secretary of State must receive the views of the Local Planning Authority. To this effect:

- The applicant should submit to the Local Planning Authority the additional information referred to under Regulation 12 of the 2017 Regulations and seek their views, and

- The Local Planning Authority should submit their views completing **Appendix A**[3] of this Form to confirm whether or not an environmental impact assessment should be undertaken in respect of the development.

How to complete the Form

The Form B contains three parts, Part One must be completed and signed by the Applicant, Part Two and Three must be completed and signed by the Local Planning authority. Appendix A also should be completed by the Local Planning Authority in all relevant cases as described above. Please note that all required sections of the Form (including relevant tick boxes and drop-down menus) must be completed as appropriate. BEIS will not progress section 37 applications that are accompanied by an incomplete Form B.

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[1] Please note: if the development falls partially within a National Park, a Form B must be completed by each relevant planning authority for that area. If the proposal concerns a line of 132kV or more, the Part Two Certificate of the Form B must also be completed by the county council authority.

[2] (a) an electric line installed above ground with a voltage of 132 kilovolts or more; (b) an electric line installed above ground in a sensitive area. Most common sensitive areas are: **SSSI**, **SAC**, **SPA**, **Ramsar**, **National Parks** and **Area of Outstanding Natural Beauty**. Please always refer to the full list of sensitive areas found at https://www.legislation.gov.uk/uksi/2017/580/schedule/2/made

[3] Appendix A allows the local planning authority to give its views under regulation 13(3) of the 2017 Regulations. The timescales set out under regulation 13 would not be triggered at the time when the Form B is submitted by the Applicant to the local planning authority. The relevant planning authority is still obliged to make its representations to the Secretary of State on the application proposal within a statutory two month period or obtain an extension to the time limit from the Secretary of State and agreed with the applicant - Regulation 8 of the Electricity (Applications for Consent) Regulations 1990.

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Form B

PART ONE

(To be completed and signed by the applicant before submitting to the relevant planning authority)

DETAILS OF THE APPLICANT

Name	Farrell Copp
Address	SSE Swindon Depot, Faraday Road, Dorcan, Swindon, SN3 5EY
Tel.	07976058657
Email	farrell.copp@sse.com

Applicant's Reference: ETM404-FC

DETAILS OF THE LOCAL PLANNING AUTHORITY

Local Planning Authority: Wiltshire Council

Local Planning Authority Tel. Contact[4]:

Local Planning Authority Email Contact[5]: Russell.Brown@wiltshire.gov.uk

Electricity Act 1989

Application is being made to the Secretary of State for Business, Energy and Industrial Strategy for consent to the development as described in Part One of this Form. The Secretary of State will at the same time be requested to direct that planning permission for this development shall be deemed to be granted. The consent and the direction may be given subject to conditions.

[4] Please add contact details of the planning officer dealing with the application.
[5] Please add contact details of the planning officer dealing with the application.

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PARTICULARS OF PROPOSED DEVELOPMENT

(To be completed and signed by the applicant before submitting to the relevant planning authority)

Application is being made:

a) for consent under section 37 of the Electricity Act 1989 to install or keep installed an electric line above ground;
b) for a direction under section 90(2) of the Town and Country Planning Act 1990 that planning permission for the proposed development be deemed to be granted.

1. Description of the proposed development.[6]

Our customer has requested an upgrade from a single phase to three phase power supply. The nearest point of the high voltage network where the distribution transformer is located is currently split phase (2 wire network) so to carry out the works we will need to upgrade Two spans of high voltage conductor from pole 8 of the main line to P2, Durley House pole mounted transformer (please see documents for reference). The additional wire will be in keeping with the existing material of the current line. There will also be an underground cable coming off of the low voltage overhead line (shown as dotted line on design document). All work will be subject to wayleave consent from all associated landowners.

2. Details of any representations or objections which have been received by the applicant prior to the submission of this form.

3. Details of the Applicant's compliance with their duty as specified under paragraph 1 of Schedule 9 to the Electricity Act 1989.[7]

This application complies under paragraph 1 of schedule 9 of the Electricity Act 1989.

Date: 06/20/2023 For and on behalf of the applicant

[6] These particulars should be accompanied by such plans as may be necessary to enable the local planning authority to identify the land affected by the proposals and to appreciate the nature and extent of the proposed development, and by a copy of the environmental statement if the applicant has prepared one.
[7] Please provide a brief description of the measures adopted and reference the documents included in the application that will give complete information.