ANNEX D – Form B (Type III)

Notes: This Form is for use in connection with an application for the Secretary of State for the Department for Energy Security and Net Zero, consent under section 37 of the Electricity Act 1989 to install and keep installed above ground an electric line of a nominal voltage of less than 132 kilovolts (kV). The Form should be sent in triplicate to each District / Borough Council / Authority in whose area the proposed development would be situated.

Details of The Applicant

Name – Southern Electric Power Distribution plc (SEPD) / Scottish and Southern Electricity Networks (SSEN) ("the Applicant")
Address – No.1, Forbury Place, 43 Forbury Rd, Reading RG1 3JH
Phone [redacted]
Email – [redacted] [on behalf of the Applicant]

Applicant's reference: **FAM486** Date: 29 November 2023

FAO The Chief Executive

Electricity Act 1989

Dear Sir/Madam,

Application is being made to the Secretary of State for the Department for Energy Security and Net Zero for consent to the development described overleaf and detailed on the appended plan. 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.

To assist the Secretary of State in determining the application the District/Council/Authority is requested to return to SSEN two copies of this Form with Part I Certificate and Part II Information & Observations completed and signed. The Department for Energy Security and Net Zero note 14D/226 describes this procedure and the reason for it. More information in that regard is available at the GOV web page - https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/336136/section_37_revised_guidance.pdf

I trust the above is acceptable and look forward to receiving your response.

Yours faithfully,

Max Flowerdew
WSP Land & Property for and on behalf of the **Applicant**

PART I

CERTIFICATE

(to be completed by or on behalf of the District/Borough Council/Authority)

The ……

(iii) *object on the grounds set out below/have no objection to make to the development described overleaf;

(iv) *request/do not request that a public inquiry be held pursuant to paragraph 2 of Schedule 8 to the Electricity Act 1989 before the Secretary of State reaches his decision on the application.

***Delete as appropriate**

Dated **Signed**

Designation

On behalf of ……

PARTICULARS OF PROPOSED DEVELOPMENT AND REPRESENTATIONS

(to be completed by the Applicant)

Application is being made:

(c) for consent under Section 37 of the Electricity Act 1989 to install or keep installed an electric line above ground;

(d) 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. Particulars of proposed development -

SSEN have received a customer request for a new low voltage (LV) electricity supply at The Sawmills, Thingley, Corsham SN13 9QL.

The request is for approximately 5m of overhead electricity cable from an existing wood pole to a proposed new wood pole within the grass verge which forms part of the highway maintainable at public expense. From the new wood pole ~30m of underground cable is to be installed to connect SSEN's customer's property.

SSEN's customer's proposal is to install a new overhead service cable from the existing wood pole, from which there is already one existing overhead supply. The addition of this service will therefore make the line a multi-user line and it will no longer be exempt from Section 37 of the Electricity Act 1989 under The Overhead Lines (Exemption) (England and Wales) Regulations 2009.

2. Particulars of any representations or objections which have been made to the Applicant -

No objections have been made to the Applicant. The existing wood pole (see attached ***FAM486 - Form B Plan***) is existing and therefore the Applicant expects the impacts on the community to be negligible. An existing wayleave is in place for the existing wood pole which is within the hedgerow.

3. Particulars of the Applicant's compliance with the duty under Paragraph 1 of Schedule 9 to the Electricity Act 1989 -

Please refer to the enclosed plan ***FAM486 - Form B Plan*** which shows the new span of overhead low voltage electricity cable in respect of the Unnamed Road north of Thingley Bridge Farm, Corsham SN13 9QL and SSEN's customer property (delineated blue). The proposed route is the least intrusive overhead line route and ensures no vegetation clearance is required prior to the works being completed. Any visual impact on the area by the proposal/proposed route is broken up by existing fields/hedges/trees.

Date 29 November 2023

Designation Senior Land Consultant

Max Flowerdew

(on behalf of the Applicant)

PART II

INFOMRATION AND OBSERVATIONS

(to be completed by the District/Borough Council/Authority)

Planning Reference Number – ……

1. Names of interested parties consulted as to the proposals with details of any observations received.

2. Particulars of any representations which have been made to the relevant planning authority objecting to the proposals.

3. Have any general or specific restrictions been imposed by any authority on development of the land affected by the proposed development?

4. Does the proposed development involve the demolition, alteration or extension of a building of special architectural or historic interest included in a list compiled or approved under section 1 of the Planning (Listed Buildings and Conservation Areas) Act 1990?

5. Does the relevant planning authority agree that the proposed development should be approved by the Secretary of State for Energy and Climate Change as described? (If the answer is no, please answer question 6)

6. Would the relevant planning authority be prepared to agree that the proposed development should be approved subject to modifications or conditions? (If so, specify the modifications or conditions proposed and state whether they are acceptable to the applicant). (Note: the precise form of any modifications or conditions subject to which the consent or direction is given is a matter for the Secretary of State, who will however have regard to the form of words used)

7. Does the relevant planning authority consider that the application should be accompanied by an environmental statement in accordance with the Electricity Works (Environmental Impact Assessment) (England and Wales) Regulations 2000? (If so, please specify the particular points arising from the application which have caused the local planning authority to take this view).

Date **Signed** **Designation**

On behalf of the ……

(Local Planning Authority (LPA) for the area in which the proposed development is to be carried out)

Two completed copies of this Form, both signed, should be returned to the Applicant for submission to the Department for Energy Security and Net Zero.