

## Background

This application form should be used if you want to build a public sewer for the drainage of your development for domestic purposes under Section 98 of the Water Industry Act 1991. The Section 98 route is required if the offsite sewer from your development has to be laid through lands owned by third party(ies). Under the Section 98, IWNL will be able to issue relevant notices to the third party land owners, this is a chargeable service.

Prior to the start of this process IWNL must have a NAV licence in place for the boundary of your development. Email us your request using this application form, via email at [assetdelivery@iwnl.co.uk](mailto:assetdelivery@iwnl.co.uk)

## Applicant details

Site Name

Project Reference

Name of Developer(s)

Name of Contact Person

Email

Phone Number

## Site Details

Site Address

Grid reference

S104 agreement drawing  
included

Sewer Requisition drawing  
included (clearly indicating  
sewers to be constructed)

Sewer Type

## Sewer Requisition Details

Proposed Start date

3rd party Landowner

Name

Address

Contact details

Please detail prior discussions with 3rd party landowner

## Construction details

Are the works notifiable under CDM 2007 regulations?

Yes

No

How long are the work  
estimated to take?

What terrain will the works be  
constructed under?

## Further Details

IWNL adopts a self lay approach to constructing offsite sewers and rising mains whereby IWNL will issue the required notices under the S98 using its statutory powers. IWNL will endeavour to work with you to meet your desired timescales to issue statutory notices to the 3<sup>rd</sup> Part landowner(s).

The Applicant or its appointed contractor(s) should always follow the required H&S procedures as per the Health and Safety at Work Act 1974 including the Construction and Design Management (CDM) approach as per the Construction (Design and Management) Regulations 2015 or its most updated version

Initially, IWNL will provide an estimated cost for supporting you to gain entry to complete the construction of the offsite sewer or rising main under the S98 provision.

Compensation to the 3<sup>rd</sup> Party Landowner(s) are based on the value of the land and other considerations; any compensation due to the 3<sup>rd</sup> Party Landowner will be at the applicant's cost and will be communicated to you.

In some extreme circumstances, there may be the need for involving our legal team to be able to gain access to 3<sup>rd</sup> Party Lands; if this is become a requirement during the process, IWNL will inform you together with an estimated cost which will be recoverable from the applicant.

Under the S98 provision, the 3<sup>rd</sup> Party Landowner(s) have up to six years to lodge a claim for losses incurred as a result of the construction of the offsite sewer or rising main; should such claims come through within six years of the construction works, IWNL will inform the developer of the claimable amount which will be invoiceable to the Applicant.

Full maintenance and remedial responsibilities of the sewers or rising mains will be aligned with the S104 adoption process for the development sewer network.

In more extreme circumstances, it may not be possible to complete the requisitioned public sewer within a reasonable time frame this could be due to works are required in land in the ownership of undertakings protected under the Act. Such undertakings include British Waterways Board, Network Rail etc. and agreement is required with them prior to our entry upon their land.

