

Annex C

List of consultation questions

Question 1: We propose to commence Schedule 3 in Wales and bring forward the related Statutory Instruments in May 2018. Do you agree this is reasonable? If not please give reasons.

Question 2: Do you agree with this approach for transitional arrangements? If not please give reasons.

Question 3: What, if any, areas in addition to those listed above should the guidance cover?

Question 4: Do you agree with the proposed exemption for Lead Local Flood Authorities? Can you provide evidence to support an exemption?

Question 5: What information should the SAB be required to submit as part of a review mechanism of SAB approval costs? How often should the review take place, once every year or once every two years?

Question 6: We propose to give enforcement powers to the SuDS Approving Body and the local planning authority. Do you agree?

Question 7: Do you agree that the proposed powers of entry are reasonable and proportionate, if not please explain why?

Question 8: We propose that claims for compensation related to powers of entry and temporary stop notices must be submitted within 12 months of the powers being exercised or the notice being withdrawn / ceasing to have effect. Do you agree, if not, please explain why?

Question 9: We propose that, as in planning, a time limit of four years is set for when the SuDS Approving Body is able to give an enforcement notice? Do you agree, if not please explain why?

Question 10: Are the proposed intervention powers and criminal offences provisions in the draft statutory instrument appropriate and proportionate?

Question 11: We propose to provide similar procedures for appeals against SuDS enforcement notices to those which currently apply to planning enforcement appeals (written representation, hearing or inquiry). Do you agree? If not please explain why?

Question 12: We propose a register of SuDS enforcement notices which mirrors the register for planning enforcement notices. Do you agree?

Question 13: Do you have any information or case studies which could help inform the guidance on this subject? If so, please provide details.

Question 14: Is our definition of a single property drainage system clear on what will or will not be adopted? If not please provide an alternative definition. Can you suggest additional examples for inclusion in guidance?

Question 15: We propose a 4 week time limit for administrative processes (for example return of bonds, the process of registration or designations) for the SuDS Approving Body. This time limit applies throughout the SuDS process. Do you agree with this timeframe? If not please explain why.

Question 16: Are there any additional statutory works which should be included in this list?

Question 17: We propose that all Statutory Undertakers must notify the SuDS Approving Body at least four weeks in advance of works that may affect the SuDS operation. Do you agree with this timeframe? If not please explain why.

Question 18: We propose upon completion of the works, the SuDS Approving Body must decide within 12 months if it is satisfied that the SuDS functions in accordance with the SuDS Standards. Do you agree with this timescale? If not please explain why.

Question 19: We propose that an appeal must be made within six months of either the SuDS Approving Body's decision or the date the decision was due. Do you agree?

Question 20: We propose to adopt similar procedures for SuDS appeals to those which currently apply to planning appeals (including written representation, hearing or inquiry). Do you agree? If not, please explain why.

Question 21: We have asked a number of specific questions. If you have any related issues which we have not specifically addressed please do tell us about them.