
WELSH STATUTORY INSTRUMENTS

2018 No. 1077

The Sustainable Drainage (Approval and Adoption Procedure) (Wales) Regulations 2018

PART 5

Works on public land

Statutory works to comply with the national standards

17.—(1) Within 12 months after statutory works are completed, the approving body must decide if it is satisfied that the requirements in paragraph (2) are met.

(2) The requirements are that—

- (a) a reconstructed or new sustainable drainage system functions in accordance with the confirmed proposal,
- (b) a new sustainable drainage system, if not constructed in accordance with the confirmed proposal, complies with the national standards, or
- (c) a reconstructed sustainable drainage system, if not constructed in accordance with the confirmed proposal, is reconstructed to the state it was in before the statutory works were commenced.

(3) If an approving body is not satisfied that the requirements in paragraph (2) are met, it may require the statutory undertaker to carry out reconstruction work or remedial work within a specified timescale.

(4) If a statutory undertaker fails to comply with a requirement under paragraph (3), the approving body may—

- (a) carry out remedial work, and
- (b) recover as a debt from the undertaker any costs incurred in carrying out that work.