

## Appendix 2 – Assessment against full NDC conditions

Condition	Condition Topic	Assessment
1	Scope and operation of consent	Ongoing condition - describes the scope of what is authorised by the NDC.
2	Scope and operation of consent	Ongoing condition - This review describes how the network is managed in accordance with this condition and how the strategic objectives, outcomes and targets listed in Schedule 2 are being met.
3	Commencement	Paid
4	Expiry	Consent Expires 26 November 2052
5, 6	Administrative charges	Paid
7	Site access	Where access is required, this can be arranged through Healthy Waters operational staff. Relevant Health and Safety measures must be followed at all times.
8	Erosion protection	This is checked through EPA and vesting requirements for outfalls constructed through private development. All Healthy Waters construction projects include suitable erosion protection at outfalls where relevant.
9-11	Operation and Maintenance Plan	OMP certified in 12 Nov 2021. No changes are proposed at this time. Copy of certified O&M plan is attached to certification request
12	Changes to Catchment Discharges	Assessment of changes to catchment discharges (ACCD) check is undertaken for all CAPEX and major OPEX works as part of initial planning assessment for works undertaken by Healthy Waters.
13-16	Process for adopting a Stormwater Management Plan	A comprehensive process has been established to provide guidance and consistency for Healthy Waters staff reviewing SMPs. This includes checks to confirm that condition 13 criteria are met. As of 1 September 2022, 198 SMPs have been received for review and 93 have been approved. See section 2.3.4 of the report for further discussion of SMPs and recommendation Growth 1 for further improvements.
17-19	Surrendering of existing stormwater discharge consents	At the time of granting of the NDC, Healthy Waters held approximately 120 historic network discharge consents for catchments of various sizes across the region. 99 have been submitted for surrender to date. 23 Catchment Plans have been adopted into the Regionwide NDC. See section 2.3.17.

Condition	Condition Topic	Assessment
20	Technical Reference Group (TRG)	<p>Initial TRG established in early 2020. TRG has not been required to advise on any SMP during the period of the review</p> <p>TRG commentary on this review is attached to the request for certification.</p> <p>Due to the need to engage the TRG only rarely, it has been difficult to maintain a consistent membership over time and to ensure that members are available if needed. The appointment process is not especially clear and can be time consuming. There is also practical conflict between the need for the TRG to be independent and the need for them to be directly contracted by Healthy Waters.</p> <p>In future if changes are made to the NDC through a s127 it is recommended that this condition be reviewed and the TRG appointment process be clarified and streamlined, while allowing greater flexibility for the selection of members depending on the scenario.</p>
21	Mana Whenua Engagement Strategy	<p>Mana whenua engagement strategy developed with mana whenua 2019-2020, formalised on 27/10/2020, and submitted to Regulatory Manager on 30/10/2020</p> <p>See sections 1.3.3, 2.7.2, 2.7.3 and 6.2</p>
22	Stormwater Management Plan Template	<p>SMP template available on Auckland Design Manual website since 2019 - all parties preparing an SMP are advised to use it. Updates have been made since then to fix errors and incorporate mana whenua feedback. Additional updates are recommended. See section 2.5.5 and recommendation Growth 2.</p>
23-24	Triennial Stormwater Network Review and Report	<p>The first Triennial Review was submitted on 31 March 2021. This was limited in scope due to the consent having only commenced 18 months prior.</p> <p>The 2021 review excluded results from the monitoring strategy as the strategy had not yet been certified. The review also excluded input by the Technical Reference Group due to the limited scope and content of the review.</p>
25-32	6 yearly Stormwater Network Discharge Review	<p>See Appendix 3 for detailed discussion of how this review document includes each of the required aspects.</p>
33	Amendments to the Consent Schedules and six-year Targets	<p>Appendix 1 of this Review includes recommendations for several changes to the 6 year targets are made as a result of the Review.</p> <p>Additionally, Schedule 1 has been updated with the latest data.</p> <p>A Managers approval request for these changes is included with the submission of this review to Regulatory Compliance. Other changes to the schedules will need to be made in future through s127 as set out in this condition.</p>

Condition	Condition Topic	Assessment
34-36	Manager's Certification Process	This is a procedural condition setting out the matters requiring managers certification. Managers approval has been sought as required in accordance with this condition.
37-39	Monitoring Strategy	<p>The Monitoring Strategy is a key piece of work which informs the Six Yearly Review. It was initially submitted for certification in March 2021.</p> <p>High level initial feedback on the Strategy was received from in April 2021, along with a meeting to discuss the direction and content. Further discussions were held in March 2022 and a list of amendments and actions required for certification was agreed with compliance. These were submitted April 2022 and certified in July 2022.</p> <p>The action list also included further changes and updates to the Monitoring Strategy which will be incorporated into the Monitoring Strategy following the completion of the 6 year review as a result of the findings of this Review.</p> <p>Engagement with mana whenua on the Strategy is ongoing. The programs of work and monitoring identified within the Monitoring Strategy are ongoing as reported within this Review.</p> <p>See section 3 and recommendations Monitoring 1-4</p>
40	Public information	The required information is available on the Council's GeoMaps viewer or on the Auckland Design Manual website.
40A	NPSFM Review	<p>The AUP plan change has not yet been notified, this is scheduled for 2024. Auckland Council have recently undertaken initial public consultation as part of the preparation of this plan change.</p> <p>Healthy Waters are involved in the preparation of plan change including provision of supporting data.</p> <p>The NDC will be updated following the Plan Change to ensure that the outcomes and requirements are aligned.</p>
41-42	Review	No s128 review has been required to date.
Schedule 1	Map of the 'urban' area and current extent of the public stormwater network	<p>See appendix 4 for updated Schedule 1 map.</p> <p>Managers certification is sought for this update.</p>
Schedule 2	Auckland Stormwater NDC Strategic Objectives, Outcomes and Six yearly targets	<p>See appendix 1 for detailed assessment against the matters in Schedule 2.</p> <p>Managers approval is sought for changes to some of the Targets as identified in Appendix 1.</p>
Schedule 3	Best Practicable Option	<p>Discussion in section 2 considers the implementation of the best practical option for each issue.</p> <p>Recommendations are made at the end of each section.</p>

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Schedule 4	Requirements for changes to be authorised under the Auckland Stormwater NDC	These requirements are implemented as part of business as usual. See section 2.3 of the main report.
Schedule 5	Certification Processes	This is a procedural condition setting out the matters requiring certification. Managers approvals have been sought as required in accordance with this condition.
Schedule 6	Monitoring Programmes	These programs are incorporated into the certified Monitoring Strategy
Schedule 7	Public Stormwater Network Management Obligations Retained from Existing Consents	No obligations have been incorporated to date as part of the surrenders project.
Schedule 8	Process for adopting a Stormwater Management Plan	These requirements and processes are implemented as part of business as usual. See section 2.3 of the Review report.
Schedule 9	Definitions - Definitions of terms use in the Conditions	The definitions remain valid
Schedule 10	Adopted or Transferred Stormwater Management Plans	This schedule is updated regularly as SMPs are adopted. This information is also publicly available on the Council's GeoMaps viewer (as part of the catchments and hydrology layer) and on the Auckland Design Manual Website: <a href="https://www.aucklanddesignmanual.co.nz/regulations/technical-guidance/ndc#/regulations/technical-guidance/ndc/guidance/management-plans">https://www.aucklanddesignmanual.co.nz/regulations/technical-guidance/ndc#/regulations/technical-guidance/ndc/guidance/management-plans</a> A copy of Schedule 10 (updated at 1 September 2022) is in Appendix 7.