

BCTRAG Risk Submission

Risk Title:	Independent Qualified Person's not being able to identify Performance Standards.
What is the risk :	<p>Independent Qualified Person's not being able to identify Performance Standards. Rejection of applications that nominate Acceptable Solutions as a means of Compliance with no alternative advice available</p> <p>There is widespread confusion across BCA's and this is spreading to the IQP's and applicants. IANZ are advising that the use of the Compliance Schedule Handbook as guidance is not acceptable yet it is current and used. There has been no reasons given other than IANZ have been instructed by MBIE</p>
Impacted Building Code Clauses:	<p>C/AS docs (now C/AS2 affecting SS15/2; SS15/3; SS15/5)</p> <p>F6/ASA1 (affecting SS15/4)</p> <p>F8/AS1 (affecting SS14/2)</p> <p>D2 (affecting SS14/2)</p> <p>It is unclear whether the information being given from IANZ to BCA's are also applicable to any Alternative Solutions/ Verification Solutions.</p> <p>If any new products or methods are proposed in accordance with the Performance based building code, and certain performance standards are nominated specific to the Alternative Solution technical requirements, or a Verification method has established the Performance and maintenance requirements, BCA's are unclear as a result of the lack of information or reasons given by IANZ.</p>
Potential impact or harm arising from this risk:	<p>Any confusion in the Performance requirements of specified systems will inevitably follow through to on site information and IQP's potentially not following correct maintenance procedures.</p> <p>Rejection of applications where applicants may of necessity have nominated 'Acceptable Solutions.' Lack of understanding for the reasons why and not able to communicate reliable information to applicants.</p> <p>Current publication of Compliance Schedule Handbook has been well embedded into the psyche of the entire industry. No known solution, delays in processing and the assumptions that errors are made with no reason give or able to be communicated to applicants.</p> <p>Current BWOFF's across the country which include multiple references to Acceptable solutions are now assumed to be out of date.</p>
How prevalent is this risk now, and in the future:	Gauging BCA representatives across at least 14 BCA's indicate the same confusion. IANZ stating this is being communicated to all BCA's indicate the issue is nationwide.

<p>Factors influencing magnitude of this risk:</p>	<p>IANZ are advising all BCA's that Acceptable Solutions and Verification methods are not to be used as Performance Standards. They are issuing GNC's for every BCA that accepts any AS or VM. They are telling BCA's this is a directive from MBIE. This is in direct contradiction to MBIE's current Compliant Schedule Handbook guidance section 6.0. This handbook is available for use across the industry.</p> <p>Serious and General noncompliance that are issued are issued as a BCA not complying with the Building Regulations 2006 under the Building Act 2004.</p> <p>When an applicant has nominated a means of compliance with a building code clause, BCA's are now being asked to reject the application if any Acceptable Solution has been nominated as a means of compliance. No alternative is apparent and the BCA is not authorised to provide design advice.</p> <p>This is sending confused messages to the industry and could ultimately lead to incorrect assessment by IQP's who are tasked with checking any system using the BWOFF and Performance Standards applicable.</p> <p>When BCA's point to the Compliance Schedule Handbook as support that the nominated means of compliance must be accepted as a Performance standard and that this ensures the inspection and maintenance will be done in accordance with this, we are being told by IANZ that this guidance is out of date. We ask why it is still available and are told to take the matter up with MBIE.</p>
<p>What caused the risk to come to your attention:</p>	<p>At an IANZ Accreditation assessment last month in Tasman. TE advised that GNC's will be issued. Discussion with various BCA's and industry professionals have confirmed the confusion and uncertainty is rife.</p> <p>e.g. 'We had IANZ in Dunedin only a few weeks ago and we did get a GNC for this issue. Something to discuss'</p> <p>Neil</p> <p>'I am of the understanding that a generalised acceptable solution is no longer accepted to be listed on a compliance schedule, but an AS could be used if the designer stated not only the appropriate acceptable solution, but also included the amendment version of the AS and the applicable clauses relevant to the installation of the specified system such as "NZBC G12/AS1: (year and version) Section 3.0" – Cory Barnes</p>
<p>Cost Benefit Analysis:</p>	<p>Unknown</p>
<p>Supporting files:</p>	<p>Yes</p>
<p>Submitted By:</p>	<p>Ian McCauley</p>
<p>Submitted on behalf of:</p>	<p>BCA Groups</p>