

- a) "The development to be carried out in accordance with the plans and submission which formed part of this application"
11. KSC alone approved the Private Water Supply and reticulation system as set out in the submission. KSC did not refer the plans of subdivision to KSWWT pursuant to S11(1) of the Cluster Titles Act 1974 and S569B(2)(ac) of the Local Government Act 1958.
12. On 9 August 1979 the Cluster Subdivision was registered by the Registrar of Titles, as Plan of Cluster Subdivision No. CS1134 ("CS1134").
13. At the time of registration of CS1134 the following relevant works had been carried out in relation to the Construction and installation of the water supply and reticulation system:
- a) The lake referred to in the submission had been constructed and was near full of water.
- b) Two 50,000 gallon concrete high level water tanks had been constructed in lieu of the single 100,000 gallon high level tank referred to in the submission.
- c) The rising main had been laid between and connecting the lake and the high level tanks as referred to in the submission.
- d) Primary reticulation pipes had been laid in the common property and connected to the concrete high level tanks to convey non domestic water from the tanks to the allotments as referred to in the submission.