

Response to Commissioner van Voorthuysen's query regarding Rule 14.4.10

In response to Commissioner van Voorthuysen's observation that my redrafting of Rule 14.4.10 does not provide for new takes that do not comply with condition 3 to be non-complying activities, I propose the following amended redrafting (further changes shown in blue font).

The taking and using of groundwater that:

1. Does not comply with condition 3 of Rule 14.5.9; or
2. Will replace a lawfully established take affected by the provisions of Section 124-124C of the RMA

that and does not comply with ~~one or more of~~ conditions 2a ~~or 3~~ of Rule 14.5.9
is a non-complying activity.