

**SCHEDULE OF PLAN CHANGE TO BE MADE OPERATIVE IN ACCORDANCE WITH
CLAUSE 17(2) OF THE FIRST SCHEDULE OF THE RESOURCE MANAGEMENT
ACT 1991**

This schedule outlines the changes to the provisions of the Queenstown Lakes District Plan resulting Plan Change 28 Trails that are no longer subject to the submissions or appeal process, and accordingly can be operative under Clause 17(2) of the First Schedule of the Resource Management Act 1991. The changes are to be made operative following the Environment Court Decision [2010] NZEnvC 97, and the Queenstown Lakes District Council resolution made on 25 May 2010.

Changes to the District Plan to be made operative are set out below. Text that already exists in the Operative District Plan is shown in *italic*. Text additions resulting from Plan Change 28 are shown in ***bold italic***.

Amend the definition of 'public place' to read:

*Public place – means every public thoroughfare, park, reserve, lake, river or place to which the public has access with or without the payment of a fee, and which is under the control of the District Council, or other agencies. **Excludes any trail as defined in this Plan.***

Add the following definition of 'trail':

Trail – means any public access route (excluding (a) roads and (b) public access easements created by the process of tenure review under the Crown Pastoral Land Act) legally created by way of a grant of easement registered after 11 December 2007 for the purpose of providing public access in favour of the Queenstown Lakes District Council, the Crown or any of its entities.

Amend Policy 4.2.5(4) Visual Amenity Landscapes to read:

4. Visual Amenity Landscapes

(b) To avoid, remedy or mitigate the adverse effects of subdivision and development on the visual amenity landscapes which are:

- highly visible from public places and other places which are frequented by members of the public generally (**except any trail as defined in this Plan**); and*
- visible from public roads*