

# Supplementary advice - Te Atiawa Claims Settlement Bill

29 May 2015

Attorney-General

Te Atiawa Claims Settlement Bill (PCO 17855/1.31) – Consistency with the New Zealand Bill of Rights Act 1990 – Supplementary advice  
Our Ref: ATT395/218

1. On 11 July 2014 we provided advice on the consistency of the above Bill with the New Zealand Bill of Rights Act 1990 (the Bill of Rights Act). We advised that the Bill appeared to be consistent with the Bill of Rights Act. Attached is a copy of that advice.

2. Subsequently we were asked to review an amended version of the Bill, reflecting the provisions of a Deed to Amend the Te Atiawa Deed of Settlement. Apart from minor and technical changes, the amendments:

2.1 add a new clause (clause 8) providing a Summary of Historical Account;

2.2 make slight changes to the processes for setting, and for amending, the protection principles for an overlay area;

2.3 update and make changes to the detail of the provisions governing the vesting of certain properties (now identified as Ngā Motu) jointly in fee simple, and to the detail of the vesting in fee simple of Taumata;

2.4 make minor changes to provisions governing the representation of Taranaki iwi on the regional council, rights of first refusal and Waitara endowment land; and

2.5 provide for transitional arrangements relating to the reorganisation of the governance structures of Te Atiawa, including taxation matters. These include common provisions which prevent trustees of the Te Atiawa (Taranaki) Settlements Trust, which is being disestablished, from claiming compensation due to the expiry of their terms of office, and also prohibit compensation for any technical redundancy resulting from the disestablishment of the trust.

3. Having reviewed the amended Bill, our advice remains the same: the Bill appears to be consistent with the Bill of Rights Act.

## Review of this advice

4. This advice has been reviewed in accordance with Crown Law protocol by Debra Harris, Crown Counsel.

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**Crown Counsel**

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