

12 October 2016

Hon Christopher Finlayson QC, Attorney-General

Consistency with the New Zealand Bill of Rights Act 1990: Private International Law (Choice of Law in Tort) Bill

1. We have considered whether the Private International Law (Choice of Law in Tort) Bill ('the Bill'), a members' Bill in the name of David Bennett MP, is consistent with the rights and freedoms affirmed in the New Zealand Bill of Rights Act 1990 ('the Bill of Rights Act').
2. This Bill clarifies which jurisdiction's law is applicable in actions of tort and provides guidance to the courts on matters of characterisation. The Bill also abolishes several common law rules relating to the applicable law for tort claims in private international law.
3. We have concluded that the Bill appears to be consistent with the rights and freedoms affirmed in the Bill of Rights Act.

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