

WAITANGI TRIBUNAL

Wai 2575

CONCERNING

the Treaty of Waitangi Act 1975

ANDthe Health Services and
Outcomes Kaupapa Inquiry**DIRECTION COMMISSIONING RESEARCH**

1. Pursuant to clause 5A of the second schedule of the Treaty of Waitangi Act 1975, the Tribunal commissions Barry Rigby to prepare a report on issues of alcohol, tobacco and substance abuse for Māori, for the Health Services and Outcomes Kaupapa Inquiry.
2. The researcher should focus on providing an outline of contemporary health services relevant to issues of alcohol, tobacco and substance abuse for Māori, how these are implemented, the impacts and outcomes for Māori, and Māori responses. Māori participation in legislation, governance and policy developments in respect to alcohol, tobacco and substance abuse health services should also be examined.
3. The researcher will provide a brief outline of significant historical developments relevant to the development of the current health system including Māori historical experiences of government health services in respect to alcohol, tobacco and substance abuse issues and how these may have contributed to any current barriers to service.
4. Utilising the four key topics identified in the pre-casebook discussion paper of disparities in outcomes for Māori with alcohol, tobacco and substance abuse issues; accessibility of health services for Māori with alcohol, tobacco and substance abuse issues; responsiveness of health services to Māori with alcohol, tobacco and substance abuse issues; and effectiveness of health services for Māori with alcohol, tobacco and substance abuse issues, where possible the overview will address:
 - (a) How does the contemporary health system, including legislation, policies and practices recognise and provide for the needs of Māori with alcohol, tobacco and substance abuse issues? To what extent, if any, does implementation and outcomes diverge from policy objectives?
 - (b) To what extent does health policy and practice provide culturally appropriate health services and treatment for those Māori with alcohol, tobacco and substance abuse issues, or provide for Māori led and developed systems and methods of health care/kaupapa Māori?
 - (c) To what extent have Crown acts or omissions, if any contributed to disparities in health services and outcomes between Māori and non-Māori with alcohol, tobacco and substance abuse issues and how are these recognised and addressed?

- (d) What barriers, if any, do Māori with alcohol, tobacco and substance abuse issues experience in accessing health services and what are existing Crown policies and practices for recognising and addressing any such barriers?
- (e) How effective is current monitoring and data collection for identifying and addressing any disparities in health services and outcomes for Māori with alcohol, tobacco and substance abuse issues?
- (f) To what extent have Māori had opportunities to contribute to relevant policy and legislative developments?
- (g) What key historical developments have contributed to the current system of government health services for Māori with alcohol, tobacco and substance abuse issues and to Māori experiences and attitudes to health services?
5. The completed report draft will be made available to parties for feedback by 30 April 2019 to be followed by quality assurance and final revision with the final report filed by 28 June 2019. An electronic copy of the report and supporting documentation should be submitted to the Registrar in Word or PDF file format.
6. The report may be received as evidence and the author may be cross-examined on it.
7. The Registrar is to send copies of this direction to:
- Barry Rigby
 - Claimant counsel, Crown counsel and unrepresented claimants in the Health Services and Outcomes Kaupapa Inquiry
 - Chief Historian, Waitangi Tribunal Unit
 - Principal Research Analysts, Waitangi Tribunal Unit
 - Manager Research Services, Waitangi Tribunal Unit
 - Manager Inquiry Facilitation, Waitangi Tribunal Unit
 - Inquiry Facilitator, Waitangi Tribunal Unit
 - Solicitor General, Crown Law Office
 - Director, Office of Treaty Settlements
 - Chief Executive, Te Puni Kōkiri

DATED at Hamilton on this 24th day of September 2018



Judge S R Clark
Presiding Officer

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