

WAITANGI TRIBUNAL

Wai 3137

CONCERNING

the Treaty of Waitangi Act 1975

ANDa claim by Horitamakiterangi
Manuirirangi on behalf of Ngāti
Tū and Ngāruahine iwi**MEMORANDUM-DIRECTIONS OF THE DEPUTY CHAIRPERSON**

The Registrar will please enter this matter on the register of claims and give it the next available Wai number. The register should note that the claim was received on 29 April 2022.

The claimant should please take note of the 'Wai' number reference at the top of the page. Please use this claim number in any communication with the Tribunal.

This claim is lodged by Horitamakiterangi Manuirirangi on behalf of Ngāti Tū and Ngāruahine iwi and concerns civil justice issues in the environmental sector. The claimant alleges that the Crown has breached the principles of the Treaty of Waitangi by enacting the final form of the COVID-19 Recovery (Fast-track Consenting) Act 2020.

The claimant seeks a variety of relief, including a recommendation that the Crown provides the resources for Māori to respond to applications under the COVID-19 Recovery (Fast-track Consenting) Act 2020.

The claimant may amend this claim at a later stage. In any case the Tribunal may require the claimant to prepare a fully particularised statement of claim before the claim can be heard.

The Tribunal currently runs district and kaupapa inquiry programmes in which claims are grouped either by district or by kaupapa (thematic) issue. Historical claims are those that raise grievances which arose before 21 September 1992. Contemporary claims have grievances that arose on or after that date. Some claims have both historical and contemporary grievances.

The allegations made in this claim are contemporary in nature. They pertain to the justice system and as such may be best suited for consideration in Wai 3060, Te Rau o te Tika: the Justice System kaupapa inquiry.

When the time comes for the claim to be prepared for hearing, the Tribunal will decide whether there are any matters in the present claim that the Tribunal may not inquire into. The claimant needs to be aware that there are some matters that the Tribunal is not allowed to inquire into, such as any Bill that has been introduced into Parliament (unless the Bill has been referred to the Tribunal under section 8 of the Treaty of Waitangi Act 1975). Also, when historical claims are settled, the settlement legislation usually forbids the Tribunal from inquiring further into the matters that have been settled.

The claimant also needs to be aware that the Tribunal does not make settlements. After the Tribunal has completed an inquiry into claims, it writes a report making recommendations to the Crown. It cannot tell the Crown what to do; it may only recommend that the Crown acts to address the negative consequences of its breaches of the principles of the Treaty.

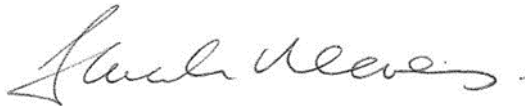
Legal Aid Services provides help for Waitangi Tribunal claimants. For advice on getting a lawyer or receiving funding, please contact Legal Aid Services at their Wellington central office or one of the local offices; the claimant should check their telephone directory for contact details.

Any questions about the contents of this document should be directed to The Registrar, Waitangi Tribunal, DX SX 11237, Wellington; phone (04) 914 3000, fax (04) 914 3001; email wt.registrar@justice.govt.nz.

The Registrar is to send a copy of this direction to the claimant and to:

- Crown Law Office;
- Te Kahui Whakataua (Treaty Settlements), Office for Māori Crown Relations – Te Arawhiti;
- Crown Forestry Rental Trust;
- Legal Aid Services;
- Te Puni Kōkiri;
- Ministry for the Environment; and
- all those on the notification list for Wai 3060, Te Rau o te Tika: the Justice System inquiry.

DATED at Wellington this 17th day of May 2022



Judge Sarah Reeves
Deputy Chairperson

WAITANGI TRIBUNAL