WAITANGI TRIBUNAL

Wai 3112

CONCERNING the Treaty of Waitangi Act 1975

AND the Justice System (Sullivan) claim

MEMORANDUM-DIRECTIONS OF THE DEPUTY CHAIRPERSON

The Registrar is directed to add to Wai 3112, an amended statement of claim received on 31 May 2022, and to record its date of receipt in the register of claims.

This amendment seeks to add further allegations to the claim concerning the justice system. The claimant alleges that the Crown has breached the principles of the Treaty of Waitangi:

- by failing to ensure the police diversion policy is applied fairly and consistently;
- by failing to ensure family harm call outs are appropriately dealt with and are consistent;
- by failing to provide an equitable remand system for prisoners;
- by failing to provide sufficient means to prisoners on electronic monitoring on bail;
- by failing to investigate abuse in state care and provide sufficient resources for those who have been abused by the system;
- through the Limitation Act 2010 which sets limitations on those seeking to hold the state accountable for their actions;
- through the Youth Court as the system does not adequately address youth offending and youth often go on to offend as adults;
- through the Ministry of Social Development abuse in state care compensation process which is long and drawn out, and many victims are provided little to no support causing significant prejudice to Māori tamariki;
- through the Royal Commission of Inquiry into Abuse in State Care that does not compensate victims for the harm they received;
- through the failure of the Accident Compensation Corporation scheme for those who have suffered a mental injury because of sexual violence;
- through the Family Court implementing laws against Māori more harshly than Crown agencies ie Oranga Tamariki; and
- failing to set up an independent organisation to deal with breaches by Oranga Tamariki.

The amendment is to be entered on Wai 3112, the Justice System (Sullivan) claim, as document #1.1.1(a).

The Registrar is to send a copy of this direction to the claimants and give notice of the amendment to those on the notification list for:

- Wai 3112, the Justice System (Sullivan) claim; and
- Wai 3060, Te Rau o te Tika: the Justice System kaupapa inquiry.

DATED at Wellington this 30th day of June 2022

Judge Sarah Reeves
Deputy Chairperson
WAITANGI TRIBUNAL