KEI MUA I TE AROARO O TE RŌPŪ WHAKAMANA I TE TIRITI O WAITANGI

BEFORE THE WAITANGI TRIBUNAL **WAI 3553**

IN THE MATTER OF	**the Treaty of Waitangi Act 1975**
AND	
IN THE MATTER OF	**the Education and Training Amendment Act and Te Mātaiaho Urgent Inquiry**

MEMORANDUM OF COUNSEL FOR THE CROWN

16 April 2026

Te Tari Ture o te Karauna
Crown Law

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Waitangi Tribunal
17 Apr 2026
Ministry of Justice
WELLINGTON

MAY IT PLEASE THE TRIBUNAL:

1. The Crown has been asked to respond to a suggestion that it provide an undertaking to the effect it would not introduce legislation before the Tribunal reports in this inquiry. Having asked, counsel for the Crown is instructed that the Crown is not in a position to give an undertaking.

2. That is because decisions have not been made about when amending legislation will be introduced beyond what is recorded in the Cabinet minute.[1] The minute records that the Minister of Justice proposes introducing such legislation this Parliamentary term.[2]

16 April 2026

J Watson / T Garimella / L Ewing
Counsel for the Crown

TO: The Registrar, Waitangi Tribunal

AND TO: Claimant Counsel

[1] Filed by the Crown on 15 April 2026 at 6:11pm initially, with an indexed and paginated copy filed on 16 April 2026 at 10:11am via the Wai 3553 email distribution list.

[2] See above document at page 13, para [29].