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Waitangi Tribunal
21 Apr 26
Ministry of Justice
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LAW AND CONSULTANCY

Legislation in scope[1]

The review focuses on provisions in 23 laws, administered by 13 government agencies. They are:

	Act	Agency
1	Land Transport Management Act 2003 s 4	**Ministry of Transport**
2	Pae Ora (Healthy Futures) Act 2022 ss 5 and 6 Smokefree Environments and Regulated Products Act 1990 s 3AB Mental Health and Wellbeing Commission Act 2020 ss 3 and 9(1)	**Ministry of Health**
3	Criminal Cases Review Commission Act 2019 s 15(3)	**Ministry of Justice**
4	Oranga Tamariki Act 1989 s 4(1)(f)	**Oranga Tamariki**
5	Energy Efficiency and Conservation Act 2000 s 6(d) Plant Variety Rights Act 2022 ss 4 and 54	**Ministry of Business, Innovation and Employment**
6	Organic Products and Production Act 2023 ss 4 and 5(1)(b)	**Ministry for Primary Industries**
7	Kainga Ora-Homes and Communities Act 2019 ss 4, 10, 11(1)(b)(i) and Schedule 1, clause 12(2) Urban Development Act 2020 s 4 and Schedule 3, Clause 1(4)(c)	**Ministry of Housing and Urban Development**
8	Local Government Act 2002 s 4 Taumata Arowai – the Water Services Regulator Act 2020 ss 5, 12 and 19	**Department of Internal Affairs**

[1] Ministry of Justice "Review of legislation including reference to the principles of the Treaty of Waitangi" (January 2026) <https://www.justice.govt.nz/justice-sector-policy/key-initiatives/review-of-legislation-including-reference-to-the-principles-of-the-treaty-of-waitangi/>.

	Digital Identity Services Trust Framework Act 2023 ss 4(2), 9 and 47	
9	Hazardous Substances and New Organisms Act 1996 s 8 Climate Change Response Act 2002 s 3A Exclusive Economic Zone and Continental Shelf (Environmental Effects) Act 2012 ss 3(3) and 12 Environment Act 1986 preamble	**Ministry for the Environment**
10	Hauraki Gulf Marine Park Act 2000 s 6 Harbour Boards Dry Land Endowment Revesting Act 1991 s 3	**Department of Conservation**
11	Data and Statistics Act 2022 ss 3(e), 4 and 14	**Statistics New Zealand**
12	Crown Pastoral Land Act 1998 ss 5 and 84(b)	**Land Information New Zealand**
13	Education and Training Act 2020 ss 9(2)(d), 9(2)(g), 127(1)(d), 281(1)(b), 476(4)(b)(v), 398B, and 536A	**Ministry of Education**

Legislation that refers to the Treaty, as opposed to Treaty principles, have generally been excluded from the review. The exception is section 127(1)(d) of the Education and Training Act 2020, whose Treaty provisions were being separately reviewed and have been included in this process for practicality.