

Vote Treaty Negotiations

MINISTER(S) RESPONSIBLE FOR APPROPRIATIONS: Minister for Treaty of Waitangi Negotiations (M74)

ADMINISTERING DEPARTMENT: Ministry of Justice

MINISTER RESPONSIBLE FOR MINISTRY OF JUSTICE: Minister of Justice

Overview of the Vote

The Minister for Treaty of Waitangi Negotiations is responsible for appropriations in Vote Treaty Negotiations for the 2013/14 financial year including a multi-year appropriation and a range of annual appropriations.

Vote Treaty Negotiations contains a multi-year appropriation of \$1,400 million for the five year period 2013 to 2017. This appropriation is for the settlement of historical Treaty of Waitangi claims and provides for the payment of redress through the transfer of assets (cash and property) from the Crown to claimant groups, and for the payment of interest on settlement redress.

In addition, annual appropriations sought for Vote Treaty Negotiations in 2013/14 total \$59.541 million. This is intended to be spent as follows:

- \$32.403 million (45% of the Vote) for the purchase of negotiation and implementation of historical Treaty claims and administration and implementation of the Marine and Coastal Area (Takutai Moana) Act 2011 from the Ministry of Justice
- \$9.527 million (13% of the Vote) for the purchase of property management services from the Ministry of Justice
- \$2.073 million (3% of the Vote) for the purchase of Crown representation at Waitangi Tribunal and Court hearings of historical claims
- \$651,000 (1% of the Vote) for the purchase of policy advice on historical Treaty claims and administration and implementation of the Marine and Coastal Area (Takutai Moana) Act 2011 from the Ministry of Justice
- \$8.102 million (11% of the Vote) for claimant funding to support the settlement of historical Treaty claims
- \$120,000 (less than 1% of the Vote) for debt write-off of rentals owing from Landbank properties
- \$1.700 million (2% of the Vote) for agreed payments for Foreshore and Seabed agreements
- \$4.450 million (6% of the Vote) financial contributions to applicant groups under the Marine and Coastal Area (Takutai Moana) Act 2011
- \$3.600 million (5% of the Vote) for depreciation on assets held in a Landbank, and
- \$10 million (14% of the Vote) for the purchase of property for the Landbank administered by the Ministry of Justice for historical Treaty of Waitangi settlement purposes.

The Ministry of Justice expects to collect \$9.270 million of revenue on behalf of the Crown from Landbank property operations and \$6.678 million of interest revenue from Lending to implement the Ngāti Whatua Orakei Deed of Settlement.

Details of these appropriations are set out in Parts 2-6 for Vote Treaty Negotiations in the *Information Supporting the Estimates of Appropriations*.

Details of Appropriations

Details of Annual and Permanent Appropriations

Titles and Scopes of Appropriations by Appropriation Type	2012/13		2013/14
	Budgeted \$000	Estimated Actual \$000	Budget \$000
Departmental Output Expenses			
<i>Property Portfolio Management (M74)</i> Management, transfer and disposal of Crown-owned property for Treaty settlement purposes.	9,535	9,535	9,527
<i>Treaty Negotiations and Marine and Coastal Area (Takutai Moana) Act MCOA (M74)</i>	30,842	30,842	35,127
<i>Policy Advice - Treaty Negotiations and Marine and Coastal Area (Takutai Moana) Act</i> This output class is limited to the provision of advice to support decision-making by Ministers on government policy matters relating to Treaty Negotiations and the Marine and Coastal Area (Takutai Moana) Act 2011.	1,307	1,307	651
<i>Representation - Waitangi Tribunal and Courts</i> This output class is limited to Crown representation in the Waitangi Tribunal and in the Courts on matters concerning Treaty claims, and associated research into historical Treaty grievances to support representation.	2,701	2,701	2,073
<i>Treaty Negotiations and Marine and Coastal Area (Takutai Moana) Act</i> This output class is limited to the negotiation and implementation of historical Treaty claims, and the administration and implementation of the Marine and Coastal Area (Takutai Moana) Act 2011.	26,834	26,834	32,403
Total Departmental Output Expenses	40,377	40,377	44,654
Non-Departmental Other Expenses			
<i>Agreed Payments for Foreshore and Seabed Deeds of Agreement (M74)</i> This appropriation is limited to agreed payments associated with implementing foreshore and seabed Deeds of Agreement.	2,400	2,400	1,700
<i>Claimant Funding (M74)</i> This appropriation is limited to payment of claimant funding related to the settlement of historical Treaty of Waitangi claims.	16,083	12,000	8,102
<i>Contribution Toward Determining Customary Interests in the Marine and Coastal Area (M74)</i> This appropriation is limited to providing financial assistance for the investigation of applicant groups' customary rights under the Marine and Coastal Area (Takutai Moana) Act 2011.	811	-	4,450
<i>Debt Write-offs (M74)</i> Write-off of Bad Debts from Landbank rental properties.	120	120	120
<i>Depreciation (M74)</i> Depreciation on assets held in the Office of Treaty Settlements Landbank for Treaty settlements.	3,600	3,600	3,600
<i>Contribution towards Northland Waitangi Tribunal hearings (M74)</i> This appropriation is limited to providing financial support to enable claimant participation in the Northland Waitangi Tribunal process.	200	200	-
<i>Crown Contribution to Maraeroa A and B Trust (M74)</i> This appropriation is limited to an ex gratia payment to the Maraeroa A and B Trust to compensate for a reallocation of Crown Forestry License land rentals.	95	95	-
<i>Transfer of the Crown's 50 percent residual interest in Wharerata Crown Forest Licensed land (M74)</i> This appropriation is limited to the transfer of the Crown's 50 percent residual interest in Wharerata Forest land to Wharerata Forest Limited.	3,570	3,570	-
Total Non-Departmental Other Expenses	26,879	21,985	17,972

Titles and Scopes of Appropriations by Appropriation Type	2012/13		2013/14
	Budgeted \$000	Estimated Actual \$000	Budget \$000
Non-Departmental Capital Expenditure			
<i>Land, Stock, Plant Purchases (M74)</i> The purchase of surplus Crown property is held in the Office of Treaty Settlements Landbank to protect it for possible use in future Treaty of Waitangi settlements.	41,366	20,000	10,000
<i>Lending to Support Implementation of the Ngāti Whatua o Orakei Deed of Settlement (M74)</i> This appropriation is limited to lending to implement the Ngāti Whatua o Orakei Deed of Settlement.	66,380	66,380	-
Total Non-Departmental Capital Expenditure	107,746	86,380	10,000
Total Annual and Permanent Appropriations	175,002	148,742	72,626

Details of Multi-Year Appropriations

Type, Title, Scope and Period of Appropriations	\$000
Non-Departmental Other Expenses	
<i>Historical Treaty of Waitangi Settlements 2012 - 2016 (M74)</i> This appropriation is limited to the settlement of historical Treaty of Waitangi claims, including redress through the transfer of assets (cash and property) from the Crown to the claimant groups, and any simple interest payable on settlements between the date specified in the Deed of Settlement and the Settlement Date. Commences: 30 June 2012 Expires: 30 June 2016	1,400,000
<i>Historical Treaty of Waitangi Settlements 2013 - 2017 (M74)</i> This appropriation is limited to the settlement of historical Treaty of Waitangi claims, including redress through the transfer of assets (cash and property) from the Crown to the claimant groups, and any simple interest payable on settlements between the date specified in the Deed of Settlement and the Settlement Date. Commences: 30 June 2013 Expires: 30 June 2017	1,400,000