

Vote Te Arawhiti

APPROPRIATION MINISTER(S): Minister for Treaty of Waitangi Negotiations (M74), Minister for Māori Crown Relations: Te Arawhiti (M98)

DEPARTMENT ADMINISTERING THE VOTE: Ministry of Justice (A23)

RESPONSIBLE MINISTER FOR MINISTRY OF JUSTICE: Minister of Justice

Overview of the Vote

The Minister for Māori Crown Relations: Te Arawhiti is responsible for appropriations in the Vote for the 2023/24 financial year covering the following:

- nearly \$12 million for strengthening Crown capability and supporting significant events that demonstrate and strengthen the Māori Crown relationship, and
- a multi-year appropriation of over \$5 million for the three-year period from 2021/22 to 2023/24 for the costs associated with the Wakatū Litigation.

The Minister for Treaty of Waitangi Negotiations is responsible for appropriations in the Vote for the 2023/24 financial year covering the following:

- a multi-year appropriation of \$1,400 million for the four-year period from 2022/23 to 2025/26. 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 the settlements
- nearly \$37 million for the departmental expenses in settling historical Treaty of Waitangi claims and determining customary interests in the takutai moana (marine and coastal areas)
- over \$25 million for funding to address contamination issues at the Royal New Zealand Air Force Base Woodbourne in a specific Treaty settlement context
- over \$12 million for financial assistance to applicants to support determining customary interests in the takutai moana marine and coastal area
- nearly \$8 million for claimant funding to support the settlement of historical Treaty of Waitangi claims
- nearly \$2 million for the operations of Ngāpuhi Investment Fund Limited, and
- nearly \$1 million for financial assistance to support finalising transfer of ancillary redress.

Details of these appropriations are set out in Parts 2-4.

Details of Appropriations and Capital Injections

Annual Appropriations and Forecast Permanent Appropriations

Titles and Scopes of Appropriations by Appropriation Type	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Departmental Output Expenses			
Treaty Negotiations and Marine and Coastal Area Customary Interests (M74) (A23) This appropriation is limited to departmental expenses incurred in settling historical Treaty of Waitangi claims, determining customary interests in marine and coastal areas, and implementing such settlements of claims and determinations of interests.	39,300	39,300	36,768
Total Departmental Output Expenses	39,300	39,300	36,768
Non-Departmental Output Expenses			
Operations of Ngāpuhi Investment Fund Limited (M74) (A23) This appropriation is limited to the administration and management of Ngāpuhi Investment Fund Limited.	2,050	2,050	1,900
Total Non-Departmental Output Expenses	2,050	2,050	1,900
Non-Departmental Other Expenses			
Ancillary redress: financial assistance for beneficiaries (M74) (A23) This appropriation is limited to providing Crown contributions to beneficiaries and their representatives towards the costs they incur on finalising the terms of transfer to them of ancillary redress.	750	750	750
Claimant Funding (M74) (A23) This appropriation is limited to payment of claimant funding related to the settlement of historical Treaty of Waitangi claims.	7,102	7,102	7,602
Financial Assistance Toward Determining Customary Interests in the Marine and Coastal Area (M74) (A23) This appropriation is limited to providing financial assistance to applicant groups to investigate their customary interests in the marine and coastal area.	12,088	12,088	12,023
Post-Settlement Resolution for New Zealand Defence Force Redress at Royal New Zealand Air Force Base Woodbourne (M98) (A23) This appropriation is limited to a payment to address issues arising from per- and polyfluoroalkyl substances contamination at Royal New Zealand Air Force Base Woodbourne.	-	-	25,200
Cyclone Gabrielle - Māori Community Engagement in Response to Cyclone Gabrielle (M98) (A23) This appropriation is limited to the provision of funding to iwi to support their recovery relating to recent adverse weather events and to support their engagement with central and local government, and with their whanau, in the response to and recovery from such events.	3,000	3,000	-
Funding to Address Waitangi Tribunal Recommendations (M74) (A23) This appropriation is limited to addressing Waitangi Tribunal recommendations for contemporary claims.	500	500	-
Specific Redress Arrangements (M74) (A23) This appropriation is limited to Crown contributions to support the delivery of redress arrangements in specific circumstances as determined by the Minister for Treaty of Waitangi Negotiations.	35,000	35,000	-
Supporting Matariki Kaupapa (M98) (A23) This appropriation is limited to providing funding for resources and events that acknowledge and support understanding of Matariki.	1,420	1,420	-
Total Non-Departmental Other Expenses	59,860	59,860	45,575

Titles and Scopes of Appropriations by Appropriation Type	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Multi-Category Expenses and Capital Expenditure			
Māori Crown Relations MCA (M98) (A23) The single overarching purpose of this appropriation is to support the strengthening of the relationship between Māori and the Crown.	14,259	14,259	11,825
<i>Departmental Output Expenses</i>			
<i>Strengthening Crown Capability</i> This category is limited to the provision of services to strengthen Crown capability in building sustainable and productive Māori Crown relationships; including providing advice and information to support Ministers on government policy matters relating to the Māori Crown Relationship.	12,589	12,589	10,825
<i>Non-Departmental Output Expenses</i>			
<i>Supporting Significant Māori Events</i> This category is limited to providing funding for events that strengthen and display a Māori Crown Relationship.	1,670	1,670	1,000
Total Multi-Category Expenses and Capital Expenditure	14,259	14,259	11,825
Total Annual Appropriations and Forecast Permanent Appropriations	115,469	115,469	96,068

Multi-Year Appropriations

Type, Title, Scope and Period of Appropriations	Appropriations, Adjustments and Use	\$000
Departmental Output Expenses		
Crown Response to Wakatū Litigation and Related Proceedings (M98) (A23) This appropriation is limited to the development and delivery of a Crown response to the Wakatū litigation and any related proceedings. Commences: 01 July 2021 Expires: 30 June 2024	Original Appropriation Adjustments to 2021/22 Adjustments for 2022/23 Adjusted Appropriation Actual to 2021/22 Year End Estimated Actual for 2022/23 Estimate for 2023/24 Estimated Appropriation Remaining	4,400 1,083 - 5,483 400 2,300 2,783 -
Non-Departmental Other Expenses		
Historical Treaty of Waitangi Settlements 2022 - 2026 (M74) (A23) 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 2022 Expires: 30 June 2026	Original Appropriation Estimated Actual for 2022/23	1,400,000 350,000

Type, Title, Scope and Period of Appropriations	Appropriations, Adjustments and Use	\$000
Historical Treaty of Waitangi Settlements 2023 - 2027 (M74) (A23) 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 2023 Expires: 30 June 2027	Original Appropriation	1,400,000
	Estimated Actual for 2022/23	-

Total Annual Appropriations and Forecast Permanent Appropriations and Multi-Year Appropriations

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Annual Appropriations and Forecast Permanent Appropriations	115,469	115,469	96,068
Total Forecast MYA Departmental Output Expenses	2,300	2,300	2,783
Total Forecast MYA Non-Departmental Other Expenses	350,000	350,000	350,000
Total Annual Appropriations and Forecast Permanent Appropriations and Multi-Year Appropriations	467,769	467,769	448,851

Supporting Information

Part 1 - Vote as a Whole

1.1 - New Policy Initiatives

Policy Initiative	Appropriation	2022/23 Final Budgeted \$000	2023/24 Budget \$000	2024/25 Estimated \$000	2025/26 Estimated \$000	2026/27 Estimated \$000
Post-Settlement Issue Resolution - Royal New Zealand Air Force Base Woodbourne	Post-Settlement Resolution for New Zealand Defence Force Redress at Royal New Zealand Air Force Base Woodbourne Non-Departmental Other Expenses	-	25,200	-	-	-
Initial Short-Term Response Package to Accelerate Māori Response to Cyclone Gabrielle	Cyclone Gabrielle - Māori Community Engagement in Response to Cyclone Gabrielle Non-Departmental Other Expenses	3,000	-	-	-	-
Continuing to Pay Employees to Maintain Core Justice Services for New Zealanders	Treaty Negotiations and Marine and Coastal Area Customary Interests Departmental Output Expenses Māori Crown Relations MCA Strengthening Crown Capability Departmental Output Expenses	579	1,165	1,788	1,788	1,788
		151	325	498	498	498
Funding to Address Waitangi Tribunal Recommendations	Funding to Address Waitangi Tribunal Recommendations Non-Departmental Other Expenses	500	-	-	-	-
Total Initiatives		4,230	26,690	2,286	2,286	2,286

1.2 - Trends in the Vote

Summary of Financial Activity

	2018/19	2019/20	2020/21	2021/22	2022/23		2023/24			2024/25	2025/26	2026/27
	Actual \$000	Actual \$000	Actual \$000	Actual \$000	Final Budgeted \$000	Estimated Actual \$000	Departmental Transactions Budget \$000	Non- Departmental Transactions Budget \$000	Total Budget \$000	Estimated \$000	Estimated \$000	Estimated \$000
Appropriations												
Output Expenses	37,090	36,693	38,861	39,351	43,650	43,650	39,551	1,900	41,451	35,862	36,159	36,159
Benefits or Related Expenses	-	-	-	-	-	-	N/A	-	-	-	-	-
Borrowing Expenses	-	-	-	-	-	-	-	-	-	-	-	-
Other Expenses	60,100	26,146	218,037	233,751	409,860	409,860	-	395,575	395,575	370,125	371,338	371,338
Capital Expenditure	2,466	-	150,000	-	-	-	-	-	-	-	-	-
Intelligence and Security Department Expenses and Capital Expenditure	-	-	-	-	-	-	-	N/A	-	-	-	-
Multi-Category Expenses and Capital Expenditure (MCA)												
<i>Output Expenses</i>	3,181	6,055	10,479	14,389	14,259	14,259	10,825	1,000	11,825	11,998	11,998	11,998
<i>Other Expenses</i>	-	-	-	1,215	-	-	-	-	-	-	-	-
<i>Capital Expenditure</i>	-	-	-	-	-	-	N/A	-	-	-	-	-
Total Appropriations	102,837	68,894	417,377	288,706	467,769	467,769	50,376	398,475	448,851	417,985	419,495	419,495
Crown Revenue and Capital Receipts												
Tax Revenue	-	-	-	-	-	-	N/A	-	-	-	-	-
Non-Tax Revenue	725	711	689	664	708	708	N/A	708	708	708	708	708
Capital Receipts	-	-	-	-	-	-	N/A	-	-	-	-	-
Total Crown Revenue and Capital Receipts	725	711	689	664	708	708	N/A	708	708	708	708	708

Note - where restructuring of the vote has occurred then, to the extent practicable, prior years information has been restated as if the restructuring had occurred before the beginning of the period covered. In this instance Total Appropriations for the Budgeted and Estimated Actual year may not equal Total Annual Appropriations and Forecast Permanent Appropriations and Multi-Year Appropriations in the Details of Appropriations and Capital Injections.

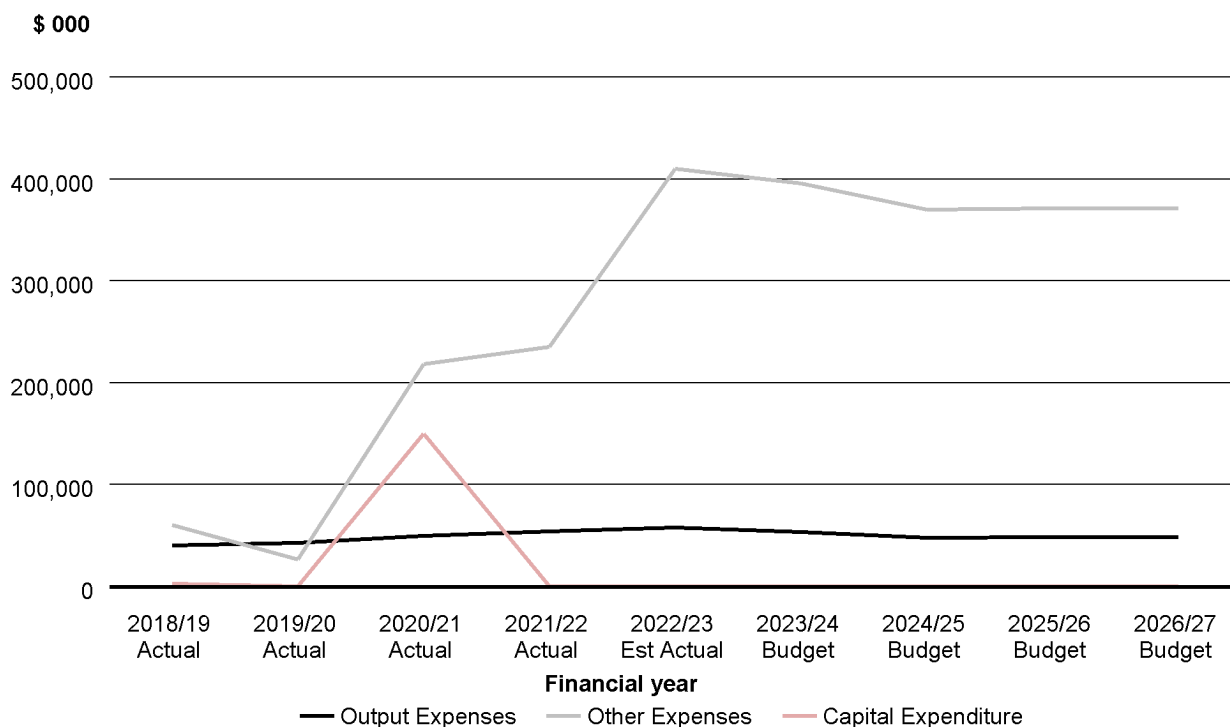
Adjustments to the Summary of Financial Activity Table Due to Vote Restructuring

There have been no restructuring adjustments to prior year information in the Summary of Financial Activity table.

1.3 - Analysis of Significant Trends

Total Vote: All Appropriations

Figure 1 - Vote trends in actual and budgeted expenditure by appropriation type



Source: Ministry of Justice

Output Expenses

Output expenses remain fairly consistent over the trend period. Time-limited funding has been included in 2019/20, 2020/21, 2021/22 and 2022/23 to support the higher than anticipated demand for determining customary interests. From 2018/19 onwards the Māori Crown Relations appropriation has been included in output expenses. From 2020/21 onwards funding for the operations of Ngāpuhi Investment Fund Limited and Crown Response to Wakatū Litigation and Related Proceedings appropriations have been included in output expenses.

Other Expenses

The fluctuation in other expenses primarily reflects the size and timing of Treaty Settlements under the Historical Treaty of Waitangi Settlements multi-year appropriation, which varies as each negotiation progresses through key milestones over the full course of the negotiation.

Capital Expenditure

Capital expenditure in 2020/21 relates to the Crown's \$150 million capital investment in the Ngāpuhi Sovereign Fund entity.

Non-Tax Revenue

The non-tax revenue relates to interest received from lending to implement the Ngāti Whātua Ōrākei Deed of Settlement.

Part 2 - Details of Departmental Appropriations

2.1 - Departmental Output Expenses

Crown Response to Wakatū Litigation and Related Proceedings (M98) (A23)

Scope of Appropriation and Expenses

Type, Title, Scope and Period of Appropriations	Appropriations, Adjustments and Use	\$000
Crown Response to Wakatū Litigation and Related Proceedings (M98) (A23) This appropriation is limited to the development and delivery of a Crown response to the Wakatū litigation and any related proceedings. Commences: 01 July 2021 Expires: 30 June 2024	Original Appropriation	4,400
	Adjustments to 2021/22	1,083
	Adjustments for 2022/23	-
	Adjusted Appropriation	5,483
	Actual to 2021/22 Year End	400
	Estimated Actual for 2022/23	2,300
	Estimate for 2023/24	2,783
	Estimated Appropriation Remaining	-

Revenue

	Budget \$000
Revenue from the Crown to end of 2023/24	5,483
Revenue from Others to end of 2023/24	-
Total Revenue	5,483

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve the development and delivery of a coordinated Crown response to the Wakatū litigation and related proceedings.

How Performance will be Assessed and End of Year Reporting Requirements

Assessment of Performance	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Te Arawhiti convenes regular hui with the interagency panel to ensure agencies contribute appropriately to the development of the Crown response to the Wakatū proceedings	Achieved	Achieved	Achieved

End of Year Performance Reporting

Performance information for this appropriation will be reported by the Ministry of Justice in its Annual Report.

Current and Past Policy Initiatives

Policy Initiative	Year of First Impact	2022/23 Final Budgeted \$000	2023/24 Budget \$000	2024/25 Estimated \$000	2025/26 Estimated \$000	2026/27 Estimated \$000
Crown Response to Wakatū Litigation and Related Proceedings	2020/21	1,300	1,300	-	-	-

Treaty Negotiations and Marine and Coastal Area Customary Interests (M74) (A23)*Scope of Appropriation*

This appropriation is limited to departmental expenses incurred in settling historical Treaty of Waitangi claims, determining customary interests in marine and coastal areas, and implementing such settlements of claims and determinations of interests.

Expenses and Revenue

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Appropriation	39,300	39,300	36,768
Revenue from the Crown	39,168	39,168	36,636
Revenue from Others	132	132	132

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve supporting the Crown in the negotiation, administration and implementation of historical Treaty of Waitangi settlement claims and marine and coastal area customary interests.

How Performance will be Assessed and End of Year Reporting Requirements

Assessment of Performance	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Services to Ministers			
The satisfaction of the Minister for Treaty of Waitangi Negotiations with progress towards negotiation milestones	At least 8/10	At least 8/10	At least 8/10
The satisfaction of the Minister for Treaty of Waitangi Negotiations with ministerial services, as per the common satisfaction survey	At least 8.5/10	At least 8.5/10	At least 8.5/10
Percentage of fast-track consent application advised on within the time agreed with the Minister's office (see Note 1)	95%	95%	95%
Representation - Waitangi Tribunal and Courts			
The Crown is represented at 100% of Tribunal Inquiries and Court cases where Te Arawhiti is the instructing agency	100%	100%	100%

Assessment of Performance	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Treaty Negotiations and the Marine and Coastal Area			
Percentage of settlement date obligations met	100%	100%	100%
Deeds of Mandate recognised (see Notes 2 and 3)	1	1	1
Agreements in Principle signed (see Notes 2 and 3)	1	1	1
Deeds of Settlement initialled (see Notes 2 and 4)	2	2	2
Number of applicants in active discussions with Te Arawhiti regarding the progression of their customary interests in the takutai moana as part of the Crown Engagement Strategy	20	20	20
The Crown is represented at 100% of current High Court hearings in relation to takutai moana cases	100%	100%	100%

Note 1 - Agreed time is to enable the Minister to meet the ten-day statutory timeframe for providing response.

Note 2 - Te Arawhiti does not have full control over the achievement of these measures as it is partially reliant on claimant groups undertaking the work required by them to achieve a mandate to negotiate, broadly agree to the Crown's offer and move steadily towards the conclusion of negotiations.

Note 3 - An Agreement in Principle is agreed between the Crown and a claimant group. The document describes the broad outline of a settlement package and is signed by the claimant group and the Minister for Treaty of Waitangi Negotiations.

Note 4 - A Deed of Settlement is the complete, detailed and formal settlement agreement between the Crown and the claimant group.

End of Year Performance Reporting

Performance information for this appropriation will be reported by the Ministry of Justice in its Annual Report.

Current and Past Policy Initiatives

Policy Initiative	Year of First Impact	2022/23 Final Budgeted \$000	2023/24 Budget \$000	2024/25 Estimated \$000	2025/26 Estimated \$000	2026/27 Estimated \$000
Historical Treaty Settlements: Continuing Momentum	2022/23	3,614	2,000	-	-	-
Relativity Mechanism: Dispute Resolution	2022/23	1,800	-	-	-	-
Takutai Moana - Implementation of Engagement Strategy	2022/23	1,700	3,300	3,300	3,300	3,300
Takutai Moana - Financial Assistance Scheme	2022/23	602	481	302	599	599
Continuing to Pay Employees to Maintain Core Justice Services for New Zealanders	2022/23	579	1,165	1,788	1,788	1,788
Implementation of Marine and Coastal Area Customary Interests	2020/21	3,640	3,640	3,640	3,640	3,640
Maintaining Critical Technology to Ensure the Delivery of Justice Services	2020/21	132	134	134	134	134

Reasons for Change in Appropriation

The decrease in the appropriation for 2023/24 is mainly due to:

- a decrease of \$1.800 million for time-limited funding for relativity mechanism dispute resolutions included in the historical Treaty settlements with Wakaito - Tanui and Ngāi Tahu
- a decrease of \$1.614 million for the external legal costs related to the Treaty settlement negotiations
- an expense transfer of \$1 million from 2021/22 to 2022/23 for the Takutai Moana financial assistance scheme to progress rescheduled hearings impacted by COVID-19, and
- a fiscally neutral adjustment of \$555,000 to reflect the allocation of Ministry of Justice overhead costs in 2022/23.

This was partially offset by:

- a net increase of \$1.100 million for the continuous delivery of the Takutai Moana engagement strategy
- a fiscally neutral adjustment of \$1 million for 2022/23 to provide funding for the new Cyclone Gabrielle - Māori Community Engagement in Response to Cyclone Gabrielle appropriation, and
- an increase of \$586,000 to ensure core justice services are maintained by improving remuneration for Ministry of Justice employees.

Part 3 - Details of Non-Departmental Appropriations

3.1 - Non-Departmental Output Expenses

Operations of Ngāpuhi Investment Fund Limited (M74) (A23)

Scope of Appropriation

This appropriation is limited to the administration and management of Ngāpuhi Investment Fund Limited.

Expenses

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Appropriation	2,050	2,050	1,900

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve the efficient and effective administration and management of Tupu Tonu: Ngāpuhi Investment Fund Limited.

How Performance will be Assessed and End of Year Reporting Requirements

	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Assessment of Performance			
Number of engagements to develop relationships and build understanding with Ngāpuhi iwi, hapū, rōpu or entities	Achieved	Achieved	Achieved
Committed disbursements (see Note 1)	\$300,000	\$300,000	\$300,000

Note 1 - Committed disbursements are up to 20% of Tupu Tonu's net investment returns from each preceding financial year that are provided as grants to organisations, whānau and hapū that affiliate to Ngāpuhi.

End of Year Performance Reporting

Performance information for this appropriation will be reported by Tupu Tonu in its Annual Report.

Current and Past Policy Initiatives

	Year of First Impact	2022/23 Final Budgeted \$000	2023/24 Budget \$000	2024/25 Estimated \$000	2025/26 Estimated \$000	2026/27 Estimated \$000
Policy Initiative						
Operations of the Ngāpuhi Sovereign Fund Entity	2020/21	2,050	1,900	1,900	1,900	1,900

3.4 - Non-Departmental Other Expenses

Ancillary redress: financial assistance for beneficiaries (M74) (A23)

Scope of Appropriation

This appropriation is limited to providing Crown contributions to beneficiaries and their representatives towards the costs they incur on finalising the terms of transfer to them of ancillary redress.

Expenses

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Appropriation	750	750	750

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve providing financial assistance to the beneficiaries of the ancillary redress committed in the 1990s.

How Performance will be Assessed and End of Year Reporting Requirements

An exemption was granted, as the appropriation is one from which resources will be provided to a person or an entity other than a department, a functional chief executive, an Office of Parliament, or a Crown entity, under s15D(2)(b)(iii) of the Public Finance Act 1989, as the amount of this annual appropriation for a non-departmental expense is less than \$5 million.

Claimant Funding (M74) (A23)

Scope of Appropriation

This appropriation is limited to payment of claimant funding related to the settlement of historical Treaty of Waitangi claims.

Expenses

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Appropriation	7,102	7,102	7,602

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve an effective process for providing financial assistance for claimant groups, to achieve durable historical Treaty of Waitangi settlements.

How Performance will be Assessed and End of Year Reporting Requirements

	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Assessment of Performance			
Percentage of payments made to groups within 10 working days of approval of claim	95%	95%	95%

End of Year Performance Reporting

Performance information for this appropriation will be reported by the Minister for Treaty of Waitangi Negotiations in a report appended to the Ministry of Justice Annual Report.

Financial Assistance Toward Determining Customary Interests in the Marine and Coastal Area (M74) (A23)*Scope of Appropriation*

This appropriation is limited to providing financial assistance to applicant groups to investigate their customary interests in the marine and coastal area.

Expenses

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Appropriation	12,088	12,088	12,023

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve supporting an efficient process for providing financial assistance for the investigation of applicant groups' customary rights in the takutai moana (marine and coastal area).

How Performance will be Assessed and End of Year Reporting Requirements

	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Assessment of Performance			
Percentage of funding payments made to groups within 10 days of approval of claim	95%	95%	95%

End of Year Performance Reporting

Performance information for this appropriation will be reported by the Minister for Treaty of Waitangi Negotiations in a report appended to the Ministry of Justice Annual Report.

Current and Past Policy Initiatives

Policy Initiative	Year of First Impact	2022/23 Final Budgeted \$000	2023/24 Budget \$000	2024/25 Estimated \$000	2025/26 Estimated \$000	2026/27 Estimated \$000
Takutai Moana-Financial Assistance Scheme	2024/25	-	-	6,573	7,786	7,786

Historical Treaty of Waitangi Settlements 2023 - 2027 (M74) (A23)

Scope of Appropriation and Expenses

Type, Title, Scope and Period of Appropriations	Appropriations, Adjustments and Use	\$000
Historical Treaty of Waitangi Settlements 2023 - 2027 (M74) (A23) 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 2023 Expires: 30 June 2027	Original Appropriation	1,400,000
	Estimated Actual for 2022/23	-

A multi-year appropriation for historical Treaty of Waitangi settlements is established each year in the Appropriation (Supplementary Estimates) Act, and the previous multi-year appropriation is revoked. The reason for this change is to ensure there is sufficient legal authority to finalise deeds of settlements negotiated in earlier years and to continue the momentum of settling Treaty of Waitangi claims.

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve durable settlement of historical Treaty of Waitangi claims.

How Performance will be Assessed and End of Year Reporting Requirements

An exemption was granted, as the appropriation is one from which resources will be provided to a person or an entity other than a department, a functional chief executive, an Office of Parliament, or a Crown entity, under s15D(2)(b)(ii) of the Public Finance Act 1989, as additional performance information is unlikely to be informative because this appropriation is solely for the settlement of claims, including redress.

Post-Settlement Resolution for New Zealand Defence Force Redress at Royal New Zealand Air Force Base Woodbourne (M98) (A23)

Scope of Appropriation

This appropriation is limited to a payment to address issues arising from per- and polyfluoroalkyl substances contamination at Royal New Zealand Air Force Base Woodbourne.

Expenses

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Appropriation	-	-	25,200

What is Intended to be Achieved with this Appropriation

The appropriation is intended to recognise the significance of Royal New Zealand Air Force Base Woodbourne redress in a specific Treaty settlement context.

How Performance will be Assessed and End of Year Reporting Requirements

An exemption was granted, as the appropriation is one from which resources will be provided to a person or an entity other than a department, a functional chief executive, an Office of Parliament, or a Crown entity, under s15D(2)(b)(ii) as additional performance information is unlikely to be informative because this appropriation is solely for post-settlement resolution payments.

Current and Past Policy Initiatives

Policy Initiative	Year of First Impact	2022/23 Final Budgeted \$000	2023/24 Budget \$000	2024/25 Estimated \$000	2025/26 Estimated \$000	2026/27 Estimated \$000
Post-Settlement Issue Resolution - Royal New Zealand Air Force Base Woodbourne	2023/24	-	25,200	-	-	-

Reasons for Change in Appropriation

This is a new appropriation in 2023/24 to resolve a contamination issue at the Royal New Zealand Air Force Base Woodbourne.

Part 4 - Details of Multi-Category Expenses and Capital Expenditure

4 - Multi-Category Expenses and Capital Expenditure

Māori Crown Relations (M98) (A23)

Overarching Purpose Statement

The single overarching purpose of this appropriation is to support the strengthening of the relationship between Māori and the Crown.

Scope of Appropriation

Departmental Output Expenses

Strengthening Crown Capability

This category is limited to the provision of services to strengthen Crown capability in building sustainable and productive Māori Crown relationships; including providing advice and information to support Ministers on government policy matters relating to the Māori Crown Relationship.

Non-Departmental Output Expenses

Supporting Significant Māori Events

This category is limited to providing funding for events that strengthen and display a Māori Crown Relationship.

Expenses, Revenue and Capital Expenditure

	2022/23		2023/24
	Final Budgeted \$000	Estimated Actual \$000	Budget \$000
Total Appropriation	14,259	14,259	11,825
Departmental Output Expenses			
Strengthening Crown Capability	12,589	12,589	10,825
Non-Departmental Output Expenses			
Supporting Significant Māori Events	1,670	1,670	1,000
Funding for Departmental Output Expenses			
Revenue from the Crown	12,589	12,589	10,825
Strengthening Crown Capability	12,589	12,589	10,825

What is Intended to be Achieved with this Appropriation

This appropriation is intended to achieve strong, ongoing and effective relationships between Māori and the Crown.

How Performance will be Assessed for this Appropriation

	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Assessment of Performance			
The satisfaction of the Minister for Māori Crown Relations: Te Arawhiti and the Minister for Treaty of Waitangi Negotiations with the strengthening of the relationship between Māori and the Crown, as per the common satisfaction survey	At least 8/10	At least 8/10	At least 8/10

What is Intended to be Achieved with each Category and How Performance will be Assessed

	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Assessment of Performance			
Departmental Output Expenses			
Strengthening Crown Capability			
This category is intended to achieve effective support for the Minister for Māori Crown Relations: Te Arawhiti in helping government to better engage with Māori on matters of importance by lifting capability across the sector			
<i>Policy Advice - Māori Crown Relations</i>			
The satisfaction of the Minister for Māori Crown Relations: Te Arawhiti with the policy advice service, as per the common satisfaction survey	At least 4/5	At least 4/5	At least 4/5
An average score for policy advice papers that are assessed (see Note 1)	3.5/5	3.5/5	3.5/5
Percentage of policy advice papers that are assessed score 3 or higher out of 5 (see Note 1)	80%	80%	80%
Percentage of policy advice papers that are assessed score 4 or higher out of 5 (see Note 1)	40%	40%	40%
Percentage of policy advice papers that are assessed score 2.5 or less out of 5 (see Note 1)	<20%	<20%	<20%
<i>Services to Ministers</i>			
The satisfaction of the Minister for Māori Crown Relations: Te Arawhiti with ministerial services, as per the common satisfaction survey	At least 8/10	At least 8/10	At least 8/10
Percentage of fast-track consent applications advised on within the time agreed with the Minister's office (see Note 2)	95%	95%	95%
<i>Strengthening Crown Capability - Māori Crown Relations</i>			
Number of engagement processes advised on	50	50	50
Number of Māori Crown engagement workshops	15	15	15
Percentage of core agencies that have a Whāinga Amorangi plan	100%	100%	100%
Number of people signed up to use Te Haeata (see Note 3)	900	900	900
Percentage of all legislated settlements published on Te Haeata within 6 months of settlement date (except where Post Settlement Governance Entities have asked to pause publication of the settlement)	100%	100%	100%

Assessment of Performance	2022/23		2023/24
	Final Budgeted Standard	Estimated Actual	Budget Standard
Non-Departmental Output Expenses			
Supporting Significant Māori Events			
This category is intended to provide support for a small number of large events that demonstrate and strengthen the Māori Crown relationship			
An exemption was granted, as the appropriation is one from which resources will be provided to a person or an entity other than a department, a functional chief executive, an Office of Parliament, or a Crown entity, under s15D(2)(b)(iii) of the Public Finance Act 1989 as annual expenditure under this category for Non-Departmental output expenses is less than \$5 million	Exempted	Exempted	Exempted

Note 1 - This indicator provides a standardised score for technical quality reviews of policy advice. This review may include an assessment of clarity, accuracy, analytical rigour, fitness for purpose, and relevance.

Note 2 - The agreed time is to enable the Minister to meet the ten-day statutory timeframe for providing response.

Note 3 - Te Haeata - the Settlement Portal, is an online record of Treaty settlement commitments, to help agencies and settled groups to search for and manage settlement commitments. Over time the goal is for the number of people signed up to increase. Registered users are reviewed annually to ensure all email addresses remain valid.

End of Year Performance Reporting

Performance information for this appropriation will be reported by the Ministry of Justice in its Annual Report.

Current and Past Policy Initiatives

Policy Initiative	Year of First Impact	2022/23 Final Budgeted \$000	2023/24 Budget \$000	2024/25 Estimated \$000	2025/26 Estimated \$000	2026/27 Estimated \$000
Strengthening Crown Capability						
Supporting the Developing Māori Crown Relationship	2022/23	1,300	1,000	1,000	1,000	1,000
Continuing to Pay Employees to Maintain Core Justice Services for New Zealanders	2022/23	151	325	498	498	498
Supporting the Māori Crown Relations: Te Arawhiti Portfolio	2019/20	4,500	4,500	4,500	4,500	4,500
Services to Ministers						
Development of Resources and Engagement to Support Understanding of Matariki as a Public Holiday	2021/22	50	-	-	-	-
Supporting the Māori Crown Relations: Te Arawhiti Portfolio	2019/20	750	750	750	750	750
Policy Advice - Māori Crown Relations						
Supporting the Māori Crown Relations: Te Arawhiti Portfolio	2019/20	2,250	2,250	2,250	2,250	2,250
Supporting Significant Māori Events						
Ngā Kaupapa Matua - Supporting and Celebrating Te Ao Māori Significant Events	2019/20	1,000	1,000	1,000	1,000	1,000

Reasons for Change in Appropriation

The decrease in the appropriation for 2023/24 is mainly due to:

- a fiscally neutral adjustment of \$1.300 million to reflect the allocation of Ministry of Justice overhead costs in 2022/23
- an expense transfer of \$670,000 from 2021/22 to 2022/23 to enable the Crown to work with Māori to publicly acknowledge significant Māori leaders or historical events through the design, build and erection of statutes or symbols in places of significance
- a decrease of \$300,000 for supporting the continued Māori Crown relationship, and
- an expense transfer of \$288,000 from 2021/22 to 2022/23 to ensure the resource management reforms uphold Treaty settlements and takutai moana rights.

This was partially offset by an increase of \$174,000 to ensure core justice services are maintained by improving remuneration for Ministry of Justice employees.