

House of Representatives

Supplementary Order Paper

Tuesday, 17 June 2014

Te Urewera–Tūhoe Bill

Proposed amendments

Hon Christopher Finlayson, in Committee, to move the following amendments:

Clause 12

In *clause 12*, delete the definition of **Historic Places Trust** (page 32, lines 35 and 36).

Clause 22

In *clause 22*, replace the definitions of **CNI forests properties**, **Crown forestry licence**, and **cultural redress property** (page 39, line 23 to page 40, line 12) with:

CNI forests properties means each of the 4 properties that are—

- (a) vested in CNI Iwi Holdings Limited under the Central North Island Forests Land Collective Settlement Act 2008; and
- (b) named in **paragraphs (a) to (d)** of the definition of cultural redress property

Crown forestry licence means,—

- (a) for Ngā Tī Whakaaweawe, the Kaingaroa Forest/Reporoa Block Crown forestry licence held in computer interest register SA57A/750; and
- (b) for the other CNI forests properties, the Kaingaroa Forest/Headquarters Block Crown forestry licence held in computer interest register SA52D/450

cultural redress property means each of the following properties, and each property means the land of that name described in **Schedule 2**:

CNI forests properties vested in fee simple

- (a) Kōhanga Tāheke:

- (b) Korokoro o Te Huatahi:
- (c) Ngā Tī Whakaaweawe:
- (d) Waitehouhī:
Properties vested in fee simple
- (e) Onini:
- (f) Waikokopu:
Property vested in fee simple to be administered as reserve
- (g) Te Tii

Clause 38

Replace *clause 38(2)(b)* (page 47, lines 27 to 32) with:

- (b) the following public rights of way easements in gross granted under section 11 of that Act are extinguished:
 - (i) for Ngā Tī Whakaaweawe, easement instrument 8276156.1; and
 - (ii) for the other CNI forests properties, easement instrument 8276174.1.

Clause 145

In *clause 145(2)*, replace “[chief executive]” (page 99, line 16) with “chief executive”.

Schedule 2

Replace *Schedule 2* (pages 157 to 160) with:

Schedule 2**ss 12, 22, 27****Cultural redress properties**

CNI forests properties vested in fee simple

| Name of property | Description | Interests |
|-------------------------|---|---|
| Kōhanga Tāheke | <i>South Auckland Land District—Whakatane District</i> 140.6315 hectares, more or less, being Section 2 SO 465632. Part Computer Freehold Register 507547. | Subject to a Protective Covenant held in Computer Interest Register SAPR52D/451 Subject to a Crown Forestry Licence held in Computer Interest Register SA52D/450 Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.16 Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.17 |

| Name of property | Description | Interests |
|-----------------------|---|---|
| | | <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.19</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B558475.33</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument 8957349.11</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument 9226672.16</p> <p>Subject to a notice pursuant to section 195(2) of the Climate Change Response Act 2002 created by Instrument 8772394.1</p> <p>Subject to a Forestry Right created by Instrument 8954914.1</p> <p>Subject to a Variation of <i>profit à prendre</i> 8954914.1 created by Instrument 9179966.1</p> <p>Together with a right of way easement created by Easement Instrument 8212199.1 and held in Computer Interest Register 482467 (as partially surrendered by Easement Instrument 9224886.3)</p> <p>Together with a right of way easement created by Easement Instrument 9224866.16.</p> |
| Korokoro o Te Huatahi | <p><i>South Auckland Land District—Rotorua District</i> 276.0 hectares, approximately, being Part Section 4 SO 433291. Part Computer Freehold Register 507547. Subject to survey. As shown on OTS-036-12.</p> | <p>Subject to a Protective Covenant held in Computer Interest Register SAPR52D/451</p> <p>Subject to a Crown Forestry Licence held in Computer Interest Register SA52D/450</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.16</p> |

| Name of property | Description | Interests |
|-----------------------|---|---|
| | | Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.17 |
| | | Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.19 |
| | | Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B558475.33 |
| | | Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument 8957349.11 |
| | | Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument 9226672.16 |
| | | Subject to a notice pursuant to section 195(2) of the Climate Change Response Act 2002 created by Instrument 8772394.1 |
| | | Subject to a Forestry Right created by Instrument 8954914.1 |
| | | Subject to a Variation of <i>profit à prendre</i> 8954914.1 created by Instrument 9179966.1 |
| | | Together with a right of way easement created by Easement Instrument 8212199.1 and held in Computer Interest Register 482467 (as partially surrendered by Easement Instrument 9224886.3) |
| | | Together with a right of way easement created by Easement Instrument 9224866.16. |
| Ngā Tī Whakaaweawe | <i>South Auckland Land District—Rotorua District</i> 135.4840 hectares, more or less, being Section 2 SO 465636. Part Computer Freehold Register 507548. | Subject to a Crown Forestry Licence created by B251339.1 and held in Computer Interest Register SA57A/750 Subject to a Variation of Crown Forestry Licence SA57A/750 created by Instrument B475395.2 |

| Name of property | Description | Interests |
|------------------|-------------|--|
| | | Subject to a Variation of Crown Forestry Licence SA57A/750 created by Instrument B475395.3 |
| | | Subject to a Variation of Crown Forestry Licence SA57A/750 created by Instrument B475395.5 |
| | | Subject to a Variation of Crown Forestry Licence SA57A/750 created by Instrument B558475.31 |
| | | Subject to a Variation of Crown Forestry Licence SA57A/750 created by Instrument 8957349.14 |
| | | Subject to a Variation of Crown Forestry Licence SA57A/750 created by Instrument 9226672.4 |
| | | Subject to a Protective Covenant created by B251339.2 and held in Computer Interest Register SA57A/751 |
| | | Subject to a notice pursuant to section 195(2) of the Climate Change Response Act 2002 created by Instrument 8772419.1 |
| | | Subject to a Forestry Right created by Instrument 8954914.1 |
| | | Subject to a Variation of <i>profit à prendre</i> 8954914.1 created by Instrument 9179966.1 |
| | | Together with a right of way easement created by Easement Instrument 8241609.1 |
| | | Together with a right of way easement created by Easement Instrument 8212199.1 and held in Computer Interest Register 482467 (as partially surrendered by Easement Instrument 9224886.3) |
| | | Together with a right of way easement created by Easement Instrument 8449752.2 |

| Name of property | Description | Interests |
|------------------|--|--|
| Waitehouhī | <i>South Auckland Land District—Rotorua District</i> 236.0 hectares, approximately, being Lot 1 DPS 45072, Lot 1 DPS 47429, and Part Section 4 SO 433291. Part Computer Freehold Register 507547. Subject to survey. As shown on OTS-036-10. | <p>Together with a right of way easement created by Easement Instrument 9224886.16.</p> <p>Subject to a Protective Covenant held in Computer Interest Register SAPR52D/451</p> <p>Subject to a Crown Forestry Licence held in Computer Interest Register SA52D/450</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.16</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.17</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B371196.19</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument B558475.33</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument 8957349.11</p> <p>Subject to a Variation of Crown Forestry Licence SA52D/450 created by Instrument 9226672.16</p> <p>Subject to a notice pursuant to section 195(2) of the Climate Change Response Act 2002 created by Instrument 8772394.1</p> <p>Subject to a Forestry Right created by Instrument 8954914.1</p> <p>Subject to a Variation of <i>profit à prendre</i> 8954914.1 created by Instrument 9179966.1</p> |

| Name of property | Description | Interests |
|------------------|-------------|--|
| | | Together with a right of way easement created by Easement Instrument 8212199.1 and held in Computer Interest Register 482467 (as partially surrendered by Easement Instrument 9224886.3) |
| | | Together with a right of way easement created by Easement Instrument 9224886.16. |

Properties vested in fee simple

| Name of property | Description | Interests |
|------------------|--|-----------|
| Onini | <i>South Auckland Land District—Whakatane District</i> 6.5485 hectares, more or less, being Sections 1, 2, and 3 SO 465633. Part <i>Gazette</i> 1927, p 2121. | |
| Waikokopu | <i>South Auckland Land District—Whakatane District</i> 4.4500 hectares, more or less, being Section 1 SO 465635. Part <i>Gazette</i> 1927, p 2121. | |

Property vested in fee simple to be administered as reserve

| Name of property | Description | Interests |
|------------------|--|---|
| Te Tii | <i>South Auckland Land District—Whakatane District</i> 3.7820 hectares, more or less, being Section 1 SO 465634. Part <i>Gazette</i> 1927, p 2121 and Part <i>Gazette</i> notice B016827.2. | Subject to being a local purpose reserve as referred to in section 26(3) . |

Explanatory note

This Supplementary Order Paper amends the Te Urewera–Tūhoe Bill substantively to add 2 further Central North Island (CNI) forests properties to the cultural redress to be vested in Tūhoe, in accordance with provision made under the CNI Forests Iwi Collective Deed of Settlement (2008).

The 2 properties to be added (Korokoro o Te Huatahi and Waitehouhī) have been the subject of discussions with Ngāti Manawa. Those discussions have recently been concluded, enabling the relevant properties to be vested in the trustees of Tūhoe Te Uru Taumatua. This is achieved by amending the definitions of CNI forests properties, Crown forestry licence, and cultural redress property (*clause 22*) and replacing *Schedule 2* to include all 4 properties. A consequential change is required to *clause 38*.

The Supplementary Order Paper also corrects 2 clerical errors (*clauses 12 and 145*).

Departmental disclosure statement

The Ministry of Justice is required to prepare a disclosure statement to assist with the scrutiny of this Supplementary Order Paper. It provides access to information about any material policy changes to the Bill and identifies any new significant or unusual legislative features of the Bill as amended.

A copy of the statement can be found at <http://legislation.govt.nz/disclosure.aspx?type=sop&subtype=government&year=2014&no=468&>.