

House of Representatives

Supplementary Order Paper

Tuesday, 13 September 2016

Judicature Modernisation Bill

Proposed amendment

Louisa Wall, in Committee, to move the following amendment:

Clause 568

In *clause 568(2)*, after *new section 7(6)(a)* (page 299, after line 30), insert:

- (ab) seeking advice or recommendations from the Minister for Māori Development; and

Explanatory note

This Supplementary Order Paper amends *clause 568* of the Judicature Modernisation Bill, which amends section 7 of Te Ture Whenua Maori Act 1993. Section 7 relates to the appointment of Judges of the Māori Land Court. It enshrines in statute the long-established practice of Judges of the Māori Land Court being appointed on the advice or recommendation of the Minister for Māori Development. In replicating the generic provisions contained in *clause 192(3)* for appointment of Judges the Bill would result in a failure to recognise the distinctive nature of the relationship between Māori land, Māori land owners, the Māori Land Court and the Minister for Māori Development. Of note is that Cabinet is merely advised once the decision about the appointment of Judges is made and that we have an opportunity through this legislation to ensure practice and statute are consistent. This Supplementary Order Paper supersedes Supplementary Order Paper No 202.