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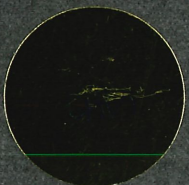


Ka tika ā muri, ka tika ā mua

He Tohutohu Whakamārama i ngā Whakataunga Kerēme e pā ana
ki te Tiriti o Waitangi me ngā Whakaritenga ki te Karauna

Healing the past, building a future

A Guide to Treaty of Waitangi Claims and Negotiations with the Crown



Office of Treaty
Settlements
Te Tari Whakatau Take e pā ana
ki te Tiriti o Waitangi

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The Office of Treaty Settlements

- negotiates settlements of historical claims directly with claimant groups, under the guidance and direction of Cabinet
- provides policy advice to the government on generic Treaty settlement issues and on individual claims
- oversees the implementation of settlements, and
- administers the protection mechanism of Crown-owned land for Treaty settlement purposes.

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You can view this booklet and other information about the Office of Treaty Settlements and individual Treaty settlements online at www.govt.nz.

We welcome your questions and any feedback.

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Development of settlement policy and structures

The developments noted above meant that the government needed to co-ordinate its response to Māori claims under the Treaty and to develop clear and consistent policies for settlements. In 1989 the Treaty of Waitangi Policy Unit (TOWPU) was established in the Department of Justice to deal with these issues.

In 1993 Cabinet created the portfolio of Minister in Charge of Treaty of Waitangi Negotiations to give clear leadership to the negotiations process.

The government developed a set of policy proposals for settling claims, which were approved by Cabinet in late 1994 and published as the *Crown Proposals for the Settlement of Treaty of Waitangi Claims*. The Crown proposals were modified following submissions from Māori and others and, subsequently, provided the framework for later settlement negotiations and redress packages. Following a review of the settlement process and policy in 2000, six key principles were established to guide the Crown in future settlements of historical claims under the Treaty of Waitangi.

The principles are intended to ensure settlements are fair, durable, final and occur in a timely manner (see pages 25–26 for a full outline of the principles).

Figure 1.3: development of Treaty settlement policy

Development of Treaty settlement policy (1985 to present)	
1985	<ul style="list-style-type: none"> Waitangi Tribunal jurisdiction extended to 6 February 1840
1989	<ul style="list-style-type: none"> Establishment of the Treaty of Waitangi Policy Unit (TOWPU) within the Department of Justice
1992	<ul style="list-style-type: none"> Cabinet approves Crown principles for settlement of historical claims
1994	<ul style="list-style-type: none"> Based on experience in early claims and consultation, the 'Crown Proposals' for the settlement of historical claims, including the fiscal envelope, are developed and released
1995	<ul style="list-style-type: none"> Public/iwi consultation on Crown Proposals Report on submissions to Crown Proposals OTS established
1996	<ul style="list-style-type: none"> Cabinet review of policies in Crown Proposals, some changes made Coalition government ends the 'fiscal envelope' but existing settlements are benchmarks for future settlements
1997	<ul style="list-style-type: none"> Additional non-commercial redress options are developed for natural resources
2000	<ul style="list-style-type: none"> Review of policy and establishment of new principles
Present	<ul style="list-style-type: none"> Ongoing and future negotiations may raise new issues for Crown and claimants to work through, possibly resulting in new applications of redress options

