

The changing face of co-governance in New Zealand: A study of the arrangements between the Crown and Ngāi Tahu, and the Crown and Tūhoe in facilitating a Treaty-based future.

Date: Tuesday 19 August 2014
Time: 2:00 p.m. to 3:30 p.m.
Location: Room 208, Level 2, Te Ao Marama Building, UC Campus

Abstract:

Resource management law in New Zealand has seen the recent emergence of co-governance arrangements. Such arrangements are designed to balance Māori interests with those of the Crown, and are used to encourage increased tangata whenua involvement and participation in resource management. This presentation will seek to define co-governance in a New Zealand sphere, before discussing the intertwined roles of tikanga Māori and the Western legal system in resource management. It will then explore the role of Ngāi Tahu in the Canterbury region post-settlement, and how this iwi has engaged with the Crown in a co-governance and co-management context. This approach will then be contrasted to that taken by Ngāi Tūhoe as a result of their recent Treaty settlement. The settlement created legal personality for Te Urewera, and the application of this concept and how it has changed the face of governance in the region will be discussed. The presentation will end with a discussion of what future co-governance arrangements may look like.

Biography:

Rachael Harris (Ngāti Tama, Ngāti Pamoana) is a Masters of Laws candidate researching under the Ngāi Tahu Research Centre. She originally hails from Wellington, although now considers Te Waipounamu home. Rachael has a strong interest in the interaction between indigenous peoples, the environment, and the law, and has furthered this interest through a fellowship at Stanford University's First Nations' Futures Programme and an internship in Washington DC in the office of Senator Max Baucus. The presentation will feature research conducted for her Masters.