

Title	Explain the implications of Te Tiriti o Waitangi/Treaty of Waitangi for public policy development		
Level	6	Credits	6

Purpose	<p>People credited with this unit standard are able to:</p> <ul style="list-style-type: none"> – explain the implications of the Te Tiriti o Waitangi/Treaty of Waitangi for contemporary public policy development; – explain how the principles of the Treaty are recognised in legislation and their influence on public sector organisations; – explain the implications for principles of the Treaty on a public policy area.
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Classification	Public Sector Services > Public Sector Māori
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Available grade	Achieved
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Guidance Information

- 1 Recommended unit standard for entry:
Unit 14950, *Describe Te Tiriti o Waitangi/Treaty of Waitangi and its application in the public sector.*
- 2 References
Gover, Kirsty; Hancock, Frances. *He Tirohanga o Kawa ki te Tiriti o Waitangi: A guide to the Principles of the Treaty of Waitangi* (Wellington: Te Puni Kōkiri, 2001) available at <https://www.tpk.govt.nz/en/a-matou-mohiotanga/crownmaori-relations/he-tirohanga-o-kawa-ki-te-tiriti-o-waitangi>.
Māori Custom and Values in New Zealand Law, Study Paper No 9 (Wellington: Law Commission, March 2001).
Te Puni Kōkiri; Government's Ministry of Māori Development, available at <http://www.tpk.govt.nz>.
- 3 Legislation
Conservation Act 1987;
Education and Training Act 2020;
Environment Act 1986;
Fisheries Act 1996;
Heritage New Zealand Pouhere Taonga Act 2014;
Hazardous Substances and New Organisms Act 1996;
Local Government Act 2002;
Māori Fisheries Act 2004;
Marine and Coastal Area (Takutai Moana) Act 2011;
Public Service Act 2020;

Resource Management Act 1991;
 State-Owned Enterprises Act 1986;
 Te Ture mō Te Reo Māori/Māori Language Act 2016;
 Treaty of Waitangi Act 1975;
 Treaty of Waitangi (Fisheries Claims) Settlement Act 1992;
 and all subsequent amendments and replacements.

3 Definitions

Policy areas may include but are not limited to – Māori aspirations, the Treaty of Waitangi and New Zealand's constitutional arrangement, immigration, representation, fisheries, Māori land, natural resources, social responsibilities, entrepreneurship and enterprise, health (child, whānau, tobacco, health workers) services to the elderly, education (early childhood, iwi provision, tertiary, industry training) language, culture, broadcasting.

Te Tiriti o Waitangi refers to the Māori language text of the Treaty.

The principles of the Treaty refer to the core concepts that underpin the Treaty. The Court of Appeal and the Waitangi Tribunal have developed a number of detailed principles, of these the principles of 'partnership', 'active protection' and 'redress' are considered dominant.

The Treaty refers to both Māori and English language texts considered as a whole.

Treaty of Waitangi refers to the English language text of the Treaty.

4 Assessment Range

The candidate does not need to be working in the selected policy area.

5 Performance of outcomes of this unit standard will require consideration of the underlying values and responsibilities of people working in the public sector including standards of integrity and conduct and the Te Tiriti o Waitangi/Treaty of Waitangi and its principles.

Outcomes and performance criteria

Outcome 1

Explain the implications of the Treaty for contemporary public policy development.

Performance criteria

1.1 Explain the influences that can create changes to contemporary public policy as a result of the Treaty.

Range influences may include but are not limited to – legal interpretations and precedents by courts, Waitangi Tribunal reports, public protest and lobby;
 evidence of two influences is required.

1.2 Explain the implications which relate to Article 1, Article 2, and Article 3 of the Treaty for contemporary public policy development.

Range evidence of one implication for each Article is required.

Outcome 2

Explain how the principles of the Treaty are recognised in legislation and their influence on public sector organisations.

Performance criteria

2.1 Explain how the use of different statutory references in legislation creates different obligations to comply with the principles of the Treaty.

Range evidence of three different legislative references is required.

2.2 Explain the organisational and operational influences of the principles of the Treaty on a public sector organisation.

Range organisational influences may include but are not limited to – values, culture, policies and procedures, view of authority, relationships, communication;
operational influences may include but are not limited to – marketing, purchasing, human resources, finance and accounting, management of the office;
evidence of three organisational and three operational influences is required.

Outcome 3

Explain the implications for principles of the Treaty on a public policy area.

Performance criteria

3.1 Explain why the principles of the Treaty are relevant to the development of a public policy area.

3.2 Explain what processes ensure the principles of the Treaty are incorporated into public policy as it is developed.

Planned review date	31 December 2025
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Status information and last date for assessment for superseded versions

Process	Version	Date	Last Date for Assessment
Registration	1	25 March 1999	31 December 2012
Revision	2	21 August 2001	31 December 2012
Revision	3	13 June 2003	31 December 2012
Review	4	25 October 2007	31 December 2012
Review	5	14 April 2011	31 December 2023
Rollover and Revision	6	17 August 2017	31 December 2023
Review	7	27 May 2021	N/A

Consent and Moderation Requirements (CMR) reference

0121

This CMR can be accessed at <http://www.nzqa.govt.nz/framework/search/index.do>.

Comments on this unit standard

Please contact The Skills Organisation info@skills.org.nz if you wish to suggest changes to the content of this unit standard.