

**Reprint
as at 22 October 1998**



Maori Purposes Act 1979

Public Act 1979 No 136
Date of assent 14 December 1979
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Note

Changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in this reprint.

A general outline of these changes is set out in the notes at the end of this reprint, together with other explanatory material about this reprint.

This Act is administered by Te Puni Kōkiri.

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An Act to amend the law relating to Maoris and Maori land, and for other purposes

1 Short Title

This Act may be cited as the Maori Purposes Act 1979.

Part 1
Amendments of Maori Affairs Act 1953

[Repealed]

Part 1: repealed, on 1 July 1993, by section 362(2) of Te Ture Whenua Maori Act 1993 (1993 No 4).

2 This Part to form part of the Maori Affairs Act 1953

[Repealed]

Section 2: repealed, on 1 July 1993, by section 362(2) of Te Ture Whenua Maori Act 1993 (1993 No 4).

3 Notice of lessee's objection to valuation to be given to Valuer-General

[Repealed]

Section 3: repealed, on 1 July 1993, by section 362(2) of Te Ture Whenua Maori Act 1993 (1993 No 4).

4 Interpretation for the purposes of Part 24

[Repealed]

Section 4: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

5 General land owned for benefit of Maoris may be declared subject to Part 24

[Repealed]

Section 5: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

6 Amendment of power of Maori Land Board to acquire shares in companies

[Repealed]

Section 6: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

7 Notice of lessee's objection to valuation to be given to Valuer-General

[Repealed]

Section 7: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

8 Money may be advanced for purposes of Part 24 from any money appropriated for the purposes of land not subject to Part 24

[Repealed]

Section 8: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

9 Relief from interest payment

[Repealed]

Section 9: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

10 Property other than land to be held by trustees for beneficial owners of land in proportion to their interests in land

[Repealed]

Section 10: repealed, on 1 July 1993, by section 362(2) of Te Ture Whenua Maori Act 1993 (1993 No 4).

11 Advances to Maori occupiers of land that is not subject to Part 24

[Repealed]

Section 11: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

12 Provisional registration of mortgages of leasehold, etc, to Her Majesty or to a State Loan Department

[Repealed]

Section 12: repealed, on 1 October 1989, by section 13(2) of the Maori Affairs Restructuring Act 1989 (1989 No 68).

13 Registrar's power to certify value of undivided interest increased

[Repealed]

Section 13: repealed, on 1 July 1993, by section 362(2) of Te Ture Whenua Maori Act 1993 (1993 No 4).

14 Composition of Maori Land Advisory Committees altered
[Repealed]

Section 14: repealed, on 1 July 1993, by section 362(2) of Te Ture Whenua Maori Act 1993 (1993 No 4).

Part 2
Miscellaneous provisions

15 Membership of Maori Purposes Fund Board altered
Amendment(s) incorporated in the Act(s).

16 Appointment of Maori Trustee and his deputy
[Repealed]

Section 16: repealed, on 1 October 1989, by section 10 of the Maori Affairs Restructuring Act 1989 (1989 No 68).

17 Constitution of Maori incorporations under Maori Reserved Land Act 1955
Amendment(s) incorporated in the Act(s).

18 Proceeds of Wellington tenths sales may be used to acquire land or erect buildings
Amendment(s) incorporated in the Act(s).

19 Altering Short Titles of Maori Welfare Act 1962 and amendment

- (1) The Maori Welfare Act 1962 may hereafter be cited as the Maori Community Development Act 1962.
- (2) *Amendment(s) incorporated in the Act(s).*
- (3) Every reference to the Maori Welfare Act 1962 in any enactment or in any regulation, rule, order, agreement, deed, instrument, application, licence, notice, or other document whatever, shall, unless the context otherwise requires, be read hereafter as a reference to the Maori Community Development Act 1962.

20 Salaries and allowances of Judges and Commissioners
Amendment(s) incorporated in the Act(s).

21 Constitution of certain lands and water vested in Kaiapoi Reserve Board as Maori reservation

Whereas, pursuant to the provisions of section 66 of the Maori Purposes Act 1931, the land and water described in subsection (9) are held by Her Majesty as reserves for the Maoris to whom they were promised and the descendants of those Maoris, and the control and management of the reserves is vested in the Kaiapoi Reserve Board: And whereas it is desired that the land and water comprising the reserves be vested in trustees as hereinafter provided for the purposes of a marae, meeting place, recreation ground, sports ground, church site, burial ground, a place of emotional association, and a place of historical significance and scenic interest, for the common use and benefit of the Tuahuriri Hapu (or subtribe) of the Ngai Tahu people (in this section referred to as the **intended purposes**): Be it enacted therefore as follows:

- (1) The land and water described in subsection (9) is hereby set apart as a Maori reservation, (in this section referred to as the **said reservation**) to be known as Kaiapoi Pā or Te Pa of Turakautahi or Te Kohaka a Kaikai a Waro, for the intended purposes.
- (2) As soon as practicable after the commencement of this Act, the Minister of Maori Affairs shall apply to the Maori Land Court for an order vesting the said reservation, for an estate in fee simple, in the trustees mentioned in subsection (3), who shall be known as Kaiapoi Pā Trustees, to hold and administer subject to the provisions of this section and in accordance with section 439 of the Maori Affairs Act 1953 and the Maori Reservations Regulations 1963; and the Maori Land Court shall thereupon make such order.
- (3) The trustees in whom the Maori Land Court shall vest the said reservation shall comprise 3 persons nominated by the people commonly known as the Ngai Tuahuriri Runanga, and 1 person nominated by Te Runanga o Ngai Tahu.
- (4) Any new trustee or new trustees appointed by the court pursuant to section 439(7) of the Maori Affairs Act 1953 shall be a person or persons nominated by the people commonly known as the Ngai Tuahuriri Runanga, except that a new trustee to be appointed in the place of a person who was appointed on

the nomination of Te Runanga o Ngai Tahu shall be a person nominated by Te Runanga o Ngai Tahu.

- (5) The trustee appointed by the court on the nomination of the said Board shall be chairman, and the trustees may from time to time appoint a deputy chairman who may act for and shall have all the powers of the chairman during such time as the chairman, in the opinion of the other trustees, is incapacitated by illness, absence, or other sufficient cause, from performing the duties of chairman.
- (6) Upon the date on which the said reservation vests in trustees in accordance with subsections (2) to (5), the Board of Managers called the Kaiapoi Reserve Board shall cease to exist, and all the personal property and all the rights, powers, and privileges appertaining to the Kaiapoi Reserve Board shall vest in the trustees appointed in accordance with this section, who shall become subject to and liable for all claims and liabilities to which the Kaiapoi Reserve Board was subject immediately before that date.
- (7) If any of the said land is excluded from the said reservation, or if the said reservation is cancelled, the provisions of section 439(8) of the Maori Affairs Act 1953 shall not enure so as to vest the same in Her Majesty the Queen; but otherwise the persons entitled shall be as determined by an order of the court pursuant to the said section 439(8), except that the court at any time, upon application being made to it by the trustees, shall vest the beneficial interest in the said reservation in Te Runanga o Ngai Tahu.
- (8) The provisions of section 66 of the Maori Purposes Act 1931 shall cease to have effect and shall be deemed to be repealed as from the date on which the said reservation vests in trustees in accordance with subsections (2) to (5) of this section.
- (9) This section relates to—
 - (a) all that parcel of land, containing 6.4517 hectares, more or less, situated in the Rangiora Survey District, called Reserve 873A, and known as the old Maori Pa at Kaiapoi:
 - (b) all that land and water, containing 9.7127 hectares, more or less, situated in Block VIII, Rangiora Survey

District, being the balance or southern portion of Reserve 1873, and known as the Waikuku Lagoon.

Section 21(1): amended, on 22 October 1998, by section 271 of the Ngāi Tahu Claims Settlement Act 1998 (1998 No 97).

Section 21(2): amended, on 22 October 1998, by section 271 of the Ngāi Tahu Claims Settlement Act 1998 (1998 No 97).

Section 21(3): amended, on 24 April 1996, by section 34(1) of Te Runanga o Ngai Tahu Act 1996 (1996 No 1 (P)).

Section 21(4): amended, on 24 April 1996, by section 34(1) of Te Runanga o Ngai Tahu Act 1996 (1996 No 1 (P)).

Section 21(7): amended, on 24 April 1996, by section 34(1) of Te Runanga o Ngai Tahu Act 1996 (1996 No 1 (P)).

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Notes

1 *General*

This is a reprint of the Maori Purposes Act 1979. The reprint incorporates all the amendments to the Act as at 22 October 1998, as specified in the list of amendments at the end of these notes.

Relevant provisions of any amending enactments that contain transitional, savings, or application provisions that cannot be compiled in the reprint are also included, after the principal enactment, in chronological order. For more information, *see* <http://www.pco.parliament.govt.nz/reprints/>.

2 *Status of reprints*

Under section 16D of the Acts and Regulations Publication Act 1989, reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by the amendments to that enactment. This presumption applies even though editorial changes authorised by section 17C of the Acts and Regulations Publication Act 1989 have been made in the reprint.

This presumption may be rebutted by producing the official volumes of statutes or statutory regulations in which the principal enactment and its amendments are contained.

3 *How reprints are prepared*

A number of editorial conventions are followed in the preparation of reprints. For example, the enacting words are not included in Acts, and

provisions that are repealed or revoked are omitted. For a detailed list of the editorial conventions, see <http://www.pco.parliament.govt.nz/editorial-conventions/> or Part 8 of the *Tables of New Zealand Acts and Ordinances and Statutory Regulations and Deemed Regulations in Force*.

4 Changes made under section 17C of the Acts and Regulations Publication Act 1989

Section 17C of the Acts and Regulations Publication Act 1989 authorises the making of editorial changes in a reprint as set out in sections 17D and 17E of that Act so that, to the extent permitted, the format and style of the reprinted enactment is consistent with current legislative drafting practice. Changes that would alter the effect of the legislation are not permitted. A new format of legislation was introduced on 1 January 2000. Changes to legislative drafting style have also been made since 1997, and are ongoing. To the extent permitted by section 17C of the Acts and Regulations Publication Act 1989, all legislation reprinted after 1 January 2000 is in the new format for legislation and reflects current drafting practice at the time of the reprint.

In outline, the editorial changes made in reprints under the authority of section 17C of the Acts and Regulations Publication Act 1989 are set out below, and they have been applied, where relevant, in the preparation of this reprint:

- omission of unnecessary referential words (such as “of this section” and “of this Act”)
- typeface and type size (Times Roman, generally in 11.5 point)
- layout of provisions, including:
 - indentation
 - position of section headings (eg, the number and heading now appear above the section)
- format of definitions (eg, the defined term now appears in bold type, without quotation marks)
- format of dates (eg, a date formerly expressed as “the 1st day of January 1999” is now expressed as “1 January 1999”)

- position of the date of assent (it now appears on the front page of each Act)
- punctuation (eg, colons are not used after definitions)
- Parts numbered with roman numerals are replaced with arabic numerals, and all cross-references are changed accordingly
- case and appearance of letters and words, including:
 - format of headings (eg, headings where each word formerly appeared with an initial capital letter followed by small capital letters are amended so that the heading appears in bold, with only the first word (and any proper nouns) appearing with an initial capital letter)
 - small capital letters in section and subsection references are now capital letters
- schedules are renumbered (eg, Schedule 1 replaces First Schedule), and all cross-references are changed accordingly
- running heads (the information that appears at the top of each page)
- format of two-column schedules of consequential amendments, and schedules of repeals (eg, they are rearranged into alphabetical order, rather than chronological).

**5 *List of amendments incorporated in this reprint
(most recent first)***

Ngāi Tahu Claims Settlement Act 1998 (1998 No 97): section 271

Te Runanga o Ngai Tahu Act 1996 (1996 No 1 (P)): section 34(1)

Te Ture Whenua Maori Act 1993 (1993 No 4): section 362(2)

Maori Affairs Restructuring Act 1989 (1989 No 68): sections 10, 13(2)
