

Rangitāne o Manawatu Claims Settlement Act 2016 registration guideline

LINZG 20765

1 March 2017



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NOTE:

This Specific Guideline should be read in conjunction with the *Treaty Claims Settlement Acts general guideline – LINZG20701*

Revision History

Date	Version	Revision	Author	Description
1/03/2017	1			

1 Background

1.1 Introduction

A Treaty Settlement is an agreement between the Crown and a Māori claimant group to settle that claimant group's historical claims against the Crown. The process of settling claims is led by the Office of Treaty Settlements (OTS), and results in an Act for each settlement.

Summary of this settlement can be found in the Deed of Settlement Summary www.govt.nz/treaty-settlement-documents/rangitane-o-manawatu/rangitane-o-manawatu-deed-of-settlement-summary/

Rangitāne o Manawatu is an iwi based in Palmerston North in the Manawatu region. In May 1988, the Crown recognised the mandate to negotiate a deed of settlement on behalf of Rangitāne o Manawatu. The mandated negotiators and the Crown commenced intensive negotiations in 2010. On 1 May 2015 the Crown and Rangitāne o Manawatu initialled a deed of settlement to settle all Rangitāne o Manawatu historical Treaty of Waitangi claims.

Further information can be found on the OTS website, <https://www.govt.nz/organisations/office-of-treaty-settlements/> under the tab 'Find out about the Treaty Settlement Process'.

1.2 Purpose, scope and use

Treaty settlements have a range of common elements. A *Treaty Claims Settlement Acts General Guideline (General Guideline)* is available to ensure that applications received by Land Information New Zealand (LINZ) under the *Specific Acts* are dealt with correctly (see LINZG20701).

A *Specific Guideline* is developed for each *Specific Act*.

This *Specific Guideline* covers the Rangitāne o Manawatu Claims Settlement Act 2016 (the Act). It contains detailed information about that settlement and is designed to be read in conjunction with the *General Guideline*. A summary of the provisions that relate to the initial vesting of *Cultural Redress Properties* and the transfer of *Commercial Redress Properties* are set out in **Tables 1 and 2**.

A glossary of terms used in this guideline is attached. When used, a glossary term appears in *italics*. In some cases, *Specific Guidelines* may also contain more detailed explanations in relation to the same terms (for example *Cultural Redress Properties*).

References to the Act are in **bold text**.

You will need to refer to the following resources:

- the Rangitāne o Manawatu Claims Settlement Act 2016
<http://www.legislation.govt.nz/act/public/2016/0100/latest/DLM6679916.htm?src=qs>
- the *Deed* (including Schedules) relating to the *Specific Act*
<https://www.govt.nz/treaty-settlement-documents/rangitane-o-manawatu/>
- *Treaty Claims Settlement Acts General Guideline LINZG20701*

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- Customer Services Technical Circular 2013.T06 – Registration of Treaty Claims Settlement Dealings

The *General Guideline* applies to a *Specific Act*, unless a *Specific Guideline* states otherwise.

The Registrar-General of Land (RGL) has issued this guideline for employees of LINZ with delegated authority to exercise registration functions under the Land Transfer Act 1952.

1.3 Map of area of interest



(Source: Deed of Settlement Summary between the Crown and Rangitāne o Manawatu <https://www.govt.nz/dmsdocument/6229.pdf>)

2 Landonline settings to prevent auto-registration

The *General Guideline* applies.

Where a *Specific Act* prohibits certain transactions with land, memorials of the prohibitions will be put on the computer register (CR) for the land as outlined in this guideline.

It is important to ensure the Landonline setting that prohibits these transactions is set against those memorials. This mitigates the risk of auto-registration of the prohibited transaction.

At the end of processing any application relating to the Act, you must check whether it includes a memorial of one the following restrictions:

s90 Restrictions on subsequent transfers

s93 Prohibitions on mortgages or charges

s132 *Right of First Refusal* (RFR) Memorial

If one of these memorials apply, make sure the landonline setting prohibiting registration is set.

3 Removing resumptive memorials

The *General Guideline* applies.

Section **18(1)(a)** describes the properties with resumptive memorial that can be removed on receipt of a certificate issued under **s18**.

4 Cultural Redress Properties - Initial Vesting

The *General Guideline* applies, and specific detail is set out in **Table 1**.

5 Cultural Redress Properties - Ongoing restrictions

The *General Guideline* applies, and specific detail is set out in **Table 1**.
Please note:

s85(3) specifies that if the reserve status of a *Cultural Redress Reserve Property* is revoked, the property is no longer exempt from s24(except subsection (2A)) of the Conservation Act 1987.

s90 prescribes the only transfers of *Cultural Redress Reserve Properties*.

s93 specifies that reserve land is not to be mortgaged.

6 Cultural Redress Properties - Subsequent dealings

The *General Guideline* applies, and suitable memorials are set out in **Table 1**.
Please also note:

ss85(3) and 86(3) revocation of reserve status – marginal strip exemption no longer applies

s86(3)(a) removal of notifications where revocation of reserve status for all property

s86(3)(b) removal of notifications where revocation of reserve status for part of property

s90(2), s91 or 92 restrictions on transfers of reserves

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- s91** transfers of reserves to new administering body
- s92** transfers of reserves to new trustee.

7 Commercial Redress - Initial transfer

The provisions of the *General Guideline* apply, and suitable memorials are set out in **Table 2**. Please also note:

Licensed Land is included in the settlement –**ss99, 103-105**

Deferred Selection Properties are included in the settlement – refer **ss96 and 98**; and **Transfers of certain Deferred Selection Properties** – refer **s102**, being:

Pohangina Field Centre (being part of the Ruahine Forest Park)
and Takapari Conservation Area

Covenants for later creation of CRs are provided for – refer **s100**

Application of other enactments is dealt with in **s101**

8 Commercial Redress - Other property-related rights

8.1 Rights of first refusal

There are 17 properties described on **p31- 33** of the **Deed of Settlement: Attachments** Schedule <https://www.govt.nz/dmsdocument/3535.pdf>. The provisions of the *General Guideline* apply.

8.2 Ongoing restrictions

An RFR memorial prevents the registration of any subsequent disposal such as a transfer, unless there is an exemption in the *Specific Act*, or the RFR memorial has been removed.

Note:

- S109** defines **dispose of**, in relation to *RFR Land*
- s110** defines RFR Land used in RFR memorial (s132(5))
- And
- defines RFR Land that ceases to be *RFR Land*
- s111** restrictions on disposal of *RFR Land*
- s132** Chief Executive (CE) certificates for recording RFR, used in RFR memorial

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- s133** CE certificate RFR Land transferred or vested, triggering RGL to remove RFR memorial
- s134** CE certificate RFR period ends, triggers RGL to remove RFR memorial

8.3 Deferred selection rights to acquire properties

There are 10 Deferred Selection Properties, described on **p7– 8** of the **Deed of Settlement Schedule: Property Redress**. The provisions of the *General Guideline* apply.

8.4 Right of Access

The provisions of the *General Guideline* apply. Note:

- s108 (2) and (3)** This section requires the right of access to be included in the transfer of the Licensed Land to the *Trustees*.

Glossary

Use of this Glossary – For terms that are not defined in the *General Guideline* or this guideline, refer to the *Specific Act*. Please note, the *Specific Act* may have several "Interpretation" sections, these are referenced below.

Defined terms: terms used in this guideline which are explained in either this guideline and/or the *General Guideline*, are indicated by italics. They may repeat terms used in the glossary to the *General Guideline*, to provide a more detailed explanation eg *Cultural Redress Properties* below lists the relevant properties in relation to the Rangitāne o Manawatu Claims Settlement Act 2016.

Defined terms – in **Interpretation** sections 12, 68, 95, and 109

Commercial Redress includes:

Commercial Redress Properties s95, which comprise:

- **Licensed Land** s95, being:
Tangimoana Forest Land: p5 of the Deed of Settlement Schedule (Property Redress Schedule - Part 3)
- **Other Commercial Redress Properties** s95, being:
Described on page 6 of the Deed of Settlement Schedule (Property Redress Schedule - Part 3)

Deferred Selection Properties s95, being:

Properties described on pp7-8 of the Deed of Settlement Schedule (Property Redress Schedule - Part 4)

Right of First Refusal (RFR): Subpart 4 of Part 3 of the Act ss109-137

RFR Land: Land subject to an RFR

Cultural Redress Properties: these properties are defined in s68 and described in Schedule 3. Eleven properties in total, six of which vest as reserve and one which vests subject to a conservation covenant, three vest in fee simple and one vests in fee simple subject to terms of use. The relevant vesting provisions are contained in Subpart 6 of Part 2 ss68-94

Cultural Redress Reserve Properties – **s76** Aruwaru Peak property, **s77** Mairehau Peak property, **s78** Mārima Peak property, **s79** Moutoa Reserve property, **s80** Ngāwhakaraua Peak property, **s81** Pohangina property

Representative Entity – the *Trustees*

Settlement date, s12 – 2 March 2017

Specific Act – Rangitāne o Manawatu Claims Settlement Act 2016

Trustees – trustees of the Rangitāne o Manawatu Settlement Trust

Table 1: Summary of registration provisions - Cultural Redress

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
<p>Aruwaru Peak property s76 (and see Schedule 3 for legal description)</p>	<p>Cultural Redress Reserve Property</p>	<p>Director General of Conservation s84(3)</p>	<p>None</p>	<p>None</p>	<p>Ceases to be part of the Tararua Forest Park and a conservation area under the Conservation Act 1987 s76(1)</p> <p>Fee Simple vests in <i>Trustees</i> s76(2)</p> <p>Declared reserve, classified as a scenic reserve for the purposes specified in section 19(1)(a) of the Reserves Act 1977 s76(3)</p> <p>Subject to s85(3) of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii)</p> <p>Subject to s90 of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii) Ensure the “prevents registration flag” is set against this memorial</p> <p>Subject to s93 of the Rangitāne o Manawatu Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration flag” is set against this memorial</p>	<p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of the Act does not apply s85(1) & (2)</i></p> <p>If the reservation under this Act is revoked for all or part prior to vesting, the vesting is no longer exempt from s24 (except subsection (2A)). Suitable memorial: <i>Subject to part 4A of the Conservation Act 1987</i></p> <p><u>Crown Minerals Act 1991</u></p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
<p>Mairehau Peak property s77 (and see Schedule 3 for legal description)</p>	<p>Cultural Redress Reserve Property</p>	<p>Director-General of Conservation s84(3)</p>	<p>None</p>	<p>None</p>	<p>Ceases to be part of the Tararua Forest Park and a conservation area under the Conservation Act 1987 s77(1)</p> <p>Fee Simple vests in <i>Trustees</i> s77(2)</p> <p>Declared reserve, classified as a scenic reserve for the purposes specified in section 19(1)(a) of the Reserves Act 1977 s77(3)</p> <p>Subject to s85(3) of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii)</p> <p>Subject to s90 of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii) Ensure the “prevents registration flag” is set against this memorial</p> <p>Subject to s93 of the Rangitāne o Manawatu Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). s86(1)(a)(ii) Ensure the “prevents registration flag” is set against this memorial</p>	<p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of the Act does not apply s85(1) & (2)</i></p> <p>If the reservation under this Act is revoked for all or part prior to vesting, the vesting is no longer exempt from s24 (except subsection (2A)). Suitable memorial: <i>Subject to part 4A of the Conservation Act 1987</i></p> <p><u>Crown Minerals Act 1991</u></p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
<p>Mārima Peak property s78 (and see Schedule 3 for legal description)</p>	<p>Cultural Redress Reserve Property</p>	<p>Director General of Conservation s84(3)</p>	<p>None</p>	<p>None</p>	<p>Ceases to be part of the park and a conservation area under the Conservation Act 1987 s78(1)</p> <p>Fee Simple vests in Trustees s78(2)</p> <p>Declared reserve, classified as a scenic reserve for the purposes specified in section 19(1)(a) of the Reserves Act 1977 s78(3)</p> <p>Subject to s85(3) of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii) Subject to s90 of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii) Ensure the “prevents registration flag” is set against this memorial</p> <p>Subject to s93 of the Rangitāne o Manawatu Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration flag” is set against this memorial</p>	<p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of the Act does not apply s85(1) & (2)</i></p> <p>If the reservation under this Act is revoked for all or part prior to vesting, the vesting is no longer exempt from s24 (except subsection (2A)). Suitable memorial: <i>Subject to part 4A of the Conservation Act 1987</i></p> <p><u>Crown Minerals Act 1991</u></p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
<p>Moutoa Reserve property s79 (and see Schedule 3 for legal description)</p>	<p>Cultural Redress Reserve Property</p>	<p>Director-General of Conservation s84(3)</p>	<p>None</p>	<p>See Schedule 3 and refer to application.</p> <p>Note: Some interests in Schedule 3 interests may be unregistered – only register those that are registrable and referred in the application</p>	<p>Ceases to be a conservation area under the Conservation Act 1987 s79(1)</p> <p>Fee Simple vests in <i>Trustees</i> s79(2)</p> <p>Declared reserve, classified as a scenic reserve for the purposes specified in section 19(1)(a) of the Reserves Act 1977 s79(3)</p> <p>Subject to s85(3) of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii)</p> <p>Subject to s90 of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii) Ensure the “prevents registration flag” is set against this memorial</p> <p>Subject to s93 of the Rangitāne o Manawatu Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration flag” is set against this memorial</p>	<p>Conservation Act 1987</p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of the Act does not apply s85(1) & (2)</i></p> <p>If the reservation under this Act is revoked for all or part prior to vesting, the vesting is no longer exempt from s24 (except subsection (2A)). Suitable memorial: <i>Subject to part 4A of the Conservation Act 1987.</i></p> <p>Crown Minerals Act 1991</p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
<p>Ngāwhakaraua Peak property s80 (and see Schedule 3 for legal description)</p>	<p>Cultural Redress Reserve Property</p>	<p>Director-General of Conservation s84(3)</p>	<p>None</p>	<p>None</p>	<p>Ceases to be part of the Tararua Forest Park and a conservation area under the Conservation Act 1987 s80(1)</p> <p>Fee Simple vests in <i>Trustees</i> s80(2)</p> <p>Declared reserve, classified as a scenic reserve for the purposes specified in section 19(1)(a) of the Reserves Act 1977 s80(3)</p> <p>Subject to s85(3) of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii)</p> <p>Subject to s90 of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii) Ensure the “prevents registration flag” is set against this memorial</p> <p>Subject to s93 of the Rangitāne o Manawatu Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration flag” is set against this memorial</p>	<p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of the Act does not apply s85(1) & (2)</i></p> <p>If the reservation under this Act is revoked for all or part prior to vesting, the vesting is no longer exempt from s24 (except subsection (2A)). Suitable memorial: <i>Subject to part 4A of the Conservation Act 1987</i></p> <p><u>Crown Minerals Act 1991</u></p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
Pohangina property s81 (and see Schedule 3 for legal description)	Cultural Redress Reserve Property	Director-General of Conservation s84(3)	None	None	<p>Ceases to be a conservation area under the Conservation Act 1987 s81(1)</p> <p>Fee simple vests in <i>Trustees</i> s81(2)</p> <p>Declared reserve, classified as a recreation reserve subject to section 17 of the Reserves Act 1977 s81(3)</p> <p>Subject to s85(3) of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii)</p> <p>Subject to s90 of the Rangitāne o Manawatu Claims Settlement Act 2016 s86(1)(a)(ii) Ensure the “prevents registration flag” is set against this memorial</p> <p>Subject to s93 of the Rangitāne o Manawatu Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration flag” is set against this memorial</p>	<p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of the Act does not apply s85(1) & (2)</i></p> <p>If the reservation under this Act is revoked for all or part prior to vesting, the vesting is no longer exempt from s24 (except subsection (2A)). Suitable memorial: <i>Subject to part 4A of the Conservation Act 1987</i></p> <p><u>Crown Minerals Act 1991</u></p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>
Awapuni s69 (and see Schedule 3 for legal description)	Cultural Redress Property	Director-General of Conservation s84(3)	None	<p>See Schedule 3 and refer to application.</p> <p>Note: Some interests listed in Schedule 3 interests may be unregistered – only register those that are registrable and referred in application</p>	<p>Ceases to be a conservation area under the Conservation Act 1987 s69(1)</p> <p>Fee simple vests in <i>Trustees</i> s69(2)</p>	<p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 s86(1)(b)</i></p> <p><u>Crown Mineral Act 1991</u></p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
<p>Pukepuke Lagoon property s70 (and see Schedule 3 for legal description)</p>	<p>Cultural Redress Property</p>	<p>Director-General of Conservation s84(3)</p>	<p>Other conditions If not met, registration not prohibited:</p> <p>The Minister of Conservation must provide the <i>Trustees</i> with a registrable right of way easement on the terms and conditions set out in part 6.1 of the documents schedule s70(3)</p> <p>The easement – (a) is enforceable in accordance with its terms, despite Part 3B of the Conservation Act 1987; and (b) is to be treated as having been granted in accordance with Part 3B of that Act; and (c) is registrable under section 17ZA(2) of that Act, as if it were a deed to which that provision applied s70(4)</p> <p>Landcorp Farming Limited must provide the <i>Trustees</i> with a registrable right of way easement in gross on the terms and conditions set out in part 6.2 of the documents schedule s70(5)</p> <p>The Crown must execute a registrable variation of the easement created by application B212575.3 on the terms and conditions set out in part 6.3 of the documents schedule s70(6)</p>	<p>See Schedule 3 and refer to application.</p> <p>Note: Some interests listed in Schedule 3 interests may be unregistered – only register those that are registrable and referred in application</p>	<p>Ceases to be a conservation area under the Conservation Act 1987 s70(1)</p> <p>Fee simple vests in Trustees s70(2)</p>	<p>Conservation Act 1987</p> <p><i>Subject to Part 4A of the Conservation Act 1987</i> s86(1)(b)</p> <p>Crown Mineral Act 1991</p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>
<p>Tangimoana Beach property s71 (and see Schedule 3 for legal description)</p>	<p>Cultural Redress Property</p>	<p>Director-General of Conservation s84(3)</p>	<p>None.</p>	<p>None.</p>	<p>Ceases to be a conservation area under the Conservation Act 1987 s71(1)</p> <p>Fee simple vests in Trustees s71(2)</p>	<p>Conservation Act 1987</p> <p><i>Subject to Part 4A of the Conservation Act 1987</i> s86(1)(b)</p> <p>Crown Mineral Act 1991</p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Trigger: an application to vest s84(3) if existing CR, or 84(5) if no existing CR	Type of Property	Authorised Person	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
Wharite Peak property s72 (and see Schedule 3 for legal description)	Cultural Redress Property	Director-General of Conservation s84(3)	<p>Precondition: If not met, registration prohibited:</p> <p>The <i>Trustees</i> must provide the Crown with a registerable covenant in relation to Wharite Peak property on the terms and conditions set out in part 6.4 of the documents schedule s72(3)</p> <p>The covenant is to be treated as a conservation covenant for the purposes of section 27 of the Conservation Act 1987s72(4)</p>	<p>See Schedule 3 and refer to application.</p> <p>Note: Some interests listed in Schedule 3 interests may be unregistered – only register those that are registrable and referred in application</p>	<p>Ceases to be part of the Ruahine Forest Park and a conservation area under the Conservation Act 1987 s72(1)</p> <p>Fee simple vests in <i>Trustees</i> s72(2)</p>	<p>Conservation Act 1987</p> <p><i>Subject to Part 4A of the Conservation Act 1987</i></p> <p>s86(1)(b)</p> <p>Crown Mineral Act 1991</p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>
Moutoa property s73 (and see Schedule 3 for legal description)	Cultural Redress Property	Director-General of Conservation s84(3)	None.	None.	<p>Ceases to be a conservation area under the Conservation Act 1987 s73(1)</p> <p>Fee simple vests in <i>Trustees</i> s73(2)</p>	<p>Conservation Act 1987</p> <p><i>Subject to Part 4A of the Conservation Act 1987</i></p> <p>s86(1)(b)</p> <p>Crown Mineral Act 1991</p> <p><i>Subject to section 11 of the Crown Minerals Act 1991</i></p>

Table 2: Summary of registration provisions - Commercial Redress

Trigger	Property	Redress Type	Authorised Person	Conditions
<p>Application: to create CR where no existing CR – for Commercial Redress Property (other than Licensed Land) and Deferred Selection Property s98</p> <p>or</p> <p>Application: to create CR where no existing CR – for Licensed Land and is subject to a single Crown forestry licence and is to be transferred s99</p>	Tangimoana Forest Land	Commercial Redress Property – Licensed Land (refer to Part A of Part 3 of the Property Schedule)	CE of LINZ s99	Transfer must include a statement that the land is subject to a right of access to any protected sites on the land s108(2) and (3)
	113-117 Fitzherbert Ave, Palmerston North	Commercial Redress Property - Other Commercial Redress Property (refer to section 3 Commercial Redress Properties in the Property Schedule)	CE of LINZ formerly the CE of Ministry of Justice (Office of Treaty Settlements) s99	Subject to a single Crown forestry licence and is to be transferred s99
Deferred Selection Property				
Trigger	Property	Redress Type	Authorised Person	Conditions
<p>Transfer: where existing CR s96</p> <p>or</p> <p>Application: to create CR where no existing CR – for Commercial Redress Property (other than Licensed Land) and Deferred Selection Property s98</p>	Refer to Part 4 of the Property Schedule headed “ 4. Deferred Selection Properties ”	Deferred Selection Property – s95	See 4 th column headed “ Land Holding Agency ” of the property redress schedule.	In relation to Pohangina Field Centre (being part of the Ruahine Forest Park) and Takapari Conservation Area refer to s102 (1) (a) & (b)

Right of First refusal			
Trigger for noting RFR memorial:	Property	Memorial for noting RFR	Trigger for removal RFR memorial:
<p>CE certificate for <i>RFR land</i></p> <ul style="list-style-type: none"> - if existing CR at Settlement Date; - if CR created after Settlement Date; <p>and</p> <p>if land in CR becomes RFR after Settlement Date. s132(1)</p>	<p>Defined in Part 3 of the Attachments Schedule, and in defined as either: such land which on settlement date is: vested or held in fee simple by the Crown; or any land obtained in exchange for a disposal of RFR land under s123(1)(c) or s124 S110</p>	<p><i>[certificate identifier] Certificate under section [] of the Rangitāne o Manawatu Claims Settlement Act 2016 that the within land is RFR land as defined in section 110 and is subject to Subpart 4 of Part 3 of the Act (which restricts disposal, including leasing, of the land) [date and time]</i></p> <p>Ensure the “prevents registration” flag is set against this memorial</p>	<p>Notice (when land transferred or vested) s133</p> <p>or</p> <p>Notice (when RFR period ends) s134</p>