

Taranaki Iwi Claims Settlement Act 2016 registration guideline

LINZG 20763

23 February 2017



Contents

Revision History	2
1 Background	3
1.1 Introduction	3
1.2 Purpose, scope and use	3
1.3 Map of area of interest	5
2 Landonline settings to prevent auto-registration.....	6
3 Removing resumptive memorials.....	6
4 Cultural Redress Properties - Initial Vesting.....	6
5 Cultural Redress Properties - Ongoing restrictions	7
6 Cultural Redress Properties - Subsequent dealings	7
7 Commercial Redress- Initial transfer	7
8 Commercial Redress - Other property-related rights	8
8.1 Rights of first refusal.....	8
8.2 Ongoing restrictions.....	8
Glossary	8
Table 1: Summary of registration provisions - Cultural Redress.....	10
Table 2: Summary of registration provisions – Commercial Redress.....	25

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
23/02/17	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 <https://www.govt.nz/treaty-settlement-documents/taranaki-iwi/taranaki-iwi-deed-of-settlement-summary-5-sep-2015/>

The Taranaki Iwi Deed of Settlement is the final settlement of all historical claims of Taranaki Iwi resulting from acts or omissions by the Crown before 21 September 1992 and is made up of a package that includes:

- An agreed historical account, acknowledgements and apology
- Cultural redress
- Financial and commercial redress

The benefits of the settlement will be available to all members of Taranaki Iwi, wherever they live. The redress was negotiated by the Taranaki Iwi Trust. Some redress in the Taranaki Iwi Deed of Settlement is jointly provided for with Te Atiawa.

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 Taranaki Iwi 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 Taranaki Iwi Claims Settlement Act 2016
<http://www.legislation.govt.nz/act/public/2016/0095/latest/DLM6684825.html?src=qs>
- the *Deed* (including Schedules) relating to the *Specific Act*
<https://www.govt.nz/treaty-settlement-documents/taranaki-iwi/>
- *Treaty Claims Settlement Acts General Guideline LINZG20701*
- 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: Taranaki Iwi and Te Kāhui o Taranaki Trust and The Crown Deed of Settlement: Attachments)

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:

s88 Restrictions on subsequent transfers

s91 Prohibitions on mortgages or charges

s142 *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**. Please note:

- This Act includes properties which are held jointly in fee simple **ss76 – 78**.
- The properties will initially be vested under the Te Atiawa Claims Settlement Act 2016 into two undivided half shares in the names of the trustees for that settlement. [The condition being that one of the half shares will be held in trust for the trustees of Te Kāhui o Taranaki].
- When the vesting has occurred under Te Atiawa Claims Settlement Act, the relevant half share which is held on trust will then be deemed to be transferred to the trustees of Te Kāhui o Taranaki. An application will be made under the Taranaki Iwi Claims Settlement Act for the ownership of this undivided half share to be updated to the Trustees **s93**.

5 Cultural Redress Properties - Ongoing restrictions

The *General Guideline* applies, and specific detail is set out in [Table 1](#). Please note:

s83(3) specifies that if the reserve status of a *Cultural Redress Reserve Property* is revoked, the property is no longer exempt from s24 (except (2A)) of the Conservation Act 1987.

s83(3) and **s88** specify the restrictions on subsequent transfers of *Cultural Redress Reserve Properties*.

s91 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:

s84(3)(a) removal of notifications where revocation of reserve status for all property

s84(3)(b) removal of notifications where revocation of reserve status for part of property

s88(2), s89 or 90, restrictions on transfers of reserves

s91 restriction on mortgage of reserve land

s89 transfer of reserves to new administering body

s90 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:

Cape Egmont Conservation Area ceases to be a conservation area immediately before its transfer under s109

Cape Recreation Reserve ceases to be a conservation area immediately before its transfer under s109

Deferred Selection Properties are included in this settlement – refer **s113**

Covenants for the later creation of CRs are provided for - refer **s114**

Application of Other Enactments is dealt with in **s115**

8 Commercial Redress - Other property-related rights

8.1 Rights of first refusal

Identified as Exclusive RFR area, Non-Exclusive RFR area, and Shared RFR area on p70-75 of the **Document of Settlement: Attachments** schedule. The provisions of the *General Guideline* apply.

8.2 Ongoing restrictions

An RFR memorial prevents the registration of any subsequent disposal (dispose of in relation to *RFR Land* is defined in **s118**) such as a transfer, unless there is an exemption in the *Specific Act*, or the RFR memorial has been removed.

Note:

- | | |
|-------------|---|
| s118 | defines dispose of , in relation to <i>RFR Land</i> |
| s119 | section defining <i>RFR Land</i> , used in RFR memorial |
| s120 | restrictions on disposal of <i>RFR Land</i> |
| s142 | Chief Executive (CE) certificates for recording RFR, used in RFR memorial |
| s143 | CE certificate for removal when land is transferred or vested, or RFR period ends, trigger RGL to remove memorial |

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 Taranaki Iwi Claims Settlement Act 2016.

Defined terms – in interpretation sections 12, 46, 108, and 118

Commercial Redress includes:

- **Deferred Selection Properties s108** being:

Those properties set out in Part 3 of the Deed of Settlement Schedule: Property Redress (being pages 6-9 of that document), for which the requirements for transfer under the deed of settlement have been satisfied

- **Right of First Refusal (RFR):** Subparts 1 & 2 of Part 3 ss108 – 147

RFR Land: Land subject to an RFR.

Cultural Redress Properties: these properties are defined in s46(1) to (14) and described in Schedule 2. Fourteen properties, two of which vest subject to easements in gross.

Cultural Redress Reserve Properties – these properties are defined in s46(15) to (29) and described in schedule 2. Fifteen properties, one which vests subject to a lease and one which vests subject to an easement in gross.

Property jointly held in fee simple – those properties are defined in s46(30).

Representative Entity – the *Trustees*

Settlement date, s12 – 23 February 2017.

Specific Act – Taranaki Iwi Claims Settlement Act 2016

Trustees – trustees of Te Kāhui o Taranaki

Table 1: Summary of registration provisions - Cultural Redress

Trigger: an application to vest s82(3) if existing CR, or 82(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
Cape Egmont Site B s61	Cultural Redress Reserve Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as conservation area under the Conservation Act 1987 is revoked s61(1) Fee simple vests in Trustees s61(2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Maitahi property	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as a Scientific Reserve is revoked s62(1) Fee simple vests in Trustees s62(2) Declared a reserve, classified as a scientific reserve Subject to ss83(3) and 88 of the Taranaki Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Manihi Road Property	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as a Reserve is revoked s63(1) Fee simple vests in Trustees s63(2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Ōākura Coast Property	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as conservation area under the Conservation Act 1987 is revoked s64(1) Fee simple vests in Trustees s64(2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Ōāonui Property	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as a Reserve is revoked s65(1) Fee simple vests in Trustees s65(2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Okahu Stream Property	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as a Reserve is revoked s66(1) Fee simple vests in Trustees s66(2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Ōkato Coast Property	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as a Reserve is revoked s67(1) Fee simple vests in Trustees s67(2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Ōmata Stockade	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as a Reserve is revoked s68(1) Fee simple vests in Trustees s67(2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Opunake site B	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	<p>Preconditions: If not met, registration prohibited:</p> <p>The Trustees must provide the South Taranaki District Council with</p> <ol style="list-style-type: none"> 1. A registrable easement in gross for a right to drain and convey stormwater on the terms and conditions set out in part 5.2 of the documents schedule s69(5)(a) 2. A registrable easement in gross for a right to drain sewage on the terms and conditions set out in part 4.3 of the documents schedule s69(5)(b) 3. A registrable easement in gross for a right of way on the terms and conditions set out in part 5.4 of the documents schedule s69(5)(c) <p>Despite the provisions of the Reserves Act 1977, the easements— (a) are enforceable in accordance with its terms; and (b) are to be treated as having been granted in accordance with the Reserves Act 1977 s69(6)</p>	<p>See <u>Schedule 2</u> and refer to application.</p> <p>Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application</p>	<p>Reservation as conservation area under the Conservation Act 1987 is revoked s69(1)</p> <p>Fee simple vests in Trustees s64(2)</p> <p>Declared a reserve, classified as an historic reserve</p> <p>Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016</p> <p>Ensure the “prevents registration” flag is set against this memorial</p> <p>Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged).</p> <p>Ensure the “prevents registration” flag is set against this memorial</p>	<p>Subject the Reserves Act 1977</p> <p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</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 s82(3) if existing CR, or 82(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
Ōrimupiko / Headlands site B	Cultural Redress Reserve Property	Chief Executive of the Ministry of Justice s82(8)(a)	<p>Preconditions: If not met, registration prohibited:</p> <p>The trustees must provide the South Taranaki District Council with</p> <ol style="list-style-type: none"> 1. A registrable easement in gross for a right of way on the terms and conditions set out in part 5.5 of the documents schedule. <p>Despite the provisions of the Reserves Act 1977, the easement –</p> <p>(a) is enforceable in accordance with its terms; and</p> <p>(b) is to be treated as having been granted in accordance with the Reserves Act 1977 s70(6)</p>	<p>See <u>Schedule 2</u> and refer to application.</p> <p>Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application</p>	<p>Reservation as reserve under the Reserves Act 1977 is revoked s70(1)</p> <p>Fee simple vests in Trustees s70 (2)</p> <p>Declared a reserve, classified as an historic reserve</p> <p>Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016</p> <p>Ensure the “prevents registration” flag is set against this memorial</p> <p>Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged).</p> <p>Ensure the “prevents registration” flag is set against this memorial</p>	<p><i>Subject to the Reserves Act 1977</i></p> <p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</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>
Sutton Road Site A	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	<p>See <u>Schedule 2</u> and refer to application.</p> <p>Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application</p>	<p>Reservation as conservation area under the Conservation Act 1987 is revoked s71 (1)</p> <p>Fee simple vests in Trustees s71(2)</p> <p>Declared a reserve, classified as an historic reserve</p> <p>Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016</p> <p>Ensure the “prevents registration” flag is set against this memorial</p> <p>Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged).</p> <p>Ensure the “prevents registration” flag is set against this memorial</p>	<p><i>Subject to the Reserves Act 1977</i></p> <p><u>Conservation Act 1987</u></p> <p><i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</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 s82(3) if existing CR, or 82(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
Sutton Road site B	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s72(1) Fee simple vests in Trustees s72 (2) Declared a reserve, classified as a local purpose reserve, for the purpose of foreshore. Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Tapuinikau Pā	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s73(1) Fee simple vests in Trustees s73 (2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Tataraimaka Pā	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s74(1) Fee simple vests in Trustees s74 (2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Te Koru Pā	Cultural Redress Reserve Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s75(1) Fee simple vests in Trustees s75 (2) Declared a reserve, classified as an historic reserve Subject to ss83(3) and 88 of the Taranaki Iwi Claims Settlement Act 2016 Ensure the “prevents registration” flag is set against this memorial Subject to s91 of the Taranaki Iwi Claims Settlement Act 2016 (which prohibits reserve land from being mortgaged). Ensure the “prevents registration” flag is set against this memorial	<i>Subject to the Reserves Act 1977</i> <u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987 but section 24 of that Act does not apply s84(1)(a)(i)</i> 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> <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Arawhata property S47	Cultural Redress Property	Director-General of Conservation S82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s47(1) Fee simple vests in Trustees s47(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Cape Egmont Lighthouse property	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	The fee simple vests in the Crown as Crown Land subject to the land Act 1948, and then vests in the Trustees. Preconditions: If not met, registration to vest land in trustees will be prohibited: The Trustees must provide Maritime New Zealand with; 1. A registrable lease on the terms and conditions set out in part 6.1 of the documents schedule.	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	The fee simple first vests in the Crown as Crown land subject to the Land Act 1948. s48(1) The fee simple then vests in the trustees (provided the Trustees have provided Maritime New Zealand with a registrable lease on the terms and conditions set out in part 6.1 of the documents schedule). s48(2)&(3)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Cape Egmont site A	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as a Conservation Area under the Conservation Act 1987 is revoked. s49(1) The Fee Simple vests in Trustees s49(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Kahui Site A	Cultural Redress Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s50(1) Fee simple vests in Trustees s50(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Kahui Site B	Cultural Redress Property	A person authorised by the Director-General of Conservation s82(8)(b)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s51(1) Fee simple vests in Trustees s51(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Opunake Site A	Cultural Redress Property	A person authorised by the Director-General of Conservation s82(8)(b)	Preconditions: If not met, registration prohibited: The trustees must provide the South Taranaki District Council with 1. A registrable easement in gross for a right to drain and convey stormwater on the terms and conditions set out in part 5.1 of the documents schedule. s52(3)	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s52(1) Fee simple vests in Trustees s52(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Ōrimupiko / Headlands site A	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	Preconditions: If not met, registration prohibited: The Trustees must provide the South Taranaki District Council with 1. A registrable easement in gross for a right of way on the terms and conditions set out in part 5.5 of the documents schedule. s53(3)	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s53(1) Fee simple vests in Trustees s53(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or 82(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
Pungarehu Property	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s54(1) Fee simple vests in Trustees s54(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Puniho Property	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s55(1) Fee simple vests in Trustees s55(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Rahotu site A	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	The memorial below must be recorded on the computer register which issues for Section 1 SO 495021; <i>The Culvert with concrete pad shown on the occupation diagram for cadastral survey dataset SO 495021 is excluded from this title (see s56(3) of the Taranaki Iwi Claims Settlement Act 2016).</i> NB: If there is an existing title, record a suitable memorial on the historic view identifying the culvert with concrete pad does not issue as part of section 1 SO 495021.	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s56(1) Fee simple vests in Trustees s56(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Rahotu site B	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s57(1) Fee simple vests in Trustees s57(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s82(3) if existing CR, or s82(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
Rahotu site C	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s58(1) Fee simple vests in Trustees s58(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Warea site A	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s59(1) Fee simple vests in Trustees s59(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>
Warea site B	Cultural Redress Property	Chief Executive of the Ministry of Justice s82(8)(a)	None	See <u>Schedule 2</u> and refer to application. Note: Some interests in Schedule 2 may be unregistered – only register those that are registrable and referred in the application	Reservation as reserve under the Reserves Act 1977 is revoked s60(1) Fee simple vests in Trustees s60(2)	<u>Conservation Act 1987</u> <i>Subject to Part 4A of the Conservation Act 1987</i> s84(1)(b) <u>Crown Minerals Act 1991</u> <i>Subject to section 11 of the Crown Minerals Act 1991</i>

Trigger: an application to vest s93(1)	Type of Property:	Authorised Person:	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
Mataora (Round Rock), Motuotamatea (Snapper Rock), and Pararaki (Seagull Rock)	Jointly held Property s76	CE of Ministry of Justice s93(1)	<p>The undivided half share in the property only transfers to the trustees if the provisions of s65-73 of Te Atiawa Claims Settlement Act 2016 have already taken effect s 79</p> <p>Mataora, Motuotamatea and Pararaki are wildlife refuges subject to s14 of the Wildlife Act 1953, and are subject to s7(1) and (3) of the Sugar Loaf Islands Marine Protected Area Act 1991 s65(6) Te Atiawa Claims Settlement Act 2016</p> <p>The land continues to be managed by the Department of Conservation – as if the land is held by the Crown as a conservation area under the conservation Act 1987, and in accordance with the Sugar Loaf Islands Marine Protected Area Act 1991. s65(7)(a) Te Atiawa Claims Settlement Act 2016</p> <p>Any interests in land must be dealt with for the purposes of registration as if the Crown were the registered proprietor. s65(7)(b) Te Atiawa Claims Settlement Act 2016</p>	Any interests currently memorialised on the title.	<p>On application, register the trustees as the proprietors of the undivided half share in the fee simple estate [NB: It is common for a new CFR to be requested for the relevant half share]. s93(1)(a)</p> <p>For the following memorial;</p> <p><i>Subject to sections 70(3) & 74 of the Te Atiawa Claims Settlement Act 2016</i></p> <p>Remove reference to “s74” [this is to be removed in relation to all the land, not just the half share]. s93(2)(a)</p> <p>For the following memorial;</p> <p><i>The property is vested in the trustees of Te Kotahitanga o Te Atiawa to be held in trust for the trustees of Te Kahui o Taranaki”</i></p> <p>Remove the notation in relation to all the land [not just the half share]. s93(2)(b)</p> <p>Add the following memorial affecting the relevant half share dealt with under this Act – s93(3)</p> <p><i>Subject to section 94 of the Taranaki Iwi Claims Settlement Act 2016</i></p> <p>Ensure the “prevents registration flag” is set for this memorial.</p> <p>[NB: Because this jointly held property is deemed to be transferred; only those memorials / provisions specified to be removed should be removed. Otherwise the title is transferred in its current state]. s76</p>	Relevant statutory provisions will already be memorialised on the existing Computer Freehold Register.

Trigger: an application to vest s93(1)	Type of Property:	Authorised Person:	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
Motumahanga (Saddleback), Moturoa, Waikaranga (Seal Rocks), and Whareumu (Lion Rock)	Jointly held Property s77	CE of Ministry of Justice s93(1)	<p>The undivided half share in the property only transfers to the trustees if the provisions of s65-73 of Te Atiawa Claims Settlement Act 2016 have already taken effect s 79</p> <p>Motumahanga, Moturoa, Waikaranga and Whareumu are subject to s7(1) and (2) of the Sugar Loaf Islands Marine Protected Area Act 1991 s66(4) Te Atiawa Claims Settlement Act 2016</p> <p>The land continues to be managed by the Department of Conservation – as if the land is held by the Crown as a conservation area under the conservation Act 1987, and in accordance with the Sugar Loaf Islands Marine Protected Area Act 1991. s66(5)(a) Te Atiawa Claims Settlement Act 2016</p> <p>Any interests in land must be dealt with for the purposes of registration as if the Crown were the registered proprietor. s66(5)(b) Te Atiawa Claims Settlement Act 2016</p>	Any interests currently memorialised on the title.	<p>On application, register the trustees as the proprietors of the undivided half share in the fee simple estate [NB: It is common for a new CFR to be requested for the relevant half share]. s93(1)(a)</p> <p>For the following memorial;</p> <p><i>Subject to sections 70(3) & 74 of the Te Atiawa Claims Settlement Act 2016</i></p> <p>Remove reference to “s74” [this is to be removed in relation to all the land, not just the half share]. s93(2)(a)</p> <p>For the following memorial;</p> <p><i>The property is vested in the trustees of Te Kotahitanga o Te Atiawa to be held in trust for the trustees of Te Kahui o Taranaki”</i></p> <p>Remove the notation in relation to all the land, not just the half share. s93(2)(b)</p> <p>Add the following memorial affecting the relevant half share dealt with under this Act – s93(3)</p> <p><i>Subject to section 94 of the Taranaki Iwi Claims Settlement Act 2016</i></p> <p>Ensure the “prevents registration flag” is set for this memorial.</p> <p>[NB: Because this jointly held property is deemed to be transferred; only those memorials / provisions specified to be removed should be removed. Otherwise the title is transferred in its current state]. s77</p>	Other relevant statutory provisions will already be memorialised on the existing Computer Freehold Register.

Trigger: an application to vest s93(1)	Type of Property:	Authorised Person:	Conditions	Existing Interests	Status changes, Estate that vests, owner, and statutory restrictions	Application of other Statutory Provisions - initial vesting
Koruanga / Motukuku and Tokatapu	Jointly held Property s78	CE of Ministry of Justice s93(1)	<p>The undivided half share in the property only transfers to the trustees if the provisions of s65-73 of Te Atiawa Claims Settlement Act 2016 have already taken effect s 79</p> <p>Koruanga / Motukuku and Tokatapu are subject to s7(1) and (3) of the Sugar Loaf Islands Marine Protected Area Act 1991</p> <p>s67(4) Te Atiawa Claims Settlement Act 2016</p> <p>The land continues to be managed by the Department of Conservation – as if the land is held by the Crown as a conservation area under the conservation Act 1987, and in accordance with the Sugar Loaf Islands Marine Protected Area Act 1991.</p> <p>s67(5)(a) Te Atiawa Claims Settlement Act 2016</p> <p>Any interests in land must be dealt with for the purposes of registration as if the Crown were the registered proprietor. s67(5)(b) Te Atiawa Claims Settlement Act 2016</p>	Any interests currently memorialised on the title.	<p>On application, register the trustees as the proprietors of the undivided half share in the fee simple estate [NB: It is common for a new CFR to be requested for the relevant half share]. s93(1)(a)</p> <p>For the following memorial;</p> <p><i>Subject to sections 70(3) & 74 of the Te Atiawa Claims Settlement Act 2016</i></p> <p>Remove reference to “s74” [this is to be removed in relation to all the land, not just the half share]. s93(2)(a)</p> <p>For the following memorial;</p> <p><i>The property is vested in the trustees of Te Kotahitanga o Te Atiawa to be held in trust for the trustees of Te Kāhui o Taranaki”</i></p> <p>Remove the notation in relation to all the land, not just the half share. s93(2)(b)</p> <p>Add the following memorial affecting the relevant half share dealt with under this Act – s93(3)</p> <p><i>Subject to section 94 of the Taranaki Iwi Claims Settlement Act 2016</i></p> <p>Ensure the “prevents registration flag” is set for this memorial.</p> <p>[NB: Because this jointly held property is deemed to be transferred; only those memorials / provisions specified to be removed should be removed. Otherwise the title is transferred in its current state]. s77</p>	Other relevant statutory provisions will already be memorialised on the existing Computer Freehold Register.

Table 2: Summary of registration provisions – Commercial Redress

Trigger:	Property	Redress Type	Authorised Person	Conditions
<p>Transfer: where existing CR s109</p> <p>or</p> <p>Transfer: of properties subject to lease back s116</p> <p>or</p> <p>Application: where lease under s116 (or renewal of) terminates / expires without being renewed.</p>	<p>Cape Egmont Conservation Area s110</p>	Deferred Selection Property	CE Department of Conservation s113(5)	<p>Only takes effect if the property becomes a deferred selection property s110(1)</p> <p>The property ceases to be a conservation area immediately before the transfer of the fee simple under section 109. s110(2)</p>
	<p>Cape Recreation Reserve s111</p>	Deferred Selection Property	CE Department of Conservation s113(5)	<p>Only takes effect if the property becomes a deferred selection property s111(1)</p> <p>The property ceases to be a conservation area immediately before the transfer of the fee simple under section 109. s111(2)</p>
<p>Application: to create CR where no existing CR – for Deferred Selection Property s113</p> <p>or</p> <p>Application: to register covenant for later transfer as Computer Interest Register s114</p>	<p>Transfer of properties subject to lease s116</p>	Deferred Selection Property	CE Ministry of Education s113(5)	<ol style="list-style-type: none"> The land holding agency is the Ministry of Education. S116(1)(a) The ownership of the land is to be transferred to the Trustees. s116(1)(b) <p>[The transfer instrument must include a statement that the land is to become subject to section 117 upon registration of the transfer]. s116(3)</p> <ol style="list-style-type: none"> Upon registration of the transfer of the property, record on the CFR; s116(4) <p><i>Subject to Part 4A of the Conservation Act 1987, but section 24 of that Act does not apply</i></p> <p><i>Subject to section 117 of the Taranaki Iwi Claims Settlement Act 2016</i></p> <ol style="list-style-type: none"> After the transfer, the land is to be subject to a lease back to the Crown. s116(1)(c)

	Application where lease under s116 terminates / expires without being renewed s117	Deferred Selection Property	Registered Proprietors of the Property s117(3)	<p>Applies if the lease referred to in s116(1)(c) terminates or expires. The registered proprietors of the property must apply to the RGL to remove from the CFR (if only part of the CFR is affected, then the application will be in relation to a relevant part)</p> <p>For the memorial "<i>Subject to Part 4A of the Conservation Act 1987, but section 24 of that Act does not apply</i>"; remove the part "<i>but section 24 of that Act does not apply</i>".</p> <p>Remove the memorial "<i>Subject to section 117 of the Taranaki Iwi Claims Settlement Act 2016</i>".</p>
--	---	-----------------------------	---	---

Right of First refusal		
Trigger for noting RFR memorial:	Property	Memorial for noting RFR
CE certificate (if existing CR at Settlement Date) s142(1) or Notice (if CR created after Settlement Date) s137(1) or Notice (if land in CR becomes RFR after Settlement Date) s137(2)	RFR Land can be exclusive, non exclusive and shared RFR land. <u>Exclusive RFR land -</u> The area shown on SO 477760 as further defined in s119(2) of the Act <u>Non exclusive RFR land -</u> The area shown on SO 477762 as further defined in s119(3) of the Act <u>Shared RFR Land -</u> The area shown on SO 477763 as further defined in s119(4) of the Act.	<i>[certificate identifier] Certificate under section [] of the Taranaki Iwi Claims Settlement Act 2016 that the within land is RFR land as defined in section 119 and is subject to Subpart 2 of Part 3 of the Act (which restricts disposal, including leasing, of the land) [date and time]</i> Ensure the "prevents registration" flag is set against this memorial
Trigger for removal RFR memorial:		
Notice (when land transferred or vested) s143 or Notice (when RFR period ends) s144		