



14 March 2019

Mr Garry Smorg  
[fyi-request-9759-354d7f22@requests.fyi.org.nz](mailto:fyi-request-9759-354d7f22@requests.fyi.org.nz)

Dear Mr Smorg

**Official Information Request**  
**Our Ref: SSCOIA2019/0031**

I refer to your official information request received on 4 March 2019 for:

*"Do all Crown Entities (including, but not limited to; Autonomous Crown Entities "ACE") have training for employees with regards to The Treaty of Waitangi? If not, why not?*

*What are ACE's obligations under the treaty of Waitangi?"*

The Crown Entities Act 2004 requires entities to comply with the principle of being a good employer, which includes recognition of the aims and aspirations of Māori, the employment requirements of Māori, and the need for involvement of Māori as employees of the entity. Apart from the requirement in relation to employment, the Act is silent in relation to the Treaty and does not impose any obligations on Crown entities in that regard.

That said, the enabling legislation for a specific Crown entity may include its own Treaty references that apply to the individual entity.

Any information about training for employees in relation to the Treaty would be held by the individual entity. There is no centrally held information on that matter. Therefore, we have decided to refuse your request in full under section 18 (g) of the OIA that the information requested is not held by the department.

If you wish to discuss this decision with us, please feel free to contact [Ministerial.Services@ssc.govt.nz](mailto:Ministerial.Services@ssc.govt.nz).

You have the right to seek an investigation and review by the Ombudsman of this decision. Information about how to make a complaint is available at [www.ombudsman.parliament.nz](http://www.ombudsman.parliament.nz) or freephone 0800 802 602.

Please note that we intend to publish this letter (with your personal details removed) on the State Services Commission's website.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Nicky Dirks'.

Nicky Dirks  
**Managing Principal**  
**State Services Commission**