

# MACA APPLICANT FUNDING: POLICY AND GUIDELINES

## Part 4A: Funding for appeals

This document sets out the Crown's funding policy for applications made under the Marine and Coastal Area (Takutai Moana) Act 2011 and provides a set of guidelines on the availability and use of applicant funding. This consists of 4 parts:

**Part 1:** Overarching funding policy

**Part 2:** Funding for groups in the Crown engagement application pathway

**Part 3:** Funding for groups in the High Court application pathway

**Part 4A:** Funding for appeals (this part)

**Part 4B:** Funding for the provision of evidence on other applications by applicants and other customary interest groups

### Funding for appeals

The Crown will contribute to the costs of an applicant, or a non-applicant customary interest group, to appeal a decision by the High Court on an application for a recognition order under the Marine and Coastal Area (Takutai Moana) Act 2011 (the Act). This funding is:

- only available once the High Court has released its decision on an application; and
- limited to a contribution to actual and reasonable costs for research, project management and legal services in appealing a decision.

### THE JUDICIAL REVIEW OF THE MINISTERS DECISION WILL NOT BE FUNDED

Funding will not be provided to review decisions of the Minister to not engage on an application, or to not enter into an agreement with an applicant.

### WHO CAN APPLY?

Applicant funding for appeals is available to:

- applicant groups to appeal a High Court decision of their application; and

- Customary interest groups who do not have an application, to appeal a High Court decision on an application that overlaps with their customary interests.

Both applicant groups and non-applicant customary interest groups must have filed a notice of appearance for the application they wish to appeal.

Funding for appeals can only be made available to applicants that have the authority to represent the applicant group named in their application. Therefore, evidence of appointment by the applicant group must be provided.

### HOW TO APPLY?

Contact the Takutai Moana Rōpū at Te Arawhiti *BEFORE* you initiate an appeal to confirm the amount of funding that will be available:

- Email: [maca@tearawhiti.govt.nz](mailto:maca@tearawhiti.govt.nz); or
- Phone: 0800 TOMACA (0800 866 222).

Any funding approved will be available after the expenditure has taken place.

Your request for funding will be assessed to determine:

- the type of appeal being undertaken; and
- any previous funding received from the Crown.

## WHO RECEIVES THE FUNDING?

Applicant funding will only be paid into the verified account of the applicant or applicant group or the verified account of a person or group authorised by the applicant.

## WHAT HAPPENS NEXT?

If funding is approved, you will receive a letter from Te Arawhiti informing you of the amount of funding available.

To receive reimbursement of the funds approved, please provide the Takutai Moana Funding Rōpū with:

- evidence of expenditure (i.e. itemised invoices or receipts); and
- a bank deposit slip or bank statement header showing the name and number of the bank account.

There is a minimum of \$3000 for any individual request.

This document was updated in February 2019