

The Treasury

Budget 2021 Information Release

August 2021

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Cabinet Document Details

Title: **Cabinet Minute: CAB-21-MIN-0116.17: 2021 Budget Package: Vote Justice**

Date: **15 April 2021**

Creator: Cabinet Office

No Information has been Withheld

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Cabinet

Minute of Decision

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2021 Budget Package: Vote Justice

On 12 April 2021, Cabinet:

- 1 **approved** the Budget initiatives for the above Vote for inclusion in the 2021 Budget package, as listed in the summary below and detailed in the attached initiative documents:

Summary of initiatives included in the attached initiative documents:

Operating Initiatives (Impact on Operating Balance)

Initiative ID	Initiative Name	\$m - increase/(decrease)					
		2020/21	2021/22	2022/23	2023/24	2024/25	2025/26 & Outyears
13059	Continued Legal Aid Funding: Maintaining Legal Representation for Participants Who Cannot Afford Legal Services	13.515	47.973	57.891	57.891	57.891	57.891
13510	Crown Response to the Abuse in Care Inquiry	-	0.390	-	-	-	-
13055	Improving Access of Individuals with Disabilities to Participate as Candidates in General Elections and By-elections	-	2.020	0.540	0.380	0.370	0.370
13046	Meeting the Financial Entitlements for Victims of Serious Crimes	-	0.773	0.773	0.773	0.773	0.773
13111	Preventing Family Violence and Sexual Violence: Building Partnerships and Collaboration to Transform the System	-	4.276	4.276	4.276	4.276	4.276
13112	Preventing Family Violence and Sexual Violence: Strategic Coordination of Data and Insights to Build a Learning System	-	0.241	0.350	0.350	0.350	0.350
13490	Supporting the Elimination of Indefinite Compulsory Treatment Orders Under the Mental Health Act 1992	-	-	-	1.449	1.449	1.079

		\$m - increase/(decrease)					
	Whakaorangia Te Mana Tangata – Uplifting the Mana of Offenders, Victims and Whānau	-	1.777	1.774	1.879	1.864	1.864
Total Operating		13.515	57.450	65.604	66.998	66.973	66.603

- 2 **approved** the changes to appropriations to implement the initiatives, as set out in the attached initiative documents;
- 3 **approved** the additional recommendations to give effect to the initiatives, as set out in the attached initiative documents;
- 4 **agreed** that the proposed change to appropriations for 2020/21 above be included in the 2020/21 Supplementary Estimates and that, in the interim, the increase be met from Imprest Supply;
- 5 **authorised** the Minister of Finance and the Appropriation Minister to approve jointly any technical adjustments to baselines necessary to remove any errors or inconsistencies identified while finalising the 2020/21 Supplementary Estimates, the 2021/22 Estimates and the fiscal forecasts;
- 6 **noted** that all communications relating to the 2021 Budget are co-ordinated by a Budget communications committee, and that any requests for early announcement will need to have both the written approval of the Minister of Finance and sign-off from the Prime Minister's office.

Michael Webster
Secretary of the Cabinet

Initiative No: 13059

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Continued Legal Aid Funding: Maintaining Legal Representation for Participants Who Cannot Afford Legal Services

Description: This initiative provides additional funding to cover increasing costs and demand for accessing legal aid. Legal aid is government funding provided to people who need legal help and cannot otherwise afford a lawyer. It forms an important part of New Zealand's justice system, as it ensures that people are not denied access to justice based on their financial means.

Appropriation changes

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Operating Balance Impact	13.515	47.973	57.891	57.891	57.891
Debt Impact	-	-	-	-	-
No Impact	-	-	-	-	-
Total	13.515	47.973	57.891	57.891	57.891

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Non-Departmental Output Expense:					
Legal Aid	13.515	47.973	57.891	57.891	57.891
Total Operating	13.515	47.973	57.891	57.891	57.891

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Crown Response to the Abuse in Care Inquiry

Description: This initiative provides funding to ensure the Crown can continue to engage with the Royal Commission of Inquiry into Historical Abuse in Care in a timely, collaborative and coordinated manner. This will be achieved through continued funding for a Secretariat to drive the coordinated Crown approach, legal support for representation, specialist records support, training and support to non-governmental organisations and Crown entities, and support for affected staff. The funding will ensure the Crown's response is proportionate to the Inquiry's scale.

Appropriation changes

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Operating Balance Impact	-	0.390	-	-	-
Debt Impact	-	-	-	-	-
No Impact	-	-	-	-	-
Total	-	0.390	-	-	-

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Departmental Output Expense:					
Justice Policy Advice (funded by revenue Crown)	-	0.390	-	-	-
Total Operating	-	0.390	-	-	-

Additional recommendation

- 7 **noted** that there is associated operating funding in Vote Internal Affairs (Initiative: 13508), Vote Education (Initiative: 13546), Vote Health (Initiative: 13525), Vote Courts (Initiative: 13509), Vote Oranga Tamariki (ID: 13069) and Vote Māori Development (Initiative: 13547);

Initiative No: 13055

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Improving Access of Individuals with Disabilities to Participate as Candidates in General Elections and By-elections

Description: This initiative will provide funding for the Election Access Fund and funding for the Electoral Commission's associated administration costs. The Fund is designed to make standing as a candidate in a general election or a by-election a more equitable process for individuals with disabilities.

Appropriation changes

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Operating Balance Impact	-	2.020	0.540	0.380	0.370
Debt Impact	-	-	-	-	-
No Impact	-	-	-	-	-
Total	-	2.020	0.540	0.380	0.370

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Departmental Output Expense:					
Justice Policy Advice (funded by revenue Crown)	-	0.020	-	0.080	-
Non-Departmental Output Expense:					
Electoral Services	-	2.000	0.540	0.300	0.370
Total Operating	-	2.020	0.540	0.380	0.370

Initiative No: 13046

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Meeting the Financial Entitlements for Victims of Serious Crimes

Description: This initiative increases funding of the Victim Assistance Scheme to fund more applicants eligible for the sexual violence grant and will provide funding to victims of serious crime which is being prosecuted by regulatory agencies.

Appropriation changes

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Operating Balance Impact	-	0.773	0.773	0.773	0.773
Debt Impact	-	-	-	-	-
No Impact	-	-	-	-	-
Total	-	0.773	0.773	0.773	0.773

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Multi-Category Expenses and Capital Expenditure:					
Community Justice Support and Assistance (MCA)					
<i>Non-Departmental Other Expense:</i>					
Victim Entitlements	-	0.773	0.773	0.773	0.773
Total Operating	-	0.773	0.773	0.773	0.773

Initiative No: 13111

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Preventing Family Violence and Sexual Violence: Building Partnerships and Collaboration to Transform the System

Description: This funding will develop infrastructure that enables Māori and communities to partner with the Joint Venture and lead in the transformation of the family violence and sexual violence (FVSV) system. This initiative seeks to establish an enduring Māori-Crown partnership and will provide the Joint Venture with additional funding to support the Crown in its relationships with these stakeholders.

Appropriation changes

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Operating Balance Impact	-	4.276	4.276	4.276	4.276
Debt Impact	-	-	-	-	-
No Impact	-	-	-	-	-
Total	-	4.276	4.276	4.276	4.276

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Departmental Output Expense:					
Reducing Family Violence and Sexual Violence (funded by revenue Crown)	-	4.276	4.276	4.276	4.276
Total Operating	-	4.276	4.276	4.276	4.276

Additional recommendation

- 8 **noted** that this initiative forms part of the package for preventing family violence and sexual violence, led by the Minister for the Prevention of Family and Sexual Violence with the support of family violence and sexual violence Ministers;

Initiative No: 13112

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Preventing Family Violence and Sexual Violence: Strategic Coordination of Data and Insights to Build a Learning System

Description: This initiative will provide a strategic, coordinated approach to data and insights to support ongoing systemic change that will eliminate family violence and sexual violence (FVSV). The Joint Venture will review how the government contracts its FVSV research provision to create a collaborative and transformative research agenda, and increased investment in this research agenda.

Appropriation changes

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Operating Balance Impact	-	0.241	0.350	0.350	0.350
Debt Impact	-	-	-	-	-
No Impact	-	-	-	-	-
Total	-	0.241	0.350	0.350	0.350

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Departmental Output Expense:					
Sector Leadership and Support (funded by revenue Crown)	-	0.241	0.350	0.350	0.350
Total Operating	-	0.241	0.350	0.350	0.350

Additional recommendation

- 9 **noted** that this initiative forms part of the package for preventing family violence and sexual violence, led by the Minister for the Prevention of Family and Sexual Violence with the support of family violence and sexual violence Ministers;

Initiative No: 13490

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Supporting the Elimination of Indefinite Compulsory Treatment Orders Under the Mental Health Act 1992

Description: This initiative will fund the costs of increased numbers of independent Mental Health review hearings required to be heard by the Family Court, due to the elimination of indefinite compulsory treatment orders.

Appropriation changes

	\$m - increase/(decrease)					
	2020/21	2021/22	2022/23	2023/24	2024/25	2025/26 & Outyears
Operating Balance Impact	-	-	-	1.449	1.449	1.079
Debt Impact	-	-	-	-	-	-
No Impact	-	-	-	-	-	-
Total	-	-	-	1.449	1.449	1.079

	\$m - increase/(decrease)					
	2020/21	2021/22	2022/23	2023/24	2024/25	2025/26 & Outyears
Departmental Output Expense:						
Administration of Legal Services (funded by revenue Crown)	-	-	-	0.111	0.111	0.111
Non-Departmental Output Expense:						
Legal Aid	-	-	-	1.338	1.338	0.968
Total Operating	-	-	-	1.449	1.449	1.079

Additional recommendation

10 **noted** that there is associated operating funding in Vote Courts (Initiative: 13056);

Initiative No: 13489

Vote: Justice

Appropriation Administrator: Ministry of Justice

Title: Whakaorangia Te Mana Tangata – Uplifting the Mana of Offenders, Victims and Whānau

Description: This initiative aims to reduce the imprisonment and re-offending rates for Māori by providing funding to implement a kaitiaki-type service modelled on the Kaikohe Matariki Court. Under the Whakaorangia programme, local iwi and Māori organisations will support the needs of Māori offenders, victims and their whānau by identifying and providing suitable social, health and wellbeing services.

Appropriation changes

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Operating Balance Impact	-	1.777	1.774	1.879	1.864
Debt Impact	-	-	-	-	-
No Impact	-	-	-	-	-
Total	-	1.777	1.774	1.879	1.864

	\$m - increase/(decrease)				
	2020/21	2021/22	2022/23	2023/24	2024/25 & Outyears
Non-Departmental Output Expense:					
Legal Aid	-	-	-	0.167	0.166
Multi-Category Expenses and Capital Expenditure:					
Community Justice Support and Assistance (MCA)					
<i>Non-Departmental Output Expense:</i>					
Community Harm Reduction	-	1.777	1.774	1.712	1.698
Total Operating	-	1.777	1.774	1.879	1.864

Additional recommendation

11 **noted** that there is associated operating funding in Vote Courts (Initiative: 13049).