

PLEASE REGISTER ME FOR:

Marine and Coastal Area Act – demystifying the hype

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Registrations will not be actioned until payment is received.

Seminar (4 hours)

- \$205 – NZLS members and NZLS Associate members
 \$265 – Non-members

Live video-conference (2 1/2 hours) - note the closing date - 19 Aug

- \$165 – NZLS members and NZLS Associate members
 \$225 – Non-members **Total amount due: \$**

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CANCELLATION AND REFUND POLICY

If written notice of cancellation of a registration arrives before the day of the seminar we will refund the registration fee, less the cost of the booklet and less an administration fee of \$30. • If you are unable to attend, you may send a substitute. • NZLS CLE Ltd reserves the right to cancel or reschedule seminars if necessary.

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PRESENTATION DETAILS

1 PM – 5 PM

CENTRE	DATE	VENUE
Christchurch	30 August	Chateau on the Park
Wellington	31 August	NZICA
Auckland	1 September	Stamford Plaza

LIVE VIDEO-CONFERENCE 1 SEPTEMBER

9.00AM – 11.30AM

A condensed two-and-a-half hour version of this seminar will be presented by live video-conference in the following centres for a minimum of six registrants in any one centre. **PLEASE NOTE registrations must be received before 19 August** when a decision will be made on whether the video-conference proceeds. This enables you to register for a live session if the video-conference is cancelled.

Blenheim	Nelson	Tauranga
Dunedin	New Plymouth	Timaru
Gisborne	Oamaru	Wairarapa
Greymouth	Palmerston North	Whakatane
Hamilton	Queenstown	Whanganui
Invercargill	Rotorua	Whangarei
Napier	Taupo	

To be sure you receive your materials before the seminar, your registration form and payment should reach the NZLS at least five working days before the presentation.

DID YOU KNOW...

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SEMINAR

Marine and Coastal Area Act – demystifying the hype

August – September 2011

- Comprehensive overview of legislative changes
- Effects of MCA Act on RMA



NEW ZEALAND LAW SOCIETY

FAMILY LAW SECTION AND PROPERTY LAW SECTION

Marine and Coastal Area Act – demystifying the hype

**What is meant by “foreshore and seabed”?
What are the effects of the Marine and Coastal Area (Takutai Moana) Act 2011? To what extent does this Act make significant changes to the 2004 Act which it repealed and replaced? What are the effects of the new legislation on the Resource Management Act?**

This year, after a lengthy process of debate and review, parliament enacted the Marine and Coastal Area (Takutai Moana) Act 2011. This Act repealed and replaced the Labour Government’s Foreshore and Seabed Act 2004.

Practitioners who work in the areas of property law, resource management and Maori legal issues will need to be familiar with this new legislation.

The seminar will explain how the law developed from earlier case law such as the Ninety Mile Beach case to the Ngati Apa decision of 2003 and the statutory changes since that time. It will also consider and analyse comprehensively the 2011 Act itself and assess its significance.

THE SEMINAR WILL COVER:

- The relationship between foreshore and seabed law and other aspects of coastal law, including the “Queen’s chain”
- The Maori Land Court and the foreshore and seabed
- The Ngati Apa case of 2003
- The Foreshore and Seabed Act 2004 and its implementation
- The Review process in 2009-10
- The 2011 Act
- The relationship between the 2011 Act and the Resource Management Act

- Other collateral effects of the 2011 legislation on other parts of the law, including the ownership and regulation of minerals, fisheries and aquaculture

The underpinning legal issues to be considered are:

- What sort of legal regime ought to apply to the Foreshore and Seabed?
- Who should it, and who does it, “belong” to?
- What kinds of legal rights and interests arise with respect to it?
- How successfully are these rights and interests regulated and provided for by the current legislation?

WHO SHOULD ATTEND

Property law, resource management, environmental and Maori legal issues practitioners should attend as well as Government and local government representatives.

MATERIALS

A background booklet written by the presenters will be sent to participants before the seminar.

FORMAT

The seminar will have a practical focus with plenty of opportunities for questions.

FEE (INCL GST)

NZLS members and NZLS Associate members – \$205 for the seminar and \$165 for the video-conference. Non-members – \$265 for the seminar and \$225 for the video-conference.

PRESENTERS



RICHARD BOAST
FACULTY OF LAW
VICTORIA UNIVERSITY OF
WELLINGTON

Richard Boast is a professor of law at Victoria University and has a long-standing interest in legal issues relating to the foreshore and seabed. He represented a number of claimant groups in the Waitangi Tribunal’s Foreshore and Seabed Inquiry held in early 2003. His textbook on the subject, *Foreshore and Seabed* (Lexis Nexis), was published in 2005. Professor Boast was one of the members of the review panel which reported on the former 2004 Act in 2009.



ROBERT MAKGILL
NORTH SOUTH
ENVIRONMENTAL LAW
AUCKLAND

Robert is a North South Environmental Law director. He is the firm’s principal litigator and specialises in public, environmental and natural resource law. He has acted for a wide range of clients including listed companies, central government, local authorities, network utility operators and iwi. Robert was legal advisor to Local Government New Zealand (LGNZ) during the passage of the Marine and Coastal Area Bill 2010. His firm has advised LGNZ, and various regional councils, on a number of Treaty settlements. He was also legal counsel in the International Law of the Sea Tribunal’s historic advisory opinion on deep sea mining the high seas. In 2005 Robert was awarded a doctoral scholarship at the Ghent School of Public International Law, Belgium. He is a Research Fellow with the Lincoln University Planning School and a Doctoral Researcher at the University of Ghent. Robert is chairperson of the Queenstown/Central Otago branch of the Resource Management Law Association and a member of the Environmental Law Committee of the New Zealand Law Society.