



Cabinet

Minute of Decision

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Oral Item: Shape of the Children's Commission and Oranga Tamariki System Oversight Legislation

Portfolio Social Development

On 27 July 2020, following reference from the Cabinet Social Wellbeing Committee, Cabinet:

- 1 **noted** that in March 2019, Cabinet:
 - 1.1 agreed that the system of independent oversight for the Oranga Tamariki Act 1989 and children's issues should be strengthened under one overarching act that brings together the functions of system level advocacy for all children and young people, oversight and complaints investigation for matters related to the application of the Act, and independent monitoring and assurance;
 - 1.2 agreed to repeal the Children's Commissioner Act 2003, and to re-establish the Children's Commissioner and relevant provisions in the new act;

[CAB-19-MIN-0113]
- 2 **noted** that, following consultation with key stakeholders, officials recommend that dedicated legislation for the Children's Commissioner should be retained;
- 3 **rescinded** the decision referred to in paragraph 1.2 above, and instead **agreed** that the Children's Commissioner Act 2003 should be reviewed and refreshed.

Michael Webster
Secretary of the Cabinet

Secretary's Note: *This minute replaces SWC-20-MIN-0105. Cabinet agreed to the recommendation from SWC in paragraph 3 to rescind a previous decision.*