# **Tā te Taki-Whaikaha i te Aroturuki o te UNCRPD**

# **Ōku Wheako, Ōku Mōtika: Kā Tautoko me kā Ratoka**

# **Pūroko 2 - Whiriwhiri Kōrero me te Whakapāpā**

# **Whakarāpopototaka Kiteka me kā Tohutohu**

**Reo Māori**

| **Author**  Donald Beasley Institute (DBI). The DBI is an organisation that does disability research and education. The DBI is committed to ethical, inclusive, and transformative research and projects that promote the rights of disabled people.  **Project Brief**  In 2021, at the request of the Disabled People’s Organisation (DPO) Coalition, the DBI started a third cycle of disabled person-led monitoring to explore whether the New Zealand government is realising disabled people’s rights under the United Nations Convention on the Rights of Persons with Disabilities (UNCRPD). The DPO Coalition chose disability supports and services as the topic to be monitored. When DBI started this monitoring cycle many changes were happening in the disability sector. For example, Whaikaha - Ministry of Disabled People (the Ministry) was established in July 2022. | **Kaituhi**  Pūtahi o Donald Beasley (DBI). Ko DBI tētahi tari e mahi ana i te rakahau me te  mātauraka hauātaka. E manawanui ana a DBI ki kā rakahau me kā hinoka whakaumu  hai whakatairaka i kā mōtika o te huka whaikaha.  **Mahere Hinoka**  I te tau 2021, ka tono te Tari Rakapū Tākata Whaikaha (DPO) ki a DBI ki te kawe  aroturuki taki-whaikaha mō te pai o te kāwanataka o Aotearoa ki te whakatinana i te Hui Taumata Mōtika Whaikaha a te Rūnaka Whakakotahi i kā Iwi o te Ao (UNCRPD) i  Aotearoa nei. I whiri te Rakapū DPO i kā tautoko me kā ratoka hai aroturuki. Nō te  takika a DBI i tēnei hurika aroturuki, ka nui hoki kā panonitaka i te rākai whaikaha. Hai tauira, i whakatūria te Manatū Whaikaha i te Hūrae, i te tau 2022. |
| --- | --- |
| In March 2024, restrictions were placed on some disability support services and funding and, after an independent review in August 2024, the new Ministry experienced further changes. | I te Maehe 2024, i tau kā ārikarika ki ruka i ētahi ratoka tautoko whaikaha me kā pūtea tautoko, ā, nō muri mai i tētahi arotake motuhake i te Akuhata 2024, i panonihia anō ētahi anō āhuataka o te Manatū hou. |
| The disabled person-led monitoring team collected data through interviews, focus groups and a nationwide questionnaire. The findings presented in this report focus on disabled people, family, whānau, aiga and close supporters’ feelings and views about the Government’s engagement and consultation with the disability community about the Ministry, and the March 2024 changes.  The findings also highlight participants’ hopes and dreams for the Government’s consultation and engagement processes with the disability community in the future. | I kohikohi te tīma aroturuki taki-whaikaha i te rarauka mā te uiui, mā kā rōpū arotahi me tētahi uiui ā-motu. Ko kā rarauka kua whārikihia i tēnei pūroko he aro pū ki kā tākata whaikaha, ō rātou whānau, aiga me kā kaitautoko tata e pā ana ki ō rātou kare ā-roto me ō rātou tirohaka ki te whakapāpā me te whiriwhiri kōrero a te Manatū Whaikaha ki te hapori whaikaha mō te Manatū me kā panonitaka i Māehe 2024.  Tērā hoki e pūkana mai ana ko kā manako me kā wawata mō kā tukaka whakapāpā me kā tukaka whiriwhiri kōrero a te kāwanataka ki te hapori whaikaha hai kā tau e heke mai. |
| **Key Research Findings**  **Whaikaha - Ministry of Disabled People**  Under Te Tiriti o Waitangi, the Government has an obligation to consult with tākata whaikaha Māori. The Ministry created a partnership between disabled people, tākata whaikaha Māori and the Crown called the ‘Tripartite Partnership’.  Disability sector leader participants felt there was active involvement and close consultation between disabled people, tākata whaikaha Māori and the Crown through this Partnership when the Ministry began.  However, engagement with disabled people was reduced or stopped soon after its establishment, either due to personal reasons or because of changes in the Ministry. These changes impacted Māori and Pasefika leaders from the disability sector, who felt their perspectives were reduced or lost. Some leaders believed the Ministry was not prepared to genuinely partner with the disability community. Participants highlighted that it was common for the Government to decide what the disability community needs and how their needs should be met. When consultation processes took place, participants felt that most decisions had already been made. Disability sector leaders said that system transformation should be designed and led by disabled people, instead of just consulting disabled people about it. They also said consultation that happens after decisions are made is not consultation. | **Kā Kiteka Matua**  **Manatū Whaikaha**  I raro i Te Tiriti o Waitangi, me mātua whiriwhiri kōrero te kāwanataka ki te taha o kā tākata whaikaha Māori. I waihaka mai te kāwanataka i tētahi honoka ki kā tākata whaikaha Māori me te karauna arā ko te 'Kāhui Takitoru Mahitahi''.  I whakaaro kā rakatira o te rākai whaikaha inā te kaha o te mahi tahi me te whiriwhiri kōrero i waeka i kā tākata whaikaha, i kā tākata whaikaha Māori me te Karauna i raro i te Mahitahi nei, i te timatataka mai o te Manatū.  Heoti, nō muri tata mai i tōhona whakatūtaka, ka aukatia mai o te whakapāpā ki te huka whaikaha, he take matawhaiaro nō te takata rānei, he panotaka rānei nō roto i te Manatū. I pākia kā rakatira Māori me kā rakatira Moana-nui-a-Kiwa rākai whaikaha e ēnei panonitaka, me te whakaaro i a rātou kua waimeha, kua karo rānei ō rātou whakaaro. Hai tā ētahi rakatira kāore te Manatū i te rite kia motuheka te mahitahi ki te hapori whaikaha. Tā kā kaiuru i āta tohu ai ko te rite tonu o te kāwanataka ki te whakatau i kā matea hapori whaikaha me te whakaea i aua matea hapori. Ka timata ana kā tukaka whiriwhiri, ka whakaaro ake kā kaiuru kua oti kē te nuika o kā whakatau. Tā kā rakatira o te rākai whaikaha mātua te whaikaha hai hoahoa, hai ārahi i te pūnaha whakaumu, kaua ko te whiriwhiri kōrero noa iho. Waihoki, ehara te whiriwhiri kōrero i muri kē mai i te whakatau i te whiriwhiri kōrero. |
| **Changes to Purchasing Rules and Equipment and Modification Services**  Participants highlighted a lack of consultation regarding the 18 March 2024 changes to Purchasing Rules and Equipment and Modification Services (EMS). The changes negatively impacted many people in the disability community. Participants felt the changes did not consider the needs of people with intersectional identities such as Māori and Pasefika disabled people. The Ministry said some disabled people had been consulted but there was not enough time for consultation with the wider disability community, fund holders, and service providers. There was no accessible information about the changes until late April 2024, which left some participants unsure about what the changes meant for them. Service providers and fund holders also experienced confusion due to the lack of communication. Many participants found out about the changes through social media. On the other hand, some participants said the announcement was the first time they learned about supports they are entitled to. Following the changes in March, an independent review of the Ministry was initiated, which also lacked consultation.  The sudden changes caused a lot of distress in the disability community. Participants shared feelings of despair, panic, and concern for their future support needs. The lack of consultation and engagement meant that disabled people were less trusting of the Ministry and the Government. | **Kā Panonitaka Ture Hoko me Kā Ratoka Taputapu me te Whakarerekē**  I āta tohu mai kā kaiuru i te koikore o te whiriwhiri kōrero e pā ana ki tā 18 o Māehe 2024 panonitaka ki kā Ture Hoko me Kā Ratoka Taputapu me te Whakarerekē (EMS). He tāmi ēnei panonitaka i te tokomaha i te hapori whaikaha. Tā kā kaiuru kāore ēnei panonitaka i tautohu i kā matea tākata me kā tuakiri pūtahi pēnei i kā tākata whaikaha Māori, me kā tākata Moana-nui-a-Kiwa. I mea te Manatū tērā ētahi tākata whaikaha i whakapākia, ekari i pau te wā, tē whiriwhiri kōrero whānui ai ki te hapori whānui, ki kā kaipupuri tahua pūtea, me kā kaikawe ratoka. Kāore he pāroko tūmatanui ā mutu noa ā Āperira 2024, i rakirua ai ētahi kaiuru he aha te pāka mai o rātou ki ēnei panonitaka. Tērā hoki te rakirua o kā kaikawe ratoka me kā kaipupuri tahua pūtea nā te koretake o te whakawhitiwhiti kōrero. Nā te pae pāpori kē ētahi kaiuru i mōhio ai ki kā panonitaka. Manohi anō, nō te whakapuakika rawa kātahi ētahi ka mōhio ki ō rātou āheika tautoko. Nō muri rawa i kā panonitaka i Māehe, tērā te arotake motuhake ka tū, me te aha, koretake tonu te whiriwhiri kōrero.  Nā te panoni ohotata i auhi ai te hapori whaikaha. Ko kā kare ā roto i whākai mai ai te huka kaiuru ko te kaniāwhea, ko te maurirere, me te mānukanuka ki ō rātou matea tautoko mō kā raki e heke mai. Nā te koretake o te whiriwhiri kōrero me te whakapāpā e waimeha nei te whakapono o kā tākata whaikaha ki te Manatū me te Kāwanataka. |
| **Hopes and Recommendations**  Participants provided recommendations for effective engagement and consultation with the disability community, including:   * Building the capacity of tākata whaikaha, whānau hauā, turi Māori, and disabled people so they can participate in engagement and consultation fully and effectively. * Early and regular engagement and consultation. * Ensure engagement and consultation is genuine and not tokenistic. * Consult and engage with a wide and diverse range of disabled people and disability organisations. * Provide government officials with disabled person-led training and education on their obligations under the UNCRPD, including how to effectively engage and consult with the disability community. | **Ko kā Tūmanako me kā Tohutohu**  Nā kā kaiuru kā tohutohu i tuku mai mō te wāhi ki te kouka o te whakapāpā me te whiriwhirikōrero ki te hapori whaikaha, arā:   * He whakatōrōpuku i te raukaha o kā tākata whaikaha, o kā whānau hauā, o kā turi Māori, e taea ai e rātou te whakapāpā me te whiriwhiri kōrero, kia tōrōpuku, kia kouka anō hoki. * He wawe, he rite tonu te whakapāpā me te whiriwhiri kōrero. * He whakaū i te motuhekataka o te whakapāpā me te whiriwhiri kōrero, koi kīia he kutu kau noa. * He whiriwhiri kōrero, he whakapāpā ki te whānui, ki te whāroa o te huka whaikaha me kā tari whaikaha. * He āwhina i kā āpiha kāwanataka ki kā whakakuku me kā mātauraka taki-whaikaha i raro i kā kawa o te UNCRPD, tae atu ki kā pūkeka whakapā, whiri kōrero kouka nei ki te hapori whaikaha. |