



Attorney General
Minister of Defence
Minister for Digitising Government
Minister Responsible for the GCSB
Minister Responsible for the NZSIS
Minister of Science, Innovation and Technology
Minister for Space
Lead Coordination Minister for the Government's Response to the
Royal Commission's Report into the Terrorist Attack on the Christchurch Mosques

Sharna-Kim

By email: fyi-request-27105-e0408cae@requests.fyi.org.nz

Dear Sharna Kim

REQUEST UNDER THE OFFICIAL INFORMATION ACT 1982

I refer to your email dated 2 June 2024 requesting a response to the following questions:

- 1. Is the Cestui Que Vie Act still part of the THE IMPERIAL LAWS APPLICATION ACT. The Act applies certain enactments of the Parliament of the United Kingdom and its predecessors, rulings of the Judicial Committee of the Privy Council and English common law into New Zealand law.*
- 2. Does the Age of minority Act include the Cestui Que Vie Act or did it replace it?*
- 3. Is the Cestui qui vie act part of any New Zealand legislation?*

I have interpreted your email as a request for legal assistance, rather than a request for information under the Official Information Act 1982 (OIA). In my capacity as Attorney-General, I am the Senior Law Officer of the New Zealand Government. Accordingly, I cannot provide legal advice to individuals or entities other than the New Zealand Crown.

If you wish to obtain legal advice, you may need to instruct your own lawyer. If you do not have a lawyer, your local Community Law Centre may be able to assist in the first instance (<https://communitylaw.org.nz/our-law-centres/>). Additionally, all New Zealand legislation is held on a website maintained by the Parliamentary Counsel Office, legislation.govt.nz.

Please note the Attorney-General, as Law Officer, is not subject to the OIA.¹ If your request did fall within the scope of the OIA, it would be refused under s 18(e), on the basis that the information does not exist or cannot be located.

¹ The Attorney-General, when so acting, is not a Minister of the Crown acting in an official capacity. This view is supported by previous Ombudsman case notes on the Law Officer role.

In accordance with s 19 of the OIA, I advise you have a right, by way of complaint under s 28(3) of that Act, to seek an investigation and review of this decision by the Ombudsman. Relevant information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'Judith Collins', with a long horizontal flourish extending to the right.

Hon Judith Collins KC
Attorney-General