

Hon. C. Finlayson

Attorney General

5 November 2013

Dear Hon. C. Finlayson

Ref. Kenderdine, Chair of the Turitea Board of Inquiry

To date you have refused to answer questions relating to the fraudulent and corrupt granting of the Turitea Wind Farm consent. Let me clarify this issue for you.

Submitters were falsely lead to believe that the Turitea Board of Inquiry had the independent overview of a warranted judge and conformed to New Zealand law.

1. The Final Decision, 6 September 2011, was issued and signed by Kenderdine fraudulently posing as a warrant holding judge.
2. Is it correct that Kenderdine was known both by you and other members of the executive to have no legal, judicial authority whatsoever during the last 13 months of the Turitea Board of Inquiry deliberations?
3. Was Kenderdine given the nod by her paymaster to carry on regardless knowing that she was no longer bound by the judicial oath and judicial independence?
4. For 13 months after permanent removal from the warranted judiciary on 6 August 2010 did Kenderdine fraudulently continue to receive income on the basis of being a “warranted judge”?
5. Kenderdine, acting as an environmental facilitator and strategist, fraudulently claims on her website to have been an Alternate Environment Judge until 2011.
6. What have you done about this corrupt claim?
7. Kenderdine’s status as an ordinary citizen from 6 August 2010 was kept secret from the public and submitters, contravening the Secret Commissions Act 1910. Kenderdine was an agent in the service of the Crown.

1 (c) every person in the service of the Crown, or acting for or on behalf of the Crown, or holding any office in the public service, shall be deemed to be an agent of the Crown:

6 Giving false receipt, invoice, etc, to agent an offence

- Every person is guilty of an offence who, with intent to deceive the principal, gives to any agent, or signs or otherwise authenticates for the use of any agent, any receipt, invoice, account, or other document of any nature whatsoever in relation to the affairs or business of the agent or his principal which contains any statement which is false, defective, or misleading in any material particular or which omits to state explicitly and fully the fact of any commission, percentage, bonus, discount, rebate, repayment, gratuity, or deduction having been made, given, or allowed, or agreed to be made, given, or allowed, in relation to the matters referred to in that document.

7 Delivery of false receipt, etc, to principal an offence

- Every agent is guilty of an offence who delivers or presents to his principal any receipt, invoice, account, or other document of any nature whatsoever in relation to the business or affairs of his principal which to the knowledge of the agent is false or defective in any material particular, or is in any way likely to mislead the principal...
8. As Attorney-General you are responsible for this clear breach of the Act, carrying a penalty of a maximum of two years imprisonment (section 13), yet ludicrously as Kenderdine's paymaster you are the one to decide if there is to be a prosecution. This is corrupt.
 9. The Resource Management Act makes it clear that failure to comply with correct procedure invalidates a consent, which can then not be reapplied for. It is beyond any doubt that this applies in the case of the Turitea consent.
 10. The Turitea consent has been rendered fraudulent on the basis of Kenderdine's actions. This makes a mockery of the New Zealand judiciary and the status of the Board of Inquiry.
 11. Is it correct that Kenderdine's failure to recuse herself and your subsequent actions have hopelessly compromised your office, an office charged with impartially upholding the law of the land?
 12. Is it correct that Kenderdine has exposed a huge flaw in the constitutional integrity of the executive, especially the integrity of the Minister who commissioned the Board of Inquiry?

Yours sincerely

Paul Stichbury

Copy to: The Right Hon John Key, Hon Bill English, Hon Judith Collins, Hon Dr Nick Smith, Hon Amy Adams, Hon Gerry Brownlee, Hon Tony Ryall, Hon Chester Borrows, Hon Anne Tolley, The Law Commission.