



**“Nooku te whenua, kei a au te korero...
Nooku te whenua, ko au te rangatira”**

*Dr Apirana Tuahae Mahuika
Pakirikiri Marae, Tokomaru Akau
15 August 2014*

Ture Whenua Maori Iwi Leadership Group
Position on the Ture Whenua Maori
2 June 2015

Overview

The Ture Whenua Maori Iwi Leadership Group ("ILG") is one of the Iwi Chairs Forum working groups.

The Crown and the ILG jointly carried out consultation with land owners, whanau, hapu and Iwi in August 2014. This consultation was to inform the legislation drafters on what should be in the draft legislation which the Minister at the time agreed to release in draft. The draft Bill released on 27/5/15 is a part of that process agreed with the ILG in June 2014.

The main point that the ILG wants communicated is that the ILG will be holding its own hui in August 2015 at the dates noted below.

The aim of the Iwi Chairs Forum is to achieve the whakatauki on the cover page by the late Dr Api Mahuika. The key mechanisms for achieving this are outlined on page 4 of this document. The key issue is that land owners, whanau, hapu and Iwi discuss this properly in August 2015. An example of a letter from a collective of land owners, marae, whanau and hapu is pages 6 to 8 below. Our people need to take the time to make informed decisions.

Willie Te Aho: willie.teaho@icsolutions.co.nz

Mobile - 021 768 462

FRESHWATER IWI LEADERS GROUP + TURE WHENUA MAORI

IWI LEADERS GROUP

REGIONAL HUI – August 2015

Location	Date	Venue
Wellington	31 July 2015, 8.30am	Te Papa Tongarewa, 55 Cable St, Wellington
Kaitia	2 August 2015, 3pm	Community Hall, Te Ahu Centre, Cnr South Rd & Matthews Ave, Kaitia
Poroti	3 August 2015, 9am	Maungarongo Marae, Mangakahia Rd, Maungatapere
Te Hana	3 August 2015, 1pm	Te Hana Marae, 307 SH, Te Hana
Auckland	3 August 2015, 6pm	Novotel Auckland Airport, Ray Emery Drive, Auckland
Hamilton	4 August 2015, 9am	Te Awa Level 1 Conference Room, The Base, Hamilton

Location	Date	Venue
Tokoroa	4 August 2015, 10.30am	Rotary Room, South Waikato Sport & Events Centre, 25 Mossop Rd, Tokoroa
Te Kuiti	4 August 2015, 5pm	Maniapoto Maori Trust Board Room, 49 Taupiri St, Te Kuiti
Tauranga	5 August 2015, 9am	Tauranga Maori Trust Board Offices, No 3 The Strand, Tauranga
Rotorua	5 August 2015, 1pm	Te Aomarama Hall, Tunohopu St, Ohinemutu
Taupo	5 August 2015, 5.30pm	Great Lake Centre, 5 Story Plc, Taupo
Hawera	10 August 2015, 10am	Ruaputahanga Centre, Hawera
Whanganui	10 August 2015, 2pm	Te Taurawhiri, 357 Victoria Ave, Whanganui
Nelson	11 August 2015, 10am	Nelson Suburban Club, 168 Tahunanui Drive, Nelson
Blenheim	11 August 2015, 2pm	Chateau Marlborough, 95/117 High St, Blenheim
Christchurch	12 August 2015, 10am	Te Whare o Te Waipounamu, 15 Show Plc, Kahuraki Boardroom, Christchurch
Hokitika	12 August 2015, 3pm	Arahura Marae, 1 Old Christchurch Rd, Arapura, Hokitika
Invercargill	13 August 2015, 10am	Ascot Park Hotel, Corner Tay St and Racecourse Rd, Invercargill
Dunedin	13 August 2015, 3pm	KTKO, Level 1, 258 Stuart Street Dunedin
Masterton	17 August 2015, 10am	Rangimarie Marae, 131 Cole St, Masterton
Hastings	17 August 2015, 5pm	Heretaunga Taiwhenua, 821 Orchard Rd, Camberly, Hastings
Wairoa	18 August 2015, 9am	Wairoa Community Centre, Marine Parade, Wairoa
Gisborne	18 August 2015, 2pm	Te Tini o Porou Small Conference Room, 75 Huxley Rd, Gisborne

UNANIMOUS RESOLUTIONS PASSED BY IWI CHAIRS FORUM – 28 AUGUST 2014

That the Iwi Chairs Forum at Tuahiwi Marae on 28 August 2014 support the Ture Whenua Maori ILG discussing with the relevant Ministers, personnel and organisations:

1. The Constitutional Iwi Leadership Group consider including in its brief:
 - a. the challenge that NZ legislation is built on a flawed process and a challenged view of the government's right to make laws in this country; and
 - b. the request for an independent panel of experts to address the interpretation of Te Tiriti o Waitangi and The Treaty of Waitangi and outline what this means in terms of Maori rights and how law should be made in this country.
2. The Tiriti and the unique status of Maori land as "Taonga Tuku Iho" being fully reinforced in the Ture Whenua Maori Hou ("Ture Hou") beyond the preamble of the 1993 Act, with the Ture Hou being the tuakana of all legislation dealing with Maori land.
3. The legislation relating to the rating, valuation and access (land locked and zero servicing) to Maori land being addressed at the same time as the Ture Hou with the inclusion of fast tracking provisions for the development of Maori land where local government plans have restricted or continue to restrict the use of Maori land (including the designation of undeveloped Maori land as natural landscapes or heritage sites which cannot be actively developed) while acknowledging passive land uses like urupa, wahi tapu, bee keeping/manuka honey, conservation, tourism etc.
4. The inclusion of provisions in the Ture Hou to enable the ability for all Maori land owners within a hapu or rohe to make their own laws in accordance with their tikanga (refer to Appendix 2 for more details).
5. Increasing the jurisdiction of the Maori Land Court, through the Ture Hou, as the specialist Court for all Maori land related issues and legal issues involving Maori, including concurrent jurisdiction with the District Court (for civil matters), Family Court (wills/succession) and Environment Court (including recommendation 3 above); jurisdiction to act as the Land Valuation Tribunal for Maori land; Requiring Authority powers for landlocked land and the jurisdiction to remove unused designated/paper roads or public works.
6. Te Tumu Paeroa being restructured, through the Ture Hou, to (1) have an Iwi appointed Board with a repatriation focus and (2) to be the agency to implement the Ture Whenua Maori Hou with all financial savings over the 5 year transition period being put back in to implementation.
7. A commitment from the government to 3 levels of resourcing for Maori land owners (1) zero transition costs for Maori land owners including education workshops; draft templates of deeds and long term leases; zero cost succession and a focussed Maori land owner identification process which addresses privacy issues and is done in concert with lists and information from the electoral roll, rate payers, Tuhono, Iwi and other relevant providers (2) addressing landlocked lands (creating legal access; water and power), legally forced and continually objected to land amalgamations, and the removal of paper roads and other redundant public works designations (3) \$3b investment over 3 years (as per the 2013 MPI report) and/or the financial instruments which enables Maori land owners to establish legal entities and develop their lands in the way that is optimum to them and consistent with their tikanga (including passive uses like urupa, wahi tapu, manuka honey, conservation, tourism etc.).

Iwi	Signature
NGATI POROHU	A. T. Parata
Ngāti Tamamuhiri	B. Tupaea
Rangiorahakaata	
Hauraki Maori Trust Board	P. Wharangi
Ngāti Kuri	
Ngāti Hauke Iwi Trust	B. Wharangi
TE KUNANGA O NGATI TAKOTO	Wharangi
Te Kūnanga o Ngāti Whātua	
TE KUNANGA O NGATI AHIWI ORAKAHI	
Te Kūnanga o Te Aupouri	
Muaupōro Tribal Authority	
Ngāti Whānau Ngā Mekeo	
Te Kūi o Hau Settlement Trust	
Haruru o Waiāpae	
Waikato	M. Wharangi
WAIKATO-TAINUI	Rahui Tainui
MANIAPŌA	R. T. Wharangi
Ngāti Raukawa ki Te Aorangi Māori	
Ngāti Raukawa ki Te Aorangi Māori	Wharangi
Ngāti Raukawa Kaitiaki	
Te Kūnanga o Ngāti Raukawa	
Te Kūnanga o Ngāti Apa	
Te Kūnanga o Ngāti Apa o Whanganui - In Māori	
Ngā Raukawa iwi Authority	
Te Kōwhiri o Ngāruahine Trust	



Taumatawiwi Trust

Karapiro Domain, KARAPIRO

tttt.tauroa@xtra.co.nz

Mobile: 0274719541

1 June 2015

Minister for Maori Development
Parliament Buildings

cc

Chair, Maori Advisory Group
Kingi Smiler

CEO, TPK
Michelle Hippolite

WELLINGTON

By e-mail: teururoa@parliament.govt.nz

E te Minita, tena koe

Nga mihi o te wa ki a koe me to whanau.

Ture Whenua Maori Consultation Document & draft exposure Bill

I write to you in my various capacities including:

1. **Co Chair of the Taumatawiwi Trust** – which is the Post Settlement Governance Entity for Ngati Koroki Kahukura;
 - a. We hold two farms at Arapuni and Oreipunga (through a settlement with Transpower) and 19 other parcels of land across our rohe (as noted in the Ngati Koroki Kahukura Claims Settlement Act 2014) with many of those lands being held as Maori freehold land.
 - i. Our largest parcel of settlement land is Maungatautari.
 - b. Our total assets are worth approximately \$9m
2. **Chair of the Pohara Station Trust** (“PST”) – which is the largest Ngati Koroki Kahukura land holdings and surrounds our Ngati Koroki Kahukura marae, Pohara Pa.
 - a. Under PST we also own a neighbouring farm (Westlea).
 - b. Our total assets are worth approximately \$16.2m (including shares and stock).
3. **Chair of the Pohara Pa Trust.**

On top of this, my family own and farm our lands in Pukeatua – within the rohe of Ngati Koroki Kahukura.

I have attached a map of the Maori lands within our rohe. The lands to the south east of Maungatautari have interest from our relations in Te Taumata/Parawera Marae as well.

Yesterday, in our joint Taumatawiwi Trust and Ngati Koroki Kahukura Trust hui, we received a presentation from Linda Te Aho on the Ture Whenua Maori plus the upcoming hui. We also received comments from the Ture Whenua Maori Iwi Leadership Group through Rahui Papa and Willie Te Aho.

We are members of the Iwi Chairs Forum and, as landowners, whanau and hapu of Ngati Koroki Kahukura, we support the Ture Whenua Maori Iwi Leadership Group.

With the above in mind I note the following:

1. Some of our people will attend the Crown's consultation hui for the Ture Whenua Maori Bill and related documents next Monday at Kirikiriroa marae;
2. We will then discuss this issue at the Ture Whenua Maori ILG (and Freshwater ILG) Hui to be held on 4 August 2015 in Hamilton with other Tainui waka land owners, hapu and Iwi;
3. We will then participate in the discussions of the general principles at the Iwi Chairs Forum on 6 and 7 August 2015 with other Iwi across the motu;
4. We will then participate in the discussions of this matter at the Koroneihana where Tainui waka and the motu can discuss this issue.

As Ngati Koroki Kahukura marae, whanau, hapu and landowners, we agreed yesterday that we will provide our consolidated advice with other Iwi on 24 August 2015 through the Ture Whenua Maori Iwi Leadership Group to the Crown.

The new draft Bill alone is 289 pages and filled with technical language. We will need some time to consider and under this properly.

Only through this process will we feel that we have had sufficient time and discussion to be able to respond to the documents released publicly last Wednesday. With this in mind, we will not meet the 3 July 2015 deadline for submissions as outlined in your consultation document.

We look forward to your confirmation to the Ture Whenua Maori ILG or to us directly, that our submissions as a part of the Ture Whenua Maori ILG will still be properly considered by you, your Advisory Group and Te Puni Kokiri when it is submitted on 24 August 2015.

Last but not least, we want to highlight the Te Tiriti o Waitangi relationship with the Crown and our expectations of the Crown based on this relationship.

Through the Ngati Koroki Kahukura Deed of Settlement the Crown apologised for the Crown land systems (from Raupatu to the Native Land Court and other rules) and the impacts of those systems. The Crown specifically noted:

“Ngāti Koroki Kahukura has a long tradition of seeking a positive relationship with the Crown and the Crown looks forward to renewing that tradition and building an enduring association of mutual trust and cooperation with Ngāti Koroki Kahukura that is based on respect for Te Tiriti o Waitangi and its principles.”

If the apology of the Crown is to be upheld, then the Te Tiriti o Waitangi relationship needs to be respected. This issue is not merely a property rights issue from a Pakeha perspective. Hence the reason why our Iwi, marae and land owners are taking a collective approach through our Iwi and the Ture Whenua Maori ILG.

Ano nga mihi



Taotao Tauroa
Co Chair
Taumatawiwi Trust

Maori Land within the rohe of Ngati Koroki Kahukura

