

# Te Tūkaiaia

Te Karanga o te Iwi

Whiringa-ā-rangi - Hakihea / November-December 2017

*Kia Tūpato!  
Ka tangi a Tūkaiaia kei  
te moana, Ko Ngātiwai  
kei te moana e haere ana;*

*Ka tangi a Tūkaiaia  
Kei tuawhenua, ko Ngātiwai kei  
tuawhenua e haere ana*

*Beware!  
When Tūkaiaia calls at sea,  
Ngātiwai are at sea;*

*When Tūkaiaia calls  
inland, Ngātiwai are inland*

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If you have already registered but we don't have your current postal or email address let us know by emailing: [ngatiwai@ngatiwai.iwi.nz](mailto:ngatiwai@ngatiwai.iwi.nz)

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## Meri Kirihimete me ngā whānau o Ngātiwai



**Kia Ora whānau, on behalf of my fellow Trustees and the staff of Ngātiwai Trust Board I would like to wish you all a Merry Christmas.**

I know it has been a busy year for everyone, and it's also at this time of year, we should all try and take a little bit of time out to spend with our whānau and friends. So wherever you may be I hope that you are able to enjoy whanaungatanga with loved ones, but also manaaki those that are not so fortunate to have whānau around them at this time of year.

2018 is going to be another very busy year, particularly as we work our way through the findings and recommendations of the Waitangi Tribunal into our Treaty Settlement mandate. I firmly believe that Ngātiwai can come together as one to find a pathway forward to get the best outcome for our whānau, hapū and iwi. We are going to take as much time as we need to hui with our people about what this report means for us, and listen to what our people say is the pathway forward

for a Ngātiwai Settlement. I look forward to bringing us all together early in the New Year to discuss a pathway forward.

I would like to acknowledge the kaumātua of our respective marae in our iwi. Our kaumātua always have an important role in all our lives in guiding us, particularly around tikanga. So I ask that you remember to take the time to acknowledge and spend time with your kaumātua.

To my fellow Trustees and the work of the Trust Board's staff. I appreciate the time and effort that everyone puts in for our iwi and I personally thank you for your continued support and dedication.

I sincerely hope that you can all enjoy a break over the festive season and wherever you may go or wherever you may be over this holiday period please be safe and look after those around you.

I would like to wish everyone a blessed festive season and look forward to seeing you all again in the New Year.

*Ngā mihi o te Kirihimete ki a  
koutou katoa*

*Haydn Edmonds - Chairman*



# New play space for Mokau Te Kōhanga Reo



After a pōwhiri and karakia, the new play space is open!

**The tamariki of Mokau Te Kōhanga Reo have a new play space, not a playground, a living, growing and meaningful play space.**

Ata Mitchell of Whangaruru was the Project Manager of the new play space and says that they had a vision for what they wanted to create for their tamariki.

Ata says "What we wanted to achieve was a play space that reflected who we are as Ngātiwai, and specifically who we are here in Mokau."

Ata says she approached a number of builders in Whangarei and was disheartened initially as many did not want to be involved in the project, with some stating that the travel was too far.

However all that changed when she met Dean Aplin from Nature Play NZ.

Dean Aplin from Nature play says "Ata approached me about what she

wanted to create, and I was very keen to be involved as their vision matched with who we are as a company."

Dean and his team create play spaces that utilise natural products and resources. Nature Play design and construct outdoor natural play spaces, sometimes referred to as 'natural playgrounds', or 'outdoor - living classrooms'.

Ata says "We asked Dean and his team to create a design that was a reflection of our pepeha (who we are). The various structures and play spaces represent this" "We have a structure that represents our Marae, the sandpit and water feature as the moana and our link to the Ocean, the mound of earth is our Maunga Huruiki, the fire pit is who we are, who we are as the ahikā and kaitiaki of this area and the "living hut" is our iwi and it shows how

we are living, growing and weaving life together."

Ata and the team were successful in securing funding from Foundation North for this project. However the Kōhanga operates on stretched resources, so they were unable to contribute much in the way of funds themselves. So the whānau of the area contributed by offering accommodation to the builders so they could stay on-site reducing the cost of travel and the various whānau were rostered on during their stay to provide daily meals to Dean and his team.

Ata says "So it wasn't a monetary contribution but it was more about aroha and manaakitanga, and it also enabled us to build a very close relationship with Dean and the team from Nature play."



Ngā Tamariki of Mokau Te Kōhanga Reo enjoy playing with their new water features

"We're so happy with what they have created. It really captures everything that we envisioned and more."

On Thursday the 3rd of November, a pōwhiri was held and the Play Space was officially blessed and opened by Kōhanga Reo Kaiako and Kaumātua Anthony and Meri Barber.

As soon the ribbon was cut, the tamariki went straight into the sand pit and the water features, with the parents and whānau that were watching on all smiling with joy to see the immediate enjoyment the tamariki had with their new space.

Ata says "When the tamariki come here one of the first things they learn is our pepeha of Mokau. Now when they play in this space they can learn and integrate this into what they do every day."



The living hut represents Te iwi O Ngātiwai and it shows how we are living, growing and weaving life together.



Mokau Te Kōhanga Reo Kaiako and Kaumātua Anthony and Meri Barber gather with tamariki to open their new play space.

# Treaty Settlement Update

UPDATE

## Findings and Recommendations of the Waitangi Tribunal on the Ngātiwai Mandate Inquiry

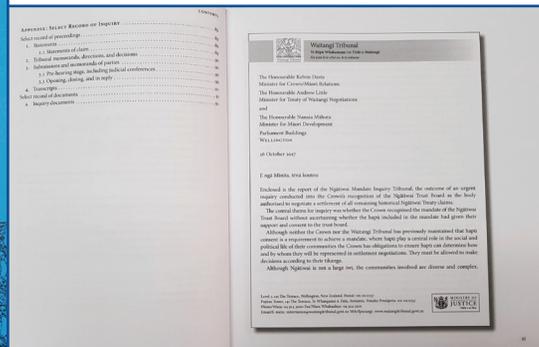
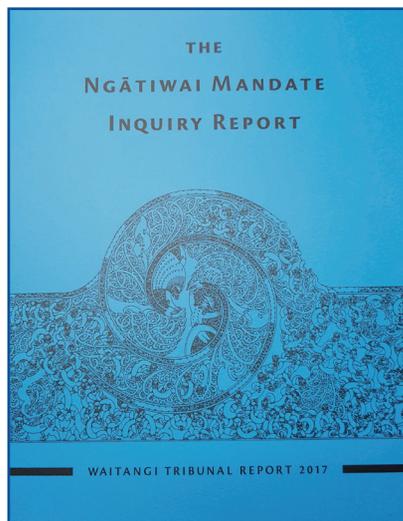
On the 31st October 2017 the Waitangi Tribunal released its report on the Ngātiwai Mandate Inquiry.

### The report makes the following findings:

- The Crown improperly pressured the Trust Board into responding to the Government's timetable and settlement policies.
- The process of determining the claimant definition was unsatisfactory and incomplete at the time the Deed of Mandate was recognised by the Crown.
- The Crown recognised a Deed of Mandate that:
  - Does not include mechanisms for individual hapū to consent to the mandate, nor to withdraw from it.
  - Does not include mechanisms for individual hapū to consent to the mandate, nor to withdraw from it; empowers an entity, the Ngātiwai Trust Board, that as presently structured is not 'fit for purpose' to represent the hapū named in the Deed of Mandate, including the shared hapū; and
  - Proposes supporting structures or advisory bodies that do not provide meaningful representation of hapū.
- There has been unequal treatment of hapū. Some were settled separately or released from the Deed of Mandate, as compared to other hapū who remain within the Deed of Mandate and have no mechanism to withdraw.
- There is no clear and robust Crown policy for dealing with the range of interests, including 'shared' interests that need to be accounted for in Treaty Settlement Mandates.
- Crown policy has had the effect of sharing hapū claims among mandated entities without ensuring that hapū are able to exercise tino rangatiratanga.
- In recognising the mandate of the Ngātiwai Trust Board to negotiate a settlement of the historical claims of Te Iwi o Ngātiwai without the support or consent of the hapū named in it, the Crown has breached the Treaty principle of partnership and the active duty of protection by failing to protect actively the tino rangatiratanga of the hapū included in the Deed of Mandate.

- The Crown also breached the principle of equal treatment in relation to the hapū who remain within the mandate and have no realistic prospect of being able to withdraw, vis a vis those hapū earlier allowed by the Crown to settle separately or that have been released from the mandate without explanation.

- The Crown should also fund this second process.



### The report makes the following recommendations:

#### Mediation

- Mediated or facilitated discussions take place to debate the unsatisfactory elements of the Deed of Mandate (see "matters to be resolved" below).
- An agreed number of hui involving all parties, including the Trust Board, conducted by an agreed mediator, mediators, or facilitators, to seek agreed formulae or acceptable solutions.
- The Crown fund this reconciliation process.
- If agreement is reached on a pathway forward, then re-engagement with the Crown will be required to seek the Crown's agreement to any change proposed to the Deed of Mandate.
- If successful, the Deed of Mandate should then be amended and re-submitted to the parties, including the twelve hapū listed in the Deed of Mandate (at section 12) for endorsement or rejection.

#### The longer route

- In the event of rejection by the parties, the Tribunal recommend withdrawal of the mandate and the setting up of a new entity such as a rūnanga or taumata, named and organised more inclusively and able to represent all hapū and groups in the enquiry district, whether or not they are Ngātiwai.

#### Matters to be resolved

In either case, the matters to be resolved through debate would be as follows:

- the claimant definition,
- an acceptance by the negotiating body that it represents Ngātiwai and *other iwi or hapū of the takiwā*,
- the representation of hapū including kaumātua on the negotiating entity,
- decision-making powers for hapū/ kaumātua representatives,
- a non-exclusive name for the revised negotiating body,
- an agreed withdrawal mechanism for single hapū or groups of hapū,
- a disputes resolution mechanism, and
- a generally accepted model for the post settlement governance entity.

#### Suggestions

- The report suggests that the Trust Board could investigate the option of applying to the High Court for directions, or for a variation of the trust deed, to facilitate agreed changes to their structure where the thresholds for approval are unrealistically high.
- The report also suggests that any hapū or group of hapū that has participated in the process in good faith, and still wishes to withdraw at the end of it, should be assisted by the Crown to settle their Treaty claims as soon as possible, including assistance to collectivise into large natural groups and to obtain mandate(s) from their members.

### Finally

- The report goes on to say that the Crown needs to take steps to ensure that its policies concerning 'shared interests' in negotiations are robust enough to avoid the situation that has arisen in this inquiry, where hapū claims are shared among mandated entities without ensuring that hapū are able to exercise tino rangatiratanga within any mandate.
- They also say that the Crown needs to ensure that the application of its settlement policies meets its objective which is to achieve a robust, durable, and fair settlement, and a restoration of its Treaty relationship with Māori.

### Next Steps

The Ngātiwai Trust Board made a decision to pause its Treaty Settlement over a year

and a half ago while the urgent hearing into its mandate took place and while we waited for the tribunal to release its report.

Ngātiwai Trust Board Chairman, Haydn Edmonds says, "The Report from the Waitangi Tribunal has been out for over a month now, and we will continue to remain in this holding phase with our Settlement as we work through it. We are going to take as much time as we need, and early in the new year we will hui with our people about what this report means for us, and listen to what our people say is the pathway forward for a Ngātiwai Settlement."

"We are very excited that we now have a new Government, who has promised a fresh approach. I have advised the Minister of Treaty Settlements, that respectfully, I do not want to meet with him right now

about the pathway forward for a Ngātiwai settlement until we have taken the time to understand what our whānau, hapū and iwi want. However long that takes, we will take that time to ensure we understand what that pathway forward looks like for our people."

"We hope that the new Minister, Andrew Little, will look closely at the issues we have been struggling with in relation to the previous Government's overlapping claims process which were creating divisions between iwi. On that matter the Board has had to resort to filing an urgent hearing application of its own against the Crown, particularly in relation to redress the Crown has offered some of the Hauraki iwi on Aotea (Great Barrier Island)."



***Meri Kirihimete ki a koutou katoa***

***The Ngātiwai Trust Board would like to wish all our whanau a safe and Merry Christmas.***

**OFFICE CLOSURE DATES:**  
The Office will be closed from Thursday 21st December and re-opening on Monday 15th of January

## UPDATE YOUR DETAILS

We are updating our tribal database. Please make sure we have the correct details for you.

**If any of your contact details have changed since you registered please call Toni-Marie Sweeney on 09 972 7347 or email [registrations@ngatiwai.iwi.nz](mailto:registrations@ngatiwai.iwi.nz) to let us know.**

# The 'Stay Native' Experience



Stay Native is a new start up business that connects local and international travellers to authentic indigenous people, places and experiences.

This exciting new business is the brainchild of Te Ara Armstrong, Chanelle Armstrong, Chala Chase, Eliza Leuluai and Pam Armstrong, it gives travellers the opportunity to escape the normal cookie cutter tourist crowds and experiences and find something unique and personal.

The Stay Native experience encourages travellers to make real connections with locals and learn the history of the places they explore. Stay Native cater to the adventurous traveller ready to head off the beaten track.

Stay Native are building up their website with a number of "hosts" that come from all walks of life, and their experiences invite travellers to delve into their culture,

food, places and history that make them unique.

Pam Armstrong (Ngātiwai ki Whananaki, Aotea and Takahiwai) says, "We all love travelling, and when we travel, we always love to learn about the land and the indigenous people. But increasingly we found that many traditional tourist attractions lacked real authenticity and meaningful interactions. So we started looking for tourist experiences that are off the beaten track, something a bit different, but something that could give us a true representation of that particular culture."

"In Northland it's clear to see that we are incredibly blessed to live in a naturally beautiful area with authentic cultural experiences right here on our own doorstep. From pipi picking, horse riding through the bush, being taught how to weave harakeke (flax) to waking up before

sunlight to dig the pit for a hangi - these are genuine, authentic native experiences, and they're right here in our backyard."

"So we came up with Stay Native, a website where locals (Hosts) can share these experiences, and meaningfully connect travellers to our land, to our culture, and to our people."

Recently Stay Native entered the Pick 2017 – Northland Business Idea's competition. Pick 2017 is a business ideas challenge for the local, everyday people of Northland where entrants are asked what simple new business idea they have, and explain why their business and idea are unique. Then throughout the steps of the competition Pick 2017 work with the business to create business plans and then ultimately launch their very own business. Stay Native were one of the supreme winners of the competition!



From left to right - Chanelle Armstrong, Tony Collins (CEO of the Northland Chamber of Commerce), Pam Armstrong and mokopuna, Chala Chase and Te Ara Armstrong - upon winning their award.

Te Ara Armstrong says, "One of our founding principles of Stay Native is whanaungatanga, or connectivity. In Māori culture we love to look after people, to welcome them into our homes and share with them our culture. To be able to offer these experiences which are authentic and meaningful, to build connections and relationships, and to share with tourists the beauty and the magic of Te Tai Tokerau, that is what we are looking forward to."

Over the next few weeks Stay Native will begin to release details of their hosts and prepare to take Stay Native live. Watch this space – and Stay Native!!

[www.staynative.co.nz](http://www.staynative.co.nz)



The Stay Native Team (left to right) Te Ara Armstrong, Pam Armstrong, Eliza Leuluai, Chanelle Armstrong

# Ngātiwai Trust Board - Minute Summary

## 24th November 2017

- **Bland Bay Campground:** - Is looking forward to another busy summer season.
- **Communications:** - Operations will be looking to install a VC system at the Trust Board to accommodate for online /skype meeting facilities, this will assist with Trustees being able to attend portfolio meetings and other meetings online.
- **Education:** - The CEO is expecting to meet with Massey University in the near future to refresh and progress the memorandum of understanding between the Trust Board and the institute.  
The Chairman also gave an undertaking for the Education Committee to look at options of how to assist Aotea whanau with educational expenses and draft a proposal paper for the Board to consider.
- **Finance and Executive:** - Angeline Waetford provided a presentation which summarised the annual accounts for the Trust Board's Annual General Meeting to be held the next day on 25th November 2017.
- **Hundertwasser Proposal:** - After much discussion by Trustees it was resolved that Ngātiwai Trust Board proceed with the amended Hundertwasser underwrite proposal conditional to NTB holding a position on the Hundertwasser Art Centre Governing Board.
- **Media Statements:** - Barry Caldwell has collated copies of all the media statements made by the Trust Board during the recent release of the treaty inquiry.
- **NTB Membership Registrations:** - The Chairman requested that Trustees work closely with their whānau and marae to assist with reducing the number of NTB registered members who have no known contact address or details.
- **NTB Policies:** - The series of governance draft policies which were discussed by Trustees at last month's meeting were approved by the Board as working policies.
- **Office Renovations:** - The reception lobby has been made larger making a more inviting space.
- **Resource Management Unit:** - The CEO is learning more about the operations of the Resource Management Unit, Hori Parata is currently leading and training a team of two Taitamariki in Ngātiwai environmental kaitiakitanga.
- **Social Development:** - The Board resolved to adopt a Social Development Framework Structure for Ngātiwai which was presented by Michael Rundlett. The framework will be taken to marae for further discussion with kaumātua. Trustees have also been provided a copy for discussion with marae.
- **Trustee Remuneration:** - A scoping exercise has been completed for the current Trustee Honorarium fees. A decision confirming the range and frequency of fees will be made at the next Trustee meeting.
- **Tuparehuia Marae:** - The Licence to Occupy between the Ngātiwai Trust Board and the Tuparehuia Marae will occur after the Marae AGM. Maintenance work was recently completed at the Kaumātua flats and all tenants are reported to be happy.
- **Treaty Claims:** - The Treaty Claims Committee plan to re-engage with Ngātiwai whānui in particular those from all the hapū that have been affected. Trustees have been asked to go back to their marae and korero with whanau.
- **Te Kupenga Reo:** - It was reported that the wananga on Aotea was well received and enjoyed.

[www.ngatiwai.iwi.nz](http://www.ngatiwai.iwi.nz)





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tangata

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## Important Dates 2017-18

WHAT	WHERE	WHEN
Ngātiwai Trust Board office closure	Ngātiwai Trust Board, Whangarei	5pm, Thursday 21st December
Ngātiwai Kāhui Kaumātua Christmas Celebration	Oceans Tutukaka	Monday 18th December 2017
Ngātiwai Kāhui Kaumātua Poor Knights Boat Trip	Tutukaka	Tuesday 19th December 2017
Mackie Place Garage Sale (Marae Fundraiser)	Mackie Place, Matapouri	9am -12pm, 27th December
Mokau Marae Rebuild Touch Tournament	Whangaruru School, Whangaruru	9am, 2nd January 2018
Ngātiwai Trust Board office re-opens	Ngātiwai Trust Board, Whangarei	Monday 15th January 2018

# He Tangata



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