



**Minutes of a Annual General Meeting of the Ngātiwai Trust Board held at Te Puna Ō Te Matauranga Marae, Northtec, 58 Raumanga Valley Road, Whangarei on Friday 20<sup>th</sup> December 2013 commencing at 1pm**

**Present:** Haydn Edmonds (Chairman), 8 Trustees (Merepeka Henley, Kathy Pita, Kris MacDonald, Gary Reti, Erica Wellington, Allan Moore, Annette Baines, George Ngawaka,) and 53 beneficiaries as per attendance sheet.

**Apologies:** Wayne Peters, Bryce Moffat, Andrea Munro, Grant Pirihi, Donna Tamaki, Nicola MacDonald, Himiona Munro, Terahingahinga Reti, Lissa Davies- Lyndon, George Davies, Pere Davis, Amy Henare, James Mackie, Dale Karapu.

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Meeting commenced at approximately 1pm with whakatau, mihi and karakia followed by a short break at 1.40pm and recommenced at approximately 2pm.

**Introductions:**

Haydn Edmonds welcomed all those present and introduced the Trustees, CEO, Board Secretary and supporting kaumatua as follows:

- Merepeka Henley (Deputy Chairperson)
- Annie Banies
- Hori P Mahanga
- Henry Murphy
- Kris MacDonald
- Allan Moore
- Andrea Munro
- George Ngawaka
- Grant Pirihi
- Kathy Pita
- Gary Reti
- Donna Tamaki
- Erica Wellington
  
- Jim Smillie (CEO)
- Moana MacDonald (Board Secretary)
  
- Tokowhati Martin (Kaumatua)
- Honeri Rapata (Kaumatua)

Haydn Edmonds called the meeting to order and the apologies were received as follows:

**Apologies:**

Wayne Peters (Legal Advisor), Bryce Moffat (Financial Advisor), Andrea Munro, Grant Pirihi, Donna Tamaki, Nicola MacDonald, Himiona Munro, Terahingahinga Reti, Lissa Davies-Lyndon, George Davies, Pere Davis, Amy Henare, James Mackie, Dale Karapu.

**Resolved:**

“That the apologies be sustained”

Haydn Edmonds/Allan Moore – Carried

**Auditors Report:**

Kennedy Allbon and Tane were re-appointed as Auditors last year for further year. Their audit report was published on page 12 of the Annual Report and is unqualified.

**Resolved:**

“That Kennedy Allbon and Tane be re-appointed as auditors for a further year”

Haydn Edmonds/Honeri Rapata - Carried

**Minutes:**

In accordance with normal practice the minutes of the Annual General Meeting held on 29<sup>th</sup> September 2012 were approved by the Trustees during the year as being a true and correct record of that meeting.

A copy of the minutes is available on the NTB website.

**Resolved:**

“That the minutes of the Annual General Meeting held on the 29<sup>th</sup> September 2012 be approved”

Haydn Edmonds/Merepeka Henley – Carried

**Annual Report:**

The Annual Report has been available on the NTB website and at the Board’s office. Copies are available today.

**Resolved:**

“That the report and accounts for the year to 31<sup>st</sup> March 2013 be taken as read”

Haydn Edmonds/George Ngawaka – Carried

**Chairman's Report:**

The Chairman read his report to the meeting and commented briefly on its content as follows:

**Annual Report:**

The 2013 Annual Report reflects what has been a busy year throughout all facets of the Board's operations.

**Financial:**

The consolidated net profit for the year ended 31<sup>st</sup> March 2013 was \$1,201,221 which compares to the profit in the previous year of \$66,998 a significant improvement due mainly to the results of the Fishing Company.

Overall the Trustees were happy with the results which showed an improved surplus as indicated at last year's AGM.

**Obituary:**

It is with regret that I record the passing of the former Chairman, Laly Haddon who passed away on 17<sup>th</sup> July this year. Laly chaired the board for 16 years and will be long remembered for his tireless work for his marae and iwi. Laly will be sorely missed by all those who knew him.

**New Trustees:**

Welcome to Annie Banies who was elected to replace Laly as the Trustee for the Omaha marae and also Grant Pirihi as Trustee for Takahiwa marae who replaced Michael Leuluai after his resignation.

**Resource Management:**

The Resource Management Unit has had another productive year involved in a wide spectrum of activities as follows:

- The removal of the trig from Manaia
- Positive working relationship developed with the Bream Head Trust and DoC regarding Te Whara Reserve
- Focus directed on mining activities with 2 exploration permits being granted within the rohe.

### **Ngātiwai Fishing Limited and Holdings Limited:**

The ongoing difficult economic environment has proved challenging for the Fishing Industry in general so it's pleasing to see an enhanced return from the Boards fishing assets held by Ngātiwai Fishing Ltd and Ngātiwai Holding Ltd as follows:

- The Board has recently signed a 3 year supply contract with Aotea Fisheries Ltd which fixes the returns during that period at an extremely competitive rate.
- The Board has also exited from its investment in Oceanz Seafood Ltd with terms that provide a satisfactory return.
- Agreement has been reached regarding the settlement of the fisheries assets allocated under the Maori Fisheries Act 2004 and the aquaculture assets with Hauraki. Payment is expected shortly.

### **Ngātiwai Tourism Holdings Ltd & Oceans Resort Tutukaka Ltd:**

The current difficult economic climate has continued to have a negative effect on the results at Oceans and on the hospitality sector in general. While a break even result was projected the loss for the year at \$78,387 was half of that of the previous year. Continued tough trading conditions are expected so the Board has commissioned a Consultant to review the operation to optimise performance.

### **Rathbone James Partnership:**

The investment in the Westpac building which was made last year continues to provide an acceptable return and discussions are underway with a potential long term tenant which if successful will see the building fully tenanted. Further complementary property investments are currently being investigated.

### **Restructuring:**

As signalled last year the Board's property assets are now held by a newly constituted company, Ngātiwai Investment Holdings Ltd. The company also holds the property interests at Oceans and the Westpac building.

### **Education:**

The Education Team has expanded considerably and continues to be funded by the Ministry of Education and Te Wananga o Aotearoa. A wide variety of activities is underway as follows:

- Te Reo Course & Noho marae
- Translation project

- Further wananga series for kaumatua
- Writing project & a cultural scan
- The Education Strategy developed by the team has been endorsed by the Board

### **Wireless Network:**

The network has expanded during the year and now provides wireless board- band connectivity to Ngaioitonga, Tuparehuia, Kamo and Onerahi in additions to the areas previously covered.

### **Treaty Claims:**

At the last AGM I signalled that the Board would shortly recruit a Treaty Claims Manager to work with the Treaty Claims Committee comprising of myself, Merepeka Henley and Kris MacDonald to progress the Treaty Claims process.

Tania McPherson joined us from Te Ohu Kaimoana and has proven her worth in driving the process.

Many of you would have attended the series of mandating hui which have been held and will be aware of the process which we must go through to reach a settlement agreement with the Crown. Mandating is the first step in the process and its pleasing that you have given the Board your strong mandate to proceed to negotiate. It is expected that the Deed of Mandate will be issued early in the New Year enabling us to proceed to Terms of Negotiation and Agreement in Principle for a settlement by mid 2014.

### **Strategic Plan:**

The Strategic vision, mission and values of the Iwi are outlined in the Annual report. The focus areas remain as follows:

- Living and Thriving as Ngātiwai
- Managing our Affairs effectively and,
- Developing our People and Assets

We are well on track to achieve the outcomes planned by the end of the planning period in 2016.

### **Conclusion:**

It's been a busy year with considerable progress across all facets of the Board's operations and we can look forward to the future with optimism and assure you the Board will continue to work with the best interests of beneficiaries to the forefront.

Acknowledgements offered to Jim Smillie and the support team at the Board also to Management and Staff at Oceans and to our Financial and Legal Advisors.

## **Annual Report and Accounts for the Year to 31<sup>st</sup> March 2013:**

“That the Annual Report and Accounts for the year to 31<sup>st</sup> March 2013 be adopted”

Haydn Edmonds/Pepuere Pene – Carried

1 vote against received/noted

### **General Business:**

The meeting was opened for general business and questions as follows:

- Rowan Tautari enquired. What was the best way to ask questions at an AGM if she is not registered to NTB? *Haydn Edmonds responded you must be registered to NTB through a marae.*
- Marie Tautari questioned. Should the registration not be off a tupuna? *Haydn Edmonds responded the rule is taken from the constitution which was approved by beneficiaries. The marae Trustees approve/endorse the whakapapa for all registrations received.*
- Hori Parata enquired. What Trustees approve the whakapapa for Pataua marae? *Haydn confirmed the Trustee for the Pataua marae.*
- Marie Tautari commented. Some of the marae registered with NTB are in fact registered under the Maori Reservation Act and not the Charitable Trust Act. *Haydn referred to the constitution. When the Board wanted to change rules in the constitution the changes were voted against by beneficiaries.*
- Jim Peters enquired regarding the following:
  - o How does NTB intend to receive settlement funds whilst being registered as a Charitable Trust
  - o What is the attitude of NTB going forward with mandate
  - o What is the final authority? If some people still wish to pursue their claims through the Waitangi Tribunal
  - o How does NTB propose to handle post settlement issues

*Haydn responded. NTB is holding an Information Hui at Tuparehuia tomorrow, OTS will be available to address any issues from WAI claimants. NTB will also present its position now and moving forward.*

*Regarding post settlement NTB has a view that hapū & marae should take responsibility to address issues prior to post settlement.*

- Jim Peters added. Will there be assurance of fairness and equality for hapū? Will WAI claimants & hapū after their many years of researching and submissions be given a fair opportunity by the final authority?

*Haydn responded NTB can advocate it. And the new Board Trustees can also advocate on behalf of the beneficiaries.*

### **NTB – Nomination Process for Trustee Elections:**

Huhana Seve spoke to her submission paper (which was received at today's meeting - copy attached) regarding the nomination process for Trustee elections.

- Huhana explained that her whanau had supported her nomination however the Chairperson of Tuparehuia marae did not endorse it.
- Huhana requests that parts of the nomination process be reviewed as set out in her submission. *Haydn responded. Last year's AGM the NTB wanted to make these changes to the constitution but we didn't get to because it was out voted.*

*Haydn added. The new NTB will look at the issue at a Special AGM next year and seek resolve.*

### **Kura Hou Rua:**

- Natasha Sadler handed out flyers for the kura hou rua. Enrolments close on 16<sup>th</sup> January 2014.

### **Tuparehuia Marae:**

- Marie Tautari commented. Tuparehuia marae is designated for all people of Ngātiwai and should not be listed in the constitution as an individual marae. *Kathy Pita responded. The marae held its AGM last week, Tuparehuia marae does belong to all of Ngātiwai.*

*We will be holding a Special AGM on 18<sup>th</sup> January 2014 to elect mare Trustees. All Ngātiwai representatives are invited to have input.*

Haydn thanked everyone for attending the AGM and declared the meeting closed at approximately 2.55pm.

The meeting ended with karakia lead by kaumatua.

Haydn Edmonds  
**Chairman**

Moana MacDonald  
**Board Secretary**