



Ngātiwai Trust Board Redacted

Mandate Maintenance

Report on Objectives

For the Office of Treaty Settlements

MANDATE MAINTENANCE REPORT 1

Activity Period: 21 Oct 2015 - 31 Jan 2016

Report Date: 15 Feb 2016

Kia Tūpato!

*Ka tangi a Tūkaiaia kei te moana, ko Ngātiwai kei te moana e haere ana;
Ka tangi a Tūkaiaia kei tuawhēnua, ko Ngātiwai kei tuawhēnua e haere ana.*

Beware!

*When Tūkaiaia calls at sea, Ngātiwai are at sea;
When Tūkaiaia calls inland, Ngātiwai are inland.*

Contact Person	Representative Body
Tania McPherson Treaty Claims Manager Phone: (09) 283 9553 Mobile: (021) 6677 98 e-mail: tania.mcpherson@ngatiwai.iwi.nz	Ngātiwai Trust Board 129 Port Road P.O. Box 1332 Whangarei 0140 Phone: (09) 430 0939

Background Context

This is the first quarterly mandate maintenance report produced by the Ngātiwai Trust Board (NTB) for the Office of Treaty Settlements (OTS) following the Crown's recognition of the NTB Deed of Mandate (DoM) on 21 October 2014. The purpose of this report is to document the work undertaken by the NTB to maintain its mandate and in particular to demonstrate its ongoing commitment to continually improve its communications and engagement with Ngātiwai members so as to keep them properly informed about the negotiations and Treaty settlement journey.

The Crown has a standard form for mandate maintenance reports that has been incorporated into this report. However, in context, the fundamental basis for this report took shape as a consequence of the many submissions and hui held throughout the mandating phase documented in the *Ngātiwai Trust Board Communications and Engagement plan* (the "Plan") dated 13 December 2014 (see Appendix A).

The plan committed the NTB to address a number of key issues raised by members and it is from the clear identification of those issues by OTS and communicated to the NTB in October 2014 that the specific objectives reported on in this plan have been established. At the time the Crown recognised the NTB DoM it was aware that the NTB had not yet completed all of the objectives it had set for itself in addressing member concerns. However, the Crown acknowledged that the NTB had undertaken a number of steps and had made sufficient progress to recognise DoM. This report therefore builds on its last *Report on Objectives* dated 26 May 2015 (Appendix B).

As set out in the Communications and Engagement plan (page 4) the overall objective of that plan if the goal was achieved (if the mandate was recognised by the Crown) was to combine the approach and measures set out in the plan with the supporting structures in the DoM (page 20-23). As a consequence two specific amendments were made to the DoM to accommodate that objective which are highlighted below.

Mandate Maintenance requirements

Section 55 of the Deed of Mandate states:

"The NTB will ensure that Ngātiwai members are kept regularly informed and update on negotiations progress through:

- *monthly newsletters/e-panui and website with regular updates*
- *hui or wananga on particular topics will be held regularly through the year*
- *the AGM or a Special General Meeting where the need arises (i.e. to present an iDoS and a proposal for a PSGE to the claimants community for approval and ratification)*
- *Negotiators will also be required to report to Te Iwi o Ngātiwai on negotiations as required by the NTB (see page 22)*
- *monthly Board meeting summaries to be released following each meeting providing regular updates on matters under discussion by the Board and*
- *Three additional hui-a-iwi (in addition to the AGM) in total providing quarterly opportunities for engagement and discussion.*

The focus will be on the progress of negotiations.

New Issues Arising

As a consequence of the Crown's recognition of the NTB DoM a number of "Urgency Applications" were lodged with the Waitangi Tribunal that challenge the Crown's decision. In response the NTB have redirected its resource to responding to these urgency applications by providing information and affidavits to substantiate the extensive efforts the NTB have undertaken to achieve a fair, and robust mandate. This redirection has resulted in delays with progressing the supporting structures set out in the DoM during the Terms of Negotiations phase and in particular engagement with hapu, Marae representatives and Kaumatua at the Board level. Despite that some progress has been made. As a consequence the NTB now expect the completion of ToN to take a further two months than anticipated now due for completion at the end of April 2016.

A positive benefit from the Urgency applications against the Crown's recognition of the NTB DoM is the clear identification of parties who do not agree with the Board's mandate and who are prepared to enter into litigation to challenge it. This information has been obscured up until this point by the many submitters and petition signatories who the Board have not been able to confirm as members of Ngātiwai or not and provides a clear pathway for ongoing refined engagement efforts.

Brief Summary of Progress with Specific Objectives

The plan outlines five engagement and four communications objectives as follows:

Engagement Objectives

1. Open Door Policy and Face to Face Engagement Hui. Progress on this objective has advanced although hampered by resources being redirected to respond to Urgency Applications.
2. Monthly Board Updates and Newsletters. Progress on this objective has been advanced although the November and December summaries were posted late due to a change in staff responsible for this work.
3. Trust Deed Review. Progress on this objective has advanced with regular updates provided to the NTB by the focus group established at the February 2015 Special General Meeting. The NTB awaits recommendations from the focus group.
4. Wananga Planning for PSGE. Progress on this objective has advanced through the commissioning of a preliminary analysis of options and a wananga is planned to take place in February to discuss this and many other matters relating to the settlement journey. Feedback from that wananga will be considered for more focused wananga on this topic.
5. Quarterly Hui-a-Iwi to report back to the Iwi. Progress on this objective has been maintained with the next report to be incorporated with the February wananga.

Communications Objectives

1. Finalise the Strategic Communications Plan. Progress on this objective has advanced with the support of the Specialist Communications Advisor set out in the DoM (page 24). In August 2015 the NTB reviewed its Strategic Plan which will form the basis for a review of the current Draft. It is anticipated that a plan will be available for discussion at the February wananga.
2. Review, refine and maintain the current database. Progress with this objective has advanced with new registrations and new addresses updates as they are received and with programming improvements and upgrades.
3. Redevelop and integrate social media and e-newsletter communications. This objective has been completed and is reported on as part of Engagement Objective 2.
4. Recruit interim then permanent communications personal. This objective is achieved.

Report on Objectives

Engagement Objective 1 a): Hui

Date	Details	Supporting Documents
11/11/15	Attended Ngātiwai Kaumātua Hui at Board offices in Whangarei	Notes of hui prepared by Kaumatua Secretary letter dated 7 July 2015 (see <i>correspondence section</i>)
24/11/15	Open door hui with Ngati Tu	NTB notes of hui <i>Follow-up e-mail (see below)</i>
27/11/15	Hapu hui organise by OTS with Te Kapotai and NTB	OTS notes of hui Subsequent correspondence ?/12/16 and 12/1/16 (see <i>correspondence section below</i>)
10/12/15	Attended Whangarei Taiwhenua claimant hui to explore: Possible hearings time for Ngātiwai claimants if parallel funding process agreed and extension of hearing time	Invitation to attend hui Agenda and attachments provided at hui Notes of hui

Engagement Objective 1 b): Correspondence

Date	To	From	Topic
12/10/15			WAI 262 meeting request
20/10/15			Ngati Tu
27/10/15			Live streaming of AGM and transport assistance to Kaumatua
30/10/15			Access to Research (<i>Refer Kaumatua hui above and written response with below</i>)
5/11/15			WAI 1509 not included in NTB DoM
2/11/15			Hui arrangements
2/11/15 – 6/11/15			Hui arrangements
26/11/15			Tuhoronuku Hui
6/12/15			Shared Hapu
9/12/15			Shared Claim Wai 1148

9/12/15			Draft Hapu Response Report
14/12/15			Whangarei Taiwhenua Hui
12/1/16 - 26/1/16			Multiple Correspondences with in regards to his opposition to the NTB DoM and other matters
9/2/16			Information and concerns around Natural Health and Supplementary products bill.

Engagement Objective 2: Panui (newspaper, website, facebook, e-mail and postal)

Date	Details	Supporting documents
23/10/15	DoM recognised by Crown	Ministers letter posted to website and facebook, e-panui sent to registered members with e-mail addresses, Hard Copy posted to registered Kaumatua (65+ years) 23/10/15
30/10/15	October Board Meeting Summary	Posted to website and facebook 2/11/2015
17/11/15	October Newsletter Pataiamai topic – Maori Commercial Aquaculture Settlement FAQ's included in Newsletter.	Posted to website and facebook, e- panui sent to registered members, Hardcopy posted to our Kaumatua 17/11/15
27/11/15	November Board Meeting Summary	Posted to website 12/2/16
16/11/15	Panui advising of Jim Smillie's resignation	Posted to website and facebook, e- panui sent to registered members, Hardcopy posted to our Kaumatua 16/11/15
18/12/15	December Board Meeting Summary	Posted to website 12/2/16
22/12/15	December Newsletter	Posted to website and facebook, e- panui sent to registered members, Hardcopy posted to Kaumatua 22/12/2015
15/01/16	January Board Meeting Summary	Posted to Website 5/2/2016
31/1/16	January Newsletter Including panui for Treaty Settlement Wananga on 25 – 27 Feb.	Posted to website and facebook, e- panui sent to registered members, Hardcopy posted to Kaumatua 05/02/2015
25 - 27/02/16	Upcoming Treaty Settlement Wananga Panui	Posted to website and facebook, e- panui sent to registered members, Hard copy posted Kaumatua 27/1/2016

Objective 3: Trust Deed Review

Date	Details	Supporting Documents
Various	Updates to NTB provided regularly and reported as part of the Board Meeting Summaries	(see monthly board meeting summaries above)

Objective 4: PSGE Planning

Date	Details	Supporting Documents
28/8/15	Analysis of PSGE Representative Models Requested	Preliminary Analysis received 21/9/2015
25-27/02/16	Upcoming Treaty Settlement Wananga and workshops. Possible PSGE workshop topic	(as above)

Objective 5: Quarterly Hui-A-Iwi (including AGM)

Date	Details	Supporting Documents
31/10/15	NTB AGM	Public Notice of AGM published Northern Advocate 30/9/15 and NZ Herald 3/10/15 Public Notice of AGM published to website and facebook 3/10/15 Annual Report posted to website with link from facebook 9/10/15 Minutes of AGM posted to website 27/1/16 Attendance List
25-27/02/16	Upcoming Treaty Settlement Wananga	Next quarterly report due

Communications Objective 1: Strategic Plan

Date	Details	Supporting Documents
August 2015	NTB Strategic Plan Workshop	NTB Strategic Plan
25-27/02/16	Upcoming Treaty Settlement Wananga Strategic Plan including strategic communications plan is a possible workshop topic	Draft Strategic Communications Plan

Communications Objective 2: Database

- Details of efforts to increase the number of registered members and update addresses

Date	Details	Supporting documents
14/10/15 – 11/2/16	Registration and update panui included on NTB face book page and website page.	Refer to attached “update your details” posts during this period
22/10/15	A foot note has been added to letterhead – “to register or up-date your details contact Ngātiwai Trust Board or email registrations@Ngātiwai.iwi.nz ”	See example of kaumatua letter with this at the footer of the panui.
16/10/15	A letter was posted out to kaumatua regarding a hui held in October. Update/registration forms were included in the mail out.	(see below)
16/10/15	2 weeks prior to the AGM held on 31 st October a letter, AGM notice and update/registration forms were posted out to all voting members residing in NZ.	Attached
31/10/15	Registration and update forms are provided at all NTB hui	AGM 31/10/15
22/12/15	Trustees were provided with a pack of registration and update forms during the Christmas and New Year period.	E-mail to all Trustees from database manager
4/1/16	Barry Caldwell took a supply of registration and update forms to the Mokau marae fund raising day held during the new year.	
Outcomes		
10/2/16	Current number on beneficiary role: <ul style="list-style-type: none"> • 7221 registered members • Not including the 27 pending Trustee approval 	E-mail form database manager

Communications Objective 3: Social Media releases / Statements

- Details of NTB social media postings are now incorporated in the report on Engagement Objective 2 for panui.

Communications Objective 4: Communications Personal

- This objective is completed. See announcement of the appointment of the communications advisor in Objective 2