



Ngātiwai Trust Board

Mandate Maintenance

Report on Objectives

For the Office of Treaty Settlements

MANDATE MAINTENANCE REPORT 3

Activity Period: 1 May 2016 – 31 July 2016

Report Date: 16 August 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.*

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Background Context

This is the third 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.

Mandate Maintenance requirements

Section 55 of the Deed of Mandate states:

“The NTB will ensure that Ngātiwai members are kept regularly informed and updated 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.”

Section 56 of the Deed of Mandate states:

“The NTB will provide regular three monthly reports to OTS to maintain the mandate. It will include information about:

- *communications with Ngātiwai (i.e. newsletters/e-panui, hui or wananga, website and facebook updates),*
- *any AGMs or SGM held within the reporting period, and*
- *any other points of interest related to the progress of negotiations.”*

While it is acknowledged that the OTS have a standard form for mandate maintenance reports this report covers those requirements and builds on the previous commitments made by the Board in its Engagement and Communications Plan dated 13 December 2014. For this reason it includes a brief summary of progress made towards achieving specific objectives established in December 2014.

Ngatiwai Trust Board Treaty Settlement Quarterly Report: 1 May – 31 July 2016

1. Terms of Negotiation and Urgent Hearings

- On 2 May 2016 the Waitangi Tribunal granted urgent hearings into the Crown's recognition of the Ngatiwai Trust Boards Deed of Mandate.
- When the Tribunal granted hearings the Board pause the recruitment process for the remaining two negotiators having already appointed its negotiator. Discussion on all supporting structures will continue in the meantime and be reviewed following the outcome of the Ngatiwai Mandate Inquiry.
- The Board resolved to remove Te Kapotai and their associated Wai claims from the Deed of Mandate (DoM) on 27 May 2016 and subsequently amended the DoM.
- The Board is open to mediation with all claimants but at this stage only one claimant group have accepted. Hearings are to be held at Toll Stadium on 4, 5 and 6 October.

2. Overlapping Claims with other Iwi

- The Board has concluded its' engagement with Ngati Paoa concerning redress offered to them by the Crown in relation to Te Haupa (Saddle Island) scenic reserve. The reserve is to be vested in Ngati Paoa and vested back to the Crown. A letter of support was provided to Ngati Paoa negotiators on 31 May 2016 for this redress.
- The Board have engaged with Ngati Rehua - Ngati Wai ki Aotea (and OTS) in relation to their claimant definition, area of interest and revised redress offer. Discussions are ongoing with a Deed of Settlement expected to be signed in 2016.
- The Board continued to inquire into the circumstances surrounding the Crown's offer of redress to Ngati Maru and Ngati Tamatera of the Marutuahu confederation for redress on Aotea (Great Barrier Is).

3. Communications and Engagement with Ngatiwai Whanui

1. **Open Door Policy and Face to Face Engagement Hui.** There has been improved regularity of reporting and receiving feedback at Marae, hapu and whanau meetings.
2. **Monthly Board Updates and Newsletters.** Newsletters were produced in May and July 2016 and made available through all our communications channels. Although there was no June newsletter monthly Board meeting summaries were posted separately to our website and face-book pages in May, June and July 2016.
3. **Trust Deed Review.** The review group has produce a booklet of the main issues for the review in anticipation of meeting with the Board and to take out to the Marae for discussion.
4. **Wananga Planning for PSGE.** While some feedback has been received following the February wananga further discussions with relevant iwi spokespeople are anticipated to take place before a plan is finalised for this wananga. At this point the wananga is likely to be held in 2017 following the conclusion of the Ngatiwai Mandate Inquiry.
5. **Quarterly Hui-a-Iwi.** A hui-a-iwi was held at Matapouri Marae on 1-2 July 2016. Board unit quarterly reports, presentation on the claims for urgency and workshops on related questions were held to enable members to provide feedback to the Board. A post wananga online survey of the workshop topic followed.
6. **Finalise the Strategic Communications Plan.** The plan has been completed and is available on our website for public view. Implementation and monitoring of the plan is the next step.
7. **Review, refine and maintain the current database.** Regular address updates and new registrations continue to be received.

Report on Objectives

Engagement Objective 1 a): Hui

Date	Details	Supporting Documents
1/5/16	Ngunguru Marae Trustees and whanau	Pers com. P Wellington 5 August 2016
21/5/16	Nga Marae o Whangaruru (all six marae located in Whangaruru) Ngatiwai Marae, Ngaio tonga	Minutes cover page and attendance list
28/5/16	Mataporui Marae Trustees and whanau	Treaty Settlement Brief Update: 28 May 2016
3/6/16	Tuparehuia Marae	Trustee report on hui 28 June 2016
11/6/16	Otetao Reti Marae Trustees	Trustee report on hui 28 June 2016
29/6/16	Nga Marae o Whangaruru NTB Offices re Te Kapotai	Pers com. G Reti 4 August 2016
1-2/7/16	NTB Quarterly Hui a iwi	See objective 5 (below)
30/7/16	Matapouri Marae Trustees and whanau	Secretary e-mail 5 August 2016
27/7/16	Nga Marae o Whangaruru Tuparehuia Marae re Ngati Rehua	Pers com. G Reti 4 August 2016

Engagement Objective 1 b): Correspondence

Date	To	From	Topic
2/5/16	H Parata	T McPherson	WAI262 hui with Te Rarawa deferred
5/5/16 – 3/8/16	NTB	Ngati Rehau - Ngatiwai ki Aotea	Engagement hui to discuss overlapping claims including: <ul style="list-style-type: none"> claimant definition and AOI map redress
5/5/16 – 2/8/16	NTB	Ngati Paoa	Engagement hui to discuss overlapping claims including: <ul style="list-style-type: none"> Haupa or Saddle Island Scenic Reserve vest and vest back
24/5/16 25/5/16	NTB Blog Ester (?)	Ester (?) B Caldwell	Clarification of claims
1/6/16	T McPherson	M George	Negotiator appointment process
8/6/16 22/7/16	Te Kapotai	NTB	Removal of Te Kapotai and related Wai claims from NTB DoM
15/7/16	B Caldwell	N McGee	Research Reports/Policy
20/7/16 7/7/16	B Caldwell	G MacDdonald	Various matters

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

Date	Details	Supporting documents
3/5/16	Waitangi Tribunal Grant Urgent Inquiry on 2 May 2016	Posted to website and facebook
17/5/16	Treaty Settlement Update – Urgent hearings	Posted to website and facebook
30/5/16	Tribunal Update – precise framing of the central theme	Posted to website and facebook
1/6/16	Second Mandate Maintenance Report dated 19 May 2016	Posted to website and facebook and made available at July 2016 wananga
14/6/16	Tribunal clarification of the “central theme” to be inquired into	Posted to website and facebook
1/6/16	May monthly Board meeting summary	Posted to website and facebook and included in newsletter
16/6/16 22/6/16	May Newsletter Te Tukaiaia Treaty Settlement Update	e-panui, posted to website and facebook, Posted by mail to Kaumātua
10-11/6/16	Prior notification of wananga	Posted to website and facebook
19/6/16	Panui change of wananga venue	Posted to website and facebook
22/6/16	Panui including purpose/outline of hui activity	Posted to website and facebook and posted by mailed to Kaumatua
22/6/16	Media statement: Ngatiwai oppose the use of Tupuna images for profit	Posted to website and facebook
23/6/16	Removal of Te Kapotai and their associated Wai claims	Posted to website and facebook with link to amendment and summary
27, 30/6/16	Reminder of wananga	Posted to facebook and website
13/7/16	June monthly Board meeting summary	Posted to website and facebook
14/7/16	Treaty settlement – Urgency Update: Judicial Conference	Posted to website and facebook
20/7/16	Panui on behalf of Carmen Hetaraka, Hone Matenga and Mylie George: Whakapapa hui	Posted to facebook and website
20/7/16	Waitangi Tribunal update: clarifying the statement of issues to be inquired into and other matters	Posted to facebook and website
5/8/16	July monthly Board meeting summary	Posted to website and facebook and included in newsletter
5/8/16	July Newsletter Te Tukaiaia Treaty Settlement Update	e-panui, posted to website and facebook, Posted by mail to Kaumātua

Objective 3: Trust Deed Review

Date	Details	Supporting Documents
4/8/16	The review group has produce a booklet of the main issues for the review in anticipation of meeting with the Board and to take out to the Marae for discussion	Personal communication, T McPherson and Sarah Burghardt

Objective 4: PSGE Planning

Further consideration and contact with relevant iwi to be followed up. Wananga to be held in 2017 after the outcome of the urgent hearings is known.

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

Date	Details	Supporting Documents
1-2/7/16	Information Packs provided at Wananga	Agenda, Quarterly reports from each business unit including Treaty Claims and Communications Power point presentation delivered at wananga on Urgency Hearings, OTS Mandate Maintenance Report on objectives dated 15 February 2016 Preliminary Analysis of PSGE Representative Models dated 21 September 2015
	Workshop questions	Workshop notes and post wananga online survey results
	Summary of wananga	Attendance list and meeting summary

Objective 6: Strategic Communications Plan

This objective has been completed and the plan is available on the NTB website.

Objective 7: Database Maintenance and Functioning

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

Date	Details
1-2/7/16 Various	Registration forms provided at last Hui-A-Iwi FB, website panui
Outcomes	
10/8/16	Total number of registered members 7353 as at 10th August 2016 Total number of GNA's 1131 or 15% of registered members