



Ngātiwai Trust Board

Mandate Maintenance

Report on Objectives

For the Office of Treaty Settlements

MANDATE MAINTENANCE REPORT 4

Activity Period: 1 August 2016 – 31 October 2016

Report Date: 21 November 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 fourth 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 members 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.

List of Abbreviations

<i>NTB</i>	Ngatiwai Trust Board	<i>OTS</i>	Office of Treaty Settlements
<i>AGM</i>	Annual General Meeting	<i>SGM</i>	Special General Meeting
<i>iDoS</i>	Initialled Deed of Settlement	<i>PSGE</i>	Post Settlement Governance Entity

Ngatiwai Trust Board Quarterly Report: 1 August – 31 October 2016

1. Terms of Negotiation and Urgent Hearings

- On 21 October 2015 NTB received Crown recognition of its mandate and commenced discussions on Terms of Negotiation (ToN) – see previous reports.
- In December 2016 – March 2017 eleven applications for urgent hearings into the Crown's recognition of the mandate were lodged with the Waitangi Tribunal and on 2 May 2016 the Tribunal granted urgent hearings. Initial hearings were held on 4, 5 and 6 October 2016 with two additional days set down for 1 and 2 December to be held in Wellington at the Tribunal office.
- When the Tribunal granted hearings the Board paused the process to populate any further supporting structures in the mandate. However discussion on all supporting structures will continue in the meantime and be reviewed following the outcome of the inquiry.

2. Overlapping Claims with other Iwi or LNG's

- The Board have continued engagement with Ngati Rehua - Ngati Wai ki Aotea (and OTS) concerning their settlement and have provided a number of written responses in this regard. Discussions are ongoing with a Deed of Settlement expected to be signed within 2016. A proposal for a PSGE is also expected to be put to members to consider and ratify.
- The Board continued to inquire into the circumstances surrounding the Crown's engagement process and offers of redress to individual iwi and Marutūahu collective. The Board have provided written responses to Crown proposals for redress to these Iwi on Aotea. Hui with iwi concerned to discuss overlapping claims are yet to be confirmed.

3. Communications and Engagement with Ngatiwai Whanui

1. **Open Door Policy and Face to Face Engagement Hui.** Progress on this objective has been maintained despite the diversion of focused effort to the Ngatiwai Mandate Inquiry and work on overlapping claims (as outlined above).
2. **Monthly Board Updates and Newsletters.** Newsletters were produced in August and a combined September/October newsletter containing monthly Board meeting summaries. Note the September Board meeting was held in-committee and as a result there is no summary. These newsletters/summaries were also posted to our facebook page and mailed to Kaumātua on our distribution list.
3. **Trust Deed Review.** The review group continue to work through issues with a new issue identified for further consideration at the September hui a iwi.
4. **Wananga Planning for PSGE.** Some feedback has been received on representative models at and following the September 2016 wananga. At this point the wananga is 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 Ngunguru Marae on 9 and 10 September 2016. Discussions or presentations took place on PSGE considerations including representative options. Research was discussed and there was an opportunity for engagement with the board on a wide range of member interests. Board unit quarterly reports were also provided at the hui.
6. **Finalise the Strategic Communications Plan.** The plan has been completed and is available on our website for public view.
7. **Review, refine and maintain the current database.** Regular address updates and new registrations continue to be promoted and received.

Report on Objectives

Engagement Objective 1 a): Hui

Date	Details	Supporting Documents
9/8/16	Whananaki Maori Committee	Briefing dated 9/8/16 prepared by TCM and discussed at Whananaki Marae with Trustee Allan Moore Minutes of meeting provided.
3/9/16	Tuparehuia Marae Committee	July Newsletter provided at hui with a brief update. Pers com. Garry Reti
9-10/9/16	NTB Hui-a-iwi	See objective 5 (below)
1/10/16	Tuparehuia Marae Committee	August Newsletter provided at hui and provided a brief updated particularly in relation to overlapping claims. Pers com. Garry Reti
8/10/16	Otetao Marae Committee	Minutes including attendance list provided by Gary Reti

Engagement Objective 1 b): Correspondence¹

Date	To	From	Topic
1/8/16	Ngati Rehua, Ngātiwai ki Aotea Trust – Haydn Edmonds CC'd on letter	Te Whānau a Rangiwakaahu Hapū and Marae	Concerns about the Ngati Rehua Ngatiwai ki Aotea Settlement
19/8/16	Tania McPherson and Haydn Edmonds – NTB	Loma Cleave	No pānui for Ngāti Rehua-Ngātiwai ki Aotea Settlement hui
27/8/16	Tania McPherson	Paulette Wellington	Treaty updates (emails throughout August regarding updates)
17/10/16	Ngati Rehua, Ngātiwai ki Aotea Trust – Haydn Edmonds CC'd on letter	Whakapaumahara Marae	Concerns about the Ngati Rehua Ngatiwai ki Aotea Settlement
Ongoing	OTS NTB	NTB OTS	Individual Marutūahu Iwi and Marutūahu Collective overlapping claims
Ongoing	OTS NTB	NTB OTS	Ngati Rehua Ngatiwai ki Aotea overlapping claims

¹ Correspondence available for Ngatiwai members to view at the Ngatiwai Trust Board office.

Engagement Objective 2: Pānui (newspaper, website, Facebook, e-mail and postal)

Date	Details	Supporting documents
1/8/16	Treaty Update: Urgent Hearings to be held 4-6 October 2016 at Toll Stadium	Website and facebook update. Update sent to Kaumātua by post. Reminders also posted on 8/9/16, 14/9/16 and 28/9/16
12/8/16	Mimiwhangata Pou erected – Panui supporting hapū stance in erecting pou signalling dissatisfaction with proposed Marine legislation	Website and facebook update. Update sent to Kaumātua by post. Reminder also posted on 16/8 on facebook.
23/8/16	Panui for Hui A Iwi at Ngunguru Marae 9 th & 10 th September.	Posted to Website, facebook Reminders also posted on 1/9/16, 6/9/16, 8/9/16
26/8/16	Third Mandate Maintenance report available to whanau.	Website and facebook update.
8/9/16	August monthly Board meeting summary	Posted to website and facebook and included in newsletter (below)
15/9/16	Waitangi Tribunal Hearings – Update from Chairman	Website and facebook update.
19/9/16	August Newsletter Te Tukaiaia Waitangi Tribunal Hearings – Update from Chairman	e-panui, posted to website and facebook, Posted by mail to Kaumātua
26/9/16	Update on timetable for Urgent Hearings	Website and facebook update.
30/9/16	Timetable for Urgent Hearings to be held 4-6 October 2016 at Toll Stadium	Website and facebook update. E-panui also sent.
13/10/16	Update from Haydn Edmonds on Urgent Hearings that were held 4-6 October 2016 at Toll Stadium	Website and facebook update.
20/10/16	Update on revised hearing timetable on 1 & 2 December	Website and facebook update.
31/10/16	Confirmation of hearing timetable on 1 & 2 December in Wellington and offering of Transport and accommodation to all whanau wanting to attend	Website and facebook update.
28/10/16	October monthly Board meeting summary	Posted to website and facebook and included in newsletter (below)
15/11/16	September / October Newsletter Te Tukaiaia Treaty Settlement Update	September and October Newsletter combined. e-panui, posted to website, facebook and posted by mail to Kaumātua

Objective 3: Trust Deed Review

Date	Details	Supporting Documents
5/10/16	The review group has produced a booklet of the main issues for the review. An additional topic arose during the Ngunguru hui a iwi which needs to be considered	Personal communications, 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 Ngatiwai Mandate Inquiry is completed and reported on.

Date	Details	Supporting Documents
10/9/16	Feedback received at Ngunguru Hui A Iwi for a possible representative model for a Ngatiwai PSGE	See notes of hui at objective 5 (below)
Undated	Further feedback on a possible PSGE representative model for a Ngatiwai PSGE	Proposal received from Sarah Burghardt

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

Date	Details	Supporting Documents
9-10 /9/16	Information Packs provided at Ngunguru Wananga	Agenda, Quarterly reports from each business unit including Treaty Claims and Communications Power point presentation delivered at wananga on PSGE options, OTS Mandate Maintenance Report on objectives dated 16 August 2016 Preliminary Analysis of PSGE Representative Models dated 21 September 2015
	Workshop topics	Workshop notes
	Attendance	Attendance list

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
Monthly	A consistent monthly report is provided to NTB Trustees which includes: <ul style="list-style-type: none"> • Total counts of registrations and GNA for each Marae • List of members who have no current postal address
Ongoing	Promote registration and postal address updating with Panui on the NTB: <ul style="list-style-type: none"> • Website – Front page of website • Facebook – 20/9/2016 • E-Panui – 19/9/2016, 30/9/2016, 15/11/2016 • newsletter <i>Te Tukaiaia</i> – 19/9/2016, 15/11/2016
9-10/9/16	Quarterly Hui a Iwi: <ul style="list-style-type: none"> • NTB Communication forms and registration forms were made available for the duration of the Hui. • Attendance sheets distributed at the Hui are also checked for members updated contact details.
Ongoing	NTB communication and registration forms are made available onsite from the front desk at NTB offices – 129 Port Road, Whangarei. NTB communication and registration forms are available online NTB communication and registration forms are made available by direct request which are sent/received via post or email.
Outcomes	
31/10/16	Total number of registered members 7374 with 46 pending registrations. Total GNA's 1131 or 15% of registered members.

Appendix: Supporting Documentation

Objectives	
1	a) Engagement Hui
1	b) Correspondence
2	Panui - Monthly Board Summaries and Newsletters
3	Trust Deed Review
4	PSGE Planning
5	Quarterly Hui-A-Iwi
6	Strategic Communications Plan (complete)
7	Database Maintenance and Functioning