

## Claims Progress

### Progress of Claims

Last updated 11 April 2012.

Progress in historical Treaty settlement negotiations is best measured by the number of claimant groups moving towards settlement of all their claims, rather than by how many Waitangi Tribunal claims have been settled or are being addressed in negotiations. Under the Treaty of Waitangi Act, any Māori may lodge a claim with the Waitangi Tribunal and many separate claims may be lodged by individuals from the same tribal group, or a closely related group. The number of registered claims therefore gives an inflated picture of how many settlements will be required. Settlements are currently occurring at a rate of about one every six months.

Instead of negotiating individual claims, the Government prefers that settlements are concluded with large natural groupings of claimants for all their historical claims (eg all the claims of a large tribe, or all the claims of a cluster of smaller tribes). Each settlement will usually cover multiple Tribunal claims, as well as any claims that have not been specifically registered. Therefore, the number of settlements required depends more on the degree to which claimants can come together as well-mandated large natural groups for negotiations, rather than how many claims have been registered.

Below, we describe how far various claimant groups have moved through the settlement process.

### PRE-NEGOTIATIONS

A number of groups are currently discussing mandating and Terms of Negotiation with the Crown, have had their mandate conditionally recognised or have signed Terms of Negotiation conditional on approval of their mandate.

### NEGOTIATIONS

Claimant groups in this stage have signed Terms of Negotiation and are negotiating with the Crown the basic elements of a settlement such as the nature of the historical account and cultural and commercial redress. The culmination of this stage is the signing of an Agreement in Principle or equivalent document, which will include a proposed financial quantum of the settlement.

Negotiations towards Agreements in Principle are proceeding with the following claimant groups:

Ngāi Te Rangi

Mana Ahuriri

Ngāi Hineuru

Ngāi Haua

Taumata Wiiwii Trust

Te Atiawa

Taranaki Iwi

Ngāi Pukenga

Ngāi Kuri

Nga Puna Wai O Te Tokotoru (Ngati Rangiteaorere)

Ngati Ranginui

Te Kawerau a Maki

Ngāi Tūhoe

Moriori

Whanganui Iwi - Whanganui River

## **DETAILED NEGOTIATIONS**

Once an Agreement in Principle or equivalent has been reached, the Crown and the claimants work on the fine detail of the settlement to agree a draft Deed of Settlement that can be put to the claimant community for ratification. Although the essential elements of redress have been agreed, this stage can also be protracted if there is a need to resolve outstanding issues relating to internal representation or to cross-claims from other tribes.

Agreements in Principle or equivalent documents have been reached for the following claimant groups (quantum offers shown in brackets):

**Tauranga Moana Iwi Collective**

**Ngāi Tai ki Tāmaki**

**Maungaharuru Tangitu Hapū**

**Hauraki Negotiations**

**Ngāti Rangiwewehi**

**Tapuika**

**Ngāti Rehua - Ngāti Wai ki Aotea**

**Tāmaki Collective**

**Te Kawerau a Maki (\$6.5 million)**

**Te Hiku**

**Tainui Taranaki ki te Tonga (\$35 million)**

**Ngāti Toa Rangatira (\$40 million)**

**Ngāti Kahu (\$14 million plus \$7.5 million social revitalisation funding)**

**Tūranganui-a-Kiwa (Ngāi Tamanuhiri, Te Pou a Haokai and Rongowhakaata) (\$59 million)**

**Ngatikahu ki Whangaroa (return of Stony Creek Station)**

Rangitaane o Manawatu (\$8.5 million)

## **DEED OF SETTLEMENT**

The draft Deed of Settlement containing the fine detail of a settlement is initialled by the Crown and the claimant negotiators. The initialled Deed is then put to all members of the claimant group for ratification. If it is ratified, a final Deed of Settlement will be drawn up and signed by the parties. At this point, the settlement becomes binding. Further work is still required to make the Deed unconditional, such as establishing a governance entity to receive the settlement assets, and enacting any legislation required to implement the settlement. Settlement assets are not transferred until the Deed is unconditional, but the Crown pays interest on the settlement quantum in the meantime.

The following groups have agreed that the deeds of settlement are ready for members of the iwi to decide on ratification:

NgāiRanginui

NgāiTakoto

Te Rarawa

Raukawa

The following groups have signed Deeds of Settlement and are now awaiting settlement legislation for the Deeds to become unconditional:

Te Aupōuri

Ngāti Whātua Ōrakei

Rongawhakaata

Waitaha

Ngāti Whātua o Kaipara

Ngāti Manuhiri

Ngāti Makino

Maraeroa A and B Blocks

Ngai Tāmanuhiri

Ngāti Apa ki te Rā Tō

Rangitāne o Wairau

Ngāti Kuia

## **COMPLETED SETTLEMENTS**

Ngāti Manawa  
Redress Amount \$12,207,780

Year of **Deed**: 2009  
Year of **Legislation**: 2012

Ngāti Whare  
Redress Amount \$9,568,260  
Year of **Deed**: 2009  
Year of **Legislation**: 2012

Ngā Wai o Maniapoto  
Year of **Deed**: 2010  
Year of **Legislation**: 2012

Ngāti Porou  
Redress Amount \$90 million  
Year of **Deed**: 2010  
Year of **Legislation**: 2012

Ngāti Pahauwera  
Redress Amount \$20 million  
Year of **Deed**: 2010  
Year of **Legislation**: 2012

Ngāti Apa (North Island)  
Redress Amount \$16 million  
Year of **Deed**: 2008  
Year of **Legislation**: 2010

Waikato River (including the river interests of Waikato-Tainui, Te Arawa, Ngāti Raukawa, Ngāti Tuwharetoa and Maniapoto  
Year of Deeds: **Waikato-Tainui** 2009; **Te Arawa** 2010; **Ngāti Raukawa** 2010; **Ngāti Tuwharetoa** 2010; and **Maniapoto** 2010.  
Legislation: **Waikato-Tainui**; **Te Arawa**, **Ngāti Raukawa** and **Ngāti Tuwharetoa**: 2010

Taranaki Whanui ki Te Upoko o Te Ika  
Redress Amount \$25 million  
Year of **Deed**: 2008  
Year of **Legislation**: 2009

Central North Island Forests Iwi Collective  
Redress Amount \$161 million (on account against comprehensive settlements with members of the Collective)  
Year of **Deed**: 2008  
Year of **Legislation**: 2008

Affiliate Te Arawa Iwi and Hapu  
Redress Amount \$38.6 million  
Year of **Deed**: 2006, revised 2008  
Year of **Legislation**: 2008

Te Roroa  
Redress Amount \$9.5 million  
Year of **Deed**: 2005  
Year of **Legislation**): 2008

Ngati Mutunga  
Redress Amount \$14.9 million  
Year of **Deed** 2005  
Year of **Legislation** 2006

Te Arawa (Lakes)

Redress Amount \$2.7 million (plus \$7.3 million to capitalise the annuity  
Te Arawa received from the Crown and address any remaining annuity  
issues)

Year of **Deed** 2004

Year of **Legislation** 2006

Ngaa Rauru Kiiitahi

Redress Amount \$31 million

Year of **Deed** 2003

Year of **Legislation** 2005

Tuwharetoa (Bay of Plenty)

Redress Amount \$10.5 million

Year of **Deed** 2003

Year of **Legislation** 2005

Ngati Awa

Redress Amount \$42.39 million

Year of **Deed** 2003

Year of **Legislation** 2005

Ngati Tama

Redress Amount \$14.5 million

Year of **Deed** 2001

Year of **Legislation** 2003

Ngati Ruanui

Redress Amount \$41,000,000

Year of **Deed** 2001

Year of **Legislation** 2003

Te Uri o Hau

Redress Amount \$15,600,000

Year of **Deed** 2000

Year of **Legislation** 2002

Pouakani

Redress Amount \$2,650,000

Year of **Deed** 1999

Year of **Legislation** 2000

Ngati Turangitukua

Redress Amount \$5,000,000

Year of **Deed** 1998

Year of **Legislation** 1999

Ngāi Tahu

Redress Amount \$170,000,000

Year of **Deed** 1997

Year of **Legislation** 1998

Te Maunga

Redress Amount \$129,032

Year of **Deed** 1996

Rotoma

Redress Amount \$43,931

Year of **Deed** 1996

Waimakuku

Redress Amount \$375,000

Year of Deed 1995

Waikato/Tainui raupatu  
Redress Amount \$170,000,000  
Year of Deed 1995  
Year of Legislation 1995

Ngati Whakaue  
Redress Amount \$5,210,000  
Year of Deed 1994

Hauai  
Redress Amount \$715,682  
Year of Deed 1993

Ngati Rangiteaorere  
Redress Amount \$760,000  
Year of Deed 1993

Commercial Fisheries  
Redress Amount \$170,000,000  
Year of Deed 1992  
Year of Legislation 1992

Waitomo  
The Crown transferred land at the Waitomo Caves to the claimant group,  
subject to a lease, and provided a loan \$1,000,000.  
Year of Deed 1989