

NGĀPUHI ENDORSEMENT OF EVOLVED MANDATE

For Release on 26 October 2018

Date	Time	Area	Venue
9 November	5.30 - 7.30pm	Whangaarei	Whangaarei Terenga Parāoa Marae
10 November	8.30 - 11.00am	Mangakāhia	Maungarongo Marae, Porotī
	1.30 - 3.30pm	Hokianga	Pākanae Marae, cnr SH12 and Waiōtemārama Gorge Road
	5.00 - 7.00pm	Kaikohe	Kaikohe RSA
11 November	8.30 - 10.30am	Whangaroa	Whangaroa College, Kaeo
	12.00 - 2.00pm	Te Pewhairangi	Waitangi Copthorne
	6.00 - 8.00pm	Tamaki ki te Tonga	Holiday Inn Auckland Airport, 2 Ascot Rd, Mangere, Auckland
12 November	11.00 - 1.00pm	Waikato	Distinction Hamilton Hotel & Conference Centre, 100 Garnett Ave
	5.30 - 7.30pm	Tāmaki ki raro	Alexandra Park, Cnr Greenlane West & Manukau Road
	6pm – 8pm	Dunedin	Te Huka Matauraka – Māori Centre, University of Otago Castle St
13 November	8.30 - 10.30am	Wellington	Wharewaka, Wellington Waterfront
	5.30 - 7.30pm	Whanganui	Whanganui Function Centre, Purnell St, Whanganui
	5.30 – 7.30pm	Invercargill	Corinthian Convention Centre, 154 Esk St, Invercargill
14 November	5.30 - 7.30pm	Christchurch	Crowne Plaza, 764 Colombo St, Christchurch.
15 November	11.00 - 1.00pm	Napier	Napier Conference Centre, 48 Marine Parade, Napier
	5.30 - 7.30pm	Rotorua	Novotel Rotorua Lakeside, Lake End, Tūtānekai St, Rotorua
	5.30 – 7.30pm	Tūranga (Gisborne)	Emerald Hotel, Gladstone Road, Gisborne
17 November	3pm – 5pm	Perth	Darius Wells Centre, Ken Jackman Hall, Kwinana, Chisham Ave
18 November	10am – 12pm	Brisbane	Pullman Hotel, Brisbane Airport,
	12pm to 2pm	Melbourne	Workers Club, Dandenong 52-70 Wedge Street, Dandenong 3175
	4pm to 6pm	Sydney	Te Wairua Tapu Whare Karakia, Redfern, Sydney

IMPORTANT DATES: NO EXCEPTIONS.

CLOSE OF REGISTRATIONS FOR SPECIAL VOTES:

1. The close off for individual registrations for special votes is 12pm (midday), Monday 3 December 2018.

CLOSE OFF FOR INDIVIDUAL VOTES:

1. Your vote must be received by Electionz before 12pm (midday) Friday the 7th of December 2018.

CLOSE OFF FOR ENDORSEMENT HUI ADVERTISING

1. All Hapu Endorsement Hui must be advertised through the Office of Treaty Settlements and no hui will be advertised after Sunday, 25 November 2018.

CLOSE OFF FOR HAPU ENDORSEMENT HUI RESULTS

1. All Hapu Endorsement Hui results must be received by the Office of Treaty Settlements no later than 12pm (midday), Monday 10 December 2018.

REGISTRATION, VOTING AND VOTING BOOTHS

1. electionz.com is the Independent Returning Officer. They are responsible for the special voting registrations, voting process and the count of the final votes for the individual voting process. They will be attending all noted Endorsement Hui.
2. Their contact details are:

The Returning Office

Ngāpuhi Evolved Mandate Process

PO Box 3138

CHRISTCHURCH 8140

iro@electionz.com

0800 666 044

EXTRA VOTING BOOTH FOR TAMAKI (AUCKLAND): 9AM TO 5PM, 11 NOVEMBER 2018

1. With over 50,000 Ngāpuhi in Tamaki (Auckland) electionz.com will have a registration and voting booth at the following venue from 9am to 5pm on 11 November 2018:

Ngāpuhi Evolved Mandate Voting Booth

9am to 5pm, 11 November 2018

Mokopuna ki Roscommon

39 – 41 Burundi Ave, Clendon Park,

Manurewa.

WHOSE PRESENTATION IS THIS? TE RŌPŪ TŪHONO

1. “Tūhono” means to bring together.
2. Te Rōpū Tūhono brings together the Crown, the Tūhoronuku Independent Mandated Authority (**TIMA**) and Te Kotahitanga o Ngā Hapū o Ngāpuhi (**Te Kotahitanga**).
 1. Te Kotahitanga - Co Chairs Pita Tipene and Rudy Taylor
 2. TIMA - Chair Hōne Sadler and Rāniera Tau
 3. Crown - Minister for Treaty of Waitangi Negotiations - Hon Andrew Little
3. This presentation has been authorised by Te Rōpū Tūhono.
4. **The Ngāpuhi members of Tūhono strongly recommend that you vote on the evolved mandate. There are also 3 other specific issues to vote on.**

Date	Process
2009	Te Rūnanga-Ā-Iwi-Ō-Ngāpuhi (TRAION) takes the lead and establishes Tūhoronuku as a sub-committee
2013	Tūhoronuku is made independent of TRAION and Tūhoronuku Independent Mandated Authority (TIMA) is established as a separate legal entity
September 2015	Concerns were expressed that the TIMA model didn't appropriately provide for Hapū rangatiratanga (this is supported by the Waitangi Tribunal)
August 2016	Ngāpuhi engagement group comprising representatives of TIMA, Te Kotahitanga ō Ngā Hapū ō Ngāpūhi and the Crown provides recommendations to address concerns – Maranga Mai Final Report, recommendations adopted by all parties and transition process commenced
Early 2017	TIMA withdraws from transition process
June 2017	Crown withdraws from engagement with Ngāpuhi
Since February 2018	Te Rōpū Tūhono have joined together to put forward a new evolved mandate proposal for consultation
26 October 2018	Te Rōpū Tūhono release proposal for mandate evolution for Ngāpuhi and Hapū to express their view on

BACKGROUND INFORMATION

1. This booklet flows on from previous reports/booklets that have been provided since June 2018.
2. Those specific reports/booklets can also be found at <https://www.govt.nz/ngapuhi/>:
 1. The initial Technical Advisers Report provided to Te Rōpū Tūhono in June 2018;
 2. The first booklet released on 10 August 2018;
 3. The second booklet released on 7 September 2018;
 4. The 3rd booklet released on 3 October 2018.
3. The proposed amended Tūhoronuku Independent Mandated Authority deed of trust; the Ngāpuhi Negotiation Protocol and the proposed Rohe Negotiating Body rules can also be found at the above website. These documents ensure the implementation of the evolved mandate.

NGĀPUHI SETTLEMENT NEGOTIATIONS & THE EVOLVED MANDATE PROPOSAL

1. The first step to progress Ngāpuhi settlement negotiations is to agree to how Ngāpuhi will be represented in negotiations.
2. Until the people of Ngāpuhi and its Hapū support the mandate to speak for Ngāpuhi, negotiations to address He Wakaputanga and the Crown's Te Tiriti o Waitangi breaches cannot progress.
3. The discussions around how this mandate should be held has taken place over a number of years.
4. This is a proposal for the evolution of the mandate that is now being put to the people of Ngāpuhi and its Hapū so that they can speak as to whether this is a kaupapa that can be progressed, and how.

WHAT IS THE MANDATE FOR?

1. The evolved mandate is to form the basis of new bodies to enter negotiations for all of the historical claims of Ngāpuhi, whether registered or unregistered, relating to Crown actions and omissions that occurred prior to 21 September 1992.
2. The claimant definition, including the list of Hapū and Wai claims currently remains the same as that in the Tūhoronuku Terms of Negotiation which can be found online at www.govt.nz/ngapuhi/.
3. This is a mandate to negotiate settlement redress not to receive it.

II ADDRESSING THE COMMON THEMES THROUGH THE EVOLVED MANDATE.

1. Hapū rangatiratanga, as outlined by the Waitangi Tribunal, will be respected within a Hapū driven process that promotes working together without binding Hapū within it;
2. Provides for Hapū through their regions to address He Wakaputanga me te Tiriti o Waitangi in a way that they can control;
3. Provides for the independent funding of regional negotiations to enhance autonomy within the collective process that ensures that all redress can go straight to the regions and to Hapū;
4. Empowers Hapū through their regions to participate within the negotiation of commercial redress and to control its allocation;
5. Sets out a methodology for funding Hapū so that they can commence preparation for negotiation and commence discussions around the management of all redress;
6. Provides for and supports the voice of Taurahere and Kuia/Kaumātua without depleting the resource available to Hapū.

NGĀPUHI HAPŪ

6 RNBs

Te Pēwhairangi/Takutai Moana 4

Whangaarei 3

Mangakāhia 2

Kaikohe-Waimate-Taiāmai 4

Hokianga 4

Whangaroa 4

Mandated Ngāpuhi Authority (MaNA)

Te Whare Tapu o Ngāpuhi x 21

Kuia/kaumātua x 2 TBC

Ngāpuhi ki waho i te rohe x 6 (with the process TBC)

Rūnanga x 1 (until the transfer of the fisheries asset) TBC

2 commercial negotiators – with support from 6 RNB negotiators

COMMERCIAL REDRESS NEGOTIATIONS

1-3 negotiator(s) will be funded but the total number is up to Hapū. Negotiators work separately or collectively with the Crown on cultural redress, and with each other for an agreement on commercial redress allocation.

CULTURAL REDRESS NEGOTIATIONS

Each RNB has the option to (1) establish their own committee or trust to receive claimant funding from the Crown and (2) establish their own PSGE to receive Hapū/regional redress directly to the region/Hapū including commercial redress (following the commercial allocation process).

NGĀPUHI TAURAHERE ADVISORY BOARD

1. A Ngāpuhi Taurahere Advisory Board will be established with representation based on 3 representatives for every 10% of the Ngāpuhi population (with greater numbers for Te Waipounamu because of the geographical spread).
2. Ngāpuhi Taurahere appointments to the MaNA must:
 1. Make available all MaNA and RNB monthly negotiation reports to Ngāpuhi ki waho i te rohe members.
 2. Conduct biannual hui in Auckland, Hamilton, Wellington, Te Taihū, Ōtautahi, Murihiku, Poihākena, Piripane, Hau-ā-uru (Perth) and Poipiripi to update Ngāpuhi ki waho i te rohe members on progress of negotiations and consolidate the views of Ngāpuhi in each of those areas.
 3. Represent the views of Ngāpuhi ki waho i te rohe members to the MaNA.
3. **The full extent of the role of this Advisory Board is set out in the MaNA deed of trust. Whether or not this Board has the power of appointment will be subject to the voting and Hapū endorsement processes.**

Taura Here	Number of Representatives
Tāmaki ki Raro (North, Central & West)	4
Tāmaki ki Raro Taitamariki (Tāne/Wahine)	2
Tāmaki ki te Tonga (South Auckland)	4
Tāmaki ki te Tonga Taitamariki (Tāne/Wahine)	2
Waikato (Waikato Regional Council)	2
Te Moana-ā-Toi (BOP Regional Council)	1
Te Ūpoko-ō-Te Ika (Wider Wellington RC)	2
Te Taiuhu (Malborough)	1
Ōtautahi (Canterbury)	1
Murihiku (Southland)	1
Poihākena	2
Piripane	2
Hau-ā-uru (Perth)	1
Poipiripi	1
TOTAL	26

NGĀPUHI KUIA & KAUMĀTUA ADVISORY BOARD

1. This will include all Ngāpuhi Kuia and Kaumātua in the rohe of Ngāpuhi who want to be involved in this advisory board.
2. Kuia and Kaumātua advisory board to the MaNA must:
 1. Provide guidance to the MaNA and commercial negotiators on matters of tikanga and Ngāpuhitanga.
 2. Advise on how Kuia and Kaumātua views are accounted for on the MaNA.
 3. Assist the MaNA with keeping Kuia and Kaumātua informed of negotiation progress.
 4. Hold bi-annual Kuia and Kaumātua forum within the rohe to update and get input into negotiations from Kuia and Kaumātua.
3. **The full extent of the role of this Advisory Board is detailed in the changes to the MaNA deed of trust. Whether or not this Board has the power of appointment to MaNA will be subject to the voting and Hapū endorsement processes.**

DETERMINING “AN ADEQUATE LEVEL OF SUPPORT FROM NGĀPUHI”: THE PROPOSED ENDORSEMENT PROCESS

- 1. For an all of Ngāpuhi vote this will be an independent voting process (run by Electionz.com) with a special vote process if you are not already on the Te Rūnanga-Ā-Iwi-Ō-Ngāpuhi register. A good guide for adequate support is an endorsement level of 75% of all Ngāpuhi (over the age of 18 years of age) who vote.**
- 2. The Waitangi Tribunal indicated that an adequate level of support for Hapū would be 65% of the 110 identified Hapū (see page 99 of report). This provides good guidance on an adequate level of support. A separate Hapū endorsement process for Hapū will be run and the details of this process are at the website www.govt.nz/ngapuhi/**
- 3. Within these processes the key issues that remain will be put out to all of Ngāpuhi and Hapū to decide and confirm the best way forward.**
- 4. A separate paper detailing the voting process and the Hapū endorsement process is available at the regional hui and through the website.**

ENDORSEMENT OF THE PROPOSED EVOLUTION OF MANDATE

1. The recommendation that will be put to all Ngāpuhi and Hapū is to endorse the evolved mandate. You will be asked :
2. Do you support the evolved mandate, as set out in the information booklet, to represent all of Ngāpuhi including Ngā Hapū o Ngāpuhi in negotiations with the Crown for the comprehensive settlement of all Ngāpuhi historical claims and Crown breaches against Te Tiriti o Waitangi.
3. Over and above the pivotal recommendation of endorsement, there are 3 specific issues that we are asking you vote on:
 1. Kuia and Kaumātua representation on the MaNA;
 2. Ngāpuhi ki waho i te rohe representation on the MaNA; and
 3. Te Rūnanga-Ā-Iwi-Ō-Ngāpuhi representation on the MaNA.

RŪNANGA REPRESENTATION ON THE MaNA: 2 OPTIONS

We are asking you to vote for ONE of the following options:

1. The Rūnanga has a seat on the MaNA until settlement date with the settlement legislation being used to transfer the assets from the Rūnanga to the new PSGE;

OR

2. No Rūnanga representative on the MaNA.

NGĀPUHI TAURAHERE REPRESENTATION ON MaNA: 2 OPTIONS.

1. 6 Taurahere representatives are to be appointed to the MaNA from the following Taurahere: Tāmaki North (1); Tāmaki South (1); Waikato (1); Pōneke (1); Te Waipounamu (1) and Australia (1).
2. The issues to be decided is how the Taurahere representatives are appointed to MaNA.

We are asking you to vote for ONE of the following options:

1. **The 6 Rohe Negotiation Bodies appoint 6 Taurahere representatives to the MaNA (with the representatives covering the 6 areas); OR**
2. **The Ngāpuhi Taurahere Advisory Board appoints 6 Taurahere representatives to the MaNA from the 6 areas.**

KUIA/KAUMĀTUA REPRESENTATION ON MaNA: 3 OPTIONS.

- 1. We are asking you to vote for ONE of the following options:**
 - 1. The Ngāpuhi Kuia & Kaumātua Advisory Board appoints the Kuia and Kaumātua to the MaNA; OR**
 - 2. The 6 Rohe Negotiation Bodies appoint the Kuia and Kaumātua to the MaNA; OR**
 - 3. No Kuia and Kaumātua on the MaNA. Hapū will select their Kuia and Kaumātua to the Rohe Negotiation Bodies only.**

VOTING

1. In addition to the individual vote there will also be a Hapū endorsement process. More information on the Hapū endorsement and the vote process can be found at www.govt.nz/ngapuhi or in the voting pack.
2. Following the results of these Te Rōpu Tūhono will assess whether or not there is enough support for the evolved mandate proposal. Te Rōpū Tūhono will also assess what options Ngāpuhi prefer for Kuia/Kaumātua, Taurahere and Te Rūnanga-Ā-Iwi-Ō-Ngāpuhi representation on the MaNA.
3. Ministers will then make a decision on whether to recognise the evolved mandate. If mandate is recognised, the Hapū Kaikōrero refresh process will take place to populate the evolved mandate structure.

ACHIEVING SETTLEMENT LEGISLATION BY AUGUST 2020.

By the end of December 2018: Mandate endorsed and new rules in place.

January 2019: Establishment of the 6 Rohe Negotiation Bodies (RNBs).

March 2019: Terms of negotiations signed for 6 RNBs & MaNA.

April 2019: Hapū who withdraw from December 2018 complete the process.

December 2019: MaNA and 6 RNB AIPs signed.

May 2020: Initialling of Deeds of Settlement (DOS).

June 2020: Ratification of DOS and Post Settlement Governance Entities.

July 2020: Deeds of Settlement signed.

August 2020: Settlement legislation introduced into Parliament.

CONTACT PEOPLE

Questions/queries on the proposal: TAs

- Jason Pou pou@tupono.co.nz
- Willie Te Aho willie.teaho@icsolutions.co.nz

Resourcing and timetable to hold Hui-ā-Hapū or meet the TAs in person to discuss this proposal: Office of Treaty Settlements

- ngapuhifedback@justice.govt.nz DDI: +64 4 918 8605 | Ext: 58605

Website: <https://www.govt.nz/ngapuhi/>