

ATTACHMENT A: Ngāti Maru Area of Interest Map



Project: Ngāti Maru Historical Maps			Client: Ngāti Maru			Discipline: GIS		
Title:			Ngāti Maru ki Taranaki boundary [Indicative]			Drawing No: GIS-32770-05		
Author:	Verified:	Approved:	Date:	Author:	Verified:	Approved:	Date:	
1	AKC	AKC	10/12/2014					

ATTACHMENT B: Te Rūnanga o Ngāti Maru Trust Deed

Harvey

245 AOT 15-47
248 AOT16-51

ORDER CONSTITUTING A TRUST

Te Ture Whenua Māori Act 1993, Sections 216 & 219

In the Māori Land Court
of New Zealand
Aotea District

COPY

IN THE MATTER of the lands known as Pukehou,
Kerikeringa 5A2, Lot 1 & Lot 2 DP
16751 Block III Huiroa Survey
District and Kerikeringa 5A3

AND

IN THE MATTER of Te Runanga O Ngati Maru
(Taranaki) Trust

AT A SITTING of the Court held at Rotorua on the 15th day of January 2010, before
Layne Ross Harvey, Judge

WHEREAS application has been filed to constitute a whenua tōpu trust over the
above blocks

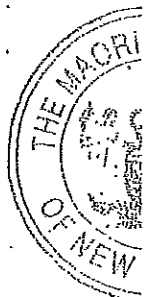
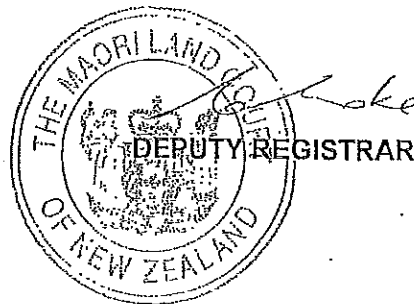
NOW THEREFORE the Court upon reading and hearing all evidence adduced in
support thereof and being satisfied on all matters upon which it is required to be so
satisfied

HEREBY CONSTITUTES THE TE RUNANGA O NGATI MARU (TARANAKI) TRUST,
pursuant to section 216 of Te Ture Whenua Māori Act 1993

AND THE COURT FURTHER ORDERS AND DECLARES, pursuant to Section 219
of the said Act that the trusts upon which the said trustees shall now and henceforth
hold the said interests until further or other order of the Court are as set out in the
terms attached hereto

AS WITNESS the hand of the Deputy Registrar and the Seal of the Court

COPY



2.

**TE RUNANGA O NGATI MARU (TARANAKI) TRUST
WHENUA TOPU TRUST ORDER**

PREAMBLE

- A. In 1947 the land known as Pukehou was set apart as a Maori Reservation for the benefit of Ngati Maru (Taranaki) as a meeting place and marae. Through the generosity of members of Ngati Maru (Taranaki) further lands were added to the Pukehou reservation over time, namely:
- (i) Kerikeringa 5A2 in 1989;
 - (ii) Lot 1 & Lot 2 DP 16751 Block III Huiroa Survey District in 1991; and
 - (iii) Kerikeringa 5A3 in 2005.
- B. The Pukehou reservation is administered by the Ngati Maru Wharanui (Pukehou) Trust.
- C. In 2004 the Maori Land Court determined that, on an interim basis, the Ngati Maru Wharanui (Pukehou) Trust was the appropriate representative of Ngati Maru, Taranaki (146 AOT 152). This recognition was on a temporary basis, pending the establishment of a more appropriate entity in due course.
- D. With the assistance of the Maori Land Court and Te Ohu Kai Moana, Ngati Maru (Taranaki) have established:
- (i) a whenua topu trust to act as the representative entity for the iwi of Ngati Maru (Taranaki) and to administer the Pukehou reservation; and
 - (ii) a private trust to act as a mandated iwi organisation for the iwi of Ngati Maru (Taranaki) pursuant to the Maori Fisheries Act 2004.
- E. It is intended that the Trusts shall, where possible without breaching their respective constitutional documents and governing legislation, combine administrative operations, including electoral and meeting procedures, to avoid unnecessary duplication of procedures and to promote efficient use of the iwi's resources
- F. By way of a postal vote and hui-a-iwi, the members of Ngati Maru (Taranaki) have expressed their support for the establishment of a whenua topu trust for Ngati Maru (Taranaki) and a private trust for Maori Fisheries Act 2004 purposes.

1 TITLE

- 1.1 This trust shall be known as the **TE RUNANGA O NGATI MARU (TARANAKI) TRUST** ("the Trust") and shall apply to the lands known as Pukehou, Kerikeringa 5A2, Lot 1 & Lot 2 DP 16751 Block III Huiroa Survey District and Kerikeringa 5A3 ("the Land").



3.

2 OBJECTS

2.1 The Trust shall hold the Land together with such other Trust Property as it may from time to time acquire or receive upon the trusts set out in this trust order.

2.2 Subject to any express restrictions set out in this trust order, the objects of the Trust shall be:

(a) to promote and facilitate the use and administration of the Land and any other assets acquired by the Trust on behalf of Ngati Maru (Taranaki);

(i) in a manner consistent with the well-being of Ngati Maru (Taranaki); and

(ii) in the interests of Ngati Maru (Taranaki);

(b) to represent the interests of Ngati Maru (Taranaki) on all matters, including:

(i) in relation to all matters relating to the Land and to the use and enjoyment of the facilities therewith; and

(ii) in negotiations with the Crown in relation to settlement of the Treaty of Waitangi claims of Ngati Maru (Taranaki).

3 INTERPRETATION

3.1 In this trust order:

"Act" means Te Ture Whenua Maori Act 1993.

"Adult Member" means a Member of Ngati Maru (Taranaki) who is over the age of 18 years.

"Adult Registered Members" means Adult Members who are registered on the Ngati Maru (Taranaki) Register.

"Balance Date" means [31 March] or any other date that the Trustees by resolution adopt as the date up to which the Trust's financial statements are to be made in each year.

4.

"Business Day" means any day in which registered banks are open for business in Auckland and Wellington.

"Chairperson" means the chairperson from time to time of the Trust elected by the Trustees in accordance with rule 4 of the Third Schedule.

"Chief Returning Officer" means as the context requires:

- (a) the person appointed from time to time as chief returning officer for the purposes of Trustee elections in accordance with rule 9 of the Second Schedule; or
- (b) the person appointed as chief returning officer for the purposes of a Special Resolution in accordance with rule 7.1 of the Fourth Schedule.

"Confidential Information" means any information which the Trustees consider on reasonable grounds is of a commercially sensitive nature and the release of which could be detrimental to the interests of Ngati Maru (Taranaki).

"Court" means the Maori Land Court.

"Crown" has the meaning given to it in section 2 of the Public Finance Act 1989.

"Deputy Chairperson" means the deputy chairperson from time to time of the Trust if one is elected in accordance with rule 4 of the Third Schedule.

"Disputes Committee" means a committee formed in accordance with clause 22.3.

"Electoral Review Officer" means the person appointed to act as electoral review officer in accordance with rule 12.2 of the Second Schedule.

"Income Year" means any year or accounting period ending on the Balance Date.

"Kaumatua Kaunihera" means the committee of that name appointed by the Trust from time to time in accordance with this Deed and initially consisting of Kawhena Otto Meri Jill Brand, Ronald Burnard Puata, Noreen Mereaina Kirkwood, and Pat Kingi.

5.

"Land" means the land known as Pukehou, Kerikeringa 5A2, Lot 1 & Lot 2 DP 16751 Block III Huiroa Survey District and Kerikeringa 5A3.

"Major Transaction" means any single transaction, distribution, expenditure, acquisition, or lease of Trust Property or grant of security over Trust Property that exceeds more than half of the value of the Trust Property, or any sale of Trust Property.

"Member of Ngati Maru (Taranaki)" means every individual referred to in paragraph (b) of the definition of Ngati Maru (Taranaki) but excludes Whangai.

"Ngati Maru (Taranaki)" means:

- (a) the collective group composed of individuals referred to in paragraph (b) of this definition; and
- (b) every individual who is descended from a tupuna of Ngati Maru (Taranaki) as listed in the Ngati Maru (Taranaki) Tupuna List.

"Ngati Maru (Taranaki) Register" means the register of Members of Ngati Maru (Taranaki) that is to be maintained by the Trust in accordance with the *First Schedule* to this trust order.

"Ngati Maru (Taranaki) Tupuna List" means the list of Ngati Maru (Taranaki) Tupuna that is maintained by the Trust and which may be used for the purposes of applications for registration on the Ngati Maru (Taranaki) Register.

"Public Notice" means a notice:

- (a) published in a newspaper generally circulating in the relevant area or areas; and
- (b) may also be published by panui or electronic media, including radio and television.

"Registration Form" means the form used from time to time by the Trustees to enter the details of Members of Ngati Maru (Taranaki) on the Ngati Maru (Taranaki) Register.

"Special Resolution" means a resolution that has been passed with the approval of not less than 75% of the Adult Members who validly cast a vote in accordance with the process set out in the *Fourth Schedule*.

6.

"Trust" means the whenua topu trust established and governed by this trust order.

"Trust Property" means all the assets and liabilities (including the Land, any other property and any income) that are from time to time held by the Trustees under this trust order howsoever received.

"Trustees" means the Initial Trustees and the trustees elected from time to time in accordance with the *Second Schedule* of this trust order to represent Ngati Maru (Taranaki) and to act as the trustees for the time being of the Trust and **Trustee** shall mean any one of those persons.

"Whakapapa Validation Committee" means the committee appointed in accordance with *rule 4 of the First Schedule*.

"Whangai" means those persons who do not affiliate to Ngati Maru (Taranaki) by descent from a Ngati Maru (Taranaki) tupuna but who are adopted by a Member of Ngati Maru (Taranaki) in accordance with the tikanga of Ngati Maru (Taranaki).

3.2 Interpretation

In this trust order, unless the context otherwise requires:

- (a) words importing the singular include the plural and vice versa;
- (b) words importing one gender include the other gender;
- (c) references to persons include corporations and unincorporated bodies of persons, governments or other public bodies or agencies whether or not having a separate legal personality;
- (d) references to a statute shall be deemed to be references to that statute as amended, re-enacted or substituted from time to time;
- (e) references to a clause, recital or a schedule shall be to a clause, recital or a schedule to this trust order;
- (f) the schedules to this trust order shall form part of this trust order;
- (g) headings appear as a matter of convenience only and shall not affect the interpretation of this trust order;
- (h) references to a company are references to a company incorporated pursuant to the Companies Act 1993; and
- (i) references to a subsidiary or subsidiaries shall be references to a subsidiary or subsidiaries as defined by the Companies Act 1993.



7.

4 **POWERS**

4.1 **General**

Subject always to the objects of the Trust and in accordance with the powers conferred by this trust order, the Trustees are empowered to do all or any of the things that the Trustees would be entitled to do if they were the absolute owners of and beneficially entitled to the Trust Property, **PROVIDED HOWEVER** that the Trustees shall not alienate by way of sale or gift the whole or any part of the Land.

4.2 **Specific**

Without limiting the general powers in the preceding provision, the Trustees are expressly authorised:

(a) **To set aside cash reserves**

To accumulate income and to set aside such cash reserves as the Trustees in their absolute discretion think fit for contingencies or for capital expenditure or for expansion in accordance with the objects of the Trust or in connection with any business carried on by the Trustees.

(b) **To apply or distribute income**

To apply or distribute all or any income of the Trust towards all or any of the objects of the Trust as the Trustees in their absolute discretion think fit, including Maori community purposes under section 218 of the Act or such other purposes as may be ordered by the Court.

(c) **To lend or invest**

In furtherance of any object of the Trust, to lend or invest all or any income of the Trust whether in New Zealand or elsewhere upon any securities in which trust funds may be invested by trustees in accordance with the Trustee Act 1956 or in accordance with any other statutory authority.

(d) **To borrow**

To borrow money for the purpose of the furtherance of any of the trusts or powers contained in this trust order whether or not with security over all or any Trust Property, **PROVIDED HOWEVER** that the granting of any security over the Land or any other assets that may be acquired by the Trust is deemed to be a Major Transaction to which the requirements of clause 4.3 of this trust order shall apply.

(e) **To buy**

To acquire any land or interest in land whether by way of lease, purchase, exchange or otherwise and to acquire and sell, hire or otherwise deal in any other assets including shares, vehicles, plant, chattels or equipment.

8.

(f) **To lease**

To lease the whole or any part or parts of the Trust Property from year to year and for any term of years at such rent and upon such covenants and conditions as the Trustees consider reasonable and to any person or body corporate and/or Her Majesty the Queen and to accept a surrender of any such lease.

(g) **To improve**

To maintain, develop and improve the Trust Property and to erect on any land forming part of the Trust Property buildings, fences, yards and other constructions or erections of such nature as the Trustees consider necessary or desirable.

(h) **To protect Wahi Tapu**

To safeguard to the best of the Trustees' ability all Maori urupa, wahi tapu and all other places in or upon the Trust Property that are sacred or of historic, spiritual or cultural significance to Ngati Maru (Taranaki).

(i) **To employ**

To employ, engage, or dismiss professional advisers, agents, employees or independent contractors required to carry out the objects of the Trust or to otherwise carry out the work of the Trustees and to fix their reasonable remuneration and to provide such indemnities to them as the Trustees think fit.

(j) **To pay own costs**

From the revenue derived from the operation of the Trust to pay all costs, expenses and disbursements incurred by the Trustees including the costs of any person or body employed by them in the administration of the Trust or in the furtherance of any of the objects of the Trust and to reimburse the Trustees for all their out of pocket expenses incurred in their attendance to the affairs of the Trust, and if approved by the Court any fees to be paid to the trustees.

(k) **To join with others**

To enter into arrangements, agreements, contracts whether in the names of the Trustees or jointly or in partnership with any other person, organisation, body corporate or local authority.

(l) **To insure**

To effect and maintain all such insurances in respect of any undertaking, activity or assets of the Trust, including the Trust Property, as the Trustees consider necessary or desirable.

9.

(m) **To use resources efficiently**

To combine administrative operations with the Ngati Maru (Taranaki) Fisheries Trust, where possible, so to avoid unnecessary duplication of procedures and to promote efficient use of the iwi's resources as the Trustees in their absolute discretion think fit **PROVIDED HOWEVER** that such operations do not breach this trust order or the Act.

4.3 Restriction on Major Transactions

Notwithstanding *clause 4.2*, the Trust must not enter into a Major Transaction unless that Major Transaction:

- (a) is approved by way of Special Resolution; or
- (b) is contingent upon approval by way of Special Resolution; and
- (c) notice is given to the Adult Registered Members in accordance with *rule 5.1 of the Fourth Schedule*.

5 ELECTION, POWERS AND MEETINGS OF TRUSTEES

5.1 Election in accordance with Second Schedule

Subject to any variation of this trust order under clause 20 or section 244 of the Act, the Trustees from time to time of the Trust shall be elected to office in accordance with the rules set out in *the Second Schedule*.

5.2 Proceedings of Trustees

Except as otherwise provided in this trust order and the Act the proceedings and other affairs of the Trustees shall be conducted in accordance with the rules set out in *the Third Schedule*.

6 CONTROL OF FUNDS

- 6.1 All monies received by or on behalf of the Trust shall forthwith be paid to the credit of the Trust's bank account.
- 6.2 All payments from the Trust's bank account shall first be approved at a meeting of Trustees and all cheques and withdrawal slips drawn on the account shall be signed by the Treasurer and by either the Chairperson or Secretary.

7 MINUTES, REPORTS AND ACCOUNTS

- 7.1 The Trustees shall keep a proper written record of all resolutions passed and business transacted at every meeting of the Trustees in a minute book. The minutes of every meeting shall be signed by the chairperson of that meeting and shall be reviewed and, after any necessary amendment, confirmed at the next succeeding meeting of Trustees.

10.

- 7.2 The Trustees shall keep proper books of account in which shall be kept full, true and complete accounts of the affairs and transactions of the Trust.
- 7.3 Within three months following the annual general meeting, the Chairperson shall file in the Aotea Registry of the Court the following:
- (a) a copy of the reports and accounts submitted to the annual general meeting and the minutes of that meeting; and
 - (b) the current notified office and contact details of the Trust.

8 DISCLOSURE OF PLANS, REPORTS AND MINUTES

- 8.1 The Trust shall hold and make available for inspection by any Member of Ngati Maru (Taranaki):
- (a) copies of the reports and accounts submitted to the annual general meeting for each of the preceding three (3) Income Years;
 - (b) the minute book kept in accordance with *clause 7.1* of all decisions taken and business transacted at every annual general meeting and special general meeting.

Any Member of Ngati Maru (Taranaki) shall be entitled to obtain copies of this information. However the Trust shall also be entitled to recover at its discretion all reasonable copying or postage costs (if any).

9 NO DISCLOSURE OF SENSITIVE INFORMATION

9.1 Disclosure limited

For the avoidance of doubt, but subject to the Trust's reporting obligations in *clauses 7.3(a), 7.3(b), 8.1(a) and 8.1(b)*, the Trust may at its sole discretion limit disclosure of any information about the activities or proposed activities of the Trust which the Trust considers on reasonable grounds to be commercially or otherwise sensitive.

10 GENERAL MEETINGS

10.1 Trust to hold annual general meeting

The Trust shall, no later than six (6) calendar months after the end of each Income Year, and in any event no more than fifteen (15) months after the date of the last annual general meeting of the Trust, hold a general meeting for the Members of Ngati Maru (Taranaki), to be called its annual general meeting, and shall at that meeting:

- (a) report on the operations of the Trust during the preceding Income Year;
- (b) present the accounts;
- (c) announce the names of any newly appointed Trustees;
- (d) undertake all other notified business; and
- (e) at the discretion of the Chairperson, undertake any other general business raised at that meeting.



10.2 Notice of general meeting

Subject to the specific notice requirements described in the Schedules to this trust order, the Trust shall give not less than twenty-eight (28) days notice of the holding of the annual general meeting, such notice to be posted (or sent by electronic means, if requested) to:

- a/b
and a/b
- (a) all Adult Registered Members at the last address shown for each such Adult Registered Member on the Ngati Maru (Taranaki) Register; and
 - (b) any Adult Member who has made a written request for private notice of any annual general meeting.

Notice of the meeting shall also be inserted prominently in appropriate major metropolitan newspapers circulating in New Zealand and in any provincial newspapers circulating in regions where the Trust considers that a significant number of Members of Ngati Maru (Taranaki) reside. All such notices shall contain:

- (a) the date, time and place of the meeting;
- (b) an agenda of matters to be discussed at the meeting;
- (c) details of where copies of any information to be laid before the meeting may be inspected; and
- (d) any other information specified by or under the Act.

10.3 Notice of special meetings

In addition to the annual general meeting of the Trust, the Trust shall convene a special general meeting of the Trust on the requisition of:

- (a) the Chairperson and Deputy Chairperson for the time being of the Trust; or
- (b) any three (3) Trustees; or
- (c) Twenty (20) Adult Registered Members of Ngati Maru (Taranaki).

Subject to the specific notice requirements described in the *Fourth Schedule*, notice of such a meeting shall be given in the same manner as for a notice of the annual general meeting and those requisitioning the meeting shall be required to provide a statement to the Trust setting out the purposes for which the meeting has been requisitioned and the specific agenda items proposed for such a meeting. The Trust shall not be required to give notice calling the meeting until such a statement with agenda items has been received.

10.4 Annual General Meeting not limited to notified business

At the discretion of the Chairperson, any general business raised at the designated time for general business at any annual general meeting may be transacted in addition to the business expressly referred to in the notice calling that meeting.

12.

10.5 Special Meeting limited to notified business

No business shall be transacted at any special general meeting other than the business expressly referred to in the notice calling that meeting.

10.6 Invalidation

The accidental omission to give notice to or a failure to receive notice of an annual or special general meeting by a Member of Ngati Maru (Taranaki) does not invalidate the proceedings at that meeting.

10.7 Deficiency of notice

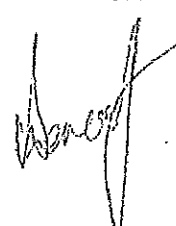
Subject to clause 10.5, a deficiency or irregularity in a notice of any special or general meeting will not invalidate anything done at the meeting if:

- (a) the deficiency or irregularity is not material; and
- (b) the Adult Registered Members who attend the meeting agree by a simple majority to waive the deficiency or irregularity.

10.8 Quorum

The quorum required for any annual or special general meeting of the Trust shall be 20 Adult Registered Members present in person including among those Adult Registered Members no less than four (4) Trustees.

10.9 Chairing of meetings

 The Chairperson for the time being of the Trust will be the chairperson of any annual or special general meeting and will preside over and have control over the meeting. If the Chairperson is not present at the time appointed for holding a meeting, then the Deputy Chairperson shall be the chair. If the Deputy Chairperson is also not present, then the Trustees present shall elect one of their number to substitute as the chairperson for that meeting.

10.10 Voting

Subject to the specific voting procedures described in the Schedules to this trust order, to the extent that a vote is sought or required at any annual or special general meeting, every Adult Registered Member present shall have one vote. Voting may be by voice or on a show of hands. The chairperson of the meeting may also demand a poll on a resolution either before or after any vote. However, except as provided in *clauses 4.3* and in the *Fourth Schedule*, in relation to major transactions the Trust shall not be bound by a resolution passed at any annual or special general meeting, but will only be required to give consideration to any such resolution. Nothing in this *clause 10.10* detracts from the obligation of the Trust to comply with any Special Resolution passed in accordance with the *Fourth Schedule*.

10.11 Adjourned meetings

If within one hour of the time appointed for an annual or special general meeting a quorum is not present, the meeting will stand adjourned to be re-convened twenty-one days after the date of the meeting. On that later day, the meeting will be held again at the same time and in the same place as the adjourned meeting. If a quorum is not present within one hour from the time appointed for that adjourned meeting, the Adult Registered Members present will constitute a quorum.



13.

10.12 Unruly meetings

If any general meeting becomes so unruly or disorderly that in the opinion of the chairperson of the meeting the business of the meeting cannot be conducted in a proper and orderly manner, or if any meeting in the opinion of the chairperson becomes unduly protracted, the chairperson may, and without giving any reason, adjourn the meeting and may direct that any uncompleted item of business of which notice was given and which, in his or her opinion, requires to be voted upon, be put to the vote by a poll, without further discussion.

10.13 Minutes

The Trust shall keep a proper record in a minute book of all decisions taken and business transacted at every annual general meeting and special general meeting.

10.14 Minutes to be evidence of proceedings

Any minute of the proceedings at an annual general meeting or a special general meeting which is purported to be signed by the chairperson at that meeting shall be evidence of those proceedings.

10.15 Minutes to be evidence of proper conduct

Where minutes of an annual general meeting or a special general meeting have been made in accordance with this clause then, until the contrary is proven, the meeting shall be deemed to have been properly convened and its proceedings to have been conducted properly.

10.16 Request for information

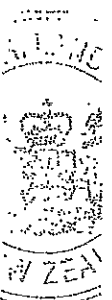
Any Member of Ngati Maru (Taranaki) may request in writing the information and documents referred to in *clause 8.1*.

11 ~~DISCLOSURE OF INTERESTS~~

11.1 Definition of interested Trustee

~~A Trustee will be interested in a matter if the Trustee:~~

- (a) ~~is a party to, or will derive a material financial benefit from that matter;~~
- (b) has a material financial interest in another party to the matter;
- (c) is a director, officer or trustee of another party to, or person who will or may derive a material financial benefit from, the matter, not being a party that is wholly owned, or in the case of a trust controlled, by the Trust or any subsidiary of the Trust;
- (d) is the parent, child or spouse of another party to, or person who will or may derive a material financial benefit from, the matter; or
- (e) is otherwise directly or indirectly interested in the matter.



14.

11.2 Disclosure of interest to other Trustees

A Trustee must, after becoming aware of the fact that he or she is interested in a transaction or proposed transaction with the Trust, disclose to his or her co-Trustees at a meeting of the Trust:

- (a) if the monetary value of the Trustee's interest is able to be quantified, the nature and monetary value of that interest; or
- (b) if the monetary value of that Trustee's interest cannot be quantified, the nature and extent of that interest.

11.3 Recording of Interest

A disclosure of interest by a Trustee shall be recorded in the minute book of the Trust.

12 DEALINGS WITH "INTERESTED" TRUSTEES

- 12.1 An interested Trustee shall not take part in any deliberation or vote in respect of any matter in which that Trustee is interested, nor shall the Trustee be counted for the purposes of forming a quorum in any meeting to consider such a matter.

13 PROHIBITION OF BENEFIT OR ADVANTAGE

- 13.1 In the carrying on of any business by the Trust, and in the exercise of any power authorising the remuneration of the Trustees, no benefit, advantage or income shall be afforded to, or received, gained, achieved or derived by any Associated Person where that Associated Person, in his or her capacity as an Associated Person, is able by virtue of that capacity in any way (whether directly or indirectly) to determine, or to materially influence the determination of the nature or amount of that benefit, advantage or income, or the circumstances in which that benefit, advantage or income is, or is to be, so afforded, received, gained, achieved or derived.

14 REMUNERATION AND EXPENSES

14.1 ~~No private pecuniary profit~~

No private pecuniary profit may be made by any person from the Trust. However, each Trustee shall be entitled to be reimbursed for fair and reasonable expenditure incurred by him or her on behalf of the Trust subject in every case to approval by the Trust.

15 LIABILITY OF TRUSTEES

15.1 Liability

A Trustee shall only be liable for losses attributable to his or her dishonesty or to his or her wilful commission or omission of an act which he or she knows or should have known to be a breach of this trust order. In particular, no Trustee shall be bound to take, or be liable for failing to take, any proceedings against a co-Trustee for any such breach or alleged breach.

OFFICE
SECRET
MWD

15.

16 INDEMNITY AND INSURANCE

16.1 Indemnity and insurance for Trustees

Any Trustee, officer or employee of the Trust may be indemnified or have their insurance costs met out of the Trust Property against any liability which he or she incurs in defending any civil or criminal proceedings issued because of his or her actions in relation to the Trust, where those proceedings do not arise out of any failure by the Trustee, officer or employee and he or she was acting in good faith in a manner that he or she believed to be in the best interests of the Trust with the object of fulfilling the purposes of the Trust.

16.2 Indemnity and insurance costs to be just and equitable

All indemnities and insurance costs may only be provided to the extent that the Trustees in their discretion think just and equitable.

16.3 Indemnity and insurance re specific trusts

If any assets are held by the Trust on any separate specific trust, then any Trustee, officer or employee of the Trust may in respect of proceedings brought in relation to that separate specific trust only be indemnified or have their insurance costs met out of those assets.

16.4 Record of decisions

All decisions made under this clause to give or approve indemnities or meet or approve any insurance costs shall be recorded in the minutes of the meeting at which such a decision was made together with the reasons why, such indemnities or insurance costs were thought by them to be just and equitable.

17 NGATI MARU (TARANAKI) NOT TO BE BROUGHT INTO DISREPUTE

17.1 Trustees not to bring into disrepute

No Trustee shall act in a manner which brings or is likely to bring the Trust into disrepute.

17.2 Trustee may be censured or removed

Any Trustee that acts in a manner that brings or is likely to bring into disrepute the Trust may, by a resolution passed by a majority of not less than 75% of the other Trustees, be formally censured or be made the subject of an application to the Court for removal from office.

17.3 Censure or removal to be notified

The censure or application for removal of a Trustee in accordance with this clause shall, together with reasons, be reported to the Members of Ngati Maru (Taranaki) at the next annual general meeting of the Trust following such censure or removal.

17.4 Effect of Removal

A Trustee removed from office in accordance with an application under *clause 17.2* shall not be entitled to be re-elected as a Trustee for a period of not less than three years following his or her removal.

16.

17.5 Replacement of Trustee

The removal of a Trustee in accordance with *clause 17.2* shall give rise to a casual vacancy which shall be filled in accordance with *rule 3.2 of the Second Schedule*.

18 RECEIPTS FOR PAYMENTS

The receipt of the Trust signed by any person or persons authorised to give receipts on behalf of the Trust, shall be a complete discharge from the Trust for that payment.

19 REVIEW OF TRUST

The Trustees shall, in the fifth year after the constitution of the Trust and at five yearly intervals thereafter, convene a special general meeting in order to consider the performance and operation of the Trust and, if a review of the Trust is requested by the majority of Adult Registered Members voting at that special general meeting, the Trustees shall, within 40 Business Days of such request, make application to the Court for a review of the Trust.

20 VARIATION OF TRUST

Nothing in this trust order shall restrict the right of the Trustees to apply to the Court pursuant to the provisions of section 244 of the Act for a variation of this trust order **PROVIDED THAT** Adult Registered Members have had sufficient notice of any such application and there is a sufficient degree of support for the variation among Adult Registered Members.

21 WINDING UP

This Trust may be wound up in accordance with section 241 of the Act:

- (a) upon the establishment by Ngati Maru (Taranaki) of a new governance entity to represent Ngati Maru (Taranaki) and to hold and administer property, including the Trust Property, on behalf of Ngati Maru (Taranaki); and
- (a) upon the implementation by legislation, following ratification by Ngati Maru (Taranaki) of a comprehensive Deed of Settlement of the historical Treaty of Waitangi claims of Ngati Maru (Taranaki).

22 DISPUTE RESOLUTION

22.1 Notice of Dispute

All disputes relating to matters under this trust order shall be submitted to the Trust by notice in writing and the Trust shall acknowledge receipt in writing within 10 working days of the date of receipt of the notice.

17.

22.2 No derogation of rights

The provisions of this *clause* 22 shall not derogate from the rights or obligations of the Trust or of any Member of Ngati Maru (Taranaki) pursuant to the Act, the Trustee Act 1956 or any other act or provision of law or equity.

22.3 Appointment of Disputes Committee

If a dispute is referred to the Trust under *clause* 22.1 then a Disputes Committee shall be appointed by the Trust to consider the dispute. The Disputes Committee shall consist of 3 trustees and 2 members of the Kaumatua Kaunihera, provided however that if the dispute relates to registration such members shall not have been members of the Whakapapa Validation Committee that considered the registration application.

22.4 Removal of appointees of Disputes Committee

At their discretion, the Trust may remove appointees to the Disputes Committee and replace those appointees accordingly.

22.5 Role of Disputes Committee

The role of the Disputes Committee in dealing with the dispute shall be to facilitate a resolution of, or failing resolution to make findings on, the relevant dispute.

22.6 Deliberations of Disputes Committee

In dealing with any dispute the Disputes Committee shall, subject to meeting the requirements of natural justice, have the sole discretion to call for evidence and determine the procedures applicable to the facilitation and resolution of the dispute before it.

22.7 Findings or Decisions

Nothing in this trust order shall be deemed or construed so as to make findings or decisions of the Disputes Committee binding on the parties including the Trust.

22.8 Notification of outcome

The Trust shall notify its decision, together with any reasons therefore, and the findings of the Disputes Committee, in writing to all parties to the dispute.

23 ADVICE TO TRUSTEES

23.1 Trust may rely on advice

The Trust may, when exercising its powers or performing its duties, rely on reports, statements and financial data and other information prepared or supplied, and on professional or expert advice given, by any of the following persons:

- (a) an employee of the Trust whom the Trust believes on reasonable grounds to be reliable and competent in relation to the matters concerned; and
- (b) a professional adviser or expert in relation to matters which the Trust believes on reasonable grounds to be within the person's professional or expert competence.



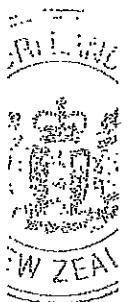
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23.2 Trust may obtain barrister's opinion

If the Trust is in doubt over any matter relating to the management and administration of Trust Property, or over the exercise of any power vested in them, they may obtain and act upon the opinion of a Barrister of the High Court of New Zealand of at least seven years' standing. This right to obtain and act upon a Barrister's opinion, however, will not restrict any right on the part of the Trust to apply to the Court for directions.

24. TRUSTEE REPORT

Subject to any direction or order of the Court, any Trustee shall file in the Court a written report and be available to the Court for questioning on any matter relating to the administration of the Trust or the performance of his or her duties as a Trustee.



FIRST SCHEDULE

**MEMBERSHIP OF NGATI MARU (TARANAKI) AND NGATI MARU (TARANAKI)
REGISTER**

1. TRUST TO KEEP REGISTER

1.1 Trust to maintain Register

The Trust shall continue and maintain, or cause to be continued and maintained, a register of the Members of Ngati Maru (Taranaki).

1.2 Register to comply with this Schedule

The Ngati Maru (Taranaki) Register shall be maintained in accordance with the rules and procedures set out in *this Schedule*.

2. CONTENTS OF REGISTER

2.1 Register to contain Members' details

The Ngati Maru (Taranaki) Register shall record in it the full names, dates of birth and contact details of the Members of Ngati Maru (Taranaki).

2.2 Beneficiary Registration Number

The Trust will allocate a beneficiary identification number to each Adult Registered Member. The Trust will in the next notice or communication following the first allocation of beneficiary identification numbers, notify the relevant Adult Registered Member of his or her beneficiary identification number.

3. APPLICATIONS FOR REGISTRATION

3.1 Form of Applications

All applications for registration as a Member of Ngati Maru (Taranaki) must be made the Registration Form to the Trust. The application must contain:

- (a) the full name, date of birth and contact details of the applicant;
- (b) such evidence as the Trust may from time to time require as to that applicant's status as a Member of Ngati Maru (Taranaki), including details of the whakapapa (genealogical) connection of the applicant to Ngati Maru (Taranaki).

3.2 Entitlement to make Applications

An application for registration as a Member of Ngati Maru (Taranaki) may be made by:

- (a) Adult Members, on their own behalf or by their legal guardian;
- (b) Members of Ngati Maru (Taranaki) who are under the age of 18 years, by a person on their behalf who is their parent or legal guardian; or

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- (c) Members of Ngati Maru (Taranaki) by a person on their behalf who in the opinion of the Whakapapa Validation Committee stands in the stead of a parent or legal guardian of that person.

3.3 Compliance with trust order

All Members of Ngati Maru (Taranaki) who apply to register and are registered on the Ngati Maru (Taranaki) Register are, by their application and registration, deemed to agree to the terms of this trust order, including the disputes procedure set out in *clause 22* and the election, voting and meeting procedures set out in *the Second Schedule, Third Schedule and Fourth Schedule*.

4. DECISIONS AS TO MEMBERSHIP

4.1 Whakapapa Validation Committee to be established

The Trust shall establish a Whakapapa Validation Committee to make decisions on all applications made pursuant to *rule 3.1 of this Schedule* by any person for the recording in the Ngati Maru (Taranaki) Register of that person's membership of Ngati Maru (Taranaki).

4.2 Composition of Whakapapa Validation Committee

The Whakapapa Validation Committee shall comprise not less than three and up to five members of the Kaumatua Kaunihera, appointed by the Trust from time to time. Trustees with the required expertise and knowledge of Ngati Maru (Taranaki) whakapapa may be appointed to the Whakapapa Validation Committee.

4.3 Consideration of applications

All applications for membership pursuant to *rule 3.1 of this Schedule* together with any supporting evidence shall be forwarded to the Whakapapa Validation Committee.

4.4 Decisions to be made on applications

Upon receipt of an application for membership in accordance with *rule 3.1 of this Schedule* the Whakapapa Validation Committee shall consider the application and shall make a decision as to whether the application should be accepted as to the applicant's status as a Member of Ngati Maru (Taranaki).

4.5 Successful applications to be notified and registered

In the event that the Whakapapa Validation Committee decides that the application should be accepted then such decision shall be notified in writing to the Trust, which shall in turn notify the applicant and enter the applicant's name and other relevant details in the appropriate part of the Ngati Maru (Taranaki) Register.

4.6 Notification of unsuccessful applicants

In the event that the Whakapapa Validation Committee decides to decline the application then such decision shall be conveyed in writing to the Trust together with the reasons for the decision. The Trust shall then notify the applicant in writing of the decision together with the reasons for the decision.

21.

4.7 Unsuccessful applicant may reapply

Any applicant whose application has been declined may at any time seek to have his or her application reconsidered by the Whakapapa Validation Committee provided that such application for reconsideration may only be made on the basis of new evidence (being evidence that was not submitted or considered as part of the initial or, if more than one, any previous application) as to the applicant's status as a Member of Ngati Maru (Taranaki).

5. MAINTENANCE OF REGISTER

5.1 Trust to establish policies

The Trust shall take such steps and institute such policies as are necessary to ensure that the Ngati Maru (Taranaki) Register is maintained in a condition that is as up to date, accurate and complete as possible in recording the Members of Ngati Maru (Taranaki).

5.2 Assistance in identifying membership

In maintaining the Ngati Maru (Taranaki) Register the Trust shall develop policies for assisting in the identification and registration of those Members of Ngati Maru (Taranaki) that are not for the time being on the Ngati Maru (Taranaki) Register. Such policies shall include policies as to the nature of the assistance that the Trust will provide to those persons who believe that they are Members of Ngati Maru (Taranaki) but for whatever reason are not able to establish such membership.

5.3 Responsibility of Members of Ngati Maru (Taranaki)

Notwithstanding *rules 6.1 and 6.2 of this Schedule* it shall be the responsibility of each person who is a Member of Ngati Maru (Taranaki) (or in the case of those persons under 18 years, the parent or legal guardian of that person) to ensure that his or her name is included in the Ngati Maru (Taranaki) Register and that his or her full contact details for the time being is provided and updated.

5.4 Consequences of registration

Registration of any person in the Ngati Maru (Taranaki) Register as a Member of Ngati Maru (Taranaki) shall be conclusive evidence of that person's status as a Member of Ngati Maru (Taranaki) under whose name he or she is recorded.

5.5 Additions to the Register

The Trustees may enter in the Register any Member of Ngati Maru (Taranaki) whose details are already held by the Trustees where the particulars were acquired by the Trustees as a result of an application on a form (not being the Registration Form) made by:

- (i) Adult Members on their own behalf or by their legal guardian at the time of the application;
- (ii) other Members of Ngati Maru (Taranaki) who were not Adult Members at the time of the application, by their parent on their behalf, or by their legal guardian at the time; and

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- (iii) other Members of Ngati Maru (Taranaki) by an Adult Member on their behalf who, in the opinion of the Membership Committee, stood in the stead of a parent of that person at the time of the application.

6. NGATI MARU (TARANAKI) REGISTER

6.1 Information from existing registers

The Trust shall include on the Ngati Maru (Taranaki) Register the full names, dates of birth, contact details of every Member of Ngati Maru (Taranaki) whose name and other details are, immediately before the date of this trust order:

- (a) on the register of members maintained by the Ngati Maru (Taranaki) Claims Progression Trust; and/or
- (b) on the roll of beneficiaries of the Ngati Maru Wharanui (Pukehou) Trust held by the Taranaki Maori Trust Board in accordance with the Wharanui (Pukehou) marae charter.

6.2 Register available for inspection

Subject to the Privacy Act 1993 and to any policies that may be adopted from time to time by the Trust for the protection of private information, the Trust shall ensure that the Ngati Maru (Taranaki) Register is available to be inspected during business hours by all Adult Registered Members, provided that each Adult Registered Member shall only have access to inspect their own personal details on the Register.

SECOND SCHEDULE

ELECTIONS OF TRUSTEES

1. PROCEDURE

1.1 This Schedule to apply

The Trustees shall be elected to office in accordance with the rules and procedures set out in *this Schedule*.

2. ELIGIBILITY FOR APPOINTMENT

2.1 Restrictions on Trustees

A person shall not be permitted to be a Trustee if he or she:

- (a) is not an Adult Registered Member of Ngati Maru (Taranaki); or
- (b) is an undischarged bankrupt; or
- (c) has ever been convicted of an offence involving dishonesty as defined in section 2(1) of the Crimes Act 1961, or an offence under section 373(4) of the Companies Act 1993 (unless that person is an eligible individual for the purposes of the Criminal Records (Clean Slate) Act 2004); or
- (d) has ever been disqualified from being a director of a company registered under the Companies Act 1955 or the Companies Act 1993; or
- (e) has ever been removed as a trustee of a trust by order of a Court on the grounds on breach of trust, lack of competence or failure to carry out the duties of a trustee satisfactorily; or
- (f) is subject to a property order made under section 30 or section 31 of the Protection of Personal and Property Rights Act 1988.

2.2 Trustees not to be Trust employees

A Trustee shall not be employed as an employee of the Trust.

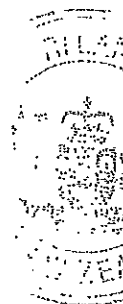
2.3 Number of Trustees to be limited

There shall be no more than seven (7) and not less than three (3) trustees.

3. TERM OF OFFICE

3.1 Term of office

Subject to rule 3.4 of this Schedule the Trustees from time to time shall hold office until such time as their position comes up for re-election in accordance with this rule provided that no Trustee shall hold office for longer than three years without facing re-election.



3.2 Casual vacancies


Should any casual vacancy arise as a result of a Trustee ceasing to hold office prior to the expiry of that Trustee's term of office then that vacancy shall be filled by the holding of a further election in accordance with *this Schedule* provided that the Trust shall have the discretion not to hold such an election if the casual vacancy occurs less than six months before the original Trustee's term was due to expire.

3.3 Term of casual appointments

In the case of a Trustee elected pursuant to *rule 3.2 of this Schedule* the Trustee thereby appointed shall hold office for the balance of the term of office of the Trustee that he or she has replaced.

3.4 Retirement and rotation of Initial Trustees:

The initial persons elected as the Trustees of this Trust ("Initial Trustees") shall retire from office with elections having been held for their respective positions as Trustee as follows:

- 
- (a) As at the date of the annual general meeting of the Trust in the first Income Year following the date of this Deed, at least one but not more than two of the Initial Trustees shall retire and an election shall be held for the vacant Trustee position(s);
 - (b) As at the date of the annual general meeting of the Trust in the second Income Year following the date of this Deed, at least one but not more than two of the Initial Trustees, excluding any Trustee who has retired and been re-elected in accordance with paragraph (a) above, shall retire and an election shall be held for the vacant Trustee position(s);
 - (b) As at the date of the annual general meeting of the Trust in the third Income Year following the date of this Deed, the remaining Initial Trustees, being those that did not retire in accordance with paragraphs (a) and (b) above, shall retire and an election shall be held for the vacant Trustee positions.

3.5 Order of retirement of Initial Trustees:

The order of retirement of the Initial Trustees under *rule 3.4* of this Schedule shall be determined by agreement failing which the determination shall be made by lot.

3.6 Term following retirement of Initial Trustees:

Following the retirement of the Initial Trustees in accordance with *rule 3.4* of this Schedule, each Trustee shall hold office until the conclusion of the annual general meeting of the Trust in the third Income Year following his or her appointment. However, if because of a review of the election of a Trustee's replacement under *rule 12* of this Schedule the appointment of that Trustee's replacement has not been completed as at the expiry of the Trustee's term, then that Trustee shall continue to hold office by virtue of his or her previous appointment until the review process is completed. For the purposes of calculating the term of the replacement Trustee, that replacement Trustee shall, once he or she takes office, be deemed to have taken office on the date upon which the term of office of the previous Trustee expired, being the date of the relevant annual general meeting.

4. TIMING OF ELECTIONS

4.1 Timing

The elections for Trustees in any given Income Year must, except in the case of elections to fill casual vacancies under *rule 3.2 of this Schedule*, be concluded by the date of the annual general meeting of the Trust in that Income Year.

5. MAKING OF NOMINATIONS

5.1 Calling for nominations

The Trust shall give notice calling for nominations for those Trustee positions for which elections are required at least three months before the date of the election, and in any event in sufficient time for the election to be concluded in accordance with *rule 4 of this Schedule*. Such notice shall specify the method of making nominations, and the latest date by which nominations must be made and lodged with the Trust or such other person as the notice directs.

5.2 Timing for nominations

All nominations must be lodged with the Trust no later than two months before the date of the election.

5.3 Form of notice

All notices given under this rule shall be given in the following manner:

- (a) by post (or electronic means if requested) to each Adult Registered Member;
- (b) by newspaper advertisement published on at least two separate days and inserted prominently in any major metropolitan newspapers and/or any provincial newspaper circulating in regions where the Trust considers that a significant number of Members of Ngati Maru (Taranaki) reside; and
- (c) by such other means as the Trust may determine.

5.4 Inclusion of invitation to register

Any such notice under *rule 5.1* of this Schedule shall also invite applications from persons who wish to be nominated or wish to nominate another person but are not Adult Registered Members for inclusion of their names in the Ngati Maru (Taranaki) Register, and shall set out the date upon which the registrations for those wishing to be nominated or wish to nominate another person close, being the same date as that fixed as the latest date for making and lodging nominations in accordance with *this Schedule*.

5.5 Nomination to be in writing

The nomination of a candidate for election as a Trustee shall be in writing on the nomination form used from time to time by the Trust and signed by not less than five (5) Adult Registered Members shown on the Ngati Maru (Taranaki) Register as being entitled to vote in respect of the election of that candidate.



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5.6 Consent of nominee

The consent of each candidate to his or her nomination shall be endorsed on the nomination paper, provided that a candidate may at any time, by notice to the Trust, withdraw his or her nomination.

6. HOLDING OF ELECTIONS

6.1 Mode of voting at elections

Subject to *rule 7.3 of this Schedule*, voting at all elections shall be by way of secret postal ballot.

6.2 No election where one nominee

In the event that the total number of nominations is equal to the total number of vacancies, no election shall be necessary and the person or persons nominated shall be deemed to have been duly appointed.

6.3 Eligibility to vote

Each Adult Member is eligible to vote in an election, provided that:

- (a) each such Adult Member will only be eligible to cast one vote in an election;
- (b) each such Adult Member is either an Adult Registered Member or has completed and sent with their voting form a Registration Form.

6.4 Provisional votes

Where an Adult Member is not also an Adult Registered Member, and has voted in accordance with *rule 7.3 of this Schedule*:

- (a) such vote is provisional until such time as the Registration Form is approved by the Whakapapa Validation Committee as set out in the *First Schedule*; and
- (b) where the Registration Form is declined in accordance with the *First Schedule*, the said vote will be invalidated.

6.5 Each Member to vote once

Each eligible Adult Member may only cast one vote in an election.

7. NOTICE OF ELECTIONS

7.1 Notice to be given

Immediately after the closing date for nominations the Trust shall, where an election is required, fix a closing date for the election (being the last day upon which a vote may be validly cast in the election).

7.2 Period of notice

The Trust shall give not less than 28 days notice of the closing date for the elections and the method by which votes may be cast as set out in *rule 6.1 of this Schedule*.



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7.3 Method of giving notice

Notice under *rule 7.2 of this Schedule* shall be given by:

- (a) posting notice (or sent by electronic means, if requested) to each Adult Registered Member and to any other Adult Member who has made a written request for a notice;
- (b) inserting a prominent advertisement on at least two (2) separate days in appropriate major metropolitan newspapers and in any provincial newspapers circulating in regions where the Trust considers that a significant number of Members of Ngati Maru (Taranaki) reside; and
- (c) advertising on a radio station or radio stations broadcasting in the district or districts where the Trust considers that a significant number of Members of Ngati Maru (Taranaki) reside.

7.4 General Content of notices

Every notice given in accordance with *rule 7.3(a) and (b) of this Schedule* shall contain:

- (a) a list of the candidates for election as Trustees; and
- (b) the method by which votes may be cast as set out in *rule 6.1 of this Schedule*.

7.5 Additional content of postal notice

Each notice given in accordance with *rule 7.3(a) of this Schedule* shall also contain:

- (a) a voting form that complies with *rule 8.1 of this Schedule*;
- (b) details of the procedure to be followed in making a vote by post, including the date by which the voting form must be received by the Chief Returning Officer; and
- (c) the address to which the voting form shall be posted or delivered to the Chief Returning Officer.

7.6 Additional information in other notices

Each notice given in accordance with *rule 7.3(b) and (c) of this Schedule* shall also describe where voting forms may be obtained and where any relevant explanatory documents may be viewed or obtained.

8. POSTAL VOTING

8.1 Other details to accompany vote

Each voting form must contain information that is sufficient to identify the elector and the voting documents issued to that elector.

8.2 Timing of postal votes

Votes must be made no later than the closing date for the election of the Trustees to which the postal vote relates. Votes otherwise validly cast are valid and able to be counted if they are received by the Chief Returning Officer no later than three days after the closing date for the election, but only if the envelope containing the voting form is date stamped on or before the closing date for the election.



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9. APPOINTMENT OF CHIEF RETURNING OFFICER

9.1 Appointment of Chief Returning Officer

For the purposes of elections the Trust shall appoint as required a Chief Returning Officer who shall not be a Trustee, or an employee of the Trust, and who shall be a person of standing within the community. The Chief Returning Officer shall be responsible for co-ordinating Trustee elections and may appoint such other persons as he or she considers necessary to assist with that task provided that such persons shall also not be Trustees or employees of the Trust.

9.2 Chief Returning Officer to receive voting forms

All voting forms must be addressed to the Chief Returning Officer.

9.3 Only one vote to be cast

The Chief Returning Officer shall ensure that appropriate measures are in place to ensure that only one vote is cast by each Adult Member who is eligible to vote and votes in the relevant election.

9.4 Recording of votes

A record shall be kept by the Chief Returning Officer of all votes received, including separate records of votes received from Adult Registered Members and votes received from Adult Members.

10. RESULT OF ELECTION

10.1 Counting of votes

- (a) Upon the expiry of the date for the receipt of postal votes, the Chief Returning Officer shall record and count all votes validly cast.
- (b) The candidate or candidates (not exceeding in number the number of Trustees to be elected) receiving the highest number of valid votes in favour of his or her election will be deemed to be elected as Trustees of the Trust.

10.2 Certification and notifying election result

Once all votes have been counted and the result of the election determined by the Chief Returning Officer, the Chief Returning Officer shall certify the result of the election and communicate the result of the election to the Trust. The Trust shall thereafter advise the candidates of the result and give notice of the same at the annual general meeting of the Trust in accordance with *clause 10.1 (c)*.

Following the confirmation of the result of an election the newly elected Trustees, with the assistance of the incumbent Trustees, must apply to the Court under section 222 of Te Ture Whenua Maori Act 1993 for formal appointment of the newly elected Trustees. The application must contain sufficient information to inform the Maori Land Court:



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- (i) of the ability, experience and knowledge of the newly elected Trustees;
- (ii) that the appointments are broadly acceptable to Ngati Maru (Taranaki); and
- (iii) that the newly elected Trustees consent to their appointments.

10.3 Provisional votes

Where, in respect of any election, one or more provisional votes has been cast in accordance with *rule 6.3 of this Schedule*:

- (a) If the validity or otherwise of the provisional votes may affect the outcome of the election the Chief Returning Officer must not certify the result of the election until the validity of the provisional votes has been confirmed pursuant to *rule 6.4(a) of this Schedule* and any valid provisional vote has been counted; or
- (b) If the validity or otherwise of the provisional votes will not affect the result of the election the Chief Returning Officer may certify the result notwithstanding that the validity of the provisional votes has not been confirmed pursuant to *rule 6.4(a) of this Schedule* and the provisional votes have not been counted.

11. RETENTION OF ELECTION RECORDS

11.1 Compiling and sealing voting records

The Chief Returning Officer shall, as soon as practicable after he or she has certified the result of the election, place all voting forms and other voting records into a sealed packet. The Chief Returning Officer shall endorse upon the sealed packet a description of the contents of that packet together with the details of the election to which the packet relates and the final date for voting in that election. The Chief Returning Officer shall then sign the endorsement and forward the sealed packet to the Trust.

11.2 Retention and disposal of packets

Subject to *rule 13.1(b) of this Schedule* the sealed packets received from the Chief Returning Officer shall be safely kept unopened by the Trust for a period of one year from the closing date for voting in the election to which the packet relates. Upon the expiry of that one year period the packets shall be destroyed unopened.

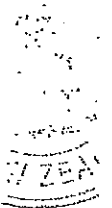
12. REVIEW OF ELECTION RESULTS

12.1 Candidates may seek review

Any candidate may, within 14 days after the certification of the election result and the giving of notice by the Trust in respect of that election, seek a review of that election.

12.2 Appointment of Electoral Review Officer

For the purposes of carrying out reviews in respect of any election the Trust shall ensure that an Electoral Review Officer is appointed. The Electoral Review Officer shall be the person nominated from time to time by the President of the New Zealand Law Society or his or her nominee.



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12.3 Electoral Review Officer to conduct reviews

All electoral reviews shall be carried out by the Electoral Review Officer from time to time.

12.4 Form of request for review

All applications for an electoral review shall be submitted to the Trust and:

- (a) shall be in writing;
- (b) shall set out the grounds for the review, which grounds shall be set out with sufficient particularity to enable the Electoral Review Officer to ascertain precisely the basis upon which the review is being sought; and
- (c) shall be accompanied by any evidence that the applicant for review has to substantiate the grounds given in the application.

12.5 Service of application on other candidates

The application for review and any accompanying evidence shall also be served upon all other candidates in the election to which the review relates, either at the same time, or as close thereto as is possible, as the review application is lodged with the Trust.

12.6 Costs

Upon making an application for review the applicant shall also lodge with the Trust the sum of \$500 in lieu of the costs of undertaking the review. That sum shall be held by the Trust pending the outcome of the review application. If the application is successful then the \$500 shall be refunded to the applicant. If the application is unsuccessful then the \$500 shall be used to off-set the costs of the review.

13. CONDUCT OF REVIEW

13.1 Notification of Electoral Review Officer

Upon the receipt of an application for review the Trust shall notify the Electoral Review Officer and provide to him or her:

- (a) a copy of the application and any accompanying evidence; and
- (b) the sealed packet of voting forms and other voting documents received from the Chief Returning Officer for that election.

13.2 Electoral Review Officer to exercise wide powers

Subject to compliance by the Electoral Review Officer with the rules of natural justice the Electoral Review Officer shall have the power to inquire into and decide upon any matter relating to a review in such manner as he or she thinks fit and may in particular seek such further evidence or reports as he or she deems necessary including any reports or evidence from the Chief Returning Officer for the relevant election.

13.3 Electoral Review Officer to be guided by substantial merits

In reaching his or her conclusion on any review the Electoral Review Officer shall be guided by the substantial merits of the application without regard to legal forms or technicalities, including any technical defect in complying with the requirements of this trust order, the intention being that no election shall be declared invalid by reason of such technical defect if the Electoral Review Officer is satisfied that the election was so conducted as to be substantially in compliance with the requirements of this trust order and that such defect did not materially affect the result of the election.



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13.4 Certification of result of review

At the conclusion of the Electoral Review Officer's consideration of the review he or she shall determine whether the successful candidate, or any other candidate, was duly elected, or whether the election was void and should be conducted again, and shall forthwith certify his or her decision with reasons to the Trust. The Trust shall then give notice of the result of the review and advise the candidates of the outcome.

13.5 Decision to be final

All decisions of the Electoral Review Officer shall be final and there shall be no other rights of review or appeal granted by the Trust.

14. TERMINATION OF OFFICE OF TRUSTEES

14.1 Termination of office of Trustees

Notwithstanding the foregoing rules of *this Schedule*, a Trustee shall cease to hold office, and the Trust will make an application to the Court to this effect, if he or she:

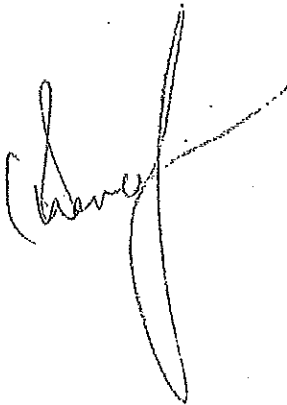
- (a) dies;
- (b) retires from office by giving written notice to the Trust;
- (c) completes his or her term of office and is not re-elected;
- (d) refuses to act;
- (e) is absent without leave from three consecutive ordinary meetings of the Trustees without good reason or without the permission of the Chairperson;
- (f) becomes physically or mentally incapacitated to the extent that he or she is unable to perform the duties of a Trustee;
- (g) becomes bankrupt or makes any composition or arrangement with his or her creditors;
- (h) is convicted of an indictable offence;
- (i) is or has ever been convicted of an offence involving dishonesty as defined in section 2(1) of the Crimes Act 1961, or an offence under section 373(4) of the Companies Act 1993 (unless that person is an eligible individual for the purposes of the Criminal Records (Clean Slates) Act 2004); or
- (j) is disqualified from being a director of a company registered under the Companies Act 1955 or the Companies Act 1993; or
- (k) is removed as a trustee of a trust by order of a Court on the grounds on breach of trust, lack of competence or failure to carry out the duties of a trustee satisfactorily; or
- (l) becomes subject to a property order made under section 30 or section 31 of the Protection of Personal and Property Rights Act 1988.
- (m) is removed as a Trustee of the Ngati Maru (Taranaki) Fisheries Trust.



15. RECORD OF CHANGES OF TRUSTEES

15.1 Record of changes of Trustees

Upon the notification of every appointment, retirement, re-appointment or termination of office of any Trustee the Trust will ensure that an entry is made in the minute book of the Trust to that effect.

A handwritten signature in dark ink, appearing to be 'Chavez', with a long, sweeping horizontal stroke extending to the right.

THIRD SCHEDULE

PROCEEDINGS OF TRUSTEES

1. TRUSTEES TO REGULATE MEETINGS

1.1 Regulation of meetings

The Trustees shall meet together for the dispatch of business, adjourn and otherwise regulate their meetings as they think fit. Any two Trustees may at any time by notice in writing to the Trust summon a meeting of the Trustees and the Trust shall take such steps as are necessary to convene such meeting.

2. NOTICE OF MEETING

2.1 Notice to Trustees

Written notice of every meeting shall be either hand-delivered, posted or sent by facsimile or by electronic means to each Trustee at least seven days before the date of the meeting. However, it shall not be necessary to give notice of a meeting of Trustees to any Trustees for the time being absent from New Zealand unless that Trustee has provided details of where he or she may be contacted while overseas. No notice shall be required for adjourned meetings except to those Trustees who were not present when the meeting was adjourned.

2.2 Content of notice

Every notice of a meeting shall state the place, day and time of the meeting, and the subject-matter of the meeting.

2.3 Waiver of notice

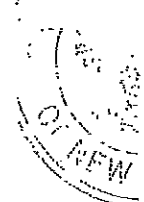
The requirement for notice of a meeting may be waived if all the Trustees who are at the time entitled to receive notice of the meeting give their written consent to such a waiver.

2.4 Meeting limited to notified business

No business shall be transacted at any meeting of Trustees other than the business expressly referred to in the notice calling the meeting.

2.5 Deficiency of notice

Subject to *rule 2.4 of this Schedule*, no deficiency or irregularity in a notice of any meeting of Trustees shall invalidate such meeting or the proceedings at such meeting.



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3. **QUORUM**

3.1 **Quorum**

The quorum for a meeting of Trustees shall be a majority of the Trustees who, for the time being, have been elected and appointed as Trustees in accordance with this trust order.

4. **CHAIRPERSON AND DEPUTY CHAIRPERSON**

4.1 **Trustees to elect**

At the first meeting of the Trustees following an election the Trustees shall appoint one of their number to be chairperson ("**Chairperson**") and (at their discretion) one to be deputy chairperson ("**Deputy Chairperson**").

4.2 **Voting on election**

Where there is more than one candidate for Chairperson (or as the case may be Deputy Chairperson) then a vote will be taken and the person receiving the most votes in favour of his or her appointment will become Chairperson (or Deputy Chairperson).

4.3 **Termination of office**

The Chairperson (or Deputy Chairperson) will cease to hold office in the event that he or she resigns from that office, ceases to be a Trustee or is removed from office by the Trustees passing a resolution of no confidence in him or her. In the event that the Chairperson (or Deputy Chairperson) ceases to hold that office then a further election shall be held for the position.

5. **PROCEEDINGS AT MEETINGS**

5.1 **Decisions by majority vote**

Unless stated otherwise in this trust order, questions arising at any meeting of Trustees shall be decided by a majority of votes. In the case of an equality of votes, the Chairperson shall have a second or casting vote.

5.2 **Chairperson**

The Chairperson shall take the chair at all the meetings of the Trustees. If the Chairperson is not present then the Deputy Chairperson, if there is one, shall take the Chair. If there is no Deputy Chairperson or the Deputy Chairperson is also not present then the Trustees present shall elect one of their number to be chairperson of the meeting.

5.3 **Vacancies**

The Trustees may act notwithstanding any vacancy in their body, but if and so long as their number is reduced below the quorum fixed by these rules, the continuing Trustees may act only for the purpose of advising of the vacancy and taking the steps necessary to procure the election of new Trustees to fill any vacancy or vacancies, and for no other purpose.

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5.4 Defects of appointment

All acts done by any meeting of the Trustees or of any committee shall, notwithstanding that it is afterwards discovered that there was some defect in the appointment of such Trustee or person co-opted to any committee, or that they were disqualified, be valid as if every such person had been duly appointed and was qualified to act.

5.5 Unruly meetings

If any meeting of Trustees becomes so unruly or disorderly that in the opinion of the chairperson of the meeting, the business of the meeting cannot be conducted in a proper and orderly manner, or if any meeting in the opinion of the chairperson becomes unduly protracted, the chairperson may, and without giving any reason, adjourn the meeting and may direct that any uncompleted item of business of which notice was given and which, in his or her opinion, requires to be voted upon, be put to the vote without discussion.

6. RESOLUTIONS

- 6.1** A written resolution signed by all the Trustees or by all the members of a committee shall be as effective for all purposes as a resolution passed at a properly convened and conducted meeting of the Trustees or of that committee (as the case may be). Such a resolution may comprise several duplicated documents, each signed by one or more of the Trustees or members of the committee (as the case may be).

7. MINUTES

7.1 Minutes to be kept

The Trustees shall keep a proper record in a minute book of all decisions taken and business transacted at every meeting of the Trustees.

7.2 Minutes to be evidence of proceedings

Any minute of the proceedings at a meeting which is purported to be signed by the chairperson of that meeting shall be evidence of those proceedings.

7.3 Minutes to be evidence of proper conduct

Where minutes of the proceedings at a meeting of the Trustees have been made in accordance with the provisions of this rule then, until the contrary is proved, the meeting shall be deemed to have been properly convened and its proceedings to have been properly conducted.

8. TELECONFERENCE MEETINGS

- 8.1** For the purposes of these rules a teleconference meeting between a number of Trustees or committee members who constitute a quorum shall be deemed to constitute a meeting of the Trustees or the committee members (as the case may be). All the provisions in these rules relating to meetings shall apply to teleconference meetings so long as the following conditions are met:

- (a) all of the Trustees or committee members (as the case may be) for the time being entitled to receive notice of a meeting shall be entitled to notice of a teleconference meeting and to be linked for the purposes of such a meeting. Notice of a teleconference meeting may be given on the telephone;



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- (b) throughout the teleconference meeting each participant must be able to hear each of the other participants taking part;
- (c) at the beginning of the teleconference meeting each participant must acknowledge his or her presence for the purpose of that meeting to all the others taking part;
- (d) a participant may not leave the teleconference meeting by disconnecting his or her telephone or other means of communication without first obtaining the Chairperson's express consent. Accordingly, a participant shall be conclusively presumed to have been present and to have formed part of the quorum at all times during the teleconference meeting unless he or she leaves the meeting with the Chairperson's express consent;
- (e) a minute of the proceedings at the teleconference meeting shall be sufficient evidence of those proceedings, and of the observance of all necessary formalities, if certified as a correct minute by the Chairperson of that meeting.

9. CUSTODY AND USE OF COMMON SEAL

9.1 Use and custody of seal

The Trustees shall have custody of the common seal, and from time to time by resolution, they may adopt any seal they think fit. The common seal must not be affixed to any document unless the Trustees by resolution authorise its use on that document. When a document is to be sealed on the authority of the Trustees the seal must be affixed to the document in the presence of two Trustees who must sign the document.

9.2 Authority for transaction sufficient

No document entered into under the common seal shall be invalid only by virtue of the Trust not giving its prior authority to affix the seal as long as the affixing of the seal was made pursuant to a resolution of the Trust authorising the transaction or transactions concerned or as long as the affixing of the seal is subsequently ratified by the Trust.

10. FORMS OF CONTRACTS

10.1 Contracts by deed

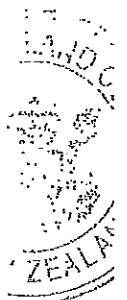
Any contract which, if made between private persons, must be by deed, shall, if made by the Trust, be in writing under the seal of the Trust.

10.2 Contracts in writing

Any contract which, if made between private persons, must be in writing signed by the parties to be bound by the contract shall, if made by the Trust, be in writing signed by two Trustees on behalf of or by direction of the Trust.

10.3 Oral contracts

Any contract which, if made by private persons, may be made orally, may be made in the same manner by or on behalf of the Trust by any Trustee or the Secretary, in either case acting by direction of the Trust.



37.

10.4 Contracts pursuant to resolution

Notwithstanding anything to the contrary in this *rule 11*, no contract made by or on behalf of the Trust shall be invalid by reason only that it was not made in the manner provided by this rule, if it was made pursuant to a resolution of the Trust.



FOURTH SCHEDULE

PROCEDURE FOR PASSING SPECIAL RESOLUTION

1. THIS SCHEDULE TO APPLY

1.1 Special Resolution required

A Special Resolution to:

- (a) approve a Major Transaction in accordance with *clause 4.3*;
- (b) amend this trust order in accordance with *clause 20*;
- (c) wind up the Trust in accordance with *clause 21*; or

shall only be passed as set out in *this Schedule*.

2. POSTAL VOTING AND SPECIAL GENERAL MEETING

2.1 Voting by ballot

Voting on a Special Resolution shall occur either by placing voting forms into a ballot box in person at the special general meeting held for the purposes of considering the Special Resolution, or by post.

3. VOTING

3.1 Approval for a Special Resolution

Subject to *rule 3.2 of this Schedule*, in order for a Special Resolution to be passed it must receive the approval of not less than 75% of those Adult Registered Members who validly cast a vote in favour of the proposed Special Resolution in accordance with *this Schedule*.

3.2 Specific Special Resolutions

In order for Special Resolutions to be passed which relate to amendments to this trust order in accordance with *clause 20*, they must receive the approval of not less than 75% of those Adult Members who validly cast a vote in favour of the proposed Special Resolution in accordance with *this Schedule*.

3.3 Eligibility to vote on specific Special Resolutions

Each Adult Member is eligible to vote in accordance with *rule 3.2 of this Schedule*, provided that:

- (a) each such Adult Member will only be eligible to cast one vote;
- (b) each such Adult Member who is not registered on the Ngati Maru (Taranaki) Register must complete a Registration Form, and may also make a written request to receive Private Notice of any special general meetings and/or postal ballot papers relating to *rules 1.1(a), 1.1(b) and 1.1 (c)*, at the same time that they complete their voting form;

39.

- (c) such vote is provisional until such time as the said Registration Form is approved by the Whakapapa Validation Committee as set out in the First Schedule; and
- (d) where the said Registration Form is declined in accordance with the First Schedule, the said vote will be invalidated.

4. SPECIAL GENERAL MEETING REQUIRED

4.1 Calling a meeting

A special general meeting of the Trust must be called for the purposes of considering one or more Special Resolutions. No other business may be transacted at such special general meeting.

5. NOTICE

5.1 Notice of special general meeting

The Trust shall give not less than 28 days notice of the date, time and place of the special general meeting called for the purposes of considering any Special Resolution (to the intent that notice of the postal vote and the special general meeting shall be given in the same notice).

5.2 Method of giving notice

Notice of a special general meeting called for the purposes of considering a Special Resolution shall be:

- (a) in writing and posted to all Adult Registered Members at the last address shown for each such Adult Registered Member on the Ngati Maru (Taranaki) Register and to any other Adult Member who has made a written request for a notice;
- (b) advertised prominently in any major metropolitan newspapers circulating in New Zealand and in any provincial newspapers circulating in regions where the Trust considers that a significant number of Members of Ngati Maru (Taranaki) reside; and
- (c) advertised on a radio station or radio stations broadcasting in the district or districts where the Trust considers that a significant number of Members of Ngati Maru (Taranaki) reside.

5.3 Content of notice to members

All notices given in accordance with *rule 5.2(a) of this Schedule* shall contain:

- (a) the date, time and place of the special general meeting called for the purposes of considering the Special Resolution;
- (b) details of the proposed Special Resolution;
- (c) details of the reasons for the proposed Special Resolution and the effect that the Special Resolution will have;
- (d) details of the procedure to be followed in making a postal vote, including the date postal voting closes;

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- (e) a statement that postal votes may either be delivered to the Chief Returning Officer at the special general meeting, or posted; and
- (f) a voting form.

5.4 Content of advertisement

All advertisements published in accordance with *rule 5.2(b) and 5.2(c) of this Schedule* shall contain the matters referred in *rule 5.3(a) and (b) of this Schedule* together with details of how and where any further information can be obtained.

6. POSTAL VOTING

6.1 Other details to accompany vote

Each voting form must contain sufficient information to identify the voter and the voting documents issued to that voter.

6.2 Timing of postal votes

Votes must be cast no later than the closing date for voting. Votes otherwise validly cast are valid and able to be counted if they are received by the Chief Returning Officer no later than three days after the closing date, but only if the envelope containing the voting form is date stamped on or before the date for voting closes.

6.3 Postal Votes may be received at the special general meeting

Voting forms may be delivered to the Chief Returning Officer at the special general meeting, rather than being posted.

7. APPOINTMENT OF CHIEF RETURNING OFFICER

7.1 Appointment of Chief Returning Officer

For the purposes of the Special Resolution, the Trust shall appoint a Chief Returning Officer who shall not be a Trustee or employee of the Trust, and who shall be a person of standing within the community.

7.2 Chief Returning Officer to receive voting forms

Voting forms must be addressed to the Chief Returning Officer.

7.3 Chief Returning Officer to be present at special general meeting

The Chief Returning Officer must be present at the special general meeting. The Chief Returning Officer will be available to collect any completed voting forms at the special general meeting. The Chief Returning Officer shall also ensure that additional voting forms are available at the special general meeting.

7.4 Only one vote to be cast

The Chief Returning Officer must ensure that appropriate measures are in place to ensure that only one vote is cast by each Adult Registered Member and each Adult Member who is eligible to vote on the Special Resolution.

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7.5 Recording of votes

A record shall be kept by the Chief Returning Officer of all votes received.

8. COUNTING OF VOTES

8.1 All votes to be counted

Upon the expiry of the date for the receipt of votes, the Chief Returning Officer shall record and count all votes validly cast.

8.2 Certification and notifying result

Subject to *rule 8.3 of this Schedule*, once all votes have been counted and the result of the Special Resolution determined by the Chief Returning Officer, the Chief Returning Officer shall certify the result of the Special Resolution and communicate the result to the Trust.

8.3 Provisional votes

Where, in respect of any Special Resolution, one or more provisional votes have been cast in accordance with *rule 3 of this Schedule*:

- (a) If the validity or otherwise of the provisional votes may affect the outcome of the Special Resolution, the Chief Returning Officer must not certify the result of the Special Resolution until the validity of the provisional votes has been confirmed pursuant to *rule 3.3(c) of this Schedule* and any valid provisional vote has been counted; or
- (b) If the validity or otherwise of the provisional votes will not affect the result of the Special Resolution, the Chief Returning Officer may certify the result notwithstanding that the validity of the provisional votes have not been confirmed pursuant to *rule 3.3(c) of this Schedule* and the provisional votes have not been counted.

9. PROCEEDINGS AT SPECIAL GENERAL MEETING

- 9.1** Except as otherwise set out in *this Schedule* the provisions of *clause 10* shall apply to the holding of any special general meeting called for the purpose of considering a Special Resolution and the meeting shall be conducted accordingly.

ATTACHMENT C: Description of trustee elections and Court order of approval

A SUMMARY OF THE NGATI MARU RUNANGA 2014/5 TRUSTEE ELECTION

Tena koutou

BACKGROUND

1. This document was prepared in response to a request from OTS at a meeting on Thursday 19 November to provide additional information relating to the election of current Runanga trustees. The information was requested in support of the Runanga's 2015 draft Deed of Mandate.

SUMMARY OF EVENTS

2. Current trustees were elected according to the requirements set out in the Runanga Trust Deed election provisions. The Runanga contracted an external election provider – Electionz.com to manage the election process on our behalf.
3. The process commenced in October 2014 with the calling of nominations for candidates and culminated in June 2015 with Judge Harvey formally confirming the 7 current candidates. One candidate - Uncle Ron Puata - was not appointed by the Judge although he was one of the 7 highest polling candidates. This is because an enquiry by the Judge into the conduct of the initial trustees (of whom Uncle Ron was one), found that the initial trustees had breached their trustees' duties and so the Judge declined to appoint Uncle Ron and instead appointed the next highest polling candidate, his nephew - Jordon Wansbrough.
4. A timeline of the election activities and voting process etc is provided below:
 - Advertisements placed in Taranaki Daily News, Whanganui Chronicle and South Taranaki Star on 30 Oct, 31 Oct and 6 Nov 2014 respectively calling for nominations for the 2015 election and inviting uri to register on the tribal register of Te Runanga o Ngati Maru. Nominations opened on Thursday 30 October and closed on Friday 12 December 2014. See **Attachment 1**
 - 30 October - letter sent to all registered Ngati Maru calling for nominations and inviting people to register. See **Attachment 2**
 - Maru Runanga and Facebook websites both advertised the nomination period and invitation to register. Trustees Holden Hohaia and Tamzyn Pue also conducted media interviews on Korimako FM promoting the election process and encouraging uri to register.
 - Nomination period closed and letters and voting packs advising 14 candidates for seven vacancies were sent to all registered members of Ngati Maru. The letter also invited uri to a "meet the candidates" hui on 25 January 2015. See **Attachment 3**

- 30 Jan Notice of Annual General Meeting advertised in Taranaki Daily News. Date set for AGM as Sunday 1 March 2015. One agenda item advertised was the Election Results. See Attachment 4
- Postal voting closed on Friday 13 February. Panui of results posted on Runanga and Facebook website third week of February.
- 1 March AGM held @ Tarata Marae and election results communicated to the hui
- 12 June Judge Harvey heard an application from Te Runanga regarding the election results, and appointed the current seven trustees. Note that the Judge did not appoint Uncle Ron Puata but appointed instead the 8th highest polling candidate Jordon Wanbrough. See Attachment 5.

CONCLUDING COMMENTS

5. It is worth noting that uri were encouraged via whanau networks and media channels to register and cast their vote by way of a special vote right up to the day voting closed on 13 February 2015. This is exception rather than the norm, and illustrates the lengths to which the Runanga went to ensure that people who are entitled to register and cast their vote, did so.
6. You may be interested to know that the voter participation rate for the above election was 44%, which represents a strong turnout compared to many other Runanga elections. Therefore it could be argued that a strong mandate to represent Ngati Maru has already been conferred.
7. Interestingly a number of whanau members commented (in relation to the mandate voting process held in later in August of this year) that they had already voted for the people they wanted to take the claim forward, and so did not feel the need to vote again during the mandate voting process in August.
8. Please feel free to contact me if you have any queries regarding the above information.

Noho ora mai
 Holden Hohaia
 Ph 029 -6500-759

2015 Election of Trustees

Call for Nominations and Invitation to Register with Te Runanga o Ngati Maru (Taranaki) Trust

Call for Nominations

Te Runanga o Ngati Maru (Taranaki) Trust (the Trust) manages and administers the assets and liabilities of the Trust on behalf of and for the benefit of existing and future members of Ngati Maru (Taranaki). Since 2012 the Trust has been administered by a mix of court appointed interim and elected trustees. In accordance with their appointment provisions, the interim trustees believe the conditions of their appointment have now been met and have indicated their intention to resign after the AGM to be held in February 2015. The Trust now invites nominations to fill the seven available Trustee positions.

Nominations open on Thursday 30 October 2014, and close at 12 noon on Friday 12 December 2014. Nominations should be made on the official nomination form, available from the Chief Returning Officer – see contact details below. Nomination requirements and further details about the election process are outlined in an information sheet available with the nomination form.

If the number of valid nominations received exceeds the seven required, an election will be held. The Trust will give further notice of any election required after the nomination period has closed.

Nomination forms and information sheets are available by phoning the election helpline on 0508 666 556 or emailing nominations@electionz.com.

Invitation to Register

The Trust also invites anyone who has not already enrolled, aged 18 years and over and with the appropriate whakapapa, to apply to be included on the Trust's member register. An online registration process is available from the Trust's website www.ngatimaru.co.nz.

To be included on the electoral roll for this election, applications for member registration should be made by 5pm Friday 12 December 2014. Any registration applications received after 12 December 2014 but before the confirmed closing date for the election will be processed and issued special voting papers.

Anthony Morton,

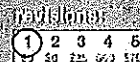
Chief Returning Officer – Te Runanga o Ngati Maru (Taranaki) Trust

Election Helpline: 0508 666 556

nominations@electionz.com



advertising proof 2014



job: C50328

size: 14x3

format: bw

publication	rundate	position	sort	cost (excl gst)
Taranaki Daily News	Thursday 30 Oct	public notices		\$395.01
Wanganui Chronicle	Friday 31 Oct			\$509.59
South Taranaki Star	Thursday 6 Nov			\$273.50

PLEASE NOTE:

that we have prepared this advertisement proof based on our understanding of the instructions received. In approving the advertisement, it is client's responsibility to check the accuracy of both the advertisement, the media and the position nominated. Cancellation of adverts booked with media will incur a media cancellation fee of \$50.

your contact:

Amy



111744

Holden Brent Hohala
378 Evans Bay Parade
Hataitai
Wellington 6021



30 October 2014

Tena koe

TE RUNANGA O NGATI MARU (TARANAKI) ELECTIONS 2015 - CALL FOR NOMINATIONS

Te Runanga o Ngati Maru (Taranaki) Trust (the Trust) manages and administers the assets and liabilities of the Trust on behalf of and for the benefit of existing and future members of Ngati Maru (Taranaki). Additionally the Trust is required to represent the interests of Ngati Maru (Taranaki) on all matters including negotiations with the Crown in relation to settlement of the Treaty of Waitangi claims of Ngati Maru (Taranaki).

As most of you will be aware, since 2012 the Trust has been administered by a mix of court appointed interim and elected trustees. In accordance with their appointment provisions, the interim trustees believe the conditions of their appointment have now been met and have indicated their intention to resign after the AGM to be held in February 2015. The Trust now invites nominations to fill the seven available Trustee positions.

Nominations open on Thursday 30 October 2014, and close at 12 noon on Friday 12 December 2014.

Nominations should be made on the official nomination form, available from the Returning Officer – see contact details below. Nomination requirements and further details about the election process are outlined in an information sheet available with the nomination form.

If the number of valid nominations received exceeds the seven required, an election will be held. The Trust will give further notice of any election required after the nomination period has closed.

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To be included on the electoral roll for this election, applications for member registration should be made by 5pm Friday 12 December 2014. Any registration applications received after 12 December 2014 but before the confirmed closing date for the election will be processed and issued special voting papers.

Noho ora mai ra

Anthony Morton
Returning Officer – Te Runanga o Ngati Maru (Taranaki) Trust
Election Helpline: 0508 666 556
nominations@electionz.com

INTRODUCTION

This information sheet has been prepared as a guide to assist potential candidates and other members interested in election issues with general information on the 2015 Initial Trustee election. It should be used as a guide only, and should not be relied upon as absolute fact. It has been completed on a best endeavours basis. Candidates or other persons requiring more detailed information should contact the election helpline – **0508 666 556** in the first instance.

RETURNING OFFICER

The Returning Officer for this election is Anthony Morton. He can be contacted by ringing the election helpline **0508 666 556** during normal office hours or emailing elections@electionz.com.

BACKGROUND & NOMINATION DETAILS

Te Runanga o Ngati Maru (Taranaki) Trust (the Trust) manages and administers the assets and liabilities of the Trust on behalf of and for the benefit of existing and future members of Ngati Maru (Taranaki). Since 2012 the Trust has been administered by a mix of court appointed interim and elected trustees. In accordance with their appointment provisions, the interim trustees believe the conditions of their appointment have now been met and have indicated their intention to resign after the AGM to be held in February 2015. Nominations are now called to fill the seven vacancies on the Trust.

Nominations must be made on the official nomination form and be received by the Returning Officer, **no later than 12 noon on Friday 12 December 2014**. Delivery address details are included on the nomination form. *(Note: the Returning Officer does not recommend submitting nomination forms by post. The preferred delivery method is to scan and email the completed nomination form to nominations@electionz.com).*

Alternatively they can also be faxed to **03 377 1474**.

In the event that more nominations are received than are required, an election will be held amongst registered adult members of the Trust by postal and internet voting.

TRUST OBJECTIVES

Clause 2 of the Ngati Maru Rununga Trust Deed states:

OBJECTS

- 2.1 The Trust shall hold the Land together with such other Trust Property as it may from time to time acquire or receive upon the trusts set out in this trust order.
- 2.2 Subject to any express restrictions set out in this trust order, the objects of the Trust shall be:
 - (a) to promote and facilitate the use and administration of the Land and any other assets acquired by the Trust on behalf of Ngati Maru (Taranaki):
 - (i) in a manner consistent with the well-being of Ngati Maru (Taranaki); and
 - (ii) in the interests of Ngati Maru (Taranaki);
 - (b) to represent the interests of Ngati Maru (Taranaki) on all matters, including:
 - (i) in relation to all matters relating to the Land and to the use and enjoyment of the facilities therewith; and
 - (ii) in negotiations with the Crown in relation to settlement of the Treaty of Waitangi claims of Ngati Maru (Taranaki)."

TRUST MEETINGS AND REMUNERATION

No formal meeting structure has yet been established for the Trust, so meetings will be held on an 'as required' basis, using the provisions of the Third Schedule of the Trust Deed.

Trustees are currently not paid an honorarium.

2015 TRUSTEE ELECTION TIMETABLE

Relevant key dates are:

Nominations Open	Thursday 30 October 2014
Nominations Close	12 noon Friday 12 December 2014
If election required - dispatch of voting papers to registered beneficiaries	by Friday 16 January 2015
If election required - postal voting closes	12 noon Friday 13 February 2015
AGM (confirmation of successful candidates)	To be confirmed
TRoNMT applies to Maori Land Court for formal appointment of elected trustees	To be confirmed

TERM OF OFFICE

The Trust Deed requires that the trustees elected from this election are subject to a rotation process. Under that requirement:

- two of the trustees elected at this election shall retire by rotation at the 2016 AGM
- two of the trustees elected at this election shall retire by rotation at the 2017 AGM
- the remaining three trustees elected at this election shall retire by rotation at the 2018 AGM

The order of retirement of the Initial trustees will be determined by agreement, failing which, the determination will be done by lot. Following the retirements outlined above, elected trustees will thereafter hold office for a term of three years. Providing they satisfy the eligibility criteria, retiring trustees can stand for re-election if they choose.

CANDIDATE QUALIFICATIONS

Restrictions on Trustees

Section 2.1 of the second schedule of the trust deed lists six restrictions on eligibility as a trustee. Those restrictions are listed on the nomination paper.

Additionally, candidates should be aware of the requirements of the following legislation - section 2(1) of the Crimes Act 1961, Section 373(4) of the Companies Act 1993 and Sections 30 & 31 of the Personal and Property Rights Act 1988.

Details of each of those Acts can be viewed online at www.legislation.govt.nz

CANDIDATE PROFILE STATEMENTS

The Trust Deeds allow for candidate profiles to be provided by each candidate with the nomination paper. If an election is required, these are collated by the Returning Officer and forwarded to registered beneficiaries with the voting papers.

Candidate Profile Statements

- The Candidate Profile Statement **must** not exceed 250 words (The overall word limit will be strictly enforced).
- **Should** be submitted with the candidate's nomination paper, (preferably in electronic format i.e. as a Word document) emailed to the Returning Officer; and
- **Must** be confined to information concerning the candidate, and the candidate's policies and intentions if elected to the Trust; and
- May include a recent (i.e. less than one year old) head and shoulders photograph of the candidate only. Photos should preferably be in an electronic format (scanned as an attachment by email), but hard copy photos will be accepted and scanned at 300 dpi by the Returning Officer. Photos will be printed in black and white only. (N.B. photos will not be returned to candidates).
- The profile must be plain black and white text, but special formatting (bold, italics, underlining, quote marks) is permitted.

ELIGIBILITY TO VOTE

In the event an election is required, voting papers will be sent to all adult members of the Trust who have current contact details. To register applicants should complete an online registration form from the Trust's website - www.ngatimaru.co.nz.

To update contact details, currently registered members should contact the Trust's Registrar - Pare Hayward on pare74097@gmail.com or ph 022 310-2459.

For assistance phone the Election Helpline:

0508 666 556

electionz.com
voting made easy



212282

Holden Brent Hohala
378 Evans Bay Parade
Hataitai
Wellington 6021



Tēnā koe

2015 Trustee Election

Nominations for the 2015 Trustee election closed on Friday 12 December 2014, with fourteen nominations received for the seven available positions on the Trust. An election is therefore required to determine the Trustees.

As an adult member of Te Runanga o Ngati Maru (Taranaki) Trust, you are entitled to participate in the election and a personalised voting paper is enclosed for that purpose. Voting closes on Friday 13 February 2015, and all adult members are encouraged to participate in this important process.

A "meet the candidates" hui is to be held at 10 am on Sunday, 25 January 2015 at Tarata Marae. All members of Ngāti Maru (Taranaki) are invited to attend.

If you have adult family members who have not received voting papers, please encourage them to ring the election helpline on 0508 666 556 to update their address details so that special voting papers can be issued to them.

Invitation to Attend AGM

The Annual General Meeting of Te Runanga o Ngati Maru (Taranaki) Trust (the Trust) is to be held at 10 am on Sunday, 1 March 2015 at Tarata Marae. All members of Ngāti Maru (Taranaki) are invited to attend.

AGENDA

1. Minutes of last AGM
2. Financial Report
3. Chairman's Report
4. Annual and Strategic Plan
5. Election of Trustees
6. General Business

Copies of documents to be discussed at the meeting will be available online at www.ngatimaru.co.nz from 15/02/2015.

Hei konā mai

Anthony Morton
Returning Officer – Te Runanga o Ngati Maru (Taranaki) Trust
Election Helpline: 0508 666 556
elections@electionz.com

electionz.com
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212282

Holden Brent Hohala
378 Evans Bay Parade
Hataitai
Wellington 6021

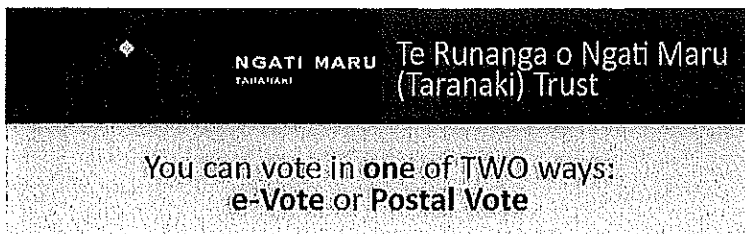


2015 Election of Trustees
VOTING PAPER
Election of SEVEN (7) Trustees

DETACH Here

Please detach this document along the perforated line marked and insert the bottom portion into the 'freepost' envelope provided.

DETACH HERE



1 e-Vote

Go to www.ngatimaru.co.nz

You will be asked to enter a PIN and password. Your unique PIN and password are listed below. After voting, please destroy this voting paper.

PIN 212282 Password sw3j

2 Postal Vote

Follow the postal voting instructions below to post the completed voting paper back to the Returning Officer in the freepost envelope provided.

Postal Voting Instructions

Please read carefully before voting

- 1 Read the profiles of the candidates in the enclosed profile booklet.
- 2 Place a tick in the circle next to the names of the candidates for whom you wish to vote.
- 3 You may vote for a maximum of SEVEN (7) candidates. You may vote for less than seven candidates if you wish.
- 4 After voting carefully detach the voting paper along the indicated perforation and place the bottom portion in the enclosed freepost envelope and post it to the Returning Officer.
- 5 All voting papers must be in the hands of the Returning Officer no later than 12 noon on Friday 13 February 2015.
- 6 If you spoil or destroy the voting paper, call the Election Helpline on 0508 666 556 to receive a replacement paper.

Please note that the last day for posting voting papers so that they reach the Returning Officer by the close of voting is Monday 9 February 2015.

Voting closes at:
**12 noon on
Friday 13 February 2015**

For ASSISTANCE phone the
**Election Helpline
0508 666 556**

- ☒ BURROWS Karl
- ☒ BURROWS Kiri-Ana
- ☒ HOHAIA Holden
- ☐ KOPU Michael
- ☐ NGĀTAIERUA-MAXWELL Rōpata
- ☐ NGERU Eddie
- ☐ PATUWAIRUA Dennis T
- ☐ PATUWAIRUA Tristan
- ☒ PERI Glenn Maraenui
- ☐ PUATA Ronald Burnard
- ☒ PUE Tamzyn-Rose
- ☐ TAPUTU Rangi
- ☒ WANSBROUGH Jordon
- ☒ WOODS Te Aroha



212282

Notice of Annual General Meeting



The Annual General Meeting of Te Runanga o Ngāti Maru (Taranaki) Trust is to be held at 10 am on Sunday, 1 March 2015 at Tarata Marae. All members of Ngāti Maru (Taranaki) are invited to attend.

AGENDA

1. Minutes of last AGM
2. Financial Report
3. Chairman's Report
4. Annual and Strategic Plan
5. Results of Election of Trustees
6. General Business

Copies of documents to be discussed at the meeting will be available online at www.ngatimaru.co.nz from 15/02/2015.

Anthony Morton,

electionx.com

Chief Returning Officer --

Te Runanga o Ngāti Maru (Taranaki) Trust

Election/AGM Helpline: 0508 666 556

advertising proof 2015

adcorp



REVISIONS				
1	2	3	4	5
10	25	35	45	55

job: C51086

size: 9x2

format: bw

publication	rundate	position	sort	cost (excl gst)
Taranaki Daily News	Friday 30 Jan	public notices		\$169.29

PLEASE NOTE:

that we have prepared this advertisement proof based on our understanding of the instructions received. In approving the advertisement, it is client's responsibility to check the accuracy of both the advertisement, the media and the position nominated.

Cancellation of adverts booked with media will incur a media cancellation fee of \$50.

your contact:

Amy

MĀORI LAND COURT

Place: New Plymouth
 Present: L R Harvey, Judge
 N Hodge, Clerk of the Court
 K Sloan, Senior Court Officer
 B Hika, Court Assistant
 Date: 12 June 2015

Pānui No: 89 Application No: A20150002048 Trust File: 216/11

Subject: Te Rūnanga O Ngāti Maru (Taranaki) Trust - Replace Tom Rangihaeata, Jan Matuku, Maloha Tokotaua with Glenn Peri, Holden Hohala, Tamzyn Pue, Karl Burrows, Kiriana Burrows, Ron Puata & Te Aroha Woods as trustees

Legislation: Section 239, Te Ture Whenua Māori Act 1993

Also present: Jan Matuku, Kiri-ana Burrows, Holden Hohala, Glenn Peri, Jordon Wansbrough, Te Aroha Woods

Apologies: Tamzyn Rose Pue

Details of the applicant are as follows:

Applicant	Address
Holden Hohala	378 Evans Bay Parade, Wellington 6021

Ms Carole Mears, Deputy Registrar:

Block:	Lot 2 DP 16751
Trust Name:	Te Rūnanga O Ngāti Maru (Taranaki) Trust
Type of Trust:	Whenua Tōpu Trust
No of Owners:	46
Area:	380 square metres
Location:	Junction Road
District Council:	New Plymouth District Council
LINZ Ref:	656462 (Taranaki Registry)
Valuation of Block:	No valuation available
Memorial Schedule Entries:	NZG 15 Page 676 dated 14/03/1936 Gazetted a Māori Reservation TN 17123 dated 05/09/2013 Exclude area of 380 sq metres being Lot 2 DP 167651 from Pukehou Marae Reservation to vest in trustees of Te Rūnanga O Ngāti Maru (Taranaki) Trust.

Original Trustees:	245 Aotea MB 15-47 & 248 Aotea MB 16-51 dated 15/01/2010 Paul Carr, Maria Kīngi, Cynthia Kīngi-Brown, Jan Mātuku, Ron Puata and Rangi Tapatu.
Current Trustees:	300 Aotea MB 249-250 dated 23/04/2013 Responsible Trustees: 1. Tamzyn Rose Pue 2. Jan Mātuku 3. Holden Hohaia 4. Tom Rangihaeata 5. Maioha Tokotaua 291 Aotea MB 257-276 dated 31/10/2012 Advisory Trustee: 6. Michael Koopu
Beneficiaries and Purpose:	In accordance with Clause 2.2 of the trust order. Subject to any express restrictions set out in this trust order, the objects of the Trust shall be: (a) to promote and facilitate the use and administration of the Land and any other assets acquired by the Trust on behalf of Ngāti Maru (Taranaki); (i) in a manner consistent with the well-being of Ngāti Maru (Taranaki); and (ii) in the interests of Ngāti Maru (Taranaki); (b) to represent the interests of Ngāti Maru (Taranaki) on all matters, including: (i) in relation to all matters relating to the Land and to the use and enjoyment of the facilities therewith; and (ii) in negotiations with the Crown in relation to settlement of the Treaty of Waitangi claims of Ngāti Maru (Taranaki).

Application has been filed to appoint replacement trustees for Te Rūnanga o Ngāti Maru (Taranaki) Trust. An election of trustees was held on 13 February 2015 to replace the interim trustees following the updating of the Register of beneficiaries.

Notice of Election:	Advertisement in the following newspapers: <ul style="list-style-type: none"> • Taranaki Daily News on 30 October 2014 • Wanganui Chronicle on 31 October 2014 • South Taranaki Star on 6 November 2014
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	Panui sent to all registered members on 30 October 2014 advising of elections, registration and voting process.
Copies of Advertisement and Panui on file:	Yes.

The voter return was 43.35%, being 336 votes cast from 776 eligible electors, of which 59.23% voted on the internet and 40.77% voted by post. A copy of the Declaration of Results is on file. The seven highest polling candidates were to be appointed as the new trustees. The persons declared as elected were:

Proposed replacement trustees:	7. Glenn Maraenui Peri 8. Holden Hohaia 9. Te Aroha Woods 10. Karl Burrows 11. Tamzyn Rose Pue 12. Kiri-Ana Burrows 13. Ronald Burnard Burrows
Trustees being replaced:	Jan Mātuku, Tom Rangihaeata and Maloha Tokotaua.
Trustee consents filed:	Yes.

On 27 March 2015 at 335 Aotea MB 1-46 the Reserved Judgment of Judge L R Harvey was issued in respect of Te Rūnanga o Ngāti Maru (Taranaki) Trust.

Clause 155 of the reserved judgment states:

[155] I determine that, had they not resigned, the former trustees Maria Kingi, Cynthia Kingi-Brown, Paul Carr, Rangi Tapatu, Chris Manukonga and Ron Puata, would have been removed for cause per s240 of the Act.

In accordance with the reserved judgment Ronald Burnard Puata is ineligible to be appointed as a trustee and the Court directed that the next highest polling candidate was to replace him. That person is:

Proposed replacement trustee:	14. Jordon Wansbrough
-------------------------------	-----------------------

The trustees have also requested that Jan Matuku be appointed as an advisory trustee to acknowledge all of the hard work he has done on behalf of Ngāti Maru.

Orders are sought replacing trustees for Te Rūnanga o Ngāti Maru (Taranaki) Trust and appointing an additional advisory trustee.

TRANSCRIPT OF RECORDED HEARING

The Court: Kia ora. Mr Hohaia, this is your application?

Holden Hohaia, (sworn): Yes, Your Honour.

The Court: What would you like to say?



H Hohaia: Well nothing really unless you need any more information.

The Court: Doubtless you have received the latest round of submissions?

H Hohaia: I have, Your Honour.

The Court: You do not need to respond to them now but if you wish to, either subsequently in writing or now, it is over to you.

H Hohaia: Yes. I am assuming you've seen the submission from our auditor which outlines the expenditure that has occurred? This is more a matter for the previous trustees but it might be worthwhile just going through it now.

So it's all accountable and can be explained as legitimate expenditure. In fact the irony, Your Honour is that a good chunk of it is employment contract obligations to Mr Whareaitu and others.

The Court: Yes and you have received the email from Mr Maruera?

H Hohaia: Yes.

The Court: It was just sent last night I think.

H Hohaia: Yes.

The Court: Now I just cannot recall who in particular Mr Whareaitu was objecting to.

H Hohaia: So Mr Whareaitu is alleging that me and Tamzyn, as previous trustees, should not be elected currently because there is an outstanding dispute. They are alleging misconduct of some sort. Can I just say Your Honour, and I'd like to put it on the record, that the actions of our previous trustees and in particular the chair, Jan Matuku I stand behind 100 percent in going down to the TSB and closing down those accounts. We had a very clear direction from our people and I think you note that in your previous judgment that late December 2012. We got a clear direction from our people to stop those people spending any more of our money. So that's what we did and we will make no apologies on that. Did you want to say anything on that Jan?

Jan Matuku, (sworn): No.

The Court: Ka pai. Well if it is Ms Pue and yourself, Mr Hohaia who is being challenged by Mr Whareaitu and those for whom he speaks there does not seem to be any objection to the other nominees. Is that correct?

H Hohaia: No.

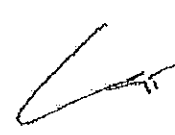
The Court: So are they all here, Te Aroha Woods?

Te Aroha Woods: Ae.

The Court: Kia ora. Mr Burrows?

H Hohaia: No he sends his apologies. He's based in London, Your Honour.

The Court: Okay. Ms Burrows?



Kiri-Ana Burrows, (sworn): Ae.

The Court: Kia ora. Now there is an issue with Mr Puata?

H Hohaia: Yes.

The Court: So the next highest polling candidate is Mr Wansbrough.

H Hohaia: Wansbrough, he is here Your Honour.

The Court: Kia ora. Does anyone have a view on Mr Puata in terms of his eligibility?

H Hohaia: Yes. We're comfortable with the suggested replacement. In fact we're supportive of it and dispute that though Uncle Ron is still one of our whakapapa validation committee members, and rightly should be, he is also a member of our three person kaunihera kaumatua.

The Court: Would it be of any value do you think to the people if he was an advisory trustee?

H Hohaia: No, Your Honour I don't think so.

The Court: Okay.

H Hohaia: I don't think it would, no.

The Court: Kei te pai. Is there anything else anyone wishes to say?

H Hohaia: Just one other matter, Your Honour. Jan was strongly supported as an advisory trustee at the AGM on 1 March as was our current, our whanaunga, Rowena Henry. So I'd like to suggest that both Jan and Rowena be appointed as advisory trustees.

The Court: Now have I understood this correctly, Mr Hohaia? The trustees to be replaced was simply via the election process?

H Hohaia: It is.

The Court: So as I said earlier, if it is you and Ms Pue who are being challenged the other trustees who are not subject to challenge I will appoint them right now with orders for immediate release along with Mr Matuku and Ms Henry?

H Hohaia: Yes.

The Court: As advisory trustees. Those orders are for immediate release. And I will consider the submissions concerning you and Ms Pue over the next period. But of course even if I do the status quo remains.

H Hohaia: Sorry I am not sure what that means. What does that mean?

The Court: That you and Ms Pue are subject to challenge so your permanent appointment, or for the next tri-annual, I will consider but in the meantime the status quo remains regarding you two.

H Hohaia: So does that mean that Tamzyn and I are not appointed as yet?



The Court: Well I will have to look at the trust order again. Is there a limitation on the number of trustees?

H Hohaia: No it's seven.

The Court: So if I consider these submissions and not make any change to yours or her appointment until I have done that then the status quo remains. Do you get what I am saying?

H Hohaia: So we would still operate effectively as a trust of seven trustees?

The Court: But of course that is not recorded. So that is all done. The new trustees are on. The two who are subject to complaint I will consider those complaints in due course. But in the meantime the status quo remains.

H Hohaia: Thank you.

The Court: It is on the record, well again this time from Mr Maruera that perhaps I should recuse myself. As you all know I have issued a judgment on that and if they wish to appeal that judgment they are fully entitled to do so.

In the meantime though I understand we are resuming on the other proceedings on 10 July?

H Hohaia: That's right. Your Honour, I know you've indicated that you're keen to appoint independent trustees to the fisheries trust.

The Court: Well except that you would have received my other judgment now, direction about that and that I do not think the jurisdiction exists for me to be able to do that. So for that 4 June meeting that came up the other day I did not appoint anyone.

H Hohaia: That was in regard to the fisheries matter down in Wellington wasn't it?

The Court: Yes.

H Hohaia: Do you not have jurisdiction to appoint independent trustees even on --

The Court: I do not believe so.

H Hohaia: Okay.

The Court: So we are talking about what, less than four weeks away for the proceedings?

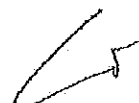
H Hohaia: Yes. I just wonder what that means for our process, Your Honour because we're obviously at a stage where we're talking to the office of Treaty settlements to confirm our mandating process.

The Court: Yes.

H Hohaia: Which will run through August?

The Court: Yes.

H Hohaia: What are you able to do on the 10th of July?



The Court: Well my understanding is that the application from Te Ohu Kaimoana is to suspend the fisheries trust.

H Hohaia: Yes. We'd be happy with that, Your Honour.

The Court: So I think that is the remedy that they are seeking and that is all that we can do, other than order a new election. Then of course we run into this issue of the register.

H Hohaia: Well just on that and I think it would be, provided that there was an independent intervention if you like in the process, see we now have real confidence around the integrity of our register for Ngāti Maru. We know who we are now. We know who our tūpuna are. It is evidence based and it is on paper and we have a strong, you know, capability around that. Provided there was integrity around the process and people running the process I think it would be appropriate to use that register as the same basis for electing new fisheries trustees.

The Court: Yes and no doubt the other group will oppose that bitterly and et cetera.

H Hohaia: Probably.

The Court: As they are entitled to do if they wish. And then the Court will have to make a decision and those who are unhappy with it they have options over to them. So, I mean ultimately, it is not for me to say of course but I am always kind of very curious that none of my decisions have ever been appealed. You would have thought that if someone is going to be unhappy.

H Hohaia: Yes you would have thought by now, a lot of bluster.

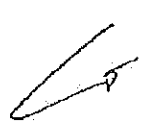
The Court: Indeed but I would have thought, Mr Pue for example when he was alive, might have appealed some because most of my decisions went against him but he never did. He accepted them and I accept that there is no magic bullet here and that ultimately if the iwi have said in a properly convened constituted hui, "This is our register, this is who we are and we support it", it is not for a Court to come and stick its nose in. I would have thought that that is the world gone upside down.

H Hohaia: I guess, I thought, I mean, if the opportunity is there to get new trustees in then we'd be confident because I mean, you know, it's clear now who is entitled to vote and participate in our democratic process so there is no reason why a new fisheries trust couldn't be set up and run provided we get good people involved and co-operate for the first time if you like with the rūnanga.

The Court: Yes I mean ultimately if there are no agreements been struck between the different participants –

H Hohaia: And there won't be, Your Honour.

The Court: – then it is up to a Court to make the decision. And sometimes, as you know, for our people it is often more palatable ironically because then they can say, "It wasn't us it was them. So, oh well, we've got to roll with it." I can't imagine how frustrating it must be for the iwi and everyone involved. As we all know it is only a handful that carry everything and keep the marae going, respond to the RMA requests, the OTS requests, everything else that is swirling around and like most who do the heavy lifting all you really want to do is get on with it. So I can empathize with the sense of frustration that must be felt by the members of the tribe in having to participate in these processes. It is our 12th year I think.



Well the replacement trustees are appointed for their three year term. The challenge to the two trustees I will consider and the advisory trustees are also appointed. So unless there is anything further?

H Hohala: Thank you, Your Honour.

The Court: Ka pai. Well thank you and we will see you on 10 July.

I should indicate now that we are likely to have at least one lay member sitting with the Court. Mr Matuku will recall when we had the first lot of section 30s in 2003 I had two lay members at the time, Tā Hirini and Areta Koopu, so it is probably going to be something like that.

H Hohala: Can I just ask, Your Honour will they be lay members with cultural competence background or?

The Court: Yes. A knowledge of Māori organisations, mandate process, politics and so forth.

H Hohala: That will be great.

The Court: I just think it adds to our discussion really to have someone or persons with that experience you know. Well that is all we can progress today. So if there is nothing further thank you all for coming to the Court here and could I ask please, Mr Hohala that you would close the hui.

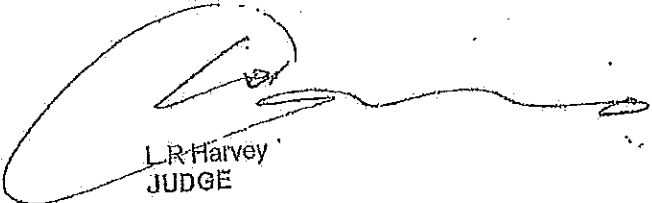
The Court makes orders pursuant to Te Ture Whenua Māori Act 1993:

- (a) Section 222(4) appointing Jan Matuku as an additional advisory trustee; and
- (b) section 239 of, appointing Glenn Maraenui Peri, Te Aroha Woods, Karl Burrows, Kiri-Ana Burrows and Jordon Wansbrough as replacement responsible trustees for Jan Matuku, Tom Rangihaeata and Waioha Tokotaua for Te Rūnanga o Ngāi Maru (Taranaki) Trust for a period of three (3) years. For the avoidance of doubt the responsible trustees are the newly appointed trustees together with No's 8 and 11, above. The advisory trustees are the newly appointed advisory trustee together with Michael Koopu, No. 6, above.

The foregoing order to issue immediately pursuant to rule 7.5(2)(b) of the Māori Land Court Rules 2011.

[Court closed with karakia by H Hohala at 12.24pm].

Copy of minute to applicant and interested parties.


L.R. Harvey
JUDGE

ATTACHMENT D: Tūpuna List

Version Control 3.1

Reference

Names	Se	Statu	Aliases	Reference
1 Ani Harata	F	NS		33
3 Haeretuturangi	M	I		6 20 29
4 Haimona Papa-a-wai	M	NI	@Haimona Tapapaawai @Haimona Arani	1 17
5 Hana Tamehana	F	I	@Hana Tamehana (31) @ Hana Tungehe (17) @ Hana Taukawa Reweti	16 17 31
6 Hapakuku Tokotaua	M	NI	@Apakuku Tokotaua @Hapakuku Tukotahi	33 34
7 Harata Patuwairua	F	I		34
8 Hariata Kahutehula	F	DWI	@Moetu @Hariata Moetu	16 17 31
9 Hautakiri	F	NI	@Te Autakiri (21) @Ohiware Te Whetu	15 21
10 Hinekahukura Te Kaaho	F	NI	@Kahukura (17) @Roka Hinekahukura @Hinekahukura Rangitohitu	3 17 20
11 Hinemanuhiri Tumounga	F	NI	@Hine Manuhiri	15
12 Hinemokai Teika	F	I	@Hine Teika	2 4
13 Hinekura Taimui	F	NI		4 33 34
14 Hineara Ripene	F	I	@Hineara Haeretuturangi @Hineara Ngatai	15 21
15 Hinemahu Te Rangihuatumata	F	NI		3
16 Hinerua Tumounga	F	NI	@Mere Hinerua (17)	15 17 31
18 Hinewhiu Hoani Keepa	F	NI	@Hinewhiu Hoani (1) @ Hine Whakawhiu (3)	1 3
20 Hinga Ngarongo	F	NI	@Hinga Ngamare @Hinga Kauika @Hinga Ngawini Kerel	3 15
22 Hingaara Pipi	F	I	@Taruke Wi Te Korowhiti	28 30
23 Hinga	M	NI		31
24 Hora Haere	F	I	@Ruahiwi Tapukawiti	2
27 Ikatere Patuwairua	M	I	@Te katere Patuwairua	4 31 33 34
28 Ikawaru Ngohi	M	NI		31
29 Iriwata Motupahi	M	I	@Te Whata Haeretuturangi	20
30 Iwa Ngapoti	M	NI	@Te Iwa Aukawa	4
31 Kapohanga Wehikore	F	I	@Mamae Tume @Rore Kapohanga	1 15 20
32 Kaporere Patuwairua	M	NI	@Raurete Kaporere (3)	3 4 20
33 Kaari Materori	F	NI		20
34 Kataraina Piupiu	F	I	@Katarina Te Ika Wairangi @ Katarina Piupiu @ Piupiu @ Toroa Tamarire	6 15 16 17
35 Kaupapa	M	I		31
36 Kiri Keepa	M	I	@Kikira (15) @Kikira Hoani (2)	5
37 Kupuora Turia	M	NS		2
38 Kuramaiangi Turia	F	I		2
40 Maikara Te Whaitua	F	I	@Maikara Te Muka	17
41 Mananui a Pihau Tume	M	I	@Te Iwi Poauau (21,23,27,30) @Poauau Tume (15) @Epo Turre (4)	1 3 4 15 21 23 27 30
43 Mata Mahia	F	I	@Mahia Wikitoria @ Pipi Wikitoria	20
44 Matakirangi Penaha	F	NI	@Mataki	15 16 31
46 Moewaka Tumounga	F	I	@Tarewa Moewaka @Taitokai	31
47 Motunui Pue	M	I	@Motunui (31, 32)	31 32 34
48 Moturahi Pare	M	NI		1
49 Ngahua Uira	F	NS		1

[illegible]

[illegible]

[illegible]

33	Pukehou 1916	List of Owners of the Pukehou Block 1916	
34	Pukerata 1907	List of Owners and Rents Received AJHR 107, Session 1	
35	Kirikiri	Crown grant register Taranaki T 18 p 156 (DOSLI ref)	
	Other		
S	Sibling to tipuna on list due to meeting criteria above in 1-35	References provided on a case by case basis	
A	Tupuna added pursuant to approval by Runanga	References provided on a case by case basis	
CHANGE MANAGEMENT			
Amendments to Reference Key			
Addition of the following:			
17	Pohokura 1882		
Amendments to Tupuna List v1.1:			
No.	Tupuna name	Amendment	
2	Epo Tume	Merged with 41 Mananui a Paihau Tume (41)	
4	Haimona Papa-a-wai	Alias added @Haimona Tapapawai (17). Removed reference '2 Taranaki MB 25' and removed alias @Haimona 'aipapaawai'. Key reference 17 inserted	
5	Hana Tamehana	Aliases added @ Hana Tungehe (17) @ Hana Taukawa Rewell. Key reference 17 inserted	
6	Hapakuku Tukotahi	Name amended to Hapakuku Tokotaua. Alias amended from 'Apakuka (34)' to 'Apakuku'. Alias added @Hapakuku Tokotahi	
7	Harata	Name amended to Harata Patuwairua. Alias added @Harata. Gender added (F)	
8	Hariata Kahutehulia	Key reference 17, 31 inserted. Alias added @Moetu @Hariata Moetu. Gender added (F).	
9	Hautakiri	Alias added @Olwhare Te Whetu	
10	Hine Kahukura	Name amended to Hinekahukura Te Kaaho. Alias added @Kahukura (17) @Roka Hinekahukura @Hinekahukura Rangitohu. Key reference 3, 17 inserted.	
11	Hine Manuhiri	Name amended to Hinenanuhiri Tumounga. Alias added Hine Manuhiri	
12	Hine Teika	Name amended to Hinenokai Teika. Alias Hine Mokai removed, alias added Hine Teika	
14	Hineara	Name amended to Hineara Ripene. Alias added @Hineara Haeretuterangi @Hineara Ngatai	
16	Hinerua	Name amended to Hinerua Tumounga. Alias added @Mere Hinerua (17). Key reference 17 inserted	
17	Hinetiki	Merged with 58	
19	Hinga Ngamare	Merged with 20.	
20	Hinga Ngarongo	Added alias @Hinga Ngamare @Hinga Kauika @Hinga Ngawini Kersi. Key reference 3, 24 inserted.	
21	Hinga Ngawini Karei	Merged with 20.	
22	Hingaara	Name amended to Hingaara Piripi. Alias added @Taruke Wi Te Korowhiti	
23	Hiringa	Gender added	
25	Hu Tume	Deleted- removed from list due to reasons set out in report 25	
26	Huiroa	Merged with 145	
27	Ikatera Patuwairua	Alias Ikateri Patuwairua (34) removed, alias added @Te Ikateri Patuwairua	
28	Ikawaru Ngohi	Gender added (M)	
29	Irwata Motupuhi	Alias added @Te Whata Haeretuterangi	
30	Iwa Ngapooti	Alias added @Te Iwa Aukawa	

31	Kapohanga Wehikore	Alias added @Mamae Tume @Rore Kapohanga. Key reference 20 inserted
32	Kaporere Patuwairua	Removed alias @Patu Wairua Kaporere. Added @Raurete Kaporere. key reference 3 inserted
33	Kari Materori	Name amended to Kaari Materori
34	Katarina Te Ikawairangi	Name changed to Katarina Piuhi. Alias removed Katarina Piuhi. aliases added @Katarina Te Ika Wairangi @Katarina Piuhi Piuhi @ Toroa Tamarire. Key reference 6, 17 inserted
35	Kaupapa	Gender added (M)
36	Kuramalingi Turia	Alias added @Harata Turia
39	Mahana	Merged with 109. Roka Mahana
40	Maikara Te Whaitua	Amendment - deleted "Sibling to Haimona Papaawai" and added alias "Maikara Te Muka. Key reference 17 inserted.
42	Manihera Tume	Merged with 93.
44	Mataki	Name amended to Matakirangi Penaha. Alias added @Mataki
45	Moetu	Merged with 8.
46	Moewaka	Named amended to Moewaka Tumounga. Alias added @Tarewa Moewaka @Tautokai. Gender added (F)
49	Nga Huia Uira	Name amended to Ngauiha Uira. Alias @Ngauiha Uira removed
50	Nga One Te Manihera	Name changed to Ngaone Te Manihera. Alias removed @Ngaone (16)
51	Nganiho Papaawai	Change gender notation (F) to (M?). Alias added Te Api Nganeko. Key reference 17 added. Words "sibling to Haimona Papa-a-wai" removed
52	Ngahoro	Name changed to Mata Ngahoro. Alias added @Ngahoro
53	Ngakuria Ripine	Alias added @Ngakuria Kahuanewa @Mahara Ripine
54	Ngamako	Name changed to Ngamako Horonuku. Gender added (F)
55	Ngamoenga Tuhai	Alias added @Ngamoenga Tuwae. Gender added (F). Deleted the following comment "Note Nga Moenga Tuhai is a misspelling - Ngati Maru A-F Block" order file
56	Ngamoko Te Kaari	Alias added @Te Aratu Pari Whakairo @Meri Rangihikihi
57	Ngapera	Name changed to Ngapera Tumounga. Key reference 31 inserted
58	Ngapera Tawa	Added Alias @Hineiki @Hineiki Te Rangiwahumata @Whatu. Key reference 16 inserted
59	Ngaperu	Merged with 57. Key reference 31 inserted
60	Ngaremu Tauhinu	Merged with 60
60	Ngaremo Whakare	Alias added @Ngaremo Tauhinu. Key reference 30 added.
62	Ngarongo	Merged with 65.
63	Ngarongo Hiroa	Merged with 66.
64	Ngarongo Kahukura	Merged with 65.
65	Ngarongo Kauiki	Alias added @Ngarongo Kahukura. Key reference 6, 16 inserted
66	Ngarongo Te Amo	Alias added @Ngarongo Hiroa. Key reference 4 inserted
67	Ngataierua Kere	Name amended to Ngataierua Te Kere
68	Ngati Teika	Name changed to Mahia Teika. Alias added @Ngati Te Ika @Paki Teika
70	Ngaunu Hineone	Alias added @Ngaunu Tawhi
71	Ngauti Piripi	Merged with 162. Tongarewa Piripi
72	Ngawairemana Tume	Merged with 191
73	Ngira	Name changed to @Ngira Kauika. Gender added (M)
74	Paewaka	Gender added (M)
75	Pare	Name changed to Parehuia Patuwairua. Merged with 76. Pare Patuwairua
76	Pare Patuwairua	Alias added @Pare @Parehuia Patuwairua

77	Pare Taiaha	Name changed to Pare Whakarake. Alias added @Pare Taiaha	
79	Patuwairua	Removed alias @Patu Wairua	
81	Penaha Mangu	Key reference 17 and 35 inserted. Alias added Te Penaha Mangu (17)	
84	Porana Tumai	Merged with 173. Tamarua Tumai. Alias added @Porana Tamarua (17). Key reference 17 inserted	
85	Pua Pitiroi	Merged with 139.	
86	Pue Motunui	Gender notation added (M)	
88	Pute Pepene	Deleted- removed from list due to reasons set out in report 88	
89	Puti Teika	Removed reference - 12 Taranaki MB pp. 281 - 295, 297 - 311"	
90	Rangawhenua	Alias added @Ihakara Rangawhenua	
91	Rangi Ruru	Deleted- removed from list due to reasons set out in report 91	
92	Rangiao	Name amended to Rangiao Wetini. Alias added Rangiao Tume. Gender added (F)	
93	Rangihuea Tume	Added alias @Manihera Tume. Alias removed @Rangi Heuea Tume (15), @Te Whitu Tume (2) Key reference 3 inserted.	
95	Rangiwahakapai	Name amended to Rangiwahakapai Nukumar. Gender added (M)	
96	Raureta Kapurere	Merged with 32.	
97	Rere Kapua	Name amended to Rere Kopua Nukumar. Gender added (M)	
98	Rememai Hoani Keepa	Removed " Succession to Rememai Keepa Tawata Block Order File"	
99	Rina Patuwairua	Alias added @Katarina Patuwairua	
100	Ripeka Hinengaru	"F" added to gender. Removed "Sibling to 4. Haimona Papaawai and 155. Ngamoenga Tuhaia" and "Taranaki 325-326" and	
102	Roka	Merged with 104. Roka Mahana	
103	Roka Hinekahukura	Merged with 10.	
104	Roka Mahana	39. Mahana and 102. Roka merged. Key reference 17 inserted. Alias added @Wwi Moutere	
106	Roka Tikipu	Alias added @Roka Tikipu II	
107	Rore Kapohanga	Merged with 31.	
108	Rutera Paki Te Uru	Alias added @Hineera Mihi. Gender added (F).	
109	Taiaha Manihera	Removed " Note Taiaha Manihera Hinehapua is a misspelling -13 TMB 94-95. Hinehapua is said to be wrongly tacked on - 55 Taranaki MB 347"	
113	Tame Pue	Alias added @Tame Te Pue	
115	Tapui	Name changed to Tapui Tungehe. Alias added @Tungehe Te Kama. Gender added (F).	
116	Taruahe Wi Te Korohiti	removed "Tarakae Korowhiti (sp) Taruahe Wi te Kowawiti is a misspelling in NML 1907 - See 13 TMB 94-95"	
117	Taukawau	Name amended to Taukawau Te Reitu. Alias added @Taukawau. Gender added (M)	
118	Taura Patuone	Alias added @Ngahau Manihera @ Ngahau Ngangaha @ Ngahau Wenikore. removed "note spelling not clear in MB"	
119	Te Ano Patuwairua	Alias removed Te Ano (34)	
120	Te Aukawa	Alias added @Heriorote Te Aukawa (17) @Ngapooti Rangiohiti. Key reference 17 inserted	
122	Te Hana Wharerangi	Name amended to Te Hanu Wharerangi, gender changed from female to male, aliases added @Te Hanu Wharerangi (15) @Te Hanu (29)	
123	Te Hanu	Merged with 122. Te Hanu Wharerangi	
124	Te Hape	Name changed to Te Hape Wharerangi. Alias added Te Hapi. Gender added (M)	
125	Te Hina Tahuri	Alias added @Tuihu Tahuri @Te Rina. Key reference 28 inserted	
126	Te Hiroa	Alias added @Tuihu Tahuri @Te Rina. Key reference 15, 28, 31, 34 inserted	
128	Te Ihonga	Name amended to Te Ihonga Peneha. Alias added @Te Ihonga Mangu. Gender added (F)	
129	Te Ikahaehae Kupenga	Gender added (M)	

132	Te Karapinepine	Removed alias @ Kara Pinepine (15)	
133	Te Kuku Whakaata	Alias removed @Te Kukuwhakaata	
135	Te Matekohuru	Name changed to Te Matekohuru Haurangi. Alias removed @Matekohuru Haurangi (31). alias added Minama Matekohuru, @Haurangi. Key reference 17 inserted	
136	Te Paki Hautai	Alias added @Te Kapua Tarere II. Alias removed @Paki Hautai (21)	
137	Te Pare	Merged with 138	
138	Te Pari Whakairo	Alias added Te Pare. Key reference 29 inserted	
139	Te Peehi Puahekeao	Alias added @Te Pua Hekeao @Pua Pitiroi. Key reference 3 inserted	
140	Te Pikinga Werl	Merged with 153	
141	Te Pua Hekeao	Alias added @Te Peehi Puahekeao @Pua Pitiroi	
143	Te Raho Korowhiti	Alias added Taramoa Korowhiti. Gender added (M)	
144	Te Rangi Kuao Eperi	Name changed to Te Rangi Kuao Hoperi. Alias removed @Te Rangikaao Hoperi (34). @Rangikaao Hoperi (4,33)	
145	Te Rangihira Pounamu	190 WI Roa merged. Alias added @Huiroa @Hiroa @Te Whiroa @WI Roa. Key reference 33, 34 inserted.	
146	Te Rangiwahumata	Merged with 150	
147	Te Ratahi Tukau	Added alias @Ratahi Telka	
148	Te Rina	Merged with 125	
150	Te Rauhi Te Rangiwahumata	Name amended to Te Rauhi Rangiwahumata. Adding alias @Te Rangiwahumata. Key reference 4,28,30,34 inserted	
151	Te Uru Taumangu	Gender (U)	
153	Te Werl	Name amended to Te Werl Haetuterangi. Alias added @Te Pikinga Werl @Te Werl. Key reference 20 inserted	
154	Te Whita Takirau	Alias added Te Whita Rangawhenua	
155	Tihirua	Name amended to Tihirua Tumounga. Alias added @Tihirua. Key reference 17 inserted	
156	Titi Kere	Alias added @Titi Tihu @Titi Te Ikahaehae @Tuwhakakaitaua	
157	Tohe Pakanga Te Wharerangi	Alias removed @Tohi Pakanga. Alias added Tohe Taura. Key reference 2 inserted	
158	Tohi Rangiohiti	Alias removed @Tohe (29) @Tohe Rangiohiti (20)	
159	Tohe Taura	Merged with 157	
160	Tonga	Name amended to Tonga Horomona. Alias added @Tonga Paekawa	
162	Tongarewa Piripi	71. Ngata Piripi merged. Removed "Ngaki Piripi is a misspelling in NIML 1907 - See 13 TMB 94-95"	
163	Topuni	Gender added (F). Alias added Topuni II	
164	Toroa Tama Rire	Merged with 34	
165	Toroa Teikawarangi	Alias removed @Toroa Te Ika Wairangi (15)	
167	Tuanini	Alias added Te Hemara Tuanini (17). Key reference 17 inserted	
169	Tulhu Tahuri	Merged with 125	
171	Tukirikau	Gender added (M)	
172	Tokotahi Tokotaua	Alias removed @Tukotahi Tokotaua @ Tukotahi Ngane (1)	
173	Tumai Tamarua	84. Porana Tumai merged. Alias added @ Porana Tamarua (17). Key reference 17 inserted	
175	Tumoronga	Merged with 175.	
176	Tumounga	Alias removed @Tumounga (15) Key reference 17,34 inserted.	
178	Tungane Kore Hinehapua	Alias added @Hu Winia	
181	Tutehourangi	Name amended to Tutehourangi Horonuku. Alias added Rahui Horonuku	
182	Uira	Merged with 184. Uira Wehikore	
183	Uira Hunwai	Merged with 184. Uira Wehikore	

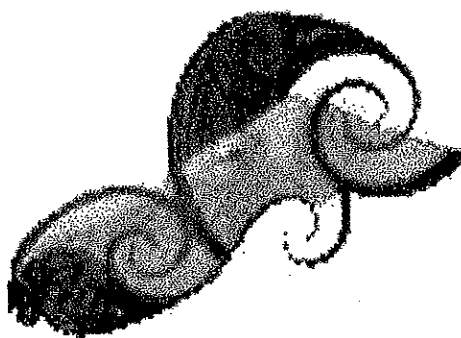
184	Uira Wehikore	182. Uira and 183. Uira Huniwal merged	
185	Waikowhai Motutahi	Alias added @Waikowhai Manihera	
186	Wangarunui Wikitoria	Name amended to Wangarunui Pipi Wikitoria and alias added Waingarunui Wikitoria. Alias removed @Wangarunui Tohe	
187	Waka Taranui	Name changed to Te Wakataranui. Alias added Waka Taranui	
188	Whakaahu	Name amended to Whakaahu Haeretuterangi. Alias added Whakaahu Hone	
189	Whakare	Gender added (M)	
190	Wi Roa	Merged with 145 Te Rangihira Pounamu	
191	Wiki Topia	Alias added @Ngawairamana Tume @Pikiwaiwhara. Key reference 4 inserted	
192	Wiremu Te Korohiti	Name changed to Wiremu Te Korohiti. Alias added @Wi Te Korohiti	
193	Wirihana Ihi	Alias added Wirihana Te Ihi @ Wirihana Te Awaawa	
194	Hakiaha Tawhiao	Tupuna added to list following approval by Runanga 10 Sep 14	
195	Pea Ngataierua	Tupuna added to list following approval by Runanga 10 Sep 14. Alias added @Pea Te Huaki Te Uaki	
196	Te Kere Ngataierua	Tupuna added to list following approval by Runanga 10 Sep 14. Alias added @Te Kere Te Huaki @Te Kere Taua	
197	Whiutahi Te Warahi	Tupuna added to list following approval by Runanga 10 Sep 14. Alias added @Te Whiutahi Te Warahi. Deleted "Sibing to 194. Hakiana Tawniao"	
198	Horomona Porangahue	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Gender notation (M) added. Alias added @Pourangahue @Paurangahue.	
199	Te Haina Ngahua	Tupuna added to list following inclusion of Pohokura Block. Gender notation (F) added	
200	Te Hae Toa Kohuru	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Alias added @Te Haeretuterangi. Gender notation added (M)	
201	Heni Te Rau	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Alias added @Mrs Jane Brown @ Heni Te Rau Nichol.	
202	Natanahira Ngahina	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Gender notation added (M)	
203	Tipene Motukawa	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Alias added @TKI Maikara @Tipene Maikara.	
204	Tahuna Whareangi	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Gender added (M).	
205	Herana	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Name amended to Herana Whareangi. Gender added (F).	
206	Hemi Karaitiana	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Gender added (M).	
207	Mata Moerewarewa	Tupuna added to list following inclusion of Pohokura Block. Key notation (17) added. Gender added (F).	
208	Te Api Nganeko	Merged with 51. Nganiho Papaawai	
209	Te Amo Rangawhenua	Was previously merged in error and has been demerged and added to the list	
210	Mataunga Matakirangi	Tupuna added to list following boating of the Kirikiri owners list	
211	Ngaupo Matakirangi	Tupuna added to list following boating of the Kirikiri owners list	
212	Tarati Riwai	Tupuna added as sibling to Te Hue Riwai	

ATTACHMENT E: Ngāti Maru: 'Mana Tangata'

NGATI MARU

“Mana Tangata”

Methodology of compiling the Ngati Maru Tupuna List
& Rationale for Tupuna inclusion



Prepared for distribution to the Office of Treaty Settlements (OTS)

By Karl Burrows, Pare Hayward & Holden Hohaia

(22 September 2014)

1. INTRODUCTION

The Ngati Maru (ki Taranaki) tupuna List is the result of a collection of Ngati Maru persons (tupuna) who were contemporary to the **historical era of 1880 – 1920**; Essentially the tupuna list was a snapshot of the composition of Ngati Maru, during that period. The Tupuna list would form the basis of who could be defined as Ngati Maru today; by virtue of descent from at least one of those tupuna.

This memo sets out the methodology employed for compiling the Tupuna List; and outlines the rationale for inclusion of those tupuna.

The list is essentially built from Primary Source Documents within our time period, in relation to Ngati Maru people as Land Owners, Ngati Maru people as Voters and Ngati Maru petitioners and their supporters, in seeking redress with the Crown. This extended further to Ngati Maru tupuna who made unsuccessful applications to the Land Court during the time period; the focus was on those who clearly identified themselves as Ngati Maru, rather than the outcome of title investigations. This cannot be understated. The underlying principle of the tupuna list is **“Mana Tangata” – positive identification as Ngati Maru.**

2. RATIONALE

Subject to the limitations set out below, tupuna included on the list are those, who as said above, identified themselves as Ngati Maru; either individually or by their inclusion in the collective representation of Ngati Maru in the documentation.

(a) Primary Source Documents

We drew on the three Waitangi Tribunal Reports to create our source document list, of Ngati Maru Land blocks. Those reports were :

Bennion, Tom and Ford, Janine; *Te Wera Forest Research Report* – (WAI 908) 1996

Harris, Aroha, *Crown Acquisition of Confiscated and Maori Land in Taranaki 1872 – 1881* (WAI 143) 1993

Waetford, Aroha, *A report commissioned by the Waitangi Tribunal for the Taranaki Claim (WAI 143) concerning Ngati Maru A – F Blocks*, 1995

Not all referenced documents were able to be located, despite extensive searches in the Maori Land Court / National Archives as applicable.

(b) Time Period 1880 – 1920

We included tupuna from Documents from the above period. This is a spectrum in time that captures at least 2 generations of Ngati Maru; in some cases 3. Extending the dates would have the effect of bringing in more tupuna but will increase multiple generations within the list. An assumption is made here that the tupuna in earlier documents pre 1880 will either be on the list or their uri will be on the list. The same rationale can be applied to the later era, post 1920.

However, we have recently collected names from documents that cover the period 1870 – 1880 (Land sale documents); and although they have not been included initially; we are currently undertaking an exercise in cross matching. This is to test our assumption that uri of pre 1880 tupuna have been captured, or to identify tupuna who have been excluded because of our process, and their subsequent descendants are without a tupuna on the list to trace descent from.

(c) Rohe

Land documents used were limited to the geographical area within the Ngati Maru rohe (as identified by Pono Whakaruru in the Waitangi Tribunal Claim submitted by Karl Burrows and Holden Hohaia).

Any names from the Western Maori Electoral Rolls were limited to those that resided in places that Ngati Maru were known to live, at that time (eg. Purangi, Tarata, Okawa). Of course this was subject to those having already clearly identified themselves as Ngati Maru either in the "tribe" column or the "hapu" column; as set out in the Western Maori Electoral Rolls of 1908 and 1919 respectively.

Name	Sex	Tribe	Hapu	Address
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(d) Identity

Where land blocks fell within the Rohe of Ngati Maru, but have persons from an iwi or hapu other than Ngati Maru, these blocks have been **excluded**. Some noticeable examples are, Huiakama, Mangaotuku, Mangaere and Taumatamahoe.

The first three were Ngati Ruanui awards, and though the land lists comprised of persons who had dual whakapapa to both Ngati Maru and Ngati Ruanui, it was still clearly evident that these blocks were awarded under a Ngati Ruanui *take*.

The same can be said of Taumatamahoe; despite having persons of dual whakapapa to both Ngati Maru and Ngati Ruru, the blocks had been awarded under a Ngati Ruru take.

These details are included in the accompanying table, along with details of other lands.

In cases where there has been no actual identification of Ngati Maru; but the documentation related to land in the Ngati Maru rohe and there are no known cross claims, or evidence of other iwi, these have been included. This includes all the West Coast Commission Reserves listed in the schedule.

3. APPLICATION FOR ADDITION OF TUPUNA/ ADDITION OF SIBLINGS

We accept that there may be Ngati Maru Tupuna alive during this period that may not be on the list. To allow for this, uri of tupuna can make application to the runanga for their tupuna to be added with supporting evidence that shows that they are Ngati Maru. As of today's date, four (4) tupuna have been accepted by the runanga via this process.

Where we have evidence of tupuna that are siblings to those that are on the list by virtue of meeting the established criteria, these have been added to the list. As of today's date, three (3) tupuna have been added to the tupuna list as siblings.

4. DUPLICATES OF NAMES & ALIASES

Some persons may be known by more than one name. Where this has been identified by the research or by consultation with Ngati Maru or we have good reason to believe the persons by different names are in fact the same person, we have not specified all names, but taken one version, usually the most expansive and included a column to record all variations, aliases and misspellings.

5. ONGOING RESEARCH

To enhance the integrity of the list further, research should continue, and funding be sought for the following :

- Accurate overlaying of rohe boundaries over land blocks to ensure all blocks are considered and checking whether Ngati Maru are involved in any land blocks in other areas outside the rohe.

- Research into succession of tupuna to determine the descendants of tupuna to enable easier connection with present day generation.
- To increase the time parameters of tupuna harvest as far back to 1840 that we can, and continue exercises in cross matching.

Schedule – List of documents considered and reasoning for their inclusion or exclusion from the Tupuna list

Included Documents	Year	No. of Ngati Maru Land	Included/Excluded	Reason for Inclusion/Exclusion				Notes
				Ngati Maru ID?	Within one?	Does located?	Within time?	
Legislation								
1 Purangi Landless Natives Act 1907	1907		Included	Y	Y	Y	Y	
2 Ngati Maru Landless Natives Act 1907	1907		Included	Y	Y	Y	Y	
Electoral Roles								
3 Western Maori Electoral Role 1908	1908		Included	Y	N/A	Y	Y	
4 Western Maori Electoral Role 1919	1919		Included	Y	N/A	Y	Y	
Petitions								
6 Petition of Tumai Tamarua 1887	1887	7	Included	Y	N/A	Y	Y	
5 Petition of Kapua Keepa 1925	1925	7	Included	Y	N/A	Y	Y	
Maori Land Court Hearings								
15 Whitianga Block hearing 1895 22 Whanganui MB 64 - 65	1895	47	Included	Y	Y	Y	Y	
16 Pahautuhia 1882 Mokau-Waitara MB 54-58	1882		Included	Y	Y	Y	Y	
17 Pohokura	1882	26	Included	Y	Y	Y	Y	
West Coast Commission Reserves								
20 Manutangihia & Te Nau 1896 - 7 Taranaki MB 86-87	1896	22	Included	N/A	Y	Y	Y	In rohe (Upper Waitara) and no evidence of other iwi involvement or cross claims
21 Autawa 1896 - 7 Taranaki MB 87	1896	14	Included	N/A	Y	Y	Y	
22 Kopua Section 55 & 56 (Burial reserve) 1896 - 7 Taranaki MB 90	1896	1	Included	N/A	Y	Y	Y	
23 Pohohitoa (Burial Reserve) 1896 - 7 Taranaki MB 90	1896	5	Included	N/A	Y	Y	Y	

INCLUDED DOCUMENTS CONTAINED IN		Year	No. of Ngati Matapuna	Included/Excluded	Reason for Inclusion/Exclusion			Notes
24	Puketui Sec 17 Blk II 1896 - 7 Taranaki MB 90	1896	5	Included	N/A	Y	Y	Y
West Coast Commission reserves copy								
25	Makahau 1896 - 7 Taranaki MB 88	1896	2	Included	N/A	Y	Y	Y
26	Makino 1896 - 7 Taranaki MB 88	1896	1	Included	N/A	Y	Y	Y
27	Namunamu 1896 - 7 Taranaki MB 88	1896	4	Included	N/A	Y	Y	Y
28	Paritutu 1896 - 7 Taranaki MB 88	1896	8	Included	N/A	Y	Y	Y
29	Ngakorako & Mangahau Reserve 1891 - 6 Taranaki MB 5-7	1891	8	Included	N/A	Y	Y	Y
30	Mangaoapa 1896 - Ownership list for Mangaoapa 20 March 1896	1896	12	Included	N/A	Y	Y	Y
31	Kerikeringa & Kawau 1884 - Original Owners for Te Kawau (Huroa SD Blk II) Block Order file for Kawau Block, dated 28th October 1884 AND First Schedule of Original Owners for Kerikeringa dated 12 November 1884	1884	34	Included	N/A	Y	Y	Y
32	Onepoto 1916 - Original grant for Onepoto 1884 plus succession to Tuihu Matenga 1899	1916	4	Included	N/A	Y	Y	Y
33	Pukehou 1916 - List of Owners of the Pukehou Block 1916	1916	14	Included	N/A	Y	Y	Y
34	Pukerata 1907 - List of Owners and Rents Received AJHR 107, Session 1	1907	33	Included	N/A	Y	Y	Y
Others								
S	Sibling to tipuna on list due to meeting criteria above in 1-35			Included	N/A			
A	Tupuna added pursuant to approval by Runanga			Included	N/A			

In robe (Upper Waitara) and no evidence of other iwi involvement or cross claims

EXCLUDED DOCUMENTS			Year	No. of Ngāi Marupuna	Included Ex	Reason for inclusion/Exclusion				Notes
						Ngāi Mar. ID?	Within time?	Dots located?	Within time?	
Petitions										
Henare Te Rangipiahouho and 12 others	1872		13	1872	Excluded	Y	N/A	Y	N	Outside timeframe but names noted for possible future inclusion
Waingarunui and 16 others - Petition number 314/1898	1898		17	1898	Excluded	-	N/A	N	Y	Assistance requested from Crown historian to help locate these documents.
Tutanuku Tume and 72 others - Petition number 115 (1899)	1899		73	1899	Excluded	-	N/A	N	Y	
Te Weri Haeretuterangi and 7 others - Petition number 29/(Session I 1909)	1909		8	1909	Excluded	-	N/A	N	Y	
Te Kapua Rangataua and Another - Landless Members of Ngatimaru Tribe - Petition 21/1935	1935		2	1935	Excluded	Y	N/A	-	N	Outside timeframe but names noted for possible future inclusion
Titi Te Ikahaehae Kupenga and 22 others re Pukemahoe Block - Petition 61/1937	1937		23	1937	Excluded	Y	N/A	Y	N	
Te Hekenui Whakarake and others concerning Ngatimaru Landless Natives Lands (R17696887) - Petition number 174 of 1937	1937		-	1937	Excluded	Y	N/A	-	N	
Hekenui Whakarake of CastleCliffe Wanganui Record number N.D. 5/5/24 Petition number: 54/1943	1943		-	1943	Excluded	-	N/A	-	N	
Land sales not through Maori land court										
Kopua	1872		23	1872	Excluded	Y	Y	-	N	Outside timeframe, but names noted for possible future inclusion
Waitara- Taramouku	1874		23	1874	Excluded	N	Y (partly)	-	N	
Pukemahoe	1874		7	1874	Excluded	Y	Y	-	N	
Ruapekapeka	1874		1	1874	Excluded	Y	Y	-	N	

EXCLUDED DOCUMENTS CONT		Year of Birth	Holder	Reason for inclusion/Exclusion			
				Real ID?	With role?	Does role?	With role?
Land sales not at court (Maori Land Court)							
Huiroa		1874	Excluded	N	Y		N
Maori Land Court Hearings							
Huiakama		1881	Excluded	N	Y	Y	Y
Mangaotuku		1875	Excluded	N	Y	Y	N
In rohe, however evidence indicates the participants were mostly Ruanui (9 out of 14). The five Maru participants have been included through other blocks							
Mangaere		1881	Excluded	N	Y	Y	Y
Awarded to Ngati Tuhikita and no reference that this is a hapu of Ngati Maru							
Taumataamahoe			Excluded	N	Y (partly)		Y
Claimed by and awarded to Whanganui tribes							
West Coast Leases							
35 Kirikiri		1884	Excluded	Y	Y	N	Y
Rimutauteka			Excluded	N	Y		Y
Awarded to Ngati Awa							

ATTACHMENT F: Te Rūnanga o Ngāti Maru mandate strategy

July 2015
Ngāti Maru Mandate Strategy

Mandate Strategy and Deed of Mandate	
Purpose of this document: to collect all the information required for your representative body to demonstrate it has a mandate to represent your large natural group in Treaty settlement negotiations. A copy of this Mandate Strategy (excluding bank account details) and the subsequent Deed of Mandate will be posted on the OTS and Te Puni Kōkiri websites and submissions, views and inquiries will be invited. We will provide you with copies of any relevant submissions received for your consideration and response. Your application will be subject to the Official Information Act 1982. For information on the process to seek a Crown recognised mandate please see www.ots.govt.nz .	
Large natural group	Ngāti Maru
Name of representative body	Te Runanga o Ngāti Maru (Taranaki) Trust
What a recognised mandate is for	To represent your large natural group in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of your large natural group.
Limits to a recognised mandate	The mandated body must present an initialled deed of settlement and proposed Post-Settlement Governance Entity to the claimant community/large natural group for their ratification.
Contact details for the person who will answer questions about this document	
Name	Holden Hohaia
Role	Interim Claim Manager
Phone	0296500759
Email	holden.hohaia@clear.net.nz
Postal address	Te Runanga o Ngāti Maru (Taranaki) Trust 378 Evans Bay parade Hataitai Wellington 6021
Phone	0296500759
Email	Holden.hohaia@clear.net.nz

July 2015
Ngāti Maru Mandate Strategy

Claimant definition		
	Crown guidelines	Your information
1	Ancestry What are the names of common founding ancestor(s)?	Maruwharanui
2	Wai Claims What are the historical Wai claims associated with this large natural group? Please note that the representation sought is for all claims, whether registered or un-registered.	<p>Claims to be settled in full:</p> <ul style="list-style-type: none"> • Wai 136 • Wai 1609 <p>Claims to be settled so far as they relate to Ngāti Maru (Taranaki):</p> <ul style="list-style-type: none"> • Wai 54 • Wai 131 • Wai 139 • Wai 583 • Wai 889 (historical aspects only)
3	Rohe/Area of Interest What is the area covered by the claims? (Please either include a written description or attach a map.)	See attached map (Appendix 1)
4	Iwi/Hapu What are the names of constituent iwi and hapu, both historical and contemporary?	<p>Our iwi name is Ngāti Maru. Our eponymous tupuna is Maruwharanui. There are a number of hapū of Ngāti Maru including:</p> <ul style="list-style-type: none"> • Ngāti Hinemokai • Ngāti Teika • Ngāti Kōpu/Kopua • Ngāti Kui • Ngāti Tamakehu • Ngāti Tamatapui • Ngāriki

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Ngāti Maru Mandate Strategy

5	Marae	What are the marae associated with the large natural group?	<p>Ngāti Maru has one active marae, Te Upoko o te Whenua, also known as Pukehou or Tarata Marae.</p> <p>Some members of Ngāti Maru have close associations with neighbouring iwi marae such as Owae, Kairau, Kohangamoa and Whakaahurangi, but these are not recognised as Ngāti Maru marae.</p> <p>There were numerous historical marae, pā sites and settlements. These include, but are not limited to: Te Whakaurunga, Te Nau, Ngamataniho, Pohokura, Kaito, Waikauwia, Mataiwhehu, Kaiwhakauka, Tahoraparaoa, Tahereaka, Mangaone, Piwaenui, Maireriki, Mangaotuku, Te Toke, Te Arapoto, Whitianga, Pitawa, Tukehu, Tukituki, Paiake, Manutangihiia, Whaititanga, Tarakihī, Makahikatea, Mangawhata, Takanganui, Otikope, Puketapu, Purangi, Moeahuru, Ngakorako, Pukemahoe and Pohohitoa.</p>
6	Overlapping Claims/Iwi	Please identify overlapping groups. We encourage you to list all neighbouring groups here, both settled and yet-to-settle.	Ngāti Maniapoto, Whanganui Iwi, Ngāti Tama, Ngāti Mutunga, Te Ahiawa (Taranaki), Taranaki Iwi, Ngāruahine, Ngāti Ruanui, Ngā Rauru Kītahi.
7	Previous engagement	Has your large natural group/representative body had any previous engagement with the Crown, such as engagement due to overlaps with other groups in negotiations or a previous on-account settlement?	Ngāti Maru representatives have had numerous engagements with Crown, including the Ngāti Maru Tribal Council, Ngāti Maru Pukehou Trust and the Ngāti Maru Claims Progression team. None of these engagements progressed to the point of the representative group being recognised as a mandated entity to progress the claim. Te Rūnanga o Ngāti Maru (Taranaki) Trust was established in 2010 (the Rūnanga). The previous trustees of this trust had dealings with the Crown and expended considerable effort attempting to progress the claim.
8	Waitangi Tribunal	Has the Waitangi Tribunal inquired into or reported on any of the claims of your large natural group? If so, please describe.	The Taranaki Tribunal's Kaupapa Tuatahi Report (WAI 143) covered aspects of Ngāti Maru's claims. The Tribunal were notified of Ngāti Maru's interests in Whanganui claim (WAI 903) due to the lodging of WAI 1609 but no inquiry or report was made by the Tribunal into these interests.
			The Representative Body
9	Representatives	What are the names of the representatives on the	The current trustees were elected pursuant to the processes outlined

July 2015

Ngāti Maru Mandate Strategy

		body? Please provide records of how these representatives were elected (i.e. advertisements and minutes of relevant meetings).	in the Second Schedule of the Rūnanga Trust Deed. See sections 6.1, 6.3(b) 7.2 and 7.3. The Rūnanga engaged a third party election company to run the elections in accordance with our Trust Deed requirements. The trustees that were elected and approved by the Maori Land Court are: Holden Hohaia, Glenn Peri, Kiriana Burrows, Karl Burrows, Te Aroha Woods, Tamzyn Pue and Jordan Wansborough. Please find attached copies of notices of the elections with the subsequent court order of approval attached as Appendix 2.
10	Structure	What kind of entity is the representative body? Briefly describe the structure of the body, particularly the relationship between constituent iwi/hapu/marae and the body. The following types of bodies have previously been recognised by the Crown as mandated bodies: <ul style="list-style-type: none"> - Private Trust - Incorporated Society - Charitable Trust - Committee of an existing Trust - Iwi Runanga - Working part/ non-legal entity 	Te Rūnanga o Ngāti Maru is an Iwi Rūnanga. It has been constituted as a Whenua Topu trust under Te Ture Whenua Maori 1993. Clause d (i) of the Trust Deed outlines that the trust is established to: "Act as the representative entity for the iwi of Ngāti Maru". Clause 2(b)(ii) of the Trust Deed also states that the object of the trust is to represent the interests of Ngāti Maru in negotiations with the Crown in relation to settlement of the Treaty of Waitangi claims of Ngāti Maru (Taranaki).
11	Key Governing Documents	What are the key governing documents (e.g. Trust Deed, Charter or Constitution) that govern the operations of the body and its negotiators? Please attach these and provide to the Crown.	A copy of the Trust Deed is attached for information as Appendix 3. This deed has also been examined by the Office of Treaty Settlements and endorsed as an appropriate entity to seek mandate on behalf of the people of Ngāti Maru to negotiate the claim.
12	Accountability	How will the representative body be accountable to the claimant community? <ul style="list-style-type: none"> - how will the body make decisions? - by what means and how often will the body report to the claimant community on progress? 	The representative body is required by law to act within the constraints of the Trust Deed. The Trust Deed sets out the powers of the trustees, the process by which trustees are elected, the manner in which decisions are made and in which the trustees are accountable to the beneficiaries.

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Ngāti Maru Mandate Strategy

		<p>Please refer to the key governing documents as applicable.</p> <p>Mandated bodies must present an initialled deed of settlement to the claimant community for their ratification.</p>	<p>See the Third Schedule of the Trust Deed – sections 1.1 and 5.1</p> <p>In relation specifically to the claim, following elections it is proposed that the trustees report to the claimant community to keep them updated on the progress of the claim as follows:</p> <ul style="list-style-type: none"> - 4 x yearly at publicly advertised hui-a-iwi (this includes the AGM) - at the AGM as required by the report disclosure and reporting requirements in sections 7.3 and 8.1 of the Trust Deed - quarterly through our e-newsletter updates
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July 2015

Ngāti Maru Mandate Strategy

13	Tribal Register	<p>Is there a tribal register or a beneficiary list that identifies members of the claimant community? What is the process by which potential members of the claimant group can register and be verified as tribal members?</p> <p>It is important that the representative body establishes a tribal register or beneficiary list (if one does not already exist) and encourages registrations.</p>	<p>Interim trustees were appointed to the Rūnanga by a judge in November 2012 and were appointed the following two tasks:</p> <ol style="list-style-type: none"> 1. Review the membership register; and 2. Hold fresh trustee elections <p>The register of Members for Ngāti Maru is covered under sections 1.1, 3.1 and 4.1 of the First Schedule of the Trust Deed. These provisions require the Rūnanga to maintain a register of the members of Ngāti Maru and to follow a process for applicants to become members (including the establishment of a whakapapa validation committee).</p> <p>At a hui-a-iwi held on 10 August 2013, the Rūnanga was directed to fund historical research on Ngāti Maru whakapapa in order to provide a solid basis for registrations. A tupuna list was developed based on historical information (land court lists, electoral roles and petitions to government and other relevant historical information) between the periods 1880 and 1920. All registered members must show a connection to the tupuna in this list through descent. A review of all registrations was undertaken. Those registrations that did not provide any whakapapa or were not clearly identifiable as Ngāti Maru by descent to a tupuna on our list were notified in writing asking for more information to show their connection. The Tupuna List is attached as Appendix 4. The Tupuna List is based on descent from a number of Maru ancestors; however, we also acknowledge Maruwharanui as our original tribal progenitor.</p> <p>The Rūnanga has appointed a Registrar and developed an on-line registration system to simplify and improve accessibility. The Registrar has undertaken research into the descendants of all tupuna on the list and is actively engaging and inviting current descendants to register.</p>
14	Crown Policy	Claimant funding is managed by the mandated	We agree to these requirements

	<p>regarding Financial accountabilities</p>	<p>representatives on behalf of the claimant group. The onus is on the mandated representatives to be accountable to its claimant group.</p> <p>This includes: seeking the claimant group's approval of the claimant funding management policy and disclosing the manner in which the claimant funding is being managed and reported to the claimant group, i.e. by providing financial reports to hui-a-iwi and/or including financial reports in regular newsletters.</p> <p>Mandated representatives are required to undertake an annual independent review of negotiation related financial statements and provide the review results to the Office of Treaty Settlements. The submission of an annual review and supporting documentation provides assurance to both the Office of Treaty Settlements and claimant groups that the funding released to the mandated representatives has been used appropriately.</p> <p>The Crown requires that claimant representatives maintain a separate back account for the claimant funding receipts and negotiations expenses. Any change of bank account must be notified immediately. Other sources of funding, such as Crown Forestry Rental Trust funding, must be kept in a different account from the Crown negotiations and claimant funding account. Expenses claimed against Crown claimant funding must not also be claimed against other sources of funding (and vice versa).</p> <p>The mandated representatives must develop a transparent and accountable claimant funding management process that describes who will control the funding, how it will be controlled and how the funds will be used. For example, the</p>	
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July 2015
Ngāti Maru Mandate Strategy

		<p>mandated representatives should prepare a claimant funding management plan that sets out:</p> <ul style="list-style-type: none"> i. the process to approve invoices and payment of invoices; ii. a reporting mechanism for all incoming revenue/receipts and expenses/payments (i.e. an income statement that lists transactions of all incoming receipts and payments, their purpose and cost category); and iii. when and how the annual review of the mandated representatives negotiation related financial statements (bank account and transactions) will take place. <p>It is the Crown's experience that mandates are challenged if claimant groups feel that their funding is being used inappropriately. Please confirm that the representative body will comply with Crown policy.</p>	
15	Claimant funding	<p>The Crown determines its contribution towards a claimant group's negotiation expenses once a claimant group has had its mandate recognised by the Crown. This is done by assessing the specific features of a claimant group and the claim or claims to be negotiated. Based on the assessment, officials write a report to the Minister for Treaty of Waitangi Negotiations, who makes a decision on the upper limit of claimant funding that the Crown will provide to a claimant group and how much is to be allocated to each milestone. The Minister for Treaty of Waitangi Negotiations then writes to the mandated representatives advising them of the Crown's total claimant funding contribution. Once this has been provided, the mandated representatives should prepare a claimant funding management plan that sets out:</p>	<p>We have requested to have input into determining the claimant funding that Ngāti Maru will receive.</p>

July 2015 Ngāti Maru Mandate Strategy

		<p>i. the basis/limits on financial spending including negotiators' fees, hourly rates for employees, travel and accommodation allowances; and</p> <p>ii. a budget that sets out where the funds will be needed to ensure that the claimant funding lasts for the duration of negotiations (take into account that the latter end of the process is generally more costly).</p>	
16	Removing or amending the mandate conferred by the claimant community	<p>How can the claimant community remove or amend the mandate? Is the process for removing or amending the mandate clearly set out?</p>	<p>If no resolution is reached through initial discussions with the Rūnanga, a special meeting can be called for the purpose of amending or removing the mandate.</p> <p>A quorum of 30 registered members is required in order to call a special meeting for this purpose.</p> <p>Notice of this meeting will be sent to all registered members as well as advertised in a national and two provincial papers.</p> <p>Voting will be for all registered and un-registered Ngāti Maru members who are over 18 years of age. An opportunity to vote by special vote will be provided for any unregistered Ngāti Maru iwi member and will be subject to meeting the requirements of the whakapapa validation committee.</p> <p>A 75% majority is needed in order to remove or amend the mandate.</p>
17	Negotiators	<p>How will the negotiators be accountable to the mandated body?</p> <ul style="list-style-type: none"> - who will appoint the negotiators? - how will the negotiators be appointed and removed? - will the negotiators be bound by the mandated body's charter and/or a specific 'terms of reference' and what are they authorised to do? - on what basis will the negotiators be chosen? 	<p>There will be between 1 and 3 negotiators appointed and specialist advisors will be brought in as required.</p> <p>The negotiators will be contracted by the Rūnanga to negotiate a proposed settlement of Ngāti Maru's claim against the Crown (which will be subject to iwi ratification).</p> <p>The negotiators will be held accountable to the Rūnanga and will report to the Rūnanga on a regular basis. Negotiators will be subject</p>

July 2015

Ngāti Maru Mandate Strategy

		<p>- how will the negotiators report to the mandated body?</p>	<p>to regular review to ensure all contractual terms are met.</p> <p>The Rūnanga shall develop terms of reference which shall define the scope of negotiations. The negotiators will also be appointed subject to a contract with specified performance criteria and limited term allowing for review and renewal at the discretion of the Rūnanga. The Rūnanga shall have the power to remove the negotiators for breach of contractual terms.</p> <p>Trustees may also be appointed as negotiators in accordance with the above process.</p> <p>Negotiators will report to Ngāti Maru by reporting their progress (subject to confidentiality requirements) at specifically called hui-a-iwi and via email communication and social media platforms as appropriate.</p>
Mandate hui process			
18	Hui Time/Location	<p>Representative body to organise hui where large numbers of their claimant community reside: both nationally (e.g. Auckland, Wellington) and inside iwi rohe. The Crown may support the mandate hui process by organising some national hui. The Crown may also be funding specified venue and advertising costs in a number of national centres for representative bodies to host hui to seek confirmation of their mandate.</p> <p>When and where will these hui be held?</p> <p>Precedents for different sized groups:</p> <p>1,800 people – 3 mandate hui</p> <p>5,000 people – 8 mandate hui</p> <p>30,000 people – 12 mandate hui</p>	<p>Three mandating hui will be held in August 2015 on the following dates:</p> <ul style="list-style-type: none"> • 9 August at Te Upoko o Te Whenua Marae in Tarata • 10 August at Taumarunui Marae in Taumarunui • 15 August in at Waiwhetu Marae in Wellington <p>These hui will be publicly advertised in newspapers at least 21 days prior to the first hui.</p>
19	Hui Advertising	How will the hui be advertised? Will at least 21 days	The Rūnanga will comply with all Crown requirements in regard to

July 2015

Ngāti Maru Mandate Strategy

		<p>public notice given for each hui?</p> <p>The representative body needs to advertise the mandate hui at least 21 days in advance in local/national newspapers. The Crown will provide an advertisement template for you to complete. It is important that advertisements show:</p> <ul style="list-style-type: none"> - where and when the hui will be held; - the purpose of the hui; - information on the voting process (including eligibility to vote); and - the resolution to be voted on at the hui. 	<p>Hui advertising. We will also notify our own members through email and notices on our website and our social media channels to seek a strong turnout.</p>
20	Hui presentation	<p>The Crown will provide a template presentation for you to complete including information on:</p> <ul style="list-style-type: none"> - the claimant definition and historical claims; - the identity of the body seeking mandate and its representatives; - the structure and accountabilities of the body; - stating that the mandate sought is to represent your large natural group in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of your large natural group; and - stating that the mandated body would present any initialled deed of settlement to the claimant community for their ratification. 	<p>Agreed.</p> <p>The iwi presentation will also provide an opportunity to present the mandate in a broader context as part of the Runanga's desire to help the iwi achieve improved social, cultural and economic outcomes for its members. Following the mandating hui, we will be setting out our plans to engage the iwi in a strategic planning process to emphasise the importance of planning, strategy and accountability.</p>
21	Resolutions	<p>What is the hui resolution?</p> <p>E.g. "This hui gives the [representative body] the mandate to represent the [large natural group] in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of [large natural group]."</p>	<p>"Te Rūnanga o Ngāti Maru (Taranaki) Trust has the mandate to represent Ngāti Maru (Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru."</p>
22	Voting Process	<p>How will the claimant community vote? E.g. secret</p>	<p>Voting will be by a postal ballot administered by a third party. Info</p>

July 2015

Ngāti Maru Mandate Strategy

	<p>ballot or show of hands. All of these methods are acceptable to the Crown. For each method the representative body will need to have a way to check that people do not vote more than once. Please invite Crown observers and independent scrutineers to attend the hui.</p>	<p>packs and forms will be sent to all registered Ngāti Maru members when mandating hui are advertised.</p> <p>Voting can also be done online or in person at the hui via a ballot box.</p> <p>An opportunity to vote by special vote will be provided for any unregistered Ngāti Maru iwi members. This will be subject to meeting the validation requirements below and will involve registering as a member and depositing a postal form in the ballot box at the hui.</p> <p>Special votes can be issued at the hui, which can be completed on the spot, or posted back to the registrar, and will only become valid once whakapapa has been confirmed by the whakapapa committee.</p>
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ATTACHMENT G: Crown letter endorsing Te Rūnanga o Ngāti Maru's mandate strategy



PART OF THE MINISTRY OF JUSTICE

Office of Treaty Settlements
Justice Centre | 19 Altken Street | DX SX10111 | Wellington
T 04 494 9800 | F 04 494 9801
www.ots.govt.nz

15 July 2015

Holden Hohaia
Te Rūnanga o Ngāti Maru Trust
378 Evans Bay Parade
Hataitai
WELLINGTON 6021

holden.hohaia@xtra.co.nz

Tēnā koe

Te Rūnanga o Ngāti Maru Trust mandate strategy endorsement

Thank you for submitting a mandate strategy on behalf of the Ngāti Maru (Taranaki) Large Natural Group. I am pleased to advise that the Crown has assessed and endorses the mandate strategy provided by Te Rūnanga o Ngāti Maru Trust (Te Rūnanga).

We appreciate the time and effort it has taken to produce this mandate strategy. The Crown is satisfied that issues raised in the submissions have been, or are in the process of being, addressed to a sufficient degree that Te Rūnanga can continue with the mandate process. This means that the Crown accepts the mandate strategy and Te Rūnanga can hold mandate hui and seek a mandate to represent Ngāti Maru in Treaty settlement negotiations with the Crown.

We encourage Te Rūnanga to continue to engage as widely as possible with the Ngāti Maru (Taranaki) claimant community, including those who presently oppose the mandate process.

Please contact Jennifer Hale on jennifer.hale@justice.govt.nz or 04 913 2388 should you wish to discuss the contents of this letter.

Nāku noa, nā

Emily Owen
Settlement Development Manager (Acting)

ATTACHMENT H: Mandate hui advertisements

Taranaki Daily News
18 July 2015
(Saturday)

**Ngāti Maru (Taranaki)
Mandating Hui & Iwi Development Plan**

Te Rūnanga o Ngāti Maru (Taranaki) Trust (**Te Rūnanga**) is seeking a mandate to represent Ngāti Maru (Taranaki) (**Ngāti Maru**) in Treaty settlement negotiations with the Crown.

Te Rūnanga invite all Ngāti Maru members to attend mandate hui at:

- **Tarata Marae (1704 Tarata Rd, Taranaki)** Sunday 9 August 10am
- **Ngapuwaiwaha Marae, Taumarunui St, Taumarunui** Monday 10 August 6pm
- **Waiwhetu Marae (4 Puketapu Grove, Lower Hutt)** Saturday 15 August 10am

The purpose of the hui is to:

- provide information about Crown settlement policy, Te Rūnanga and the mandate process; and
- provide an opportunity to vote on the proposed resolution to mandate Te Rūnanga to represent Ngāti Maru in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru.

The vote will be administered by Electionz.com. All members of the claimant community over 18 years of age are entitled to vote.

Voting will be by postal ballot with the option to vote online, or in person at the hui, via a ballot box. Provisional registration will also be made available, at the hui, for any Ngāti Maru members who are not yet registered and who would like to cast a provisional vote on the day. Voting will be on the following resolution:

"Te Rūnanga o Ngāti Maru (Taranaki) Trust is mandated to represent Ngāti Maru (Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru (Taranaki)."

Iwi Development Plan Discussion

After the resolution regarding mandate has been put to the hui, there will be a short refreshment break, and then trustees will facilitate a discussion and seek feedback on what Ngāti Maru (Taranaki) might want to see in an Iwi Development Plan.

For further information please contact:

Holden Hohala - Chairman Te Rūnanga o Ngāti Maru (Taranaki) Trust
Ph 029 6500-759 holden.hohala@xtra.co.nz

NZ Herald
18 July 2015
(Saturday)

**Ngāti Maru (Taranaki)
Mandating Hui & Iwi Development Plan**

Te Rūnanga o Ngāti Maru (Taranaki) Trust (**Te Rūnanga**) is seeking a mandate to represent Ngāti Maru (Taranaki) (**Ngāti Maru**) in Treaty settlement negotiations with the Crown.

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- **Waiwhetu Marae (4 Puketapu Grove, Lower Hutt)** Saturday 15 August 10am

The purpose of the hui is to:

- provide information about Crown settlement policy, Te Rūnanga and the mandate process; and
- provide an opportunity to vote on the proposed resolution to mandate Te Rūnanga to represent Ngāti Maru in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru.

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"Te Rūnanga o Ngāti Maru (Taranaki) Trust is mandated to represent Ngāti Maru (Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru (Taranaki)."

Iwi Development Plan Discussion

After the resolution regarding mandate has been put to the hui, there will be a short refreshment break, and then trustees will facilitate a discussion and seek feedback on what Ngāti Maru (Taranaki) might want to see in an Iwi Development Plan.

For further information please contact:

Holden Hohaia - Chairman Te Rūnanga o Ngāti Maru (Taranaki) Trust
Ph 029 6500-759 holden.hohaia@xtra.co.nz

**Ngāti Maru (Taranaki)
Mandating Hui & Iwi Development Plan**

Te Rūnanga o Ngāti Maru (Taranaki) Trust (**Te Rūnanga**) is seeking a mandate to represent Ngāti Maru (Taranaki) (**Ngāti Maru**) in Treaty settlement negotiations with the Crown.

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- **Waiwhetu Marae (4 Puketapu Grove, Lower Hutt)** Saturday 15 August 10am

The purpose of the hui is to:

- provide information about Crown settlement policy, Te Rūnanga and the mandate process; and
- provide an opportunity to vote on the proposed resolution to **mandate** Te Rūnanga to represent Ngāti Maru in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru.

The vote will be administered by Electionz.com. All members of the claimant community over 18 years of age are entitled to vote.

Voting will be by postal ballot with the option to vote online, or by voting in person at the hui, via a ballot box. Provisional registration will also be made available, at the hui, for any Ngāti Maru members who are not yet registered and who would like to cast a provisional vote on the day. Voting will be on the following resolution:

"Te Rūnanga o Ngāti Maru (Taranaki) Trust is mandated to represent Ngāti Maru (Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru (Taranaki)."

Iwi Development Plan Discussion

After the resolution regarding mandate has been put to the hui, there will be a short refreshment break, and then trustees will facilitate a discussion and seek feedback on what Ngāti Maru (Taranaki) might want to see in an Iwi Development Plan.

For further information please contact:

Holden Hohaia

**Chairman Te Rūnanga o Ngāti Maru
(Taranaki) Trust**

Ph 029 6500-759 holden.hohaia@xtra.co.nz

Dominion Post
18 July 2015
(Saturday)

ATTACHMENT I: Mandate hui presentation

Te Rūnanga o Ngāti Maru (Taranaki) **Mandate for Treaty settlement negotiations**

Mandate hui
9, 10 and 15 August 2015

Purpose of mandate hui

- To provide information about:
 - Crown settlement policy
 - The Rūnanga
 - the mandate process
- For the claimant community to mandate the Rūnanga to represent Ngāti Maruwharanui in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maruwharanui

Agenda

- *Karakia Whakawatea*
- Purpose of mandate hui
- Crown settlement policy
- Ngāti Maruwharanui Claimant Definition and Wai claims
- Te Rūnanga o Ngāti Maru Trust (The Rūnanga) Structure and Accountability
- The mandate process
- Questions and Answers
- **Voting: Mandate Resolution**
- *Mihi Whakamutunga*

Karakia Whakawatea

Crown settlement policy

The Crown's policy for Treaty of Waitangi settlements includes:

- The Crown negotiates comprehensive Treaty settlements with Large Natural Groups. The Crown does not negotiate with individual Wai claimants.
- The Crown role is to recognise a mandate given to a representative body. To be recognised by the Crown as a mandated body the Rūnanga needs to:
 - provide a claimant definition including *all* hapū, whānau and Wai claims;
 - be appropriately accountable to the large natural group; and
 - carry out an open and transparent process to seek a mandate.
- The Minister for Treaty of Waitangi negotiations has recognised Ngāti Maruwharanui as a Large Natural Group
- This means *all* hapū, whānau and Wai claimants are included in the mandate sought from the Rūnanga

Claimant definition and Wai Claims

Who is included in the mandate being sought?

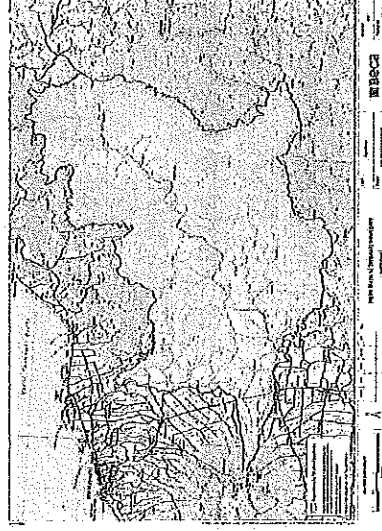
The Rūnanga is seeking a mandate to represent the claims of:

- **Eponymous or founding ancestor(s):** Maruwharanui and our eponymous Tupuna (see Tupuna List of 172 ancestors)
- **Marae:** Te Upoko o te Whenua
- **Area of interest:** please see map on next slide

Claimant definition and Wai Claims

- **Hapu:**
Ngāti Hinemokai
Ngāti Teika
Ngāti Kopu/Kopua
Ngāti Kui
Ngāti Tamakehu
Ngāti Tamatapu
Ngariki

Claimant definition and Wai Claims



Claimant definition and Wai Claims

- **Wai Claims to be settled in full:**
Wai 136
Wai 1609
- **Wai Claims to be settled in part:**
Wai 54
Wai 131
Wai 583
Wai 889

Structure and Accountability

- The Rūnanga is a Whenua Topu Trust under the Te Ture Whenua Māori Act 1993
- The representatives are required to act within the constraints of the Trust Deed. The Third Schedule of the Trust Deed sets out the powers of the trustees and the manner in which decisions are to be made.
- Decisions are made by a majority vote. In the case of an equality of votes that Chairperson will have a second or casting vote.
- The representatives are appointed through elections in accordance with the Third Schedule of the Trust Deed
- The representatives can be removed in accordance with Schedule Two of the Trust Deed

Structure and Accountability

How is the Rūnanga accountable to the claimant community?

- The Rūnanga will report back to Ngāti Maruwharanui through:
 - Huia-iwi (3 per year)
 - AGM
 - Ratification of the AIP
 - A monthly e-newsletter / website updates
- The mandate can be removed or amended by a special meeting called by at least 30 registered members. Notice will be sent to all registered members and will be advertised. Voting will be for all registered and un-registered members.
- The Rūnanga will present an initialled deed of settlement to the claimant community for their ratification

Structure and Accountability

The current representatives of the Rūnanga are:

- Holden Hohaia (Chair)
- Glenn Peri (Deputy Chair)
- Karl Burrows
- Kiriana Burrows
- Jordan Wansbrough
- Tamzyn Pue
- Te Aroha Woods

The mandate process

- Hui on 8, 9 and August 2015: in Tarata, Taumaranui and Wellington
- By October 2015: submit Deed of Mandate to Crown
- By December 2015: Public notification and letters to Wai claimants: submissions, views and enquiries invited
- The Rūnanga responds to any issues raised in submissions
- By April 2016: Ministers then make a decision whether to recognise a mandate given by Ngāti Maruwharanui to the Rūnanga

Mandate hui schedule

The Rūnanga will hold mandate hui at:

- Tarata Marae: Sunday 9 Aug 10am
- Ngapuwaiwaha Marae: Monday 10 Aug 6pm
- Waiwhetu Marae: Saturday 15 Aug 10am

Questions?

Voting: Eligibility

- All members of the claimant community over 18 years of age are eligible to vote on the resolution.
- Voting will be by postal ballot with the option to vote online, or in person at the hui, via a ballot box
- Provisional registration will also be made available for any members who are not yet registered and who would like to cast a provisional vote on the day

Voting: Mandate Resolution

Te Rūnanga o Ngāti Maru Trust has the mandate to represent Ngāti Maruwharanui in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maruwharanui.

Mihi Whakamutunga

ATTACHMENT J: Te Puni Kōkiri mandate hui observer reports

This file note is a final summary report of the hui. It is not a full transcript or a full record of the hui. It is intended for internal Te Puni Kōkiri use only and not public distribution. It may, however, be subject to Official Information Act 1982 requests in the future.

Te Rūnanga o Ngāti Maru hui observer reports

Iwi	Ngāti Maru		
Location	Tatara Marae 1704 Tatara Road TARANAKI		
Date	Sunday, 9 August 2015		
Start time	~10:08am	Finish time	~xx:00pm
Chair	Holden Hohaia		
Observer(s)	Roena Ruakere-Te Uira (Te Puni Kōkiri, Regional Partnerships, Te Tai Hauāuru)		
Presenter(s)	Holden Hohaia (Chairperson), Kiriana Burrows, Karl Burrows, Tamzyn Pue (Facilitator of Hui), Jordon, Wansbrough, Te Aroha Woods, Glenn Peri (Deputy Chair), Pare Hayward (Registrar)		
Attendance	Choose an item. Total of ~31 people* , including 1 TPK observer . *people were arriving and leaving throughout the hui, so this is an approximate number.		
Purpose	<ul style="list-style-type: none"> To provide information <ul style="list-style-type: none"> Crown Settlement Policy Te Rūnanga o Ngāti Maru The mandate process For the claimant community to mandate the Rūnanga to represent Ngāti Maru (Taranaki) (also known as Ngāti Maru ki Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maruwharanui 		
Agenda	<ul style="list-style-type: none"> Karakia Mihimihi Presentation / Question & Answers Hākari whakanoa Karakia whakamutunga 		
Presentation	Presentation notes: The presenter explained where people could register their attendance, where voting, registration forms and information was available.		

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	<p>Te Rūnanga o Ngāti Maru Trustees provided a PowerPoint presentation to the hui which was followed by hui attendees questions</p> <p>Slide 2: Crown settlement Policy</p> <p>The presenter emphasised that trustees may possibly not be the claim negotiators as there are key roles that need key skills</p> <p>Slide 3, 4, 5: Claimant Definitions and WAI Claims</p> <p>The presenter reinforced that land ownership does not make you a Ngāti Maru beneficiary</p> <p>The presenter explained that the Ngāti Maru Tribal Council is an initial entity established by Marae.</p> <p>The presenter explained the Wai claims.</p> <p>Slide 6: Map 1 Area of Interest</p> <p>The presenter gave an explanation of why the Toka Block was partially included in the Area of Interest.</p> <p>The presenter acknowledged previous kaumātua who had initiated WAI claims.</p> <p>Slide 7: Map 2 Area of Interest and DOC lands</p> <p>The presenter explained the Commercial redress, and Cultural redress which the Department of Conservation (DOC) properties applied to.</p> <p>Comment: An attendee commented that a Ngāti Maru settlement will be for historical breaches and grievances, and will therefore be a comprehensive claim for all of Ngāti Maru area of interest.</p> <p>Comment: An attendee commented that the raupatu line does not determine Ngāti Maru claim.</p> <p>Slide 9, 10, 11: Structure and Accountability</p> <p>The presenter reaffirmed trustees are elected by the beneficiaries, and noted that the Rūnanga was established on 15 January 2010.</p> <p>Slide 12: The mandate process</p> <p>The presenter noted that if mandate is achieved, Ngāti Maru will seek resources for infrastructure to support the process moving forward.</p> <p>Comment: An attendee commented noted that the process would be inclusive of all Wai claims and settle all claims in full.</p>
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<p>Questions and comments</p>	<p>Q1: An attendee questioned whether or not the Rūnanga would accept responsibility of both the Rūnanga and Fisheries Trusts should mandate be achieved.</p> <p>A1: It was explained that there have been ongoing issues with two different sets of trustees. It was explained that legal opinions and assistance from the Māori Land Court has been sort, and more discussions would be held.</p> <p>Comment: An attendee commented that the initial intent was two Trusts and one set of Trustees. However, noted that the Trust Deed is open to different interpretations.</p> <p>Comment: An attendee commented that all Ngāti Maru business to assist with capacity should have been joint management.</p> <p>Q2: An attendee explained that communication had been difficult and requested more hui at marae.</p> <p>A2: It was explained that many wānanga have been held at marae for information, whakapapa and whānaungatanga. It was explained that Ngāti Maru have minimal resources and have an obligation to hold the mandate hui and are committed to holding three hui ā-iwi per year as well as an Annual General Meeting.</p> <p>The presenter noted that they were excited to hear the request for more hui, and the Rūnanga will look at how they could do that. It was explained that “<i>who we are</i>” is a big kaupapa that needs more conversation.</p> <p>Q3: An attendee questioned where April 2016 came from.</p> <p>A3: It was explained that the date was a possible date indicated by the Crown for achieving a Crown recognised mandate. It was explained that if mandate is achieved the Rūnanga will seek resources for claims negotiation.</p> <p>Q4: An attendee explained that Pono Whakaruru had 12 hapū, and questioned why only six are now acknowledged. The attendee questioned whether or not Māori Land Court records and historical electoral information had been the only records utilised. The attendee questioned whether or not oral history would be utilised as well.</p> <p>A4: It was explained that a qualified historian, registrar and the validation committee could only substantiate six hapū. It was explained that the Māori Land Court records and electoral information was utilised along with other historical written documentation. It was also explained that the</p>
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	<p>Rūnanga have always been open to receive oral whakapapa information but it must be able to be substantiated. The historian circulated a copy of evidence received to date for those who wished to look at it and discuss later.</p> <p>Comment: An attendee commented that Whakapapa is important, and noted that is what the hui is about. The attendee also assured attendees whakapapa will be an ongoing discussion.</p> <p>Q5: An attendee questioned why Ngāti Maru are called Ngāti Maru (Taranaki) and not Maruwharanui.</p> <p>A5: It was explained that was the name that was registered and could be changed when post-settlement and a new structure is established.</p> <p>Comment: An attendee commented that the name has been an ongoing discussion/debate, and remembered when Pukehou was added.</p>
Resolution(s)	<p>'Te Rūnanga o Ngāti Maru (Taranaki) is mandated to represent Ngāti Maru (Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru (Taranaki)'</p>
Voting process	<p>It was explained that voting could be done in a number of ways:</p> <ul style="list-style-type: none"> • in person at the various ratification hui • post • online <p>Voting opened 5 August 2015 and closes 4 September 2015.</p>
Voting result	<p>The result will be announced after voting closes</p>
Other comments	<ul style="list-style-type: none"> • The hui was conducted in an open and transparent manner. • Hui attendees had the opportunity to ask questions and questions were answered sufficiently. • Voting packs and registration forms were available along with other relevant information including: • The Observer's role at the hui was explained accurately. • An attendance register was circulated around the hui.

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Iwi	Ngāti Maru
Location	Ngapuwaiwaha Marae, Taumarunui
Date	Monday 10 August 2015
Start and finish time	Start: 6.00pm Finish: 7.30pm
Chair	Holden Hohaia
Observer	Graham Bell (Te Puni Kōkiri, Regional Partnerships, Te Tai Hauauru)
Presenters	Holden Hohaia (Chairperson), Kiriana Burrows, Karl Burrows, Tamzyn Pue (Facilitator of Hui), Jordon, Wansbrough, Pare Hayward (Registrar)
Attendance	34 people attended*, including 1 TPK observer , and 7 TRoNM Trustees . An attendance register was circulated during the hui. *people were arriving and leaving throughout the hui, so this is an approximate number.
Purpose	<ul style="list-style-type: none"> To provide information about: <ul style="list-style-type: none"> The Crown settlement policy; Te Rūnanga o Ngāti Maru (Taranaki); The mandate process; For the claimant community to mandate the Rūnanga Ngāti Maru (Taranaki – also known as Ngāti Maru ki Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maruwharanui.
Agenda	<ul style="list-style-type: none"> Karakia Mihimihi Presentation / Question & Answers Hākari whakanoa Karakia whakamutunga
Presentation	Holden Hohaia, Karl Burrows, Tamzyn Pue, Glen Peri, Pari Haywood and Jordan Wansbrough spoke to a power point presentation which was followed by hui attendees. Slide 1: Purpose of Mandate

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	<p>Holden Hohaia introduced and explained the purpose of the hui and the history of Te Rūnanga o Ngāti Maru (Taranaki).</p> <p>The presentation/process was facilitated by Tamzyn Pue.</p> <p>Glen Pari introduced himself as Deputy Chairperson and commented there was a good wairua among the Trustees.</p> <p>Karl Burrows was introduced to the hui.</p> <p>Kiriana Burrows reiterated the purpose of the mandate hui to achieve widespread support so as to achieve a full and final settlement with the Crown.</p> <p>Slide 3, 4, 5: Claimant Definitions and WAI Claims</p> <p>The presenters explained and gave background knowledge to the Claimant Definition and Wai Claims section of the agenda.</p> <p>Slide 6: Map 1 Area of Interest</p> <p>The presenter explained where the Department of Conservation lands / Whanganui National Park falls within Ngāti Maru Whenua, and noted that it would be approached at the negotiations table with the Crown.</p> <p>The presenter mentioned the Ngāti Maru whenua extends to the Whanganui Awa across to Tatū / Ohura neighbouring the boundaries of Ngāti Haua Iwi. The presenter also spoke to the structure and accountability section of the agenda.</p> <p>Slide 12: The mandate process</p> <p>The presenter explained that by April 2016 a decision will be made whether or not to recognise Te Rūnanga o Ngāti Maru mandate.</p> <p>It was explained that the trustees were only the māngai - the voice for the Uri and not necessarily the negotiators which will be whakapapa and skilled based.</p>
Questions and Comments	<p>The presenters strongly encouraged questions throughout and after the presentation.</p> <p>Q1. An attendee asked who will represent the Iwi if the people do not choose the Rūnanga to negotiate.</p> <p>A1. It was explained that the process would have to start again / go back to the drawing board as there is no recognised body / group.</p>

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	<p>Q2. An attendee asked what side the confiscation line is on.</p> <p>A2. It was explained that the Ngāti Maru area of interest is the whole area and the historical account is both sides of the confiscation line.</p> <p>Q3. An attendee asked what the pros and cons of not voting were.</p> <p>A3. It was explained that it was important for the people to vote as it will allow the rōpu to move forward.</p> <p>Q4. An attendee asked why a hui was held in Taumarunui.</p> <p>A4. It was explained that Taumarunui next to Taranaki is the most populated area of Ngāti Maru descendants.</p>
Resolution(s)	<p><i>"Te Rūnanga o Ngāti Maru (Taranaki) is mandated to represent Ngāti Maru (Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru (Taranaki)".</i></p>
Voting process	<p>It was explained:</p> <ul style="list-style-type: none"> • In person via the ballot box at the hui • Post • online
Other comments	<ul style="list-style-type: none"> • Hui attendees were thanked for attending the hui. • Attendees were encouraged to stay on to hear about Ngāti Maru development plans and aspirations. • The hui was conducted in an open and transparent manner. • Hui attendees had the opportunity to ask questions and questions were answered • Voting packs and registration forms were available along with other relevant information. • The observer's role was explained accurately.

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Te Rūnanga o Ngāti Maru

Iwi	Ngāti Maru		
Location	Waiwhetū Marae Riverside Drive Lower Hutt		
Date	Saturday, 15 August 2015		
Start time	~11:00am	Finish time	~1.00pm
Chair	Holden Hohaia		
Observer(s)	Te Rei Koopu (Te Puni Kōkiri, Regional Partnerships), Andy Mackay (Te Puni Kōkiri, policy)		
Presenter(s)	Holden Hohaia (Chairperson), Kiriana Burrows, Karl Burrows, Tamzyn Pue (Facilitator of Hui), Jordon, Wansbrough, Te Aroha Woods, Glenn Peri (Deputy Chair), Pare Hayward (Registrar)		
Attendance	30 people* , including 2 TPK observers An attendance register was circulated during the hui. *people were arriving and leaving throughout the hui, so this is an approximate number.		
Purpose	<ul style="list-style-type: none"> To provide information <ul style="list-style-type: none"> Crown Settlement Policy Te Rūnanga o Ngāti Maru The mandate process For the claimant community to mandate the Rūnanga to represent Ngāti Maru (Taranaki) (also known as ngāti Maru ki Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maruwharanui. 		
Agenda	<ul style="list-style-type: none"> Karakia Mihimihi Presentation / Question & Answers Hākari whakanoa Karakia whakamutunga 		
Presentation	Introductory comments from the Chair:		

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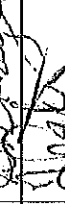





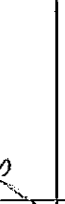
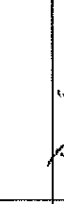


	<p>The presenter explained where people could register their attendance, where voting, registration forms and information was available.</p> <p>The presentation closely followed the PowerPoint presentation.</p> <p>Slide 3: Claimant Definitions and WAI Claims</p> <p>It was explained what a large natural grouping (LNG) is.</p> <p>Mr Hohaia explained the definition and Wai claims.</p> <p>An attendee asked a question – <i>refer to question one in the questions and answers section below.</i></p> <p>Slide 7: Map 2 Area of Interest and DOC lands</p> <p>Holden Hohaia presented a map where the Department of Conservation lands / Whanganui National Park fall within Ngāti Maru Whenua – Mr Hohaia explained this will be approached at the negotiations table with the Crown.</p> <p>Mr Hohaia explained both Commercial redress and Cultural redress.</p> <p>Slide 12: The mandate process</p> <p>It was explained that if mandate achieved, Ngāti Maru will seek resources for infrastructure to support the process forward.</p> <p>Slide 14: Voting eligibility</p> <p>It was stated that Ngāti Maru were the last tribe of Taranaki to settle.</p>
Questions and comments	<p>The presenters strongly encouraged questions throughout and after the presentation.</p> <p>Q1: An attendee asked a question after slide 3 – The attendee questioned whether or not any groups of people are trying to oppose the mandate.</p> <p>A1: It was explained that the Rūnanga were not aware of any other groups who opposed the mandate.</p> <p>Q2: An attendee asked if the Rūnanga achieves mandate, will they accept the model of responsibility of both Rūnanga and Fisheries Trusts.</p> <p>A2: It was explained there has been an ongoing issue with two different sets of trustees, some legal opinions and assistance from Māori Land Court has been sort, therefore more discussions to be held.</p> <p>Q3: An attendee asked how many votes will be needed to achieve mandate.</p>

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	<p>A3: It was explained that the more support we get the better, however to achieve mandate we need at least 80% in favour.</p> <p>Q4: An attendee asked who is looking after land that Ngāti Maru have an interest in and how it will be protected.</p> <p>A4: It was explained that there is a long term strategic plan regarding aspirations of the land. It was also explained that the Department of Conservation are currently looking after the land.</p> <p>Q5: An attendee asked how whānau not at the hui can be informed of the mandate process.</p> <p>A5: It was explained that whānau can check the Ngāti Maru website, as well as ring trustees if they have no access to the internet. It was also explained that registration forms are online.</p> <p>Q6: An attendee asked whether or not the proposed settlement will go to the lwi or hapū individually.</p> <p>A6: It was explained that the settlement package will be an lwi settlement.</p>
Resolution(s)	<i>'Te Rūnanga o Ngāti Maru (Taranaki) is mandated to represent Ngāti Maru (Taranaki) in negotiations with the Crown for the comprehensive settlement of all the historical Treaty claims of Ngāti Maru (Taranaki)'</i>
Voting process	<p>It was explained that voting could be done in a number of ways:</p> <ul style="list-style-type: none"> • in person at the various ratification hui • post • online
Voting result	The result will be announced after voting closes.
Other comments	<ul style="list-style-type: none"> • The hui was conducted in an open and transparent manner. • Hui attendees had the opportunity to ask questions and questions were answered sufficiently. • Voting packs and registration forms were available along with other relevant information including: • The Observer's role at the hui was explained accurately. • An attendance register was circulated around the hui.

ATTACHMENT K: Mandate hui attendance registers

**ATTENDANCE REGISTER FOR: TE RŪNANGA O NGĀTI MARU (TARANAKI) TRUST –
MANDATING HUI HELD AT TARATA MARAE, TARATA ON SUNDAY 09TH AUGUST 2015.**

Bin #	Registered Name	Address	Signature
NH0053	TEARORA WOOD	42 Ballance St Pt Aramohe Whangarei	
ITP048	Simon Pate	27 Waiau Rd Onaero	
IP1002	Kiri-ara Burrows	24 Bathiscombe Terrace Waitara	
IP1003	Telata Kai Burrows	28 Alexandra Rd Loder SW1971Z	
	MERENA BROUSSEAU	P.O. BOX 197 WAITARA RD	
ITP047	Elizabeth Parawira	2A BAYLY St, Waitara	
New	Lace Kapling Singh	39 Parris Street Waitara	
TK005	Helen Hokana	378 Evans Bay Pde.	
IP1025	John Wansborough	142A Main Rd Waikanae	
NTK010	Deborah Hayes	37 Lemon St N.P.	
ITP026	JACK PATU	27 WAITARA ROAD WT	
ETP022	Kiritahanga Mawyer	22 NIKAU ST Inghenood	
	Kathy Pate	#22 NIKAU ST Inghenood	
ITP017	Tessa Moana Lake	12 Uenuku Pl, Waitara	
NNT001	Sam Tamaraka	33 MAUN St, Waitara	
MTPO47	TAMZUN-ROSE RIE	50 Seymour St, Waitara	
	Sam Pate	23 KENNEDY ST, Ings	
TAP001	Bruce Pate	" " " "	
NH0014	Paretutaki Hayward	53 Paul Cres, Hamilton	

MANDATING HUI HELD AT TARATA MARAE, TARATA ON SUNDAY 09TH AUGUST 2015.

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**ATTENDANCE REGISTER FOR: TE RŪNANGA O NGĀTI MARU (TARANAKI) TRUST – MANDATING
HUI HELD AT NGAPUWAIWAHA MARAE, TAUMARUNUI ON MONDAY 10TH AUGUST 2015.**

Bin #	Registered Name	Address	Signature
NH0053	Te Anora Woods	42 Gifford St, Auckland, New Zealand	[Signature]
TP1002	Kiri-ana Richards	24 Balliscombe TC, Dunstable	[Signature]
TK0005	Helen Healey	378 Evans Bay Pl	[Signature]
NH0051	Noni Woods	9 Kenhesth Place, Taumaranui	[Signature]
NH0024	Jennifer Woods	9 " " "	[Signature]
NH0047	Andrina Woods	16 Seath Ave " "	[Signature]
New	Anahera Ngataienua Te Kae	379 Taupo Rd Taumaranui	[Signature]
New	Mere Mary Reihana	33 Taumaranui	[Signature]
WN0040	Audrey Warahi	12 Tekeke St Taumaranui	[Signature]
NH0113	Rayden Horton	6 Bragg's Ave Taumaranui	[Signature]
New	Sonnie Hain	62 Ngatai St Taumaranui	[Signature]
New	Graham Bell	39 Peres St Tm	[Signature]
	Anaeta Tupi	510 Ngatai Ave A.O.A Taumaranui	[Signature]
NH0072	Noeline Woods	9 Kenhesth Place Taumaranui	[Signature]
	Caroline Peri	876 Belt Rd New Plymouth	[Signature]
NTK001	Cileen Peri	" " "	[Signature]
NTK002	Welham Peri	105 Belt Rd New Plymouth	[Signature]
NTK005	Mairewa Sanga	Ngataienua Te Kae	[Signature]
Under 18 yrs	Korihana Hain	379 Taupo Rd Taumaranui	[Signature]

**ATTENDANCE REGISTER FOR: TE RŪNANGA O NGĀTI MARU (TARANAKI) TRUST – MANDATING
HUI HELD AT NGAPUWAIWAHA MARAE, TAUMARUNUI ON MONDAY 10TH AUGUST 2015.**

Bin #	Registered Name	Address	Signature
NH00060	Christine Woods	6 Bays Av Taumarunui	<i>[Signature]</i>
NH00050	Elizabeth Woods	8 Kentham place Taumarunui	<i>[Signature]</i>
	Jan Malyuk	2 Colahes Avenue	<i>[Signature]</i>
Under 18s	Naimarino	24 BOTTISCAMP TIERNS	H.O
Under 18s	KATH BURROWS	28 Alexandra road	K.O.B
Under 18s	Jade W	24 BOTTISCAMP TIERNS	<i>[Signature]</i>
Under 18s	Tira Burrows	28 Alexandra road	<i>[Signature]</i>
	Rawinia	77 Kurevan Rd	<i>[Signature]</i>
Under 18s	Tefuati WOODS	" ↑	
Under 18s	Reynald Harris	20 Para Street	
Under 18s	Leanne Broughton	19 Kenneath place	<i>[Signature]</i>
Under 18s	Nikita Broughton	16 South Terrace	<i>[Signature]</i>
Nen	Leanne Davis	3 New Road - Taumarunui	<i>[Signature]</i>
Nen	Diana Ngarongo	10 Folkner Kirk Taur	<i>[Signature]</i>
Nen	Maki Ngarongo	26 Naikua Tce, Taumarunui	<i>[Signature]</i>
NH00040	Ryan Woods	77 Kurevan Rd - Taur	<i>[Signature]</i>
	Jonathan Chase	8 Maynard Pl - Temple View, HAMILTON	<i>[Signature]</i>
NH00044	Pare Hayward	53 Paul Cres, Fairfield, HAMILTON	<i>[Signature]</i>

[illegible]

THIS IS AN INVITATION TO A PRIVATE PARTY. NO PHOTOGRAPHY OR VIDEO RECORDING PERMITTED.

PLEASE ARRIVE AT THE VENUE BY 6 PM ON SATURDAY 15TH AUGUST 2015.

Bin #	Registered Name	Address	Signature
	Mark Peri	1116 Bards St New Plymouth	Mark
	Clare Peri	87B Bets Road New Plymouth	Clare
	Charlotte Ngata	24 D Waiwero St, Paerua	Charlotte
	PETER NLAHA	24 D Waiwero St, Paerua	Peter
	Ashley Cassell	24 D Waiwero St, Paerua	Ashley
	Vesio Lewis	4 Raita St, Waiwero	Vesio
	Tamzyn-Rose Pae	50 Symond St, Waiwero	Tamzyn
	Reay kuke-Ngata	10 Puketapu Grove - N. Hutt	Reay
	Wendy Raita		Wendy
	Niki kuke		Niki
	Sarah Wainwright	142A Main Rd Waiwero	Sarah
	Annet Grannetia	37 LANTON PLACE, WAIWERO	Annet
	Ray Henley	45 Kauris N Belmont Lower Hutt	Ray
	Gary Sue	78 Lees Grove Waimarama	Gary
	Sarah Lynne & Idan	26 Puketapu Lower Hutt 500 754024	Sarah

ATTENDANCE REGISTER FOR: TE RUMANGA O NGATI MARU (TARANAKI) TRUST - MANDATING HUI
HELD AT WAIWHETU MARAE, LOWER HUTT ON SATURDAY 15TH AUGUST 2015.

Bin #	Registered Name	Address	Signature
	Peter & Debra Hammond	53 Paul Cres, Hamilton	<i>[Signature]</i>
	Terry Heale	7 PKA	<i>[Signature]</i>
	Andy Mackay	TOX	<i>[Signature]</i>
	Phen & Mark	80 Box 57 Winton	<i>[Signature]</i>
	Sue & Pat	Sevilla St 120794	<i>[Signature]</i>
	Nathan & Pat	105 Tull and New Zealand	<i>[Signature]</i>
	Marilyn & Phil	8 Redwood Ave. Tawa	<i>[Signature]</i>
	Margaret & Russell	67 Park Road (04) 3887898	<i>[Signature]</i>
	Tony & Pat	Seymour St Waitara	<i>[Signature]</i>
	Tonia & Phil	8 Redwood Ave Tawa	<i>[Signature]</i>
	Te Whetu Wootke	94 Cameron Cres, Misto	<i>[Signature]</i>
	Clara & Pat	1180 Foreman Rd Waitara Taranaki	<i>[Signature]</i>
	Helen & Helen	378 Emma Bay Rd, Wgtn	<i>[Signature]</i>
	Karl & Suzanne	28 Meremere Rd, Lower	<i>[Signature]</i>
	Kim & Suzanne	24 Ballance St, Waitara	<i>[Signature]</i>
	Dawn & Kevin	60 Austin St	<i>[Signature]</i>
	Sam & Sue	67 Parnassus Lower Hutt	<i>[Signature]</i>
	Rachael & Tim	9 Haddon Gr Waimarama Taranaki	<i>[Signature]</i>
	Steph & Paul	106 Kelson St New Plymouth	<i>[Signature]</i>

Ngatawera Paul