

13 NOV 2019

File Ref: OIA 40278

Tēnā koe

Official Information Act request

Thank you for your information request dated 1 October 2019. You asked for the following information:

1. *"All correspondence including emails, letters and filenotes between the OTS, TPK and/or the Minister of Treaty of Waitangi Negotiations with Ngapuhi including te Kotahitanga, Tuhoronuku and any other party in Ngapuhi around the settlement framework in the last 6 months.*
2. *The latest crown and ministry policy and documents around negotiation with ngapuhi and in particular the Crown position on Takiwa settlement.*
3. *All internal documents relating to the Ngapuhi settlement negotiations including minister briefings and emails in the last 3 months.*
4. *The amount paid to date to consultants and the negotiators associated with the ngapuhi settlement negotiations by the Crown broken down into hourly rates, disbursements.*
5. *The terms of reference between the Ministry of Treaty of Waitangi negotiations and any group associated with the ngapuhi settlement negotiations.*
6. *Any minutes or notes from meetings between Minister Andrew Little te Kotahitanga and Tuhoronuku or any other Ngapuhi negotiator/kaumatua around the ngapuhi settlement negotiation".*

On 22 October 2019, you were advised that parts 4, 5 and 6 of the request were transferred to the Ministry of Justice for a response, as these more closely relate to the functions of Te Arawhiti and the Minister for Treaty of Waitangi Negotiations.

On 25 October 2019, we advised you that an extension was required and applied in accordance with section 15(A)(1)(b) of the Official Information Act 1982 (the Act), which applies when the consultations necessary to make a decision on the request are such that a proper response cannot reasonably be made within the original time limit. The extension was for an additional ten working days.

Your request has been considered in accordance with the Act.



Appendix A provides you with the full list of the documents that fall within the scope of parts 1 to 3 of your request as above.

Some information has been withheld in accordance with the Act on the following grounds:

- *9(2)(a) which applies to protect the privacy of natural persons, including that of deceased natural persons;*
- *9(2)(f)(iv) to maintain the constitutional conventions for the time being which protect the confidentiality of advice tendered by Ministers of the Crown and officials;*
- *9(2)(g)(i) to maintain the effective conduct of public affairs through the free and frank expression of opinions by or between or to Ministers of the Crown or members of an organisation or officers and employees of any department or organisation in the course of their duty;*
- *9(2)(h) applies to maintain legal professional privilege; and*
- *9(2)(j) which applies to enable a Minister of the Crown or any department or organisation holding the information to carry out, without prejudice or disadvantage, negotiations.*

I trust my response satisfies your request. You have the right to seek an investigation and review by the Ombudsman of this response. Information about how to make a complaint is available at www.ombudsman.parliament.nz or freephone 0800 802 602.

Please note that Te Puni Kōkiri publishes some of its OIA responses on its website, after the response is sent to the requester. The responses published are those that are considered to have a high level of public interest. We will not publish your name, address or contact details.

If you wish to discuss any aspect of your request with us, including this decision, please feel free to contact Madeline Smith, Senior Ministerial Advisor, Ministerial and Business Support via smitm@tpk.govt.nz.

Ngā mihi



Rahera Ohia
Manahautū Tuarua Te Puni Hononga Kaupapa Here | Deputy Chief Executive, Policy Partnerships



Appendix A – information in scope and decisions for OIA 40278

Item	Date	Document description	Decision
1.	10-15 July 2019	Email correspondence between Te Arawhiti and Te Puni Kōkiri. Updates on Minister for Treaty of Waitangi Negotiations meeting with Ngāpuhi.	Release in full
2.	17 July 2019	Email from Te Arawhiti to Te Puni Kōkiri – meeting papers	Partially withheld under sections 9(2)(a), 9(2)(f)(iv), 9(2)(g)(i), 9(2)(j)
3.	22 July 2019	Email from Te Puni Kōkiri to Te Arawhiti (and internally to TPK) – handwritten notes from Minister for Treaty of Waitangi Negotiations meeting with Ngāpuhi on 20 July	Release in full
4.	25 July 2019	Internal Te Puni Kōkiri emails –weekly report text for Minister for Māori Development	Release in full
5.	26 July 2019	Internal Te Puni Kōkiri emails –weekly report text for Minister for Māori Development	Release in full
6.	26 July 2019	Weekly Report to the Minister for Māori Development for the period 26 July – 1 August 2019	Excerpts in scope provided in full in accordance with 16(e)
7.	31 July – 3 September 2019	Emails between Te Arawhiti and Te Puni Kōkiri – next steps	Withheld in full under 9(2)(j) and 9(2)(g)(i)
8.	1 August 2019	Email from Te Arawhiti to Te Puni Kōkiri attaching summary of Ngāpuhi Hui Tonu notes	Release in full
9.	14 August 2019	Internal Te Puni Kōkiri emails – Māori Crown Relations Cabinet Committee	Excerpt in scope provided in full in accordance with 16(e)

10.	16 August 2019	Internal Te Puni Kōkiri emails – Māori Crown Relations Cabinet Committee	Withheld in full under 9(2)(i) and 9(2)(g)(i)
11.	8 September 2019	Internal Te Puni Kōkiri email forwarding an update email from Te Arawhiti – Ngāpuhi work	Withheld in full under 9(2)(j)
12.	12-16 September 2019	Internal Te Puni Kōkiri emails – draft Cabinet paper	Partially withheld under 9(2)(j) and 9(2)(g)(i)
13.	17 September 2019	Internal Te Puni Kōkiri emails – draft Cabinet paper	Withheld in full under 9(2)(j)
14.	17 September 2019	Email correspondence between Te Arawhiti and Te Puni Kōkiri – draft Ngāpuhi Cabinet paper	Withheld in full under 9(2)(j)
15.	17 September 2019	Internal Te Puni Kōkiri emails – preliminary comments on Ngāpuhi paper	Withheld in full under 9(2)(j) and 9(2)(g)(i)
16.	18 September 2019	Internal Te Puni Kōkiri email – feedback on draft Ngāpuhi paper for officials committee Māori Crown Relations	Withheld in full under 9(2)(j)
17.	18 September 2019	Email from Te Puni Kōkiri to Te Arawhiti – feedback on draft Ngāpuhi Cabinet paper	Withheld in full under 9(2)(j)
18.	18 September 2019	Email correspondence between Te Arawhiti and Te Puni Kōkiri – draft Ngāpuhi Cabinet paper	Withheld in full under 9(2)(j)

19.	17 and 20 September 2019	Emails from Te Puni Kōkiri to the office of the Minister for Māori Development – Ngāpuhi next steps	Withheld in full under 9(2)(j)
20.	19 September 2019	Email from Te Arawhiti to Te Puni Kōkiri – attaching Crown Law advice	Withheld in full under 9(2)(h)
21.	23 September 2019	Email from Te Arawhiti to Te Puni Kōkiri – update on draft Cabinet paper	Withheld in full under 9(2)(j)
22.	25 September 2019	Email from Te Arawhiti to Te Puni Kōkiri – notes on draft Cabinet paper from Minister for Māori Development	Withheld in full under 9(2)(g)(i)
23.	30 September 2019	Email from Te Arawhiti to Te Puni Kōkiri – update on draft Cabinet paper	Withheld in full under 9(2)(j)

Katy Te Amo

From: Tui Marsh
Sent: Monday, 15 July 2019 8:08 PM
To: Nicole Butler
Subject: Fwd: Ngapuhi update

Let's have a korero about this tomorrow

Sent from my iPad

Begin forwarded message:

From: "Hickey, Maureen" <Maureen.Hickey@tearawhiti.govt.nz>
Date: 15 July 2019 at 8:05:51 PM NZST
To: Tui Marsh <marst@tpk.govt.nz>
Subject: RE: Ngapuhi update

Kia ora Tui

Been meaning to respond to your Friday email all day! Does that mean you won't attend?

From our end we'll now have Stephen Ihaka (cultural support and facilitation for the 20th hui), Lil Anderson and Rachel Houlbrooke. Anna Galvin (the Minister's private secretary will also attend). We're keen to get good notes out of the hui so will be asking Anna to do that, but given neither she nor Rachel will have context of who people are it would be really helpful if Nicole could take notes too.

We also need someone, at the Saturday hui, to take the role of moving the microphone around people. Would Nicole be ok with doing notes while Anna does the microphone?

Also, the number of hui has grown today. At this stage the itinerary is as follows:

Thursday 18 July		
When	Who	Where
10:00 am	Kia Anga Mua	Treaty Room 2 Boardroom, Copthorne Hotel, Waitangi
11.30 pm	James Clyde (Tūhoronuku trustee for Hokianga region)	Treaty Room 2 Boardroom, Copthorne Hotel, Waitangi
12.00 pm	Lunch – Dining Room, Copthorne Hotel, Waitangi	
12.30 pm	Whangaroa Papa Hapu	Treaty Room 2 Boardroom, Copthorne Hotel, Waitangi

1.40 pm	Drive to Whangārei	
3.00 pm	Whatitiri/Porotī roopu	???
4:00 pm	Ngāti Hine	Ngāti Hine Forestry Trust, 6 Vinery Lane, Whangārei
Saturday 20 July		
1:00 – 4:00 pm	Open hui with Ngāpuhi	Waitaha Room, Copthorne Hotel, Waitangi

Nga mihi

Maureen



Maureen Hickey

NEGOTIATION AND SETTLEMENT MANAGER, TE RAKI, TE KĀ WHAKATAU

DDI: +64 4 494 9832 CELL: 027 3505 197

tearawhiti.govt.nz

The Office for Māori Crown Relations – Te Arawhiti

Level 3, Justice Centre, 19 Aitken Street, SX10111. Wellington

From: Tui Marsh <marst@tpk.govt.nz>
Sent: Monday, 15 July 2019 8:00 p.m.
To: Hickey, Maureen <Maureen.Hickey@tearawhiti.govt.nz>
Subject: Re: Ngāpuhi update

Kia ora ano Maureen

Nicole Butler is available to attend these meetings on behalf of TPK.

Nga Mihi

Tui

Sent from my iPad

On 12/07/2019, at 4:56 PM, Hickey, Maureen <Maureen.Hickey@tearawhiti.govt.nz> wrote:

Kia ora Tui

At this stage I understand we'll have Rachel Houlbrooke and Stephen Ihaka at both meetings and we'd appreciate TPK support at them too.

We'll be asking the Minister's private secretary to provide us with notes but she won't know who people are so if you are able to attend would really appreciate your notes.

At the moment, the times are as follows.

Thursday 18 July		
Time	Who	Location
10 – 11 am	Kia Anga Mua	Copthorne, Waitangi
12 – 12.30 pm	James Clyde	Copthorne, Waitangi
4 – 5 pm	Pita Tipene – note Pita advised this morning there will be 10 in his Ngāti Hine team	Copthorne, Waitangi

The gap in the afternoon is because Ngāpuhi Hapū Assembly have declined to meet on the basis that their agreed position is that the hapū and groupings will put their own positions to the Minister. I've asked Pita if Ngāti Hine will do the meeting in Whangarei rather than Waitangi (because the Minister will be in Whangarei that evening).

Saturday 20 July at Copthorne, Waitangi	
1 pm	Mihi whakatau
1.30 pm	Light refreshments
2 pm	Updates on progress
4pm	Minister departs

There'll be a sound system and microphones for the Saturday hui. We will do a bit of thinking about how to organise the updates on progress – it might be useful, for instance, for time within the two hours to be allotted to each region to report back with a more open space at the end? Interested in your thoughts on that.

Ngā mihi

Maureen

Maureen Hickey

NEGOTIATION AND SETTLEMENT MANAGER, TE RAU WHAKATAU

DDI: +64 4 494 9832 CELL: 027 3505 197 [tearav](mailto:tearav@tpk.govt.nz)

The Office for Māori Crown Relations – Te Ara
Level 3, Justice Centre, 19 Aitken Street, SX10111, V


Te Arawhiti
THE OFFICE FOR MĀORI CROWN RELATIONS

From: Tui Marsh <marst@tpk.govt.nz>
Sent: Wednesday, 10 July 2019 4:32 p.m.
To: Hickey, Maureen <Maureen.Hickey@tearawhiti.govt.nz>
Subject: RE: Ngāpuhi update

Kia ora Maureen

Hope you are well. Is TPK attendance expected at these hui. Happy to support if needed.

Tui

From: Hickey, Maureen <Maureen.Hickey@tearawhiti.govt.nz>
Sent: Rāapa, 10 Hōngongoi, 2019 1:00 p.m.
To: Tui Marsh <marst@tpk.govt.nz>; Erin Keenan <keene@tpk.govt.nz>
Subject: RE: Ngāpuhi update

Kia ora ano

Just a further email – please discard the panui attached to the last email. We're revising the time and going to include a timetable, as follows:

The broad timeframe for the hui will be:

1 pm	Mihi whakatau
1.30 pm	Light refreshments
2 pm	Updates on progress
4pm	Minister departs

The Minister's office is also currently advising other Ministers/MPs.

Nga mihi

Maureen


Te Arawhiti
THE OFFICE FOR MĀORI CROWN RELATIONS

Maureen Hickey

NEGOTIATION AND SETTLEMENT MANAGER, TE RAI
WHAKATAU

DDI: +64 4 494 9832 CELL: 027 3505 197

tearawhiti@tpk.govt.nz

The Office for Māori Crown Relations – Te Arawhiti
Level 3, Justice Centre, 19 Aitken Street, SX10111, V

From: Hickey, Maureen
Sent: Wednesday, 10 July 2019 12:07 p.m.
To: Tui Marsh <marst@tpk.govt.nz>; Erin Keenan <keene@tpk.govt.nz>
Subject: Ngāpuhi update

Tēnā kōrua

This is just to update you that Minister Little has decided to hold meetings with Ngāpuhi on the 18th and 20th of July – to hear about any progress made on moving together into negotiations.

On the 18th he'll have the following four meetings at the Copthorne in Waitangi:

- Kia Anga Mua
- Ngāpuhi Hapū Assembly
- Pita Tipene
- James Clyde

On the 20th he's inviting Ngāpuhi to meet with him for the same purpose. The panui for that hui is attached.

He'll be supported by a cultural advisor, his private secretary and our new Deputy Chief Executive Settlements and Takutai Moana, Rachel Houlbrooke.

Happy to discuss.

Ngā mihi

Maureen



Maureen Hickey

NEGOTIATION AND SETTLEMENT MANAGER, TE RAU
WHAKATAU

DDI: +64 4 494 9832 CELL: 027 3505 197

tearaw

The Office for Māori Crown Relations - Te Ara

Level 3, Justice Centre, 19 Albert Street, SX10111. V

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2

Katy Te Amo

From: Tui Marsh
Sent: Wednesday, 17 July 2019 6:36 PM
To: Nicole Butler
Subject: Fwd: Meeting papers
Attachments: 25 - Ngāpuhi - Ngāpuhi hui tonu.pdf; ATT00001.htm; Speakers.docx; ATT00002.htm; Contact list.docx; ATT00003.htm; Appendix 10.pdf; ATT00004.htm; Appendix 11.pdf; ATT00005.htm; Appendix 12.pdf; ATT00006.htm; Appendix 13.pdf; ATT00007.htm

Sent from my iPad

Begin forwarded message:

From: "Hickey, Maureen" <Maureen.Hickey@tearawhiti.govt.nz>
To: "Tui Marsh" <marst@tpk.govt.nz>
Subject: FW: Meeting papers

Kia ora Tui

I'm possibly breaking your email system with this but please find attached our report to Minister Little re *Ngāpuhi Hui Tonu*. There's also an additional appendix (the Kia Anga Mua document) but it's 21MB so your system just rejected it!

I also attach a schedule of speakers for the 20th – which has three people on it so far. We've provided it in hard copy to Stephen Ihaka. The list may be added to over the next couple of days so we'll keep everyone posted.

Ngā mihi

Maureen



Maureen Hickey

NEGOTIATION AND SETTLEMENT MANAGER, TE RAKI, TE KĀ
WHAKATAU

DDI: +64 4 494 9832 CELL: 027 3505 197

tearawhiti.govt.nz



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Minister for Treaty of Waitangi Negotiations

Subject Ngāpuhi: Ngāpuhi Hui Tonu

Date 17 July 2019

Priority: High

Report No. OTS: 2019/2020 - 25

File ref: CLA-N052-OF-F04

Action sought

**Minister for Treaty of
Waitangi Negotiations
(Hon Andrew Little)**

Note On 18 and 20 July you are attending six hui with Ngāpuhi parties. This report provides:

By 18 July

- a. the meeting itinerary;
- b. background information including matters that may be raised by meeting participants;
- c. talking points for the hui (Appendices 1 - 6);
- d. a timeline of the Ngāpuhi mandate journey (Appendix 7); and
- e. a media statement and back pocket questions and answers (Appendix 8).

Contact for phone discussion (if required)

Name	Position	Phone	1 st Contact
Rachel Houlbrooke	Deputy Chief Executive, Settlements and Takutai Moana, The Office for Māori Crown Relations – Te Arawhiti	04 918 8615	✓
Leah Campbell	Regional Director, Te Raki (Acting)	04 9139202	✓
Maureen Hickey	Settlement and Negotiations Manager, Te Raki	04 494 9832	
Ernest Stokes	Analyst		

Ngāpuhi: Ngāpuhi Hui Tonu

Purpose

2. On 18 and 20 July you are attending six hui with Ngāpuhi parties. This report provides:
 - a. the meeting itinerary;
 - b. background information including matters that may be raised by meeting participants;
 - c. talking points for the hui (Appendices 1 - 6);
 - d. a timeline of the Ngāpuhi mandate journey (Appendix 7); and
 - e. a media statement and back pocket questions and answers (Appendix 8).
3. A proposal from Kia Anga Mua Ngā Hapū o Ngāpuhi (KAM) to Tūhoronuku Independent Mandated Authority (TIMA) is attached at Appendix 9, and a response from Raniera Tau is attached at Appendix 10.
4. The latest Ngāpuhi Hapū Assembly report is attached at Appendix 11 and a recent statement from Whāngaroa Papa Hapū at Appendix 12.
5. Report [OTS 2018/2019 272] on the outcome of the evolved mandate process is also attached at Appendix 13 for context.

Background

6. In 2018 you together with TIMA leaders (Raniera Tau and Hone Sadler) and Te Kōtahitanga o Ngā Hapū o Ngāpuhi leaders (Rudy Taylor and Pita Tipene) formed Te Rōpū Tūhono which developed a proposal to evolve the Tūhoronuku mandate and negotiations structure. After three rounds of consultation in New Zealand and Australia Ngāpuhi voted on the evolved mandate proposal.

Evolved Mandate Vote

7. The level of support Te Rōpū Tūhono proposed for endorsement of the evolved mandate proposal was at least 75% of Ngāpuhi who cast an individual vote and at least 65% of hapū (72 out of 110 hapū) in the Tūhoronuku mandate. Those thresholds were not met. The individual Ngāpuhi vote was 51.29% in support and 47.97% against the proposal. Thirty-one hapū (28%) supported the proposal and 73 hapū did not support it.¹ You and Minister Mahuta subsequently announced, on 19 December 2018, that there was not sufficient support from Ngāpuhi to move forward with the evolved mandate.

Crown Messages

8. Since then you have provided Ngāpuhi with space for internal discussions. Your key messages, in correspondence and meetings with Ngāpuhi people, have been:
 - a. neither Tūhoronuku as an entity nor the proposal for evolving the mandate have sufficient support from Ngāpuhi to enable Treaty settlement negotiations to commence;
 - b. given that, we have to find an alternative that will be well supported and provide an overall plan for Ngāpuhi Treaty negotiations;

¹ One hapū hui resulted in a tie and five hapū did not hold endorsement hui.

- c. you've encouraged Ngāpuhi hapū to continue discussions about how they can move Ngāpuhi together into Treaty settlement negotiations; and
 - d. the Crown wishes to engage with Ngāpuhi on the basis of Ngāpuhi hapū moving together.
9. You have also set out that you will be interested in how any proposal for a way forward:
- a. has engaged with all Ngāpuhi hapū;
 - b. addresses concerns regarding distrust of Ngāpuhi leadership; and
 - c. demonstrates widespread support from Ngāpuhi.
10. In the last six months there have been two main streams of activity occurring within Ngāpuhi: the Kia Anga Mua and Ngāpuhi Hapū Assembly processes. In addition, some hapū have held internal hui and worked on developing their own positions.

Kia Anga Mua Ngā Hapū o Ngāpuhi

11. Kia Anga Mua Ngā Hapū o Ngāpuhi (KAM) formed in the wake of the evolved mandate process and has asserted representation of the 31 hapū who voted 'yes' to the evolved mandate process. Those were:
- a. 6 of 8 Mangakahia hapū;
 - b. 8 of 22 Kaikohe/Waimate/Falāmai hapū;
 - c. 11 of 26 Hokianga hapū;
 - d. 4 of 22 Te Pēwhairangi hapū
 - e. 1 of 10 Whangarei hapū and
 - f. 1 of 22 Whāngaroa hapū.
12. To our knowledge KAM are yet to undertake a process with the 31 hapū who voted in support of the evolved mandate process to test whether those hapū support KAM. KAM has held three open hui for Ngāpuhi (which appear to have attracted up to 50 people). They have established working and kaumatua advisory groups which include three of the Te Rōpū Tūhono leaders (Rudy Taylor, Rāniera Tau and Hōne Sadler) and three TIMA trustees.

Proposal to TIMA

13. KAM put a paper to the TIMA Board in May 2019 (attached at Appendix 9) which proposes the two groups work collaboratively together to:
- a. develop a robust hapū "opt-in" process (ie. those hapū who intend to progress with KAM and TIMA would be asked to formally declare that intent);
 - b. refresh hapū kaikōrero (participating hapū would use their own tikanga to determine their hapū kaikōrero); and
 - c. reframe the TIMA mandate (KAM and TIMA would work with those hapū kaikōrero to re-design the TIMA mandate).
14. KAM also propose developing and carrying out a stakeholder engagement and communication plan to try to increase the number of hapū participating in their process. Other next steps

proposed are holding a workshop hui to identify whether there is a need to make changes to the TIMA Deed of Mandate and holding the hapū “opt-in” process. That would be followed by an ‘all of Ngāpuhi’ hui (Appendix 9).

TIMA Discussion Paper

15. TIMA are currently discussing how to respond to the KAM proposal. On 28 June Rudy Taylor provided you with the attached discussion paper, drafted by Raniera Tau - TIMA Deputy Chair, on a possible response to KAM (attached at Appendix 10). They are considering a discussion paper, prepared by Raniera Tau, which makes the following key points:

- a. the results of the Te Rōpū Tūhono voting process are not as ‘morbid’ as they have been ‘spun’ to be;²
- b. while KAM want to discuss a range of matters (the leadership issue, change in personnel, TIMA name change, number of regions and Te Rūnanga-a Iwi o Ngāpuhi representation), the paper observes there is uncertainty as to whether KAM understands the TIMA mandate and that if too many changes were made to the TIMA mandate, they would have to seek a new mandate;
- c. TIMA should enter discussions with KAM to refine the proposal;
- d. those hapū who voted “no” in the Te Rōpū Tūhono process need to side-line themselves – TIMA has been committed to leaving the door open for hapū who wish to come on board but there must be a point where Ngāpuhi begins to negotiate a comprehensive settlement of all Ngāpuhi historical claims even without all hapū participating;
- e. avenues to prevent, amend or take over the mandate have been exhausted – TIMA now has the opportunity to move forward with KAM and those hapū who wish to engage;
- f. TIMA’s position is to move forward with one mandate and allow hapū to manage the development of their hapū specific settlement negotiations;
- g. next steps could include:
 - A. reconfirmation of TIMA representatives – the paper notes the mandate already has a process for this and if altered it must be agreed to by TIMA;
 - B. development, with Crown officials, of a work programme and resourcing that provides for hapū to prepare their settlement negotiation packages; and
 - C. an overhaul of the TIMA Board as there are currently no Kaikohe/Waimate/Taiāmai representatives and hapū kaikōrero who no longer have a mandate (because their hapū have elected not to participate in this process).

Ngāpuhi Hapū Assembly

16. The other group and process that has emerged following the evolved mandate process is the Ngāpuhi Hapū Assembly (the Hapū Assembly). In December 2018 leaders of five hapū who voted against the evolved mandate proposal put a call out to all Ngāpuhi hapū to discuss a plan

² This is on the basis that only 68 hapū voted against the evolved mandate (4 hapū had their results set aside) and voting participation was less than 50% of those who voted in the original Tūhoronuku mandate. The later point is incorrect – the mandate vote had a 23% participation rate (6,794 votes from 29,289 eligible voters) and the evolved mandate process had a 19.3% participation rate (6,177 of 32,005 eligible voters)

for a new way forward. The purpose was to work together on how hapū might be able to achieve a united and co-ordinated approach to negotiating the settlement of their historical Treaty claims. That has resulted in:

- a. January 2019 – Kohewhata hui, over 300 attendees; and
 - b. April 2019 – Whangarei hui, approximately 170 attendees.
17. To date the hui have agreed a unity of purpose (that the hapū of Ngāpuhi have not ceded, and never will cede, sovereignty to the Crown), to meet every three months, and (at the January meeting) to ask the Crown to withdraw recognition of the TIMA mandate. The focus of the hui is on developing a fresh strategy built from the flax roots and based on foundations of respect for hapū rangatiratanga and support for cooperation within neighbouring hapū, regional hapū assemblies and a Ngāpuhi hapū assembly.
18. Their next steps are:
- a. Whāngaroa will host a Ngāpuhi Hapū Wānanga on 3-4 August to clarify hapū positions and flesh out potential pathways forward; and
 - b. hapū will assemble again in October and November 2019 to make key decisions and advance those kaupapa collectively.
19. The Hapū Assembly has established Te Ohu Kaimahi, an organising group, whose role is to collate and disseminate information and coordinate the various wānanga and hui. Those involved include Huhana Lyndon, Piripi Moore, Nicki Wakefield, Hinemoa Pourewa, Mark Scott, Moana Tuwhare and Hinerangi Himiona.
20. Te Ohu Kaimahi declined your request to meet on 18 July because the agreed Hapū Assembly position is that it is for individual hapū or, where applicable, hapū groupings to update you on their progress towards settlement negotiations. The 20 July hui will provide an opportunity for those hapū participating in the Hapū Assembly to provide you with their updates.
21. Te Ohu Kaimahi has provided the attached report (Appendix 11) as context for you.

Other Hapū Approaches

22. The Hapū Assembly report notes that several hapū participating in their process have confirmed they intend to undertake their own mandating processes – some beginning in the next few months. The hapū or groupings who wish to progress separate mandates (while possibly working in co-ordination with others) may include the nine hapū of Ngāti Hine, Whāngaroa Papa Hapū, Ngāti Manu, Patuharakeke and possibly Ngāti Kuta and Patukeha. At this stage, however, we are only aware of Ngāti Hine actively planning to take steps towards their own mandate process.
23. Patuharakeke are in the TIMA, Ngātiwai and Ngāti Whātua mandates. We are awaiting a Waitangi Tribunal decision on an application from the Patuharakeke Trust Board for an urgent inquiry into the Crown's handling of their attempts to withdraw Patuharakeke from the mandate of Te Rūnanga o Ngāti Whātua. The Crown has submitted that an urgent inquiry would be premature as the parties still have the option of undertaking a "hapū withdrawal process".

If the Tribunal declines the urgency application and a withdrawal process is undertaken that could have flow on impacts for the Ngāpuhi mandate.

Hui Information

Hui Itinerary

Thursday 18 July		
When	Who	Where
10:00 am - 11:00 am	Kia Anga Mua	Treaty Room 2 Boardroom, Copthorne Hotel, Waitangi
11:30 am - 12:00 pm	James Clyde (Tūhoronuku trustee for Hokianga region)	Treaty Room 2 Boardroom, Copthorne Hotel, Waitangi
12:00 pm	Lunch – Dining Room, Copthorne Hotel, Waitangi	
12:30 pm - 1:30 pm	Whāngaroa Papa Hapū	Treaty Room 2 Boardroom, Copthorne Hotel, Waitangi
1.40 pm	Drive to Whangarei	
3.00 pm - 3:45 pm	Whatitiri/Poroti rūpū	Comfort Flames Hotel, 8 Waverley St, Onerahi, Whangarei
3:45 pm - 4:00 pm	Drive to Ngāti Hine	
4:00 pm - 5:00 pm	Ngāti Hine	Ngāti Hine Forestry Trust, 6 Vinery Lane, Whangarei
Saturday 20 July		
1:00 - 4:00 pm	Open hui with Ngāpuhi	Waitaha Room, Copthorne Hotel, Waitangi

24. The following Crown officials will attend:

- a. Te Arawhiti: Stephen Ihaka (Cultural Advisor and facilitator); Lil Anderson (Tumu Whakarae – Acting Chief Executive, Te Arawhiti) and Rachel Houlbrooke (Deputy Chief Executive, Settlements and Takutai Moana); and
- b. Te Puni Kōkiri: Tui Marsh (Regional Manager – will attend all except the KAM hui) and Nicole Butler (Senior Analyst).

Page 7 withheld under 9(2)(f)(iv) and 9(2)(g)(i)

Page 8 withheld under 9(2)(f)(iv) and 9(2)(g)(i)

OFFICIALS DUTY ACT
OFFICIAL INFORMATION ACT

Page 9 withheld under 9(2)(f)(iv) and 9(2)(g)(i)

OFFICIALS' CONFIDENTIAL
OPERATION ACT

Page 10 withheld under 9(2)(j)

OFFICIALS DUTY DESK
ORIGINAL INFORMATION ACT

Recommendations

48. It is recommended that you note the following attachments:

- a. **Kia Anga Mua talking points at Appendix 1;**
- b. **James Clyde talking points at Appendix 2;**
- c. **Whāngaroa Papa Hapū talking points at Appendix 3;**
- d. **Whatatiri/Porotī talking points at Appendix 4;**
- e. **Ngāti Hine talking points at Appendix 5;**
- f. **Ngāpuhi hui talking points and run sheet at Appendix 6;**
- g. **Ngāpuhi mandate timeline at Appendix 7;**
- h. **Media Statement and Backpocket Q&A at Appendix 8;**
- i. **Kia Anga Mua proposal at Appendix 9;**
- j. **Raniera Tau response paper to KAM proposal at Appendix 10;**
- k. **Hapū Assembly report at Appendix 11;**
- l. **Whāngaroa Papa Hapū correspondence at Appendix 12; and**
- m. **Briefing on evolved mandate and media points at Appendix 13.**

Nāku noa, nā

Rachel Houlbrooke
Deputy Chief Executive, Settlements and Takutai Moana

NOTED / APPROVED / NOT APPROVED

Hon Andrew Little
Minister for Treaty of Waitangi Negotiations

Date: / / 2019

Appendix 1: Kia Anga Mua talking points
Copthorne Hotel, Waitangi, 18 July, 10 – 11 am

Crown	Minister Little Stephen Ihaka Lil Anderson Rachel Houlbrooke Anna Galvin Nicole Butler
Kia Anga Mua	Harapeka Hohaia Nora Rameka Kaye Taylor Rudy Taylor Raniera Tau Kahu Morunga Lynette Wharerau Bob Ashby Mere Mangu Mary Anne Baker Willie Motene Shelley Naera Anna Brown Kei Solomon Hoani Walker

Mihi (optional)

E ngā mana, e ngā reo, e ngā karangatanga maha o Ngāpuhi – Tēnā koutou, tēnā koutou, tēnā koutou katoa	To the dignitaries, the voices and the many associations of Ngāpuhi – greetings to you, greetings to you, greetings to you all
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Page 13 withheld under section 9(2)(g)(i)

ORIGINAL DOCUMENT
ORIGINAL DOCUMENT

Appendix 2: James Clyde talking points

Copthorne Hotel, Waitangi, 18 July, 11.30 am – 12pm

Crown	Minister Little, Stephen Ihaka, Lil Anderson, Rachel Houlbrooke, Anna Galvin, Tui Marsh, Nicole Butler
Ngāpuhi	James Clyde

Tēnā koe Kua tae mai ahau ki te whakarongo ki tō whakaaro mo ngā take tiriti o Ngāpuhi.	I have come to listen to your thoughts on Ngāpuhi treaty settlements.
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Remainder of page 14 withheld under section 9(2)(g)(i)

Appendix 3: Whāngaroa Papa Hapū talking points

Copthorne Hotel, Waitangi, 18 July, 12.30 – 1.30 pm

Crown	Minister Little, Stephen Ihaka, Lil Anderson, Rachel Houlbrooke, Anna Galvin, Tui Marsh, Nicole Butler
Whāngaroa Papa Hapū	Pat Tauroa, Anaru Kira and two others

Mihi (optional)

E ngā mana, e ngā reo, e ngā karangatanga maha o Ngāpuhi Tēnā koutou, tēnā koutou, tēnā koutou katoa	To the dignitaries, the voices and the many associations of Ngāpuhi – greetings to you, greetings to you, greetings to you all
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Paragraph withheld under section 9(2)(g)(i)

Appendix 4: Whatitiri/Porotī talking points

Flames Comfort Hotel, Whangarei, 18 July, 3 – 3.45pm

Crown	Minister Little, Stephen Ihaka, Lil Anderson, Rachel Houlbrooke, Anna Galvin, Tui Marsh, Nicole Butler
Whatitiri/Porotī	Taipari Munro (tbc), Hona Edwards, Millan Ruka, MNZM; Meryl Carter and two others

Mihi (optional)

E ngā mana, e ngā reo, e ngā karangatanga maha o Ngāpuhi Tēnā koutou, tēnā koutou, tēnā koutou katoa	To the dignitaries, the voices and the many associations of Ngāpuhi – greetings to you, greetings to you, greetings to you all
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Appendix 5: Ngāti Hine talking points

Ngāti Hine Forestry Trust, 6 Vinery Lane, Whangarei, 18 July, 4 –5 pm

Crown	Minister Little, Stephen Ihaka, Lil Anderson, Rachel Houlbrooke, Anna Galvin, Tui Marsh, Nicole Butler	
Ngāti Hine	Huhana Lyndon (Te Orewai) Moe Milne (Te Kauimua) Pita Tipene (Ngāti Te Tarawa) Waihoroi Shortland (Ngāti Hine)	Mylie George (Ngāti Te Ara/Ngāti Kopaki) Ra Laupa (Ngāti Kopaki/ Ngāti Te Ara) Hineamaru Ropati (Ngāti Hine ki Waiomio) Rubina Tautari (Ngāti Kahu o Tōrongare) Harris Shortland (Ngai Tai Hapu) Mere Croft (Ngāti Ngaherehere)

Mihi (optional)

E ngā mana, e ngā reo, e ngā karangatanga maha o Ngāti Hine Tēnā koutou, tēnā koutou, tēnā koutou katoa	To the dignitaries, the voices and the many associations of Ngāti Hine – greetings to you, greetings to you, greetings to you all
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Appendix 6: Run sheet and talking points Ngāpuhi hui
Waitaha Room, Copthorne Hotel, Waitangi, 20 July, 1 – 4 pm

Crown	Minister Little, Jenny Marcroft (MP), David Seymour (MP), Stephen Ihaka (Facilitator), Lil Anderson, Rachel Houlbrooke, Anna Galvin, Tui Marsh, Nicole Butler
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Order of Events	Time
Mihi whakatau	1 pm
Light refreshments	1.30 pm
Updates on progress	2 pm
Minister departs	4 pm

Mihi (optional)

E ngā mana, e ngā reo, e ngā kerranga maha o Ngāpuhi Tēnā koutou, tēnā koutou, tēnā koutou katoa	To the dignitaries, the voices and the many associations of Ngāpuhi – greetings to you, greetings to you, greetings to you all
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Page 20 withheld under 9(2)(g)(i)

ORIGINAL SOURCE OF INFORMATION

Appendix 7: Timeline of Ngāpuhi Mandate Processes

2009 - 2010

- Tūhoronuku formed as sub-committee of Te Rūnanga-Ā-iwi O Ngāpuhi and holds 41 consultation hui
- Te Kōtahitanga formed

2011

- Ngāpuhi recognised as 'large natural group'
- Tūhoronuku mandate strategy advertised – Crown received 31 opposing submissions
- Rt Hon Jim Bolger facilitation process
- Facilitation halted when Tūhoronuku advertises 20 mandate hui and a vote
- 76% (5,210) support Tūhoronuku mandate proposal and 24% (1,584) against
- Urgent application to Waitangi Tribunal
- Tūhoronuku and Te Kōtahitanga set up joint working party to address issues raised in urgent application and at mandate hui

2012

- Te Roopu Whaiti report – presents differing views and recommends options be taken out to Ngāpuhi to consider
- Tukoroirangi Morgan facilitation – consults with range of Ngāpuhi groups/ individuals
- Morgan report describes mutual distrust and entrenched views in leadership
- Recommends revised mandate structure
- Tūhoronuku rejects Morgan report
- Ministers undertake "shuttle diplomacy" between groups

2013

- Tūhoronuku accepts some of the changes sought by Te Kōtahitanga
- Ministers decide to seek submissions on an amended deed of mandate
- 36% (1,249) submit in support and 63% (2,221) in opposition

2014

- Crown recognises Tūhoronuku mandate subject to certain conditions
- The Waitangi Tribunal grants 15 applications for an urgent mandate inquiry
- Tūhoronuku elections = 44 of 110 hapū elect hapū kaikōrero (most without hapū hui)

2015

- Further Tūhoronuku elections = 69 hapū kaikōrero in total (most without hapū hui)
- Tribunal finds fundamental flaws in the mandate: if changes made could be fit for purpose

2015 - 2016

- Tūhoronuku and Te Kōtahitanga form Ngāpuhi engagement group (8 representatives from Tūhoronuku and Te Kōtahitanga), Crown provides information and administrative support
- Engagement group holds regional and urban consultation hui and wānanga

- Maranga Mai report finalised – Tūhoronuku and Te Kōtahitanga commence transition process to evolve mandate

2017

- Tūhoronuku executive withdraws from transition process and proposes alternative structure
- Crown suspends engagement to provide Ngāpuhi time to resolve issues

2018

- Te Rōpū Tūhono formed and evolved mandate proposal developed
- Evolved mandate proposal presented to Ngāpuhi
- 4 rounds of consultation hui and high level of hapū engagement – 104 of 110 hapū hold hui
- 31 hapū vote in support; 73 hapū vote against evolved mandate
- 51% of individuals vote in support; 48% against evolved mandate

Page 23 withheld under 9(2)(g)(i)

June 2019

RESPONDING TO KIA ANGA MUA NGĀ HAPŪ Ō NGĀPUHI PRESENTATION

INTRODUCTION

It has been some time now since Kia Anga Mua Ngā Hapū ō Ngāpuhi (KAM) presented to the Tūhoronuku Independent Mandated Authority (TIMA) Board. As a Board we agreed to consider their proposal (attached at appendix one) and provide a response to encourage further discussion. Because of how TIMA promised a response to the KAM presentation, I offer the following thoughts and recommendations to assist in facilitating a way forward. Sitting and doing nothing for TIMA is *not an option*.

COMMENT

The Tūhoronuku Independent Mandated Authority is the mandated entity for all Ngāpuhi, no matter where we live. In September 2011, Ngāpuhi voted overwhelmingly (76.4% of those who voted) to give their mandate to Te Rōpū ō Tūhoronuku.

On 14 February 2014, the mandate Ngāpuhi gave Tūhoronuku was officially recognised by the Minister for Māori Development and the Minister for Treaty of Waitangi Negotiations.

What is the Tūhoronuku IMA purpose?

- Tūhoronuku IMA is mandated to represent Ngāpuhi in negotiations with the Crown for the comprehensive settlement of all Ngāpuhi historical claims and Crown breaches against Te Tiriti o Waitangi/the Treaty of Waitangi¹.
- The Tūhoronuku IMA Trust Deed sets out how the board is to operate and be administered. It also provides for representation, decision making and accountability.

Mandate Status (2009 – 2014)

Three rounds of information sharing hui over a three-year period resulted in Tūhoronuku being given the mandate from Ngāpuhi to negotiate a comprehensive settlement (including Hapū, urban and Kaumātua/Kuia).

The government recognised this Mandate in February 2014. This is a conditional mandate.

Evolved Ngāpuhi Mandate (2018)

Following meetings with Minister Little and officials, TIMA and Kotahitanga agreed to combine efforts to consult with Ngāpuhi to amend/evolve the current mandate. Te Rōpū Tūhono was established (TIMA and Kotahitanga) to drive this process.

The main thrust of this round was to ensure that Hapū participated and voted whether or not they agreed with the evolved mandate. 31 Hapū agreed. 48 Hapū disagreed.

BASED ON THIS RESULT, TE RŌPŪ TŪHONO NOW HAS NO PURPOSE FOR EXISTING.

¹ Page7, Te Ropu o Tuhoronuku Deed of Mandate, 2012

Official Te Rōpū Tūhono Voting Results

These are the official results of the Te Rōpū Tūhono voting process and it is not as morbid a reading as it has been spun to be. Looking back through the results gives hope that Ngāpuhi are on the right track to continue its fight for settlement with the Crown. The Te Rōpū Tūhono voting process unveiled some interesting statistics;

Regions of the Ngāpuhi Mandate Voting and Results	Hapū say No	Hapū Say Yes	No Hui Called	Results Set Aside Drawn
Kaikohe/Waimate/Taiāmai Region Hapū Results	10	8	1	3
Hokianga Region Hapū Results	14	11	1	-
Mangakāhia Region Hapū Hui Results	2	6	-	-
Pe Ote Whairangi Region Hapū Hui Results	14	4	3	1
Whangārei Region Hapū Hui Results	9	1		
Whangaroa Region Hapū Hui Results	19	1	1	1 Drawn Result
Totals from a total Hapū base of 110 Hapū in the Tuhoronuku Mandate.	68	31	6	4 + 1 Drawn Result

These Hapū voting results reveal that we have 68 Hapū who voted no to evolving the Te Rōpū Tūhono proposed advancing of the Ngāpuhi Mandate, with 31 voting yes. That was out of a total of 99 Hapū, not the 110 as some claim. There were 4 Hapū voting results set aside as unresolved with one other Hapū having a drawn result. Those Hapū were, Te Uri o Hua, Te Takotokē, Ngāti Kura from the Kaikohe/Taiāmai rohe and Te Kāiāpū from Te Pōwhairangi. The drawn result was Ngāti Tū from Whangaroa.

In the individual voting or tangata vote results, there was a total of 6,177 individual Ngāpuhi who voted in the process. Out of those, 3,168 voted to evolve the Mandate and 2,963 voted not to evolve the Mandate. That is 51.29% who say yes and 47.97% who say no. This is incongruent with what the Hapū vote has uncovered. If 51.29% of Ngāpuhi who took part in the voting process said YES, it should naturally follow that the Hapū vote reflect that number. For that result to manifest itself, it tells us that only a limited number of Hapū members have made this crucial decision on behalf of all our Ngāpuhi Hapū. I pose those thoughts to us as we try to convince the Crown to move forward with what we have as a tūāpapa (*foundation*).

The voter return percentage was 19.30%, being 6,177 valid votes from a total base of 32,005 eligible voters of which 58.78 voted online and 41.22% voted by post. These results disclose a participation rate in the voting process of less than 50% of those who participated in the original Tūhonoruku Mandating voting process and yet these results are being portrayed by some as a comprehensive rejection of the altering of the Mandate by Ngāpuhi and our Hapū. That for me is to draw a long bow.

It is with this background that I want to talk to the KAM presentation, which was presented to TIMA on 25 May 2019. I found the presentation enlightening and gives Ngāpuhi hope going forward with a young and vibrant team leading the discussions.

Kia Anga Mua Nga Hapū o Ngāpuhi

- Kua pānui kētia e hau ngā kōrero hakataki o te **KIA ANGA MUA NGĀ HAPŪ O NGĀPUHI** (KAM) presentation, which acknowledges TIMA as the entity holding the mandate to represent Ngāpuhi. KAM also expressed a desire to develop a working/development relationship with TIMA in constructing a pathway to negotiations with the Crown for the comprehensive settlement of all Ngāpuhi historical claims and Crown breaches against Te Tiriti o Waitangi/the Treaty of Waitangi.

The presentation covered the following:

- The genesis of KAM, is a response to an opportunity originating from the failure of ngā Hapū o Ngāpuhi to support the Te Rōpū Tūhono concept designed to address the Waitangi Tribunal recommendations around strengthening Hapū input into the Ngāpuhi settlement process, by massaging the Mandate;
- That they are made up of the 31 Hapū who answered YES in the Te Rōpū Tūhono process;
- That they are not interested in wasting the effort Tūhono nuku and then TIMA went through to secure a Mandate. *Appendix 1 provides the presentation in full – some areas have been clarified since the presentation.*

KAM and the 31 Hapū have remained committed to their quarterly Hapū meeting, which attracts a number of Hapū, claimants and individuals. This has provided the opportunity for a number of Hapū whom voted 'NO' in the Tūhono process, to join the 31 Hapū involved with KAM. KAM has advised those people who say that their Hapū want to join KAM, to call a meeting with their individual Hapū to confirm in writing the support of their Hapū for KAM, with copies being provided to Ministers Little, the Minister of Treaty Settlements and Kelvin Davis, Minister of Te Arawhiti or Māori relations.

In discussions with young KAM Team, this is what they desire to be discussed with TIMA;
I took the time to meet with the young KAM team to gauge what it is that they are driving at and what do they want TIMA to do. These are some of their requests;

1. A change of the guard:

- Addressing the leadership debate. KAM wanted this kaupapa discussed however, they are cognisant of where the decisions currently lie, within Hapū, K/Kuia, Urban dwellers and the Rūnanga
- A change in personnel through reconfirmation or a refresh of representatives at each level, including TIMA. How could a shift in the working culture/decision making process be developed/accommodated?
- Can TIMA commit to a collaboration model building exercise with KAM?
- Can TIMA commit to working toward a consensus around kaupapa specific topics with voting being the last resort?

- Would TIMA be interested in a tech solution (*between hui dialogue*) as an input into final decision making? This means decisions are made only after exhaustive discussions with progressing discussions shared with a wider audience?
- Would TIMA be interested in KAM (*or some organisation like KAM*) independently formulating recommendations for socialising and concluding through TIMA?
- From a TIMA perspective, how do we change the public perception that only a few Hapū/ people/ organisations have the power of decision making?

2. Transparency

- Can KAM have visibility of workings and previous TIMA minutes? What mahi has been done by TIMA?

3. Contacts

- KAM has asked for the TIMA contact database to share information. They are aware that there are some data sovereignty issues here and they want to debate this as another avenue of communication. KAM is also aware that TIMA guards this database jealously for fear of it being used for purposes other than moving Ngāpuhi Te Tiriti o Waitangi Claims forward. This will add to the comprehensive young database that KAM already have?

4. TIMA Name Change

- During the Te Rōpū Tūhono process there was kōrero about a name change to TIMA. They believe this topic should be discussed.

5. Mangakāhia and the representation of hapu.

- Can TIMA amend the mandate to have Mangakāhia as a rohe in its own right? Representation (*numbers*) would need to be considered as they are a smaller grouping than other rohe.
- Can TIMA amend the mandate to ensure Hapū have the ability to withdraw?

6. Clarity around TRAION representation.

- KAM need to understand the perspective of Hapū re: the issue with TRAION membership of TIMA and view this as a target in this process which could be attributed to slowing progress?

MY OBSERVATION

First of all, there is no debate that we must respond to the KAM presentation out of courtesy and encourage them to continue to work on their ideas as they bring a younger perspective to the discussions. All the presenters are young and are all wanting to move forward with settling Ngāpuhi's grievances against the Crown for breaches of Te Tiriti o Waitangi, whatever that looks like. We must applaud their vivaciousness.

I am unsure as to whether this group totally understands the Mandate content and that if one moves too far from what is currently in that Mandate, one would have to seek a NEW

Mandate from Ngāpuhi. This is an arduous task and something that took Tūhoronuku, and then TIMA eight years to achieve. That is why I say that *“doing nothing as Tūhoronuku is not an option.”*

I support the principles of what they are trying to achieve here, and I believe that with sharing further kōrero and development ideas with them, to clarify and refine aspects of their presentation, we will be able to work with this group.

I find that they have adopted the process contained in the TIMA mandate where after the Te Rōpū Tūhono voting process was behind us, the process of a refresh and/or a reconfirmation of all Hapū kaikōrero, Kaumātua/Kuia, Urban and the Rūnanga representatives, I find very sound. Once that is done, a refresh or reconfirmation of TIMA members is inevitable.

I propose that those Hapū, and their representatives who voted **NO** in the Te Rōpū Tūhono process, will need to sideline themselves, as their Hapū do not want to participate in progressing the Mandate. Although, TIMA has always been committed to leaving the door open for those Hapū who wish to come on board, there must be a point where Ngāpuhi begins their march to settlement even without all Hapū. There must however, always be an opportunity/avenue where Hapū who change their minds after observing this momentum, can opt in.

CONCLUSION

The mandate to negotiate a comprehensive settlement on behalf of Ngāpuhi sits with TIMA. It is a mandate that provides the facility for Hapū to prepare for negotiations². It is not a mandate to receive and manage settlement assets.

All avenues to prevent, amend or take over this mandate have been exhausted. It is now time for common sense to prevail. We have before us an opportunity to move forward with (KAM) and those Hapū who wish to engage in this process.

Next Steps

TIMA's position is not a compromise, it is moving forward with one mandate and allowing Hapū to manage the development of their Hapū specific settlement negotiation packages.

A. Partnership

- There are no partnerships in this process; the mandate is a Ngāpuhi mandate therefore the desire of KAM to “partner” with TIMA is flawed and is not available under the current Mandate. However, working together to agree on a kaupapa going forward to execute the Mandate or an amended Mandate is something TIMA should explore with KAM;

B. Accountability

² Page 20, cl 8.5, Te Rōpū o Tūhoronuku Deed of Mandate 2012.

- As the current Mandate stands, KAM members sit within the TIMA mandate and is responsible and accountable to TIMA who are accountable to Ngāpuhi; this could also be a shared responsibility and we need to look at how TIMA and KAM can knit this together for the benefit of the 31 Hapū who want to move forward in the first instance, then Ngāpuhi as a whole.

C. Reconfirming representatives

- The process to reconfirm or refresh Hapū kaikōrero, Kaumātua and Kuia, Urban and the Rūnanga representatives is sensible and can be done at any time Hapū feel the need. It must however be robust. The mandate already has a process in place although it does not fit with some Hapū Tikanga. If this process is altered, it must be agreed to by TIMA to safeguard against legal challenges.

D. Work Programme

- Once the above have been agreed, a work-programme that provides for Hapū to prepare their respective settlement negotiation packages will be drafted. This is to be done with Minister Little's officials – they need to be in the room. This is where the Crown needs to resource the regions to complete this mahi.

E. Update Minister Little

- TIMA to update Minister Little and Davis on progress; perhaps KAM members be invited to accompany TIMA delegation party on these occasions?

F. TIMA Board Makeup

- The TIMA Board needs an overhaul, as the current Board is inconsistent with its constitutional requirements in that there are currently no members from the Kaikohe / Waimate / Taiāmai Rohe on the Board.
- There are also Hapū kaikōrero sitting on TIMA who have no Mandate anymore as their Hapū have elected not to participate in this process.

RECOMMENDATIONS

- a) That point's 1- 6 on pages 3&4 above be the basis for a discussion with KAM on moving forward and protocols by which Hapū will participate in the settlement negotiations processes.
- b) That the TIMA Board agree to explore with KAM the ability for Ngāpuhi Hapū to prepare their respective negotiation/settlement redress packages within the TIMA Mandate, including assisting rohe find funding streams to carry out that mahi.
- c) Pending the TIMA Board's agreement to work together with KAM on a way forward, that a work programme be developed by KAM for TIMA to consider.

- d) That TIMA accept the questions A-E from KAM as a working foundation for further discussions with TIMA
- e) That TIMA agree to discuss the merits of a name change for TIMA. KAM have requested this debate.

APPENDIX ONE

I copy the Kia Anga Mua presentation below. I have altered some of the wording to say what I think they mean.

INTRODUCTION / TIMATANGA KŌRERO

- Kia Anga Mua believes that inspirational Leadership will unite all of Ngāpuhi.
- Kia Anga Mua believes in giving every Hapū a voice at the taumata where the vital decisions are made.
- Kia Anga Mua believes in breaking down the perception that the Tūhoronuku mandate is not for Ngāpuhi.
- Kia Anga Mua Ngā Hapū o Ngāpuhi (KAM) is committed to developing a model leadership that will resonate with Ngāpuhi, as the kaitiaki of Te Whakaputanga me Te Tiriti o Waitangi.
- KAM acknowledge the dedicated mahi of the TIMA representatives and are clear that the work undertaken should not be lost. The mandate provides KAM with a starting point and an opportunity to leverage Hapū aspirations.

KIA ANGA MUA / KO WAI MĀTOU

- We are representative of the 31 Hapū that are committed to working together in progressing the negotiation of the Tiriti claims of those Hapū.
- KAM will act as a conduit for the KAM Hapū voice, formulating recommendations to move forward.
- KAM actively seeks opportunities to create a dialogue with and between all factions of Ngāpuhi. Broad and deep engagement is a foundational principle.

KIA ANGA MUA / MOVING FORWARD

- Kia Anga Mua in collaboration with TIMA can breathe life into making a difference. Now.
- The previous Evolved Mandate exercise was conducted within tight timeframes, which led to the severe misunderstanding of the value it would offer Ngāpuhi. It is our recommendation that a transitional period is conducted, this will:

- Provide Hapū with the necessary time to refresh their Hapū Kaikōrero.
- Allow KAM to carry out the KAM Stakeholder Engagement and Communications Plan.

TŌ MĀTOU HUARAHĪ

Kia Anga Mua proposes to establish a Kawenata /Partnership between TIMA and KAM, forging a relationship of integrity and manaakitanga with our supporting Hapū. KAM have researched previous attempts to revise the TIMA Mandate and findings have revealed the following areas are vital to the successful uptake by Ngāpuhi:

- The ability to uphold Ngāpuhi Rangatiratanga and Mana Motuhake
- Identify, recognise and tiaki Ngāpuhi Leadership
- Nurture and grow Ngāpuhi Hapū engagement

We believe we can strengthen those areas by incorporating a solid stakeholder engagement and communications plan to raise awareness of the following milestones and to drive the growth rate of Hapū participation numbers

Kia Anga Mua is the emerging way forward for Ngāpuhi Hapū and proposes we collaboratively approach the following milestones:

DEVELOP A ROBUST HAPŪ OPT - IN PROCESS FOR HAPŪ

A declaration of intent will be requested from all Hapū that intend progressing with KAM and TIMA.

REFRESH TIMA BOARD

We suggest a refresh or Reconfirmation of all Hapū Kaikōrero, including Kaumātua Kuia, Urban representatives and the Rūnanga representative. All Hapū will utilise their own Hapū tikanga to determine Hapū Kaikōrero, alongside sufficient publicity promoting the opportunity to attend those meetings.

REFRAME / EVOLVE TIMA MANDATE

KAM and TIMA work in collaboration with delegated Hapū Kaikōrero and members of TIMA to design the makeup of the Mandated Authority to represent Ngāpuhi.

HE WHAKARĀPOOTO



HUI REPORT

NGĀPUHI

Whakatata Mai
Whakakotahi Mai

TE PUNA O TE MĀTAURANGA

NorthTec, Whangārei
27 Āperira 2019, 10am



Email: whakakotahimai.ngapuhi@gmail.com



BACKGROUND

Ngāpuhi hapū like many across the country have suffered great loss through our colonial experience.

Ngāpuhi have been a part of the largest Waitangi Tribunal Inquiry in history with over 350 claims lodged and heard over a nine year period.

During this time our whānau and hapū were able to provide voice to their tūpuna for the loss suffered through the acts and omissions of the Crown.

Central to our journey to date is He Whakaputanga 1835 me Te Tiriti o Waitangi 1840 where our tūpuna affirmed that we did not cede our sovereignty to the Crown. This affirmation of Hapū Rangatiratanga is the key pivot for the Hapū of Ngāpuhi in seeking meaningful redress with the Crown.

During this period Te Rōpū o Tūhoronuku was recognised by the Crown as the body authorised to negotiate a settlement of all historical Ngāpuhi Treaty grievances. While still in the Waitangi Tribunal process, Ngāpuhi hapū supported by Te Kotahitanga o Ngā Hapū Ngāpuhi sought an Urgent Hearing into the Tūhoronuku Mandate. The Waitangi Tribunal found in favour of the claimants and provided recommendations to remedy the concerns raised in the Urgency.

In February 2018, Te Rōpū Tūhono was formed to lead negotiations relating to the Ngāpuhi Treaty Settlement with the Crown. Its members were from Tūhoronuku and Te Kotahitanga o Ngā Hapū Ngāpuhi.

A revised proposal was drafted supported by Technical Advisors and a series of roadshows hosted throughout Ngāpuhi, across Aotearoa and into Australia which culminated in a final vote process for the 110 hapū listed in the Tūhoronuku Mandate and individuals who whakapapa to Ngāpuhi.

The results clearly showed the Crown that the hapū of Ngāpuhi did not accept the Evolved Ngāpuhi Mandate Proposal developed by Te Rōpū Tūhono.

The Ngāpuhi Hapū Assembly is our response to the many processes we have endured as a people. Driven by local whānau, hapū leadership our assembly seeks to provide a basis for moving forward as uri and hapū of Ngāpuhi in a coordinated way which does not undermine Hapū Rangatiratanga.



Ngāpuhi Hapū Assembly

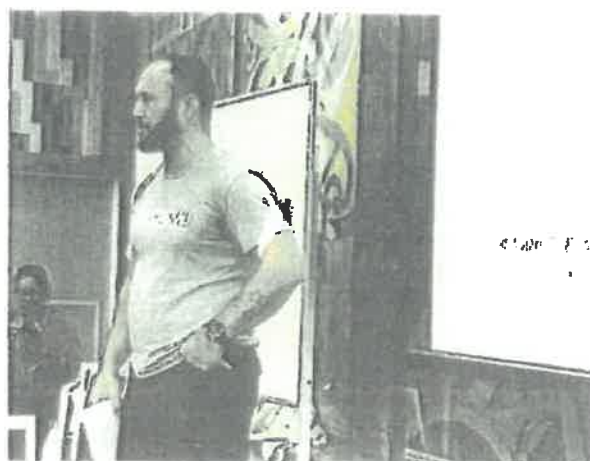
Hapū members from throughout Te Whare Tapu o Ngāpuhi gathered at Te Puna o Te Mātauranga Marae in Whangārei on 27 April 2019 to discuss the prospect of unity in addressing historical Treaty claims against the Crown.

This watershed moment in the Iwi's history provided a collaborative and positive step forward to working together on a pathway that would empower hapū into the future. This was the second Hui held this year and attracted more than 170 hapū participants attending from across the motu, and some even travelling from Australia; to support the Assembly.

The April Assembly was hosted by the Hapū of Whangārei Terenga Parāoa.

This assembly of hapū resulted from a karanga that occurred during the first gathering of Ngāpuhi hapū at Kohewhata Marae in Kaikohe in January of this year. The affirmation and protection of hapū rangatiratanga remained the central theme to the discussions.

This assembly is a Ngāpuhi Hapū collective focused on collaboration, cooperation and sharing of issues and potential solutions. Any strategy that emerges from this forum will need to be agreed to by the Hapū Assembly throughout the year.





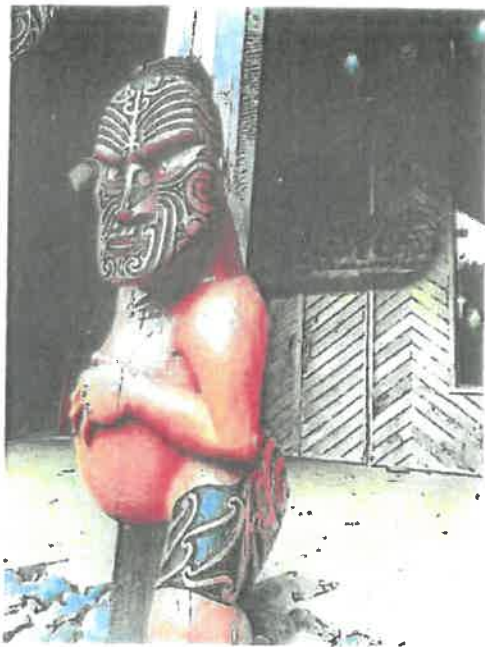
The agenda for the April 2019 Whangārei Assembly looked to strengthen our shared Unity of Purpose further. It was also identified that the agreed Unity of Purpose from Kohewhata Marae was a statement of fact, and was refined by the hui in Whangārei to a clear purpose statement.

"THE HAPŪ OF NGĀPUHI HAVE NEVER CEDED SOVEREIGNTY TO THE CROWN AND NGĀPUHI WILL NEVER CEDE SOVEREIGNTY."

This refreshed Unity of Purpose is provided to hapū to now consider internally with the invitation to return to the planned Ngāpuhi Hapū Wānanga in August to provide feedback.

Hapū are encouraged to undertake their own research and where necessary seek independent legal advice on this matter.





Kohewhata Hui

Jan 2019

In December 2018 leaders from the Ngāpuhi hapū of Te Uri o Hua, Te Takotokē, Ngāti Whakaeke, Ngāti Kura and Ngāti Tautahi, whose hapū all voted against the Te Rōpū Tūhono evolved mandate proposal, put out a call to all the hapū teams of Ngāpuhi to meet together at Kohewhata Marae and discuss a plan for a new way forward.

The hapū representative for Te Uri o Hua, Ted Wihongi explained that the purpose of the hui was to work together on how the hapū of Ngāpuhi might be able to achieve a united and coordinated approach to addressing our

historical Te Tiriti o Waitangi claims.

The gathering attracted over 300 hapū members from throughout Ngāpuhi.

Discussion focused on a fresh strategy built from the flax roots of our Ngāpuhi people with the aim to provide the foundations for a united and coordinated way forward. The approach would focus on practical solutions and real change, and would not follow the 'one size fits all' mandate approach of the past ten years which has failed to secure the consent and unity of Ngāpuhi hapū.



Assembly members affirmed the collective responsibility of Ngāpuhi hapū as kaitiaki of He Whakaputanga (1835) and Te Tiriti o Waitangi (1840). They also expressed concerns about the divisiveness of the mandating process to date and the resulting dysfunction and lack of support which has resulted from it.

The Ngāpuhi hapū representatives assembled at Kohewhata Marae in Kaikohe on 19 Jan 2019 agreed on the following whakatau from the hui:

1. **Unity of Purpose:** "The hapū of Ngāpuhi did not cede sovereignty to the Crown through Te Tiriti o Waitangi, as confirmed by the Waitangi Tribunal's Stage One Report.";
2. **Hapū Coordination:** Agreement to meet every three months;
3. **Whakatau:** "A call to the government for immediate action to withdraw recognition of the Tūhoronuku Mandate". Moved: Ngāti Manu Second: Te Whiu.



Kohewhata Marae - 19 Jan 2019



OVERCOMING BARRIERS

One of the objectives of the Whangārei Assembly was to identify barriers which hinder progressing the Unity of Purpose and the aspirations of Ngāpuhi Hapū.

The assembly broke into two workshops in the afternoon session to explore these barriers in detail and suggest potential avenues to overcoming them.

In workshops the following potential areas of cooperation for the assembly of Ngāpuhi hapū were identified:

1. Shared Vision for the Ngāpuhi Hapū Assembly;
2. Business Strategy for the Assembly;
3. Explore opportunities to support cooperation within:
 - Allied neighbouring hapū;
 - Regional Hapū Assemblies;
 - Ngāpuhi Hapū Assembly.
4. Explore opportunities to formalise our hapū / collective / Ngāpuhi institutions based on hapū rangatiratanga and built upon the constitutional foundations of He Whakaputanga;
5. Support hapū to exercise their tino rangatiratanga;
6. Give effect to kotahitanga through an assembly of Ngāpuhi hapū founded upon their own tino rangatiratanga;
7. Collectively advocate for the completion of the Stage Two Waitangi Tribunal Report as a foundation for negotiations on local issues.

No agreement has yet been reached to advance any of these additional arenas collectively. However the themes are highlighted in this report to provide hapū and regions with an opportunity to discuss them further in their own hui and wānanga.

Hapū are encouraged utilise coming months to hui tahi and bring their thoughts on this subject to the August wānanga.



NGĀ MAHI

The Whangārei Assembly agreed to maintain contact and continue to meet throughout 2019.

Te Ohu Kaimahi

Te Ohu Kaimahi was endorsed by the Whangārei Assembly to be established as interim open working group with the following approved key tasks:

- Collate and distribute hui notes and key messages from Kohewhata and Whangārei Assemblies;
- Develop a draft Terms of Reference for the Ngāpuhi Hapū Assembly and distribute to hapū for feedback;
- Coordinate and organise a Ngāpuhi Hapū Wānanga and further Ngāpuhi Hapū Hui in October and November 2019.

Ngāpuhi Hapū Wānanga

4pm, 3 August to 2pm, 4 August 2019

Otāngaroa Marae

Whangaroa



Whangaroa made a tōono to host the Ngāpuhi Hapū Wānanga at Otāngaroa Marae in August; program is currently being developed.

The purpose of the August wānanga will be to clarify hapū positions and understandings of the Unity of Purpose and flesh out potential pathways moving forward.

Ngāpuhi hapū will assemble again in October and November to make key decisions and advance these kaupāpa collectively.

This report is provided to hapū as a resource to support hapū hui and wānanga to prepare for the August Wānanga. Hapū are invited to come to the Wānanga ready to share learnings, positions and solutions to overcoming barriers to our agreed Unity of Purpose.

It is important to highlight that several hapū have confirmed their intention to undertake their own mandating process which they have indicated will begin in the next few months. These efforts are an expression of hapū rangatiratanga and is supported.

It is recognised that the opportunity and need to work collectively on regional and Ngāpuhi issues is an ongoing area of work supported by both Ngāpuhi Hapū Assemblies to date.

E Ngā Hapū o Ngāpuhi

Hapū are invited to consider the following matters of importance and attend the up and coming Ngāpuhi Assembly Wānanga and Hui with feedback:

- How do we overcome barriers identified to achieve the Unity of Purpose;
- Consider legal opinions, through your own hapū, claimant channels;
- Draft terms of reference for the Ngāpuhi Hapū Assembly (to be distributed shortly);
- Hapū Perspectives on the Unity of Purpose - **"The Hapū of Ngāpuhi have never ceded sovereignty to the Crown and Ngāpuhi will never cede sovereignty."**

He Mihi

The January and April Ngāpuhi Hapū Assemblies have been coordinated by a group of voluntary hapū kaimahi. The Assembly were funded through generous koha received through Marae, Hapū, Whānau, Individuals and Trusts to tautoko the kaupapa. Thank you to all who have contributed thus far.

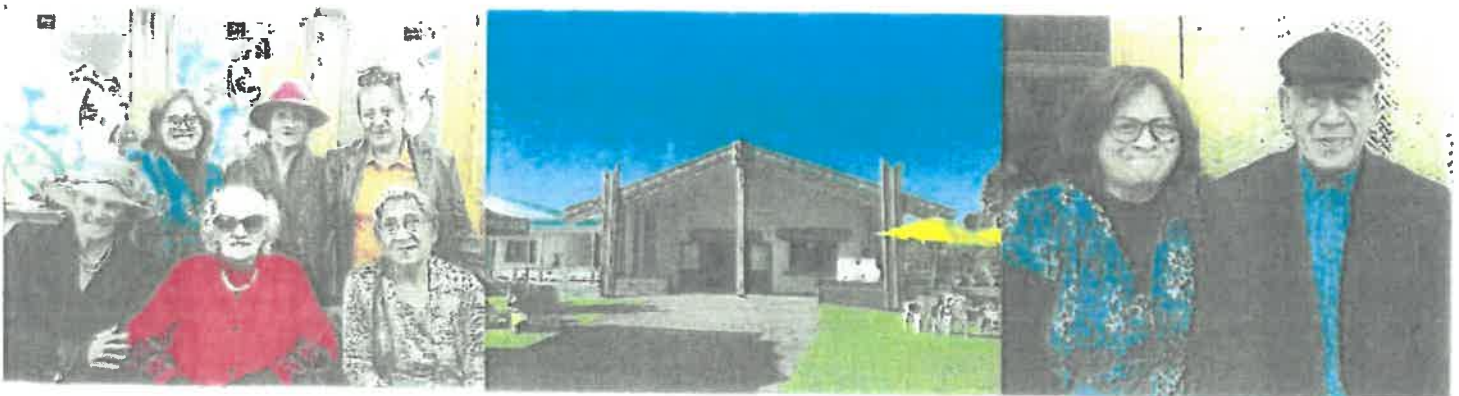
Te Ohu Kaimahi will continue on with the mahi as approved at the Whangārei Assembly as a voluntary rōpū.

The communications for the collective effort of the Ngāpuhi Hapū Assembly and the working group is being coordinated through the Ngāpuhi Facebook page:

<https://www.facebook.com/Ngāpuhiwhare/>

The email address for this kaupapa is whakakotahimai.ngapuhi@gmail.com

Please make contact through these channels if you are interesting in getting involved or supporting the kaupapa.



WHANGAROAPAPA HAPU
MANDATING STRATEGY
STATEMENTS

RELEASED UNDER THE
OFFICIAL INFORMATION ACT

Mā Whangaroa a Whangaroa e korero

THEREFORE

Mā Whangaroa a Whangaroa e Whakahaere

Whangaroa Papa Hapū upholds He Wakaputanga
me te Tiriti o Waitangi.

Whangaroa Papa Hapū maintains that our
Rangatira have never ceded our Tino
Rangatiratanga or our sovereignty.

Tuhoronuku (TIMA) currently holds the mandate to negotiate and settle Whangaroa Treaty claims against the Crown.

This Mandate is disputed.

THEREFORE the Whangaroa Papa Hapu will continue its efforts, and seek to obtain a mandate from our people and our hapu to take Whangaroa through the Treaty negotiations process.

To achieve this, the Whangaroa Papa Hapu will require the consent of hapu to establish a register of members/beneficiaries to enable a hapu voting process to occur

THEREFORE the Whangaroa Papa Hapu will be:

- a) Registering as a legal entity, with a newly appointed Board made up of Waitangi Tribunal claimants and hapu members;
- b) Encouraging all Whangaroa hapu to have their own hapu hui to:

- i) establish their own member registers;
- ii) identify their whakapapa and rohe;
- iii) establish their own tikanga;
- iv) appoint their kaikorero and taumata kaumatua;
- v) identify their member's specific interests, strengths and expertise.

Then, that legal entity shall seek to hold the mandate for Whangaroa

THEREFORE

Any mandate voting process will be on the basis of a vote for the Whangaroa Papa Hapu, or any other body, who may seek to lead Whangaroa through this process.

Once a mandate is achieved, the Negotiations process will follow.

THEREFORE the Whangaroa Papa Hapu membership will appoint or establish the following committees:

- a) Executive Committee: To administer ongoing process of Negotiations;
- b) Negotiations Team to: Negotiate Terms of Negotiations with the Crown; focus on Commercial; Historical; and Cultural redress areas.
- c) Taumata Kaumatua
- d) Research Body that will include:
 - i) Focus groups – Urban & Taawaahi links;
 - Population numbers
 - Shared interests across Ngapuhi
 - ii) Mapping team
 - iii) Whangaroa Specific Crown breaches
 - iv) Lands lost
 - v) Shared interests within Whangaroa

From negotiations we expect to achieve the following outcomes:

- a. A Whangaroa Settlement Act.
- b. A Whangaroa Post Governance Settlement Entity.
- c. The ability to work with other Ngāpuhi rohe on issues of mutual benefit.
- d. Hapu will continue to work together and develop their own whanau.
- e. The Crown will acknowledge that Whangaroa Māori did not cede their sovereignty or rangatiratanga.
- f. Hapū will maintain their individuality.
- g. Hapū members will participate through this whole process.

Katy Te Amo

From: Nicole Butler
Sent: Monday, 22 July 2019 2:33 PM
To: Samuel Mcdonald
Subject: FW: Saturdays handwritten notes
Attachments: Sc454e0030019072209090

From: Nicole Butler
Sent: Rāhina, 22 Hōngongoi, 2019 9:26 a.m.
To: 'rachel.houlbrooke@tearawhiti.govt.nz' <rachel.houlbrooke@tearawhiti.govt.nz>
Cc: Hickey, Maureen <Maureen.Hickey@justice.govt.nz>
Subject: Saturdays handwritten notes



Te Puni Kōkiri
MINISTRY OF MĀORI DEVELOPMENT

Jenny McCroft MP
David Seymour MP

Ngāpahi Hui

Minister's hui

Have to think carefully & cautiously about next steps

Before take next step keen to know what the few steps after that / the direction are taking

Cr new Hui is no viable mandate in place - wait begin negotiations until there is

Defined the groups met with on Thurs - 'helpful & good discussion. One message from all - we're ready to go.

Posha Cr is in - doesn't make sense to talk about redress with parts of Ngāpahi without knowing what's happening with rest - shared & common interests to able

- hapu rangahua - find pathway that recognize

- Maori Ministers / Cabinet in August

- Cr has breached its obligations under TOW & Crown ought to be held accountable

- He Whakapānga - heard want recognition from Cr an issue. Of course we need to talk about that.

- Breaches happen - impact a ngāwiri o ngā hapu was discussing. Keen to hear your whakawāro / mōro.

- Reflected a process last year & pressure it put on people - I acknowledge that

People saying it's been a long time & too long but find that way forward - that is respectful

Cr will take great care before it takes next step - which brings Crown to account for its breaches & starts to put right what it has done.

adequately aware



Te Rau Aranga Te Whiu

(2)

- Asked Minister to declare whether Crown ... (missed)
- Hapu need to reassert/decide their hapu kaitiaki so those individuals have a mandate from their hapu to move forward
- Redress needs to ensure Cr doesn't takehi or tipuna who put their to make to tiki
- Number of hapu who have resources to engage with Cr moving forward. Need to work in a way more collectively on this.
- Settlement of Ngāwhi pertaining to Te Whiu that we will take a back step on
- Commercial element of settlement needs a good kōrero. If settlement broken up evenly we would feel for a time a share forever
- Look for an iwhakapapa, build a foundation they too can build on in their time to come
- Ngāwhi can't move forward to decide
 - 1. viability of name
 - 2. hapu & direct negotiations

Mere hira Taurua

- Wk withdraw - sent an email at but nothing back from our hapu

Riria (Lorraine Carter)

- tabled a paper provided in 2017 - leave you with that, still important.
- division b/w Minister & legislative body that rules gov. Shouldn't be ruled
- AIP of Ngāti Whātua - (Ngāti Terehi, Pūwhātau) issues re this
- Answer for Māori tikanga frame
- let us go through this - give us that opportunity
- Lawyer James Mason working on something for us
- Oranga Tamariki issue - know what whāngai means.

IPS Absalom

- Hokianga hapu - 2018 first hui welcomed you
last hui was warmly greeted you

Loss of events b/w that time - caused mamai - would not want to do that. Been rebuilding since then

Sincerely acknowledge you

Te Rau o te Atua 18 hapu :- 5 valleys.

Get to reconcile our neighbouring relations

" " attend to our kaitiaki in various regions

Progressing by this time next year - hui k k k k - in a different way

Senos issues claim by Kia Aroha Māori 3 hapu

Te Kerehaka Te Whānau Whero
Ngātūhāpango

Ki Wairua / Tahak



- not going to relinquish those hapu in many form
- Te Ua Kaiwhare belongs in Hōkanga not Whangā
- 5 other active hapu in Hōkanga not recognised again
- Call for total removal of TMA mandate. Remove all Whānau numbers to Te Tu...
- A copy of this release will be sent to your office

Mōka Rau

- Give hapu right of our time hapu rephrasing
- Bōi hapu alliance
- Bōi belong to us
- Sea/Moana

Wait back our right to our moana, our kaiti apanui
what restrictions - we will look after it

If we knew which way you would allow us to move
out put any plan down if don't know how we
going to move

Shirley Maharaia - Ngāti Kōhā, Pāhukohā

Te Whānau

"

"

Ngāti Tōrekinu

Te Whānau tangata

Ngāti Māori

- Support alliance - collective hapu redress goals
Kaitiaki, Kaitiaki

Set a timeline to organize hapu mandate hui. Will be
done by Jan 2020.

Prev. policy has allowed hapu to go first ...
Not hearing resumed

Hōkanga



Helo Kareena(?) A number of questions.

(4)

- Have you acknowledged have ceded
- 2014 Report Sovereignty never ceded. Does Cr need to revisit its view moving forward. Like to think you prepared to rethink position on hapu rangatiratanga
- Does gov need to review its approach to negs
- Can expect more open minded ~~will be~~ ^{design} framework to recog hapu rangatiratanga
- What Cr finding accessible for hapu or collectives right now?
(had to find travel to hui with raffles)

Arapeta Hamilton

- TIMA mandate flawed & needs to be withdrawn will not continue with it.
- If get rid of it then hapu will sign up to move forward - He people will come with you
- Our collective ready to start negs next year
- We know you got some ready & some not
- Start with exemplar hapu & others will follow
- Need a process to allow those ready to start
- will be come a layered approach to redress

Rio Green Taurua

- Question going back then to now
- Best thing came out of that process - f-d were all related
- Some damage within roopu want Wai claims back cause put dot of mahi into it
- Want an later, aranga's ..
- Key getting things on record
- Options - start with Ngapuhi tamariki (now done in past)
 - what is purpose commercial/culture/apology
 - what structures
- Mi has oblige - how far is he willing to go

- Objective:

Tui Tamariki - Ngahi Rehia, Ngahi Kauri

- These words of father (Kunzi Tamariki)

- Before TOW signed imperial law did not apply.
- Because Ngapuhi did not cede sovereignty.
- NZ retained its sovereignty (albeit his Ngapuhi damon)
- Loss of land - confiscating wars, scrip, or purchases
- Should settle should be looking a compensation
- Should vote in a way not appropriate to our Ngapuhi tui
- This was impacted on our social wellbeing.
- Interested to continue this korero

1863 Act Settlement & Resettlement



Bryce Smith - reside in Whangarua

- Provide a paper
- Today multicultural society ← came from colonisation
- Where there is a ngāhau → - religious → important
- - political power
- Comment on cultural advisors
- ↳ what is it about religion & politics you don't understand
- Ngāhau tikanga is not a relic of the past.
- Māori tikanga speaks for Whangarua
- Direct neg → division
- Principles of TMA come from English version
- How does your gut enter into negotiation with aeg
- Te Whānau
- What is here is to see your willingness to go this right
- where are you today - you have the evidence
- We want the stage 2 report

Lee Harris ^{Māngai o} Kahui Kāwhiri o Hōkanga

- 8 days notice for a hui is not sufficient (need much notice)
- 184 yrs since signing still no proper understanding how hapu society operates. Not enough time to hui prior to this hui
- a number of Hōkanga speakers, but speaking individually
- believe you have been poorly advised
- please give due consideration to this to future
- Over 12 years Hapu Roopu Te Kōhanga - result of process may have been pushed to side now - need the only opportunity to TMA
- Claims been overlooked in this process
- No finding to resource claims / group

- we do not recognize TMA - they did not have our permission (6)
- they can only speak to their own no.
- waiting for stage 2 reports - still waiting response
- don't settle treaties - you honor them Dr Phil Ketchum
- disappointed no resources to help us in this process
- the Rook Tuhono process - ripped what ever collective we had - made use even more divided.

Kineranga (?)

- Ma wai ra - who is going to be talking on behalf of Ngāwhai
- 10 yrs has been long time we can't another 10 years.
- You have to fix it - if you can't fix it tell us
- Hopefully your people from Cr will give us your budgets - but let our people come & beg.
- Passing over alot of money to our young women - Dallas & Lee
- They didn't get any money for 9 yrs they've been with us.

Dallas

- I can't speak on behalf of Kineranga of Mandate - not a thing doesn't exist
- remind you - meeting you as an agent of Crown
 - of grievances many people of
- focus on perspectives that are
 - how to have to range ...
- Hear people say 'consensus'
 - process is key
- your system is based on diverse / robust
 - doesn't need to be problem with scale

but it would take long time so I wait....

Rachel Wilson Ngāi te rangi - Mandate for Wai 262 claim

- all well versed in knowing what's happening
- asked to speak to Ngāwhai again - what is it your meeting with, no money more for us to say to you
- challenge time allocated to speech - if we not given time to speak then why you come to speech to us
- the Māori player's place
- You not listening - falling on deaf ears
- Wai 262 Plant Variety Act 1927. ... disturbed that discussion people asked how people should be taken into account for the Māori
- Māori who is relevant



- Q - issue with last horeo -
- dat wat TMA, dat acknowledged TMA
 - you sat that before you come back
 - when you going to give it money
 - last process developing on an horeo.
 - we talk hapukikero - people voted for people not in the horeo a ground. I will still stand
- Acknowledged all rāhui - re/ Māuiha Kereke & others

Hone Horeo - or board Paerata Clark - cleared for land Cephrome & others + one of two scribes for an congress

- Minutes of 2015 congress
- Addressing poverty, it
 - prep for unification process of miners of signatory of Doft & TOW.

- Having a 2 day min - 23-24 Sept @ Te Ngāwhe horeo
- will consider all documents
 - take an actionhood back
 - establish horeo provision of service to our people
 - Issue of Cephrome - swept aside by WT. Needs to be addressed
 - Presenting Min the flag
 - Invite Min to that hui in Sept

John Tahera - Kahui Kiri Kauri Horeo

Waka minere roopu - Kauri

- Acknowledged Dick Dargaville horeo
- We in room is waka minere, horeo hapu waka minere
 - you own waka minere - if we understand that we shall carry horeo
 - mandate is in waka minere - need to use it to our benefit
 - if we can work as one Gr will take where

- need to talk about/get rid of TIMA mandate
- take previous good korero

Whenua

- get engineers together - work together
people on one side & you on other - build & share everything together
- Deny Rakau Waka - Clyde James to hand to you

Where

- Whakapapa's fit as per findings of Stage 1
- ~~You don't~~ Recognise findings & start from there
- Stop having sneaky meetings - its not respectful, its dividing us
- Can sit as Ngāwhiri cause you hold mandate over us
- Get rid of TIMA & start from scratch
- All Waiata Maori down the line at another hui
- Need to support people to get to hui by bus...
- Started as mother, Im now a grandmother
- Not allowed to sit together to work it out - you need to supply those resources to us
- Youve done us a real wrong

Ihū(1)

Pita (1) - Kaitiaki Ngāhi Kaitiaki

- Only speak on behalf of that hapu, no other hapu
- Waiata 71 hapu say no - we were one of those hapu
- Speech of rangatira who were disturbed by what they saw over the line

- We (Kaitiaki) are calling the 71 hapu kaitiaki elect to discuss where to from here

What to unite Hōkanga hapu as one

We do not support settlement

We ~~do~~ have not ceded our sovereignty

Give us back our Wai numbers - that was breached by Crown Maori & it stops now

Paitohere

- When are we going to talk about 14 issues... rangatira, kaitiaki, ngā mea kaitiaki (WT) we haven't started the conversation
- Give you copy - Te Kaitiaki - continental shelf
- Issue names



3. Keep on arguing with each other

Most have a strategy going forward - we knocking each other over ~~at~~ with our knee

Need strategic thinkers, networks (not groups)

Sent you an email this morning

- refer to our inherent sovereignty right -

kerero hiku iho, sacred meanings, Manatūwhakau, handed down from Nukunuku

↳ have things to understand

Wherein sovereignty right completed in our meanings - sold

our meanings to other rangatira (lands Commissioner)

- disrupted again when held road up the meanings

& put to denial up there

Ian Hare, Ngāi Tahu

- Talk on behalf of my kōwhiri Taihoro ^{has} tabled

- Deep in kaupapa in Brussels

- Here to kill that Hare at

Ted Whang

In ~~revelation~~ over last 18 months have many been meeting

& having discussion. Two issues

1 - how Ngāi Tahu is represented

2 - how Ngāi Tahu is mandated

Anna Koro

- Ngāi Tahu is represented & mandate by hapū

- Hapū either individually or separately will come together to determine who represented

is no other partying
←

- Manu Mōhaka (under the hui rangatira)

- If you wish to go forward with Ngāi Tahu - acknowledge & respect
mana Mōhaka & hapū

Waimanure Kōwhiri Waimanure Kōwhiri

10

- Welcome starting for school
- Start from first report
- 2nd report hasn't come at.

Arthur Mahana - here on behalf of my Pā

- My hōpuna last me to practice rangiorangi (whāiri & kōwhiri)
- First - two rangiorangi & TOW needs to be part of the 'papakentist' & have a culture of an anu - do + of religions pu hōhōkūm

↳ racism → terrorism

↳ only can address → through whāiri & kōwhiri

Mere Mahana

Ngāhi Kōwhiri, Kōwhiri, Ngāhi Kōwhiri

- Oneora is not here
- Taitoko Lee & Tui
- MACCAs claim is not here - take back this to North Pole
- By dealing with MACCAs take air coastal area
- 99 year lease up → you gave it to Te Kōwhiri - they kept some & gave some away
- we still fighting to get a whenua land
- Dabell is we not day anything - we are fighting for air when
- When you came here (Lan) you invaded us & took air when
- We know where air boundaries & whenua is - we cannot air whenua & what goes on in air when
- Canal doesn't belong...
- This is rigged - we all have right to speak

Mere Mahana

- You came to Ngāhi to ask the how question
- We been living & having for 2 day.
- Whāiri to see benefits to go to children & grandchildren
- Sovereign find option
 - ↳ put \$500m into trust to Ngāhi & we are little off interest for it - so not have to spend & came cap in hand
 - we are not generic - we should have been for
 - NPTT not catch clause - we want the same thing but in reverse



Te Puni Kōkiri
MINISTRY OF MĀORI DEVELOPMENT

- shouldn't use word 'settled' any more
- korero with Ngāpuhi
- admit to being on TIMA - not as defined as you like to think it is - can be amended to support what we want
- agree not working for us - can't throw baby at bath water
- ask Te Arawaka - priority to run workshops for us - data collection is big accountability requires
- bring us up on same level

Shagile Sholland

- talk on behalf of youth of Ngāpuhi - largely absent from the korero
- alot of our generation used to see our kaumātua, kura crying, yelling, swearing
- our gut is eating crumbs, how you feed me
- Te Hira Rangaitahi (Haka of Ngāpuhi)
- broken relationship with relationship with Royal Family
- live here & buy office here. till its done
- search & have feel korero

Violet - ^{what} 861 TI Maori Kaunihara

- Māuiwā, Māngaiwhi & Whi.
- landless
- Greek men

Pika George, Sir Graham Lathmer, Sir Nick Bursby, Tame Murray

Kate Mahina (?)

(12)

- want to talk about mental health issues
- I lost my language
- Don't like SGs for my children
- Kiri trails, born 1980
- Where's our healthy homes ~~2014~~
↳ you stopped it, they didn't finish job
- Our kids want a job

- We are people struggling
- we are fractured
- never leave a hui you called before us (disgusted)
- concern with Minister's comments on TV - yes don't know how/when
Cause of grievances
- where willow & peeni - told not allowed to come(?)

Minister Little

- For offence cause, apologies
- ~~the~~ Cr responsibility to respect Ngāwhiri in all forms
- Agreed analogy with Pāwhiri → at end make a decision
- Few points, that everybody for consultation
 - clear is no viable mandate
 - why not decognize - is a significant step
 - does need to be Crown & Ngāwhiri moving together
 - level of confidence & with respect
 - have made some wrong steps...
- we some groups that have said they are ready
- know have to honor the movement
 - ↳ but don't want to have to drive ngāwhiri part
- hear very loudly - msg of sovereignty & whāngaitanga
but Crown needs to be in dialogue on that - may
need to be sooner or later
- heard msg re finding re supporting engagement.
his or obligation need to be sure distinction
↳ when clearly what way ahead will need to resource
that
- hear msg, ngāwhiri
issues specific to msg. | my job get it right or
as told me how



- acknowledge failure or our part in notice
- what impact is how representation is framed
 - ↳ from Cr part of new
 - negotiate to allow redress discussion where mandate not supported
- stage 1 report
 - 2 yet to come ← could be 2-3 yrs. My view should not prevent us from engaging / taking evidence has been laid at - let WI do their job

- MACRA - take korero away to King about it
- heard call for fund
 - ↳ work with grand promise
- agreed term settled - ay

↳ I hear the workshops - app
Cr can do better at listening to rangahau

Not respect of past hui - at diff stage

- ↳ clear no mandate to engage
- ↳ different insights + perspectives both

shoe to next step as respectful as possible

Tikohau
Hearings

Ngāwhai - time for moments get together ^{to form} leadership group
- some quibbles, the better

was with Tihymoko
at with rangahau

last Saturday - saddest mi I been to enter ⇒ Otago Tamariki
- K/K talking about marriage ie this guy who seduced
- alot were Ngāwhai hui

- we know how to look after our hui
All this fighting over land fish etc - what we going to leave it too

- that someone to be rescued -
- there a look at what's happening to our families
↳ support the caregivers

- ⇒ - wonderful Ngapthi had opp to talk to us to hear how we feel
- need to stop meeting with diff groups - need to do it all
 - all that happens
 - you not going to get calm of it
 - work with us, come with us,
 - what's so hard about recognising & implement - honour those deaths
 - what does it mean for us + Ngapthi
 - does Ngapthi a plan in place - yes it does

←
we have get your act together

Katy Te Amo

From: Nicole Butler
Sent: Thursday, 25 July 2019 11:59 AM
To: Sheridan Bignall
Subject: FW: Weekly report

We are continuing to review ways we can support hapū capacity and capability building. Hapū are approaching the regional Te Puni Kōkiri office as they are looking at how to configure themselves moving forward so they can best manage a range of kaupapa, including Treaty settlements.

Officials at Te Arawhiti report that Minister Little will brief the Cabinet on 20 Here-turi-kōkā 2019. We will continue to engage with and provide further support to Te Arawhiti and will provide a further update to you as they prepare advice for Cabinet's consideration on 20 Here-turi-kōkā 2019.

From: Nicole Butler <butln@tpk.govt.nz>
Sent: Thursday, 25 July 2019 11:31 AM
To: Samuel McDonald <mcdos@tpk.govt.nz>
Cc: Katy Te Amo <teamk@tpk.govt.nz>; Tui Marsh <marst@tpk.govt.nz>
Subject: RE: Weekly report

Kia ora Sam

I just spoke to Sonya in our RP DCE's team about the approach you suggested and she has said that the Minister is asking for less AMs and wants us to report more in the weekly report. We had another kaupapa going up as an AM that is now being rejigged to go in the weekly report. So on that basis, keep as is for now? Let me know specifically if you wanted anything changed, we are just compiling the regional compilations now and will be reviewing it shortly.

It would be good to confirm with Maureen that we are going to be asked for advice re what is developed for Cabinet. I am also keen to explore with them what capacity they have to support the workshop idea and ideas that had about resourcing.

Thanks
 Nicole

From: Samuel McDonald <mcdos@tpk.govt.nz>
Sent: Rāpare, 25 Hōngongoi, 2019 10:50 a.m.
To: Nicole Butler <butln@tpk.govt.nz>
Cc: Katy Te Amo <teamk@tpk.govt.nz>
Subject: RE: Weekly report

Mōrena Nicole,

Thanks for this – this is an awesome summary. And fantastic you guys are being pushed to provide advice – I'd been hoping for that, for a while.

I've had a chat to Katy Te Amo who's looking after our team at the moment, and we think this advice should be put into an aide-memoire to the Min next week?

I'm thinking we provide something super high level, and a reference to the aide memoire she will receive next week (which will be all the stuff below).

Are you comfortable with that?

I will also need to let Te Arawhiti (Maureen) know as a courtesy what we are planning on doing. Kei te pai?

Feel free to give me a ring to discuss – and thanks for all your mahi.

Ngā mihi,

Sam

From: Nicole Butler <butln@tpk.govt.nz>
Sent: Thursday, 25 July 2019 10:04 AM
To: Samuel McDonald <mcdos@tpk.govt.nz>
Subject: RE: Weekly report

Kia ora Sam

Sorry for the delay in getting back to you – was in transit yesterday and trying to do things on the run...

Thanks for the summary from Te Arawhiti – we tend to put a bit more info in (too much probably and I anticipate it may be peered back a bit this morning). Recent discussions with the Minister when she was in the region was that she wants our insights and information to inform her advice.

I think we need to do a further update once that paper for Cabinet is developed. I hope we are getting the opportunity to provide advice.... I am interested in how we can jointly develop the workshop idea for hapū with Te Arawhiti. There is definitely a need. Can you also follow up with Maureen getting a copy of the Kia Anga Mua document that bounced back.

I am up on 10th at the moment if you want to have a chat.

Thanks
Nicole

entity

Ngāpuhi - Continued mandate discussions

Brief update.

In the last six months, there have been two main streams of activity occurring within N Hapū Assembly processes. In addition, some hapū have held internal hui and worked

On 18 and 20 July we attended five hui Minister Little held with Ngāpuhi groupings, an Waitangi.

The purpose of these hui were to provide an opportunity to hear from a range of Ngāpuhi they have been doing on mandate issues and reiterate key Crown messages about w Ngāpuhi. There was also the intention to float the idea of establishing a Ngāpuhi trust and early delivery of the types of benefits that can be achieved through a Treaty settle float this idea at any of the hui. One participant (Mere Mangu) at the Ngāpuhi hui, did interest to fund Ngāpuhi participation in the next stages.

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- If Crown is going to be truly accountable for its breaches there has to be a coh a way to do that.

The key messages received from the first day of hui are that the groups he met are re:

- Kia Anga Mua (representatives of the 31 hapū who voted yes in the hapū endc representation)
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- The need for resourcing including suggestions regarding workshops, transport hui

We are considering one to many options as part of how we can support hapū capacity get approaches from hapū looking at how to configure themselves moving forward so kaupapa, including Treaty Settlements. Officials at Te Arawhiti report that Minister Li turi-kōkā 2019. We will continue to engage with and provide further support to Te Arawhiti as they prepare advice for Cabinet's consideration on 20 August.

From: Samuel McDonald <mcdos@tpk.govt.nz>
Sent: Rāapa, 24 Hōngongoi, 2019 4:00 p.m.
To: Nicole Butler <butln@tpk.govt.nz>
Cc: Katy Te Amo <teamk@tpk.govt.nz>
Subject: RE: Weekly report

Kia ora Nicole,

I've put the following together as a draft for the W/R.

Feel free to add/amend.

Nā, Sam

Treaty of Waitangi Settlement negotiations

Ngāpuhi

The Minister of Treaty of Waitangi Negotiations attended an Ngāpuhi hui tonu on 20 Hōngongoi 2019. Officials at Te Arawhiti report that the hui tonu with various Ngāpuhi entities was constructive. Officials at Te Arawhiti report that Minister Little will brief the Cabinet on 20 Here-turi-kōkā 2019.

From: Samuel Mcdonald

Sent: Wednesday, 24 July 2019 10:57 AM

To: Nicole Butler <butln@tpk.govt.nz>

Subject: Weekly report

Kia ora Nicole – one of the analysts at Te Arawhiti came into meet me and said they will provide an update for the Weekly report.

I'll forward on to you for a review/and To add your bits and pieces?

Feel free to give me a ring. Nā, Sam.

Katy Te Amo

From: Nicole Butler
Sent: Friday, 26 July 2019 5:36 PM
To: Samuel McDonald
Subject: RE: Weekly report

Kia ora Sam

The final w/r piece that went through was as follows.

Te Tai Tokerau: Ngāpuhi – Continued mandate discussions

- In the last six months, there have been two main streams of activity occurring within Ngāpuhi: the Kia Anga Mua and Ngāpuhi Hapū Assembly processes. In addition, some hapū have held internal hui and worked on developing their own positions.
- On 18 and 20 Hōngongoi we attended five hui Minister Little held with Ngāpuhi groupings, and, the public Ngāpuhi hui (20 Hōngongoi) at Waitangi.
- The purpose of these hui were to provide an opportunity to hear from a range of Ngāpuhi hapū and groupings about the work they have been doing on mandate issues and reiterate key Crown messages about wanting a pathway forward for all Ngāpuhi. There was also the intention to float the idea of establishing a Ngāpuhi trust to assist with economic development and early delivery of the types of benefits that can be achieved through a Treaty settlement. However, the Minister did not float this idea at any of the hui. One participant (Mere Mangu) at the Ngāpuhi hui, did raise the idea of a Trust, and using the interest to fund Ngāpuhi participation in the next stages.
- The 18 Hōngongoi hui were held with; Kia Anga Mua (and Tuhoronuku representatives), Whangaroa Papa Hapū, Whatitiri Trust (focused on Poroti Springs) and Ngāti Hine (and their nine hapū). There was an additional meeting with James Clyde from the Hokianga, which we did not attend. The Ngāpuhi Hapū Assembly chose not to accept the Minister's invitation to meet. There were a number of their group at the public Ngāpuhi hui, however they did not speak.
- Minister Little's key messaging across all the hui included:
 - There is no viable mandate in place and the Crown won't begin negotiations until there is;
 - The need to think carefully about the next steps, and that before he takes the next step, need to know what the few steps are after that so that there is a plan for all of Ngāpuhi moving forward;
 - Need to think about how to address common issues, ie social issues, being punished for use of te reo in schools;
 - If Crown is going to be truly accountable for its breaches there has to be a coherent response, the challenge is finding a way to do that.
- The key messages received from the first day of hui are that the groups he met are ready to proceed forward.
- Kia Anga Mua (representatives of the 31 hapū who voted yes in the hapū endorsement hui) supported by Tuhoronuku representation:
 - Outlined their negotiation model that sees hapū at the table, approach is to start with the hapū who are willing to work with them and then try and build momentum to eventually expand the representative base, noting they have shaped their template for hapū to move forward and they are sharing that with other hapū;
 - Strong working group;
 - While Tuhoronuku support the approach, they are still negotiating with Tuhoronuku the details of their support;
 - Focused on mandated kaikōrero;
 - Have developed a comprehensive engagement strategy;
 - Noted they are ready now, and asked for help to progress this;
 - Minister agreed there won't be universal support but needs to be a critical base to move forward.
- Whangaroa Papa Hapū:
 - Have made significant steps forward and wish to seek their own mandate;
 - Don't see themselves as having boundary issues as have been working through this for a number of years;

- They do have their own issues but noted they will deal with it themselves;
- Minister confirmed earlier commitment for Whangaroa to have its own settlement package and legislation.
- Whatitiri Reserves Trust (Poroti Springs):
 - Have kept abreast of both hapū processes that are underway;
 - Ultimately they are ready to progress as a hapū, and requested a discrete settlement for Poroti.
- Ngāti Hine:
 - Representatives from each of the nine Ngāti Hine hapū spoke and affirmed their support for Ngāti Hine to progress their own mandate and settlement;
 - They are commencing their roadshow towards obtaining their own mandate on 31 Here-turi-kōkā and seeking the Minister's support;
 - Minister noted he would be discussing with Cabinet in Here-turi-kōkā and undertook to come back to them.
- At the public Ngāpuhi hui held on 20 Hōngongoi there were over 150 attendees and 31 people spoke covering a range of issues, kaupapa and approaches moving forward. These included:
 - Need to have the discussions regarding sovereignty and whakaputunga;
 - Waiting for the Waitangi Stage 2 report;
 - Concerns re the Marine and Coastal Area Act;
 - The need for resourcing including suggestions regarding workshops, transport to hui, and appropriate lead in time to hui.
- We are continuing to review ways we can support hapū capacity and capability building. Hapū are approaching the regional Te Puni Kōkiri office as they are looking at how to configure themselves moving forward so they can best manage a range of kaupapa, including Treaty settlements.
- Officials at Te Arawhiti report that Minister Little will brief the Cabinet on 20 Here-turi-kōkā 2019. We will continue to engage with and provide further support to Te Arawhiti and will provide a further update to you as they prepare advice for Cabinet's consideration on 20 Here-turi-kōkā 2019.

Contact: Tui Marsh (027 495 0296) & Katy Te Amo (027 789 7904)

As luck had it I ran into Maureen this morning at the airport and was able to have the conversations we had discussed flicking through via email.

Will talk next week.

Thanks
Nicole

From: Samuel McDonald <mcdos@tpk.govt.nz>
Sent: Rāmere, 26 Hōngongoi, 2019 1:01 p.m.
To: Nicole Butler <butln@tpk.govt.nz>
Cc: Katy Te Amo <teamk@tpk.govt.nz>
Subject: RE: Weekly report

Kia ora Nicole – hope you're going well. Weather is beautiful down here.
 Just seeing how you got along with the w/r.
 Let me know if I can help with anything.
 Nā, Sam

From: Samuel McDonald
Sent: Thursday, 25 July 2019 11:49 AM
To: Nicole Butler <butln@tpk.govt.nz>
Cc: Katy Te Amo <teamk@tpk.govt.nz>; Tui Marsh <marst@tpk.govt.nz>
Subject: RE: Weekly report

Ka pai sounds good!

The only edits are the last two paragraphs – if you're happy I'll put in the weekly report and forward a copy to Maureen as a courtesy. Can CC you in if you need.

Nā, Sam

We are considering ~~one-to-many options as part of~~ on how ways we can support hapū capacity and capability building. ~~We as we start to get approaches from~~ hapū are approaching the regional Te Puni Kōkiri office as they are looking at how to configure themselves moving forward so they can best ~~are in a~~ manage a range of kaupapa, including ~~Treaty Settlements~~.

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Cultural Pride, Identity and Mātauranga Māori (Te Reo)

Crown Māori Relations

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Ngāti Ruāpani

- The Ngāti Ruāpani mai Waikaremoana Negotiating Group have submitted a draft Deed of Mandate to Te Arawhiti. The draft Deed of Mandate and relevant appendices will be published in newspapers and on the respective Te Arawhiti, and Te Puni Kōkiri websites on 27 Hōngongoi 2019, with an invitation to provide submissions to Te Arawhiti on the draft Deed of Mandate by 5:00pm on 18 Here-turi-kōkā 2019.
- Officials will brief you further once submissions have closed, and whether to approve the draft Deed of Mandate in light of these submissions, and other matters.

Contact: Erin Keenan (027 243 4628)

Te Tai Tokerau: Ngāpuhi – Continued mandate discussions

- In the last six months, there have been two main streams of activity occurring within Ngāpuhi: the Kia Anga Mua and Ngāpuhi Hapū Assembly processes. In addition, some hapū have held internal hui and worked on developing their own positions.
- On 18 and 20 Hōngongoi we attended five hui Minister Little held with Ngāpuhi groupings, and, the public Ngāpuhi hui (20 Hōngongoi) at Waitangi.
- The purpose of these hui were to provide an opportunity to hear from a range of Ngāpuhi hapū and groupings about the work they have been doing on mandate issues and reiterate key Crown messages about wanting a pathway forward for all Ngāpuhi. There was also the intention to float the idea of establishing a Ngāpuhi trust to assist with economic development and early delivery of the types of benefits that can be achieved through a Treaty settlement. However, the Minister did not

float this idea at any of the hui. One participant (Mere Mangu) at the Ngāpuhi hui, did raise the idea of a Trust, and using the interest to fund Ngāpuhi participation in the next stages.

- The 18 Hōngongoi hui were held with; Kia Anga Mua (and Tuhoronuku representatives), Whangaroa Papa Hapū, Whatitiri Trust (focused on Porotī Springs) and Ngāti Hine (and their nine hapū). There was an additional meeting with James Clyde from the Hokianga, which we did not attend. The Ngāpuhi Hapū Assembly chose not to accept the Minister's invitation to meet. There were a number of their group at the public Ngāpuhi hui, however they did not speak.
- Minister Little's key messaging across all the hui included:
 - There is no viable mandate in place and the Crown won't begin negotiations until there is;
 - The need to think carefully about the next steps, and that before he takes the next step, need to know what the few steps are after that so that there is a plan for all of Ngāpuhi moving forward;
 - Need to think about how to address common issues, ie social issues, being punished for use of te reo in schools;
 - If Crown is going to be truly accountable for its breaches there has to be a coherent response, the challenge is finding a way to do that.

The key messages received from the first day of hui are that the groups he met are ready to proceed forward.

- Kia Anga Mua (representatives of the 31 hapū who voted yes in the hapū endorsement hui) supported by Tuhoronuku representation:
 - Outlined their negotiation model that sees hapū at the table, approach is to start with the hapū who are willing to work with them and then try and build momentum to eventually expand the representative base, noting they have shaped their template for hapū to move forward and they are sharing that with other hapū;
 - Strong working group;
 - While Tuhoronuku support the approach, they are still negotiating with Tuhoronuku the details of their support;
 - Focused on mandated kaikōrero;
 - Have developed a comprehensive engagement strategy;
 - Noted they are ready now, and asked for help to progress this;
 - Minister agreed there won't be universal support but needs to be a critical base to move forward.
- Whangaroa Papa Hapū:
 - Have made significant steps forward and wish to seek their own mandate;
 - Don't see themselves as having boundary issues as have been working through this for a number of years;
 - They do have their own issues but noted they will deal with it themselves;
 - Minister confirmed earlier commitment for Whangaroa to have its own settlement package and legislation.
- Whatitiri Reserves Trust (Porotī Springs):
 - Have kept abreast of both hapū processes that are underway;
 - Ultimately they are ready to progress as a hapū, and requested a discrete settlement for Poroti.

- **Ngāti Hine:**

- Representatives from each of the nine Ngāti Hine hapū spoke and affirmed their support for Ngāti Hine to progress their own mandate and settlement;
 - They are commencing their roadshow towards obtaining their own mandate on 31 Here-turi-kōkā and seeking the Minister's support;
 - Minister noted he would be discussing with Cabinet in Here-turi-kōkā and undertook to come back to them.
- At the public Ngāpuhi hui held on 20 Hōngongoi there were over 150 attendees and 31 people spoke covering a range of issues, kaupapa and approaches moving forward. These included:
 - Need to have the discussions regarding sovereignty and whakaputunga;
 - Waiting for the Waitangi Stage 2 report;
 - Concerns re the Marine and Coastal Area Act;
 - The need for resourcing including suggestions regarding workshops, transport to hui, and appropriate lead in time to hui.
 - We are continuing to review ways we can support hapū capacity and capability building. Hapū are approaching the regional Te Puni Kōkiri office as they are looking at how to configure themselves moving forward so they can best manage a range of kaupapa, including Treaty settlements.
 - Officials at Te Arawhiti report that Minister Little will brief the Cabinet on 20 Here-turi-kōkā 2019. We will continue to engage with and provide further support to Te Arawhiti and will provide a further update to you as they prepare advice for Cabinet's consideration on 20 Here-turi-kōkā 2019.

Contact: Tui Marsh (027 495 0296) & Katy Te Amo (027 789 7904)

Katy Te Amo

From: Hickey, Maureen <Maureen.Hickey@tearawhiti.govt.nz>
Sent: Thursday, 1 August 2019 4:18 PM
To: Erin Keenan; Tui Marsh; Samuel McDonald; Nicole Butler
Cc: Stapp, William
Subject: Ngāpuhi hui notes
Attachments: Summary Ngāpuhi Hui Tonu 20 July.pdf

Kia ora koutou

A number of people have requested a summary of the Ngāpuhi Hui Tonu hui so we've drafted up the attached, which the Minister has approved. Thanks very much Nicole for your excellent notes.

Ngā mihi

Maureen



Maureen Hickey

NEGOTIATION AND SETTLEMENT MANAGER, TE RAKI, TE KĀHUI
WHAKATAU

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- (2) do not act on this email in any other way.

Thank you.

Summary: Ngāpuhi Hui Tonu – 20 July 2019, Copthorne Waitangi, 1pm – 5.30pm

- Approximately 205 people attended the Ngāpuhi Hui Tonu hui on 20 July in Waitangi.

The Minister made the following comments:

- Acknowledged the challenges faced in the evolved mandate process and accepted the outcome of the vote – there wasn't enough support from Ngāpuhi.
- Clear there is no viable mandate in place.
- It was time for the Crown to take a step back and provide hapū with the opportunity to talk amongst themselves.
- Knows there have been hui and lots of kōrero.
- Heard that nothing will happen until the mandate is withdrawn.
- It would be a significant step to withdraw the mandate – before that the Crown would need to know clear next steps.
- The Crown will not enter negotiations until confident with the level of support behind a mandate.
- Scheduled to update Cabinet in the next few weeks.
- Acknowledged the Crown's breaches of Te Tiriti and the significance of He Whakaputanga and Te Tiriti.
- The Crown will continue to work with Ngāpuhi, however Ngāpuhi need to work together because of overlapping interests and common issues.
- Some Ngāpuhi groups have said they are ready to go, however the Crown needs to honour everyone and not drive Ngāpuhi apart.
- The Crown is not seeking to divide Ngāpuhi. The Crown wants to respect Ngāpuhi in all its forms.
- Comments about the Waitangi Tribunal Stage 1 report and the need to wait for the Stage 2 report – it is unclear when the Waitangi Tribunal Stage 2 report will be available (could be 2-3 years away). This should not prevent us from talking sooner.
- Suggestion of a Ngāpuhi trust fund – I won't make promises I can't keep, however nothing stopping us from being creative to make progress.
- Heard requests for:
 - funding;
 - suggestion of Te Arawhiti working with hapū in workshops to explain Crown rules and negotiation processes;
 - marine and coastal process kōrero;
 - a call from rangatahi that the Crown can do better; and
 - earlier notice of hui.

Comments from Ngāpuhi (approx. 30 speakers) included:

- Will the Crown negotiate with hapū?
- If the settlement is broken up Ngāpuhi will feast for a while but starve forever.
- Ngāpuhi is ready to go forward.
- Where are we going and when will we move?
- The Crown started other negotiations with hapū and others followed – why can't this approach be taken with Ngāpuhi?
- What is the Crown's view on whether sovereignty was ceded?
- Can we take a more collaborative approach to designing the process?
- Is funding available now?
- What does good will and mutual respect look like?
- Can there be a multi-layered approach to redress?
- Can we start by talking to the taumata?
- Will settlement be commercial and cultural or just a big apology?
- How far can/will the Crown go beyond its obligations?
- Asked for earlier notice of hui – need to respect tikanga.
- Waiting for the Waitangi Tribunal Stage Two report – how can we negotiate without that report?
- Why does consensus come into it? Ngāpuhi contains diverse voices.
- Will the Crown acknowledge He Whakaputanga?
- Will the Crown let Ngāpuhi take back responsibility for its people?
- Can Ngāpuhi build a 'waka haua' with the Crown and share everything and move together?
- Get rid of the TIMA mandate and start from scratch.
- Can we get our Wai numbers back?
- People are working to unite hapū.
- We need strategic thinkers, contacts and networks.
- Ngāpuhi are represented by hapū.
- Need to honour and respect mana matuhake o Ngāpuhi.
- Issues with Marine and Coastal Area claims process.
- Overlapping claims with Te Rarawa.
- Suggest money be put in a big fund for Ngāpuhi.
- Ngāpuhi are represented by hapū.
- Welcomed the Minister's statement that there is no viable mandate and that Ngāpuhi can start from scratch.
- Can Te Arawhiti run workshops on Crown rules and negotiation processes with hapū?
- Ngāpuhi is ready to honour He Whakaputanga and Te Tiriti.
- Can the Crown broker a relationship with the royal family to contribute funds and heal the mamae.
- Suggest women get together to form a leadership group.
- Ngāpuhi knows how to look after its tamariki.

Katy Te Amo

From: Nicole Butler
Sent: Wednesday, 14 August 2019 11:42 AM
To: Samuel Mcdonald
Cc: Julia Aranga-Tuilaepa; Katy Te Amo; Erin Keenan
Subject: RE: OCMR paper for Lisa

Kia ora Sam – happy to have a first cut, but just double checking we haven't actually received a paper or the A3?

From: Samuel Mcdonald <mcdos@tpk.govt.nz>
Sent: Rāapa, 14 Hereturikōkā, 2019 10:46 a.m.
To: Nicole Butler <butln@tpk.govt.nz>
Cc: Julia Aranga-Tuilaepa <aranj@tpk.govt.nz>; Katy Te Amo <teamk@tpk.govt.nz>; Erin Keenan <keene@tpk.govt.nz>
Subject: FW: OCMR paper for Lisa

Kia ora Nicole,

We've just received a request from Lisa's office about the Ngāpuhi proposed steps paper.

Should I leave this with you guys, and see if I can get any further updates from Te Arawhiti?

Nā, Sam

Katy Te Amo

From: Tui Marsh
Sent: Monday, 16 September 2019 7:32 AM
To: Erin Keenan
Cc: Nicole Butler
Subject: Fwd: Ngāpuhi - draft Cabinet paper

Morena Erin

On leave today but Nic is in head office.

Nga Mihi

Tui

Sent from my iPad

Begin forwarded message:

From: Erin Keenan <keene@tpk.govt.nz>
Date: 15 September 2019 at 3:35:02 PM NZST
To: Tui Marsh <marst@tpk.govt.nz>
Subject: RE: Ngāpuhi - draft Cabinet paper

Kia ora Tui – thanks for this, yes happy to have Nicole involved.

I'll also give you a ring tomorrow for a quick chat to update on where we have gotten to. Or will you be in head office again?

Erin

Erin Keenan (she/her) Dr
 Acting Policy Manager
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 PO Box 3943, Wellington 6140, New Zealand

From: Tui Marsh <marst@tpk.govt.nz>
Sent: Thursday, 12 September 2019 2:47 PM
To: Katy Te Amo <teamk@tpk.govt.nz>; Nicole Butler <butln@tpk.govt.nz>
Cc: Erin Keenan <keene@tpk.govt.nz>
Subject: RE: Ngāpuhi - draft Cabinet paper

Kia ora Erin

Thanks for brief korero earlier today. I confirm Nicole is available to attend the meeting with Te Arawhiti alongside Katy on Monday. Appreciate time and venue details please

Nga mihi

Tui