

Te Taurahere o Ngāti Porou ki Tamaki Charitable Trust

13 Malvern Rd
Mt Albert
Auckland



10th of May, 2017,

REVIEW OF TE RUNANGA NUI O NGATI POROU TRUST DEED

Tena Tatou Nga Uri o Ngati Porou ki Tamaki Makaurau,
O tatou tini mate e hinga mai nei, e hinga mai na haere, haere, haere atu ra.
He wa mo te hauhake, he wa mo te ono purapura, he wa mo te whakarite ture whakahaere.
Kei konei tatou me te aronga nui kia arotakengia nga ture whakahaere o to tatou Runanganui.
E ki ana nga pakeke “He ringa I tu, he kanohi kitea, he hokinga whakaaro”. Kia haruru nga tapuwae
ki runga I te marae atea o whakapau korero, ka ea, ka ea.

We provide for your information the following document to promote discussion and to seek your agreement for this submission to proceed to Te Runanganui o Ngati Porou’s Trust Deed Review Committee process which closes 31st of May.

Your feedback and consent in principal for the content of the attached PDF to go forward as a collective mandated response from Ngati Porou living in Auckland is crucial.

Please copy and complete this section in your email response to allow us to assess the level of support for our submission attached.

Name: _____ Date of Birth: _____

Whanau: _____

Hapu: _____

Marae: _____

I live in: (East, West, North, South Auckland) Suburb: _____

(Please circle your response)

I give my consent to / I do not give my consent to the **Te Runanganui O Ngati Porou Trust Deed Review document submission written by Te Taurahere o Ngāti Porou ki Tamaki Charitable Trust on 10th of May, 2017.** I understand that my personal details above will not be circulated or shared for any other purpose.

(Full Name printed in block letters) _____

Email: _____ Phone: _____

Signature: _____ Dated this day: _____

PLEASE RETURN EMAIL TO: ngatiporoukitamaki@gmail.com

Yours sincerely,

Rhonda Tibble
(Chair)

REVIEW OF TE RŪNANGANUI O NGĀTI POROU TRUST DEED
On behalf of Te Taurahere O Ngati Porou Ki Tamaki Trust

Introduction

The present Trust Deed was designed to secure a post Governance Settlement Entity that ensured the continuity of those that had worked so hard in championing our Treaty settlement to a conclusion.

Rightly so, given the significant work and institutional memory on all our claims processes, a status quo Trust Deed supporting and confirming those that had achieved the settlement work and those that finished the Settlement.

There are 2 specific issues that we cannot allow to collide:

FIRSTLY the way in which our lands in our hands has been historically managed and secondly the new asset class bought to the table by way of Treaty Settlements.

The way in which our Ngāti Porou lands are organised, governed and managed on a day to day basis has absolutely nothing to do with the settlement assets over which the Trust Deed presides. Mana whenua and kaitiakitanga is well-known in all of our Incorporations and land Trusts. The tight Whānau connections that hold our ahi kā are there because of tomo, exchanges, amalgamations and ōhaki. There is a clear whakapapa story as to why certain families preside with mana over a number of our lands. Whilst we have land holdings in land, we have always respected our cousins who have remained on the land, who have worked it and therefore hold our mana whenua. Of course, we whakapapa but we do not and are not disrespectful to the hau kāinga. These relationships allow us rights of whakapapa. We defer to our whānau who have held the ahi kā. The only caveat in this respect is in the event any action conducted by the hau kāinga may jeopardize the land through any form of alienation.

SECONDLY the review of our Trust Deed applies to an absolute separate asset class. Unlike our lands which have a whakapapa of entitlements that stretch back to the huge and many title investigation cases this has absolutely nothing to do with that asset class.

The asset class we are talking about in terms of the Trust Deed is owned individually and collectively by Ngāti Porou regardless of whether they are mana whenua, hau kāinga or kaitiakitanga.

In effect, the Treaty settlement process allows for the individualization of our rights to have a say in this asset class administered by this Rūnanga. It starts off with a clean slate where every person with a Ngāti Porou whakapapa can claim an entitlement to have a say if they register and express their say by way of participation either in voting or otherwise.

In this sense the democratization of this asset class has occurred. We can no longer continue to accept a minority of the Tribe having preferential rights.

With respect therefore to any review, greater connectivity to Ngāti Porou populations, regardless of where they live, becomes a necessity. On that basis, the following observations are made in regard to the present review of the Rūnanga Trust Deed. I outline them in no order of preference or exclusivity:

- The present Rōhenga must be reviewed as to whether it is fit for purpose or whether alternative options are available for the participation of Ngāti Porou whānau wide and far. Are Marae topu a possibility or do we just have a standard one-man, one-vote for the Rūnanga. With respect to the present setup, those that have been lucky enough to be returned under it will obviously have a preference for the status quo. Obtaining greater participation in this class of assets is an underlying premise for all Treaty settlements. The present requirement to choose who you vote for in what rohe clearly causes a number of us to be tortured to the extent that they do not or will not vote. Consequently the review must look at the widest possible participation capacity to allow Ngāti Porou beneficiaries to participate in the appointment of their Governors.
- It may care to add clauses that ensures that each Hapū/Rohe must report annually on engagement with whānau outside the hau kāinga.
- Ngāti Porou people are very familiar with the Incorporation Constitution because of our land-based incorporations. We have over 70 years knowledge of this mechanism. In the review process has anyone considered the worthiness of a staggered election process akin to our incorporations?
- In answering the above, it may well cover off all questions around why in a democratized asset basis, a preference is being given to those who believe they have greater rights because they live in our historic ancestral rohe. We all know the majority of tribes have the majority of their populations outside their rohe and some acknowledgement for this must follow.
- Given the present Rūnanga will be making decisions on the review it behoves them to take wide counsel on this because to merely run a consultation process and then lock in the present status quo means there was no review and that those that have benefited from the pre-review Trust Deed are voting for their own positions.

Conclusion

This paper is a contribution to the review process and at no time should it be seen as a contest. We request a meeting with the review committee prior to concluding its Report which is to be referred to the full Rūnanganui.

We request the review Report, that will be submitted to the Rūnanganui for its consideration, be provided to us. Once that Report is provided we request a right of hearing before the Rūnanganui makes a decision on the review.

Te Taurahere O Ngati Porou Ki Tamaki Trust