



***Ngāti Hāua Iwi Trust***  
***Draft Deed of Mandate***  
***1 May 2017***  
***As prepared by Ngāti Hāua Iwi Trust***

*‘Unuunu te puru o Tūhua mā ringiringi te wai o puta’.*

*Tōpine Mamaku*



*‘If you withdraw the plug of Tūhua,  
You will be overwhelmed by the flooding hordes of the North.’*

*or:*

*‘If you withdraw the plug of Tūhua,  
You empty the Whanganui River’.*

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## 1. INTRODUCTION

- 1.1 The Ngāti Hāua rohe is a vast estate with many natural resources. Though the rohe was shared with other iwi and hapū Ngāti Hāua maintained its own distinctness. The tribal estate was communally held. Its boundaries were in large part determined by Ngāti Hāua kāinga, awa, and maunga geographical features.
- 1.2 Ngāti Hāua practices of kaitiakitanga, rāhui, and tapu tikanga ensured the sustainability of the tribal estate. All authority and decision making processes pertaining to lands and resources were conducted according to Ngāti Hāua tikanga through the authority of tribal rangatira.
- 1.3 Tragically, the imposition of a foreign land tenure system via Crown acts and legislation destroyed tribal land tikanga and rangatira authority by redefining the tribe's estate and replacing traditional decision making processes.
- 1.4 In July 2014, the Crown recognised Ngāti Hāua as one of four Large Natural Groups (**LNG**) in the Whanganui River District.
- 1.5 On 2 July 2016, at a Ngāti Hāua Iwi Trust hui-ā-tau (AGM), it was agreed that the Ngāti Hāua Iwi Trust seek a mandate to represent ngā uri o Ngāti Hāua in Treaty settlement negotiations with the Crown for the comprehensive settlement of all the historical Treaty of Waitangi claims of Ngāti Hāua.



## 2. NGĀTI HĀUA IWI OVERARCHING PRINCIPLES

- 2.1 The Ngāti Hāua Iwi Trust decided Ngāti Hāua Iwi principles would provide guidance for the Ngāti Hāua LNG mandating process. These principles have formed the foundation for the work to be carried out.
- 2.2 The Ngāti Hāua Iwi principles are:
- a. To work on behalf of all Ngāti Hāua and ngā uri o Ngāti Hāua;
  - b. To be inclusive with an open-door policy and to build and foster relationships; that enhance our purpose;
  - c. To observe Ngāti Hāua tikanga and kawa to enhance our purpose; and
  - d. To adopt a consensus decision making/ tikanga based approach

<b>Mana</b>	<b>Act appropriately together</b>
<b>Ukaipōtanga/ Mana Whenua</b>	<b>Whānau, hapū and iwi-place of nourishment and wairua</b>
<b>Whakapapa</b>	<b>Connected by Papatuanuku</b>
<b>Tikanga</b>	<b>Correct customary action</b>
<b>Whānaungatanga</b>	<b>Recognising and respecting relationships</b>
<b>Rangatiratanga</b>	<b>Marae / hapū / iwi based leadership</b>
<b>Kotahitanga</b>	<b>Unified under an agreed method</b>
<b>Te Reo</b>	<b>Use of appropriate language for the occasion</b>
<b>Wairuatanga</b>	<b>Respecting origins and kaitiaki roles and responsibility</b>
<b>Pūkengatanga</b>	<b>Culturally accountable for financial guardianship</b>
<b>Kaitiakitanga</b>	<b>Repository tikanga and knowledge</b>
<b>Manaakitanga</b>	<b>Providing timely support for each other: Hospitality</b>
<b>Tāngata</b>	<b>Past- Present- Future</b>

### 3. NGĀTI HĀUA IWI TRUST

- 3.1 The Ngāti Hāua Iwi Trust was established in 2001 following early discussions in 1990 amongst Ngāti Hāua about the need to co-ordinate and manage iwi affairs and progress the settlement of Ngāti Hāua Treaty grievances. Particularly, in relation to Ngāti Hāua land and Tongariro National Park maunga matters
- 3.2 Key Ngāti Hāua kaumātua and Wai claimants, with the endorsement of Ngāti Hāua and the Whanganui River Māori Trust Board, were instrumental in the establishment of the Ngāti Hāua Iwi Trust.

### 4. NGĀTI HĀUA IWI TRUST DRAFT DEED OF MANDATE

- 4.1 This draft Deed of Mandate sets out the process Ngāti Hāua Iwi Trust followed to seek a mandate from the uri, whānau and hapū of Ngāti Hāua to represent Ngāti Hāua in Treaty settlement negotiations with the Crown for the comprehensive settlement of all historical Treaty of Waitangi claims for Ngāti Hāua.
- 4.2 A Crown recognised mandate enables the Ngāti Hāua Iwi Trust to negotiate an initialled Ngāti Hāua Deed of Settlement with the Crown on behalf of ngā uri o Ngāti Hāua. The Ngāti Hāua Iwi Trust would present the initialled Ngāti Hāua Deed of Settlement to the Ngāti Hāua claimant community for consideration and ratification.
- 4.3 In addition to the ratification of a Ngāti Hāua Deed of Settlement the Ngāti Hāua Iwi Trust would present the Ngāti Hāua claimant community with a Post-Settlement Governance Entity (PSGE) proposal for Ngāti Hāua ratification.
- 4.4 In representing ngā uri o Ngāti Hāua in Treaty settlement negotiations with the Crown the Ngāti Hāua Iwi Trust recognises its responsibility to:
  - a. Seek out and meet the aspirations of ngā uri o Ngāti Hāua; and
  - b. work through the Crown's processes and requirements



## 5. NGĀTI HĀUA CLAIMANT DEFINITION

5.1 For the purpose of Treaty Settlement negotiations Ngāti Hāua means the collective group of individuals who descend from one or more of the following Ngāti Hāua Ngā Tūpuna/common ancestors and or any of the other Ngāti Hāua hapū recognised ancestors.

5.2 Ngā Tūpuna/common ancestors:

- Paerangi
- Ruatupua Nui
- Hāua

Ngāti Hāua hapū recognised ancestors:

- Te Hoata
- Hinengakau and her husbands Auroa and Tamahina
- Whakaneke and Taitua Te Uhi
- Te Rangipuhia
- Hauaroa
- Hekeāwai
- Tū Te Mahurangi
- Te Pikikotuku I

5.3 The detail of ngā uri o Ngāti Hāua claimant definition may be developed further over the course of settlement negotiations.

## 6. NGĀTI HĀUA HAPŪ

6.1 The current active Ngāti Hāua hapū that descend from these tūpuna are:

Current Hapū	
Ngāti Hāua	Ngāti Te Awhitu
Ngāti Hauaroa	Ngāti Wera/ Tuwera
Ngāti Reremai	Ngāti Hinewai*
Ngāti Tū	Ngāti Poutama*
Ngāti Hekeāwai	Ngāti Rangitengaue
Ngāti Keu*	Ngāti Tama-o-Ngāti Hāua
Ngāti Kura*	Ngāti Ruru*
Ngāti Whati	Ngāti Hira
Ngāti Onga	Hauaroa ki te Rangi

6.2 Ngāti Hāua Iwi Trust acknowledges hapū that have shared interests with other iwi (as marked with an asterisk).

- 6.3 Ngāti Hāua, Whanganui Iwi, Ngāti Tūwharetoa, Ngāti Rangī, Ngāti Uenuku, Ngāti Maru and Ngāti Maniapoto share strong historical links. By virtue of their whakapapa many Whanganui iwi, Ngāti Rangī, Ngāti Uenuku, Ngāti Tūwharetoa, Ngāti Maru and Ngāti Maniapoto iwi members also affiliate to Ngāti Hāua rohe, marae and whenua.
- 6.4 This claimant definition may be developed further during the course of the Treaty settlement negotiations processes.

## 7. NGĀTI HĀUA MARAE, PAPA KAIINGA AND SITES

- 7.1 There are seventeen (17) active marae in the Ngāti Hāua rohe. Some of these marae have dual affiliations to both Ngāti Hāua hapū and other hapū in the Whanganui iwi, Ngāti Tūwharetoa, Ngāti Rangī, Ngāti Uenuku, Ngāti Maru and Ngāti Maniapoto rohe (as marked with an asterisk).

Marae	Current Hapū
NGAPUWAIWAHA MARAE	Ngāti Hāua Ngāti Hauaroa
WHARAUROA MARAE	Ngāti Wera/Tuwera Ngāti Hāua Ngāti Hinewai
MORERO MARAE	Ngāti Hauaroa Ngāti Reremai
TAWHATA MARAE	Ngāti Tū, Ngāti Rangitengaue
TE PEKA MARAE*	Ngāti Hekeāwai
OHURA	Ngāti Wera/Tuwera
MATUA KORE	Ngāti Hinewai Ngāti Poutama Ngāti Hauaroa
MANIAITI	Ngāti Hekeāwai, Ngāti Hāua
MARAEKOWHAI	Ngāti Hāua/ Ngāti Tama Hauaroa ki te Rangī
RURUMAIKATEA	Ngāti Hāua
WHANAU MARIA	Ngāti Hāua
HIA KAITUPEKA*	Ngāti Hira
PAKAITORE*	Ngāti Hāua
KIRIKIROA*	Ngāti Hāua/ Ngāti Ruru
TIEKE*	Ngāti Hāua
WHITIANGA*	Ngāti Hāua
KAIWHAKAUKA*	Ngāti Hāua



7.2 There are twenty eight (28) ancient Pā and marae in the Ngāti Hāua rohe. Some of these marae have dual affiliations to both Ngāti Hāua hapū and other hapū in the Whanganui iwi, Ngāti Tūwharetoa, Ngāti Rangī, Ngāti Uenuku, Ngāti Maru and Ngāti Maniapoto rohe (as marked with an asterisk).

Ancient Marae & Pā	Current Hapū
PATATA MARAE	Ngāti Hāua
MATAHANEA	Ngāti Hāua
TE PURU KI TUHUA	Ngāti Hauaroa
RANGAROA	Ngāti Hauaroa Ngāti Hekeāwai
KAIWAKA	Ngāti Hāua
TE WHIRITOA	Ngāti Hāua
TUWHENUA	Ngāti Hira Ngāti Hauaroa
ARIMATIA	Ngāti Hāua
TE HINAU	Ngāti Hāua
WHAKAHORO MANINIAU	Ngāti Hāua
MAKAKOTIKOTI	Ngāti Hāua
OWAIRUA	Ngāti Hāua
PUKETAPU	Ngāti Hāua
UTAPU*	Ngāti Hāua Ngāti Ruru Ngāti Kurawhaatia
PATOKA	Ngāti Hāua
MAAKAARETU	Ngāti Hāua
PUKERIMU*	Ngāti Hauaroa Ngāti Hekeāwai Ngāti Hinewai Ngāti Reremai Ngāti Ruru
OTAPOURI (OTAUPOURI)*	Ngāti Hāua
TAKAPUNA*	Ngāti Hekeāwai
OTUTAAURA*	Ngāti Hekeāwai
KOPAITUNA*	Ngāti Hekeāwai
TE RERENGA*	Ngāti Hekeāwai
ARIKI PAKEWA*	Ngāti Hāua Ngāti Hekeāwai Ngāti Hauaroa Ngāti Manunui

TE PORERE*	Ngāti Hekeāwai Ngāti Hauaroa Ngāti Manunui Ngāti Hikairo
OPOTAKA* (OPATAKA)	Ngāti Hekeāwai Ngāti Hauaroa Ngāti Hikairo
KOIRO	Ngāti Hāua
POKARIA	Ngāti Hāua
MANGAPAPA (I raro i Puketapu)	Ngāti Hāua

7.3 There are seventeen (17) identified papakainga and sites in the Ngāti Hāua rohe. Some of these have dual affiliations to both Ngāti Hāua hapū and other hapū in the Whanganui Iwi, Ngāti Tūwharetoa, Ngāti Rangī, Ngāti Uenuku, Ngāti Maru and Ngāti Maniapoto rohe (as marked with an asterisk).

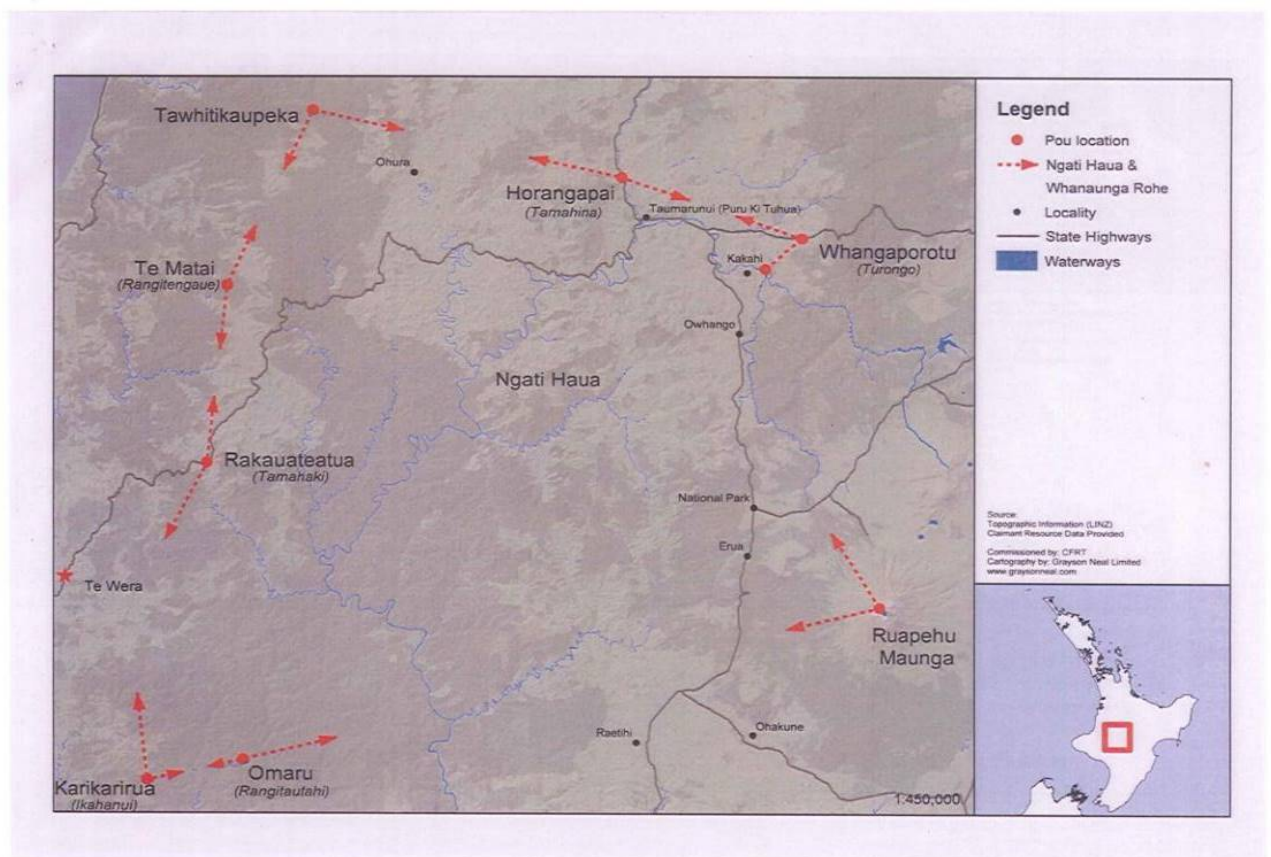
Papakainga & Sites	Current Hapū
TAKAHIREKEREKE	Ngāti Hāua
TAPUI-A-KUMARA	Ngāti Hāua
OTIKOKE	Ngāti Hāua
TAMANGARA	Ngāti Hāua
MANGAPAKURA*	Ngāti Hira Ngāti Hauaroa Ngāti Hari
ROTOROA*	Ngāti Hira Ngāti Hauaroa Ngāti Hari
WHAKAPAPA ISLAND*	Ngāti Hāua Ngāti Manunui Ngāti Hikairo
MARAEOHINE*	Ngāti Hira Ngāti Hauaroa Ngāti Hari
NGATOKOEHERUA	Ngāti Hāua
WHAKAREWA (WHAKARAWA*)	Ngāti Hāua
WHATAWHATA	Ngāti Hauaroa Ngāti Hekeāwai
TE KAPE*	Ngāti Hekeāwai
PUKEATUA	Ngāti Hāua
WHENUATERE OMARUMUTU	Ngāti Hāua
OTAAHUA	Ngāti Hāua Ngāti Onga Ngāti Tū

OKAHUKURA*	Ngāti Hāua
OHAUORA	Ngāti Hāua

7.4 Note the marae, pā, papakainga and sites listed are not an exhaustive list

## 8. NGĀTI HĀUA ROHE AREA OF INTEREST MAP

- 8.1 The following map provides a pictorial view of the Ngāti Hāua rohe/area of interest. Ngāti Hāua does not claim this as an exclusive rohe/area of interest. The map is indicative only and may be further refined through mandate and Treaty settlement negotiations.



## 9. NGĀTI HĀUA WAI CLAIMS

- 9.1 The Ngāti Hāua Waitangi Tribal claims included in this draft Deed of Mandate, whether registered or unregistered, arise from Crown actions and omissions that occurred prior to 21 September 1992 in so far as they relate to the ancestors and hapū listed in the Ngāti Hāua claimant definition, including but not limited to the claims listed below.
- 9.2 The Wai claims to be settled in full that relate to the ngā uri o Ngāti Hāua claimant community are as follows:

WAI CLAIMS	
WAI 764	Uri of Tānoa Te Uhi and Te Whiutahi- Cedric Tānoa, Irene Harvey, Michael Le Gros and Grace Le Gros
WAI 1203	Uri of Tūtemahurangi and Waikura and the descendants of Te Tarapounamu- Lois Tūtemahurangi, Ihāia Te Ākau, and Piripi Tūtemahurangi
WAI 1299	Ngāti Hekeāwai- Inuhaere (Lance) Rupe, Te Poumā Rupe, and Albion Para Bell

- 9.3 The following Wai claims relate to Ngāti Hāua in part only. Only the parts of these Wai claims that relate to the Ngāti Hāua rohe will be included in a Ngāti Hāua Treaty settlement with the Crown.

WAI CLAIMS	
WAI 48	Ngāti Hāua-Kevin Amohia
WAI 50	Rangitoto Tuhua 55A Block Claim
WAI 81	Ngāti Hāua-Kevin Amohia
WAI 146	Ngāti Hāua-Kevin Amohia
WAI 167	A claim made by Hikaia Amohia, Archie Te Atawhai Taiaroa, Rūmātiki Linda Henry, Kevin Amohia, Hoana Joan Akapita, Te Turi Julie Ranginui, Brendon Puketapu, Michael Potaka, John Maihi and Rangipō Metekingi
WAI 1029	Ngāti Hinewai and Ngāti Hotu – Monica Mātāmua
WAI 1097	Ngāti Hira and Ngāti Hari- Terry Turu, Ngaku Rangitonga
WAI 1147	Uri of Tānoa Te Uhi and Te Whiutahi -Ohura South Claim- Michael Le Gros, Grace Le Gros, Cedric Tanoa and Tahuri Te Ruruku
WAI 1191	Ngāti Hinewai – Eleanor Taiaroa, Margaret Edwards and Matiu Haitana
WAI 1229	Ngāti Uenuku-Selwyn Brown, Tāhiwi Peni, Karina Williams, Thomas & Margaret Waara, Rex Peni, Gloria King, Rangī Bristol, Wayne Waara, Michael Marumarū, Paul Marumarū, Lance Ruke, Brian Ruke and David Wiari
WAI 1505	Albion Para Bell

## 10. NGĀTI HĀUA OVERLAPPING CLAIMS

- 10.1 Neighbouring iwi with potential overlapping interests in the Ngāti Hāua rohe/area of interest are:
- a. Whanganui Iwi;
  - b. Ngāti Rangī;
  - c. Ngāti Uenuku;
  - d. Taranaki;
  - e. Ngāti Maru;
  - f. Ngāti Tūwharetoa; and
  - g. Ngāti Māniapoto.
- 10.2 The Ngāti Hāua Iwi Trust will engage with these iwi groups and others as is deemed necessary or required by the Crown.

## 11. NGĀTI HĀUA IWI TRUST

- 11.1 The Ngāti Hāua Iwi Trust is a Charitable Trust and represents ngā uri o Ngāti Hāua, Ngāti Hāua hapū, and Ngāti Hāua marae.
- 11.2 The Ngāti Hāua Iwi Trust is governed by its Deed of Trust. A copy of the Deed of Trust is available at the Ngāti Hāua iwi website [www.ngatihaua.iwi.nz](http://www.ngatihaua.iwi.nz). On 2 July 2016, at the Ngāti Hāua Iwi Trust hui-ā-tau (AGM), the Ngāti Hāua Iwi Trust's current trustees were elected. The Ngāti Hāua Iwi Trust hui-ā-tau, AGM, meeting minute is available from the Ngāti Hāua Iwi Trust website [www.ngatihaua.iwi.nz](http://www.ngatihaua.iwi.nz). The trustees elected were:
- a. Eugene Topine, chair;
  - b. Teresa Hall, vice chair/secretary;
  - c. Iulia Leilua, (since resigned)
  - d. James Anderson, treasurer;
  - e. Rūmātiki Linda Henry
  - f. Lois Tūtemahurangi;
  - g. William Huch.

The election of Ngāti Hāua Iwi Trust trustees was governed by the Ngāti Hāua Iwi Trust's Deed of Trust available from the Ngāti Hāua iwi Trust's website [www.ngatihaua.iwi.nz](http://www.ngatihaua.iwi.nz).

### *ACCOUNTABILITY AND REPORTING PROCESS*

- 11.3 The Ngāti Hāua Iwi Trust meet monthly, or as required, according to the needs of the Ngāti Hāua Iwi Trust trustees and has appointed administrative staff to assist it manage mandate and Treaty settlement negotiations as required. The Ngāti Hāua Iwi Trust reports to the Ngāti Hāua claimant community via:
- a. Bi-monthly hui-ā-Iwi commenced from 5 December 2016;
  - b. Hui-ā-Tau (AGM);
  - c. email and social media;
  - d. newsletters; and
  - e. a Ngāti Hāua Iwi Trust Board website (with links to other iwi websites).
- 11.4 Ngāti Hāua Iwi Trust decisions will be made according to the Ngāti Hāua Iwi Trust's Deed of Trust. This states that decisions will be made by a majority vote of the trustees and passed accordingly. Where an issue before the Ngāti Hāua Iwi Trust is of significant concern, or directly affects Ngāti Hāua marae and/or environment, the Ngāti Hāua Iwi Trust will hold a hui-ā-iwi to allow the Ngāti Hāua claimant community to consider the issue(s) and advise the Ngāti Hāua Iwi Trust on their thoughts of an appropriate course of action.

### *FINANCIAL MANAGEMENT*

- 11.5 Ngāti Hāua Iwi Trust finances are managed under the financial policies and procedures of the Ngāti Hāua Iwi Trust. XERO is the Accounting Package the Ngāti Hāua Iwi Trust uses to assist financial decision making. Specialist Accountancy advice is sought as and when required.
- 11.6 The Ngāti Hāua Iwi Trust is responsible for the production of regular financial accounts in accordance with the Ngāti Hāua Iwi Trust's Deed of Trust. The Ngāti Hāua Iwi Trust acts in a prudent and diligent manner in all financial matters.

### *TREATY SETTLEMENT NEGOTIATORS*

- 11.7 The Ngāti Hāua Iwi Trust is responsible for the appointment, close monitoring, performance management and review of Ngāti Hāua's Treaty settlement negotiators (**Ngāti Hāua Negotiators**).
- 11.8 The Ngāti Hāua Negotiators' key task is to negotiate the best possible Treaty settlement with the Crown for Ngāti Hāua Iwi Trust's consideration.
- 11.9 Ngāti Hāua Negotiators are accountable to the Ngāti Hāua Iwi Trust and will report to Ngāti Hāua Iwi Trust on a monthly basis or as required.
- 11.10 Ngāti Hāua Negotiators will have no authority to accept or to sign a Deed of Settlement with the Crown on behalf of Ngāti Hāua.

## 12. MANDATE PROCESS

- 12.1 The Ngāti Hāua Iwi Trust's Draft Deed of Mandate documents the process the Ngāti Hāua Iwi Trust followed toward achieving a Crown recognised mandate to represent Ngāti Hāua in Treaty settlement negotiations with the Crown.
- 12.2 The mandate process included the following key steps:
- a. Draft Mandate Strategy notification and submissions period;
  - b. Mandate hui; and
  - c. Draft Deed of Mandate publication and submissions period.

### *MANDATE HUI*

- 12.3 The Ngāti Hāua Iwi Trust held five (5) mandate hui in locations where large numbers of Ngāti Hāua members are concentrated.
- 12.4 The mandate hui provided an opportunity for members of the Ngāti Hāua claimant community to find out about the proposed mandate strategy and the settlement negotiation process. The mandate hui were held in the following locations:
- 1 hui in Taumarunui;
  - 1 hui in Whanganui;
  - 1 hui in Auckland;
  - 1 hui in Hamilton; and
  - 1 hui in Christchurch;
- 12.5 Attendance registers were kept at each mandate hui. Attendees were asked to list their Ngāti Hāua hapū and marae affiliations. A minute of each mandate hui has been kept.
- 12.6 A member of the Ngāti Hāua Iwi Trust chaired each hui.
- 12.7 The mandate resolution was voted on at each mandate hui (see section 14 Voting).
- 12.8 Independent observers attended each hui.

### *MANDATE HUI PRESENTATION*

- 12.9 There was a PowerPoint presentation at each hui. The presentation covered:
- a. the purpose of the hui;
  - b. Ngāti Hāua Iwi Trust's structure;
  - c. the Treaty settlement process; and
  - d. Ngāti Hāua's claimant definition noting claims to be settled.
- 12.10 The mandate hui voting process was explained at each hui so the Ngāti Hāua claimant community were well informed about the voting process.



### 13. MANDATE RESOLUTION

13.1 The Ngāti Hāua claimant community was asked to vote on the following resolution:

*“The Ngāti Hāua Iwi Trust is mandated to represent Ngāti Hāua in negotiations with the Crown for the comprehensive settlement of all historical Treaty of Waitangi claims of Ngāti Hāua”.*

13.2 The Ngāti Hāua claimant community was notified of mandate hui 21 days in advance through a range of media, including:

- a. appropriate national and local newspapers;
- b. radio - Bulletin Boards on Māori radio stations;
- c. public notices placed in key locations such as marae and TPK Offices;
- d. pānui emailed to Ngāti Hāua Iwi members on the Ngāti Hāua Iwi Tribal database housed at the Ngāti Hāua Iwi Trust office; and
- e. social media and Māori media.

13.3 The advertisements clearly stated the purpose of the mandate hui and specifically noted the resolution to be voted on.



## 14. VOTING

### *ELIGIBILITY TO VOTE*

- 14.1 To be eligible to vote, you had to:
- a. descend from the eponymous ancestors, as stated in the Ngāti Hāua claimant definition; and
  - b. be 18 years of age or older.
- 14.2 Special voting was available for those who met the claimant definition but were not registered or who did not wish to register on the Ngāti Hāua Tribal Register but wished to vote.

### *VALIDATION OF VOTING ELIGIBILITY*

- 14.3 Those who were eligible to vote and who wanted to vote but were not registered with Ngāti Hāua were able to make a provisional vote subject to the validation of their whakapapa to the Ngāti Hāua claimant definition. Those who were registered on the Ngāti Hāua Tribal database and wished to vote filled in a Ngāti Hāua registration form. Those who were eligible to vote but who did not wish to be registered with Ngāti Hāua completed a whakapapa validation form and were able to vote.. Registration and whakapapa validation forms were provided to the claimant community prior to mandate hui and were also available at mandate hui.
- 14.4 Ngāti Hāua Iwi Trust's Ngāti Hāua Kāhui Kaumātua committee reviewed Ngāti Hāua registration applications and whakapapa validation forms for those who wished to vote but did not wish to register with Ngāti Hāua. The Ngāti Hāua Kāhui Kaumātua committee's role was to determine in respect of any application by any person who wished to be a registered member of Ngāti Hāua and/or who wished to vote that the person descended by whakapapa from ngā uri o Ngāti Hāua or was a whangai of an iwi member.
- 14.5 The Ngāti Hāua Iwi Tribal Registrar referred all completed new registration forms and whakapapa validation forms to the Ngāti Hāua Kāhui Kaumātua committee for validation enabling these votes to be counted.
- 14.6 If a registration application is declined appeals on the decision is directed in the first instance to the Chairperson of Ngāti Hāua Iwi Trust who will ensure all available information on the registration applicant has been made available before recommending to a Ngāti Hāua Iwi Trust trustees' meeting, in consultation with the Kāhui Kaumātua Committee, that the appeal be upheld or rejected. The Ngāti Hāua Iwi Trust makes the final decision on whether to uphold or reject all registration applications.

### *VOTING PROCESS*

- 14.7 The Ngāti Hāua claimant community were sent voting packs at the beginning of the voting period. The packs included a cover letter and voting information sheet.
- 14.8 Eligible voters enrolled on the Ngāti Hāua Iwi Tribal database were sent a voting pack and email (if they had provided a contact email address) containing mandate information, their voting identifier number for online voting and/ or a voting pack at the beginning of the voting

period. Each voting pack contained a free post envelope through which the voter could submit their vote. Voters were able to vote online, with details provided from the voting form.

- 14.9 Ngāti Hāua voters were able to vote on the mandate resolution by one of three methods:
- a. postal voting by using prepaid return envelopes;
  - b. online voting by using a unique identifier; or at mandate hui.
- 14.10 The voting period was open for a period of five weeks beginning from the date of the posting out voting papers. Postal voting papers were posted to each registered adult member of Ngāti Hāua.
- 14.11 Eligible members of Ngāti Hāua were entitled to a single vote.
- 14.12 New Zealand's leading election management company, Electionz.com, managed the voting process. Ngāti Hāua Iwi Trust has benefited from Electionz.com management expertise in past elections and found they provided a cost efficient, secure, transparent and proven method of voting.
- 14.13 Eligible voters who wished to vote but whom did not wish to register with the Ngāti Hāua Iwi Tribal Register placed a special vote. They filled out a whakapapa validation form to determine their eligibility to vote.

#### *RESPONSIBILITIES OF RETURNING OFFICER*

- 14.14 An Independent Returning Officer (Electionz.com) was responsible for receiving and counting all votes. The Independent Returning Officer forwarded a declaration in writing stating:
- a. the number of ballot papers received;
  - b. the number of internet votes received;
  - c. the number of votes rejected; and
  - d. the number of valid votes in favour of the proposed resolution and the number of valid votes against the resolution.

#### *VOTING AT MANDATE HUI*

- 14.15 If the eligible voters had not already submitted a vote through other voting methods, they were be able to cast their vote at any of the Ngāti Hāua Iwi Trust's mandate hui.
- 14.16 All voters had identification details and a voting paper identifier number recorded on a voting register.
- 14.17 A secure ballot box was at all mandate hui for the purposes of voting. Electionz.com was present at all mandate information hui to oversee the casting of votes.

- 14.18 Voters completed their numbered voting paper and cast it in a ballot box. People that wished to vote but who did not wish to register with the Ngāti Hāua Iwi Trust (refer to sections 14.13 and 14.15) attached a completed registration form to their special vote voting paper.
- 14.19 The contents of the ballot box along with the Voting Register was transferred to a courier bag under observation (an independent observer was present at the hui) and couriered to Electionz.com.
- 14.20 Electionz.com checked ballot papers against the Ngāti Hāua Iwi Tribal database, held at the Ngāti Hāua Iwi Trust Office and scanned and emailed registration forms from new registrants to the Ngāti Hāua Iwi Trust for validation (refer to sections 14.4 and 14.5).
- 14.21 Independent observers attended all mandating hui.

#### *SPECIAL VOTES*

- 14.22 Where eligible voters who were not registered before the start of the voting period were able to contact the Independent Returning Officer (Electionz.com) and were sent a voting pack and a registration or a whakapapa validation form to determine their voting eligibility.
- 14.23 Special voting papers were marked with a provisional number and this was their voting identification number. These numbers were easily distinguishable from the voting identification numbers for registered voters. A register of all special voters was kept.
- 14.24 Special voters sent their registration form together with their special vote to the Returning Officer or provided their vote at one of the mandate hui.
- 14.25 Special votes were not counted unless the registration form or whakapapa validation form and special voting form had been received on or before the last day of the voting period.
- 14.26 Special votes were subject to verification to ensure that the voter fitted within the criteria for eligibility (refer to section 5, Claimant Definition) to be able to vote.
- 14.27 Voters had to complete a special voting form if they were:
- a. To enrol on the Ngāti Hāua Iwi Tribal database during the voting period but before the closing date of voting;
  - b. did not receive their voting pack in the mail; and
  - c. and did not have the voting paper they received in the mail but wanted to cast their vote at a mandate hui.

#### *REPLACEMENT PAPERS*

- 14.28 Replacement voting packs were available for request from the Independent Returning Officer (Electionz.com). The Independent Returning Officer (Electionz.com) in response to requests sent out a new voting papers as requested.

#### *VOTING RESULTS*

- 14.29 280 votes were received from 909 eligible voters, a voter return of 30.80%. Of the votes received 62.86% were voted by post or at a mandate hui and 37.14% of votes were internet casted.

- 14.30 Of the 280 votes received 274 votes or 97.8% supported the NHIT resolution. 6 votes were against.
- 14.31 A copy of the NHIT voting results is available from the Ngāti Hāua Iwi Trust website – [www.ngatihaua.iwi.nz](http://www.ngatihaua.iwi.nz)
- 14.32 On receipt of the voting results declaration from the Independent Returning Officer, the Ngāti Hāua Iwi Trust gave public notice of the result of the ballot within 10 business days.
- 14.33 The results were announced via local and national newspapers, websites and through pānui on May 8 2017.

## 15. TRIBAL REGISTER

- 15.1 Ngāti Hāua Iwi Trust developed a Ngāti Hāua Iwi Trust – the Iwi Register is located at the Ngāti Hāua Iwi Trust office at 153 Hakiha Street, Taumarunui.
- 15.2 The Ngāti Hāua Iwi Trust entered into a formal arrangement with Ngā Tāngata Tiaki for Ngāti Hāua Iwi information and a share utilisation of its tribal register for the Ngāti Hāua Iwi register development. The Ngāti Hāua Iwi Trust sought the assistance of Tūhono in the development of a register.
- 15.3 Ngāti Hāua Iwi Trust – Iwi Registration forms were available from the Ngāti Hāua Iwi Trust office and on the Ngāti Hāua Iwi Trust’s website. A copy of the registration form is attached as **Appendix 1**. The Ngāti Hāua Iwi Trust actively encouraged the Ngāti Hāua claimant community to register themselves and their whānau with the Ngāti Hāua Iwi Trust.
- 15.4 Ngāti Hāua Iwi Trust – Iwi Registration forms were available at all mandate hui.
- 15.5 Developing the register and increasing the number of registered members remains a priority. As part of this ongoing process the Ngāti Hāua Iwi Trust is investing considerable resource into the development and maintenance of the Ngāti Hāua Iwi Trust – Iwi Register.
- 15.6 All Ngāti Hāua Iwi Trust registration applications had Ngāti Hāua whakapapa verified by the Ngāti Hāua Iwi Trust’s Kāhui Kaumātua/ Whakapapa Experts group.

## 16. DISPUTE RESOLUTIONS PROCEDURES

- 16.1 The dispute resolution procedures adopted by Ngāti Hāua Iwi Trust aligns with Ngāti Hāua’s overarching principles (see section 2 of the draft deed of mandate).
- 16.2 The Ngāti Hāua Iwi Trust will in good faith, take all reasonable steps to resolve any internal or external Ngāti Hāua Iwi Trust disputes that may arise.

### Internal Ngāti Hāua Iwi Trust Disputes

- 16.3 In the case of disputes that may arise between the Ngāti Hāua Iwi Trust and the Ngāti Hāua Iwi Trust’s Kāhui Kaumātua Committee. The disputing party is to submit the dispute(s) in writing to the Ngāti Hāua Iwi Trust’s secretary specifying:
- a. The matter(s) in dispute;

- b. The nature of any claims or allegations; and
  - c. The action sought by the disputing party (if any) to resolve the issue(s) in dispute.
- 16.4 The responding party, within 10 business days of receiving notice of a dispute(s), will provide a response to the disputing party:
- a. Responding to the claims or allegations made in the dispute; and
  - b. Setting out what actions it will take in response to the disputing party's request in the notice of dispute (if any).
- 16.5 If after employing good faith resolution mechanisms, such as negotiation or mediation, the dispute remains unresolved between the parties the consensus of the Ngāti Hāua Iwi Trust will be taken.

#### External Ngāti Hāua Iwi Trust Disputes

- 16.6 In the case of disputes that may arise from individuals/groups within the Ngāti Hāua LNG claimant community against the Ngāti Hāua Iwi Trust. The dispute is to be submitted to the secretary of the Ngāti Hāua Iwi Trust in writing. The Ngāti Hāua Iwi Trust will acknowledge receipt of the dispute in writing within 10 business days of the date of receipt.
- 16.7 In order to consider the dispute(s) the Ngāti Hāua Iwi Trust will appoint a Dispute Committee. The Dispute Committee will consist of three Ngāti Hāua Iwi Trust trustees and two Ngāti Hāua Iwi Trust Kāhui Kaumātua Committee members.
- 16.8 Where a dispute relates to registration, the members of the Disputes Committee must not have been involved in the consideration of the registration application.
- 16.9 Ngāti Hāua Iwi Trust may remove and replace members of the Disputes Committee at their discretion.
- 16.10 The role of the Disputes Committee is to facilitate the resolution of, or failing resolution, make findings on the relevant matter(s) in dispute.
- 16.11 Agreed actions to address concerns raised in the dispute will be documented
- 16.12 Where the Dispute Committee is unable to resolve the dispute then the Ngāti Hāua Iwi Trust will call a Special Hui A Iwi of the Ngāti Hāua claimant community, where appropriate, to resolve the matter.
- 16.13 Decisions at the Special Hui A Iwi will be made by consensus. Resolution(s) from the Special Hui A Iwi will be referred to the Ngāti Hāua Iwi Trust for consideration.

## 17. MANDATE AMENDMENT AND REMOVAL PROCESS

- 17.1 Any issue(s) or concern(s) regarding Ngāti Hāua’s mandate, that propose the amendment or removal of Ngāti Hāua Iwi Trust’s mandate, will be addressed through the Ngāti Hāua Iwi Trust’s disputes resolution process section 16.6 – 16.13 of this draft deed of mandate .
- 17.2 In the case of a proposed amendment(s) to Ngāti Hāua Iwi Trust’s mandate or the removal of Ngāti Hāua Iwi Trust’s mandate a letter, signed by 51% of adult members of Ngāti Hāua (aged 18 years and over) must be sent to the Chairperson of the Ngāti Hāua Iwi Trust stating the issue(s) and concern(s). In the case of mandate amendment or mandate removal dispute(s) acknowledgement of the receipt of the dispute may take up to 20 business days in order to verify that those who have signed the letter were registered adult members of Ngāti Hāua at the time of signing.
- 17.3 Once verification of signatories is confirmed the Ngāti Hāua Iwi Trust will appoint a Dispute Committee to facilitate the resolution of the proposed amendment(s) to Ngāti Hāua Iwi Trust’s mandate or the removal of mandate.
- 17.4 Where the Dispute Committee is unable to resolve these matters the Ngāti Hāua Iwi Trust will call a Special Hui A Iwi of the Ngāti Hāua claimant community to assist in resolution of the matter(s) raised.
- 17.5 A vote will be held at the meeting on whether or not to amend or remove Ngāti Hāua Iwi Trust’s mandate. Voting will be for registered and unregistered members of Ngāti Hāua (aged 18 years and over).
- 17.6 An opportunity to vote by special vote will be provided for any unregistered Ngāti Hāua member(s) and will be subject to meeting the requirements of the Ngāti Hāua Kāhui Kaumātua Committee.
- 17.7 A 75% majority vote is required in order to commence the process to amend or remove Ngāti Hāua Iwi Trust’s mandate.
- 17.8 If a 75% majority vote is not reached but there remain concerns or issues with the mandate, Ngāti Hāua Iwi Trust will consult with the Office of Treaty Settlements and address the issues that have been raised.

# APPENDIX 1

## NGĀTI HĀUA IWI TRUST – IWI REGISTRATION FORM

### PURPOSE

The Ngāti Hāua Iwi Trust, as the representative for Ngāti Hāua Iwi, is required by the Trust Deed of Ngāti Hāua Iwi Trust, to actively administer and maintain a register of Ngāti Hāua Iwi members.

The purpose of collecting the information on this form is to allow the Ngāti Hāua Iwi Trust to maintain a comprehensive record of all members of Ngāti Hāua so that all eligible persons are given the opportunity to formally participate in the representation of Ngāti Hāua and in furtherance of the purposes and objects of the Ngāti Hāua Iwi Trust. This includes, but is not limited to, furthering the cultural, environmental, economic and social advancement of Ngāti Hāua Iwi Trust.

All Ngāti Hāua adult members (18 years of age and over), non-adult members and Ngāti Hāua whāngai/legally adopted members who whakapapa to a Ngāti Hāua Iwi ancestor, hapu or marae are welcome to register with the Ngāti Hāua Iwi Trust on their own behalf and/or by their legal guardian as appropriate.

All registration applications will be confirmed by return correspondence with your individual Ngāti Hāua Iwi member registration number included.

#### **Privacy**

The Ngāti Hāua Iwi Trust will in accordance with the provisions of the Privacy Act 1993, make available to you upon request the personal information it holds about you and will make any appropriate corrections to that information to ensure that the information held is accurate. The personal information you supply to the Ngāti Hāua Iwi Trust will be held on file at 153 Hakiaha Street, Taumarunui.

### WHY SHOULD I ENROL?

1. It identifies you as a member of Ngāti Hāua Iwi.
2. It enables you to vote on tribal matters.
3. It enables the Ngāti Hāua Iwi Trust to keep you up to date and informed about tribal matters

### CRITERIA FOR ENROLMENT?

1. You must be able to affiliate through whakapapa to a hapū or marae of Ngāti Hāua Iwi
2. You must complete all sections of this form and sign it.
3. Your application will be validated by the Ngāti Hāua Iwi Trust's Kāhui Kaumātua/Whakapapa Experts and processed by the office of the Ngāti Hāua Iwi Trust



#### 4. INCOMPLETE APPLICATION FORMS WILL BE RETURNED FOR COMPLETION

##### **Once I have enrolled, do I need to do anything else?**

- You should notify us when you change your address and/or if any of your contact details change (e.g. Marriage, official name change).
- You should notify us of any additions to your whānau, so we can send you a form to enrol them.
- You should notify us when there is a death in the whānau so we can update our records.

1. Personal Information	<p>First Name.....</p> <p>Middle Name.....</p> <p>Surname.....</p> <p>Maiden Name.....</p> <p>Date of Birth ...../...../.....      Gender    Tane <input type="checkbox"/>      Wahine <input type="checkbox"/></p> <p>Occupation .....</p> <p>Please tick the box if you are whāngai/legally adopted <input type="checkbox"/></p>
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2. Contact Information	<p>Street Number..... Street Name.....</p> <p>Suburb.....</p> <p>City/Town ..... Post Code/RD No.....</p> <p>Country.....</p> <p>Email Address.....</p> <p>Phone Number ..... Mobile Number.....</p> <p>Preferred Method of contact      Text <input type="checkbox"/>      Email <input type="checkbox"/>      Postal <input type="checkbox"/></p>
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3. Whānau Information	<p>Spouse/PartnerName.....</p> <p>Gender    Tane <input type="checkbox"/>      Wahine <input type="checkbox"/></p> <p>Number of Children ..... Occupation.....</p>
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YOUR TAMARIKI

Please complete a row below for each member of your whānau who is below the age of 18 years. All whānau over the age of 18 years must complete a separate Application for Registration form of their own.

First Name	Surname	DOB	Gender T/W	Relationship to Applicant	Office Use Only Membership Number

*Please continue on a separate sheet if required*

Private Notice Option

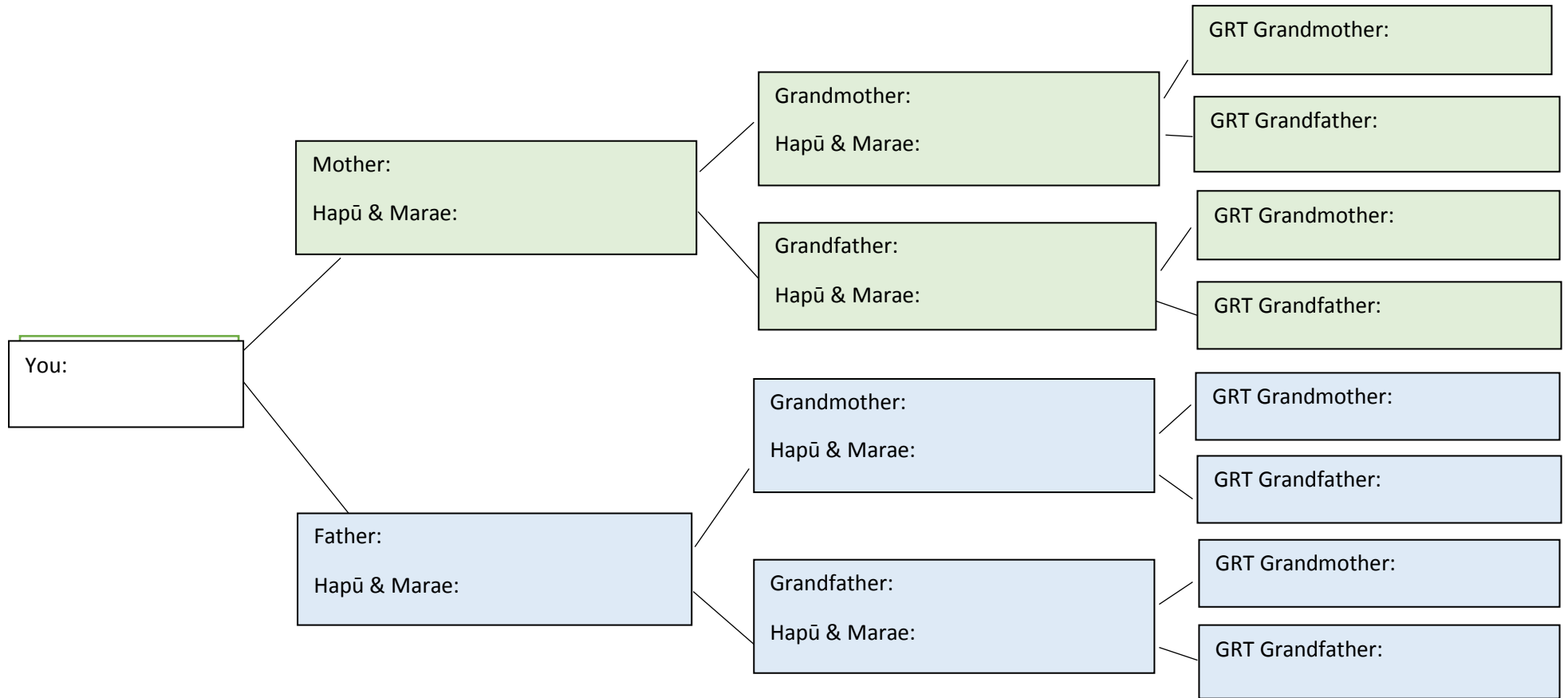
Tick the box if you wish to receive private notice relating to Ngāti Hāua Iwi Trust’s general meetings and business and postal ballot papers so that you may vote on Ngāti Hāua Iwi Trust elections, constitutional amendments, and so forth. The notice will be sent to the address provided on this form.

Declaration:

I HEREBY DECLARE THAT THE INFORMATION IN THIS APPLICATION IS TRUE AND CORRECT

I acknowledge that by signing this form I agree that the Ngāti Hāua Iwi Trust may use this information to maintain, its register of members, its members whakapapa records, its members’ contact databases and for any other purpose which the Ngāti Hāua Iwi Trust considers reasonable to further the objects contained in the Ngāti Hāua Iwi Trust’s Deed of Trust.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_



HAVE YOU PRINTED AND SIGNED THE FORM? RETURN COMPLETED REGISTRATION FORMS TO:

NGĀTI HĀUA IWI TRUST – IWI REGISTRATION

NGĀTI HĀUA IWI TRUST

P.O. BOX 400, TAUMARUNUI

3920

EMAIL:

[info@ngatihaua.iwi.nz](mailto:info@ngatihaua.iwi.nz)

		Document Control: Version 1 10/2016	
<b>Office Use Only</b>	Registration Validation	Signed	Date
	1. Application is verified and approved		
	2. Further Information is required		
	3. Information received		
	4. If declined refer steps: Ngāti Hāua Iwi Trust Deed		
	Office Input		
		Membership NO:	
	5. Membership Number generated		
	6. Confirmation of successful application sent		
	7. Registration completed details entered into database		

**ADDITIONAL NOTES REGARDING USE OF YOUR INFORMATION:**

1. Applications for registration on the Ngāti Hāua Iwi Trust - Iwi register must be verified by Kāhui Kaumātua/Whakapapa Experts whom may be assisted by staff of the Trust.
2. In considering applications, the Kāhui Kaumātua/Whakapapa Experts may request the applicant to provide additional evidence or information verifying his or her identity and/or f Ngāti Hāua Iwi whakapapa. They may consult with Ngāti Hāua Iwi Trust Trustees, Te Matua Rohe or any other person with expertise and knowledge of Ngāti Hāua Iwi Whakapapa.
3. For the purpose of determining any disputes regarding membership, the Ngāti Hāua Iwi Trust Trustees shall refer to the Kāhui Kaumātua/Whakapapa Experts.
4. Enquiries regarding registration and information from the register should be made to the Ngāti Hāua Iwi Trust Registration, Ngāti Hāua Iwi Trust Office, PO BOX 400, Taumarunui 3920 or by free phone 0800 494 428 during the hours of 9am to 5pm weekdays. Website [www.ngatihaua.iwi.nz](http://www.ngatihaua.iwi.nz).