

Te Mana o Ngāti Rangitihi

# Information Booklet

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Approval of the Post-Settlement Governance Entity (PSGE) to receive Treaty settlement redress on behalf of Ngāti Rangitihi

June – August 2019



## *In your Ratification Information Pack, you should have received:*

1. **This Information Booklet**
2. **Voting Paper**
3. **Freepost envelope**



If any of the documents listed above are missing, or if you need replacements or assistance, please contact the helpline on **0800 666 042** (NZ residents) or **00 64 3 377 3530** (overseas residents).

Copies of the Information Booklet and the new Te Mana PSGE Trust Deed are available at the Information Hui, at the Te Mana office (30 Arawa Street, Matatā), and on our website: [www.ngatirangitihī.iwi.nz](http://www.ngatirangitihī.iwi.nz).

-  **OFFICE ADDRESS:** 30 Arawa Street, Matatā
-  **FREEPHONE:** 0800 AKATEA or 0800 252 832
-  **PHONE:** 07 322 2452
-  **EMAIL:** [info@ngatirangitihī.iwi.nz](mailto:info@ngatirangitihī.iwi.nz)
-  **WEBSITE:** [www.ngatirangitihī.iwi.nz](http://www.ngatirangitihī.iwi.nz)



## **Key dates**

Saturday 8 June 2019, 9am  
**Voting opens**

Saturday 8 June  
**Hamilton  
Information Hui**

Sunday 16 June  
**Rotorua  
Information Hui**

Tuesday 18 June  
**Wellington  
Information Hui**

Wednesday 19 June  
**Christchurch  
Information Hui**

Thursday 20 June  
**Auckland  
Information Hui**

Sunday 23 June  
**Matatā  
Information Hui**

Monday 8 July, 5pm  
**Voting closes**

Friday 12 July  
**Votes counted**

Tuesday 13 August  
**New Te Mana PSGE and  
Trust Deed is established**  
*(if the Crown is satisfied there is  
sufficient support from Ngāti Rangitīhi)*

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# He Mihi

## *Tēnā koutou ngā uri o Ngāti Rangitihi*

We have come a long way since our settlement negotiations with the Crown began four years ago. Our negotiators and trustees are working hard to bring you a deed of settlement to vote on in early 2020. This will be a momentous occasion in our settlement journey.

We realise that no settlement will ever compensate Ngāti Rangitihi for all the mamae and wrongs done to our iwi. However, we believe that our Agreement in Principle and the negotiations that are continuing towards a deed of settlement, will result in a positive way forward for our people.

Now, we are asking for **your vote on three (3) resolutions** to support this process.

We are at the stage where we need to ratify (approve) a Post-Settlement Governance Entity (PSGE) for Ngāti Rangitihi.

The PSGE will be a new Trust that will receive and manage the historical Treaty settlement redress on behalf of our iwi.

The first resolution that you are asked to vote on (**resolution 1**), is to approve a new Te Mana PSGE. This is an important step. We need to set up a new Trust with a new Trust Deed, to be our PSGE. This will meet the Crown's requirements and ensure that our settlement is protected for Ngāti Rangitihi uri.

We are proposing to keep the name Te Mana o Ngāti Rangitihi Trust for the new PSGE. Our name is recognised strongly within Te Arawa. It is upheld by our iwi and neighbouring iwi and is a statement of our ihi, our wehi and our mana as Ngāti Rangitihi.

If enough Ngāti Rangitihi members vote in support, a Special General Meeting will be held later in the year. We will ask all registered members at that meeting to agree to transfer existing Te Mana assets to the new Te Mana PSGE.

The existing Te Mana o Ngāti Rangitihi Trust will then be officially replaced by the new Te Mana PSGE.

The new Te Mana PSGE will also need to continue the settlement negotiations mahi on behalf of Ngāti Rangitihi. As part of the current voting process, you are being asked to approve this happening (**resolution 2**).

The last part you are being asked to vote on, is to appoint the current Te Mana trustees as the initial trustees for the new PSGE Trust (**resolution 3**).

We believe it makes sense to keep the same trustees at this time, as it keeps things consistent and puts us in the best position to achieve a deed of settlement for you to vote on in the next 12 months. Our current trustees have detailed knowledge of the settlement and will ensure our future economic, social, and cultural development interests are included in the proposed settlement for Ngāti Rangitihi.

I strongly encourage you to **vote 'YES' to all three resolutions** set out in this Information Booklet.

We are at a crucial part of our settlement journey and we are close to reaching a deed of settlement for your final vote, so let's keep moving forward.

Voting now on our new PSGE and initial trustees is your opportunity to get involved and have your say.

This settlement process is for your whānau, and for your mokopuna and their mokopuna to come.

Let's all work together for a positive future for ngā uri o Ngāti Rangitihi.

Mauri ora!



**Leith Comer**  
Chairman

# Important information

## *We need your vote*

It is time to vote on our Post-Settlement Governance Entity (PSGE) to receive the settlement redress on behalf of Ngāti Rangitahi when our settlement is passed into law.

### **To keep moving forward towards settlement, we need you to vote on these three resolutions:**

1. I, as a member of Ngāti Rangitahi, agree that the proposed new Te Mana o Ngāti Rangitahi Trust will be the Post-Settlement Governance Entity to receive and manage all of the historical Treaty of Waitangi settlement redress on behalf of Ngāti Rangitahi.
2. I, as a member of Ngāti Rangitahi, authorise the transfer of the mandate to negotiate the settlement of the Ngāti Rangitahi historical Treaty of Waitangi claims from the existing Te Mana o Ngāti Rangitahi Trust to the new Te Mana o Ngāti Rangitahi Trust.
3. I, as a member of Ngāti Rangitahi, agree that the initial trustees of the new Te Mana o Ngāti Rangitahi Trust will be the current trustees of the existing Te Mana o Ngāti Rangitahi Trust.

**We strongly recommend you vote 'YES' to these three resolutions.** We are at a crucial stage in our settlement journey and we are close to reaching a deed of settlement to present to Ngāti Rangitahi registered adult members to vote on. If the new Te Mana PSGE does not get sufficient support, it may delay our settlement.

Please read this Information Booklet to help you make an informed decision. The booklet includes a summary of the new Te Mana PSGE and Trust Deed on pages 14 to 17.

We also hope you can make it to our Information Hui, which will be held in six locations across Aotearoa in June 2019 (see page 11 for details). At these Hui, we will explain the new Te Mana PSGE and Trust Deed, and the initial trustees for the new Te Mana PSGE, and we will answer any pātai (questions) you may have.

*Note, you can also register and vote at the Hui (or online, or by post).*

## ***Make sure you vote!***

**The Ratification Pack includes a Voting Paper.** In order for your vote to count, you need to cast it by 5pm, Monday 8 July 2019. **You can vote in any of the following ways:**



**ONLINE**



**POST**



**BALLOT BOX**

*at the Information Hui*

Your Voting Paper includes instructions on how to vote. See page 8 of this Information Booklet also. If you can, we strongly recommend you vote online. It's faster and means your vote can't get lost in the post or be submitted too late.

For voting enquiries, including requests for replacement voter packs, or if you do not have a Voting Paper, please contact the electionz.com helpline on 0800 666 042 (NZ residents) or 00 64 3 377 3530 (overseas residents), or email [iro@electionz.com](mailto:iro@electionz.com).

**Please vote by Monday 8 July 2019 at the very latest! Encourage your whānau to vote too. If they are not registered, but are 18 years or over, please tell them to register now so they can vote!**

Remember, as a Ngāti Rangitahi iwi member, you need to vote! Make sure you have your say by voting.

# Three resolutions to vote on

*The decision is up to you*

## 1. Approval of the Post-Settlement Governance Entity (PSGE)

There are two parts of the settlement process that Ngāti Rangitihi registered adult members need to complete in order to settle historical Treaty of Waitangi claims with the Crown. These are:

1. **The Post-Settlement Governance Entity (PSGE) – the ratification process taking place now**
2. **The Deed of Settlement – ratification (approval/voting) for this will take place in early 2020.**

The ratification of our PSGE is an important requirement by the Crown as part of our settlement journey. It is proposed that a new Te Mana o Ngāti Rangitihi Trust PSGE is set up to take over from the existing Te Mana o Ngāti Rangitihi Trust to complete our settlement.



### Why?

The existing Te Mana o Ngāti Rangitihi Trust is a PSGE but it was set up back in 2009 for the Central North Island (CNI) Forests Settlement – to receive the CNI redress for Ngāti Rangitihi.

Since then, the Crown has developed a new standard Trust Deed for individual iwi settlements. As part of the settlement process, all iwi must have a PSGE that is fit-for-purpose and meets the Crown requirements.

To achieve this, a new Te Mana o Ngāti Rangitihi PSGE must be established. This will ensure Ngāti Rangitihi can receive our settlement redress once our settlement becomes law. If the new Te Mana PSGE does not get enough support from our Ngāti Rangitihi members, it may delay our settlement journey.

### The new Te Mana Trust Deed

The new Te Mana o Ngāti Rangitihi Trust Deed is the legal document that will govern the new Te Mana PSGE. It will set out how the PSGE operates to manage our settlement redress when that time comes. A summary of the key points of the PSGE Trust Deed can be found on pages 16 to 17.

The new Te Mana o Ngāti Rangitihi Trust Deed is available online at [www.ngatirangitihi.iwi.nz](http://www.ngatirangitihi.iwi.nz), or you can view hard copies of this document at the Te Mana office at 30 Arawa Street, Matatā. It will also be available at the Information Hui.

**For the new Te Mana PSGE, you are being asked to vote on the following resolution.**



*“I, as a member of Ngāti Rangitihi, agree that the proposed new Te Mana o Ngāti Rangitihi Trust will be the Post-Settlement Governance Entity to receive and manage all of the historical Treaty of Waitangi settlement redress on behalf of Ngāti Rangitihi.”*

**Te Mana o Ngāti Rangitihi Trust strongly recommends you vote ‘YES’ to this resolution.**

## 2. Approval of the transfer of mandate to the new Te Mana PSGE

**For the transfer of mandate, you are being asked to vote on the following resolution.**



*“I, as a member of Ngāti Rangitahi, authorise the transfer of the mandate to negotiate the settlement of the Ngāti Rangitahi historical Treaty of Waitangi claims from the existing Te Mana o Ngāti Rangitahi Trust to the new Te Mana o Ngāti Rangitahi Trust.”*

**Te Mana o Ngāti Rangitahi Trust strongly recommends you vote ‘YES’ to this resolution.**

If the new Te Mana PSGE is approved (resolution 1), and resolution 2 is also approved, the new Te Mana PSGE will continue the settlement negotiations with the Crown. The trustees of the existing Te Mana o Ngāti Rangitahi Trust will call a Special General Meeting (SGM) to be held in September 2019.

This meeting is required by the existing Te Mana Trust Deed. At the SGM, all registered iwi members who are there will be asked to agree to transfer the existing Te Mana assets to the new Te Mana PSGE. When this is approved, the existing Te Mana will be wound up and replaced by the new Te Mana PSGE.

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## 3. Approval that the initial trustees of the new Te Mana o Ngāti Rangitahi Trust will be the current trustees of the existing Te Mana o Ngāti Rangitahi Trust

Under the current Te Mana Trust Deed, elections for four new trustees are due to be held in October 2019.

However, approving the new Te Mana PSGE means we will have the option of deciding either:

- 1. To appoint the existing Te Mana trustees as the initial trustees of the new Te Mana PSGE, until elections are held within one year of the deed of settlement being signed, or at the Annual General Meeting in 2022 (whichever is sooner); OR**
- 2. To elect four new trustees in October this year who may potentially only stand for less than a full term.**

This will be up to Ngāti Rangitahi registered adult members to decide as part of this ratification process.

Voting **YES** to **resolution 3** means we will not hold trustee elections in October. Instead, the existing Te Mana trustees will be the initial trustees of the new Te Mana PSGE, until elections are held within one year of our deed of settlement being signed or at the Annual General Meeting in 2022 (whichever is sooner).

We believe it is important to have continuity at the Trustee table to ensure we can bring you a settlement to vote on in the next 12 months, so we encourage you to vote ‘YES’ to this third resolution.

More information on the benefits of approving the current trustees of the existing Te Mana o Ngāti Rangitahi Trust to be the initial trustees of the new Te Mana PSGE, are detailed on page 20.

**To approve the existing Te Mana trustees to continue on as the new Te Mana PSGE initial trustees, you are being asked to vote on the following resolution:**



*“I, as a member of Ngāti Rangitahi, agree that the initial trustees of the new Te Mana o Ngāti Rangitahi Trust will be the current trustees of the existing Te Mana o Ngāti Rangitahi Trust.”*

**Te Mana o Ngāti Rangitahi Trust strongly recommends you vote ‘YES’ to this resolution.**

# Voting process

## Voting information

As beneficiaries of Ngāti Rangitihi, it is your right to make the ultimate decisions on any matters concerning our settlement. We need you and your whānau to vote in support of the three resolutions in this Ratification process to ensure our journey to settlement keeps going. If we do not get support for the new Te Mana PSGE, and the other two resolutions, our settlement journey may be significantly delayed.

### When is the voting period?

The voting period runs for four weeks.

**Voting is open from 9am on Saturday 8 June and closes at 5pm on Monday 8 July.**

### What are the ways to vote?

You should have received a Voting Paper with this Information Booklet. If you have not received a Voting Paper, please contact the helpline on 0800 666 042 (NZ residents) or 00 64 3 377 3530 (overseas residents) or email [iro@electionz.com](mailto:iro@electionz.com).

#### You can vote in one of the following ways:



##### Online Vote

- Go to our website: [www.ngatirangitihi.iwi.nz](http://www.ngatirangitihi.iwi.nz).
- Follow the link and instructions to vote.
- Your unique PIN number and password can be found on your Voting Paper.



##### Postal Vote

- Tick one circle next to each of the resolutions on the Voting Paper.
- Post your Voting Paper in the Freepost envelope provided.
- Postal votes date stamped on or before Monday 8 July 2019, and received within three days of the closing date, will be valid.



##### Ballot Box Vote at the Information Hui

- Bring your Voting Paper to one of the Information Hui (see page 11)
- Place your completed Voting Paper in the Ballot Box at the Hui.

### Who can vote?

All registered adult members of the existing Te Mana o Ngāti Rangitihi Trust (aged 18 years and over) can vote.

Registered members who turn 18 years old during this voting period can also vote. If this applies to you, please contact [electionz.com](http://electionz.com) for a special voting form. Ph: 0800 666 042 (NZ residents) or 00 64 3 377 3530 (overseas residents), or email [iro@electionz.com](mailto:iro@electionz.com).

### What if I live overseas?

You can still vote! If you live overseas, we strongly recommend you vote online – you can do so quickly, and there is no risk of your vote being lost or delayed by post. If you need any help, phone the [electionz.com](http://electionz.com) helpline on 00 64 3 377 3530, or email [iro@electionz.com](mailto:iro@electionz.com).



## Are your tamariki and mokopuna under 18 years old?

They won't be able to vote at this ratification, but we encourage you to register them now anyway. That way we can contact them in the future and they can stay informed on the latest news and how they can get involved.

## What if I am not registered?

If you are not registered on the day that voting opens or the week leading up to it, you can still vote, using a special voting pack. You will need to complete a registration form when you vote. To request a special voting pack, call the voting helpline on 0800 666 042 (NZ residents) or 00 64 3 377 3530 (overseas residents) and request a special voting pack.

Included in this special voting pack will be a registration form. You can also get a registration form at one of the Information Hui.

To be eligible to register, you must whakapapa to Ngāti Rangitihi (in accordance with the provisions of the existing Te Mana o Ngāti Rangitihi Trust Deed). Whāngai and legally adopted persons are also eligible to register. Please call the Te Mana office on 07 322 2452 if you have any questions on this.

For your special vote to count, your registration and whakapapa to Ngāti Rangitihi must be confirmed.

## Who runs the voting process and helpline?

The voting process, including the helpline, is being run by an independent voting company called electionz.com. It is not run by Te Mana o Ngāti Rangitihi Trust.

electionz.com has appointed Anthony Morton as the Independent Returning Officer. He is very experienced in this role, and his job is to authenticate the votes. He has final judgement on the validity of the votes.

## What are the voting rules?

Each voter can only vote once. Votes must be cast between 9am, 8 June and 5pm, 8 July 2019.

The Independent Returning Officer must be able to match your voting number (unique identifier) with your details on the Ngāti Rangitihi register of adult members.

If you make a mistake that you cannot clearly correct on the Voting Paper, try voting online instead. Otherwise, please don't hesitate to ask for a replacement Voting Paper by calling the helpline on 0800 666 042 (NZ residents) or 00 64 3 377 3530 (overseas residents). You can also ask for a new one at the Information Hui.

*Note: if a replacement Voting Paper is issued, the original will no longer be valid.*

## Top tips:

### Votes cast by post and Ballot Box must be:

- Marked clearly with a tick so that the voting decision is obvious.
- Posted by 8 July 2019. A postal vote will still be counted if it is received within 3 days of the closing date, providing the envelope is postmarked Monday 8 July 2019 or before.
- On the original Voting Paper sent to you – photocopies will not be accepted.

## WE ENCOURAGE YOU TO VOTE ONLINE

It's the best way to ensure there is no danger of your vote getting lost in the post!

## What happens after the vote?

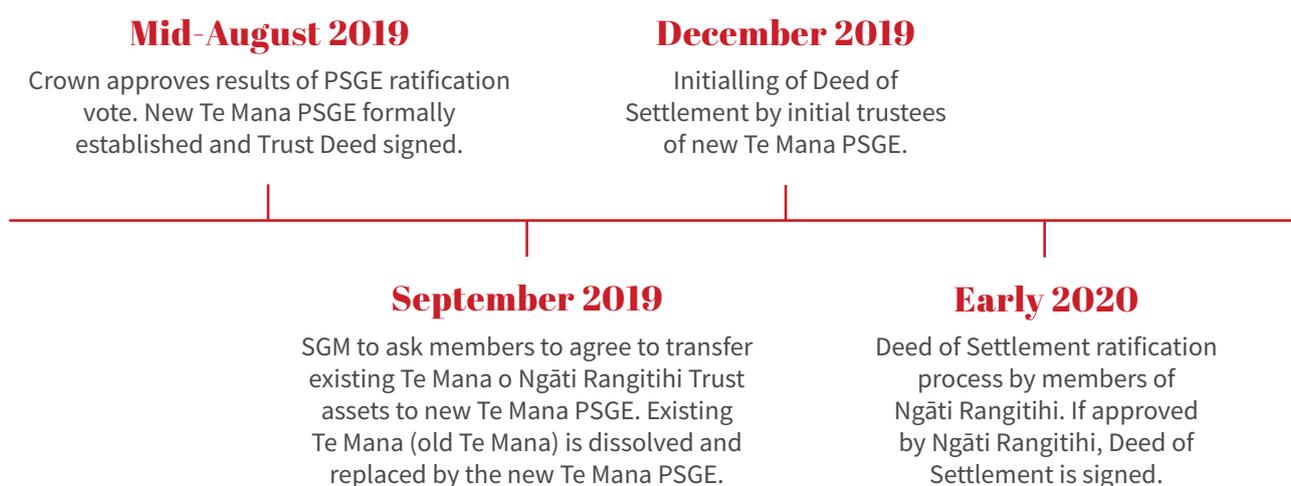
1. Once voting has closed and the votes have been counted by electionz.com, the Independent Returning Officer advises Te Mana o Ngāti Rangitihī Trust of the results.
2. Te Mana then sends the results to Te Arawhiti (formerly known as 'Office of Treaty Settlements'), and Te Puni Kōkiri (TPK).
3. Te Arawhiti and TPK report to the Minister for Treaty of Waitangi Negotiations and Minister for Māori Development. They advise the Ministers if the process was robust and allowed for full participation of members.
4. The Ministers will then advise Te Mana if they consider the voting results to show sufficient support from Ngāti Rangitihī for the three resolutions.

## What is sufficient support?

The Crown does not have a specific percentage for what is 'sufficient support'. Rather, it considers factors such as the number of registered adult members, the percentage of the members that voted, the percentage of the members that voted 'YES', together with how the process was run. From these factors, it makes its decision.

## What happens if there is sufficient support for the PSGE and the other two resolutions?

If the new PSGE is ratified (approved) by Ngāti Rangitihī; there is agreement to transfer the mandate for negotiations to the new PSGE; and there is agreement for the current trustees of the existing Te Mana to be the initial trustees of the new Te Mana PSGE, then our timeline to a deed of settlement ratification is as follows (please note, all dates below are approximate):



## What happens if there is not sufficient support for the PSGE and other two resolutions?

If the new Te Mana PSGE does not get sufficient support from Ngāti Rangitihī registered adult members, it may significantly delay our settlement journey. Te Mana will need to analyse the reasons why there wasn't enough support and report back to registered adult members and the Crown.

# Information Hui

*Come along to our six Information Hui*

We will be holding six Information Hui across Aotearoa. We encourage you, if you can, to attend one of them. The Information Hui will be a great opportunity for you to find out more about the voting process and why we need you to vote. You will also be able to vote at these Hui.

## FIRST HUI - HAMILTON

Saturday 8 June 2019, 4pm - 6pm  
Trust Waikato,  
4 Little London Lane

## SECOND HUI - ROTORUA

Sunday 16 June 2019, 3pm - 5pm  
Novotel Lake End  
Tutanakei St

## THIRD HUI - WELLINGTON

Tuesday 18 June 2019, 6pm - 8pm  
Travelodge  
2 - 6 Gilmer Terrace

## FOURTH HUI - CHRISTCHURCH

Wednesday 19 June 2019, 6pm - 8pm  
Airport Gateway Motor Lodge  
(Pohutakawa Room)  
45 Roydvale Ave

## FIFTH HUI - AUCKLAND

Thursday 20 June 2019, 6pm - 8pm  
Mount Richmond Hotel (Brighton Room)  
676 Mount Wellington Hwy

## SIXTH HUI - MATATĀ

Sunday 23 June 2019, 1pm - 3pm  
Rangitihī Marae





***Kia tu ora ai a Ngāti Rangitihi i runga i tona ake  
rangatiratanga mo ake tonu atu.***

*To enable Ngāti Rangitihi to flourish in perpetuity supported  
by their unique self-determining capabilities.*



# Resolution 1: Post-Settlement Governance Entity (PSGE) and Trust Deed

## Getting your approval

Te Mana signed an Agreement in Principle (AIP) with the Crown on 22 December 2018. This forms the basis of a future deed of settlement to settle the historical Treaty of Waitangi claims on behalf of Ngāti Rangitahi. Negotiations are continuing to reach a deed of settlement which will be presented to Ngāti Rangitahi to vote on in early 2020.

The next step now is to get approval from our iwi members on a new Post-Settlement Governance Entity (PSGE) that is fit-for-purpose to receive the settlement redress. This is a standard part of settlement processes and is an important requirement by the Crown.

### The resolution you are being asked to vote on in relation to our PSGE is:



*“I, as a member of Ngāti Rangitahi, agree that the proposed new Te Mana o Ngāti Rangitahi Trust will be the Post-Settlement Governance Entity to receive and manage all of the historical Treaty of Waitangi settlement redress on behalf of Ngāti Rangitahi.”*

**Te Mana o Ngāti Rangitahi Trust strongly recommends you vote ‘YES’ to this resolution.**

The new Te Mana o Ngāti Rangitahi Trust is the PSGE that the existing Te Mana has agreed on after much consideration. The Crown has also reviewed this to confirm that the Trust meets criteria around transparency, accountability and representation.

It is this new Te Mana PSGE that will receive and administer the settlement redress once our settlement becomes law.

The new Te Mana PSGE will be accountable to Ngāti Rangitahi, and as the existing Te Mana has been doing, the new Te Mana PSGE will keep members updated through regular hui, pānui, and the existing website and Facebook page.

If this PSGE is approved there will be a Special General Meeting (SGM) held later in the year. Iwi members who attend will be asked to vote to transfer the existing Te Mana assets to the new Te Mana PSGE. The existing Te Mana PSGE will then be dissolved.

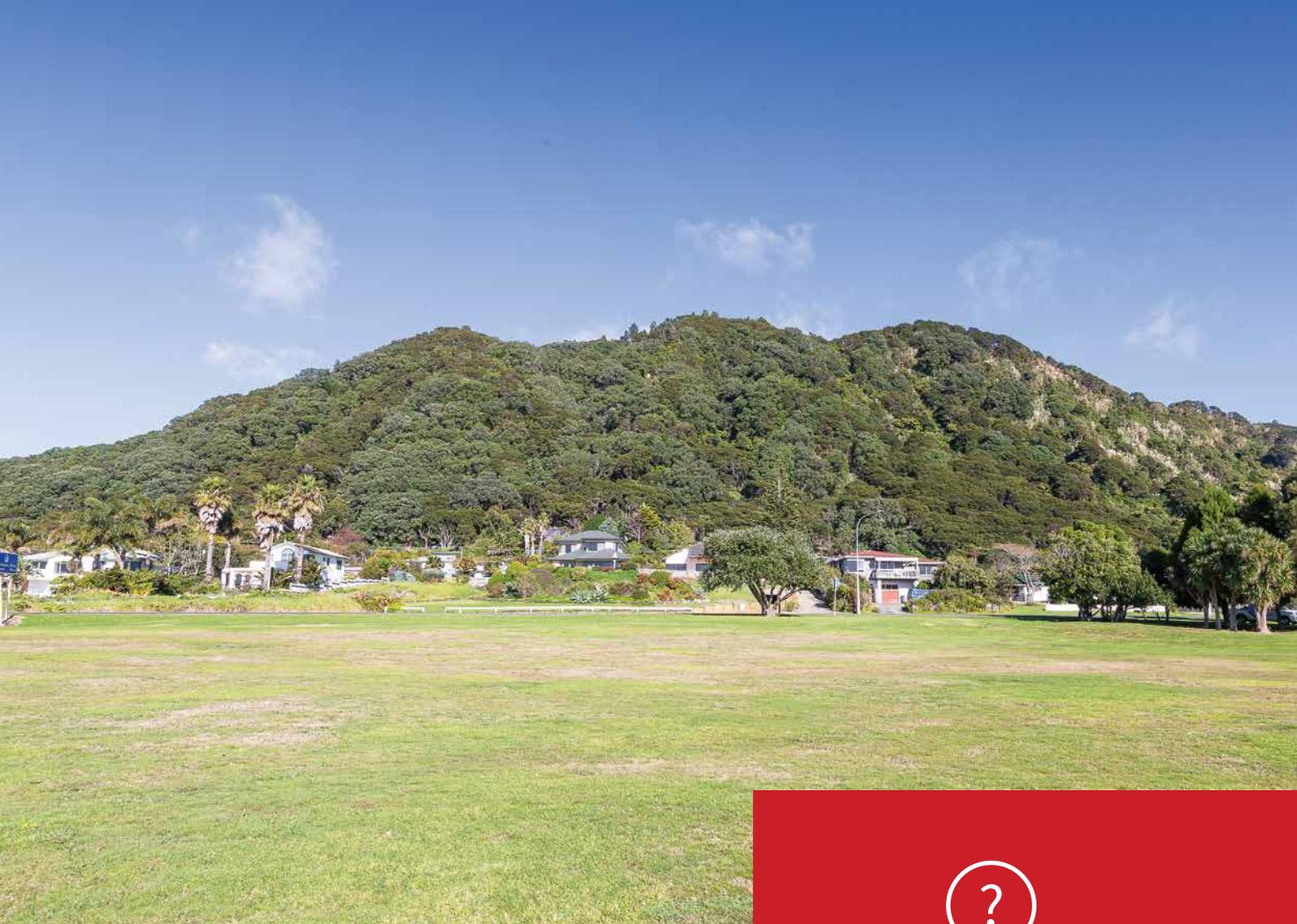
## Why do we need a new PSGE and Trust Deed?

This is an important requirement set by the Crown as part of our settlement journey.

While the existing Te Mana o Ngāti Rangitahi Trust is already set up as a Post-Settlement Governance Entity (PSGE), it was established back in 2009 for the purposes of the CNI settlement – to receive the CNI redress for Ngāti Rangitahi. Since then, the Crown has developed a new standard Trust Deed for individual iwi settlements.

As part of the settlement process, a new Te Mana o Ngāti Rangitahi PSGE with a new Trust Deed must be established that is fit-for-purpose and meets the Crown’s policy requirements. This is a normal part of the settlement process and will enable Ngāti Rangitahi to receive its redress once the settlement becomes law.

**If the new Te Mana PSGE does not get enough support from Ngāti Rangitahi, it may delay our settlement journey.**



## *Why are we ratifying our new PSGE now?*

Ratifying (approving) our PSGE and Trust Deed now means we may not have to elect new trustees in October, under the existing Te Mana Trust Deed, who may potentially stand for less than a full term. We discuss this in more detail on page 19.

The existing Te Mana trustees have a strong understanding of our Treaty settlement negotiations. Having our existing trustees continue as the initial trustees of the new Te Mana PSGE, and transferring the mandate to the new PSGE, will allow us to complete the settlement negotiations we have worked hard for.

We are at a crucial stage in our settlement journey and we are so close to reaching a draft deed of settlement for you to vote on – we need to keep moving forward for the benefit of future generations of Ngāti Rangitahi.



## *What is a PSGE?*

A Post-Settlement Governance Entity (PSGE) is the legal entity a claimant group must ratify (approve) and establish before settlement with the Crown can take place.

The PSGE signs the deed of settlement (once it has been approved by Ngāti Rangitahi members) and is then responsible for receiving, holding, and managing the settlement redress and any future assets on behalf of the members.

## *What is a Trust Deed?*

A Trust Deed is a document that creates and sets out how the Trust will operate.

## How are the new PSGE and Trust Deed different?

Listed below are the key updates that need to be in the new Te Mana PSGE Trust Deed. We have included the detail of what is in the existing Te Mana Trust Deed and alongside each part we have outlined what will be different in the new Te Mana PSGE Trust Deed.

These updates are either changes to existing wording in clauses, removal of certain clauses, and/or new clauses or definitions.

We want to ensure you are aware of all the proposed changes. A full copy of the new Te Mana PSGE Trust Deed, and the existing Te Mana Trust Deed, can be downloaded from our website: [www.ngatirangitihi.iwi.nz](http://www.ngatirangitihi.iwi.nz). Copies of the new Te Mana PSGE Trust Deed are also available at the Te Mana office at 30 Arawa Street, Matatā, and will be available at the Information Hui.

### There are also some updates to the provisions around:

- Disclosures of trustee conflicts of interests;
- Establishment and operation of subsidiaries under the new Te Mana PSGE; and
- Dispute resolution procedures.

KEY CHANGE	EXISTING TE MANA TRUST DEED	NEW TE MANA PSGE TRUST DEED	WHY?
<b>1. Definition of Ngāti Rangitihi</b>			
<b>Definition of Ngāti Rangitihi beneficiaries</b>	Iwi Members - the individuals for the time being who by whakapapa are Ngā uri a Rangiaohia (the descendents of the tipuna Rangiaohia) and includes Whangai of an Iwi Member.	<p><b>Ngāti Rangitihi means:</b></p> <p>(a) the collective group composed of individuals who descend from one or more of Ngāti Rangitihi Ancestors, and</p> <p>(b) every whānau, hapū, or group to the extent that it is composed of individuals referred to in paragraph (1), including the following groups (being hapū of Ngāti Rangitihi):</p> <p>(i) Ngāti Mahi; and</p> <p>(ii) Ngāti Tionga; and the following groups (being historical hapū of Ngāti Rangitihi):</p> <p>(iii) Ngāti Hinerangi</p> <p>(iv) Ngāti Ihu</p> <p>(v) Ngāti Te Whareiti</p> <p>(vi) Ngāti Tutangata</p> <p>(vii) Ngāti Hinehua; and</p> <p>(c) every individual referred to in paragraph (a).</p> <p>A person is “descended” from another person if the first person is descended from the other by:</p> <p>(a) birth; or</p> <p>(b) legal adoption; or</p> <p>(c) Māori customary adoption in accordance with Ngāti Rangitihi’s tikanga (Māori customary values and practices).</p>	<ul style="list-style-type: none"> <li>• Now specifies the 7 hapū, including 5 historic hapū.</li> <li>• Broadens the definition to all who whakapapa to Ngāti Rangitihi.</li> <li>• Ensures the settlement is durable into the future and is for all of Ngāti Rangitihi.</li> <li>• Cannot be changed once approved by Ngāti Rangitihi.</li> </ul>

KEY CHANGE	EXISTING TE MANA TRUST DEED	NEW TE MANA PSGE TRUST DEED	WHY?
<b>2. Election of trustees</b>			
Election cycle	Every two or three years for some trustees under the rotation process	Every three years for all trustees	Whole Board of Trustees must stand for election every three years. Removal of staggered approach means fewer elections are held over the years.
Trustee term of office	5 years	3 years	Trustees must stand for re-election after three years instead of five. Consistent with a three-year election cycle. More frequent elections mean registered members get a say more often in who represents them.
Term limits	Two terms (10 consecutive years), after which trustees must stand down.	No term limits (Trustees may re-stand for election every three years)	Increases the pool of individuals eligible to stand for election as a Trustee.
<b>3. Major Transaction threshold</b>			
<b>Major Transaction threshold</b>  <i>(Threshold requiring a 75% majority of registered beneficiaries who voted at an AGM or SGM to approve a proposed major sale, purchase or borrowing)</i>	50% of assets (about \$5 million now, \$7 million post settlement)	To be set at half the value of the Trust's Assets or more than \$3 million, whichever is the lesser figure.	Registered beneficiaries have a vote at a lower threshold.
			The lower threshold means Ngāti Rangitahi can have a say more often when it comes to Major Transactions.
			The change enables the new Te Mana PSGE to be more conservative on what constitutes a Major Transaction.
<b>4. Charitable entities</b>			
PSGEs and charitable entities	The existing Te Mana o Ngāti Rangitahi Trust may become a charitable trust.	The new Te Mana PSGE may not become a charitable trust.	This is a condition by the Crown to ensure the Settlement is protected for Ngāti Rangitahi beneficiaries, and ensures the benefits that come out of the Settlement will always go to Ngāti Rangitahi.
			Has no impact on the existing Te Mana o Ngāti Rangitahi Charitable Trust entity that allocates funding for charitable purposes in the following categories: community, education, sports, kaumātua.

# Resolution 2: Transfer of mandate to the new Te Mana PSGE

## *Getting your approval*

It is intended that the new Te Mana PSGE will continue the negotiations with the Crown towards a deed of settlement.

So, as part of the current voting process, Ngāti Rangitahi members are being asked to vote on agreeing to transfer the mandate to negotiate the settlement of the Ngāti Rangitahi historical Treaty of Waitangi claims from the existing Te Mana o Ngāti Rangitahi Trust to the new Te Mana PSGE. The new Te Mana PSGE will then complete negotiations with the Crown.

### **The resolution you are being asked to vote on regarding this, is:**



*“I, as a member of Ngāti Rangitahi, authorise the transfer of the mandate to negotiate the settlement of the Ngāti Rangitahi historical Treaty of Waitangi claims from the existing Te Mana o Ngāti Rangitahi Trust to the new Te Mana o Ngāti Rangitahi Trust.”*

**Te Mana strongly encourages you to vote ‘YES’ to this resolution.**



### **Important note:**

The new PSGE and Trust Deed will not change what is included in our Agreement in Principle (AIP), or in our eventual deed of settlement.

We are proposing to keep to the same name for the new PSGE – Te Mana o Ngāti Rangitahi Trust. The name is recognised strongly within Te Arawa. It is upheld by our iwi and neighbouring iwi and is a statement of our ihi, our wehi and our mana as Ngāti Rangitahi.

# Resolution 3: Initial trustees

## Getting your approval

Under the current Te Mana Trust Deed, elections for four new trustees to Te Mana o Ngāti Rangitihī Trust are due to be held in October 2019. However, ratifying (approving) the PSGE now to receive the Treaty settlement redress on behalf of Ngāti Rangitihī means we have the option of deciding whether to:

- 1. Appoint the current trustees of the existing Te Mana as the initial trustees of the new Te Mana PSGE, until elections are held (elections would be held within one year of our deed of settlement being signed, or at the Annual General Meeting in 2022, whichever is sooner); OR**
- 2. Elect four new trustees in October who may serve for less than a full term.**

This is up to registered adult members to decide as part of this ratification process.

**The resolution you are being asked to vote on in relation to the appointment of initial trustees to the new Te Mana PSGE is:**



*I, as a member of Ngāti Rangitihī, agree that the initial trustees of the new Te Mana o Ngāti Rangitihī Trust will be the current trustees of the existing Te Mana o Ngāti Rangitihī Trust.*

**Te Mana strongly encourages you to vote 'YES' to this resolution.**

### Voting YES to the third resolution supports Option 1:

Appoint the current trustees of the existing Te Mana o Ngāti Rangitihī Trust as the initial trustees of the new Te Mana o Ngāti Rangitihī Trust PSGE, until elections are held within one year of our deed of settlement being signed, or at the Annual General Meeting in 2022 (whichever is sooner).

### Voting NO to the third resolution supports Option 2:

Hold Trustee Elections in October 2019 under the existing Te Mana Trust Deed.

#### OPTION 1:

**Appoint the current trustees of the existing Te Mana as the initial trustees of the new Te Mana o Ngāti Rangitihī Trust PSGE, until elections are held within one year of our deed of settlement being signed or at the Annual General Meeting in 2022 (whichever is sooner).**

- This means we would not hold trustee elections in October.
- The initial trustees of the new Te Mana PSGE would be:
  - Leith Comer
  - Donna Semmens
  - Cathy Dewes
  - Merepeka Raukawa-Tait
  - Melanie Cheung
  - Michael Playle
  - Tia Warbrick
- These trustees are the current trustees for the existing Te Mana.

#### OPTION 2:

**Hold Trustee Elections in October 2019 under the existing Te Mana Trust Deed.**

- Four trustees would need to be elected at this election.
- The initial trustees of the new Te Mana PSGE would be:
  - Tia Warbrick
  - Melanie Cheung
  - Michael Playle
  - The four trustees elected in the October 2019 elections.

## *Benefits of appointing the current trustees of the existing Te Mana as the initial trustees of the new Te Mana PSGE*

We are at an important part of our settlement journey and we are so close to reaching a draft deed of settlement for you to vote on.

The existing Te Mana trustees have a strong understanding of our Treaty settlement. Having the existing Te Mana trustees as the initial trustees of the new Te Mana PSGE will ensure we don't lose momentum in our negotiations, and we stay on track to bring you a deed of settlement to vote on in the next 12 months.

Most of our trustees support the signed Agreement in Principle and the negotiations currently taking place to reach a deed of settlement. It is crucial that Te Mana enters the deed of settlement ratification process with at least the majority of trustees being supportive of the Deed.

### **This cannot be guaranteed if we hold an election in October.**

Trustees elected in October 2019 may potentially serve less than a full term before they have to stand for re-election again (likely less than 12 months).

Te Mana believes in being careful with our finances, to protect the settlement for future generations of Ngāti Rangitahi. There are significant costs to running an election in October - approximately \$30,000 - which is a lot, particularly when those elected won't serve a full term.

While Option 2 gives an opportunity for other members of Ngāti Rangitahi to stand for election, it is important to note that they are unlikely to have the detailed knowledge of the negotiations to date needed at this crucial stage of the settlement journey. When we hold the new PSGE trustee elections within one year of the deed of settlement being signed, or at the AGM in 2022, whichever is sooner, other members of Ngāti Rangitahi will have the opportunity to stand for election then.

However, Te Mana wants you to have your say on this matter, which is why you have the opportunity to vote on whether or not the October Trustee elections take place (**resolution 3**).



# Approval of three resolutions

## *What happens if all three resolutions are approved?*

If the new PSGE is approved by Ngāti Rangitihī; there is agreement to transfer the mandate for negotiations to the new PSGE; and there is agreement for the current trustees of the existing Te Mana to be the initial trustees of the new Te Mana PSGE, then our draft timeline to a deed of settlement ratification is as follows (please note, all dates below are approximate):

### **Mid-August 2019**

Crown approves results of PSGE ratification vote. New Te Mana PSGE formally established and Trust Deed signed.

### **December 2019**

Initialling of Deed of Settlement by initial trustees of new Te Mana PSGE.

### **September 2019**

SGM to ask members to agree to transfer existing Te Mana o Ngāti Rangitihī Trust assets to new Te Mana o Ngāti Rangitihī Trust PSGE. Existing Te Mana (old Te Mana) is dissolved and replaced by the new Te Mana PSGE.

### **First quarter 2020**

Deed of Settlement ratification process by members of Ngāti Rangitihī. If approved by Ngāti Rangitihī, Deed of Settlement is signed.

This is an important part of our settlement journey Ngāti Rangitihī! It is really important that you vote and have your say. Te Mana encourages you to vote **YES to all three resolutions** so we can continue moving forward and making progress in our negotiations with the Crown.

Voting **YES** to all three resolutions will mean that we are on track to bring you a deed of settlement to vote on in early 2020.

*Thank you for your support whānau!*

*It's our time to start building a positive future for ngā uri o Ngāti Rangitihī.*

## Contact us

If you have any questions about the settlement process and negotiations, please contact Te Mana at [info@ngatirangitihī.iwi.nz](mailto:info@ngatirangitihī.iwi.nz). For questions relating to the voting process, please contact the Independent Returning Officer, [electionz.com](http://electionz.com).

**EMAIL:** [iro@electionz.com](mailto:iro@electionz.com)

**PHONE:** 0800 666 042 (NZ residents) or 00 64 3 377 3530 (overseas residents)







TE MANA O  
**Ngāti Rangitihi**  
TRUST

