



TE MANA O
Ngāti Rangitahi
TRUST

Hui-a-Iwi

1pm Sunday 19 May 2019

Rangitahi Marae, Matata

Present: Leith Comer, Cathy Dewes, Merepeka Raukawa-Tait, Donna Semmens, Tia Warbrick, Melanie Cheung, Taichi Playle, Te Atawhai Karauria, Tony Wade, Delwyn Rondon, Tiipene Marr, Alana Hunter, Darcy Stoneham, Rita Costar, Monica Te Aonui, Clara Marks-Falwasser, Rangi Webb, Joe Kingi, Gracey Jones, Fay Patrick, Toma Mason, Francis Whata, Ngaire Whata, Harina Rupapera, Peri Perenara, Tunis Perenara, Freda Semmens, Janet Mason, Nick Marr, Roka Cameron, Jody Whata, Tanira Raureti, Kanapu Rangitauira, Thomas Perenara, Bernadette Marks, Bernie Marr, Hemana Waaka, Hiamoe Waaka, Anthony Rondon, Laurie Perenara, Elizabeth Robinson, Peri Marks, Lucy Mason, Shannon Mason-Marks

Apologies: Orini Marr, Caroline Takotohiwi

Mihi: Tiipene Marr and Hemana Waaka

Karakia timatanga: 1.10pm

Leith Comer gave an overview of the hui agenda.

1. Treaty Update

a) Ngāti Rangitahi/ Tūhourangi relationship – Delwyn Rondon

Ngāti Rangitahi has had to come to an agreement with Tūhourangi in order for our claim to go ahead, regarding the land being offered back at Waimangu.

In the early stages, Waimangu had to be taken off the table because there was no agreement with Tūhourangi. Since then, negotiators have met with Tūhourangi on a number of occasions to come to an agreement. We now await a response from Te Arawhiti (formerly known as the Office of Treaty Settlements).

b) Awa Restoration Update - Tiipene Marr

Negotiators met with Ngāti Tūwharetoa Kawerau, Ngāti Awa, the local Councils, Regional Councils and the Rotorua Lakes Council. We are asking for 200k/year to work on a strategy to clean up the awa. The iwi want a Board, not a Joint Advisory Committee, to oversee the clean-up process.

Q: Do the iwi have any role in the resource consent process?

A: They do have a small part, but if an entity was formed under the Local Government Act, it would have a role in the resource consent process.

Tiipene pointed out that the Mills have done a lot to help clean the river up over the years.

c) Tapahoro Update – Leith Comer

Negotiators want the land back but uncertain about the campground as it is currently a liability.

2. New PSGE

Leith – the purpose of today’s hui is about forming the new Post Settlement Governance Entity. In June, the iwi will be receiving a lot of information in the mail and also be able to attend one or more of the hui being held all over the country.

There are three resolutions to vote on:

- the proposed new Te Mana o Ngāti Rangitahi Trust as the Post-Settlement Governance Entity, to receive and manage all of the historical Treaty of Waitangi settlement redress on behalf of Ngāti Rangitahi.
- 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.
- whether 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.

When the new entity has been established, there will be another ratification process on whether the iwi want TMONRT to handle the assets.

3. New Trust Deed

The current Trust Deed is 10 years old and, according to the Crown, is not suitable for this settlement.

Under the current trust deed, there will be an election on October 2019.

Cathy spoke on the hapū which are listed as key hapū of Ngāti Rangitahi. A lot of research had been undertaken. Leith said the uri of Rangiaohia, according to the Crown, was not specific enough so we needed to list all historic and contemporary hapū.

Q: Does the Crown’s definition of hapū help or hinder a settlement?

A: Researchers have made sure to include all historical and contemporary hapū of Ngāti Rangitahi to ensure no one is left out, so it would not hinder our settlement.

a) Changes to the New Trust Deed

Donna said that under the new Trust Deed, trustee rotation will change from a maximum two terms of five years to a three year rotation with trustees not having to stand down.

Q: Why would the trust change rotation so that trustees did not need to stand down.

A: It was better governance to have a three year rotation period and it is up to the people to vote if they are unhappy with the trustees.

There will be a change to the major transaction threshold. It will go from 50% of current total value of assets to half of the value of the assets or \$3M, whichever is the lesser value.

Q: What would happen in ten years' time, when \$3M might be too small a sum?

A: If it goes beyond that figure, it would need to go to a SGM, and get the vote of all the iwi and, at any time, a SGM can be called to change the threshold limit.

Q: how did we get the \$3M figure?

A: the figure was what the Trust paid for Waimangu and seemed a fair sum.

Q: what was the rationale for the \$3M figure and did trustees get advice from financial advisors?

A: Trustees consulted with financial advisors and the Crown and they were happy with the figure.

Q: how was the financial advisors chosen?

A: the Trading Trust was appointed by the trustees, all with good financial background.

Q: Can there be a clause in the Trust Deed to review after 3-5 years?

A: the Trust Deed can be reviewed at a SGM if needed.

The new Trust Deed, according to the Crown, cannot be set up with the main Trust having charitable status, but can still have the Charitable Trust

b) What isn't changing? - Cathy Dewes

The name Te Mana o Ngāti Rangitahi Trust will stay the same. We have built a good reputation as Te Mana o Ngāti Rangitahi Trust. There are established relationships with our neighbouring iwi and Government agencies.

Q: can the assets be moved to an entity of the same name?

A: Yes, a SGM will be held to transfer.

Hemana Waaka stood to tautoko the name Te Mana o Ngāti Rangitahi Trust.

Q: Can the people choose another name?

A: The trustees decided to keep the name for a lot of reasons, but if the people voted against the name, it will go back to the iwi.

Q: If we say yes to all three resolutions, do we say yes to everything in the presentation?

A: You would be saying yes to the resolutions.

A draft Trust Deed is available at the hui. When the final has been approved by the Minister, it will be available at the ratification hui in June, on the website and from the office.

c) Trustee elections option 1 – Tia Warbrick and Merepeka Raukawa-Tait

Under the current Trust Deed, elections for four Trustees are due to be held in October. If those elections were to be held, Leith and Donna would be able to re-stand; Merepeka and Cathy will be required to stand down.

Ratifying the new Te Mana o Ngāti Rangitihi PSGE will give us the option of deciding:

- Whether to appoint the existing trustees as the initial trustees of the new PSGE, until elections are held within one year of the Deed of Settlement being signed or at the 2022 AGM, whichever is sooner.
- Elect four new trustees in October, who may serve less than a full term.

We are at a very important part of the Treaty Settlement journey. The current trustees have a lot of background knowledge and there is stability.

The cost - \$30K and the next election may be within 24 months, costing another \$30K.

Q: Does the Crown want the trustees to stay the same.

A: It is not up to the Crown to say who the trustees should be.

Tia said if four new trustees came on board and they were not happy with the settlement, it could fall over.

Merepeka believed there is a lot of experience on the trust, and she would like to see the settlement through to the end.

Donna said there are many relationships with other entities which trustees have formed relationships with.

d) Trustee elections option 2 – Melanie Cheung

Melanie said option 2 was the best option as it followed the current Trust Deed and Process.

Melanie stated that she and Taichi did not support the signing of the Agreement in Principle.

e) Timeline to Deed of Settlement – Leith Comer

Leith spoke on what would potentially happen if trustee elections were to go ahead in October. If two of the newly elected trustees were not in support of the settlement, it could be withdrawn. Newly elected trustees may not have

f) What is the Ratification Process?

The three resolutions must be ratified by Ngāti Rangitihi voting members through a ratification (voting) process.

There will be information hui held in Auckland, Hamilton, Rotorua, Matata, Wellington and Christchurch in June.

Voting results will go to the Crown to determine if there is sufficient support for the new Te Mana PSGE.

If approved, there will be a Special General Meeting held later in the year for registered members to agree the transfer of existing Te Mana assets to the new Te Mana PSGE.

The existing Te Mana PSGE will then be wound up.

How do i vote?

By post, online and by ballot box at the ratification hui.

Voting opens 8 June and closes 8 July

What will you be asked to vote on?

You will be asked to vote on the three resolutions mentioned earlier, and the results will determine how we will go forward.

Q: What is the policy on registering iwi members?

A: The validation committee meet regularly to consider applications. If the whakapapa isn't clear, more information will be required.

Rita Costar is currently employed to find our whānau who have moved address. Names cannot be listed on the website or Social Media because of the Privacy Act, but people can call in to the office to view names. They will also be available to view at the ratification hui.

Delwyn said there are 5,000 members on the register but our iwi number accepted by the Crown is 9,000 – 12,000. People need to ask their whānau to register.

Vanessa Wiki said if we nominate and vote for trustees, it should be on skillset.

Q: Are we keeping the old trust deed with a few changes or is it a totally new trust deed?

A: We are required to create a new trust deed.

Q: Do all iwi members need to agree if the trust want to spend more than \$3M?

A: There will be a percentage that need to agree.

Karakia whakamutunga: 3.10pm

