



**Far North  
District Council**



**Te Kaunihera o Te Hiku o te Ika**

# **AGENDA**

## **Ordinary Te Kuaka - Te Ao Māori Committee Meeting**


**Monday, 22 April 2024**

**Time: 10:00 am**  
**Location: Council Chambers**  
**Memorial Avenue**  
**Kaikohe**

**Membership:**

Chairperson Harry Burkhardt  
Deputy Chairperson Hilda Halkyard-Harawira  
Kahika - Mayor Moko Tepania  
Kōwhai – Deputy Mayor Kelly Stratford  
Cr Ann Court  
Cr Felicity Foy  
Cr Babe Kapa  
Cr Penetaui Kleskovic  
Cr Steve McNally  
Cr Mate Radich  
Cr Tāmati Rākena  
Cr John Vujcich  
Te Kahu o Taonui Representatives



	<b>Authorising Body</b>	Mayor/Council
	<b>Status</b>	Standing Committee
<b>COUNCIL COMMITTEE</b>	<b>Title</b>	Te Kuaka – Te Ao Māori Committee Terms of Reference
	<b>Approval Date</b>	29 June 2023
	<b>Responsible Officer</b>	Chief Executive

### Kaupapa / Purpose

The purpose of Te Kuaka Committee is to strengthen a Te Ao Māori perspective within Council decision-making across policies and strategies.

To perform his or her role effectively, each member must develop and maintain his or her skills and knowledge, including an understanding of the Committees' responsibilities, and of the Council's business, operations and risks.

### Ngā Huānga / Membership

The Committee will comprise of Mayor and all Councillors as well as 12 iwi representatives nominated through Te Kahu o Taonui.

The Chairperson and Deputy Chairperson roles are to be appointed by the Committee.

Mayor Tepania

Deputy Mayor Kelly Stratford

John Vujcich

Ann Court

Babe Kapa

Felicity Foy

Hilda Halkyard-Harawira

Mate Radich

Penetaui Kleskovic

Steve McNally

Tāmati Rākena

### Kōrama / Quorum

The quorum at a meeting of the Committee is 7 members comprising of 5 FNDC representatives and 2 Te Kahu o Taonui members.

**Ngā Hui / Frequency of Meetings**

The Committee shall meet bi-monthly.

**Ngā Apatono / Power to Delegate**

The Committee may not delegate any of its responsibilities, duties or powers.

**Ngā Herenga Paetae / Responsibilities**

The Committees responsibilities are described below:

- Ensure that the work of Te Kuaka is carried out in a way that enhances the social, economic, cultural, and environmental wellbeing of the Far North District
- **Mahi ngātahi mā te huihui, wānanga** Recommend to Council, aspects of importance to Māori for incorporation into the development of the Strategic documents (e.g. Te Ao Māori Framework, Annual Plan, Long Term Plan, District Plan)
- **Manaaki** To assist Council as appropriate in conducting and maintaining effective, good faith working relationships with the Māori community (e.g. Iwi Hapu Environmental Management Plans)
- Recommend to Council aspects that the Far North District Council could pursue to develop and or enhance Māori capacity to contribute to Council's decision-making processes.

**Ngā Ture / Rules and Procedures**

Council's Standing Orders and Code of Conduct apply to all meetings.



**Far North District Council**  
**Ordinary Te Kuaka - Te Ao Māori Committee Meeting**  
**will be held in the Council Chambers, Memorial Avenue, Kaikohe on:**  
**Monday 22 April 2024 at 10:00 am**

**Te Paeroa Mahi / Order of Business**

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<b>2</b>	<b>Ngā Whakapāha Me Ngā Pānga Mema / Apologies and Declarations of Interest .....</b>	<b>7</b>
<b>3</b>	<b>Ngā Tono Kōrero / Deputation.....</b>	<b>7</b>
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6.5	Te Kuaka- Te Ao Māori Committee Open Resolutions Update April 2024.....	61
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**1 KARAKIA TIMATANGA / OPENING PRAYER****2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST**

Members need to stand aside from decision-making when a conflict arises between their role as a Member of the Committee and any private or other external interest they might have. This note is provided as a reminder to Members to review the matters on the agenda and assess and identify where they may have a pecuniary or other conflict of interest, or where there may be a perception of a conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the meeting or of the relevant item of business and refrain from participating in the discussion or voting on that item. If a Member thinks they may have a conflict of interest, they can seek advice from the Chief Executive Officer or the Manager - Democracy Services (preferably before the meeting).

It is noted that while members can seek advice the final decision as to whether a conflict exists rests with the member.

**3 NGĀ TONO KŌRERO / DEPUTATION**

No requests for deputations were received at the time of the Agenda going to print.

## **4 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES**

### **4.1 CONFIRMATION OF PREVIOUS MINUTES**

**File Number:** A4536221

**Author:** Imrie Dunn, Democracy Advisor

**Authoriser:** Casey Gannon, Manager - Democracy Services

#### **PURPOSE OF THE REPORT**

The minutes are attached to allow the Committee to confirm that the minutes are a true and correct record of the previous meeting.

#### **RECOMMENDATION**

**That Te Kuaka – Te Ao Māori Committee confirm the minutes of the meeting held 22 February 2024 as a true and correct record.**

#### **1) BACKGROUND**

Local Government Act 2002 clause 7 Section 28 states that a local authority must keep minutes of its proceedings. The minutes of these proceedings duly entered and authenticated as prescribed by a local authority are prima facie evidence of those meetings.

#### **2) DISCUSSION AND OPTIONS**

The minutes of the meeting are attached.

Far North District Council Standing Orders Section 27.3 states that “no discussion shall arise on the substance of the minutes in any succeeding meeting, except as to their correctness”.

#### **Reason for the recommendation**

The reason for the recommendation is to confirm the minutes are a true and correct record of the previous meeting.

#### **3) FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**

There are no financial implications or the need for budgetary provision.

#### **ATTACHMENTS**

- 1. 2024-02-22 Te Kuaka - Te Ao Māori Committee Minutes - A4581651** [↓](#) 

**Compliance schedule:**

Full consideration has been given to the provisions of the Local Government Act 2002 S77 in relation to decision making, in particular:

1. A Local authority must, in the course of the decision-making process,
  - a) Seek to identify all reasonably practicable options for the achievement of the objective of a decision; and
  - b) Assess the options in terms of their advantages and disadvantages; and
  - c) If any of the options identified under paragraph (a) involves a significant decision in relation to land or a body of water, take into account the relationship of Māori and their culture and traditions with their ancestral land, water sites, waahi tapu, valued flora and fauna and other taonga.
2. This section is subject to Section 79 - Compliance with procedures in relation to decisions.

Compliance requirement	Staff assessment
State the level of significance (high or low) of the issue or proposal as determined by the <a href="#">Council's Significance and Engagement Policy</a>	This is a matter of low significance.
State the relevant Council policies (external or internal), legislation, and/or community outcomes (as stated in the LTP) that relate to this decision.	This report complies with the Local Government Act 2002 Schedule 7 Section 278.
State whether this issue or proposal has a District wide relevance and, if not, the ways in which the appropriate Community Board's views have been sought.	It is the responsibility of each meeting to confirm their minutes therefore the views of another meeting are not relevant.
State the possible implications for Māori and how Māori have been provided with an opportunity to contribute to decision making if this decision is significant and relates to land and/or any body of water.	There are no implications on Māori in confirming minutes from a previous meeting. Any implications on Māori arising from matters included in meeting minutes should be considered as part of the relevant report.
Identify persons likely to be affected by or have an interest in the matter, and how you have given consideration to their views or preferences.	This report is asking for the minutes to be confirmed as true and correct record, any interest that affect other people should be considered as part of the individual reports.
State the financial implications and where budgetary provisions have been made to support this decision.	There are no financial implications or the need for budgetary provision arising from this report.
Chief Financial Officer review.	The Chief Financial Officer has not reviewed this report.

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Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

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**MINUTES OF FAR NORTH DISTRICT COUNCIL  
ORDINARY TE KUAKA - TE AO MĀORI COMMITTEE MEETING  
HELD AT THE COUNCIL CHAMBERS, MEMORIAL AVENUE, KAIKOHE  
ON THURSDAY, 22 FEBRUARY 2024 AT 10:10 AM**

**PRESENT:** Chairperson Harry Burkhardt, Cr Hilda Halkyard-Harawira, Kahika - Mayor Moko Tepania, Kōwhai – Deputy Mayor Kelly Stratford, Cr Ann Court, Cr Babe Kapa (Virtual), Cr Penetaui Kleskovic, Cr Steve McNally (Virtual), Cr Tāmāti Rākena, Cr John Vujcich, Mori Rapana (Te Runanga a Iwi o Ngāpuhi Representative)

**IN ATTENDANCE:** Phil Grimshaw (Kaitohutohu Taiao Senior Advisor- Te Kahu o Taonui)

**STAFF PRESENT:** Margriet Veenstra (Group Manager- Corporate Services), Tanya Proctor (Head of Infrastructure), Jacine Warmington (Group Manager- Strategic Relationships), Ruben Garcia (Group Manager- Community and Engagement), Llani Harding (Manager- Te Hono), Marlema Baker (Te Kuaka- Te Ao Māori Coordinator- Democracy Services), Jude Campbell (Principal Advisor- Te Hono), Piripi Rākena (Kaiarahi Kaupapa Māori- Te Hono), Dena-Maree Hemara (Kaiarahi Kaupapa Māori- Te Hono), Casey Gannon (Manager- Democracy Services), Imrie Dunn (Democracy Advisor)

**1 KARAKIA TIMATANGA / OPENING PRAYER**

At 10:10 am Chair Burkhardt commenced the meeting, Cr Rākena opened with a karakia.

**2 NGĀ WHAKAPĀHA ME NGĀ PĀNGA MEMA / APOLOGIES AND DECLARATIONS OF INTEREST**

**APOLOGY**

**RESOLUTION 2024/1**

Moved: Cr John Vujcich

Seconded: Cr Tāmāti Rākena

**That the apology received from Cr McNally be accepted and leave of absence granted.**

**CARRIED**

**3 NGĀ TONO KŌRERO / DEPUTATION**

Nil

**4 NGĀ KŌRERO A TE HEAMANA / CHAIRPERSON ANNOUNCEMENTS**

*Chairperson Harry Burkhardt gave all members of Te Kuaka a chance to give an update.*

Deputy Chair Hilda Halkyard- Harawira:

- acknowledged everyone in the room today and gave greetings for the new year
- acknowledged those who had recently passed
- updated members of the meeting they had in Rawene with Te Puna o Kupenuku.

Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

Kahika Moko:

- Gave his apologies for not being at the meeting in person as he was unwell.
- Acknowledges that FNDC are in the Northland Age regarding the Representation Review - Nga Tai o Tokerau Districtwide Māori Ward, and seeking of feedback to split that ward from a single ward to two geographic ward boundaries. Consultation is live of the FNDC website, and closes 31st March 2024.
- Also noted the Rep Review Consultation mentions whether far northerners would support Iwi representatives to have voting rights on Council, which is something that other Councils are doing.

Chairperson Harry Burkhardt:

- On 15 February 2024 Te Kahu o Taonui met, and confirmed their commitment to “lean into” it’s commitments with the FNDC. Te Kuaka Committee is one piece of strategic work that Te Kahu o Taonui is keen to balance over the next 12 months.
- Discussed the thought process on what Te Kuaka can offer, and on behalf of Te Kahu o Taonui are looking forward to leaning into this.
- Te Kuaka will be meeting by-monthly to ensure we have more information on our agendas

## 5 TE WHAKAAETANGA O NGĀ MENETI O MUA / CONFIRMATION OF PREVIOUS MINUTES

### 5.1 CONFIRMATION OF PREVIOUS MINUTES

Agenda item 4.1 document number A4561988, pages 8 - 14 refers

#### RESOLUTION 2024/2

Moved: Cr Tāmāti Rākena

Seconded: Cr John Vujcich

**That Te Kuaka – Te Ao Māori Committee confirm the minutes of the meeting held 28 November 2023 are true and correct.**

*Note: Report item 7.2 Ratings Relief Policy Amendments, in the 28 November 2023 meeting minutes requested that a report be brought to the 22 February 2024 Te Kuaka Te Ao Māori Committee, this was not received as required in part b) of the resolution.*

**CARRIED**

*At 10:45am Chairperson Harry Adjourned the meeting to allow for staff consultation*

*At 11:17am meeting was resumed*

## 6 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

### 6.1 MEMORANDUM OF UNDERSTANDING (MOU) PROCESS REVIEW

Agenda item 5.1 document number A4574353, pages 15 - 17 refers

#### RESOLUTION 2024/3

Moved: Cr Hilda Halkyard-Harawira

Seconded: Cr Tāmāti Rākena

**That the Te Kuaka – Te Ao Māori Committee receive the report Memorandum of Understanding (MOU) Process Review.**

Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

Abstained: Cr Ann Court

**CARRIED**

## 6.2 TE PAE O UTA TE AO MĀORI FRAMEWORK AND TE REO AND TIKANGA - UPDATE

Agenda item 5.2 document number A4574343, pages 18 - 98 refers

### RESOLUTION 2024/4

Moved: Cr Penetaui Kleskovic

Seconded: Cr Tāmāti Rākena

**That the Te Kuaka – Te Ao Māori Committee note the report Te Pae o Uta Te Ao Māori Framework and Te Reo and Tikanga - Update.**

Abstained: Cr Ann Court

**CARRIED**

*At 11:31 am, Cr Ann Court left the meeting.*

*At 11:32 am, Cr Ann Court returned to the meeting.*

## 6.3 IWI HAPU MANAGEMENT PLANS REFRESH UPDATE

Agenda item 5.3 document number A4576303, pages 99 - 100 refers

### RESOLUTION 2024/5

Moved: Cr Hilda Halkyard-Harawira

Seconded: Cr John Vujcich

**That the Te Kuaka – Te Ao Māori Committee receive the report Iwi Hapu Management Plans Refresh Update.**

**CARRIED**

## 6.4 TE KUAKA TE AO MAORI COMMITTEE - RESOLUTIONS ESCALATED TO COUNCIL IN 2023 - UPDATE

Agenda item 5.4 document number A4574339, pages 101 - 105 refers

### RESOLUTION 2024/6

Moved: Cr John Vujcich

Seconded: Kōwhai – Deputy Mayor Kelly Stratford

**That the Te Kuaka – Te Ao Māori Committee receive the report Te Kuaka Te Ao Maori Committee - Resolutions Escalated to Council in 2023 - Update.**

**CARRIED**

## 6.5 TE KUAKA- TE AO MĀORI COMMITTEE OPEN RESOLUTIONS UPDATE FEBRUARY 2024

Agenda item 5.5 document number A4574035, pages 106 - 110 refers

### RESOLUTION 2024/7

Moved: Cr Tāmāti Rākena

Seconded: Kōwhai – Deputy Mayor Kelly Stratford

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Ordinary Te Kuaka - Te Ao Māori Committee Meeting Minutes- **Unconfirmed** 22 February 2024

**That Te Kuaka - Te Ao Māori Committee:**

- a) receive the February open resolution report;
- b) request an extraordinary workshop in urgency due to Long-Term Plan timeline constraints to enable EMs to discuss the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt;
- c) recommend that Council direct CEO to include the consultation item for the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt as part of this Long-Term Plan consultation document.

*Note: Democracy Services will follow up on the Open Resolutions that were not included on the February register.*

**CARRIED**

**7 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER**

At 11:58 am Cr Kleskovic closed the meeting with a karakia.

**8 MEETING CLOSE**

The meeting closed at 11:58am.

The minutes of this meeting will be confirmed at the Ordinary Te Kuaka - Te Ao Māori Committee Meeting held on 22 April 2024.

.....  
**CHAIRPERSON**

## 5 NGĀ PŪRONGO / REPORTS

### 5.1 AROTAKE WHAKAAHUATANGA TANGATA - REPRESENTATION REVIEW 2024 UPDATE

**File Number:** A4635954

**Author:** Casey Gannon, Manager - Democracy Services

**Authoriser:** Jacine Warmington, Group Manager - Strategic Relationships

#### TAKE PŪRONGO / PURPOSE OF THE REPORT

Provide Te Kuaka Te Ao Māori Committee (Te Kuaka) with an update on the 2024 Representation Review and request support for the continuation of Ngā Tai o Tokerau Māori Ward as one district-wide ward; and endorsement for a submission to the Local Electoral Māori Wards and Constituencies Amendment Bill select committee which articulates the abhorrence for unnecessary legislative changes.

#### WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

- Territorial Authorities are required to conduct a Representation Review at least once every six years. Far North District Council conducted a full Representation Review in 2021 and have chosen to do another at three years.
- A Representation Review is a review of Council membership and basis of election, total number of Councillors, and how Councillors are elected (wards, district-wide, mix).
- If Council decide to be represented by wards the Representation Review considers how many wards, boundaries, names and the number of councillors to each.

#### TŪTOHUNGA / RECOMMENDATION

**That the Te Kuaka – Te Ao Māori Committee recommend that Council:**

- a) support the continuation of Nga Tai o Tokerau Māori Ward as one district-wide ward; and**
- b) endorse a submission to the Select Committee on the Local Electoral Māori Wards and Constituencies Amendment Bill articulating the abhorrence for unnecessary legislative changes.**

#### TĀHUHU KŌRERO / BACKGROUND

The 2021 Representation Review included but is not exclusive to: the introduction of one district wide Nga Tai o Tokerau Māori Ward, minor boundary changes throughout the district, and other community board subdivision changes (ie the separation of the Kerikeri/Waipapa subdivision into two subdivisions Kerikeri subdivision and Waipapa subdivision). One boundary change in the 2021 Representation Review included a shift of Awanui township into the Whatuwhiwhi subdivision and removed Awanui from the North Cape subdivision.

The 2024 Representation Review began in September 2023 with a workshop that resulted in three key consultation areas:

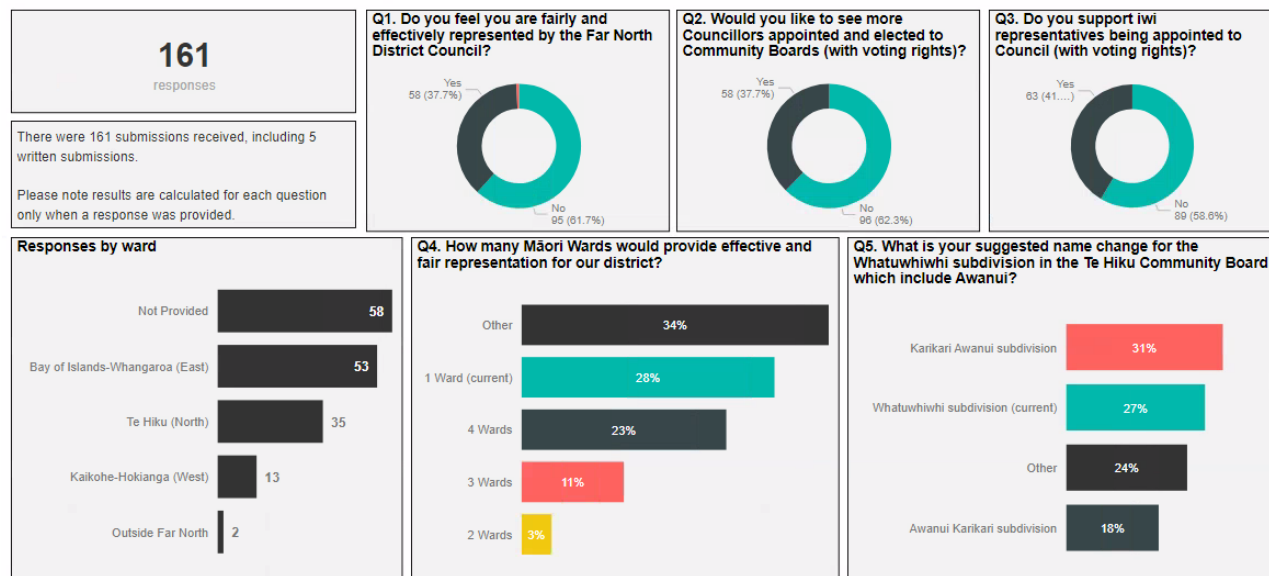
- Nga Tai o Tokerau Māori Ward boundary (current legislation allows for up to four Māori wards)
- Name change Whatuwhiwhi subdivision
- Number of councillors appointed to community boards

Wednesday 20 September 2023	Council workshop 1 (overview)
December 2023 – March 2024	Iwi and community consultation
Tuesday 9 April 2024	Council workshop 2 (summary of consultation, development of scenarios)

At the 9 April 2024 Representation Review workshop the informal feedback data (attachment 1) was discussed.

## Arotake Whakaahuatanga Tangata - Representation Review 2024

The Representation Review 2024 is your chance to think about how Far North District Council can represent your community in a fair and effective way.



## MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS

The timetable for the remainder of the 2024 Representation Review is as follows:

<b>Thursday 9 May 2024</b>	<b>Council meeting (Initial Proposal Resolution)</b>
Thursday 16 May – Monday 17 June 2024	Submission period (1 month)
Tuesday 9 and Wednesday 10 July 2024	Submission hearings
July (TBC)	Council workshop 3 (summary of submissions/deliberations)
<b>Thursday 8 August 2024</b>	<b>Council meeting (Final Proposal Resolution)</b>
Monday 12 August – Thursday 12 September 2024	Appeal/objection period (1 month)
End of September	Forward material to LGC (if required) or public notice of basis of election

**NOTE: LGC = Local Government Commission**

### Māori Ward update:

Central Government plans to introduce a Local Electoral Māori Wards and Constituencies Amendment Bill.

Contained within the bill are statements which indicate this Bill would require:

- Councils that established Māori wards or constituencies without a poll to either:
  - conduct poll on Māori wards or constituencies alongside the 2025 elections or
  - resolve to disestablish Māori wards or constituencies

- reintroducing the ability for electors to demand poll if Council introduces Māori wards or or constituencies, effective from 2025 (this was removed in 2021).

The estimated timeline for this Bill to be enacted is as follows:

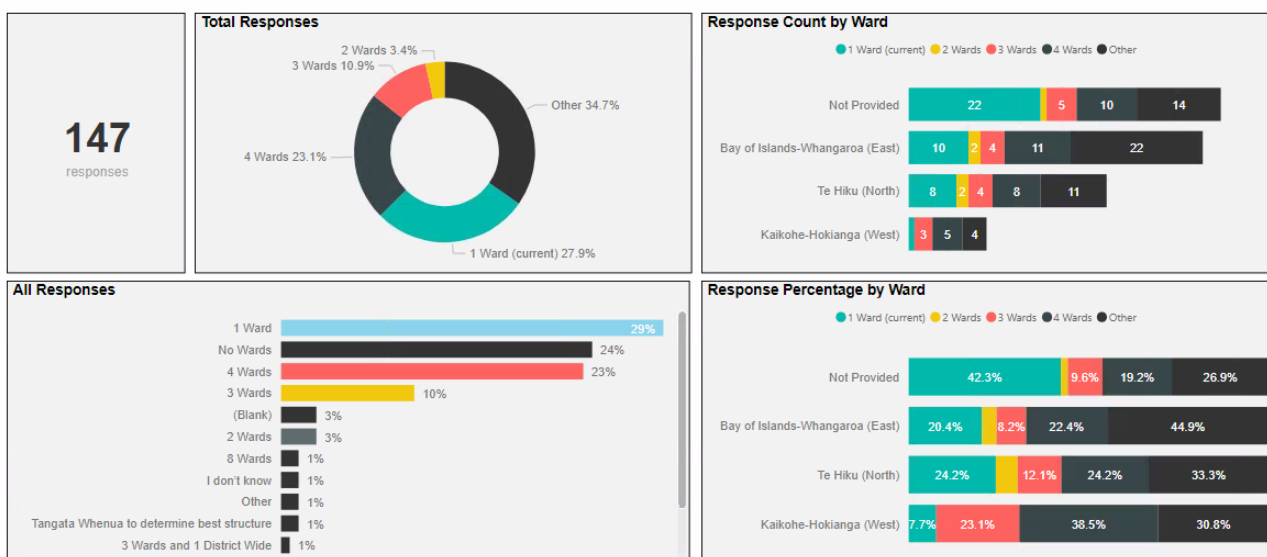
- introduction in May 2024
- 4 weeks in select committee June 2024
- enacted late July 2024

In response to the data received during the Representation Review informal feedback period and the actions that came out of the Representation Review workshop facilitated by Dale Ofoske (Far North District Council Electoral Officer-Election Services) held 9 April 2024 a submission to the select committee on the Local Electoral Māori Wards and Constituencies Amendment Bill was discussed as one way to participate in the process for proposed changes to legislation.

The current four Nga Tai o Tokerau, Māori Ward councillors agree that a continuation of the one district wide Māori ward is preferred which aligns with the data received in submissions during informal feedback period.

#### How many Māori Wards would provide effective and fair representation for our district?

Currently, Māori Ward councillors are elected at large (to represent the whole district). There is an option to have more than one Māori Ward (up to four).



Council will be making a decision on the 2024 Representation Review Initial Proposal at the 9 May 2024 Council meeting. The initial proposal report will include the following key points:



- six population variations based on current arrangements (attachment 2) (anything outside of the +/- 10% rule must be forwarded to the Local Government Commission for determination)
- name change for Whatuwhiwhi subdivision
- number of councillors appointed to community boards

The decision made based on the informal feedback received during the informal feedback period is to keep the Nga Tai o Tokerau Māori Ward as one district wide ward means that the number of Māori wards is no longer required to be a part of the initial proposal as it will remain as the status quo.

#### PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION

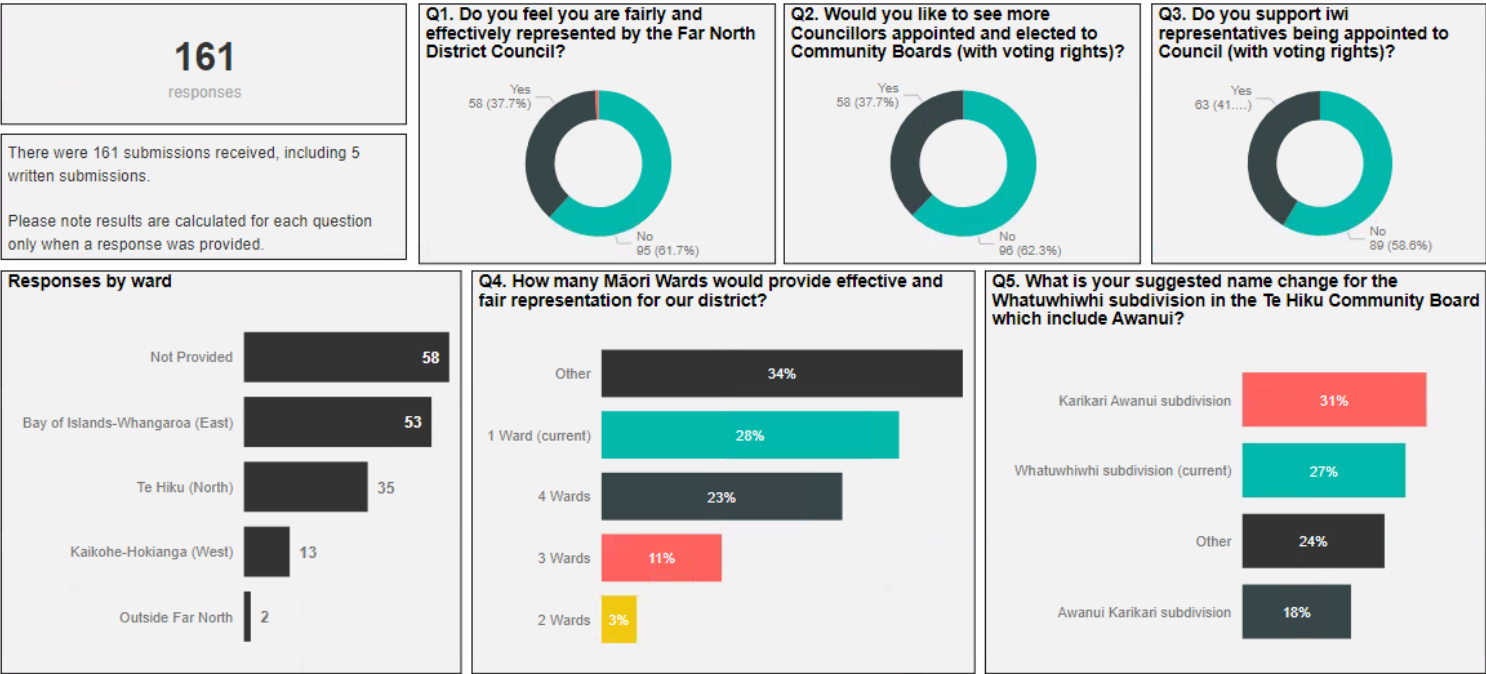
There are no financial implications or need for budgetary provision in receiving this report.

## ĀPITIHINGA / ATTACHMENTS

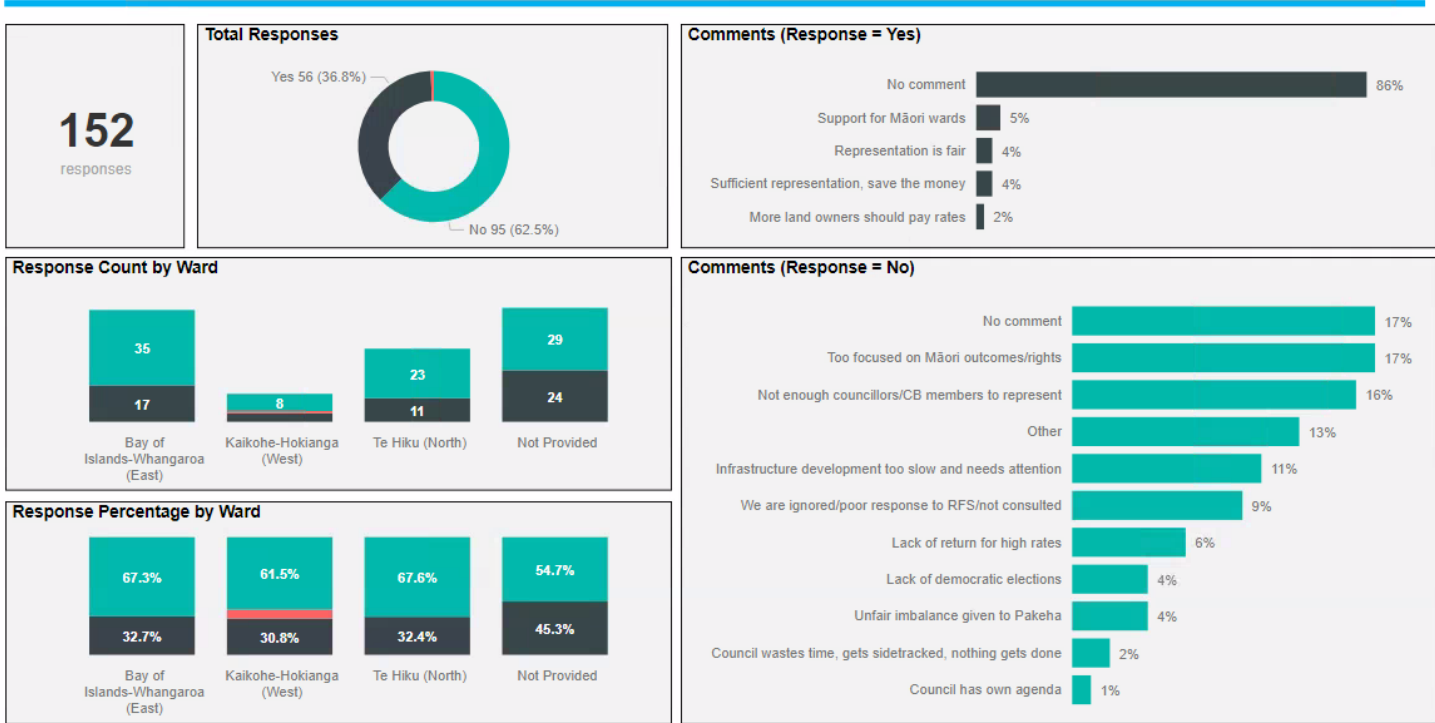
1. **Arotake Whakaahuatanga Tangata - Representation Review 2024 - Informal Feedback Data - A4659009** [↓](#) 
2. **Arotake Whakaahuatanga Tangata - Representation Review 2024 Current Arrangements - Six Variations - A4659008** [↓](#) 

## Arotake Whakaahuatanga Tangata - Representation Review 2024

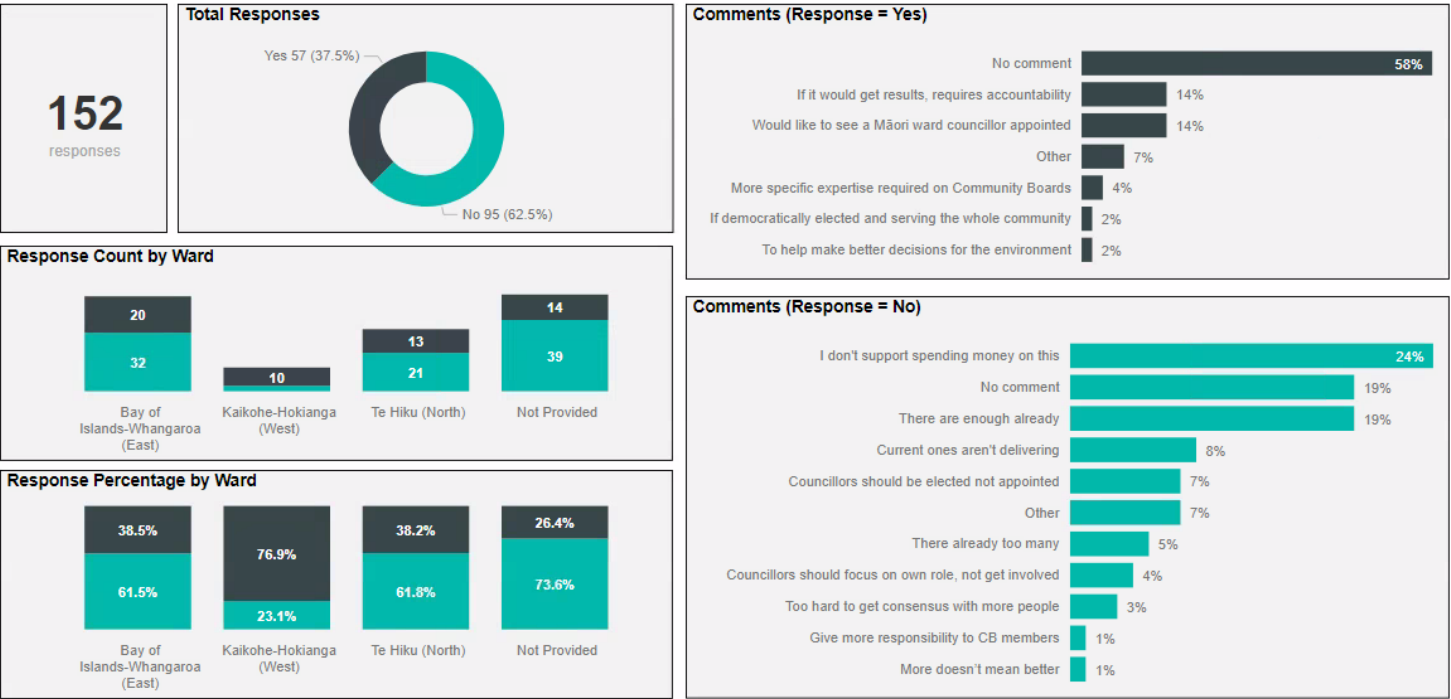
The Representation Review 2024 is your chance to think about how Far North District Council can represent your community in a fair and effective way.



Do you feel you are fairly and effectively represented by the Far North District Council?

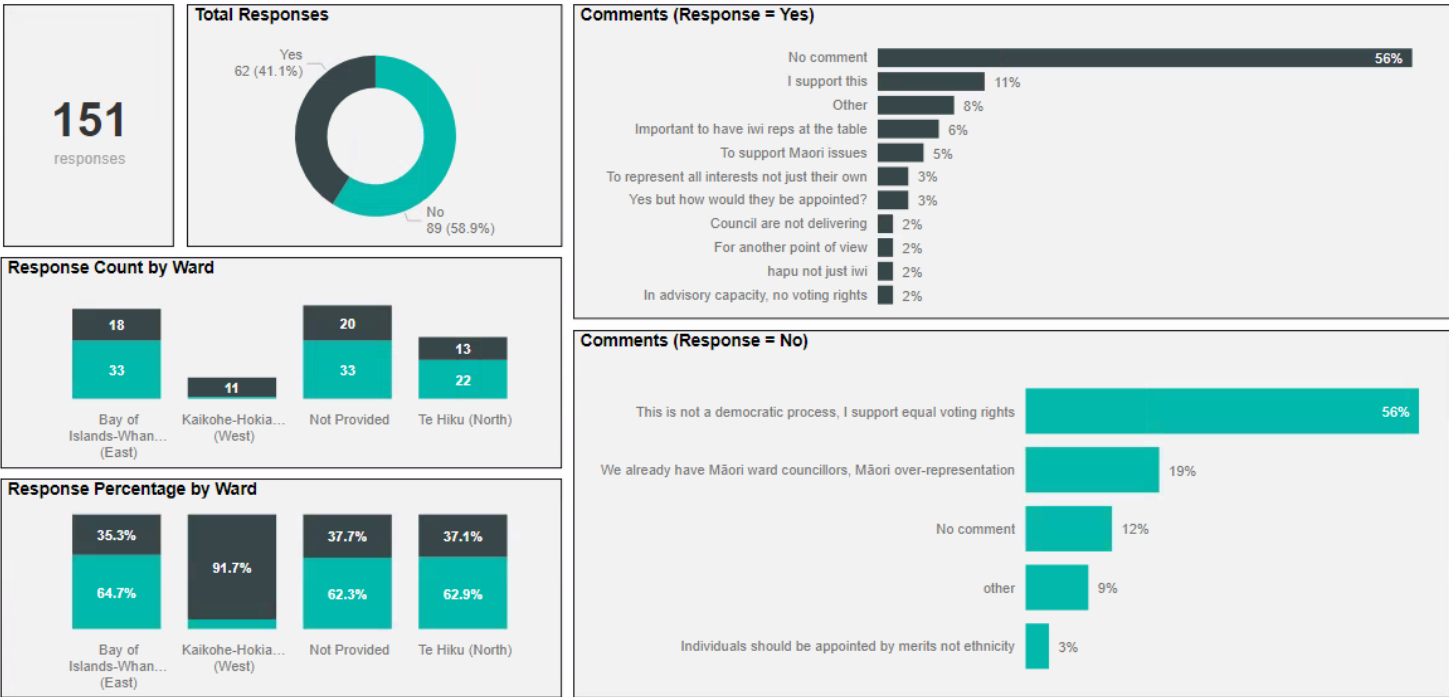


Would you like to see more Councillors appointed and elected to Community Boards with voting rights?



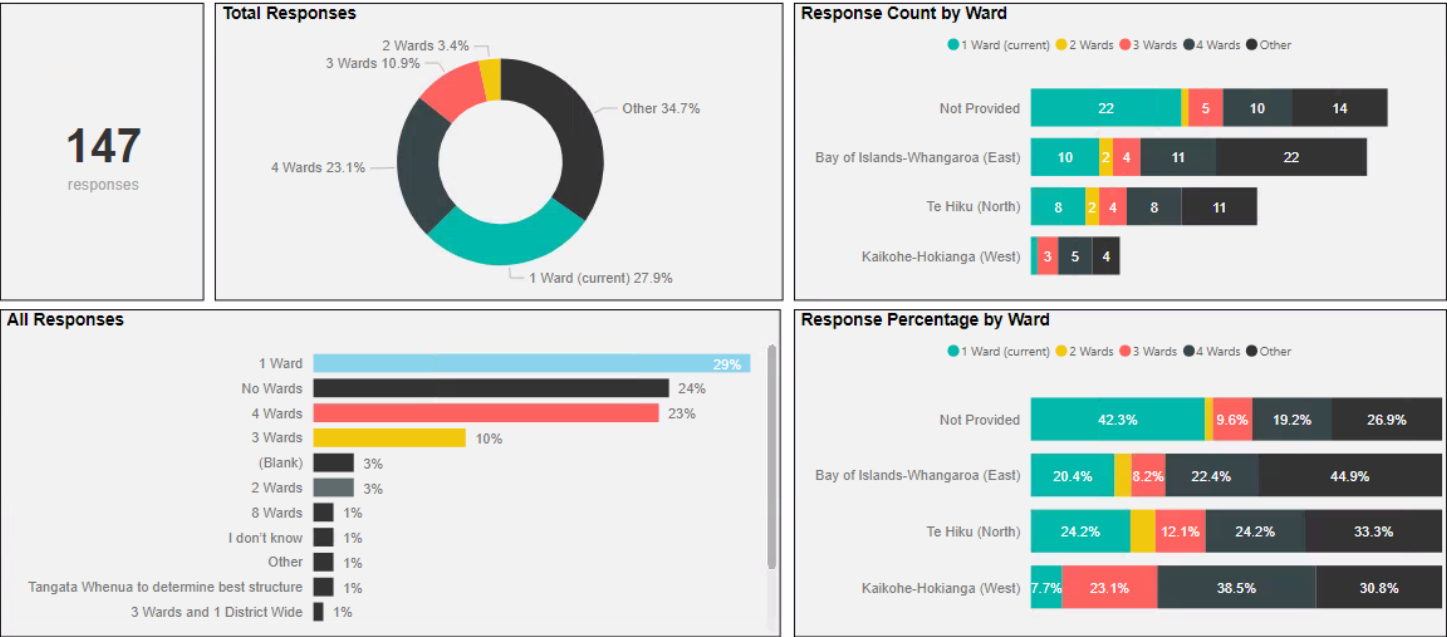


Do you support iwi representatives being appointed to Council (with voting rights)?



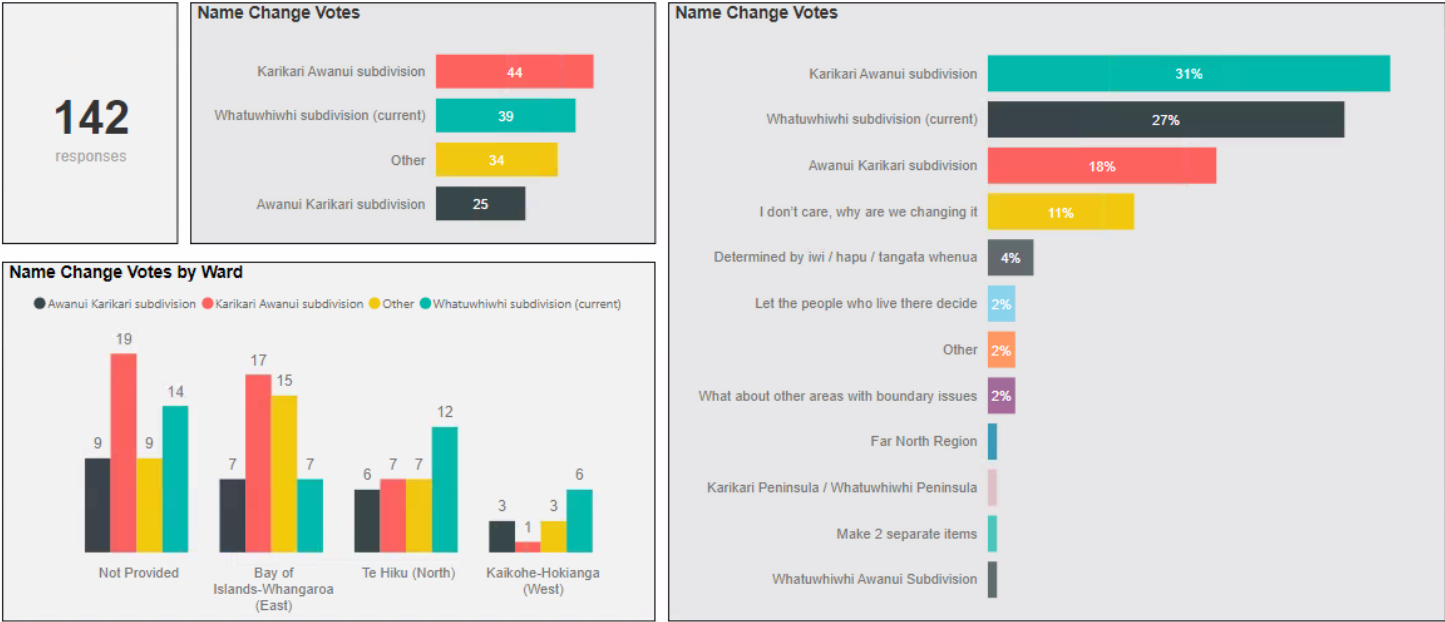
How many Māori Wards would provide effective and fair representation for our district?

Currently, Māori Ward councillors are elected at large (to represent the whole district). There is an option to have more than one Māori Ward (up to four).



Whatuwhiwhi Subdivision Name Change

We are considering a name change for the Whatuwhiwhi subdivision in the Te Hiku Community Board, which includes Awanui. What is your suggested name change?

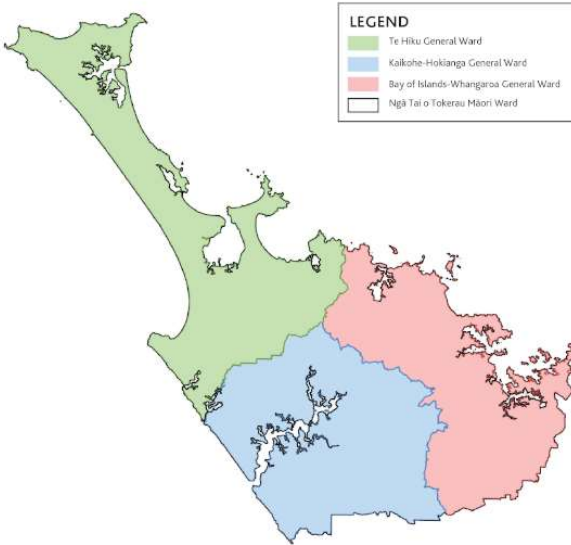


# Current arrangements - wards

Wards	Population	Members	Population-member ratio	Difference from quota	% Difference from quota
Te Hiku General Ward	13,900	2	6,950	-1,127	-13.95
Bay of Islands-Whangaroa General Ward	26,500	3	8,833	757	9.37
Kaikohe-Hokianga General Ward	8,060	1	8,060	-17	-0.21
Total	48,460	6	8,077*		

\*plus/minus 10% range 7,269 – 8,884  
Population Estimates 6/23

Ngā Tai o Tokerau Māori Ward	26,300	4	6,575		
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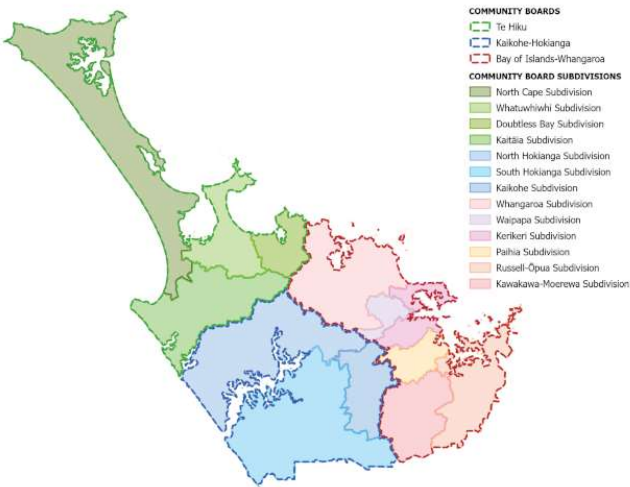


# Current arrangements – community boards

Te Hiku Community Board Subdivision	Population	Members	Population- member ratio	Difference from quota	% Difference from quota
North Cape Subdivision	3,370	1	3,370	-507	-13.07
Whatuwhiwhi Subdivision	3,880	1	3,880	3	0.09
Doubtless Bay Subdivision	4,310	1	4,310	433	11.18
Kaitāia Subdivision	11,700	3	3,900	23	0.60
Total	23,260	6	3,877*		

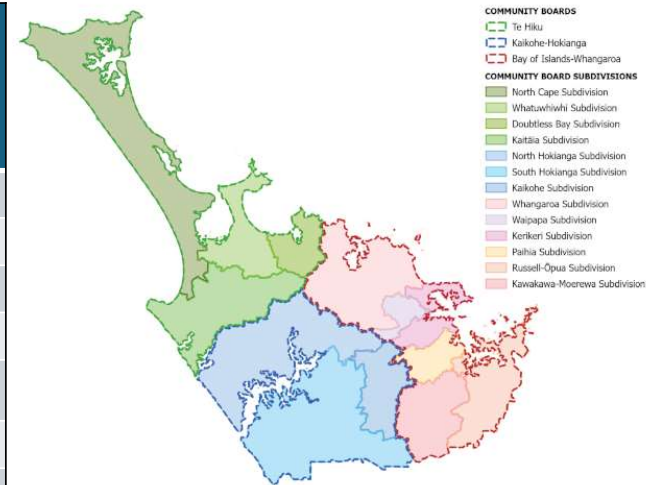
\*plus/minus 10% range 3,489 – 4,264  
Population Estimates 6/23

Plus one appointed member from the Te Hiku General Ward



## Current arrangements – community boards

Bay of Islands-Whangaroa Community Board Subdivision	Population	Members	Population-member ratio	Difference from quota	% Difference from quota
Whangaroa Subdivision	4,350	1	4,350	-617	-12.42
Waipapa Subdivision	5,070	1	5,070	103	2.07
Kerikeri Subdivision	10,800	2	5,400	433	8.71
Paihia Subdivision	5,320	1	5,320	353	7.10
Kawakawa-Moerewa Subdivision	5,080	1	5,080	113	2.27
Russell-Ōpua Subdivision	4,150	1	4,150	-817	-16.45
<b>Total</b>	<b>34,770</b>	<b>7</b>	<b>4,967*</b>		



- plus/minus 10% range 4,470 – 5,464
- Population Estimates 6/23

Plus one appointed member from the Bay of Islands-Whangaroa General Ward



[www.electionservices.co.nz](http://www.electionservices.co.nz)

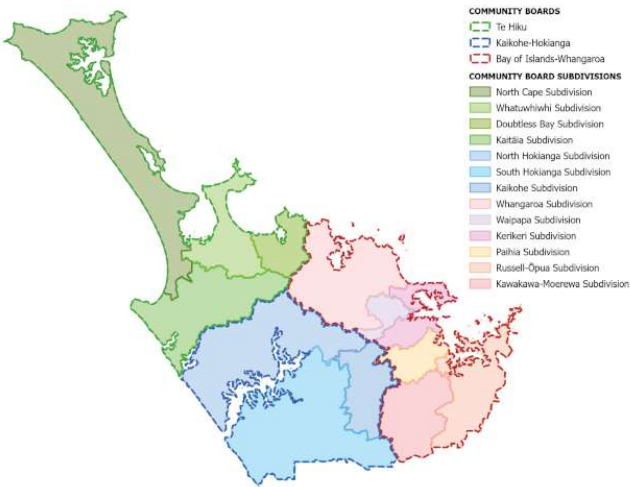


# Current arrangements – community boards

Kaikohe-Hokianga Community Board Subdivision	Population	Members	Population-member ratio	Difference from quota	% Difference from quota
North Hokianga Subdivision	2,700	1	2,700	-90	-3.23
South Hokianga Subdivision	4,870	2	2,435	-355	-12.72
Kaikohe Subdivision	9,170	3	3,057	267	9.56
Total	16,740	6	2,790*		

- plus/minus 10% range 2,511 – 3,061
- Population Estimates 6/23

Plus one appointed member from the Kaikohe-Hokianga General Ward



## 6 NGĀ PŪRONGO TAIPITOPITO / INFORMATION REPORTS

### 6.1 MEMORANDUM OF UNDERSTANDING UPDATE REPORT

**File Number:** A4650704

**Author:** Dena-Maree Hemara, Kaiarahi Kaupapa Maori

**Authoriser:** Jacine Warmington, Group Manager - Strategic Relationships

#### TAKE PŪRONGO / PURPOSE OF THE REPORT

To update Te Kuaka Te Ao Māori Committee (Te Kuaka) on the current Memorandum of Understanding (MOU) roadshow and relationship hui/meetings with our Iwi partners.

To present and review the actions and outcomes for each Iwi and hapu.

#### WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY

- Far North District Council (FNDC) Elected Members and Chief Executive (CE) Guy Holroyd have begun discussions/kōrero with Iwi and Hapū partners to refresh the relationships.
- A number of hui/meetings have been held across the district achieving the first step in extending our partnerships and forming the basis for strong relationships moving forward.
- These have been quite successful and well attended and supported by Group Managers and staff of Council.

#### TŪTOHUNGA / RECOMMENDATION

**That the Te Kuaka – Te Ao Māori Committee receive the report Memorandum of Understanding Update Report.**

#### TĀHUHU KŌRERO / BACKGROUND

CEO Guy Holroyd has expressed support for a review of the existing MOU agreement and has proposed a Collective Charter as an effective alternative to the MoU Agreement.

#### MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION

Ngāti Whātua, Ngātiwai, Ngāti Hine, Ngāti Rēhia, Te Whiu Hapū, Te Rūnanga o Whaingaroa, Te Aupōuri.

Common themes:

- A willingness to have further discussions towards a relationship document/MOU/Charter.  
Te Hono are currently liaising with Iwi and Hapū for further clarification on action points and discussing the draft MOU/relationship documents.
- Interest expressed in the procurement of contracts and infrastructure.  
There is potential for local Iwi/Hapū owned entities to subcontract to successful contractors but there are also opportunities for Iwi/Hapū owned entities to bid for their own contracts.
- Allowing Iwi and Hapū to participate in decision-making and prioritisation on roading needs.
- Mana Whakahono ā Rohe relationships were repeatedly raised in these meetings/hui.  
Te Hono explained that under the Local Government Act, FNDC are required to engage with Iwi however the legislation does not provide the same for Hapū level relationships and engagements within the Mana Whakahono framework.



- A number of our Hapū and Iwi partners have asked for further discussion on specific areas for example housing and economic investment opportunities for Iwi and Hapū members to further their development. Te Hono is capturing these topics to pursue in follow-up hui.
- Ngāti Hine is interested in reviewing the work-plan they previously submitted, with council.
- Rating of “unproductive and/or landlocked” land was a hot topic for most Hapū with rating relief also being discussed.
- All Hapū and Iwi groups were invited to participate in the Representation Review regarding Māori Wards.

### **Te Roroa**

Te Roroa is an Iwi from the region between the Kaipara Harbour and the Hokianga Harbour in Northland. They are part of the Iwi Local Government Agencies Chief Executive Forum (ILGACE) and represented by Taoho (Snow) Tane.

Te Roroa met with FNDC staff and CE Guy Holroyd on 1st December 2023, to discuss a working relationship between the two organisations under an MOU.

Discussions included;

- Recognising He Whakaputanga o te Rangatiratanga o Nu Tireni (Declaration of Independence) and Te Tiriti o Waitangi (Treaty of Waitangi) as the founding covenants of Te Taitokerau and Aotearoa respectively.
- Focus on roading in the Te Roroa rohe/area, and housing/papakāinga restoration for Waipoua Forest.
- Te Taiao (The Environment), revitalisation of the cultural, economic and social potential of the people of Te Roroa.
- Establishment of a Memorandum of Understanding between FNDC and Te Roroa.

### **Ngāti Kahu**

Ngāti Kahu is one of the six Muriwhenua Iwi based in the Far North. It is a part of the Iwi, Local Government Agencies Chief Executive Forum (ILGACE Forum) and represented by Margaret Mutu (Chair) and Bardia Matiu (CEO).

Ngāti Kahu met with elected members, CE Guy Holroyd and Council staff on 25<sup>th</sup> Jan 2024, to discuss a working relationship between the two organisations under an MOU.

- Ngāti Kahu in general supports an MOU but is more interested in Council gaining support directly from Hapū, first.

### **NEXT STEPS**

Te Hono will continue to provide administration support and meet with Iwi and Hapū partners regarding MOU discussion.

Scheduled Hui alongside Iwi include:

- Te Rūnanga a Iwi o Ngāpuhi – 24 April 2024
- Te Rarawa – to be confirmed
- Ngāti Kuri – to be confirmed
- Ngai Takoto - to be confirmed

Te Hono will also move into post-hui discussions by tabling draft Memorandums of Understanding and draft Work Programmes to action with Iwi and Hapū representatives.

**PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**

There are no financial implications for this paper.

**ĀPITI HANGA / ATTACHMENTS**

Nil

## 6.2 TE PAE O UTA TE AO MAORI FRAMEWORK PROGRESS UPDATE

**File Number:** A4653189

**Author:** Jude Campbell, Principal Advisor

**Authoriser:** Jacine Warmington, Group Manager - Strategic Relationships

### TAKE PŪRONGO / PURPOSE OF THE REPORT

To provide a progress update and the timeline of the Te Pae o Uta implementation plan, including up-to-date supporting documentation.

### WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

The Far North District Council (FNDC) adopted the Te Pae o Uta Framework in the Council hui (resolution 2023/8 dated 7 September 2023). The overall principles for Council in respect of the Te Pae o Uta are to:

- Recognise He Whakaputanga o te Rangatiratanga o Nu Tireni (Declaration of Independence) and Te Tiriti o Waitangi (Treaty of Waitangi) as the founding covenants of Te Taitokerau and Aotearoa respectively;
- Acknowledge the importance of relationships both tangible and intangible e.g., Ngā Atua, Whenua, Mauri o Te Wai, Taiao (Oranga Taiao, Oranga Tangata);
- Focus on the pursuit of excellence in the Te Ao Māori space;
- Valuing Te Ao Māori requires staff to understand key Māori concepts and practices;
- Acknowledge kōrero tukuiho at FNDC by recognising iwi and hapū kōrero.

### TŪTOHUNGA / RECOMMENDATION

**That the Te Kuaka – Te Ao Māori Committee receive the Te Pae o Uta Te Ao Maori Framework Progress Update and supporting documentation.**

### TĀHUHU KŌRERO / BACKGROUND

The whāinga (goals) for the framework are:

Focus	<b>Relationships</b> – strengthening relationships with mātauranga and Te Ao Māori; <b>Participation</b> – enabling Māori participation in council decision-making processes; <b>Decision making</b> – shared decision-making opportunities alongside Māori on matters of interest to them.
Outcome for Whāinga 1	Prosperous Māori communities as evidenced by strong partnership arrangements – Māori communities are strong, resilient, and realising opportunities; Advance mana whenua rangatiratanga in leadership and decision-making and provide for customary rights.
Implementation	FNDC staff are equipped to provide Te Ao Māori Governance direction and advice to better inform our Elected members; FNDC is committed to developing robust systems that enable Māori participation in council decision-making; FNDC is committed to developing systems to engage with hapū at hapū level - <ul style="list-style-type: none"> <li>• Formalising the implementation of Iwi Hapū Environmental Management Plans.</li> </ul>

	<ul style="list-style-type: none"> <li>• Develop a hapū engagement framework.</li> <li>• Review FNDC Significant and Engagement Policy to include hapū engagement and resourcing</li> </ul>
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**Whāinga (Goal) 2 – Create enablers across staff to respond more effectively to Māori.**

Focus	<p><b>People</b> – building organisational capability, capacity, and cultural competency;</p> <p><b>Policy</b> – effective consideration and understanding of Māori needs and issues in policy thinking and development;</p> <p><b>Process</b> – improvement of processes and systems to maintain and enhance capability to give effect to roles in relation to Māori and to promote a responsive culture and working environment.</p>
Outcome for whāinga 2	<p>Tangata whenua report that FNDC have the capability, capacity, confidence and are partnering and engaging successfully with Māori.</p> <p>Applying this lens can provide for more robust, diverse, and long-term solutions and outcomes for Māori.</p>
Implementation	<ul style="list-style-type: none"> <li>• FNDC leaders are capable of making informed decisions based on Te Pae o Uta goals, principles and values.</li> <li>• In-house training is developed and available so staff can develop the confidence and basic capability to identify and apply a Te Ao Māori lens across internal workstreams. <i>See capability map for more examples.</i></li> <li>• People, policies and strategies are reflective of Te Pae o Uta goals, principles, and values.</li> <li>• Value and recognise staff cultural competency.</li> <li>• Review training competency measures.</li> <li>• Increased use of te reo across our services.</li> </ul>

**Whāinga (Goal) 3 - Kōkiri Tahi – Empowered communities, working collaboratively**

Focus	<p><b>Engagement</b> – effective communication and engagement with Māori;</p> <p><b>Wellbeing</b> – council's role in contributing to Māori wellbeing;</p> <p><b>Capacity</b> – building Māori capability and capacity.</p>
Outcomes for whāinga 3	<p>Meet the needs and support the aspirations of tamariki and their whānau;</p> <p>Invest in marae to be self-sustaining and prosperous;</p> <p>Strengthen rangatahi participation in leadership, education and employment outcomes;</p> <p>Grow Māori intergenerational wealth;</p> <p>Celebrate Māori culture and support te reo Māori to flourish.</p>
Implementation	<p>FNDC will work in the following areas to achieve the outcomes noted above:</p> <ul style="list-style-type: none"> <li>• Papakāinga and Māori housing;</li> <li>• Whānau and tamariki wellbeing;</li> <li>• Marae development;</li> <li>• Te reo Māori;</li> <li>• Māori identity and culture;</li> </ul>

	<ul style="list-style-type: none"> <li>• Māori business, tourism and employment;</li> <li>• Realising rangatahi potential;</li> <li>• Kaitiakitanga/te taiao.</li> </ul>
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**Progress report on the Te Pae o Uta implementation plan:**

KEY DATES	TASKS	RESPONSIBLE
<b>March 2024</b>	<b>COMPLETED TASKS</b> <ul style="list-style-type: none"> <li>• Te Pae o Uta implementation plan was presented to the Strategic Leadership Team (SLT) – refer to Attachment 1.</li> <li>• Internal/external/organisational capability measurements completed – refer to Attachments 2, 3 and 4.</li> <li>• Māori responsive maturity model completed – refer to Attachment 4.</li> </ul>	Te Hono
<b>April 2024</b>	<ul style="list-style-type: none"> <li>• Develop a key success factor (KSF) associated with Te Pae o Uta whāinga, for all Council kaimahi to adopt.</li> <li>• Te Pae o Uta drop-in sessions begin.</li> <li>• Presentation to managers and team leaders on Te Pae o Uta.</li> </ul>	Te Hono
<b>May 2024</b>	<ul style="list-style-type: none"> <li>• Senior leadership team to provide 3 work programmes/plans for their teams to contribute to the annual Te Pae o Uta work programme.</li> <li>• Deliver Te Pae o Uta framework, and expectations to Committees of Council.</li> <li>• Develop monitoring and reporting for the Te Pae o Uta annual work programme.</li> <li>• Develop steering group for the Te Pae o Uta work programme.</li> </ul>	Te Hono
<b>June 2024</b>	<ul style="list-style-type: none"> <li>• Completion of Workbooks for Te Reo Māori, Tikanga, Te Tiriti and He Whakaputanga workshops.</li> <li>• Te Pae o Uta work programme is finalised to start July 2024.</li> <li>• Te Reo Māori action to be completed to give effect to the Te Reo Māori and Tikanga policy.</li> </ul>	Te Hono
<b>July 2024</b>	<ul style="list-style-type: none"> <li>• Implementation date, which includes annual work programme, Te Pae o Uta in all KSFs, Council staff start workshops on Tikanga, Te Tiriti, He Whakaputanga, Te Reo, Engaging with Māori.</li> </ul>	All Council

**MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS**

To ensure that Te Pae o Uta Te Ao Māori Framework aligns with the work programme for Te Kuaka a workshop will be scheduled regarding the Te Kahu o Taonui Pou (Pou Tikanga, Pou Tangata, Pou Taiao, Pou Tahua) to provide Council alignment.

**PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**

Te Hono has budget allocation for the implementation of Te Pae o Uta for Te Hono, all sections of Council need to ensure they have appropriate budgetary requirements to give effect to Te Pae o Uta.

**ĀPITIHINGA / ATTACHMENTS**

1. Te Pae o Uta Te Ao Maori Framework Presentation 002 - A4653340 [↓](#) 
2. Te Pae o Uta - Maori Capability - Internal - A4653421 [↓](#) 
3. Te Pae o Uta - Maori Outcomes - External - A4653422 [↓](#) 
4. Te Pae o Uta - Maori Organisational Capability - A4653427 [↓](#) 

# TE PAE O UTA



TŪ KOTAHI



WHANAKE TAHI



KŌKIRI TAHI

# TE WHAKAPAPA O TE PAE O UTA







## TŪ KOTAHI – STAND AS ONE

**FOCUS:** Increased participation in council structures and decision-making processes.

**Relationships:** strengthening relationships with mātauranga and Te Ao Māori

**Participation:** Enabling Māori participation in Council decision-making processes

**Decision-Making:** Shared decision-making opportunities alongside Māori on matters of interest to them



## WHANAKE TAHI – DEVELOP AS ONE

**FOCUS:** Create enablers across staff to respond more effectively to Māori

**People:** Building an organisational capability, capacity and cultural competency

**Policy:** Effective consideration and understanding of Māori needs and issues in policy thinking and development

**Process:** improvement of processes and systems to maintain and enhance capability to give effect to roles in relation to Māori and to promote a responsive culture and working environment



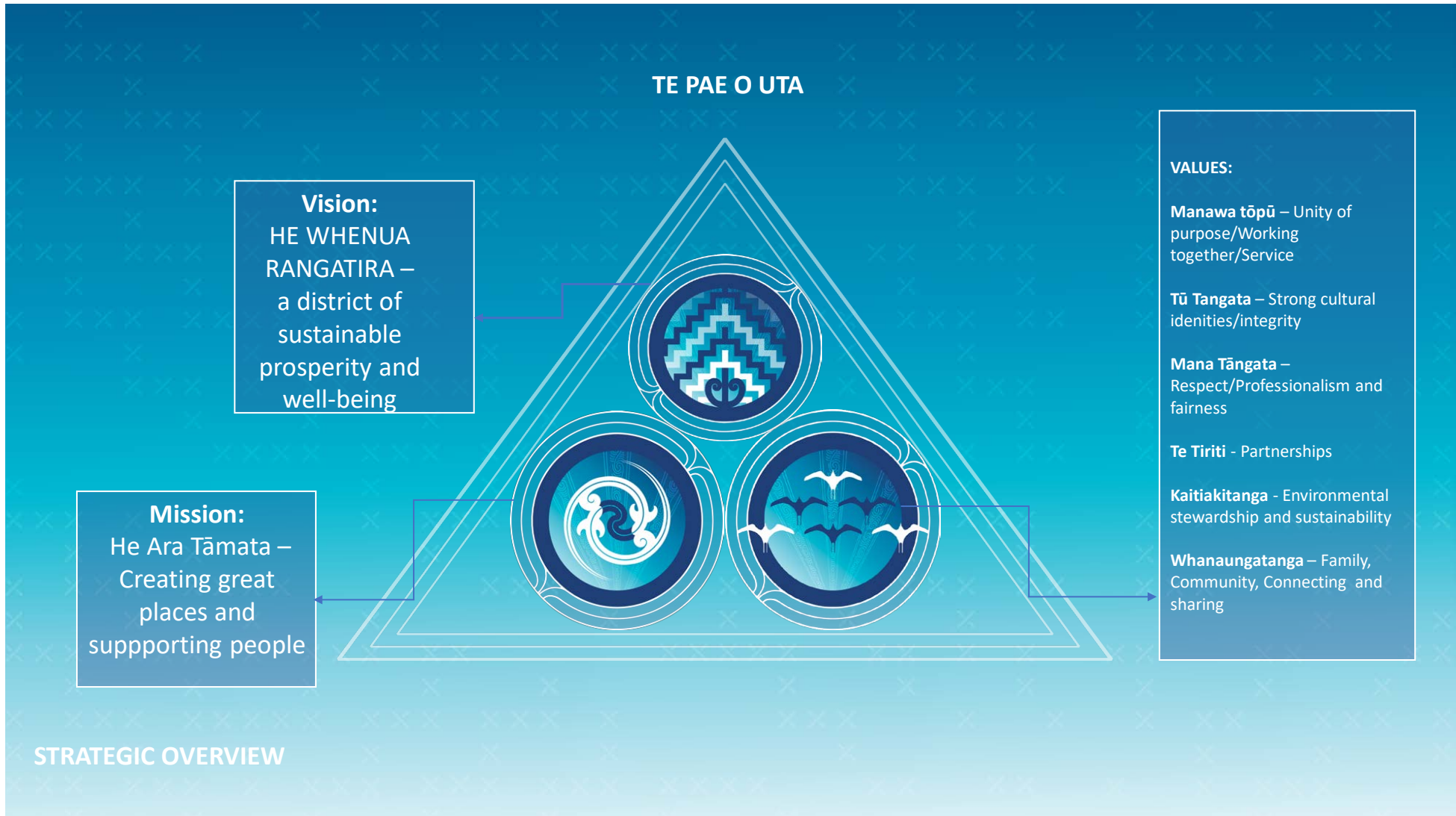
## KŌKIRI TAHI- LEAD AS ONE

**FOCUS:** Empowered communities, working collaboratively

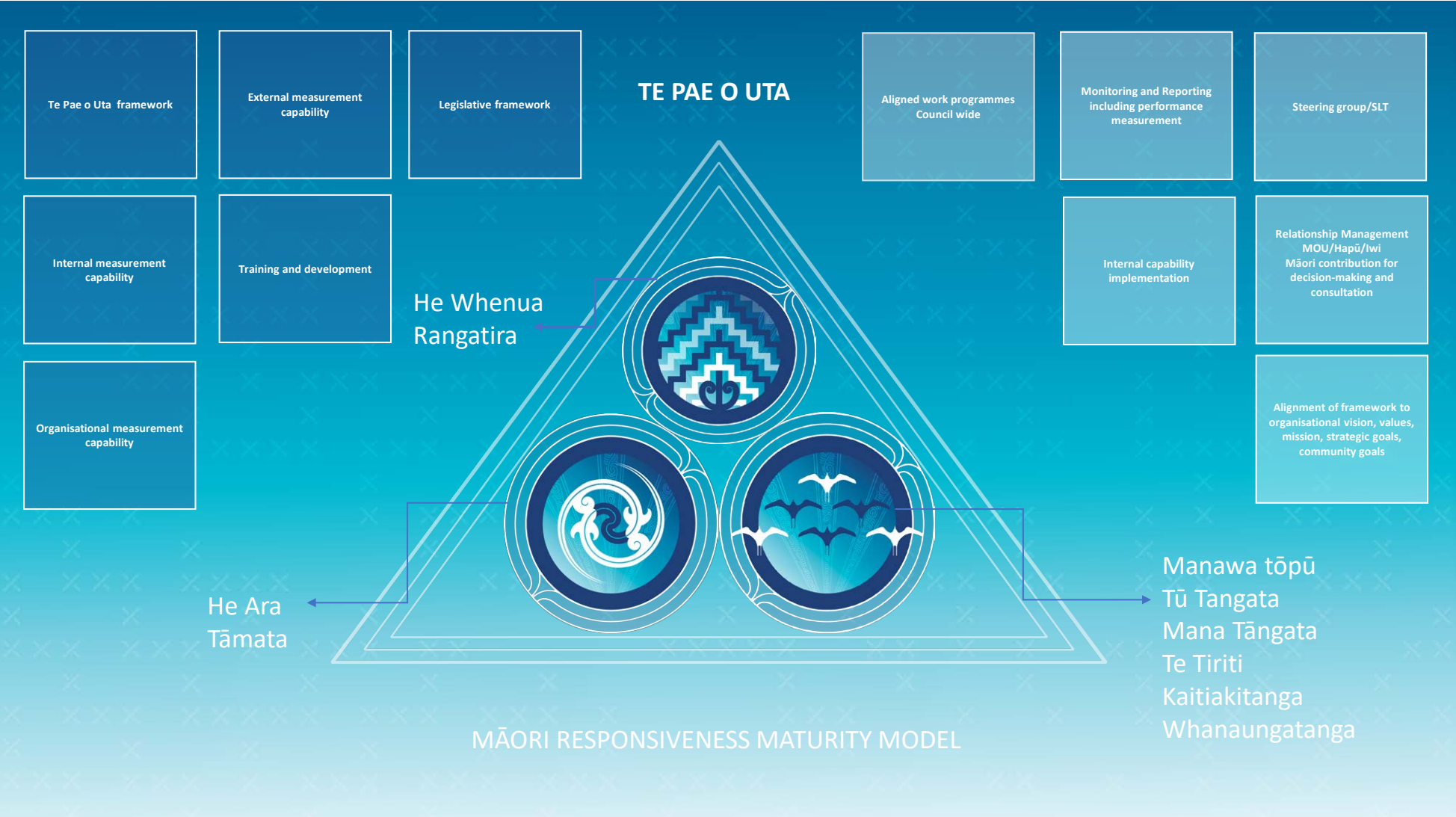
**ENGAGEMENT:** Effective communication with Māori

**WELLBEING:** Council's role in contributing to Māori wellbeing

**CAPACITY:** Building Māori capability and capacity







# IMPLEMENTATION PLAN

## INTERNAL – MĀORI CAPABILITY

PHASE ONE	DEVELOPMENT OF FRAMEWORK/MODELS	TE HONO
PHASE TWO	TE PAE O UTA TOOLKIT	TE HONO
PHASE THREE	TE REO MĀORI/TIKANGA RESOURCES	TE HONO
PHASE FOUR	TE PAE O UTA WORK PROGRAMME	SLT/CEO
PHASE FIVE	MONITORING AND REPORTING	SLT/TH
PHASE X	FULLY EFFECTIVE LAUNCH - JUNE	COUNCIL

## EXTERNAL OVERVIEW

### EXTERNAL – DELIVERABLES MODEL

PHASE 1: DEVELOPMENT OF EXTERNAL  
MEASUREMENT OUTCOMES FOR COUNCIL

PHASE 2: ALIGNMENT OF MEASUREMENT  
OUTCOMES WITH CURRENT 'GROUP' WORK  
PROGRAMMES AND ANNUAL COUNCIL WORK  
PROGRAMME

### ASSISTING DOCUMENTATION:

- Tāngata Whenua Section 32 Report (May 2022)
- Strategic Goals – Proposed LTP
- Community Outcomes
- Far North 2100 Strategy
- Operative District Plan
- Iwi/Council Work Plans
- Elected Member goals

# TE PAE O UTA WORK PROGRAMME





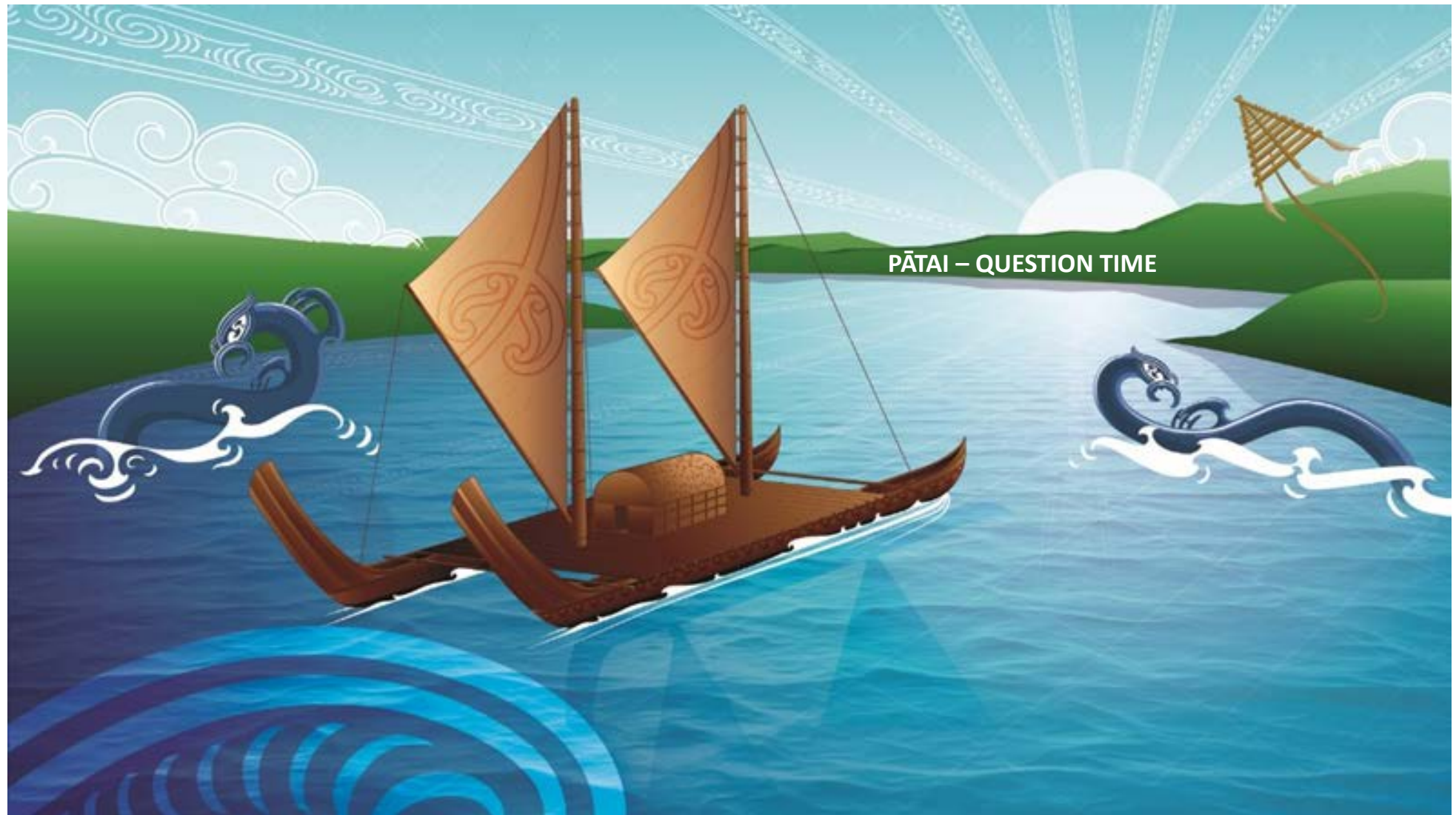
## WHAT HAPPENS NOW?

### SENIOR LEADERSHIP TEAM

- SUPPORT, SUPPORT, SUPPORT!
- PROVIDE 3 WORK PROJECTS/PLANS FOR TPOU ANNUAL PLAN –START MAY (INTERNAL AND EXTERNAL)
- REVIEW THE ANNUAL TE PAE O UTA WORK PROGRAMME – BEFORE JUNE
  - PROVIDE 1 TEAM MEMBER FOR THE STEERING GROUP

### TE HONO

- COLLATE THE TE PAE O UTA ANNUAL PLAN
- DEVELOP MONITORING OF THE ANNUAL WORK PROGRAMME - DASHBOARD
  - TE PAE O UTA DROP-IN SESSIONS/TEAM MEETINGS
  - RESOURCE AND TOOLKIT READY FOR IMPLEMENTATION
    - PRESENT TO PEOPLE LEADERS



**Te Pae o Uta – Māori capability – Individual**

CAPABILITY AREA	CAPABILITY DESCRIPTION	0	1	2	3	4	5
<b>Te reo Māori</b>	<ul style="list-style-type: none"> <li>• Support the revitalisation of te reo Māori.</li> <li>• Ensure The Far North District Council has the capacity to work with tāngata whenua, the community, marae, hapū and iwi in te reo Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Denigrates or undermines the distinctive identity, language and culture of Māori.</li> <li>• Has not thought about the inherent capability of Māori to achieve equitable outcomes.</li> <li>• Makes no attempt at correct pronunciation of te reo Māori with no intent to learn.</li> </ul>	<ul style="list-style-type: none"> <li>• Can pronounce te reo Māori correctly.</li> <li>• Use te reo Māori in all forms of communication.</li> <li>• Use macrons where required, in all written communication unless from an iwi that has a different mita.</li> </ul>	<ul style="list-style-type: none"> <li>• Is competent in opening hui with mihi and karakia.</li> <li>• Can recite their pepeha and understand the purpose of this</li> <li>• Knows and utilises a range of kupu Māori that are relevant to their role.</li> </ul>	<ul style="list-style-type: none"> <li>• Can hold a basic conversation in te reo Māori.</li> <li>• Has a wide range of kupu Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Proficient in conversational te reo Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Proficient in te reo ōpaki (informal) and te reo ōkawa (formal).</li> <li>• Can support other staff as a tuakana in this field.</li> </ul>
<b>Tikanga</b>	<ul style="list-style-type: none"> <li>• Build awareness and understanding of cultural practices within te ao Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Exhibits a lack of commitment to increase their knowledge of any culture other than their own.</li> <li>• Avoids situations where tikanga Māori are being observed and/or states that such events are not appropriate or necessary in a Council environment.</li> </ul>	<ul style="list-style-type: none"> <li>• Understand the concepts of tikanga and kawa and the importance these have to Māori.</li> <li>• Understand and can explain tapū and noa.</li> </ul>	<ul style="list-style-type: none"> <li>• Understand the purpose of karakia Māori, whakataukī and whakataukī, and have the ability to recite karakia, whakataukī, whakataukī when appropriate.</li> </ul>	<ul style="list-style-type: none"> <li>• Is familiar with a/several marae protocol.</li> <li>• Shows cultural support for Council through attending pōwhiri &amp; mihi whakatau, waiata sessions.</li> </ul>	<ul style="list-style-type: none"> <li>• Have a sound understanding of council pōwhiri &amp; mihi whakatau ceremonies and understand what is required to support rāhui, mahinga kai ceremonies.</li> </ul>	<ul style="list-style-type: none"> <li>• Has a sound understanding of the kawa and tikanga of our tāngata whenua partners.</li> <li>• Has an understanding of customary law.</li> <li>• Can support others to learn about tikanga Māori in a range of settings.</li> <li>• Can lead conversations about appropriate tikanga within Te Tai Tokerau.</li> </ul>
<b>Te Tiriti o Waitangi</b>	<ul style="list-style-type: none"> <li>• Understanding Te Tiriti o Waitangi, the Treaty principles, our legal requirements and how we can give effect to this founding document.</li> </ul>	<ul style="list-style-type: none"> <li>• Resists engaging Māori expertise in their work.</li> <li>• Argues that the Te Tiriti is not relevant to the work of the Council.</li> </ul>	<ul style="list-style-type: none"> <li>• Understands Te Tiriti o Waitangi and what the principles are.</li> <li>• Understand the difference between principles and articles.</li> </ul>	<ul style="list-style-type: none"> <li>• Understand your statutory obligations to Te Tiriti o Waitangi and can describe what giving effect to the principles means in your role.</li> <li>• Understand where each of our tāngata whenua partners are in the settlement process</li> </ul>	<ul style="list-style-type: none"> <li>• Applies the Tiriti principles to current work.</li> <li>• Identify racial bias, institutional bias and seek ways to eliminate them from the organisation.</li> <li>• Can explain how kawanatanga and</li> </ul>	<ul style="list-style-type: none"> <li>• Has a deep knowledge of Te Tiriti, its principles, articles, its relevance today and how to apply Te Tiriti in policy and operations.</li> <li>• Identify opportunities to apply concepts of kawanatanga and rangatiratanga to our</li> </ul>	<ul style="list-style-type: none"> <li>• Has an indepth knowledge of Te Tiriti and can provide practical Tiriti o Waitangi guidance to council.</li> <li>• Provides advice to other staff on interpretation of Te Tiriti articles in legislation,</li> </ul>

		<ul style="list-style-type: none"> <li>Views the Council's commitment to Te Tiriti as being irrelevant.</li> </ul>		and how that can impact our partnership.	<p>rangatiratanga operate in different situations.</p>	<p>responsibilities and how we work in partnership with tāngata whenua.</p>	<p>and current Te Tiriti jurisprudence.</p>
<b>Partnerships</b>	<p>Build meaningful relationships so partnerships are mana enhancing and uphold the tikanga and rangatiratanga of tāngata whenua.</p>	<ul style="list-style-type: none"> <li>Accepts that iwi are repositories of their identity, language and culture but is yet to engage with iwi.</li> <li>Articulates that iwi are responsible for imparting their identity, language and culture to their people and that they have no unique rights to work in partnership.</li> </ul>	<ul style="list-style-type: none"> <li>Has knowledge of all tāngata whenua partners and their entities.</li> <li>Understands foundational concepts of genuine partnerships with Māori and relationship values within Te Ao Māori.</li> </ul>	<ul style="list-style-type: none"> <li>Can identify where they can support the Māori outcomes framework, Te Pae o Uta.</li> <li>Able to explore and align their work to support tāngata whenua aspirations for their people.</li> <li>Capable of collaborating with tāngata whenua in a mana enhancing way.</li> </ul>	<ul style="list-style-type: none"> <li>Has strong genuine relationships with tāngata whenua and can collaborate with them on a range of kaupapa.</li> <li>Understands the differences and rationale for partnering with tāngata whenua, and engaging with Te Kuaka, and the different areas of Te Tai Tokerau work where each concept applies.</li> <li>Can identify a range of marae and hapū.</li> </ul>	<ul style="list-style-type: none"> <li>Actively seek opportunities with our mana whenua partners to co-govern, co-manage, co-design, and co-deliver.</li> <li>Understands the complexity of iwi structures.</li> <li>Can balance relationships with tāngata whenua and Te Kuaka.</li> <li>Has knowledge of the settlement process, the effects of the settlement process and the stages our partners are in and is responsive to this.</li> </ul>	<ul style="list-style-type: none"> <li>Experienced in leading complex kaupapa with tāngata whenua and Te Kuaka.</li> <li>Is capable to work with tāngata whenua entities to achieve tāngata whenua aspirations including how Te Tai Tokerau can contribute directly to tāngata whenua priorities.</li> </ul>
<b>Te ao Māori mātauranga Māori</b>	<p>Operating confidently in te ao Māori.</p>	<ul style="list-style-type: none"> <li>Denigrates or undermines the distinctive identity, language and culture of Māori.</li> </ul>	<ul style="list-style-type: none"> <li>Understands the concepts of whakapapa, whanaungatanga, iwi, hapū, wairuatanga, kaitiakitanga, manaakitanga.</li> </ul>	<ul style="list-style-type: none"> <li>Has knowledge of the history of people and place and its relevance to tāngata whenua, including atua Māori.</li> <li>Understand the importance of sites of significance, significance of pūrākau, tohunga, customary practices.</li> </ul>	<ul style="list-style-type: none"> <li>Able to apply mātauranga Māori and can unify and improve work areas.</li> <li>Able to consider mātauranga Māori equally alongside other knowledge systems in how they undertake work and provide advice.</li> </ul>	<ul style="list-style-type: none"> <li>View their work through a te ao Māori lens which can enable the appropriate approach to achieve the joint aspirations of council and Māori.</li> </ul>	<ul style="list-style-type: none"> <li>Can confidently explain mātauranga Māori concepts to others.</li> <li>Understand the maramataka and align their mahi to the maramataka where possible.</li> </ul>

## Te Pae o Uta – Māori outcomes - External

CAPABILITY AREA	DESCRIPTION	ACTION
<b>Te reo Māori</b>	<ul style="list-style-type: none"> <li>• Support the revitalisation of te reo Māori.</li> <li>• The Far North District Council supports Te Reo Māori to be seen, heard, spoken and learned throughout Te Tai Tokerau.</li> <li>• Ensure The Far North District Council has the capacity to work with tāngata whenua, the community, marae, hapū and iwi in te reo Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Te Reo Māori action plan</li> <li>• Te Reo Māori – Customer service options (call centre, face to face, business meetings, Council and committee meetings)</li> <li>• Te Reo Māori -Council signage across district</li> <li>• Dual naming of Council facilities</li> <li>• Proportion of parks and reserves with Māori names</li> <li>• Te Reo Māori immersion spaces</li> </ul>
<b>Te Ao Māori</b>	<ul style="list-style-type: none"> <li>• Build awareness and understanding of cultural practices within te ao Māori.</li> <li>• The Far North District Council reflects and promotes Māori culture and identity within the environment, and values mātauranga Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• The quantity of tāngata whenua significant sites incorporated in the Proposed and Operative plan</li> <li>• The total number of events and programmes endorsed by the Far North District Council that highlight Māori identity and culture in Te Tai Tokerau</li> <li>• The financial commitment made by the Far North District Council to public realm projects, with a specific focus on mātauranga Māori and Māori design principles</li> </ul>
<b>Te Tiriti o Waitangi</b>	<ul style="list-style-type: none"> <li>• Council gives effect to Te Tiriti in its operations</li> </ul>	<ul style="list-style-type: none"> <li>• Māori wards</li> <li>• Te Kuaka Committee</li> <li>• Hapū/Iwi Relationship agreement for effective communication and strengthened relationships with Council</li> <li>• Iwi Hapū Environmental Management Plans</li> <li>• Implementation of the principles of Te Tiriti in all Council decision making and operational processes.</li> <li>• Giving effect to the Te Reo Māori and Tikanga policy</li> </ul>
<b>Hapū/Iwi</b>	<ul style="list-style-type: none"> <li>• To ensure Hapū and Iwi have strong relationships with the Far North District Council.</li> </ul>	<ul style="list-style-type: none"> <li>• Engagement with hapū on resource consent applications</li> <li>• Iwi/Hapū feedback on Proposed District Plan</li> <li>• Iwi/Hapū input in aspirations for the long-term plan</li> <li>• Opportunities for hapū deliver Council projects</li> <li>• Procurement process for hapū and tāngata whenua</li> <li>• Assess investments in projects that support Māori cultural and community development</li> <li>• Mou/Charter agreements</li> <li>• Iwi hapū management plans</li> <li>• Hapū engagement strategy</li> <li>• Iwi/Hapū engagement on Council reference groups</li> </ul>
<b>Whenua Māori</b>	<ul style="list-style-type: none"> <li>• Rating relief policies that align with the intent of Te Ture Whenua Māori Act 1993 and Local Government (Rating of Whenua Māori) Amendment Act 2021.</li> </ul>	<ul style="list-style-type: none"> <li>• A review of all rating relief policies in relation to whenua Māori and all whenua Māori debt under the provisions of Te Ture Whenua Māori Act 1993 and Local Government (Rating of Whenua Māori) Amendment Act 2021.</li> </ul>

<b>Governance</b>	<ul style="list-style-type: none"> <li>To facilitate co-governance, advocate for the presence of both Māori elected representatives and Māori managers within the Far North District Council.</li> </ul>	<ul style="list-style-type: none"> <li>Conduct assessments to understand the economic and social impact of local government decisions on Māori communities</li> <li>Number of Māori in management positions in Council</li> <li>Number of Māori elected members</li> <li>Iwi/hapū on structures governance and committees in Council</li> <li>Conduct assessments to understand the economic and social impact of local government decisions on Māori communities</li> <li>Evaluate the extent to which Māori communities are engaged in the decision-making processes through public consultations, meetings and feedback mechanisms.</li> </ul>
<b>Marae Development</b>	<ul style="list-style-type: none"> <li>To ensure resources to Marae for self-sustainability, fostering their growth as vibrant hubs that enhance the well-being of the broader community.</li> </ul>	<ul style="list-style-type: none"> <li>Support upgrade of roading conditions to Marae and wāhi tapū</li> <li>Support reduction of speed signs</li> <li>Support and develop capability for haukāinga to be prepared in civil emergencies</li> <li>Upgrade of Wifi/technology for the purposes of natural disasters</li> <li>Support upgrade of infrastructure of Marae and wāhi tapū</li> <li>Use Marae as an offering of Council services in rural areas – Marae i-sites</li> </ul>
<b>Strategy and Policy</b>	<ul style="list-style-type: none"> <li>Policy and strategy for Māori aim for equity, giving effect to Te Tiriti, fostering cultural well-being, and inclusive decision-making for Māori communities.</li> </ul>	<ul style="list-style-type: none"> <li>Ensure tāngata whenua are involved in the development and review of all policies and strategies that impact and involve Māori and Māori communities</li> <li>Māori strategy are guiding strategic documents within Council</li> <li>All Council strategies have to give effect to Te Pae o Uta</li> <li>Mana whakahono with Ngāpuhi</li> </ul>
<b>Kaitiakitanga</b>	<ul style="list-style-type: none"> <li>To ensure Māori exercise tino Rangatiratanga and kaitiakitanga through Te Tiriti based relationships with the Council to enhance the mauri of te taiao.</li> </ul>	<ul style="list-style-type: none"> <li>Recognition of kaitiakitanga – opportunities to participate in consent monitoring activities</li> <li>Tāngata Whenua partnerships for kaitiakitanga (policies and guidance)</li> <li>Tāngata Whenua plans for co-management of district resources</li> <li>Recognising Iwi/hapū to sovereignty of their whenua/moana/awa</li> <li>Zero-waste kōhanga, kura and kāinga</li> <li>All puna and repo will be protected from inappropriate use and development</li> <li>The most carbon positive district in the Country</li> <li>Review of catchment management plans</li> </ul>
<b>Economy</b>	<ul style="list-style-type: none"> <li>The Council supports economic opportunities for Māori businesses, trusts, and iwi organisations.</li> </ul>	<ul style="list-style-type: none"> <li>Māori procurement strategy</li> <li>Māori businesses will have first preference for all procurement at the Far North District Council</li> <li>Proportion of Community grants to Māori</li> </ul>
<b>Whānau wellbeing</b>	<ul style="list-style-type: none"> <li>Enhance tamariki and whānau well-being through comprehensive programs fostering development, family bonds, and access to health, education, and cultural resources.</li> </ul>	<ul style="list-style-type: none"> <li>Increase whānau Māori who use Council services.</li> <li>Number of Māori youth employed in permanent and fixed term roles across the Council group</li> <li>Enhancing cadetship and internships for Māori</li> </ul>
<b>Taitamariki wellbeing</b>	<ul style="list-style-type: none"> <li>This initiative aims to nurture resilient Māori families, promoting the overall well-being of children and their whānau in a holistic manner.</li> </ul>	<ul style="list-style-type: none"> <li>Youth Council</li> <li>Civic education programme</li> <li>Industry experiences within Council</li> <li>Council Cadetship</li> <li>Increase the career development of Taitamariki to work for Council</li> </ul>

**Te Pae o Uta – Māori organisational capability**

CAPABILITY AREA	CAPABILITY DESCRIPTION	0	1	2	3	4	5
<b>Te Reo Māori and Tikanga</b>	<ul style="list-style-type: none"> <li>• Support the revitalisation of te reo Māori.</li> <li>• Ensure The Far North District Council has the capacity to work with tāngata whenua, the community, marae, hapū and iwi in te reo Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Denigrates or undermines the distinctive identity, language and culture of Māori.</li> <li>• Has not thought about the inherent capability of Māori to achieve equitable outcomes.</li> <li>• Makes no attempt at correct pronunciation of te reo Māori with no intent to learn.</li> </ul>	<ul style="list-style-type: none"> <li>• Council understands its obligations to te reo Māori as an official language and a taonga protected under Te Tiriti.</li> <li>• All mita (dialect) of te reo Māori is expected and encouraged.</li> <li>• Provides for use of te reo Māori within Council business.</li> <li>• Use te reo Māori in all forms of communication.</li> <li>• Use macrons where required, in all written communication unless from an iwi that has a different mita.</li> </ul>	<ul style="list-style-type: none"> <li>• Prioritises building capability of tikanga Māori and te reo Māori with Council staff and governance.</li> <li>• Council communicates actively with te reo Māori speakers and language communities.</li> </ul>	<ul style="list-style-type: none"> <li>• Significant events to Māori are remembered, honoured and celebrated, such as Tiriti o Waitangi, Puanga, Matariki, Te Wiki o te Reo Māori, Mahuru Māori, Maramataka events.</li> </ul>	<ul style="list-style-type: none"> <li>• Council staff and governance can lead tikanga in hui.</li> <li>• All staff have completed Te Reo Māori, Tikanga and Mātauranga Māori courses which will have an understanding of the importance of te reo Māori and tikanga Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Tikanga Māori is fundamental to the identity, culture and ways of working at Far North District Council.</li> <li>• Council operates as a functional bilingual organisation.</li> </ul>
<b>Recruitment and retention</b>	<ul style="list-style-type: none"> <li>• Recruitment and retention of Māori and non-Māori that have Māori capabilities are prioritised and valued.</li> </ul>	<ul style="list-style-type: none"> <li>• Council makes no attempt to retain Māori or non-Māori staff that have Māori capabilities.</li> </ul>	<ul style="list-style-type: none"> <li>• Council recruitment and induction processes are reviewed to identify areas that will attract Māori.</li> <li>• Māori staff are supported to practice their culture.</li> </ul>	<ul style="list-style-type: none"> <li>• Te Hono to determine the desired level of Māori capability required.</li> <li>• Staff are appropriately recognised and remunerated for their mātauranga Māori.</li> <li>• Mana whenua and Māori internships are seen throughout the Council.</li> <li>• Councils induction process support Māori and cultural practices.</li> </ul>	<ul style="list-style-type: none"> <li>• Recruitment processes demonstrate an understanding of the Māori skills required for specific roles.</li> <li>• Māori are involved in recruitment and decision making for key new staff, and consideration of Māori capability is a deciding factor in staff employment.</li> <li>• All Māori staff are nourished in their Māoritanga by Far North District Council to succeed as Māori</li> </ul>	<ul style="list-style-type: none"> <li>• Mana whenua are employed at Council in areas that support their iwi priorities.</li> <li>• Council is well known outside the organisation as a great place for Māori to work.</li> <li>• Council prioritises Māori capability for those working at council.</li> </ul>	<ul style="list-style-type: none"> <li>• Succession planning is embedded to ensure council has continuity in its Māori capability.</li> <li>• Council recruit and retain high performing, knowledgeable and experienced staff with Māori capability.</li> </ul>

<b>Te Tiriti o Waitangi</b>	<ul style="list-style-type: none"> <li>• Understanding Te Tiriti o Waitangi, the Treaty principles, our legal requirements and how we can give effect to this founding document.</li> </ul>	<ul style="list-style-type: none"> <li>• Resists engaging Māori expertise in their work.</li> <li>• Argues that Te Tiriti is not relevant to the work of the Council.</li> <li>• Views the Council's commitment to Te Tiriti as being irrelevant.</li> </ul>	<ul style="list-style-type: none"> <li>• Understands Te Tiriti o Waitangi and what the principles are.</li> </ul>	<ul style="list-style-type: none"> <li>• Council understands statutory obligations to Te Tiriti o Waitangi</li> <li>• Council is aware of our tāngata whenua partners and are maintaining the relationship with them</li> </ul>	<ul style="list-style-type: none"> <li>• Applies the Tiriti principles to current work.</li> <li>• Council is committed to eliminate racial bias, institutional bias and seek ways to eliminate them from the organisation.</li> </ul>	<ul style="list-style-type: none"> <li>• Council makes practical application of of Te Tiriti, its principles, articles in policy and operations.</li> <li>• Council can lead opportunities to apply concepts of kawanatanga and rangatiratanga to our responsibilities and how we work in partnership with tāngata whenua.</li> </ul>	<ul style="list-style-type: none"> <li>• Council has an indepth knowledge of Te Tiriti and can provide practical Tiriti o Waitangi guidance in the organisation</li> </ul>
<b>Partnerships</b>	<ul style="list-style-type: none"> <li>• Build meaningful relationships so partnerships are mana enhancing and uphold the tikanga and rangatiratanga of tāngata whenua.</li> </ul>	<ul style="list-style-type: none"> <li>• Accepts that iwi are repositories of their identity, language and culture but is yet to engage with iwi.</li> <li>• Articulates that iwi are responsible for imparting their identity, language and culture to their people and that they have no unique rights to work in partnership.</li> </ul>	<ul style="list-style-type: none"> <li>• Council engages with tāngata whenua partners and their entities on matters relating to them.</li> </ul>	<ul style="list-style-type: none"> <li>• Council engages with tāngata whenua in the early phase of any project</li> <li>• Council resources tāngata whenua through Kaupapa funding</li> </ul>	<ul style="list-style-type: none"> <li>• Council partners with tāngata whenua to develop policy, strategies, frameworks that are relevant to them</li> </ul>	<ul style="list-style-type: none"> <li>• Actively seek opportunities with our Tāngata whenua partners to co-govern, co-manage, co-design, and co-deliver.</li> </ul>	<ul style="list-style-type: none"> <li>• Council pro-actively looks for opportunities to enable and support rangatiratanga</li> <li>• Genuine partnerships with Tāngata Whenua and Māori are effective and visible on a daily basis</li> </ul>
<b>Procurement and Māori economy</b>	<ul style="list-style-type: none"> <li>• Support a prosperous Māori economy with equitable opportunities for enabling Māori success and Tino Rangatiratanga</li> </ul>	<ul style="list-style-type: none"> <li>• Council makes no consideration for the growing Māori economy</li> <li>• Council disregards hapū and iwi request for all Council projects in their area</li> <li>• Council uses a competitive model without consultation from hapū, iwi and/or local Maori businesses to tender</li> <li>• Council overlooks Tāngata Whenua and local contractors for tendering</li> </ul>	<ul style="list-style-type: none"> <li>• Consider the wider social implications for Māori and how this enables or inhibits a successful Māori economy</li> <li>• Consideration of Māori business and how they contribute to social development</li> </ul>	<ul style="list-style-type: none"> <li>• Council makes changes to its procurement processes to support Māori business in councils procurement process</li> </ul>	<ul style="list-style-type: none"> <li>• Council identifies challenges for Māori businesses and proactively works with them to resolve any issues.</li> <li>• Council processes reflect potential downstream opportunities for Māori businesses and service providers.</li> </ul>	<ul style="list-style-type: none"> <li>• Council actively seeks and responds to feedback from Māori businesses and to make sure agency system and approaches work for them.</li> </ul>	<ul style="list-style-type: none"> <li>• Council operates in a way that supports prosperous Māori communities.</li> </ul>



<b>Racial bias and institutional racism</b>	Identify and eliminate racial bias and institutional racism.		<ul style="list-style-type: none"> <li>• Council accepts that institutional racism is an issue for many public organisations and can recognise structural discrimination/bias in its own systems.</li> <li>• Undertakes reactive planning to address institutional racism at Council.</li> </ul>	<ul style="list-style-type: none"> <li>• Council support staff with appropriate tools to identify racism and address it safely.</li> <li>• Council provides a culturally safe environment where its Māori staff and Tāngata whenua can operate effectively.</li> </ul>	<ul style="list-style-type: none"> <li>• Where needed, Councils sets and resources equity targets and has robust ways to measure progress towards equity.</li> <li>• Leadership at all levels demonstrates commitment to address structural discrimination and racial bias.</li> </ul>	<ul style="list-style-type: none"> <li>• Council has assessed its culture, as well as all of its policies, programmes, and services, in order to identify structural discrimination and take steps to address it.</li> <li>• Regular audits across council are performed to ensure institutional racism is identified.</li> </ul>	<ul style="list-style-type: none"> <li>• Council proactively works with central government, local councils and other agencies to address structural discrimination.</li> <li>• Council engages in ongoing self-reflection holding themselves to account for addressing institutional racism.</li> </ul>
<b>Māori capability</b>	Create a culturally capable council where staff can operate in te ao Māori confidently.		<ul style="list-style-type: none"> <li>• Council is aware of its current Māori capability requirements and priorities building Māori capability through recruitment, upskilling, collaborative arrangement and internships for Māori.</li> </ul>	<ul style="list-style-type: none"> <li>• Actively building Māori capability is prioritised through development opportunities offered.</li> </ul>	<ul style="list-style-type: none"> <li>• Māori capability framework is assessed and supported through all P4P and KPIs across council.</li> <li>• Appropriate levels are defined and met for all departments of council.</li> </ul>	<ul style="list-style-type: none"> <li>• Māori capability framework is actively reviewed to assess effectiveness and impact, with continuous improvement identified and supported.</li> <li>• Māori capability is seen across all people leaders, and is exemplified by senior leadership.</li> </ul>	<ul style="list-style-type: none"> <li>• Council operates equally effectively in te ao Māori as in te ao Pākehā.</li> </ul>

### 6.3 PROGRESS UPDATE ON OUTSTANDING REPORTS TO THE COMMITTEE

**File Number:** A4653702

**Author:** Marlema Baker, Democracy Advisor

**Authoriser:** Jacine Warmington, Group Manager - Strategic Relationships

#### TAKE PŪRONGO / PURPOSE OF THE REPORT

To provide the Te Kuaka Te Ao Māori Committee (Te Kuaka) with updates on ongoing matters as a mechanism to communicate progress.

#### WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY

- Te Kuaka is committed to ensuring that the work of the Committee is carried out in a way that enhances the social, economic, cultural, and environmental wellbeing of the Far North District and assist Council as appropriate in conducting and maintaining effective, good faith working relationships with the Māori community.
- This report serves as a mechanism to provide Te Kuaka with updates on matters that have raised by the Committee and are being actioned by staff.
- Included in this report are:
  - Whenua Māori Amendment Act – Staff Workshop update.
  - 1 Wharo Way & Pōhutukawa Tree update.
  - Kaitaia Aerodrome/Airport update.

#### TŪTOHUNGA / RECOMMENDATION

**That the Te Kuaka – Te Ao Māori Committee receive the report Progress Update on Outstanding Reports to the Committee.**

#### TĀHUHU KŌRERO / BACKGROUND

##### Whenua Māori Amendment Act – Staff Workshop update

On Tuesday 26 March a staff workshop was held to understand and develop a plan around the Local Government (Rating of Whenua Māori) Amendment Act 2021

- The workshop discussed having a clear problem statement to understand why we have circa 10 million in Māori land rate debt.
- Risks of not writing off and writing off were discussed.
- The lack of data on the issue was clear. A move to collect the appropriate data was agreed by the group to inform a future plan and decision on writing off the debt.
- Ensuring the correct operational teams are involved in any recommendations is key to future recommendations and implementation into work programmes.

The workshop was attended by the Finance/Rating team, Chief Financial Officer (CFO) and Acting Group Manager (GM) Corporate Services, GM Strategic Relationships, Manager Te Hono, GM Planning & Policy, Manager Strategy & Policy, Manager Data Analytics and facilitated by the Manager Stakeholder Relationships.

*Refer to the next steps below.*

##### 1 Wharo Way & Pōhutukawa Tree update

- December 2023 - Purchase of land was completed.

- Land is held in fee simple and will be classified as Historic reserve. This work is in process and will be done alongside other classifications.
- August 2023 a tree assessment was carried out to determine the health of the tree. The recommendation is for the tree to be left and to let nature take its course. These trees hang off the side of cliffs and will retain their presence for years. However, it is recommended this tree is monitored for any further lean.
- Health of the tree: based on feedback from the tree assessment it appears as though the tree had been in “shock”, however there are signs of new growth coming through.

*Refer to the next steps below.*

#### **Kaitaia Aerodrome/Airport – update**

- Following the 2023 negotiations lead by Pat Snedden (appointed by Crown) a lease with Te Rūnanga o Ngaitakoto Settlement Trust was finalised on or about 20<sup>th</sup> of October 2023.
- Council remains willing and able to enter the lease with the legal landowner. At the date of this report, the legal owner remains Crown.

### **MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS**

#### **Whenua Māori Amendment Act – Staff Workshop update**

- Follow up staff workshop scheduled Friday 12<sup>th</sup> April to analyse data and develop recommendations for the Chief Executive.
- Update to Chief Executive and SLT by Friday 19<sup>th</sup> April with recommendations.
- Full Report to Te Kuaka for June 27<sup>th</sup> with data and outcomes.

#### **1 Wharo Way & Pōhutukawa Tree – update**

- There are structures still located on the site which will need to be removed, and Council staff will arrange onsite hui with Ngā hapū o Ahipara which will extend to the development of a co-management agreement as per Council's resolution.
- A plaque to commemorate the historical significance of Moringai to Nga Hapū o Ahipara is still to be actioned.

#### **Kaitaia Aerodrome/Airport – update**

Staff will continue to monitor this process.

### **PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**

There are no financial implications or need for budgetary provision in receiving this report.

### **ĀPITI HANGA / ATTACHMENTS**

Nil

## 6.4 TINO RANGATIRATANGA ME TE KĀWANATANGA: THE REPORT ON STAGE 2 OF THE TE PAPARAHĪ O TE RAKI INQUIRY

**File Number:** A4593306

**Author:** Llani Harding, Pouhau Te Hono - Manager - Te Hono

**Authoriser:** Jacine Warmington, Group Manager - Strategic Relationships

### TAKE PŪRONGO / PURPOSE OF THE REPORT

To present Te Kuaka Te Ao Māori Committee (Te Kuaka) with the Te Paparahi o Te Raki Inquiry Report (Wai 1040) and recommendations.

### WHAKARĀPOPOTO MATUA / EXECUTIVE SUMMARY

The Te Paparahi o Te Raki (Northland) inquiry (Wai 1040), presided over by Judge Craig Coxhead, inquired into around 415 claims. The claims were brought by hapū from Ngāpuhi, Ngātiwai, Ngāti Hine, Patuharakeke, Ngāti Rehua, Ngāti Whātua and Ngāti Manuhiri.

The northern boundary of this inquiry district runs along the ridge of the Maungataniwha Range and includes Whāngāpē Harbour. The western boundary includes the inland boundary outside the Te Roroa and Kaipara inquiry districts. The southern boundary runs along the North Shore of the Waitemata Harbour. The eastern boundary runs down the east coast and includes some of the outlying islands, such as Rangitoto and Aotea (Great Barrier).

### TŪTOHUNGA / RECOMMENDATION

**That the Te Kuaka – Te Ao Māori Committee receive the report Tino Rangatiratanga me te Kāwanatanga: The Report on Stage 2 of the Te Paparahi o Te Raki Inquiry.**

### TĀHUHU KŌRERO / BACKGROUND

Major issues in the Te Raki stage 2 inquiry included:

- Tino rangatiratanga, kāwanatanga and autonomy: political engagement between Māori and the Crown, including the 1860s rūnanga system and the Crown's relationship with the Kotahitanga movements of the 1880s, 1890s, and the twentieth century.
- The immediate aftermath of the Treaty of Waitangi (in particular the Old Land Claims process 1841–43, scrip, and surplus lands, Crown pre-emption and purchasing, and the Northern War 1844–46).
- The operation of the Native Land Court and the alienation of Māori land in the 19th and 20th centuries.
- The management of Māori land in the twentieth century, including local government and rating, and public works takings.
- Ownership and management of environmental, water and other non-land resources.
- Takutai moana/foreshore and seabed.
- Economic development and socioeconomic issues and capability.
- Te reo Māori, wāhi tapu, taonga, and tikanga.
- Specific local issues including the Port of Whāngārei/Northport, Marsden Point Refinery, Hauturu (Little Barrier Island) and Hato Petera College – sale of Crown Grants Lands.

The inquiry panel for Stage 1 and 2 was presided over by Jude Coxhead.

Stage 2 hearings concluded in October 2017. Final closing submissions were received in May 2018. The inquiry is now in the report writing phase.

The Tribunal released its pre-publication version of part 1 of Tino Rangatiratanga me te Kāwanatanga: The Report on Stage 2 of the Te Paparahi o Te Raki Inquiry in December 2022.

A ceremony to hand over the final published version of the report was held on 9 December 2023 at Waitangi Treaty grounds in the Bay of Islands.

To read the full versions of the Te Paparahi o Te Raki (Northland) Stage 2 reports please click the links below:

### **Volume 1**

[Tino Rangatiratanga me te Kāwanatanga: The Report on Stage 2 of the Te Paparahi o Te Raki Inquiry \(justice.govt.nz\)](https://justice.govt.nz/tino-rangatiratanga-me-te-kawanatanga-the-report-on-stage-2-of-the-te-paparahi-o-te-raki-inquiry)

### **Volume 2**

[Tino Rangatiratanga me te Kāwanatanga: The Report on Stage 2 of the Te Paparahi o Te Raki Inquiry, Part I \(justice.govt.nz\)](https://justice.govt.nz/tino-rangatiratanga-me-te-kawanatanga-the-report-on-stage-2-of-the-te-paparahi-o-te-raki-inquiry-part-1)

### **Volume 3**

[Tino Rangatiratanga me te Kāwanatanga: The Report on Stage 2 of the Te Paparahi o Te Raki Inquiry, Part I \(justice.govt.nz\)](https://justice.govt.nz/tino-rangatiratanga-me-te-kawanatanga-the-report-on-stage-2-of-the-te-paparahi-o-te-raki-inquiry-part-1)

## **MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND NEXT STEPS**

That Te Kuaka receive this report and note the Te Paparahi o Te Raki (Northland) Stage 2 Report Recommendations attached.

These recommendations are included in **Volume 3 – Tino Rangatiratanga me te Kāwanatanga: The Report on Stage 2 of the Te Paparahi o Te Raki - Chapter 12.2 on pages 1468 – 1470.**

A workshop is scheduled for May 2024. Staff are engaging external guest speakers/facilitators and a final date will be notified to the Committee members as soon as practicable.

## **PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**

There are no budgetary implications for receiving this report

## **ĀPITIHINGA / ATTACHMENTS**

1. **Recommendations - Te Paparahi o Te Raki - Volume 3 - section 12.3 - A4658933** [↓](#) 

12.2

TINO RANGATIRATANGA ME TE KĀWANATANGA

grew, the Crown sought to extend its authority into Māori communities as quickly as possible, and continued to prioritise settler demands for Māori lands and resources. The primary vehicle for the Crown's assimilationist policies was the Native Land Court, which undermined the rangatiratanga of hapū communities and disrupted their ability to exercise tikanga. As tribal structures were progressively eroded during this period, the Te Raki Māori economy was simultaneously dismantled, resulting in material poverty for many.

The prejudicial impacts of the Crown's nineteenth century acts and omissions were clearly apparent by 1900. They have been severe and lasting. Te Raki Māori now hold only a small proportion of the land in the district, and their tikanga has been marginalised. Instead of the equal authority they had been promised, their lives and resources are now governed by a range of local councils and Crown agencies in which they have only a limited place and role.

To settle these grievances and restore its honour, the Crown should now enter into discussions with Te Raki Māori about how full restoration of their tino rangatiratanga can be effected in a contemporary context. We are cautious not to pre-empt work that is likely ongoing to establish which groups should carry out these negotiations on behalf of the claimants. However, the negotiations will need to be sensitive to the different structures of tribal authority that exist in Te Raki, and within Ngāpuhi, and seek to provide for the exercise of both hapū and iwi rangatiratanga. In our view, a crucial first step will be for the Crown to recognise the agreement in te Tiriti as described in our stage 1 report, and our conclusion that the Crown did not acquire sovereignty through an informed cession by the rangatira who signed te Tiriti at Waitangi, Waimate, and Māngungu.<sup>58</sup> Only then can the parties move forward with a shared understanding, and begin to take steps towards giving practical effect to the agreement that they entered into in 1840, today.

Any new institutional arrangements agreed upon should provide for Te Raki hapū and iwi to exercise the tino rangatiratanga they were guaranteed in te Tiriti, alongside other Crown agencies and local authorities

### 12.2 RECOMMENDATIONS

By 1900, the Crown had extended its substantive authority over much of Te Paparahi o Te Raki in breach of treaty principles, despite the objections, protests, and aspirations of many rangatira. In our view, from the very outset of the treaty relationship there were clear signs that the Crown's intentions for the colonisation of New Zealand were inconsistent with the undertakings it had made to Te Raki Māori prior to the signing of te Tiriti, and in the agreement itself. Hobson's proclamations of sovereignty were the first step to setting the treaty on a different course, whereby the Crown would assert itself as the superior authority. Only five years later, the Crown conducted a war to bring Ngāpuhi under its substantive sovereignty. In the following years, the Crown neglected Ngāpuhi concerns until it was assured of their 'loyalty'. From the 1850s, the Crown also began to make sweeping constitutional changes that further departed from te Tiriti and transferred responsibility for its treaty obligations to the colonial Government and settler-led Parliament without specific safeguards for Māori. As settler influence

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CONCLUSIONS AND RECOMMENDATIONS

12.2



The Tribunal completed hearings for the Te Paparahi o Te Raki inquiry on 20 October 2017 at the Copthorne, Waitangi, after 31 weeks of hearings.

within their rohe. There are optimistic signs that this is not out of reach for the parties. We note that Te Raki Māori have remained committed to te Tiriti as the foundation for their relationship with the Crown, despite the fact that its guarantees and obligations have been neglected for so many years, and little redress for past breaches has been forthcoming. Furthermore, we are conscious that in recent years government organisations have begun taking a greater interest in treaty rights of Māori at a national and local level, and steps undertaken to provide some Te Raki hapū with a greater say in aspects of governance within their rohe. We have no doubt that this will be a complex task requiring perseverance and good will from both parties. For that reason, we think this work should begin as soon as possible to establish the basis upon which parties can together move forward towards a settlement.

In order to assist the parties with this work, we recommend that:

- the Crown acknowledge the treaty agreement which it entered with Te Raki rangatira in 1840, as explained in our stage 1 report;
- the Crown make a formal apology to Te Raki hapū and iwi for its breaches of te Tiriti/the Treaty and its mātaḡono/principles for:
  - Its overarching failure to recognise and respect the tino rangatiratanga of Te Raki hapū and iwi.
  - The imposition of an introduced legal system that overrode the tikanga of Te Raki Māori.
  - The Crown's failure to address the legitimate concerns of Ngāpuhi leaders following the signing of te Tiriti, instead asserting its authority without adequate regard for their tino

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12.2

TINO RANGATIRATANGA ME TE KĀWANATANGA

rangatiratanga which resulted in the outbreak of the Northern War.

- The Crown's egregious conduct during the Northern War.
  - The Crown's imposition of policies and institutions that were designed to wrest control and ownership of land and resources from Te Raki Māori hapū and iwi, and which effected a rapid transfer of land into Crown and settler hands.
  - The Crown's refusal to give effect to the Tiriti/Treaty rights of Te Raki Māori within the political institutions and constitution of New Zealand, or to recognise and support their paremata and komiti despite their sustained efforts in the second half of the nineteenth century to achieve recognition of and respect for those institutions in accordance with their tino rangatiratanga.
- That all land owned by the Crown within the inquiry district be returned to Te Raki Māori ownership as redress for the Crown's breaches of te Tiriti/the Treaty and ngā mātapono o te Tiriti/the principles of the Treaty.
  - That the Crown provide substantial further compensation to Te Raki Māori to restore the economic base of the hapū, and as redress for the substantial economic losses they suffered as a result of the Crown's breaches of te Tiriti/the Treaty and ngā mātapono o te Tiriti/the principles of the Treaty.
  - That the Crown enter discussions with Te Raki Māori to determine appropriate constitutional processes, and institutions at national, iwi, and hapū levels to recognise, respect, and give effect to their Tiriti/Treaty rights. Legislation, including settlement legislation, may be required if the claimants so wish.

The Tribunal reserves the right to make further recommendations on the matters addressed in this part of our report in subsequent volumes.

#### Notes

1. 'Proceedings of the Kohimarama Conference', 1 September 1860, *Maori Messenger/Te Karere Maori*, p 19; David Armstrong and Evald Subasic, 'Northern Land and Politics, 1860–1910', report commissioned by the Crown Forestry Rental Trust, 2007 (doc A12), pp 111–112.
2. Crown statement of position and response (#1.3.2); Crown closing submissions (#3.3.402).
3. Waitangi Tribunal, *He Whakaputanga me te Tiriti/The Declaration and the Treaty: The Report on Stage 1 of the Te Paparahi o Te Raki Inquiry*, Wai 1040 (Wellington: Legislation Direct, 2014), pp 526, 529.
4. *Ibid*, pp 524–525, 529.
5. *New Zealand Maori Council v Attorney-General* [1987] 1 NZLR 641 at 671, 690 (CA); Philip Joseph, *Joseph on Constitutional and Administrative Law*, 5th ed (Wellington: Thomson Reuters New Zealand Ltd, 2021), pp 52–53.
6. Joseph, *Joseph on Constitutional and Administrative Law*, p 47.
7. Waitangi Tribunal, *He Whakaputanga me te Tiriti*, Wai 1040, pp 299–300, 306.
8. *Ibid*, p 299.
9. Donald M Loveridge, "An Object of the First Importance": Land Rights, Land Claims and Colonization in New Zealand, 1839–1852, report commissioned by the Crown Law Office, 2004 (Wai 863 R01, doc A81), pp 24–26.
10. Waitangi Tribunal, *He Whakaputanga me te Tiriti*, Wai 1040, pp 45–47.
11. Vincent O'Malley, 'Northland Crown Purchases, 1840–1865', report commissioned by the Crown Forestry Rental Trust, 2006 (doc A6), p 30; Loveridge, "An Object of the First Importance" (Wai 863 R01, doc A81), p 55.
12. Dr Manuka Henare, Dr Hazel Petrie, and Dr Adrienne Puckey, "He Whenua Rangatira": Northern Tribal Landscape Overview (Hokianga, Whangaroa, Bay of Islands, Whāngārei, Mahurangi and Gulf Islands), report commissioned by the Crown Forestry Rental Trust, 2009 (doc A37), pp 224–232, 365–366; Erima Henare (doc A30(c)), p 7; Hirini Henare, transcript 4.1.1, Te Tii Marae, Waitangi, pp 77–78; Patu Hohepa, transcript 4.1.1, Te Tii Marae, Waitangi, pp 108, 114, 154, 165; Erima Henare, transcript 4.1.1, Te Tii Marae, Waitangi, p 310; Bruce Gregory (doc B22), p 8; Buck Korewha (doc C4), p 14; Waitangi Tribunal, *He Whakaputanga me te Tiriti*, Wai 1040, pp 30–31.
13. Patu Hohepa, transcript 4.1.30, Terenga Parāoa Marae, Whāngārei, p [791].
14. Waitangi Tribunal, *He Whakaputanga me te Tiriti*, Wai 1040, p 523.
15. *Ibid*, pp 213, 300–31, 306.
16. Rose Daamen, Paul Hamer, and Barry Rigby, *Auckland*, Waitangi Tribunal Rangahaua Whanui Series (Wellington: Waitangi Tribunal, 1996) (doc H2), p 74.
17. Associate Professor Manuka Henare, Dr Angela Middleton, and Dr Adrienne Puckey, 'He Rangi Mauroa Ao te Pō: Melodies Eternally New', report commissioned by the Te Aho Claims Alliance, 2013 (doc E67), p 247.
18. Dr Grant Phillipson, 'Bay of Islands Maori and the Crown,

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**6.5 TE KUAKA- TE AO MĀORI COMMITTEE OPEN RESOLUTIONS UPDATE APRIL 2024****File Number: A4647627****Author: Imrie Dunn, Democracy Advisor****Authoriser: Casey Gannon, Manager - Democracy Services****TAKE PŪRONGO / PURPOSE OF THE REPORT**

To provide Te Kuaka - Te Ao Māori Committee (Te Kuaka) with an overview of outstanding Committee decisions from 29 June 2023.

**WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY**

- Open resolutions are a mechanism to communicate progress against decisions/resolutions.
- Open resolutions are also in place for all formal elected member meetings.

**TŪTOHUNGA / RECOMMENDATION**

**That Te Kuaka – Te Māori Committee receive the report Te Kuaka – Te Ao Māori April 2024 Open Resolution Report.**

**1) TĀHUHU KŌRERO / BACKGROUND**

Any resolution or decision from a meeting is compiled on an open resolution status report, to capture actions triggered by Te Kuaka - Te Ao Māori Committee decisions. Staff provide updates on progress against tasks that are not yet completed.

The open resolution report also includes outstanding actions from previous triennium committees.

**2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS**

The outstanding tasks are often multi-facet projects that take longer to fully complete. Where a decision differs to the recommendation of staff there may be unintended consequences or challenges that take longer for staff to work through.

**TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION.**

To provide Te Kuaka – Te Ao Māori Committee with an overview of outstanding decisions from 29 June 2023.

**3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**

There are no financial implications or need for budgetary provision in receiving this report.

**ĀPITIHINGA / ATTACHMENTS**

1. Open Resolution Report - A4656207  

OPEN RESOLUTION REPORT			
<b>Division:</b> <b>Committee:</b> Te Kuaka – Te Ao Māori Committee <b>Officer:</b>		<b>Printed:</b> Monday, 8 April 2024 12:29:33 pm <b>Date From:</b> 29/06/2023 <b>Date To:</b> 8/04/2024	
Meeting	Title	Resolution	Notes
Te Kuaka – Te Ao Māori Committee 8/08/2023	Proposed District Plan Hearing Process and Hearing Panel	<b>RESOLUTION 2023/3</b>  Moved: Kōwhai – Deputy Mayor Kelly Stratford Seconded: Cr John Vujcich  <b>That Te Kuaka – Te Ao Māori Committee recommend to Council:</b>  a) approve of the updated list of approved Independent Commissioners (Attachment 1 - Commissioners with 'Making good decisions' certification – July 2023).  b) rescind part of the 11 February 2010 delegation 10.2 Hearing Delegations for District Plan Changes <i>“And that Councillors will be appointed to the hearing panel for Council initiated plan changes by Council;”</i> and replace with <i>“And that Councillors may be appointed to the hearing panel for Council initiated plan changes by Council”</i> .  c) rescind part of the 5 September 2022 delegation 5.2 Expressions of Interest for Independent Hearings Commissioners <i>“d) make recommendations on public and private plan changes; and”</i> and replace with <i>“d) hear and determine or make recommendations on public and private plan changes; and”</i> .  d) confirm a Proposed District Plan hearing panel of five panel members, including two with chairing endorsement and one with skills and expertise in matters relating to Te Tiriti O Waitangi/Treaty of Waitangi, Kaupapa Māori and Mātauranga Māori.  <b>CARRIED</b>	<b>14 Feb 2024 10:54am Dunn, Imrie - Reallocation</b> Action reassigned to Wooster, Tammy by Dunn, Imrie <b>08 Apr 2024 11:14am Baker, Marlema</b> This report was tabled in the 8 August 2023 Te Kuaka meeting agenda. The following resolution was carried., That Te Kuaka – Te Ao Māori Committee recommend to Council:, a) approve of the updated list of approved Independent Commissioners (Attachment 1 - Commissioners with 'Making good decisions' certification – July 2023)., b) rescind part of the 11 February 2010 delegation 10.2 Hearing Delegations for District Plan Changes “And that Councillors will be appointed to the hearing panel for Council initiated plan changes by Council;” and replace with “And that Councillors may be appointed to the hearing panel for Council initiated plan changes by Council”, c) rescind part of the 5 September 2022 delegation 5.2 Expressions of Interest for Independent Hearings Commissioners “d) make recommendations on public and private plan changes; and” and replace with “d) hear and determine or make recommendations on public and private plan changes; and”, d) confirm a Proposed District Plan hearing panel of five panel members, including two with chairing endorsement and one with skills and expertise in matters relating to Te Tiriti O Waitangi/Treaty of Waitangi, Kaupapa Māori and Mātauranga Māori., CARRIED, At the meeting held 24 August 2023 Council considered this item (6.8 Committee Recommendations and Resolutions - August 2023) and the item was carried, No further action required
Te Kuaka – Te Ao Māori Committee 7/09/2023	Te Reo Māori and Tikanga Policy	<b>RESOLUTION 2023/7</b>  Moved: Kahika - Mayor Moko Tepania	<b>14 Feb 2024 11:30am Harding, Llani</b>

OPEN RESOLUTION REPORT			
<b>Division:</b> <b>Committee:</b> <b>Officer:</b>		<b>Printed:</b> Monday, 8 April 2024 12:29:33 pm <b>Date From:</b> 29/06/2023 <b>Date To:</b> 8/04/2024	
Te Kuaka – Te Ao Māori Committee			
Meeting	Title	Resolution	Notes
		Seconded: Cr Tāmati Rākena <b>That Te Kuaka – Te Ao Māori Committee</b> a) recommend that Council approve the Te Reo Māori and Tikanga Policy. And b) authorises the Chief Executive to make minor changes to the Te Reo Maori and Tikanga Policy to correct grammatical or spelling errors, or formatting. <b>CARRIED</b>	The Te Reo and Tikanga Policy is currently in action and Te Hono are supporting staff to implement vai Te Pae o Uta guidance and support. A number of immediate actions have been made to implement this policy including Renaming of our Council name and Signage being replaced <b>05 Apr 2024 4:54pm Harding, Llani</b> The Te Reo and Tikanga Policy is currently operative in council. Te Hono are now developing a Te Reo Action plan to further support the Policy and Te Pae o Uta
Te Kuaka – Te Ao Māori Committee 7/09/2023	Te Pae o Uta - Te Ao Maori Framework	<b>RESOLUTION 2023/8</b> Moved: Te Kahu o Taonui Representatives Seconded: Kahika - Mayor Moko Tepania <b>That Te Kuaka – Te Ao Māori Committee</b> a) recommend that Council approve the Te Pae o Uta – Te Ao Māori Framework, and b) authorises the Chief Executive to make minor changes to the Te Pae o Uta – Te Ao Māori Framework to correct grammatical or spelling errors, or formatting. <b>CARRIED</b>	<b>14 Feb 2024 11:34am Harding, Llani</b> Te Pae o Uta is currently in the Design stages of Implementation and will be ready for staff roll out by 1 July. <b>05 Apr 2024 4:55pm Harding, Llani</b> Te Pae o Uta is now operative. Te Hono continue to implement the framework through Council and will continue to provide updates to Te Kuaka bi-monthly
Te Kuaka – Te Ao Māori Committee 3/10/2023	Proposed District Plan Hearing Panel and Delegated Authority	<b>RESOLUTION 2023/12</b> Moved: Kōwhai – Deputy Mayor Kelly Stratford Seconded: Cr Ann Court <b>That Te Kuaka – Te Ao Māori Committee recommend that Council:</b>	<b>14 Feb 2024 10:54am Dunn, Imrie - Reallocation</b> Action reassigned to Wooster, Tammy by Dunn, Imrie <b>08 Apr 2024 11:23am Baker, Marlema</b>

OPEN RESOLUTION REPORT			
<b>Division:</b> <b>Committee:</b> Te Kuaka – Te Ao Māori Committee <b>Officer:</b>		<b>Printed:</b> Monday, 8 April 2024 12:29:33 pm <b>Date From:</b> 29/06/2023 <b>Date To:</b> 8/04/2024	
Meeting	Title	Resolution	Notes
		<p>a) rescind d) of resolution 2023/101 carried at the 24 August 2023 Council meeting and replace it with d) “confirm a Proposed District Plan hearing panel of:</p> <p>i) five independent panel members, including two with chairing endorsement and one with skills and expertise in matters relating to Te Tiriti O Waitangi/Treaty of Waitangi, Kaupapa Māori and Matauranga Māori; and</p> <p>ii) one optional Councillor panel member made up of either Deputy Mayor Stratford, Councillor Foy, Councillor Halkyard-Harawira or Councillor McNally where:</p> <p>a) they are not conflicted; and</p> <p>b) are accredited having done the making good decisions course.”</p> <p>b) approve delegated authority for the Proposed District Plan hearings panel to make recommendations to Council.</p> <p><u>Against:</u> Cr Ann Court and Mate Radich</p> <p style="text-align: right;"><b>CARRIED</b></p> <p><i>NOTE: An external legal opinion in writing is requested before the 19 October Council meeting related to conflicts of interest for elected members.</i></p>	<p>At the Te Kuaka meeting held 8 October 2023 the committee considered Item 5.1 Proposed District Plan Hearing Panel and Delegated Authority: the following resolution was carried., That Te Kuaka – Te Ao Māori Committee recommend that Council:, a) rescind d) of resolution 2023/101 carried at the 24 August 2023 Council meeting and replace it with d) “confirm a Proposed District Plan hearing panel of:, i) five independent panel members, including two with chairing endorsement and one with skills and expertise in matters relating to Te Tiriti o Waitangi/Treaty of Waitangi, Kaupapa Māori and Matauranga Māori; and , ii) one optional Councillor panel member made up of either Deputy Mayor Stratford, Councillor Foy, Councillor Halkyard-Harawira or Councillor McNally where:, a) they are not conflicted; and, b) are accredited having done the making good decisions course.”, b) approve delegated authority for the Proposed District Plan hearings panel to make recommendations to Council., Against: Cr Ann Court and Mate Radich, CARRIED, At the meeting held 19 October 2023 Council considered this item (6.7 Committee Recommendations and Resolutions - October 2023) and the item was carried, No further action required</p>
Te Kuaka – Te Ao Māori Committee 28/11/2023	Climate Action Policy	<p><b>RESOLUTION 2023/11</b></p> <p>Moved: Cr Hilda Halkyard-Harawira</p> <p>Seconded: Kahika - Mayor Moko Tepania</p>	<p><b>08 Apr 2024 11:26am Baker, Marlema</b></p> <p>At the meeting held 28 November 2023 the Te Kuaka committee considered this report and made the following resolution:, That the Te Kuaka Te Ao Māori Committee endorse the Climate Action Policy and support its early socialisation with iwi/hapu/whanau., CARRIED, Next steps are: How this report will be socialised with Iwi/Hapu</p>

OPEN RESOLUTION REPORT			
<b>Division:</b> <b>Committee:</b> Te Kuaka – Te Ao Māori Committee <b>Officer:</b>		<b>Printed:</b> Monday, 8 April 2024 12:29:33 pm <b>Date From:</b> 29/06/2023 <b>Date To:</b> 8/04/2024	
Meeting	Title	Resolution	Notes
		<p>That the Te Kuaka Te Ao Māori Committee endorse the Climate Action Policy and support its early socialisation with iwi/hapu/whanau.</p> <p style="text-align: right;"><b>CARRIED</b></p>	
Te Kuaka – Te Ao Māori Committee 28/11/2023	Ratings Relief Policy Amendments	<p><b>RESOLUTION 2023/13</b></p> <p>Moved: Kahika - Mayor Moko Tepania            Seconded: Cr Tāmati Rākena</p> <p><b>That the Te Kuaka – Te Ao Māori Committee:</b></p> <p>a) receive the report Ratings Relief Policy Amendments</p> <p>b) request staff review implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to decrease rating debt and report back to Te Kuaka – Te Ao Māori Committee 22 February 2024.</p> <p style="text-align: right;"><b>CARRIED</b></p>	<p><b>05 Apr 2024 4:57pm Harding, Liani</b>            An update on the Staff workshop will be provided at the 22nd April Te Kuaka meeting</p>
Te Kuaka – Te Ao Māori Committee 28/11/2023	Review of Memorandum of Understanding (MOU) Between Council, and Iwi and Hapu	<p><b>RESOLUTION 2023/15</b></p> <p>Moved: Cr Tāmati Rākena            Seconded: Cr Hilda Halkyard-Harawira</p> <p><b>That the Te Kuaka – Te Ao Māori Committee;</b></p> <p>a) receive this report <i>and</i></p> <p>b) endorse the approach of developing a Charter of Understanding outlining Councils broader approach to partnership, with specific Memorandum of Partnerships (MoPs) attached and tailored to Iwi and Hapū partners.</p> <p style="text-align: right;"><b>CARRIED</b></p>	<p><b>05 Apr 2024 4:56pm Harding, Liani</b>            The MOU review is in operation. CE Guy Holroyd has completed 9 out of 13 face to face hui with Iwi. An MOU update will be provided at each Te Kuaka meeting</p>

OPEN RESOLUTION REPORT			
<b>Division:</b> <b>Committee:</b> Te Kuaka – Te Ao Māori Committee <b>Officer:</b>		<b>Printed:</b> Monday, 8 April 2024 12:29:33 pm <b>Date From:</b> 29/06/2023 <b>Date To:</b> 8/04/2024	
Meeting	Title	Resolution	Notes
Te Kuaka – Te Ao Māori Committee 22/02/2024	Te Kuaka- Te Ao Māori Committee Open Resolutions Update February 2024	<b>RESOLUTION 2024/8</b> Moved: Cr Tāmami Rākena Seconded: Kōwhai – Deputy Mayor Kelly Stratford <b>That Te Kuaka - Te Ao Māori Committee:</b> a) receive the February open resolution report; b) request an extraordinary workshop in urgency due to Long-Term Plan timeline constraints to enable EMs to discuss the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt; c) recommend that Council direct CEO to include the consultation item for the implementation of Local Government (Rating of Whenua Māori) Amendment Act 2021 to address rating debt as part of this Long-Term Plan consultation document.  <i>Note: Democracy Services will follow up on the Open Resolutions that were not included on the February register.</i>	<b>10 Apr 2024 1:30pm Dunn, Imrie</b> A Staff only workshop was held on the 26 <sup>th</sup> March 2024. Staff will provide an update in the Progress Update on Outstanding Reports to the Committee coming to the 22 April meeting.

## 6.6 TE PUNA O KUPENUKU UPDATE

**File Number:** A4541172

**Author:** Michelle Rockell, Team Leader - Property Management

**Authoriser:** Kevin Johnson, Group Manager - Delivery and Operations

### TAKE PŪRONGO / PURPOSE OF THE REPORT

To provide an update to the Te Kuaka – Te Ao Māori Committee in regard to Te Puna o Kupenuku, current leaseholders of 78 Parnell Street, Rawene, also known as the old Rawene Campus.

### WHAKARĀPOOTO MATUA / EXECUTIVE SUMMARY

- Te Puna o Kupenuku presented a deputation to Te Kuaka – Te Ao Māori Committee in November 2023.
- From this deputation, it was decided to hold a meeting with key council staff, Elected Members and Te Puna o Kupenuku representatives to discuss the future of the lease. This meeting was held on 14<sup>th</sup> February 2024.
- This report details the events and outcomes from this meeting.

### TŪTOHUNGA / RECOMMENDATION

**That Te Kuaka – Te Ao Māori Committee receives the report: Te Puna o Kupenuku Update.**

### 1) TĀHUHU KŌRERO / BACKGROUND

On 12 February 2024, council staff, the Mayor and Kaikohe – Hokianga Community Board Chairperson met in preparation for the meeting organised with Te Puna o Kupenuku on 14 February 2024.

During this meeting, it was noted that Far North District Council would be open to beginning the process of a new, longer-term lease with Te Puna o Kupenuku, as long as the group could provide enough information to support this request.

Additionally, the Memorandum of Understanding between Far North District Council and Te Puna o Kupenuku was discussed as it expired on 30 December 2023. Council staff have presented Te Puna o Kupenuku with an updated Memorandum of Understanding for their review.

Condition assessment overviews were presented regarding the 11 buildings located on the property, all of which require substantial amount of maintenance and renewal work. It is expected to cost on average \$148,414.00 each year for the next 10 years to carry out renewal and maintenance works as per the assessment. Under the current lease, all building maintenance and upkeep is the responsibility of Te Puna o Kupenuku.

On 14 February 2024, the Mayor, Elected Members and Far North District Council staff met with Te Puna o Kupenuku and Te Pūkenga representatives at the campus to discuss potential mutually agreeable solutions to the challenges the campus faces.

Ngāti Hau, Ngāti Kaharau and Te Māhurehure expressed a desire to have the land and all assets located at 78 Parnell Street returned to their ownership. It is important to note that the buildings were previously owned by the former Northtec – when their lease was terminated, the buildings became property of Far North District Council.

Te Pūkenga advised that it is currently too risky for them to invest time and money into courses for Te Puna o Kupenuku due to the current duration of the lease. The New Zealand Qualifications Authority do not approve of any current investments into the campus.

Te Puna o Kupenuku requested a letter of support from Far North District Council which details that Council supports the remaining 7 years of the current lease. This letter will assist any current funding

endeavors and encourage commencement of new courses until expiry of the lease. (See attachment).

There appeared to be support from Elected Members and the Kaikohe – Hokianga Community Board Chair to enter into a new 30-year lease with Te Puna o Kupenuku. A long-term lease will allow Te Puna o Kupenuku to continue providing courses to the public whilst commencing the process to return the land.

Staff are yet to receive an official request in writing from Te Puna o Kupenuku.

Should this process commence, the steps will be as follows:

- A report will be presented to the Kaikohe – Hokianga Community Board for recommendation to Council on the initiation of public consultation for the granting of a new lease to Te Puna o Kupenuku.
- Council will then make a decision on the resolution to initiate public consultation.
- An update report will be presented to Te Kuaka – Te Ao Māori Committee.
- Staff develop the engagement plan. Once complete, public consultation will commence, lasting 4-6 weeks.
- Public submissions are collated and anyone who wishes to be heard may present a verbal submission to the Kaikohe – Hokianga Community Board meeting after public consultation finalises.
- A report is then presented to the Kaikohe – Hokianga Community Board for recommendation to Council on the granting of a new lease to Te Puna o Kupenuku.
- Council will then resolve on the granting of a new lease to Te Puna o Kupenuku.
- An update report will be presented to Te Kuaka – Te Ao Māori Committee.

It is expected that this process will take roughly 8-12 months to complete.

## **2) MATAPAKI ME NGĀ KŌWHIRINGA / DISCUSSION AND OPTIONS**

Far North District Council staff have approached Te Puna o Kupenuku and have proposed that the group could request a new 30-year ground lease and transfer of the ownership of the 11 buildings to Te Puna o Kupenuku.

Te Puna o Kupenuku have advised they will discuss this option with other Board members and hapū and provide their response to council staff.

Council staff will continue to present bi-monthly reports to the Te Kuaka – Te Ao Māori Committee updating on any changes or progress made with Te Puna o Kupenuku.

The next report will be presented on 27 June 2024.

## **TAKE TŪTOHUNGA / REASON FOR THE RECOMMENDATION**

A long-term 30-year lease will provide Te Puna o Kupenuku with the longevity and security they require to continue providing long duration courses (such as nursing, dental and medical courses) and support their requests for funding necessary to upkeep the buildings.

Whilst the New Zealand Qualifications Authority do not currently support any investments into Te Puna o Kupenuku, they have advised that the site is of prime interest and will invest with a long-term lease in place.

Te Puna o Kupenuku are aware that whilst this option has been presented by council staff, the final decision in the granting of any lease will fall to Elected Members.

## **3) PĀNGA PŪTEA ME NGĀ WĀHANGA TAHUA / FINANCIAL IMPLICATIONS AND BUDGETARY PROVISION**


Far North District Council does not have any budget to carry out the renewal or maintenance work detailed in the condition assessment within the next 10 years. Current agreements within the lease with Te Puna o Kupenuku are that all building maintenance is their responsibility.



This recommendation would remove any maintenance or renewal work responsibilities from Far North District Council as ownership of the buildings would be that of Te Puna o Kūpenuku.

Council staff would continue to check in regularly with Te Puna o Kūpenuku to ensure the buildings are being maintained.

### **ĀPITI HANGA / ATTACHMENTS**

1. **TPoK letter of Support - 3 April 2024 - A4648459** [↓](#) 



**HE ARA TĀMATA**  
**CREATING GREAT PLACES**  
*Supporting our people*

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3 April 2024

**To:** TE PUNA O KUPENUKU INCORPORATED  
C/ - Te Puna O Kupenuku Committee

Kei tei rangatira, tēnā koe

**RE: Te Puna O Kupenuku Campus Rawene – 78 Parnell Street, Rawene - Deed of Lease for land and buildings with Commencement date 6 April 2021**

Council entered a deed of lease with Te Puna o Kupenuku ("TPoK"), with commencement date of 6 April 2021. The term of the lease is 5 years with a 5-year right of renewal, a total of 10 years expiring April 2031.

The lease allows TPoK, a community and hapu-based organization, to use the Council's Educational Reserve land and buildings thereon for training and community education/mātauranga programmes and enables TPoK to manage the land and buildings on behalf of and for the benefit of Hokianga communities enabling them to grow into vibrant, healthy, safe, connected, and sustainable hapori.

Council is committed to working with TPoK in the long-term to support economic, cultural and environmental development and growth of the Hokianga communities and hopes the current and future lease(s) of Te Puna O Kupenuku Rawene Campus Rawene will only be the beginning and a first step in Council's long-term plan and vision to revitalise the Hokianga Education Campus.

In light of the above, Council confirms its support of the remaining term of the lease being 7 years from the date of this letter.

Ngā manaakitanga,

A handwritten signature in blue ink, appearing to read "Tania Steen", with a stylized flourish at the end.

Tania Steen  
Manager – Property & Facilities Management  
[Tania.steen@fndc.govt.nz](mailto:Tania.steen@fndc.govt.nz)

**7 TE WĀHANGA TŪMATAITI / PUBLIC EXCLUDED****RESOLUTION TO EXCLUDE THE PUBLIC****RECOMMENDATION**

**That the public be excluded from the following parts of the proceedings of this meeting.**

**The general subject matter of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:**

<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under section 48 for the passing of this resolution</b>
<b>7.1 - Confirmation of Previous Minutes</b>	s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons  s7(2)(h) - the withholding of the information is necessary to enable Council to carry out, without prejudice or disadvantage, commercial activities	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7
<b>7.2 - Patia o Matariki Waahi Tapu Memorandum of Understanding - Update</b>	s7(2)(g) - the withholding of the information is necessary to maintain legal professional privilege	s48(1)(a)(i) - the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist under section 6 or section 7

**8 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER**

**9 TE KAPINGA HUI / MEETING CLOSE**