

TARANAKI IWI TRUST

Taranaki Iwi Building Future Prosperity

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FROM THE CHAIR

Tokatumoana Walden



Nei ra te mihi ki a raatou kua riro atu raa, moe mai raa, moe mai raa, moe mai raa. Huri mai raa ki a koutou kei ngaa toopito katoa o te ika

roa e hora ake nei tatu atu ra ki te Waipounamu taea noatia ki te ao whaanui, teenaa koutou, teenaa koutou, teenaa koutou katoa.

Much has been accomplished since the decision of the Trustees of the Taranaki Iwi Trust in August 2009 to commit to settle our historical claims against the Crown by seeking a mandate from you as Uri of Taranaki Iwi. By committing to this process and attracting experienced and

capable people to assist we have achieved a strong mandate and a well considered robust plan to ensure we represent our Iwi in the Treaty of Waitangi settlement negotiations in the best possible manner. It has been the job of the Trustees and our Claims Leadership Team to ensure that the Taranaki Iwi settlement programme continues to build on past successes and learning's and remains as a model for other claimant groups. Regular communication by way of hui-a-iwi, newsletters, website and information booklets are key strategies adopted by the Trustees for ensuring that our people understand the claim and are informed of progress.

Our programme is based on our vision for settlement and key goals guided by a set of principles that have been adopted by the Trust. Ultimately this process is about building future prosperity for Taranaki Iwi. As Wayne Mulligan stated at a recent hui-a-iwi "the historical

actions of the Crown that affected our tupuna gives us this opportunity to negotiate a settlement that builds a prosperous future".

It is with pleasure that we provide this update. You will see that a significant amount of work has been undertaken to date focused on ensuring that we are prepared and well placed to enter into the Treaty Settlement Process.

The Trust is very pleased with the progress to date and heartened by the response we have had from you as Uri of Taranaki Iwi in terms of your support during our mandate hui and at recent hui-a-iwi. We hope that this edition will provide further information and insight into the achievements to date and work ahead. We also hope that you are able to join the Trust and other members of the iwi in welcoming Minister's of the Crown to mark the signing of Terms of Negotiation at Te Puniho Pa, on 17 March 2010.

TARANAKI IWI BUILDING A PROSPEROUS FUTURE

VISION

To create a strategic and durable settlement for Nga Uri o Taranaki Iwi, and in doing so, ensure that the iwi achieves:

- A comprehensive, robust and fair settlement of historical claims of Taranaki Iwi
- A settlement within as short a time as possible but consistent with the first objective
- A settlement that provides appropriate recognition and redress

PRINCIPLES

The settlement is to be durable, and provide for the overall spiritual, cultural and socio-economic wellbeing of Nga Uri. Key principles:

- Mandate to be held by Trust on behalf of Nga Uri o Taranaki
- Together as a collective
- Policy of inclusiveness
- Transparency
- Regular communication with Nga Uri o Taranaki
- Negotiate outcomes that are to the greatest possible benefit of Nga Uri o Taranaki

GOALS

- Oversee the effective and efficient negotiation of the most strategic settlement possible
- Negotiate settlement outcomes that are to the greatest possible benefit of Nga Uri
- Obtain a settlement that enables Taranaki Iwi to maximise opportunities in cultural, commercial, educational, health and social service fields
- Develop and recommend appropriate post-settlement structure options to receive and effectively manage settlement assets

OUR TARANAKI IWI CLAIM

We have longstanding claims against the Crown. These claims against the Crown have been expressed through petitions and protests made by Taranaki Iwi pahake (elders) since the 1840's. These petitions and protests contributed to the establishment, in the nineteenth and twentieth centuries, of various commissions of inquiry into lands confiscated from Taranaki. The most notable of these was the Royal Commission of Inquiry (Sim Commission).

Taranaki Iwi's claims were heard by the Waitangi Tribunal as part of the overall Taranaki hearings. The Waitangi Tribunal between 1990 and 1995 investigated 21 claims concerning Taranaki Maori made to the Waitangi Tribunal under section 6 of the Treaty of Waitangi Act. These Claims included claims of Taranaki Iwi. A considerable amount of time and effort was put in by Taranaki Iwi to ensure that there was sufficient research and submissions filed with the Waitangi Tribunal in

relation to our Claims.

In June 1996, the Tribunal released its interim report on the collective Taranaki claims (Wai 143) entitled "The Taranaki Report". In an interim report, the Tribunal found that, through confiscation, improper purchases, and the Compensation Court process, Taranaki Māori were left with insufficient lands to sustain themselves. Additionally, their right to autonomy was undermined - a right which the Tribunal noted was pivotal to the Treaty guarantees and to the relationship established between the Crown and Māori. The Tribunal also found that the perpetual lease regime was an injustice committed against Taranaki Māori, that Mount Taranaki was of extraordinary significance to local Māori, and that there was no valid legal basis for its confiscation.

In June 1996 the Waitangi Tribunal issued an interim report called the "Taranaki Report Kaupapa Tuatahi" giving its preliminary views on the

Taranaki Claims. This report was issued in order to speed up the process of negotiations in order to settle the Taranaki Claims which include those of Taranaki Iwi.

In December 2009 the Taranaki Iwi Trust submitted a Deed of Mandate to negotiate a proposed settlement package on behalf of Ngaa Uri o Taranaki Iwi. Following a submissions process and a separate assessment by Te Puni Kōkiri and the Office of Treaty Settlements, the Taranaki iwi Trust's mandate was recognised by letter from the Minister of Treaty of Waitangi Settlement Negotiations Hon Christopher Finlayson and the Minister of Māori Affairs Dr Pita Sharples on 26 February 2010. Terms of Negotiation are currently being worked through between the Claims Leadership Team and the Crown and it is envisaged that the Terms will be agreed between the two parties and signed at Te Puniho Pa, on 17 March 2010.



Trustees and Kaumatua



Attendees at the Christchurch Mandate Hui

TARANAKI IWI TRUST MANDATE RECOGNISED BY THE CROWN

Taranaki Iwi Trust asked Ngaa Uri o Taranaki for the mandate to settle historical claims of Taranaki Iwi. Hui were held in New Plymouth, Auckland, Wellington, Nelson, Christchurch and Dunedin during November-December 2009. The Hui unanimously supported Taranaki Iwi Trust ("Trust"). In December the Deed of Mandate of the Trust was submitted to the Crown and on 26 February 2010 – the Crown recognised the mandate of the Trust as the appropriate body to represent Taranaki Iwi in settlement negotiations with the Crown. The mandate sought by the Taranaki Iwi Trust authorizes the Trust to negotiate an initial (draft) Deed of Settlement (settlement package) with the Crown. Once the Trust and the Crown have agreed to an initial Deed of Settlement, the Trust must submit the Deed to Ngaa Uri o Taranaki. At this time all members of Taranaki Iwi have a say on whether the Deed is accepted or not.

Kaumatua Hui

On Sunday 28 February 2010 our Taranaki iwi kaumatua gathered at the Plymouth Hotel to be updated by the Trust on developments of the negotiations process to date. The meeting was well attended by our tauheke (elders) who enjoyed each other's company and the briefing from Trustees and the Claims Leadership Team Members. They were also pleased to see Hon Mahara Okeroa return to Taranaki to support the hui and the kaupapa. Following the claims update and presentation our tauheke (elders) enjoyed lunch and an opportunity to catch up and chat. The Trust thanks the strong support given by our tauheke (elders) for the work undertaken to date and the pathway before us. Nei raa te mihi ki a koutou i tautoko nei i teenei kaupapa nui moo taatou katoa o Taranaki Iwi.



Hui-a-iwi ki Te Potaka

Following the Kaumatua hui on Sunday 28 February a hui-a-iwi was held at Te Potaka Pa to provide an update on progress of the Taranaki Iwi Historical Claims. Trustees and Claims Leadership Team members provided information on the vision, goals and principles. Iwi members were stepped through the strategy, plan and structure to conduct settlement negotiations. Emphasis was placed on the amount of planning undertaken to ensure that we are well prepared before entering into formal negotiations with the Crown.

Questions from the floor included clarification about whether Parihaka would be dealt with as part of the structure and process developed to date. The Claims Leadership Team responded that it has always been the intention of the Taranaki Iwi Trust that aspects of Parihaka to the extent that they relate to Taranaki Iwi will be included as part of the Taranaki Iwi negotiations. He also highlighted that a working party will be formed to focus on Parihaka to identify the claims, grievances, issues and interests to assist in the development of a negotiations case.

Overall the hui supported the work to date and the robust planning and preparation that has been undertaken by the Trust and the Claims Leadership Team. Copies of the powerpoint presentation are available online at www.taranakiwiwi.org.nz or by contacting the Trust office.



Where are we in the Settlement Process?

To date focus has centred on preparedness - developing the strategy and structure to move this significant programme forward. In this regard the Trustees and Claims Leadership Team (CLT) have focused on building a strong foundation such as: internal organisational processes and procedures, financial and HR systems and the appropriate capacity and capability to guide this significant programme forward.

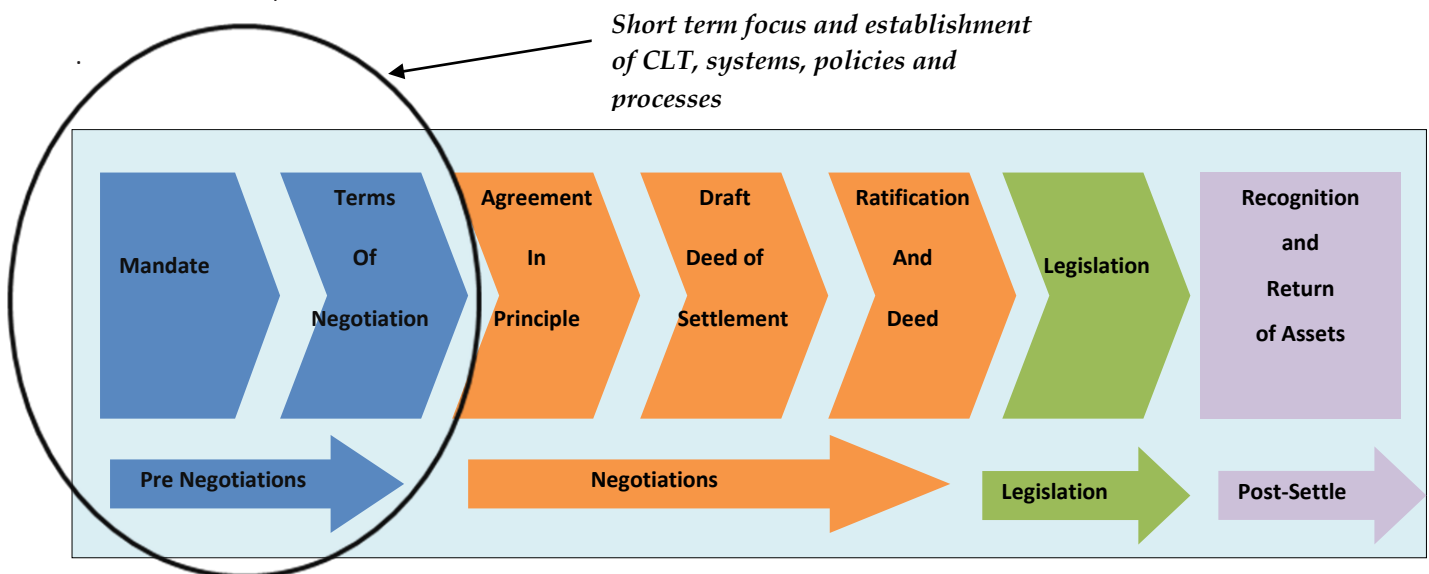
When the Taranaki Iwi Trust achieved a Deed of Mandate on 26 February 2010 for Negotiations we progressed to the Pre-Negotiations Stage of the Treaty Settlement process. During this stage of the settlement proceedings two key agreements need to be reached between the Taranaki Iwi Trust and the Crown to enable the Taranaki Iwi negotiations to proceed:

1. Claimant Funding:

The Crown indicated the contribution it is prepared to make to help with the cost of the Taranaki Iwi negotiations. The Trust has implemented internal processes and policies for the management of the claimant funding to account for the use of the funding in order to provide an assurance that the Crown contribution of funds is being spent on proper purposes.

2. Terms of Negotiation:

The Crown and mandated representatives (CLT) have discussed and are in the process of agreeing the 'ground rules', conditions and objectives of the negotiations, which will be set out in a formal written document. The Terms of Negotiation define the claimant group i.e. who will benefit from the settlement or settlements, and include agreement that: the negotiations are conducted in good faith and are without prejudice, that the settlement will be fair, durable, comprehensive and final, and will provide the foundation for an improved relationship with the Crown.



Taranaki Iwi Trust Achievements to Date

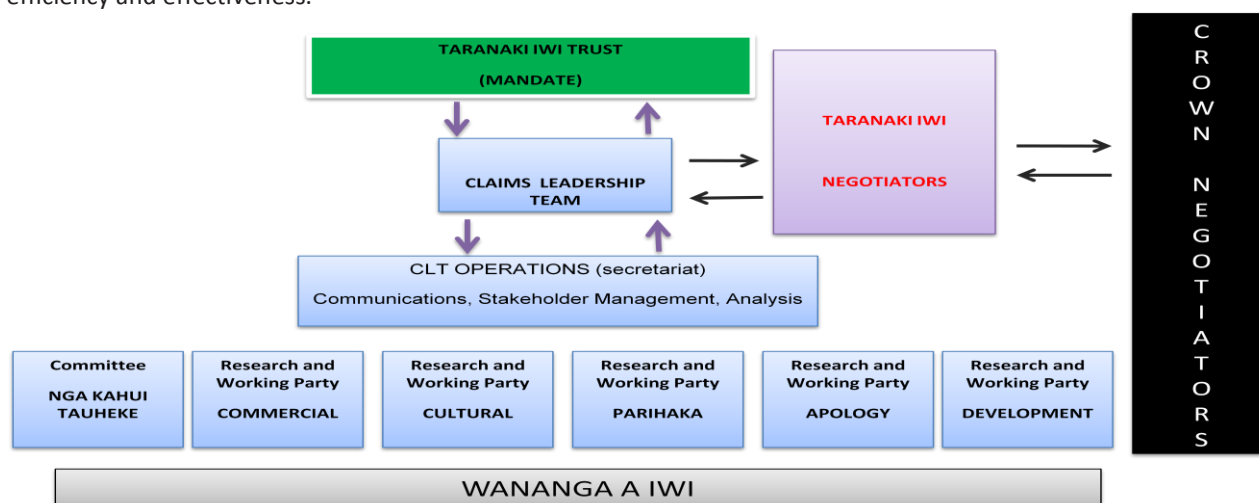
- Developed mandating and definitions plan
- Development of mandate strategy
- Conducted series of mandating hui throughout the Country (Nov-Dec 2009)
- Drafted and submitted deed of mandate (Dec 2009)
- Held 17 hui with stakeholders/ngaa uri
- Recognition of Deed of Mandate 26 February 2010
- Appointment of claims leadership team
- Appointment of counsel
- Completed strategy, business and project plan
- Secured OTS funding

Summary of Next Steps

- Set up management company
- Commence recruitment
- Draft Terms of Negotiations
- Signing Terms of Negotiation with Crown
- 17 March 2010 – Puniho
- Commence working parties
- Material for negotiation files
- Negotiate **to build future prosperity**

Our Structure for Negotiating a Settlement

Set out below is the structure that will be used to guide the comprehensive settlement negotiations. Much thought and consideration has gone into this model and it is underpinned by clear processes and policies to ensure it is robust, accountable and transparent. Fundamentally, the structure that has been developed and adopted is one which provides efficiency and effectiveness.



Wayne Mulligan

The structure contemplates the establishment of a Claims Leadership Team (CLT) which will be tasked with leading the settlement negotiations and overall programme to achieve the Trusts vision for settlement. The CLT may comprise up to 8 members with two members being current Trustees of the Taranaki Iwi Trust. Members will be appointed by the Trust according to skill, experience and competency. Jamie Tuuta and Wayne Mulligan have now been formally appointed by the Trust as Lead Members of the CLT and further members will be appointed in the coming weeks.



Jamie Tuuta

The CLT operations will be the engine room charged with not only providing secretariat functions but also analytical and policy directive. CLT operations will also assist the research and working party's to be established which will assist in building and informing a negotiations case. Contemplated in our model is the need to hold wananga-a-iwi to further involve and test the thinking around what informs our negotiation case and brief. Secondly, and more importantly to ensure that we build greater understanding among our iwi members of our past and the matters which have given rise to our ability to seek negotiate our historical settlement with the Crown.

Taranaki Iwi negotiators will be appointed following preparation of negotiation briefs and the negotiation case. This is expected to occur in the coming months. Negotiators will be appointed by the Trust following recommendations from the CLT and appointments will be based on a competency matrix.

Set out below is the current work programme:

Jan/Feb	March/April	May/June	July/August
CLT Objectives <ol style="list-style-type: none"> 1. Charter 2. Terms Of Reference 3. Negotiation Plan 4. Funding 	CLT Objectives <ul style="list-style-type: none"> • Resources • Negotiation Plan • Structure • Human Resources 	CLT Objectives <ul style="list-style-type: none"> • Negotiation Strategy • Coms Program • PR/Stakeholder Program 	CLT Objectives
OTS Milestones <ol style="list-style-type: none"> 1. Recognised Mandate 2. Funding Agreement Commitment 	OTS Milestones <ol style="list-style-type: none"> 3. Terms of Negotiation 	OTS Milestones	OTS Milestones

From the Office



Kerry Walsh

To date work has remained steady following the intense period prior to Christmas with the series of mandating hui. The office has continued to receive resource consents for various matters throughout the rohe. The Trust is also currently reviewing its policies and procedures manual. We are preparing to undertake a major registration drive and would encourage all currently registered members to ensure whanau members are either enrolled with the Trust or that details are updated. If you have any queries on matters relating to the Trust feel free to contact the Office. Ngaa mihi ki a koutou katoa.

Do we have your current postal or email address?

The Taranaki Iwi Trust need you to inform us of your new postal address, if you have moved. We have had mail returned back to this office. So you can participate in the business of the Trust **please either send us an email or a letter advising of your new postal address.**

I moohio raanei koe?

One hundred and fifty years ago, war erupted in Taranaki. It raged across Taranaki for 21 years, and its legacy lives on today. The first shots were fired at Waitara on 17 March 1860. It was the events at Waitara that the following saying was coined and remains with Taranaki Whaanui today "Ko Waitara, Ko Waitara, ko te raa teenei i mate ai te whenua, i mate ai te tangata" (Waitara, Waitara, the day the land and people were destroyed). Taranaki Iwi were involved in events leading to the Taranaki war of 1860. Taranaki rangatira such as Te Matakatea were involved in the siege of Te Karaka Pa and led fighting men of Taranaki to Kaipopo pa, Waireka, where they were involved in the battle of 28 March 1860, known as the 'Battle of Waireka'. This was the first of many incidents that saw settler houses and Māori farms and villages attacked and destroyed. Since the First Taranaki War, Taranaki Iwi occupied disputed land at Ōmata and Tataraimaka.



Omata Stockade – Battle of Waireka

Terms of Negotiation Signing Ceremony Between Taranaki Iwi and the Crown

He Karanga ki a koutou katoa ngaa uri o Taranaki Iwi kia huihui mai raa taatou ki Te Puniho Paa, Tarawainuku Marae, Kaimirumiru whare moo teenei kaupapa whakahirahira
Nau mai, haere mai, rarau mai

Te Puniho Paa
Wednesday 17 March 2010

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|---------------|--|
| 2:00pm | Whakatau for Taranaki Iwi |
| 3:00pm | Powhiri for Ministers of the Crown and other guests |
| 3:30pm | Terms of Negotiations
Speech by Minister for Treaty of Waitangi Negotiations
Speech by Tokatumoana Walden (Chair of Taranaki Iwi Trust) |
| 3:45pm | Terms of Negotiation Signing
Authorised signatories from the Crown and Taranaki Iwi Trust sign the Terms of Negotiation |
| 4:00pm | Haakari |

For further information please contact Kerry at the office on (06) 763 8550 or by email admin@taranaki.org.nz if you have any further queries.