

**WHAKATOHEA RAUPATU NEGOTIATING  
COMMITTEE  
MINUTES OF MEETING OF THE WHAKATOHEA  
RAUPATU NEGOTIATING COMMITTEE  
WAS HELD AT THE WHAKATOHEA MAORI  
TRUST BOARD, BOARDROOM ON  
SATURDAY, 17 FEBRUARY 1996  
COMMENCING AT 1.00PM**

**PRESENT:**           Tairongo Amoamo (Deputy Chairman)(Ngati Rua)  
                          John Delamere (Project Manager)  
                          Josie Gedson (Secretary)

|                        |   |               |
|------------------------|---|---------------|
| Frank Matchitt         | ) | Ngati Ngahere |
| Ranginui Walker        | ) | Ngati Patu    |
| Teriaki Amoamo         | ) | Ngati Rua     |
| Tuwhakairiora Williams | ) | Ngai Tama     |
| Matenga Biddle         | ) | Ngai Tama     |
| John Tai               | ) | Ngati Ira     |
| Bill Rewiri            | ) | Upokorehe     |

**APOLOGIES:**    Claude Edwards            )  
                          John Kameta                )  
                          John Hata                    )  
                          Tahu Taia                    )  
                          Charles Aramoana         )

Claims Manager  
Ngati Ira  
Ngati Patu  
Ngati Ngahere  
Upokorehe

**7 Members of the Public.**

The Project Manager John Delamere, apologised to the Committee for the misunderstanding in the timing of the meeting to be held today. He advised that a discussion was held at 10.00am with the five Committee Members who were in attendance. For the records, their attendance at 10.00am and their apologies for the 1.00pm meeting were noted.

The Project Manager John Delamere and Secretary Josie Gedson, explained that the Minutes were not available due to another computer failure. In the mean time as a temporary measure the Project Manager had provided a laptop to the Secretary for her use, but had been unable to print out the Minutes.

The Project Manager advised that he would be in a position to provide the Secretary with a computer within the following week.

Ranginui Walker (Ngati Patu): explained his absence from the Negotiators meeting held on 17 January 1996, as he had already arranged to take his annual leave during that period. He further added that he would prefer to be notified at least one month prior to a meeting, so that he could be sure of a clear date for the meeting. Furthermore he would like to receive a copy of the Agenda at least 10 days prior to a meeting, so that the information can be examined, and if necessary to be able to contact interested parties for their input.

Ranginui tabled a Paper on Standing Orders (a copy to be provided to all Negotiators), and explained the reason for this document would be to bind the Claims Manager down under the Rules.

Tairongo Amoamo (Ngati Rua): also voiced his concern at the setting of the meetings, and that the Negotiators needed to be given notice of meetings. He further added that the flow of information should be through the Secretary, and that the Secretary to be responsible for the collation of the Agenda.

Project Manager John Delamere: advised that the timeframe for notice of meetings was two weeks prior to the meeting, and that he apologised for the inconvenience.

## **DISTRIBUTION OF MINUTES FROM LAST MEETING**

### **MOTION:**

### **RESOLVED**

**Ranginui Walker / Frank Matchitt**

*That the explanation of the technical hitch with the computer on the holdup in the compilation of the Minutes of the Whakatohea Raupatu Negotiating Committee of 17 January 1996 be accepted, and that approval be sought at the next meeting.*

### **UNANIMOUS**

That the 'Standing Order' item be added to the Agenda for discussion.

A motion was proposed for the approval of the Standing Orders set out last year, but it was explained that this had already been done, and the next step was to take the Orders to Court.

## HUI OF RAUPATU IWI 9/10 MARCH 1996 AT HURIA MARAE, TAURANGA

*Ngai Tamarawaho have extended an invitation to all the Raupatu Iwi to Huria to discuss common issues in the negotiating settlements of our claims. The contact person for the Hui : Gregory Tata.*

The Project Manager advised that the Hui was for mandated Representatives and only various Committees.

A discussion took place and it was agreed that it would be beneficial to the Raupatu to share information on common issues and it would be advantageous to get a common understanding. Furthermore Tainui would be able to inform other Raupatu's of the problems that they endured prior to the settlement, and the problems that they are continuing to come up against with the claim being administered by their Trust Board, and the limitations of the Trust Board Act when dealing with a large investment. (ie every \$200 spent Government permission had to be sought).

It was further pointed out that the Sealord deal when signed by those involved, they were not aware that this settlement would be part of the fiscal envelope, and that Maori's customary fishing rights had now been signed over to the Government.

Another discussion point for the Hui at Tauranga would be the effect of the Raupatu stayed with the Iwi or its effect if divided to the Hapus.

Transport for the Raupatu Committee to be organised by the Project Manager John Delamere.

Ranginui Walker (Ngati Patu): opposition going to Tribunal direct or to the Government. Validation and reporting back to the Iwi. Maintain unity towards conclusion. Problems are not uncommon. With common features, ask how to deal with them.

Tuwhakairiora Williams (Ngai Tama): protection mechanism, problems associated with Ministry of Works Depot. Mandate of negotiators, either selected Negotiators or preferred Negotiators to negotiate, if the people don't rein them in, could get a bad deal.

Tairongo Amoamo (Ngati Rua): Why should people whose lands have been confiscated, pay for costs of prosecuting case, when the Crown is the guilty party? Crown to reimburse or pay for the killing of people. To common issues with other Iwi.

Ranginui Walker (Ngati Patu): The Government's principle of direct negotiations, talking Chief with Chief, when there are few Chiefs these days, and few can match the Government's party of Ministers, Treasury Officials etc. Ranginui also queried the window of opportunity as it appears we have a sympathetic Government. He was also of the opinion that we cannot go and negotiate until the research for the Manuwhenua had been completed.

Tuwhakairiora Williams (Ngai Tama): Advised that there were groups lining up in Wellington for pre-negotiations with the Government, and that a window of opportunity had been generated in the MMP environment.

Ranginui Walker (Ngati Patu): Explained that Tainui had lost 1.2 million acres, and had been forced to settle as the areas that could be returned to them was reducing, and they were tired of being poor. If they were not satisfied then they would go back to the Government again at a later stage.

Tairongo Amoamo (Ngati Rua): Must do all the research under the Public Works Act, and the Alienation of Land. Native Land Court - position paper prepared by OTS. Only Raupatu lands, everything would then be retrospective. He is of the opinion that we should tackle this now at Tauranga, and he felt that people were strong enough.

John Tai (Ngati Ira): advised that a small piece of land had been returned to Ngati Ira last week, which had been taken by the Government under the Public Works Act when the Waioweka Gorge was being constructed.

Bill Rewiri (Upokorehe): advised that roads on Whenua Maori still exist today.

Mary Delamere: advised that Hoera Koopu had done alot of research on roads as he had commissioned many of the roads down the coast. She also advised that there had been some compensation received for roads.

The Project Manager John Delamere advised that he had received a submission last week that required a response by 28 February 1996.

A brief discussion took place on the receiving of correspondence on behalf of the Raupatu Committee. It was decided that this procedure needed to be realigned, and that Raupatu Committee correspondence should be sent to John Delamere C/o Whakatohea Maori Trust Board, PO Box 207, Opotiki.

## **MOTION**

### **RESOLVED**

**Ranginui Walker / John Tai**

*That any documents or correspondence from Office of Treaty Settlements Wellington be addressed to Mr J Delamere, Project Manager, C/o Whakatohea Maori Trust PO Box 207, Wellington.*

### **UNANIMOUS**

*Secretary to write a letter to Debbie Collins of Office of Treaty Settlements Wellington advising of her the contact person for correspondence on behalf of the Raupatu Committee.*

Teriaki Amoamo (Ngati Rua): advised the Committee that Department of Conservation personnel would be visiting him to discuss the updating of maps in the area, and that any Hapu's that had areas they would like to be noted on the maps such as Manuwhenua please advise him. He also advised that Claude Edwards was Ngati Rua's delegate for fisheries, and that this should be done by a group, as one man cannot take on the Government.

## **PROPOSED POLICY FOR PUBLIC WORKS**

Tuwhakairiora Williams (Ngai Tama): suggested this proposal does require a submission, and to be able to do it in an efficient way due to the shortness of time, that an extension to the closing date be applied for. He was of the opinion that the Auckland Liaison Group had various legal, academic and resource management skills to be able to deal with this matter.

Tairongo Amoamo (Ngati Rua): advised that Ranginui Walker had started working on this subject.

Ranginui Walker (Ngati Patu): suggested that working parties in Auckland and Wellington be set up to work on this, and then one body to do the final draft and co-ordinate a complete submission.

## **MOTION**

### **RESOLVED**

**Tuwhakairiora Williams / Matenga Biddle**

*That the Auckland and Wellington Liaison Committees be empowered to make a Submission on the Public Works Issue and such submission be sent to the Project Manager John Delamere.*

### **UNANIMOUS**

## MOTION

### RESOLVED

**Tuwhakairiora Williams / Teriaki Amoamo**

*That the Project Manager John Delamere seek an extension of time on a Submission to the Public Works Act, that the closing date of 28 February 1996 is insufficient.*

### UNANIMOUS

Tuwhakairiora Williams (Ngai Tama): suggested to give an oral presentation of the written submission, as this would be beneficial.

## PROJECT MANAGER'S REPORT

The Project Manager John Delamere advised that there was no written report and that he would give a verbal one.

### Finance

Balance to date:                   \$214,000

Waiting for \$81,000 from the  
Government  
\$100,000 advance from the  
Whakatohea Maori Trust Bd.

### Whakapaupakihi

Advised that the Whakatohea Maori Trust Board (WMTB), advised the Court, that they would be prepared to make a better offer than Mangatu for the use of the land. The WMTB had until 6 March 1996 to make an offer. The Project Manager John Delamere advised that there was a lot of support for the WMTB at the Court from those in attendance.

He reported that the block was made up of 2000 acres with 900 acres being suitable for two dairy units as per a G Hill's report. The local dairy company have shown an interest in building a dairy company at Matawai. Lease payments were \$8,800/pa and \$12,500/pa for next 10 years. The lease money was paid to owners and is being managed by the Maori Trustee. There were some educational grants paid to beneficiaries from Blocks 6 and 7. Each block is leased separately and expiration of leases are at different dates. He further reported that Mangatu had been buying up shares in the Whakapaupakihi blocks.

Tairongo Amoamo (Ngati Rua): advised the Project Manager John Delamere, that he had been overpaid as per his last bill, and that it would catch with the next one.

He made reference to the Roll of Beneficiaries and advised that approximately 1,200 had enrolled. The following was a break day of registration Hapu by Hapu:-

|               |      |
|---------------|------|
| Ngai Tama     | 193  |
| Ngati Ira     | 067  |
| Ngati Ngahere | 128  |
| Ngati Patu    | 154  |
| Ngati Rua     | 160  |
| Upokorehe     | 270. |

He advised that there was a unique situation at Ngati Ngahere where the two Representatives were resident outside of the District, and that there were challenges ahead of us all. He saw future elections by postal ballot.

Bill Rewiri (Upokorehe): advised that the Annual General Meeting of the WMTB would be held on 2 March 1996, and that he was of the opinion that there needed to be a new structure for the Trust Board.

Tuwahakairiora Williams (Ngai Tama): reported that he had sent approximately 300 forms off to Australia.

#### Visit of the Minister Doug Graham - Sunday, 18 February 1996

The Project Manager circulated a copy of a proposed programme for the Minister's visit. He advised that the Minister had to leave by 12.45pm, and that an open forum could be held after the Minister's departure.

Bill Rewiri (Upokorehe): that we must construct our own vehicle and not leave it to the Government.

Tairongo Amoamo (Ngati Rua): that protection must be removed from the structure, and Directors must be held accountable for negligence. That Directors should have a proven record and be listed on a Director's Register. He was also feedup with the leadership and the non-accountability.

That there must be a network of Whakatohea in all centres, to strengthen the abilities that can have benefits for the Iwi.

Ranginui Walker (Ngati Patu): provided copies of the following for distribution to Committee Members:-

- Ltr (16/2/96) Whakatohea Ki Tamaki Raupatu Liaison Committee
- Attachments:
1. Report from John Tamihere on new structure for WMTB
  2. Commentary Dr Pare Keiha on the financial statement of WMTB.

Ranginui complimented the Project Manager on his paperwork, and suggested that he write in the 3rd paragraph and not use the word "I".

Whakatohea Maori Trust Board - Annual General Meeting on 2/3/96

Tairongo Amoamo asked the Committee if travel expenses could be paid for members of the Raupatu Negotiating Committee to be able to attend the WMTB Annual General Meeting to be held on 2 March 1996 to allow them to attend.

**MOTION**

**RESOLVED**

**Teriaki Amoamo / John Tai**

*That the travel expenses for Tuwhakairiora Williams, Tairongo Amoamo and Rangnui Walker to attend the Annual General Meeting of the Whakatohea Maori Trust Board to be held on 2 March 1996 at Opape Marae be paid by the Whakatohea Raupatu Negotiating Committee.*

**CARRIED**

Panel Discussion

General structured debate on postal voting for panel discussion. Must have a mixed panel of men and women. Must decide on who manages the debate. The law dictates that elections must be done by postal voting.

Ranginui Walker (Ngati Patu): suggested that a Working Party set up a structure for the WMTB for the AGM on 2 March 1996.

Meeting with Whakatohea Nation

The Project Manager John Delamere advised that a programme would be available next week on where Whakatohea are living, which will bring everyone up-to-date.

It was suggested that a fold up brochure be produced as a hand out for Whakatohea.

THE MEETING ADJOURNED FOR 10 MINUTES AT 3.00PM

THE MEETING RE-CONVENED AT 3.10PM



## **COMMISSIONING OF HISTORICAL REPORT BY DR GILLING**

Tairongo Amoamo (Ngati Rua): reminded the Committee that the Minister had said that the Iwi's must go with all the information.

Tuwhakairiora Williams (Ngai Tama): presented a document on the "Whakatohea Treaty Claim Historical Research Proposal" by Dr Bryan D Gilling dated February 1996. (*Attachment Appendix #1*). Tu advised that he had had four meetings with Dr Gillings. He reported that Dr Gillings was currently on contract to OTS as a Historian not a Policy Analyst. Tu advised that the report would be mutually valuable to the Crown and Whakatohea. That Dr Gillings knows the nature of the claim, the scope from a historical point of view, and could identify other issues that require further research. That OTS has agreed for Dr Gillings to do the report, and that it be done in our time. Dr Gillings recommended the appointment of a Helen McCracken as a Research Assistant. The maximum cost of the work is \$40,000, but the true cost to the Committee would be \$23,100. Tu advised that he had met with Helen McCracken and Brian Gilling and found her to be suitable for the job. He advised that Helen McCracken would be in Opotiki on Wednesday of next week to meet with the Project Manager John Delamere to look at information that is available, and would also be scheduled to meet with local historicans Dave White and Teriaki Amoamo.

Ranginui Walker (Ngati Patu): advised that this matter was raised in 1994 and Dr Gillings had quoted a price of \$20,000, now is quoting approximately \$25,000. He believed that this was a very reasonable proposal.

### **MOTION**

#### **RESOLVED**

**Ranginui Walker / Tuwhakairiora Williams**

*That the Whakatohea Treaty Claim Historical Research Proposal by Dr Bryan D Gilling be accepted.*

### **CARRIED**

A discussion took place to the effect, that the Committee would analyse out of Dr Gillings report the facts that we do not have. A team to be set up when the report had been completed.

It was important that the report stands up to the scrutiny of the Crown. Dr Gillings to bring to the Committe's attention other issues that have significance and importance to the Raupatu. It was important to note that Ngati Awa is claiming the Ohiwa Harbour, and also that Hiwarau is of importance to Whakatohea. Another issue is the land between the confiscation line and the Iwi boundary, how did they get it? How did Ngai Tai acquire a block of Whakatohea land?

The 400 acres of land out at Waiotahi which was given by the Government to Te Kooti's right hand man? another issue.

## **MOTION**

### **RESOLVED**

**Frank Matchitt / Matenga Biddle**

*That the Project Manager John Delamere draw up a Contract to engage Dr Bryan J Gillings and his Research Assistant Heather McCracken under the terms of the report.*

### **UNANIMOUS**

Teriakai Amoamo (Ngati Rua): advised the Committee that the Department of Conservation is in the process of designating all Pa sites, in the Opape, Omarumutu and Waiaua areas. If other Hapu's know of Pa sites on their respective areas, that need to be designated, contact Teriaki. It was agreed that the report be monitored. The Committee were advised that the completion for the report would be July 1996.

## **PROJECT MANAGER'S CONTRACT**

Tairongo Amoamo (Ngati Rua): that the Contract for the Project Manager be given to Tairongo Amoamo, Tuwhakairiora Williams, Ranginui Walker and anyone else that is interested at next meeting. Matters that need to be looked into, Structures-who you work to? Chain of command and accountability. He pointed out that the present Contract was not with the Raupatu but with the WMTB.

Ranginui Walker (Ngati Patu): commented that the present Contract was with Claude Edwards, and that the Contract designates the Project Manager as the Chief Negotiator.

Tuwhakairiora Williams (Ngai Tama): was of the opinion that the Contract has to be between the Raupatu and the Project Manager.

## **MOTION**

### **RESOLVED**

**Frank Matchitt / John Tai**

*That Ranginui Walker, Tuwhakairiora Williams and Tairongo Amoamo draw up an Employment Contract that meets the needs of the Whakatohea Raupatu Negotiating Committee and the Project Manager John Delamere.*

### **UNANIMOUS**

It was agreed that the Committee must be the governing body and the Project Manager manages. It was also important to remember that the Project Manager must have some flexibility. The Project Manager John Delamere to send his thoughts to the the group looking at his Contract. It was noted that the Project Manager's Contract expired at the end of March 1996.

## **WORKING PARTIES**

Tairongo Amoamo (Ngati Rua): recommended that Liaison Groups be formed, and that Ranginui Walker to head the Auckland group, and that the Auckland and Wellington groups remain as such.

## **HUI AT WAIOWEKA ON SUNDAY, 18 MARCH 1996**

Copies of a proposed programme for the meeting with the Minister was circulated to the Committee. (*Appendix #2*)

Ranginui Walker declined the invitation to speak at the Hui to the Minister, and offered the opportunity to Tairongo Amoamo.

It was reported that the media had been invited to the Hui which was one way of getting the information to the people. It was agreed that a spokesperson be appointed to speak on behalf of the Raupatu Committee. The Project Manager reported that the Claims Manager was agreeable to Tairongo Amoamo as media spokesperson.

## **MOTION**

### **RESOLVED**

**Ranginui Walker / Bill Rewiri**

*That Tairongo Amoamo act as the spokesperson for the Whakatohea Raupatu Negotiating Committee with the media at the Hui to be held at the Waioweka Marae on Sunday 18 February 1996.*

### **CARRIED**

**KARAKIA:** Matenga Biddle (Ngai Tama)

There being no further business the meeting closed at 4.25pm

Tairongo Amoamo  
**DEPUTY CHAIRMAN**

17.01.96\_minutes