

Whakatohea Raupatu Negotiators

Hui of Saturday, 6 May 1995

10:20am at Whakatohea Maori Trust Board Rooms

attendance: Bishop Whakahuihui Vercoe, Lady Mary Delamere, John Tai, Tahu Taia, Charlie Aramoana, Violet Williams, Heteraka Biddle, Moe Mihaere, Digger Edwardson, Marcia Lathrup, Adriana Edwards, Glenis Reeve, John Edwards, Kahukore Baker, John Paki, Kevin Were, Joe Edwards, Mere Paki, Manny Mokokoko, John Delamere

Chair: Bishop Vercoe Secretary: John Delamere

karakia: Charlie Aramoana

nga mihi: John Tai, Manny Mokokoko, Bishop Vercoe

Apologies: Tairongo Amoamo, Teriaki Amoamo, Claude Edwards, Tu Williams, Tenga Biddle, Bill Rewiri, John Kameta, Ranginui Walker, Mereaira Hata, Dawn Kincaid

moved by the chair, carried unanimously

There was no discussion concerning the previous minutes of 15 October 1994.

Moved for acceptance by Digger Edwardson, 2nd Charlie Aramoana, carried unanimously.

There were no matters arising from those minutes.

Correspondence

- re letter concerning meeting by Te Whanau Mokokoko of 7 January 1995. Manny Mokokoko advises hui that Te Whanau Mokokoko have 3 representatives; Bishop Vercoe, John Paki and Kevin Were plus himself as Secretary.
- re correspondence over the surplus former MOW depot. John Delamere advises that other iwi (Ngaiterangi, Tapuika, Ngati Whakae, Ngati Tahu) have experienced similar



problems with surplus land administered by Works Consultancy and DOSLI Hamilton. Iwi considering to write jointly to Government expressing concern at continuing actions of DOSLI. Moved by John Tai that Claim Manager join with other iwi in writing to Government expressing concern about DOSLI & Works Consultancy actions in tendering surplus Crown owned land. 2nd by Digger Edwardson. carried unanimously.

- General discussion on aspects of land banking.
- John P: Do we have one? Should we have one?
- John D: More than a land bank we need a listing of all Crown owned and Crown controlled land, including CHEs SOEs etc. There is not much Crown land within Whakatohea. Explained about land banks set up for Ngai Tahu, Tainui and Muriwhenua.
- Tahu T: DOSLI is completing this for us right now. There is not much.
- Manny M: The return of the old police station was an excellent precedent of surplus land being returned to Whakatohea.

Moved by Lady Mary that correspondence be accepted, 2nd John Tai, carried unanimously.

Report on Fiscal Envelope

John Delamere reported on the events of the fiscal envelope hui at Terere. He discussed the recommendations in a Mataatua submission he had written that gave a detailed rejection of the Crown's policies. The draft paper had been widely distributed and he reported on the changes made as a result of comments from rangatahi. Some 100 people had already signed up to the paper. Attendees were invited to sign up. It would be sent to the Government in the next 2 or 3 weeks along with a full video record of the Terere hui. Chairman moved receipt of the report, carried unanimously.

Report of Claim Manager

Kahu Baker reported that Claude Edwards was still recovering from his stroke and that he had asked the committee secretary to present his report.

Fiscal Envelope Hui

- Lady Mary asked who was the Polly Collier listed in the report on the fiscal envelope.
- Tahu Taia noted that it was a typographical error and should read Polly Matchitt and Mary Collier.
- Lady Mary asked for the corrections to be made.

Research



Need for research was to have been discussed and clarified during the visit to Wellington which was postponed due to Claim Manager's ill health.

John P expressed his concerns that further research was a waste of time, effort and money. We have enough research. The land was confiscated, it was wrong and the Crown already accept that position. We need to sit down and negotiate a settlement not do more research. This position was strongly supported by

John T strongly supported John Paki's sentiments

Charlie strongly supported John Paki's sentiments

Whakahuihui strongly supported John Paki's sentiments

John D agreed this was his position as well. He also explained that Claude believed we had enough research but Tairongo, Tu and Ranginui felt we needed more. The meeting with the Crown was partly to clarify this issue once and for all. The meeting needs to be scheduled and this needs to be worked around Claude's health. Has asked Claude to consider having a bus (or two) of Whakatohea go down to Wellington rather than the original five people.

John P Minister should come to Whakatohea. Why go to Wellington? Crown acknowledges they wrongly confiscated the land.

Tahu T There are some smaller underlying issues that are generally specific to individual hapu, for example, the local council taking land for roads. Thinks this is one of the reasons Tairongo believes we need more research.

Charlie This committee has been set up and is concerned about our main claim, the claim for the whole iwi of Whakatohea.

Digger Negotiators should get their act together and stop their continual arguing. We get sick and tired of listening to it.

Charlie Tautoko. That is the reason I have not bothered to say much in past meetings.

John T The original sub-committee of people should go to Wellington and then ask the Minister to come back to Whakatohea after sorting out those minor issues.

Kahu Attending the meeting on behalf of Claude and Te Whanau Mokomoko. We are relying too much on giving our power, our mana over to academics and their reports. Also expressed concern about Claude's health and it would be better for the Crown to come up to Opotiki. The people can then see what is happening. Talked about Keri Ratima's presentation at Terere and the abuse of Mokomoko's wives. Realises other Whakatohea women were also grossly abused. She is doing work on this.

John P Te Whanau Mokomoko realise a lot of Whakatohea women besides their tipuna's wives were abused. The whanau have asked Kahu to look into this aspect.

The Tainui claim settlement has set a benchmark. We need to understand the ramifications of their settlement. At Omarumutu they told us one thing then went out the door and did something else.

Te Whanau Mokomoko

John D explained the combining of forces of the two claims.

Lady Mary How does the Mokomoko claim affect the compensation issue? The Government wants the Mokomoko claim included in the Whakatohea claim. Is this a good thing? Believes the Mokomoko claim can stand on its own merits and is entitled to its own settlement/compensation. Government may be trying to solve two claims for the price of one.

John P clarified position of Mokomoko whanau.

Kevin W Makes sense to negotiate the claims together as the history is common to both. A tribal settlement will be negotiated, subsequently the tribe must decide how that settlement will be distributed and used within the hapu.

Charlie expressed his pleasure that Mokomoko whanau are combining with the iwi raupatu claim.

Motion That the claim of Te Whanau Mokomoko join with the Whakatohea raupatu claim and that they be negotiated concurrently. moved Digger, 2nd Charlie, carried unanimously.

Financial Budget

Claim Manager was concerned at the adverse comments that had been made to the Crown and others about the legitimacy of the Trust Board claims for reimbursement. Referred to the difficulties for the committee in not having any funding of its own. A draft budget to cover the next 2 years was outlined by John D.

	-- \$ --
2 trips to Wellington by iwi by bus	5,000
24 negotiators meetings, \$60 per meeting plus expenses	36,000
administration, postage, photocopying, phones, legal etc	30,000
research, reports, financial analysis	20,000
4 x hui-a-iwi	16,000
8 meetings in Wellington for sub-committee	<u>12,000</u>
	119,000
Whakatohea Maori Trust Board to October 1993	115,000
Whakatohea Maori Trust Board since Oct 1993 - estimate	<u>10,000</u>
	244,000
less reimbursement to WMTB	<u>(25,000)</u>



amount to be sought from Government 219,000

Motion That the draft budget be approved for submission to the Office of Treaty Settlements as soon as possible. moved John Tai, 2nd Charlie, carried unanimously.

Lady Mary asked if possible for a more detailed analysis on WMTB expenses

John D there should be no problem with this as it will also be a necessity of our application for the funds that we provide greater detail

Claim Mandate

The Claim Manager reported his concern that there were channels from this committee through to Government concerning the Whakatohea claim that were separate from the official lines of communication. A draft letter from Claim Manager to Director of Office of Treaty Settlements was read to the hui. The letter set out the mandate and communication lines for Whakatohea and instructed the Government to ignore any other approaches on behalf of Whakatohea. The only line of communication with the Government would come from the Claim Manager either directly or via the committee secretary under direction.

John Paki Tabled a motion to support the Claim Manager's letter.

Motion That this hui approves the letter from the Claim Manager to the Government explaining who has the mandate and authority to represent Whakatohea in the negotiations of its raupatu claim. moved Digger Edwardson, 2nd Tahu Taia, carried unanimously.

Report by Te Whanau Mokomoko

No discussion was entered into as it was considered that this issue had been fully covered earlier in the hui.

Report by Tairongo Amoamo

There was some discussion on the finance aspects of the report. The hui considered the issues raised on historical research had been well covered already earlier on in the hui.

Motion: that the report by Tairongo be accepted and noted in correspondence, moved by Manny Mokomoko, 2nd John Paki, carried unanimously.

The Tainui Settlement

John D gave a general outline of the settlement. while it included the return of 35,000 acres of land still owned by the Crown, it specifically excluded the return of the 47,000 acres classified as conservation estate even though this too had been confiscated. There were lessons to be learnt from the Tainui process,



especially in the manner in which they sought iwi agreement and went about the consultation process. Seemed to be an object lesson on how not to do things. Felt the Whakatohea process was much more open and to date anyone in Whakatohea had been welcome to attend all negotiator meetings.

John P Distributed copies of the Tainui report on Tainui, only for the purposes of information to Whakatohea.

W Vercoe Let's make use of the knowledge we have gained from Tainui but we should not consider their settlement to be a benchmark for Whakatohea. A motion is needed to clarify the position with respect to further research.

John D Agrees with Bishop Vercoe. Currently there is a standing instruction for the committee secretary to arrange the engagement of Dr Gilling to do further research. The reason no action has been taken on this matter is that the committee has no funds and it would therefore be improper to enter into such a contract. However, if this standing instruction remains and the Government provides funding as per the earlier approved budget then there would be an obligation to then engage Dr Gilling. Therefore a motion should be put to clarify this matter.

John P Agrees and says it is also important as since the motion to engage Dr Gilling was made he has since become an employee of the Office of Treaty Settlements. Whakatohea don't really want to hire a Crown employee.

Motion That further research is not now needed and the previous resolution to contract Dr Bryan Gilling is rescinded but if talks with the Crown confirm the need for further research a researcher will be contracted, moved by the Chair, carried unanimously.

Other Business

It was noted that only 4 of the 14 negotiators were present at the hui, plus Lady Delamere as the alternate for Tenga Biddle. Concern was expressed at the validity of today's decisions being challenged.

John D did not feel this was an issue as the committee had never set down a minimum quorum level. However it was a matter that should be tabled for discussion at the next meeting.

Kahu the minutes of 26 June 1994 identified a number of issues that the committee were going to address. To date nothing seems to have been done.

John D agreed to have these issues tabled as an agenda item for the next meeting.

Manny expressed his concern at the apparent apathy of Whakatohea in regard to the blatant attempts by Ngati Awa to claim all of Ohiwa Harbour and White Island. Referred to the map supplied by Graham Hill which showed the




Whakatohea boundary as being Maraetotara. Also referred to research works by Buddy Mikaere of the Waitangi Tribunal where the Whakatohea boundary with Ngati Awa begins at Kohi Point.

John D agreed to table as an agenda item for the next meeting.

Lady Mary Asked that this committee forward its best wishes to Claude for a speedy recovery from his illness. approved by unanimous acclamation.

The Chairman, Bishop Vercoe closed the hui with a karakia at 12:50pm.


Secretary
7 May 1995