

## Record of Meeting

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**Hui:** Ngā hapū o Ngāpuhi initial information hui, Te Mahurehure Marae, Tāmaki Makaurau

**Date:** Monday 20 January 2020

**Present:** Ngā hapū o Ngāpuhi

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### Opening remarks

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The hui opened at approximately 6:00pm with a mihi whakatau. The facilitator advised the purpose of the hui was to discuss the new mandate opportunity for ngā hapū o Ngāpuhi and what Crown support is available.

Te Arawhiti delivered the presentation in full however there were a number of questions and comments throughout that were answered and acknowledged (as detailed below). The specific presentation has not been recorded as it followed closely to the information on the slides.

### Matters raised by nga hapū o Ngāpuhi

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#### *He Wakaputanga, Te Tiriti o Waitangi and the Waitangi Tribunal inquiries*

1. Speakers stated sovereignty was important to ngā hapū o Ngāpuhi and questioned how the Crown would address this issue. Te Arawhiti advised that the Minister for Treaty of Waitangi Negotiations (the Minister) is committed to having a conversation about sovereignty, He Wakaputanga me Te Tiriti o Waitangi.
2. Speakers queried whether the Crown accepted the Waitangi Tribunal's Stage 1 report with respect to sovereignty. Te Arawhiti noted the Crown has not provided a response to the Tribunal's Stage 1 report and reiterated the Minister is committed to having a conversation about sovereignty.

#### *Collective and regional hapū groupings mandate proposals*

3. Te Arawhiti highlighted how over the past few years hapū have consistently sought to negotiate all aspects of a settlement, including financial and commercial redress. It was acknowledged there are some common issues across ngā hapū o Ngāpuhi that could be better addressed in a collective negotiation.
4. A number of examples of collective Treaty settlements were given including the Ngā Mana Whenua o Tāmaki Makaurau collective redress settlement and the Central North Island Forests Iwi Collective settlement.
5. Speakers raised questions around the process for developing and submitting mandate proposals, and the fastest way to getting it done. Te Arawhiti advised that officials are available to give hapū advice and support.

6. Te Arawhiti stated the Crown is hoping to start receiving mandate proposals from March 2020 but if groups cannot meet the timeframes then the Crown can be flexible. Te Arawhiti reiterated Ministers' December statement that nothing is set in stone.
7. Speakers queried how much support a group needs for the Crown to recognise its mandate. Te Arawhiti advised there is no set percentage figure and clarified that the Crown assesses how many people vote and the proportion who voted in support and against, as well as the process undertaken.
8. One speaker highlighted a whānau claim and said they did not want money or a settlement they just wanted back what was taken.
9. Some speakers expressed that while redress needs to be provided to ngā hapū o Ngāpuhi any settlement should not be full and final.
10. Some speakers considered they should not follow a Crown process or ask the Crown for approval on what they can and cannot do. Speakers suggested hapū should put a mandate together themselves then go to the Crown with proposals.

#### *Urban Ngāpuhi representation*

11. Speakers highlighted how there are at least four generations of Ngāpuhi in Tāmaki Makaurau and many Ngāpuhi live in other parts of the country and overseas. There were questions about how urban Ngāpuhi and those living elsewhere can ensure they have a voice in negotiations. Te Arawhiti noted this is an important issue and that Treaty settlements are for all uri no matter where they live. The Crown and ngā hapū o Ngāpuhi will need to ensure everyone is provided for.
12. Speakers queried if urban Ngāpuhi are able to submit a mandate proposal and whether this would be accepted. Te Arawhiti advised that urban groupings can submit proposals but it will be up to Ministers whether these are accepted.
13. Speakers asked what the Crown will do if a collective and/or regional hapū groupings do not provide for urban Ngāpuhi. Te Arawhiti advised further discussions are needed on how urban Ngāpuhi can be represented, and noted any mandated entity will have to communicate with everyone they claim to represent throughout their mandating and negotiations processes.

#### *Funding*

14. Speakers highlighted how many hapū feel pressured and under-resourced at this time. It was noted funding is available for hapū to help with hui and developing mandate proposals.
15. Speakers raised queries about hapū databases and how these can be improved. Te Arawhiti noted that some hapū have databases but many do not. The Crown will look at providing funding and support to help hapū develop and/or improve their databases.

#### *Other feedback*

16. One speaker questioned if the Crown has a formula for quantum. Te Arawhiti said there was a formula and that in working out financial redress the Crown takes into account the amount of land lost and how it was lost. Population size is a secondary factor.

17. One speaker asked whether the value of land in different areas (e.g. Auckland compared to more sparse areas) is a factor in quantum. Te Arawhiti said present day land values are not taken into account for quantum.
18. One speaker asked how cross claims are dealt with in Treaty settlements. It was acknowledged cross claims arise in every settlement and hapū/iwi need to talk to each other as early as possible.
19. Clarification was provided around Te Puni Kōkiri's involvement in hui and mandating.
20. Speakers provided feedback on how the open hui were not very well publicised. Te Arawhiti acknowledged the Crown will endeavour to advertise any future open hui more widely.

### **Closing remarks**

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Following all speakers, the facilitator summarised the key messages from the hui:

- Further discussions around He Wakaputanga and hapū rangatiratanga need to be had;
- The Crown is hoping to start receiving regional hapū grouping mandate proposals by March 2020 but if groups cannot meet that timeframe then the Crown can be flexible;
- Funding is available to support hapū hui and the development of mandate proposals;
- Further discussions on how urban Ngāpuhi are represented need to be had; and
- Crown officials are willing to come back and meet with hapū who want to further discuss progressing a mandate proposal.

Copies of the presentation, funding application form and guidance for mandate proposals were available for all attendees to take away.

The hui closed at approximately 8.00pm.