

# SUMMARY OF FEEDBACK FROM TE RŌPŪ TŪHONO ON ROUND 3 HUI – NGĀPUHI PROPOSAL ON EVOLVED MANDATE AND NEGOTIATION STRUCTURE

## Te Rōpū Tūhono

Te Rōpū Tūhono is Hone Saddler, Raniera Tau (Tūhoronuku Independent Mandate Authority – *TIMA*), Pita Tipene, Rudy Taylor (Te Kōtahitanga o Ngāpuhi – *TKN*) and the Hon Andrew Little (Minister for Treaty of Waitangi Negotiations – *MfTOWN*). They are supported by their Technical Advisors: Willie Te Aho (*TIMA*), Jason Pou (*TKN*) and David Tapsell (*MfTOWN*).

## Round 3 Hui

From 12 October to 22 October 2018, Te Rōpū Tūhono held hui at the following places and times to discuss and seek feedback from ngā uri o ngā hapū o Ngāpuhi on an evolved mandate and negotiation structure for Ngāpuhi.

<u>Date:</u>	<u>Venue:</u>	<u>Time:</u>	<u>Approximate attendance:</u>
12/10/18	Whāngarei – Ōtangarei Marae	5:00 - 7:30pm	55
13/10/18	Mangakāhia – Te Aroha Marae	8:30 – 11:00am	35
13/10/18	Hokianga – Copthorne Hotel	1:00 – 3:00pm	85
13/10/18	Kaikohe, Te Waimate, Taiamai – Kerikeri RSA	5:00pm – 7:00pm	35
14/10/18	Whangaroa – Whangaroa College	8:30 – 10:30am	45
14/10/18	Te Pēwhairangi – Oromāhoe Marae	11:00am – 1:30pm	25
15/10/18	South Auckland – Manukau Sports Bowl	8:00 – 10:00am	20
15/10/18	West Auckland – Hoani Waititi Marae	11:00am – 1:30pm	17
15/10/18	Hamilton – Hamilton Airport Conference Centre	4:45 – 6:45pm	25
16/10/18	Wellington – Wharewaka	5:00 – 7:30pm	18
17/10/18	Invercargill – Kelvin Hotel	12:30 – 3:30pm	7
17/10/18	Christchurch – Sudima Hotel	6:00-8:30pm	19

19/10/18	Sydney – Te Wairua Tapu Wharekarakia	6:00 – 8:00pm	65
20/10/18	Brisbane – Wynnum Manly Leagues Club	3:30 – 5:30pm	60
21/10/18	Perth – Ken Jackman Hall, Darius Wells Library	3:00 – 5:00pm	50
22/10/18	Melbourne – Melbourne Hallam Recreation Reserve Hall, Hallam	7:00 – 9:00am	8
<b>TOTAL</b>			<b>569</b>

At each Round 3 Hui the Technical Advisors gave a presentation (the handouts that were distributed at the Round 3 Hui and which spoke to the presentation can be found at – <https://www.govt.nz/assets/Documents/OTS/Round-2-updated-presentation.pdf>). Feedback on the proposal was received from hapū, representative groups and uri of Ngāpuhi. This feedback took a variety of forms including presentations, discussions, and questions/answers. Office of Treaty Settlements (OTS) and Te Puni Kōkiri (TPK) staff attended all Round 3 Hui and have summarised the feedback as follows.

#### **Collation of feedback disclaimer**

Feedback received outside of the Round 3 Hui (feedback sent to Ministers, OTS, or the Ngāpuhi feedback email address – [ngapuhifeedback@justice.govt.nz](mailto:ngapuhifeedback@justice.govt.nz)) and feedback received from hapū hui that were attended by the technical advisors and OTS are **not** included in this summary of feedback.

Feedback does not account for the opportunities one had to speak, the number of times a speaker spoke to an issue across different hui, and who the speakers were representing. Where a speaker provided views on several different issues, those views have been recorded against each issue. An **approximate** figure has been placed in brackets alongside each issue raised to indicate the number of people speaking to an issue.

#### **Feedback on the proposal generally:**

- ***Some expressed support for the proposal*** for reasons including:
  - concerns over the delays to date; (4)
  - the need to do something now to move forward, however noting that the structure/process needs to be correct; (9)
  - confidence in Ngāpuhi leadership and/or Te Rōpū Tūhono to find a way forward and to work through the detail; (4)
- ***Some outright rejected proposal:*** (13)
- ***Some expressed conditional support subject to the provision of more detail*** such as:

- how hapū kaikōrero will be appointed in the future; (2)
  - more detail on how the kuia/kaumātua advisory board will work; (4)
  - more detail on how the taura here advisory board will work; (9)
  - how hapū rangatiratanga can be achieved; (8)
  - ability to discuss he whakaputanga during negotiations; (7)
  - how the mandated authority represents Ngāpuhi in the urban areas; (6)
  - clarification of Te Rōpū Tūhono's role; (2)
  - how land that was wrongly taken can be returned when settlements only provide for financial compensation; (3)
  - clarity on the repercussions of withdrawal and shared interests between hapū; (8)
  - clarity on Ngāpuhi population spread in the 6 regions; (4)
- **Some expressed concern with the process** for reasons including:
    - a failure to have women on Te Rōpū Tūhono or the Technical Advisors group; (3)
    - Crown imposed nature of the process; (6)
    - lack of legal advice available to hapū; (2)
    - lack of notification or incorrect notification;
    - inconsistent presentation by Te Rōpū Tūhono;
    - hui at inconvenient times or locations; (3)
    - lack of time to consider revised proposal; (4)
    - no time or process for hui-ā-hapū to discuss the proposal;
    - resourcing for hapū to attend and participate: (4)
- **Some raised concern about the proposal** for reasons including:
    - the need for hapū to control the process or have their own settlement; (6)
    - the submitters' view of He Whakaputanga, Te Tiriti o Waitangi and that hapū did not cede sovereignty; (8)
    - the lack of authority of Parliament/Government/Minister to engage; (4)
    - hapū tikanga; (1)
    - hapū rangatiratanga; (12)
    - the failure of TIMA to adopt Maranga Mai; (3)
    - a distrust/dislike of TRT leadership; (5)
    - constitutional change must occur first; (6)
    - the need for the Waitangi Tribunals Stage 2 report findings to be released; (4)

## Feedback on the proposal to have 6 Rohe Negotiation Bodies (RNBs):

- **Some expressed support** for the 6 RNBs; (5)
- **Some raised issues** around resourcing and capacity building for RNBs; (12)
- **Some raised concern** about how the RNBs will operate; (7)
  - The number of negotiators, management of initial tranche of funding, executive committee.

## Feedback on the options for kuia and kaumātua representation:

- **Some supported the status quo** of two over 55 kuia/kaumātua representatives being elected to the Rohe Negotiation Bodies and/or Mandated Ngāpuhi Authority; (3)
- **Some opposed** any kuia and kaumātua representation; (1)
- **Some expressed concern** with the definition of kuia/kaumātua; (4)
- **Some rejected** the proposed kuia/kaumātua advisory board; (3)

## Feedback on the options for Ngāpuhi ki waho i te rohe representation on the Mandated Ngāpuhi Authority:

- **Some expressed outright rejection of non-hapū Ngāpuhi ki waho i te rohe representatives** for reasons including:
  - rejection of the idea that some Ngāpuhi don't know their hapū;
  - rohe/taiwhenua/hapū should take care of their hapū members irrespective of where they reside.
- **Some expressed support for options for Ngāpuhi ki waho i te rohe representatives on the Mandated Ngāpuhi Authority;** (4)
  - Ngāpuhi ki waho i te rohe appointing their own representatives as per the status quo; (4)
  - Ngāpuhi ki waho i te rohe appointing their own representatives but having more representatives than the status quo; (2)
  - rangatahi representation;
  - Ngāpuhi ki waho i te rohe urban representatives appointed through the hapū kaikōrero process or RNBs only.
- **Some expressed support for the taura here advisory board;** (6)
  - Some expressed support for the taura here advisory boards subject to the number of representatives on Mandated Ngāpuhi Authority; (6)

- ***Some rejected the taura here advisory board;*** (3)

## **Feedback on the options for Rūnanga representation on the Mandated Ngāpuhi Authority:**

- ***Some expressed outright rejection of the Rūnanga as a representative*** for reasons including;
  - the lack of accountability of the Rūnanga, therefore they do not support the Rūnanga having a seat on the Mandated Ngāpuhi Authority; (4)
- ***Some expressed broad support for the Rūnanga as a representative*** on the Mandated Ngāpuhi Authority; (2)

## **Feedback on the withdrawal mechanism:**

- ***Some expressed concern with the withdrawal mechanism due to:***
  - the mechanism being used as a tool to convince Ngāpuhi to vote in favour of the proposal; (2)
  - the mechanism diminishes hapū rangatiratanga as it is a Crown driven process; (4)
  - concern about withdrawal and overlapping interests with those who remain in the mandate; (12)

## **Feedback on the voting process:**

- ***Some expressed support*** for the vote; (8)
- ***Some expressed concern*** with the timing of the vote; (5)
- ***Some questioned the process*** if the threshold isn't met; (6)
- ***Some expressed concern*** with the threshold; (4)
  - hapū vote should be enough; (2)
- ***Some expressed concern with the whakapapa verification committee (WVC) for the following reasons:*** (5)
  - disagree with the WVC;
  - the make-up of the WVC being kuia/kaumatua from each region;
  - special vote, which leads to whakapapa being verified.