

Hon Paul Goldsmith

Minister for Arts, Culture and Heritage
Minister of Justice
Minister for Media and Communications
Minister for State Owned Enterprises
Minister for Treaty of Waitangi Negotiations



1 OCT 2024

Herearoha Skipper
Chair
Ngāti Paoa Iwi Trust

By email: chair@paoa.co.nz

Tēnā koe Herearoha

Letter of Agreement to amend the Ngāti Paoa Deed of Settlement

This letter records the agreement of the trustees of Ngāti Paoa Iwi Trust, on behalf of Ngāti Paoa, and myself, as Minister for Treaty of Waitangi Negotiations, on behalf of the Crown, to amend the Ngāti Paoa Deed of Settlement (**the Deed**). The three matters to be agreed on are:

- 1) amendments to accurately reflect the Wai claims to be settled under the Ngāti Paoa Deed of Settlement;
- 2) a correction to the property description for Remuera Intermediate; and
- 3) a correction to the property description for Takapuna Normal Intermediate.

Background – The Māori Affairs Committee recommendations on Ngāti Paoa Claims Settlement Bill

In the process of passing legislation to give effect to the Deed, the Māori Affairs Committee received public submissions on the Ngāti Paoa Claims Settlement Bill (**the Bill**). The Committee recommended two changes be made to the Wai claims settled in the Bill.

The Committee recommended Wai 968 be removed from section 14(4) of the Bill which lists the claims to be settled in part by the Ngāti Paoa settlement. Wai 968 relates to Ngāti Tamaterā land at Harataunga, which is not within the area of interest of Ngāti Paoa. Wai 968 will instead be settled in full in the Ngāti Tamaterā Treaty settlement.

The Committee also recommended that Wai 365 be moved from section 14(3)(a) to section 14(4) of the Bill, to be settled in part. Wai 365 is currently listed as being settled in full through the Ngāti Paoa settlement. However, this claim was made in part on behalf of Ngā Uri o Romainohorangi of Ngāi Te Rangi in relation to Matakana Island and is listed in the Ngāi Te Rangi and Ngā Pōtiki Deed of Settlement as settled in part. The Committee recommended that Wai 365 should therefore be only partly settled by the Ngāti Paoa settlement.

Agreed amendments to the Deed of Settlement

Ngāti Paoa and the Crown agree with the Committee's recommended changes to the Bill and have agreed to make equivalent changes to the Wai claims listed in the Deed, to reflect the changes to the Bill.

This letter records our agreement that Wai 968 is removed from clause 10.2.3 of the Deed and Wai 365 is moved from clause 10.2.2 to clause 10.2.3. As explained above, these changes have already been made in the Bill and will be given legal effect once the Bill is enacted by Parliament.

Correction of Remuera Intermediate site (land only) property description

The property description for Remuera Intermediate as recorded in the Property Redress Schedule (PRS) requires amendment, as Allotment 195 Section 12 Suburbs of Auckland (0.0018 hectares) was incorrectly depicted as Crown education land, despite passing out of Crown ownership in 1963.

The amended description in relation to Remuera Intermediate is included as **Appendix One**.

Correction of Takapuna Normal Intermediate site (land only) property description

The property description for Takapuna Normal Intermediate as recorded in the PRS also requires amendment as a minor boundary alignment has been formalised by approved survey and legalised by Gazette 2023 notice number 1221. As a result, the Ministry of Education acquired a parcel of land formerly held for motorway purposes, and a part of the school has been declared legal road.

The amended description in relation to Takapuna Normal Intermediate is included as **Appendix Two**.

Implementation

The changes outlined in this letter are minor changes to the Deed to ensure the list of Wai claims being settled by the settlement is accurate and the property descriptions reflect the settlement package. We have therefore agreed a deed to amend the Deed is not required. This letter of agreement will be published alongside the Deed on Te Arawhiti's website.

I would be pleased if you would confirm our agreement as outlined above by countersigning this letter.

Nāku noa, nā


Hon Paul Goldsmith
Minister for Treaty of Waitangi Negotiations

I confirm the agreement of Ngāti Paoa Iwi Trust to amend the Ngāti Paoa Deed of Settlement as outlined in the letter above and included in the appendices.



Herearoha Skipper
Chair
Ngāti Paoa Iwi Trust

Dated: 13 December 2024

Appendix One: Amendment to Property Redress Schedule for Remuera Intermediate

Property Redress Schedule

Part 4 Potential Deferred Selection Properties

Remuera Intermediate site (land only)	<p>3.3956 hectares, approximately, being Part Lots 1, 2, 9, and 10 DP 404, Part Lots 4, 5, and 6 DP 4904, Lot 2 DP 21440, Lot 1 DP 31277, and Lots 1, 2, 3, and 5 DP 35094, and Parts Allotment 18 Section 12 Suburbs of Auckland. Balance Proclamation 19413. Subject to survey.</p> <p>0.0068 hectares, more or less, being Lot 4 DP 35094. All Proclamation 19482.</p> <p>0.0015 hectares, more or less, being Part Lot 2 DP 12786. All <i>Gazette</i> notice 19853.</p> <p>0.1442 hectares, approximately, being Part Allotment 18 Section 12 Suburbs of Auckland. All record of title NA762/220 for the fee simple estate (limited as to parcels). Subject to survey.</p> <p>0.0658 hectares, more or less, being Part Allotment 18 Section 12 Suburbs of Auckland. All Proclamation 19120.</p>
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Appendix Two: Amendment to Property Redress Schedule for Takapuna Normal Intermediate

Property Redress Schedule

Part 4 Potential Deferred Selection Properties

<p>Takapuna Normal Intermediate site (land only)</p>	<p>0.1983 hectares, approximately, being Part Lot 3 DP 40092. Balance Proclamation 16975. Subject to survey.</p> <p>0.2251 hectares, approximately, being Part Lot 2 DP 40092. Balance Proclamation 17026. Subject to survey.</p> <p>1.3383 hectares, approximately, being Part Lots 21 and 47 DP 4553. Balance Proclamation 17903. Subject to survey.</p> <p>0.1174 hectares, more or less, being Part Lot 1 DP 40092. All Proclamation 18327.</p> <p>1.5135 hectares, approximately, being Section 5 SO 550177 and Parts Lot 20 DP 4553 and Part Lots 1, 2, 4, and 5 DP 38460. Balance Proclamation 18883. Subject to survey.</p> <p>0.1169 hectares, approximately, being Part Lot 2 DP 38406. Balance <i>Gazette</i> notice A447361. Subject to survey.</p> <p>0.1224 hectares, approximately, being Part Lot 21 DP 4553. All <i>Gazette</i> notice A538860. Subject to survey.</p> <p>0.2056 hectares, approximately, being Part Lot 1 DP 40092 and Part Allotment 401 Parish of Takapuna. All <i>Gazette</i> notice 310150.1. Subject to survey.</p> <p>0.1370 hectares, approximately, being Part Lot 20 DP 4553. All <i>Gazette</i> notice 318256.1. Subject to survey.</p> <p>0.0222 hectares, more or less, being Section 4 SO 550177. All record of title 1124382 for the fee simple estate.</p> <p>0.0658 hectares, more or less, being Section 8 SO 550177. Balance <i>Gazette</i> notice B319953.1.</p>
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