
Parties

NGÄTI TUWHARETOA (BAY OF PLENTY) SETTLEMENT TRUST

HER MAJESTY THE QUEEN

DEED OF COVENANT

RELATING TO DEED OF SETTLEMENT BETWEEN

NGÄTI TUWHARETOA (BAY OF PLENTY) AND THE

CROWN

Date: 2nd June 2004

PARTIES

- (1) THE NGÄTI TUWHARETOA (BAY OF PLENTY) SETTLEMENT TRUST (*the Governance Entity*)
- (2) HER MAJESTY THE QUEEN in right of New Zealand (*the Crown*)

BACKGROUND

- A Under a Deed of Settlement dated 6 June 2003 between Ngäti Tuwharetoa (Bay of Plenty) and the Crown, the Crown agreed to provide certain redress to the Governance Entity which was to be established by Ngäti Tuwharetoa, subject to certain terms and conditions specified in the Deed of Settlement.
- B The Governance Entity was established on 30 May 2004 as the entity to be established by Ngäti Tuwharetoa under *clause 2.1.1* of the Deed of Settlement and to receive the redress to be provided by the Crown under the Deed of Settlement.
- C As required by *clause 2.1.1* of the Deed of Settlement, the Governance Entity established by Ngäti Tuwharetoa covenants with the Crown as set out in this Deed.

NOW THE GOVERNANCE ENTITY AGREES with the Crown as follows:

1 INTERPRETATION

- 1.1 In this Deed, unless the context otherwise requires, *Deed of Settlement* means the deed referred to in Background A.
- 1.2 Terms defined in the Deed of Settlement have the same meanings in this Deed, unless the context requires otherwise.
- 1.3 The rules of interpretation set out in *clause 11.2* of the Deed of Settlement apply in the interpretation of this Deed.

2 GOVERNANCE ENTITY'S COVENANT

- 2.1 The Governance Entity confirms that it has been ratified by Ngāti Tuwharetoa as an appropriate body to which the Crown will provide the redress under the Deed of Settlement and to administer the redress for the benefit of Ngāti Tuwharetoa.
- 2.2 The Governance Entity covenants with the Crown that from the date of this deed the Governance Entity:
- (a) is a party to the Deed of Settlement as if it has been named as a party to the Deed of Settlement and had executed it;
 - (b) will observe and perform all the obligations of the Governance Entity, under the Deed of Settlement; and
 - (c) is bound by the terms of the Deed of Settlement.
- 2.3 The Governance Entity hereby ratifies and confirms all acknowledgements and agreements made in the Deed of Settlement and all elections made by, all waivers given by, and all other actions taken in relation to the Deed of Settlement, by Ngāti Tuwharetoa and by the agent or agents appointed on behalf of Ngāti Tuwharetoa under *clause 2.3.1* of the Deed of Settlement and agrees to be bound by them.

3 NOTICES

Any Notice to the Governance Entity may be given in the same manner as is specified in *clause 10.6* in the Deed of Settlement. The Governance Entity's address for notice is: ***P O Box 334, 60/20 Onslow Street, Kawerau***

EXECUTED as a deed on the date first written above.

**SIGNED for and on behalf of NGÄTI TUWHARETOA (BAY OF PLENTY)
SETTLEMENT TRUST by:**

In the presence of: *EM Savage*

Rae Beverley Adlam

Rae Beverley Adlam

E.M. Savage

Name:

Occupation: *Admin. strator*

Address: *Kanerau*

In the presence of: *EM Savage*

Rev R D Schuster

Reverend Canon Robert David Schuster

E.M. Savage

Name:

Occupation: *Administator*

Address: *Kanerau*

In the presence of: *EM Savage*

Paora P. Hunia

Paora Paatu Hunia

E.M. Savage

Name:

Occupation: *Administator*

Address: *Kanerau*



Anthony William Olsen

In the presence of:



G.B. Harford

Name:

Occupation: SOLICITOR

Address: AUCKLAND

In the presence of: E.M. Savage



Anthony Tangihia Savage

E.M. Savage

Name:

Occupation: Administrator

Address: Kawerau

In the presence of: E.M. Savage



Graham Kahu Te Rire

E.M. Savage

Name:

Occupation: Administrator

Address: Kawerau

In the presence of: EM Savage



Ani Te Waikaretu Wickliffe

E. M. Savage

Name:

Occupation: Administrator

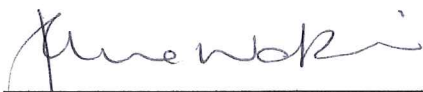
Address: Kanerau

SIGNED for and on behalf of
HER MAJESTY THE QUEEN in right
of New Zealand by the Minister in
Charge of Treaty of Waitangi
Negotiations

) 

) Honourable Margaret Wilson

in the presence of:



Name: Janine Watkins

Occupation: Senior Private Secretary

Address: Parliament Buildings
Wellington