

TE AUPOURI

and

THE CROWN

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DEED TO AMEND  
TE AUPOURI DEED OF SETTLEMENT

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Chas.  
R. N. TIC  
M. N. TIC  
P  
R

**DEED TO AMEND TE AUPOURI DEED OF SETTLEMENT**

THIS DEED is made on the 16 day of December 2015

BETWEEN

TE AUPOURI

AND

TE RŪNANGA NUI O TE AUPOURI ("the governance entity")

AND

THE CROWN

Handwritten signatures in blue ink. On the left, a large, circular scribble is followed by the initials 'J&B.'. To the right, there are two more signatures: one that appears to be 'M.' and another that is 'Y.K. H.-d.' with a large 'P' written above it.

## 1. BACKGROUND

- A. Te Aupouri and the Crown are parties to a Deed of Settlement dated 28 January 2012 and a Deed to Amend the Te Aupouri Deed of Settlement dated 14 December 2013 (together, the "**Deed of Settlement**").
- B. Te Rūnanga Nui o Te Aupouri trustees and the Crown wish to enter this deed to formally record certain amendments to the Deed of Settlement, in accordance with clause 4.1 of the General Matters Schedule to the Deed of Settlement.

**IT IS AGREED** as follows:

### **EFFECTIVE DATE OF THIS DEED**

- 1.1 This deed takes effect when it is properly executed by the parties.

### **AMENDMENTS TO THE DEED OF SETTLEMENT**

- 1.2 The Deed of Settlement:

1.2.1 is amended by making the amendments set out in Schedule 1 to this deed; but

1.2.2 remains unchanged except to the extent provided by this deed.

### **DEFINITIONS AND INTERPRETATION**

- 1.3 Unless the context otherwise requires:

1.3.1 terms or expressions defined in the Deed of Settlement have the same meanings in this deed; and

1.3.2 the rules of interpretation in the Deed of Settlement apply (with all appropriate changes) to this deed.

### **COUNTERPARTS**

- 1.4 This deed may be signed in counterparts which together shall constitute one agreement binding on the parties, notwithstanding that both parties are not signatories to the original or same counterpart.

*Handwritten signatures and initials in blue ink:*  
A large circular scribble, followed by initials "M.W.", "JK", and "PJ".

DEED TO AMEND TE AUPOURI DEED OF SETTLEMENT

SIGNED as a Deed to Amend on 16 day of December 2015

SIGNED for and on behalf of THE CROWN by the Minister for Treaty of Waitangi Negotiations in the presence of:

)  
) Christopher Finlayson

Honourable Christopher Finlayson

Jamie Manley  
Signature of Witness

Jamie Manley  
Witness Name

Secretary  
Occupation

Parliament Buildings  
Address

SIGNED by the trustees of TE RŪNANGA NUI O TE AUPOURI TRUST

SIGNED by RICHARD GEORGE WITANA as trustee, in the presence of:

)  
) Richard George Witana

Richard George Witana

Kay Hinton  
Signature of Witness

Kay Hinton  
Witness Name

Reception  
Occupation

3427 Far North Rd, Motutangi RD 4 Katara  
Address

SIGNED by MASSEY MAAHIA NATHAN as trustee, in the presence of:

)  
) M. Nathan

Massey Maahia Nathan

GEORGINA NATHAN  
Signature of Witness

GEORGINA NATHAN  
Witness Name

ADMINISTRATOR  
Occupation

61 WOODSWORTH RD, MANUREWA, AUCKLAND  
Address

[Handwritten initials and signatures]  
JP  
TC M.N.

DEED TO AMEND TE AUPOURI DEED OF SETTLEMENT

SIGNED by TUI ELIZABETH KAPA  
as trustee, in the presence of:

*[Handwritten signature]*

Signature of Witness

EVAN NATHAN

Witness Name

CONSULTANT

Occupation

30 New Rd ITAHI BAY 5022

Address

*[Handwritten signature]*  
Tui Elizabeth Kapa

SIGNED by PETER-LUCAS KAAKA JONES  
as trustee, in the presence of:

*[Handwritten signature]*

Signature of Witness

Thomas Bislew

Witness Name

Analyst

Occupation

105 Upland rd

Address

*[Handwritten signature]*  
Peter-Lucas Kaaka Jones

SIGNED by WAITAI RATIMA PETERA  
as trustee, in the presence of:

*[Handwritten signature]*

Signature of Witness

GEORGINA NATHAN

Witness Name

ADMINISTRATOR

Occupation

61 WORDSWORTH RD, MANUREWA

Address

AUCKLAND

*[Handwritten signature]*  
Waitai Ratima Petera

*[Handwritten notes and signatures]*  
M.D. 3 R.A. H.C.

DEED TO AMEND TE AUPOURI DEED OF SETTLEMENT

SIGNED by RAHUIA KAPA  
as trustee, in the presence of:

) R. Kapa  
Rahua Kapa

Signature of Witness

Nicola Goldswain

Witness Name

Occupation

Address

Business Owner  
4141 Fox North Rd  
Tukerui

SIGNED by RIPEKA MARGARET EVANS  
as trustee, in the presence of:

) Ripeka Margaret Evans  
Ripeka Margaret Evans

Signature of Witness

MATU UHAKA.

Witness Name

Occupation

Address

PUBLIC SERVANT.  
62 HATHAWAY AVE, KARORI

RK  
H.V.  
MRB.  
4  
TC RK

SCHEDULE 1

AMENDMENTS TO THE DEED OF SETTLEMENT

Deed of Settlement

Current part and reference	Amendment
Part 9, clause 9.28	<p>In the fourth column of the table in clause 9.28:</p> <p>replace "AT24 728796" with "AT24 729797" as the location of the feature with the existing geographic name "Scott Point (Tiriparepa Point)";</p> <p>replace "AT24 686909" with "AT24 688913" as the location of the feature with the existing geographic name "Columbia Bank"; and</p> <p>replace "AT25 016942" with "AT25 014940" as the location of the feature with the existing geographic name "Survive Cliffs".</p>
Part 10, new clause 10.9A	<p>Insert, after clause 10.9, a new clause 10.9A as follows:</p> <p>"10.9A.1 The parties acknowledge that the transfer value of the Te Kao School House site B (\$3,000) was not held back when the Crown paid the financial and commercial redress amount described in clauses 10.1 and 10.1A to Te Rūnanga Nui trustees.</p> <p>10.9A.2 On settlement date the Crown will deduct \$3,000 from the interest payment described in clause 12.2.2 to account for the value of the Te Kao School House site B."</p>
Part 12, clause 12.2	<p>Insert the following at the beginning of clause 12.2:</p> <p>"Subject to clause 10.9A,"</p>

Handwritten signatures and initials in blue ink, including what appears to be 'JBB', 'M.V.', '5', 'RJA', and 'TK'.