

Ngati Kuta Hapu

Mandate Hui

Our Historical Journey

1835 - 2024

Te
Whakapapa
o nga
Kereme

1835 He Whakaputanga

The Declaration of Independence

On 28 October 1835, 24 northern chiefs met to sign the declaration.

Our tupuna Tenana, Wai, Titore, Hare Hongi Hika and Te Kemara signed the declaration. All are tupuna of Ngati Kuta

The hand-written declaration asserted that mana (authority) and rangatiratanga (sovereign power) resided with Maori.

The declaration was intended to assert and protect their tino rangatiratanga/sovereignty of Aotearoa

1840 Te Tiriti o Waitangi

Signed by 540 Rangatira

6 February 1840

Our tupuna Reweti Irikoe signed for Ngati Kuta

Ongoing assertion of Maori rangatiratanga & protection of our rights

The articles of the treaty setting out the nature of the relationship

Request for the Crown to make laws for the settlers, who at the time, were living recklessly

International law, Contra Proferentem, recognition of indigenous language. The Crown disregarded this international law in Aotearoa, the only country in the world to do so

1975 - 1992 Maori Rights Advocated

1990

Te Kara Tino Rangatiratanga

Artists launch the design for the Tino Rangatiratanga flag. The flag was formally recognized by the Government as the **National Maori Flag** in January 2009

1975 “Not one more Acre”

Maori land march to stop the taking of Maori land

1975 Waitangi Tribunal

Established to determine Crown grievances

1982 First Kohanga Reo

Established in Wainuiomata. Te Rawhiti Kohanga Reo established in 1984 by Marara Hook, Edith Rewha and Glenys Papuni.

1985 First Kura Kaupapa

Established at Hoani Waititi

1987 Te Reo Maori

Recognised as an official language

1992 First Whare Wananga

Established in Awanuiarangi

1992 - 2018

Ngati Kuta progresses WAI 1307 & WAI 1958

2010 – 2017

Te Paparahi o Te Raki WAI 1040

Ngati Kuta presented evidence of
Crown wrongdoing.
Matutaera Clendon, Robert
Willoughby, Helen Harte &
Natasha Clarke

1992 Hauai Settlement

One of the first claims to be settled by the Crown. WAI 200 claimants were Matutaera Clendon and George Hakaraia

2014 Ngati Kuta Withdraw from Te Takutai Moana

Ngati Kuta, Patukeha and Ngati Manu withdraw due to differing views about hapu rangatiratanga

2015 – 2016 Ngati Kuta & Patukeha Hui

50+ hui other coastal hapu, led by Matutaera Clendon, Moka Puru, Shirley Hakaraia, Jamie Hakaraia and Robert Willoughby

2016 He Kaweneta

Ngati Manu, Patukeha, Ngati Kuta form an alliance. Ngati Torehina ki Matakaa joined later in 2019

2016 NKPK Oppose Tuhoronuku Mandate

Successful applications to the Waitangi Tribunal seeking urgent inquiry.

2018 - 2022 Ngati Kuta gets organised

2018 Te Whakaaetanga Alliance

Three hapu for an alliance by signing a MOU. Marara Hook signed for Ngati kuta. Ngati Torehina ki Matakaa joined in 2019

2019 Ngati Kuta Representatives

Matutaera Clendon & Robert Willoughby appointed as NK representatives to the Te Whakaaetanga Alliance. Dean Clendon & Waiana Collier later replaced them.

2019 – 2023 Takutai Moana Hapu

Various engagements with other coastal hapu seeking their participation in Te Whakaaetanga

2020 Ngati Kuta Representatives

Dean Clendon & Natasha Clarke appointed as new NK representatives to the alliance

2020 Minister Little Approves Te Whakaaetanga

Minister Little confirms that Te Whakaaetanga Alliance has met the Crown criteria as a Large Natural Grouping

2020 - 2024
Ngati Kuta
makes
traction
with the
Crown

2023 Te Whakaaetanga Trust

Ngati Kuta, Patukeha, Ngati Manu & Ngati Torehina ki Matakaa confirm the establishment of the Trust.

Te Whakaaetanga Trust deed signed in Kerikeri by eight trustees.
Dean and Natasha confirmed as trustees for Ngati Kuta

2023 Mandate Strategy Authorised

Te Arawhiti confirms Te Whakaaetanga Mandate Strategy meets the Crown's criteria. Approved to seek a mandate from Ngati Kuta

2024 Ngati Kuta Mandate Hui

Today we are here to seek your approval to progress to negotiations of our historical land claims with the Crown.

Ngati Kuta needs a mandate from you,
to be able to prepare for negotiations with the Crown.

Ngati Kuta Hapu

MANDATE HUI

8 March – 12 May 2024

TE WHAKAAETANGA TRUST

Te Whakaaetanga Trust is seeking your **mandate** to enter into negotiations with the Crown on behalf of Ngā Hapū Te Whakaaetanga to achieve redress for your hapū as part of the Crown Treaty Settlement process

This presentation will set out more information about:

1. **What a mandate is**, and where mandating fits in the overall Crown Treaty Settlement process?
2. **The group** who will be seeking your authority to enter into negotiations?
3. **The mandate process** - How you can have your say?

What is a mandate?

A 'mandate' is when a claimant group chooses representatives and gives them authority to enter into discussions and agreements with the Crown on their behalf to achieve a settlement of the claimant groups historical Te Tiriti o Waitangi Claims.

Te Whakaaetanga Trust is seeking a mandate to represent “**Ngā Hapū Te Whakaaetanga**” including all affiliated members, whānau, marae and Wai Claims of the hapū. The current hapū of Te Whakaaetanga are:

- Ngāti Kuta
- Patukeha
- Ngāti Manu, Te Uri o Raewera me Te Uri Karaka
- Ngāti Torehina ki Matakā



Ngā Hapū Te Whakaaetanga the Claimant Group



Patukeha

Rangatira – Te Wharerahi, Rewa Moka

Wai Claims – 1140, 1958, 2022



Ngāti Kuta

Rangatira – Te Nāna, Te Kemara, Whai
Hākuene, Huri, Rewharewha, Titore
Kuranui, Reweti Irikoe and Paraoa

Wai Claims – 1307, 1958



Ngāti Manu, Te Uri o Raewera me Te Uri Karaka

Rangatira – Pōmare, Te Whareumu, Kiwikiwi,
Tāwaewae

Wai Claims – 354, 1514, 1535, 49



Ngāti Torehina ki Matakā

Rangatira – Wharepoaka, Wharemōkaikai,
Te Uri ō Kanae

Wai Claims – 1508, 1757



Ngāti Kuta “member”

Any individual who affiliates through whakapapa from Te Nāna, Te Kemara, Whai Hākuene, Huri, Rewharewha, Titore Kuranui, Reweti Irikoe and Paraoa



Patukeha “member”

*

Any individual who affiliates through whakapapa from Te Wharerahi, Rewa and Moka Kaenga Maata



Ngāti Manu, Te Uri o Raewera me Te Uri Karaka “member”

Any individual who affiliates through whakapapa from Ngāti Manu me Ngā Hapū Rīriki Te Uri o Raewera me Te Uri Karaka



Ngāti Torehina ki Matakā “member”

Any individual who affiliates through whakapapa from Te Reinga irrespective of where that individual resides

Ahikaatanga



Ngā Hapū Te Whakaataenga describes their Ahikaatanga areas as follows

Ngāti Kuta me Patukeha

Kei Taupiri ki te tonga, anga ki Motūkōkako ki te marangai, a nga atū ki Tikitiki ki te hauraro , hoki atū ki Tāpeka, ki Kororāreka kei te hauāuru

Ngāti Manu, Te Uri o Raewera me Te Uri Karaka

Te Awa Tapū o Taumārere, Te Moana o Pikopiko i Whiti, Te Moana o Ipipiri
Hokianga, Taiamai, Kororareka, Opuā, Taumarere, Ruapekapeka, Whāngārei, Pouerua, Te Karetu, Puketona, Arakanihi

Ngāti Torehina ki Matakā

Mai i Ngākiriparauri tae noa atu ki Waih apuku (ki te tonga). Ki Tureikura, ko Tunapohepohe, ko Matapuratahi tae noa atu ki Hohi (Oihi) ko Rangihoua, te Pa Tapu o mātou Tupuna. Ki Te Puna, k a tae ki Poraenui, ki te kiokionga o te w henua. Ki Pirinoa, ko Kaihiki, ki Wharengaere, te kainga o mātou Tup una. Ki Patunui, ki Tangitu, ki Oneroa, ki Kaira, ko te Korotangi, ko te Kowhai i reira ka whakawhiti atu ki Ngakiriparauri i ei ko Ngati Torehina ki Matakā.

Where mandating fits in the Crown Treaty Settlement process



PRE NEGOTIATION

Hapū grouping
formation
Nominating
Representatives
Seeking a Mandate



NEGOTIATIONS

Funding, Terms and
Negotiation
Parameters



RATIFICATION

Agreement In
Principle (AIP) and
Deed of Settlement
(DoS)



IMPLEMENTATION

Governance Entity
Reviewed & Accepted
Implementation
Legislation

WE ARE HERE!



Crown Treaty Settlement Policy

The Crown negotiates Treaty settlements with Hapū Groupings (formerly called "Large Natural Groupings")

Ngā Hapū Te Whakaaetanga has met this criteria

The Crown negotiates comprehensive Treaty settlements

This means all hapū, whānau and Wai Claims who come within the Claimant Group definition are included in the mandate sought from Ngā Hapū Te Whakaaetanga.

To be recognised as a mandated body Te Whakaaetanga Trust needs to:

- Provide a claimant definition including all hapū, whānau, Wai claims and area of interest;
- be appropriately accountable to the hapū grouping; and
- Carry out an open and transparent process to seek a mandate

Who is Te Whakaaetanga?

Ko te hononga tai,

Ko te hononga Hapū.

The binding tide is also that which binds Ngā Hapū Te Whakaaetanga

(nā Arapeta Hamilton)

After the failed Tūhoronuku mandate attempt, Ngā Hapū o Te Takutai Moana was formed to seek a mandate. By **2014**, Ngāti Manu, Ngāti Kuta and Patukeha had withdrawn their support due to differing views about hapū rangatiratanga.

In **2016**, Ngāti Kuta, Patukeha, Ngāti Manu and like-minded hapū worked together and held several hapū at Te Rāwhiti and Waitangi with others including Ngāti Rāhiri, Ngāti Kawa and Te Kapotai claimants and kaumatua where **He Kawenata** was formed.

Te Whakaaetanga Alliance was formalised in **2018** by a Memorandum of Understanding signed at Karetū by kaumātua Moka Kaenga Maata Puru, Mārara Te Tai Hook, Shirley Hakaraia, Tauhia Te Tai and Arapeta Hamilton.

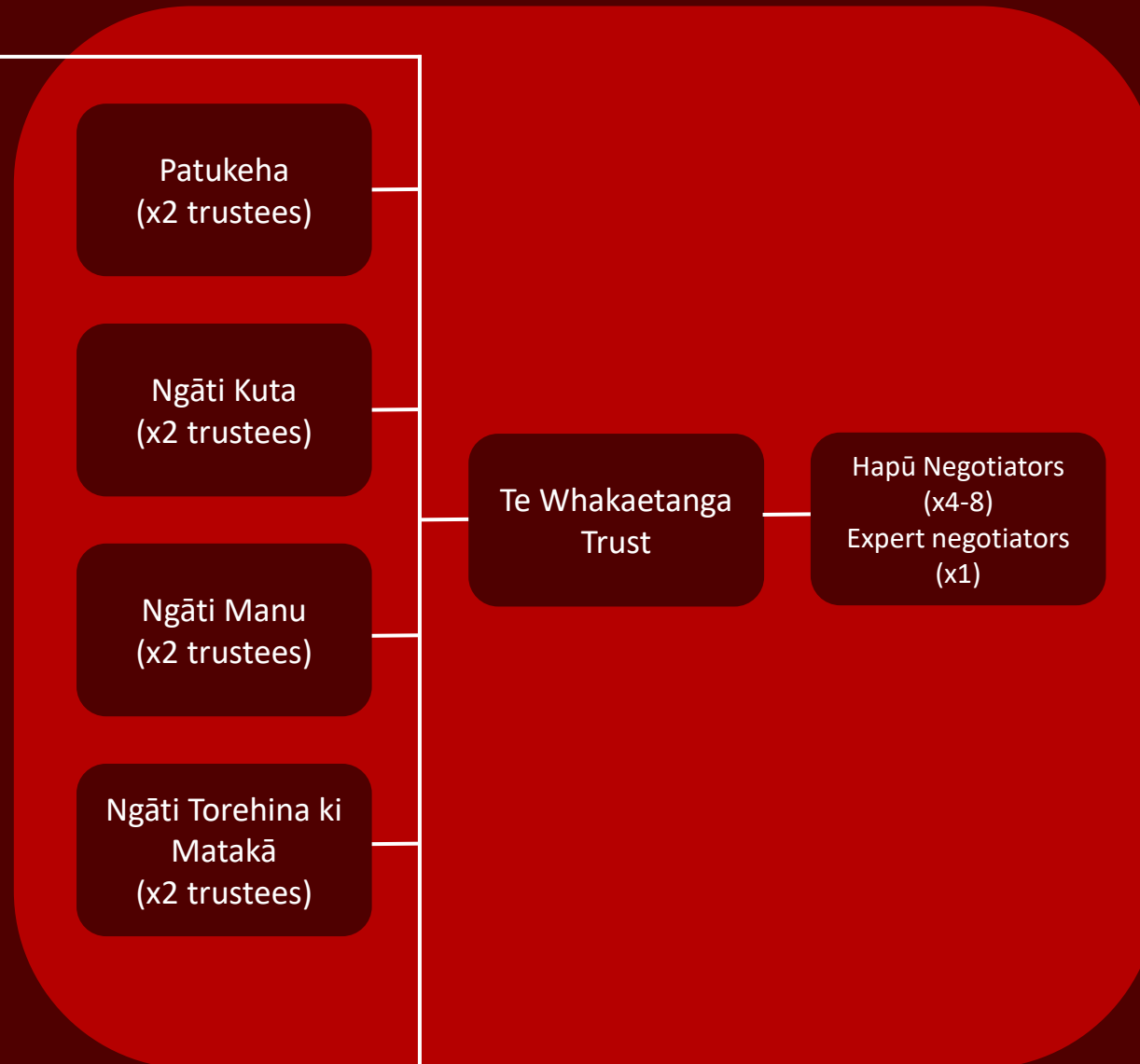
Ngāti Torehina joined in **2019** and additional signatories included Joyce Baker, Hurihanga Rīhari, Hugh Te Kiri Rīhari and Herb Rīhari.

In **2020** the Crown recognisied Te Whakaaetanga Alliance as a Hapū Grouping and agreed that Te Whakaaetanga could seek a mandate.

Te Whakaaetanga Trust

A charitable trust was created to formalise the relationship between Ngā Hapū Te Whakaaetanga and to ensure appropriate systems of accountability are in place.

Te Whakaaetanga Trust is **not intended to be a PSGE** but will be mandated to oversee the negotiations process on behalf of the hapū.



Guiding Principles

Kōtahitanga

Whanaungatanga

Hapū Mana

Motuhake

Hapū Motuhake

Whakatau Tika

Te Whakaaetanga Trustees



Ngāti Kuta	Patukeha	Ngāti Manu, Te Uri Raewera, Te Uri Karaka	Ngāti Torehina ki Matakā
Natasha Clarke-Nathan Dean Clendon	Shirley Hakaraia Jamie Hakaraia	Scotty Smith Kelly Batistich	Herbert Rihari Gideon Rihari

There will be 2 trustees appointed from each hapū for a term of 3 years.

Trustees must act in accordance with the Te Whakaaetanga Trust Deed.

The Trustees will be responsible for the day to day business of the Trust including liaising with Te Arawhiti through the Crown Treaty Settlement Process. The Trustees will report to the Claimant group and will refer all major decisions back to the hapū.

Trustees are appointed and removed by their hapū in accordance with the Trust Deed and their own tikanga.

Trustees will hold an AGM each calendar year.



Joining Te Whakaaetanga

Hapū seeking to join Te Whakaaetanga must:

- Be ready to proceed to negotiations
- Have the endorsement of their hapū to join
- Nominate two representatives to become Trustees
- Agree to be bound by the terms of the Te Whakaaetanga Trust Deed

It is ultimately a decision for Ngā Hapū Te Whakaaetanga as to whether or not a new hapū joins.

Withdrawing from Te Whakaaetanga

Any hapū seeking to withdraw from Te Whakaaetanga must first engage in the Te Whakaaetanga Trust withdrawal process. This broadly involves:

- hui/wānanga with Ngā Hapū Te Whakaaetanga to see if issues can be resolved;
- A final decision of the withdrawing hapū in accordance with their tikanga;
- Notifying the Trust of this decision and calling an SGM in which the Trust can accept their decision.

The Mandate Process – How can you have your say? *

In accordance with the guiding principles of Te Whakaaetanga, the Trust will be facilitating a hapū-driven process for seeking your mandate. That means Ngāti Manu, Patukeha, Ngāti Kuta, and Ngāti Torehina ki Matakā have determined their own process, in accordance with their tikanga, for seeking the approval of their hapū members on the following resolution:

The acceding hapū of Te Whakaaetanga Trust established by Deed dated 14 January 2023 (collectively referred to as “Ngā Hapū Te Whakaaetanga”) mandate Te Whakaaetanga Trust to represent them in negotiations with the Crown in respect of the comprehensive settlement of all of Ngā Hapū Te Whakaaetanga historical Te Tiriti o Waitangi claims and further mandate Te Whakaaetanga Trust to present an initialled deed of settlement to Ngā Hapū Te Whakaaetanga for ratification prior to a Deed of Settlement being signed.*

**As at the date of this Mandate Strategy, the acceding hapū are Ngāti Torehina ki Matakā, Ngāti Manu, Ngāti Kuta and Te Patukeha.*

Ngāti Kuta Mandate Process

All members of Ngāti Kuta will be invited to attend the following information and mandate hui

Date	Time	Venue
Sat 9 March 2024	1pm	Te Rāwhiti Marae, Rawhiti
Sat 30 March 2024	10am	Kensington Stadium, Board Room 1, Whangarei
Sat 6 April 2024	10am (NZ Time)	Online
Sat 13 April 2024	10am	Te Mahurehure Marae 65/73 Premier Ave Point Chevalier, Auckland
Sat 27 April 2024	3pm (NZ Time)	Online
Sat 11 May 2024	10am	Te Rāwhiti Marae, Rawhiti

- All members of Ngāti Kuta aged 18+ will be able to vote on the resolution
- Voting will open from 9 March 2024 and will end on 12 May 2024
- Votes can be cast:
 - Online
 - In person at the information and mandate hui

Patukeha Mandate Process

All members of Patukeha will be invited to attend the following information and mandate hui

Date	Time	Venue
Sunday 11 February 2024	10am	Te Rāwhiti Marae
Saturday 17 February 2024	10am	Online
Saturday 24 February 2024	10am	Te Kura Kaupapa Māori ā Rohe o Māngere (School Hall) 7 Comet Cres, Māngere
Saturday 2 March 2024	10am	Online
Saturday 9 March 2024	10am	Te Rāwhiti Marae

- All members of Patukeha aged 18+ will be able to vote on the resolution
- Voting will open from 11 February 2024 and will end on 9 March 2024
- Votes can be cast:
 - Online
 - **In person** using a ballot box at the information and mandate hui
 - In person special vote for those unregistered members [includes an application for whakapapa verification]

Ngāti Manu Mandate Process

All members of Ngāti Manu, Te Uri o Raewera me Te Uri Karaka will be invited to attend the following information and mandate hui

Date	Time	Venue
Information hui		
Saturday 17 February 2024 (Te Rā o Pomare)	10am	Karetu Marae
Sunday 3 March 2024	6pm	Online
Saturday 16 March 2024	10am and 2pm	The Cause Collective 15 Earl Richardson Drive Manukau Auckland
Wednesday 27 March 2024	6pm	Online
Saturday 14 April 2024	12pm	Karetu Marae
Saturday 14 April 2024	6pm	Online
Decision Making Hui (“Ma te whare e kōrero”)		
Saturday 27 April 2024	10am	Karetu Marae

- Te Tāhūhū Nui o Ngāti Manu will facilitate the process of holding hui in accordance with tikanga - “Ma te whare” where Ngāti Manu hapū decision-making is by consensus within our whare tupuna.
- All members of Ngāti Manu, Te Uri o Raewera me Te Uri Karaka will be invited to attend a series of information hui where they will be invited to register as a member of the hapū.
- A final decision-making hui will be held on **Saturday 27 April 2024**. All members present in the whare on the day will be invited to discuss and participate in reaching a decision of the hapū when the resolution is put to the floor.

Ngāti Torehina ki Matakā Mandate Process

All members of Ngāti Torehina ki Matakā will be invited to attend the following information and mandate hui

Date	Time	Venue
Information hui		
Saturday, 17 February 2024	10am	Conifer Grove School, Evander Cres, Takaanini, Auckland
Saturday, 24 February 2024	10am	St James Hall, 209 Kerikeri Road Kerikeri
Decision Making Hui		
Sunday, 31 March 2024	10am	Wharengaere, Beachfront Marquee

- All members of Ngāti Torehina ki Matakā will be invited to attend a two information hui (1x Auckland, 1x Kerikeri) to be followed by a final decision-making hui
- A final decision-making hui will be held on **Sunday 31 March 2024**.
- All members present will be required to sign an attendance register and have their whakapapa verified by Kāhui Poutiaki o Ngāti Torehina ki Matakā kaumatua
- The gathering will assemble and all verified members in attendance will have an opportunity to vote until 4pm.

Next steps

At the conclusion of each hapū mandate process the hapū trustees will deliver their hapū outcome to the Te Whakaaetanga Trust.

If there is sufficient support for the mandate from Ngā Hapū Te Whakaaetanga – Te Whakaaetanga Trust will proceed to prepare draft Deed of Mandate. You will be given an opportunity to make submissions on the draft Deed of Mandate before it is presented to the Crown for final endorsement.

He pātai?



Frequently Asked Questions

1. Are Te Whakaaetanga Trustees also the negotiators?
 - a. That is up to the hapū, the current mandate strategy provides that hapū will appoint up to 2 negotiators, who can also be a Trustee.
2. Do Trustees get paid?
 - a. Trustees are not paid for performing their role.
3. What funding does Te Arawhiti provide to Te Whakaaetanga Trust?
 - a. Te Arawhiti offers a sum of pre-mandate funding to assist Te Whakaaetanga Trust to meet all of the milestones required by Te Arawhiti. Te Arawhiti will provide further funding to assist with the negotiations phase.
4. Is the upfront funding deducted from settlement funds?
 - a. No, funding for participating in the Crown Treaty Settlement Process is separately provided.
5. Are negotiators paid?
 - a. Generally, yes. Te Whakaaetanga Trust will decide how much negotiators are paid when assessing their funding needs.