

NKKWTB - OTS Meeting
Wednesday 20th August 2014 10am - 12pm
Airport Holiday Inn

Karakia: Davie Henare

Mihi: Roger Kingi

Attendance:

Kaumatua: Davie Henare, Pita Pangari
Chairman: David Manuel
Lead Negotiator: Ella Henry
Legal Advisor: Richard Hawk
Kaitangata: Michael Sheehan, Roger Kingi
Scribe: Maria Terewi
OTS: David Tapsell

Key Action points

1. Resources (20th August 2014)

- 2.1 NKKWTB to provide names of Historian(s) and Land Advisor(s) to work with the Crown on historical and cultural redress by 20 August 2014

Clarification on page 7 under Resources refers to finding information to validate the names of the additional Marae and Hapu.

What is your definition of historian in pg 7, kaumatua are the historians for maori. The wording should be historian/kaumatua (go back to Tae on this)

- Ella with the assistance of the office will liaise with Tae to organise meetings with kaumatua and OTS historian, we need to plan this which is separate to these negotiation meeting.

NKKWTB Historians / kaumatua will be:

- Michael Sheehan
- Wake Tua
- Dave Henare
- Pita Pangari
- Harry Rakena (*confirmed*)
- Moana Woods (*pending availability*)

Suggest that our roopu kaumatua should meet with their Historian to provide documents (*to view only*) that we have used to validate our korero. (whakapapa books, minutes). Show it to the Historian but they don't get copies of it, it's not photo copied but we have to show the Historian, to visually see that it is real.

Reason for meeting with them is because if Aukiwa group keep on saying they represent Aukiwa then Ella will suggest to OTS that they meet with Aukiwa Kaumatua to prove it.

- **ELLA will write a one page recommendation to the Crown that their Historian meets with NKKWTB Roopu Kaumatua. Recommend the Trust Board to adopt this strategy for the roopu kaumatua, then send to DT by the 5th September 2014**

2. Post-settlement Governance Entity (20th August 2014)

- We have been in close contact with Toko from Tuia Group, using their template. We are not far off from being finalised. We could look at different representation being Marae or Hapu or both. The AIP does refer to both and over the years we have found other marae and hapu that should be included.
- EH: Pg 7 item 4 DOS – what was wrong with the original AIP? Clarification what more work needs to be done. (pg 14 AIP)
- Michael & Roger represent Te Komanga since 2013
- EH: who does the trust represent (PSGE), Constitution to include everyone.
- RH: recommend that the board take the definitions part out
- 2.4 NKKWTB to discuss and update their options for a PSGE for initial purposes at the 20th August 2014 meeting.
- **RICHARD will have the final draft with the new definition of a NKKW descendant before 15th September 2014**
- NKKWTB will make the final decision on the Draft constitution at the 20th September meeting.
- We will have the confirmed trust board constitution for PSGE for the next meeting with OTS on Wednesday 24th September.

3. Overlapping claims strategy (31 September 2014)

- a) DT: This package is the same – how is this going to impact on the neighbours? This is pretty tidy – rely on the Trust Board
 - b) DT: overlap in land claims process – there is a specific package sent then meet with them. The Trust Board do the work and we assist you in the process. What matters is land – nowhere near the boundaries. Trust Board acknowledge the adjoining claim
 - c) RH: There isn't a JAC as far as the peninsula is concerned
 - d) PP: Mangonui State Forest – look at that because that is left out. DOC was in prep of removing (days before SOE) the injunction and selling it. During the LAS period this was discussed.
- 2.7 NKKWTB to provide a draft overlapping claims strategy by 31 August 2014

4. Overlay Classification (by 15 September 2014)

ELLA & RICHARD will have this done by the 5th September 2014

- 2.2 NKKWTB to provide draft Statements of Association on the agreed sites for OTS review by 12 September 2014

5. Statements of Association (12 September 2014)

ELLA will liaise with Tae (OTS) to see what this means and let the Trust Board know what we need to do as a Trust Board.

- 2.3 NKKWTB to provide Statement of Association on the agreed sites for OTS review by 12 September 2014

6. Draft Deed of Settlement Process

- OTS to send NKKWTB first draft Deed of Settlement by mid-September
- NKKWTB to review the draft Deed of Settlement and provide feedback by the late September / early October 2014 meeting (*let them know if we need more time*)

EH: All things progressing according to that plan could we then envisage that a DOS ceremony might occur as you originally envisaged in December or January

DT: Yes, except for Stony Creek, I am satisfied that what we will send you in that first draft is an accurate recording of what is in the AIP refined letter. Regardless of Stony Creek if we get everything else done ready to go. That's the document that gets ratified. If we don't make Dec/Jan we will still be ahead of where we might have been.

7. Ratification Strategy

- Majority and Minority in settlement content that is common place. What is unusual here, what spooks the crown most is the nature. The potential risk of violence from a very small group of people.
- If the board agrees with the working party, there are still going to be those that oppose. Joint PR is vital if we can tidy that away and go to ministers in December.
- If the board does not agree with the working party we will need to go back to the minister because of the heat around it December – January 2015
- EH: Over 10 years I have watched NKKWTB accommodate the occupiers, this board is bending over backwards to accommodate Aukiwa and Peterson whanau. That is not being supported by the Crown in anyway.
- DT: Will look at getting a Professional Press Release around us
- EH: has written the last press releases for the Trust Board over the last 10 years. There needs to be a unified messages be published from OTS and keep Ella notified. Occupiers have been made to look like the good guys, which has been really hard for NKKWTB to cope with at a community level.
- Occupiers don't want to settle, don't want to share, they want it all and don't want it to go to ratification. They wanted more Trustees on the Board and they were out voted and the majority went in favour of the people. Easily a projection for us to see that they definitely don't want to go to ratification.
- RH & DH have discussed strategy to come to some sort of agreement with the occupiers and one option was Hapu and Marae representation.
- Two external parties that have been used to oversee the electoral process are electionsnz or elections.com. David Tapsell recommends elections.com as being better
- The Trust Board need to factor in at least one mailout to everyone on the database.

ELLA will contact elections.com and find out a price and come up with a strategy of what's going to be included in the letter.

- 2.5 NKKWTB to provide OTS with a draft ratification Strategy by 15 September 2014

8. Mandate Maintenance and communication with claimant community (ongoing)

- 2.6 NKKWTB to send in mandate maintenance report by 15 September 2014

Ella will write an introduction letter to be mailed out to all those on the registration database before Christmas

David and Maria to look through page 13

Take photos of Trustees so they know who you are, what marae you represent and a brief overview of the Treaty Settlement journey.

Next Board of Trustees Hui 20th September

The paperwork that is required to be sent to OTS, can be sent on the 15th September in advance to the meeting on the 24th September will give them a good opportunity to work on them.

Next Negotiation Team Hui 24th September