



Ngāti Whakahemo (draft) **DEED OF MANDATE**

2026

LARGE NATURAL GROUP Ngāti Whakahemo

NAME OF REPRESENTATIVE BODY Ngāti Whakahemo Claims Trust (NWCT)

Ngāti Whakahemo is recognised as a Large Natural Group for the purposes of Treaty settlement. The representative body authorised to hold the mandate on behalf of Ngāti Whakahemo is the Ngāti Whakahemo Claims Trust (NWCT). The mandate of NWCT is to represent Ngāti Whakahemo in direct negotiations with the Crown, with the objective of achieving a durable, full and final settlement of the iwi's historic claims under Te Tiriti o Waitangi / the Treaty of Waitangi.


The scope of this mandate is to negotiate a draft Deed of Settlement on behalf of Ngāti Whakahemo. Once an initialled Deed of Settlement has been reached, together with a proposed Post-Settlement Governance Entity, NWCT will present these to Ngāti Whakahemo for their collective consideration and decision through a ratification process. In this way, the ultimate authority remains with Ngāti Whakahemo as an iwi, ensuring that settlement arrangements reflect both the Crown's requirements and the tikanga, aspirations, and rangatiratanga of our people.

NGĀTI WHAKAHEMO CLAIMS TRUST: POINT OF CONTACT

Mita Ririnui

Chairperson

Ngāti Whakahemo Claims Trust

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Ngāti Whakahemo Claims Trust

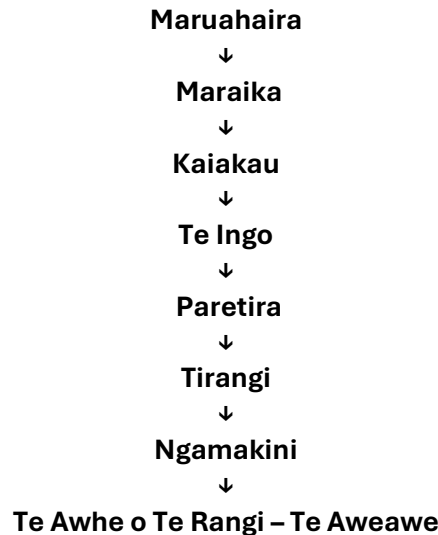
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1. WHAKAPAPA

The founding ancestor of Ngāti Whakahemo is Maruahaira, who arrived in our rohe aboard a waka taua and established ahi kā on the whenua that continues to define our identity today.

The whakapapa that connects us to Maruahaira is as follows:



This line grounds our iwi's connection to the whenua, our tīpuna, and our shared obligations to protect, uphold, and advance the mana of Ngāti Whakahemo.

2. IWI / HAPŪ

There are no constituent hapū of Ngāti Whakahemo.

Ngāti Amonga and Ngāti Maruahaira are historical names for Ngāti Whakahemo used by cross claimants in hearings before the Native Land Court during the late 19th century.

3. MARAE

Pukehina Marae:

- Wharenuī – Tawakemoetahanga
- Wharekai – Tuparewhaitaita

Te Awhe Marae:

- Wharenuī – Te Awhe o Te Rangi
- Wharekai – Te Rokiroki-o-Whakaotiranga

4. WAI CLAIMS

WAI 1471

- Filed: February 2008
- Original Claimants: Mihi Anaru and Murray Anaru

- Focus: Issues relating to Pukehina

WAI 2536

- Filed: August 2008
- Original Claimant: Hemi Anderson
- Focus: Issues relating to Pongakawa and Maketū

NWCT seeks a comprehensive settlement of all Ngāti Whakahemo historical claims (including all registered Wai claims or unregistered claims).

5. ROHE / AREA OF INTEREST

The area covered by the claims of Ngāti Whakahemo extends along the coastline from Te Tumu in the west to Ōhinepanea in the east, and inland from Motunau and Mōtiti to Rotoehu and Matawhaura. It includes the offshore islands of Motunau, Motuhaku, and Mōtiti.

This rohe reflects the areas where Ngāti Whakahemo has maintained ahi kā and mana whenua, or places where the iwi shares longstanding interests and intergenerational connections with neighbouring iwi and hapū. It provides the geographic basis of the historical grievances raised in Wai 1471 and Wai 2536 and is the defined area of interest for which mandate is sought (Appendix A).

Within this rohe are key whenua and communities of significance to Ngāti Whakahemo, including Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa, Wharere, Pukehina, Pongakawa, Rotoehu, and Matawhaura.

Ngāti Whakahemo acknowledges that parts of this rohe are shared with neighbouring iwi and hapū, while also recognising the distinct boundaries that define our own rohe. The mandate sought provides a pathway to address claims across both shared and unique spaces, while strengthening relationships and ensuring a just settlement for our people and future generations.

6. OVERLAPPING CLAIMS/IWI

The Ngāti Whakahemo area of interest overlaps with the following iwi and hapū:

- **Ngāti Awa** – Motiti, Waihi, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura
- **Ngāti Pūkenga** – Motiti, Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa
- **Ngāi Te Rangi** – Motiti, Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa
- **Ngāti Ranginui** – Motiti
- **Ngāti Mākino** – Maketū, Waihi, Paengaroa, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura
- **Ngāti Pūkiao** – Pukaingataru, Maketū, Waihi, Paengaroa, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura
- **Ngāti Whakaue** – Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa, Wharere, Pukehina
- **Waitaha** – Te Tumu, Maketū, Waihi
- **Tapuika** – Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa
- **Ngāti Rangiwewehi** – Te Tumu, Pukaingataru, Paengaroa
- **Ngāti Rangiteaorere** – Te Tumu, Pukaingataru
- **Ngāti Rangitahi** – Maketū, Waihi, Paengaroa, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura

All of the above iwi and hapū have concluded full and final settlements with the Crown, with the exception of Ngāti Whakaue (in negotiations) and Ngāi Te Rangī (awaiting settlement legislation).

7. PREVIOUS ENGAGEMENT

Ngāti Whakahemo were included as a subgroup of Ngāti Pīkiao in the Deed of Settlement of the Historical Claims of Affiliate Te Arawa Iwi/Hapū dated 11 June 2008 as amended and Part 1 of Schedule 1 of the Affiliate Te Arawa Iwi and Hapū Claims Settlement Act 2008 (Affiliate Te Arawa settlement).

The position of Ngāti Whakahemo, as recorded in subsequent correspondence to the Crown, is that there was no engagement with Ngāti Whakahemo on their inclusion in the Affiliate Te Arawa settlement as a subgroup of Ngāti Pīkiao.

Ngāti Whakahemo consider their inclusion in the Affiliate Te Arawa settlement as inappropriate and will seek to address this matter with the Crown in addition to negotiating a settlement of their unsettled historical claims as outlined in this deed of mandate.

THE REPRESENTATIVE BODY

8. REPRESENTATIVES

Ngāti Whakahemo's Treaty settlement journey has, for more than three decades, been guided by a consistent, tikanga-based process of selecting and confirming leadership. This process is designed to ensure that those entrusted with the kaupapa have the skills, integrity, and lived connection to carry the iwi's aspirations forward.

The koeke who led those early discussions made it clear: Anyone chosen to represent us needed to know how to find Ngāti Whakahemo on a map — both literally and spiritually. They needed to have a lived connection to our whenua and our people, or the heart and drive to build that connection authentically.

This guiding principle still shapes every appointment we make today.

The current Trustees of the Ngāti Whakahemo Claims Trust are: Mita Ririnui, Kura Paul-Burke, Kerri Kerr, Jasmine Stoneley, and Adrian Jaram.

Our Process for Selecting and Confirming Trustees

Our process blends tikanga Māori, collective accountability, and the practical needs of the settlement kaupapa:

1. Nominations sought to fill casual vacancy

- Any member may raise the name of a candidate for potential appointment to the vacant trustee position, for discussion at a general meeting;
- Notice of the future general meeting to discuss nominations will be sent to all registered members of Ngāti Whakahemo as well as widely advertised.

- Iwi members will discuss potential candidates for the trustee position, whose names are advanced into the next stage in the process.

2. Initial Vetting by Kaumātua

- Before any name is taken to a vote, the names are floated in front of a core group of koeke for feedback.
- These discussions assess the candidate's suitability, skill set, and readiness for the demands of the role.
- The expectation is that representatives are deeply grounded in Ngāti Whakahemo — able to navigate both our physical landscape and the tikanga, kaupapa, and relationships that give us identity.
- If any koeke express serious concerns, the name is withheld until those matters are resolved.

3. Taking the Name to the People

- If supported by kaumatua, the proposal is placed on the agenda of a future Hui-ā-Iwi or Pukehina Marae Hui.
- All registered and unregistered Ngāti Whakahemo descendants may attend — and we encourage it. We value and rely on their presence, because decisions of this significance cannot happen without their voice.
- The floor remains open for additional nominations from whānau at this stage. All names presented are treated as equal contenders.

4. Open Discussion and Vote

- The candidate's name is openly discussed, along with any strengths, concerns, or background relevant to the role.
- The people then vote on the appointment. This may be by consensus or indicative voting, depending on the hui and kaupapa at hand.
- This vote is formalised and recorded in minutes.

5. Public Accountability and Ongoing Mandate

- Trustees report back to the iwi at least six times a year through marae hui, as well as via special hui, general meetings, or written updates.
- Whānau may raise concerns at any of these hui, prompting a reshuffle or the introduction of new advisory voices (kaimahi) alongside Trustees.
- The Trust Deed provides clear processes for removing Trustees where required.

Election Cycles and Re-Election Process

Historically, prior to forming the Trust, Ngāti Whakahemo operated as a working group whose membership shifted according to Crown processes of the day and the skill sets needed.

Once the Trust was established, we retained our tikanga-led approach rather than imposing arbitrary term limits.

The reasoning:

- Our Trustees have repeatedly sought and received reaffirmation from the people over successive decades, through hui-ā-iwi and formal votes.
- The continuity of leadership has provided stability in complex negotiations.
- The mandate can be refreshed at any time by the iwi — and our history shows we are not afraid to stand again before our people for confirmation.

While the Trust Deed specifies that voting ordinarily occurs at general meetings, the Chairperson may also call a special hui to seek confirmation or fill a vacancy, ensuring responsiveness to iwi needs outside the AGM cycle.

Kaimahi/Staff – Succession in Action

Alongside Trustees, Ngāti Whakahemo maintains a group of kaimahi — whānau who actively support the kaupapa without holding Trustee responsibilities. These roles might not carry a title — but they carry the kaupapa.

- Kaimahi are presented for feedback and informal confirmation at hui so whānau are familiar with new voices.
- This space is often a steppingstone for rangatahi, those returning home, or whānau new to the settlement process.
- It ensures a constant pool of emerging leaders — people who are building strong connections to our whenua, our people, and the values that guide our iwi, so they are ready to lead in the future.

Historical Record of Mandated Leadership

Our process and continuity of leadership are evidenced through key hui:

- **1998 Hui-ā-Iwi** – Established first working committee: Margaret Williams, Adrian Jaram, Te Awhi o Te Rangi Anderson-Manahi. Advisor: Mita Ririnui. (Appendix B)
- **2009 Hui-ā-Iwi** – Mandated members: Te Awhi o Te Rangi Anderson-Manahi, Paku Jackson, Rangiuia Ngawhika, Mihi Anaru, Huriwaka Rewa. Support: Adrian Jaram, Jimmy McLean, Hare Williams, Hokohinu Horne, Maria Horne, Kura Paul-Burke, Jasmine Stoneley. (Appendix C)
- **2014 Pukehina Marae Hui** – Added Kerri Kerr; active members acknowledged: Mita Ririnui, Adrian Jaram, Te Awhi o Te Rangi Anderson-Manahi, Kura Paul-Burke, Jasmine Stoneley, Maria Horne, Kerri Kerr. (Appendix D)
- **2023 Hui-ā-Iwi & Pukehina Marae Hui** – Reaffirmed leadership for next settlement phase. (Appendix E)
- **2025 Mandate Vote** – Formal iwi-wide vote confirmed NWCT as mandated entity to negotiate with the Crown.

In summary, the Ngāti Whakahemo process for Trustee appointment is:

- **Tikanga-led** (grounded in koeke guidance and iwi consensus)
- **Transparent** (open floor discussion and voting)
- **Responsive** (can occur outside AGM if needed)
- **Stable** (leaders reconfirmed over decades, providing continuity)
- **Inclusive** (open to all iwi members to attend and nominate — and we encourage it, because decisions cannot happen without their voice)
- **Future-focused** (succession planning through kaimahi involvement)

Above all, we remain faithful to the principle laid down by our koeke — that those entrusted with this role must be anchored in our whenua, our people, and our tikanga, with the knowledge and heart to carry Ngāti Whakahemo forward.

This continuity, combined with openness to challenge and change, has ensured that those leading the Ngāti Whakahemo Claims Trust do so with the confidence and mandate of our people, at every stage of the settlement journey.

9. STRUCTURE

Ngāti Whakahemo’s representatives operate within a tikanga-led structure, given legal form through the Ngāti Whakahemo Claims Trust (NWCT).

The NWCT is the formal legal entity mandated by Ngāti Whakahemo to negotiate directly with the Crown. Established as a charitable trust under the Trusts Act 2019, NWCT provides the legal framework required for settlement negotiations, while its authority is drawn from tikanga and the collective will of our people.

The trustees sit as the governing body of NWCT. They are not appointed through external or top-down processes, but are selected, confirmed, and reconfirmed by iwi members themselves through hui-ā-iwi and marae hui conducted in line with our tikanga. This ensures that the legal structure of the Trust operates in harmony with Ngāti Whakahemo’s tikanga-based processes of accountability, representation, and leadership.

The Trust’s role is not to sit above the iwi, but to act as its expression. It exists to serve all members of Ngāti Whakahemo, including our hapū, whānau groupings, and marae communities. It is through these lines of accountability that the heartbeat of the iwi is maintained, and the Trust remains grounded in those relationships.

Engagement and accountability are upheld through:

- Hui-ā-iwi and marae hui open to all descendants, regardless of residence.
- Whakawhiti kōrero and consensus building based on whakapapa, mātauranga, and lived connection to place.
- Formal votes when required (e.g. mandate or Deed ratification), ensuring transparency and iwi-wide participation.
- Ongoing dialogue with koeke, who provide cultural, ethical, and strategic guidance.

In this way, the NWCT brings together the requirements of Crown process (a legally recognised entity) with the enduring tikanga of Ngāti Whakahemo (a people-led, koeke-guided decision-making model).

Its legitimacy is grounded not only in statute, but in more than three decades of reaffirmation by the iwi through hui-ā-iwi and marae hui, formal votes, and collective participation.

The trustees are known to the people, accountable to the people, and guided by our koeke. This continuity of service, combined with tikanga-led processes for renewal, ensures the NWCT remains responsive, transparent, and representative of the collective aspirations of Ngāti Whakahemo.

10. KEY GOVERNING DOCUMENTS

The operations of the Ngāti Whakahemo Charitable Trust (NWCT) and its negotiators are governed by:

- The Ngāti Whakahemo Claims Trust – Trust Deed (Appendix F).
- Trusts Act 2019

These documents set out the Trust’s structure, responsibilities, and accountability to the iwi. The Trust Deed was approved as part of the Crown mandate process.

11. ACCOUNTABILITY

NWCT's accountability to Ngāti Whakahemo is both legal and tikanga-based, ensuring decisions are collective and reporting is transparent at every stage of the settlement journey.

The Ngāti Whakahemo Claims Trust (NWCT) is accountable to Ngāti Whakahemo in accordance with the Trust Deed (Appendix F), the Trusts Act 2019, and the tikanga of Ngāti Whakahemo. Its legitimacy rests on both its legal structure and its repeated affirmation by iwi members through hui-ā-iwi and marae hui.

Decision-making

- Trustees make decisions collectively in accordance with sections 24 and 25 of the Trust Deed, usually by majority vote.
- All strategic matters relating to negotiations — such as the Mandate Strategy, Deed of Mandate, Terms of Negotiation, Overlapping Claims Strategy, Agreement in Principle, and Deed of Settlement — must be considered and approved at trustee meetings.
- Trustees are guided by tikanga and informed by koeke, alongside advice from expert consultants, historians, and legal counsel. This tikanga-led process ensures that decisions are anchored in whakapapa, mātauranga, and the collective aspirations of Ngāti Whakahemo.

Reporting and Engagement with the Claimant Community

- NWCT reports to Ngāti Whakahemo through hui-ā-iwi and marae hui held throughout the settlement process. These are advertised as widely as practicable through electronic communications and national and local media.
- In addition to ongoing updates, NWCT is required to hold an Annual General Meeting under clause 17 and 18 of the Trust Deed, where financial statements, funding reports, and negotiation progress are presented.
- Special Meetings may also be convened as needed to seek direction or provide updates on significant milestones.
- Milestones such as the Deed of Mandate, Terms of Negotiation, Agreement in Principle, and the initialled Deed of Settlement will be taken back to the iwi through hui-ā-iwi and marae hui for discussion and endorsement.
- The initialled Deed of Settlement must be formally presented to all iwi members for ratification before any final agreement is signed.

Transparency and Communications

- NWCT is committed to a clear communications strategy, ensuring whānau are kept well-informed of progress through hui, pānui, online platforms, and direct correspondence.
- All Crown funding received will be applied for, managed, and reported on transparently, with regular updates provided to iwi members.

Trustees May Be Removed under Ngāti Whakahemo Tikanga

- Trustees serve with the support of the community, and may be removed if appropriate, through discussion at hui-ā-iwi, under the tikanga of Ngāti Whakahemo.

12. IWI REGISTER

Ngāti Whakahemo’s iwi register is maintained through a tikanga-led process of whakapapa verification, given legal form through the Ngāti Whakahemo Claims Trust (NWCT).

The NWCT has established and will maintain a secure register of members eligible to participate in the Treaty settlement process. Under the Trust Deed, membership includes all individuals who descend from Maruahaira, the founding tūpuna of Ngāti Whakahemo. All descendants are entitled to register, with voting rights at General and Special Meetings limited to those aged 18 years and over.

Registration Process

- A registration form — available both online and in paper format — includes a whakapapa section where applicants provide ancestral details.
- These details are cross-referenced with a recognised whakapapa chart to confirm descent.
- Verification is carried out by the NWCT Whakapapa Team in consultation with the Taumata Kaumātua group, ensuring accuracy and tikanga integrity.

Management of the Register

- The register is securely managed online, with access limited to authorised personnel trained in privacy and data protection.
- A weekly hard copy backup ensures preservation and integrity of all records.
- The process complies with the Privacy Act 2020, including Information Privacy Principle 3, which requires transparency around the purpose, use, and handling of personal information.
- Explicit, informed consent is obtained from each registrant.

Promotion and Outreach

- NWCT actively promotes registrations to ensure all eligible descendants — wherever they live — can fully participate in the settlement process.
- Outreach specifically targets kaumātua (who may prefer non-digital engagement), whānau outside the rohe or overseas, and younger generations not yet connected to the iwi register.
- Registration is supported through kanohi ki te kanohi engagement, pānui, marae-based hui, social media, and the iwi website.

Purpose

Registration is more than an administrative step — it is a pathway for whānau to reconnect with their whakapapa, whenua, and identity as Ngāti Whakahemo. Maintaining a robust, accurate register ensures that the Treaty settlement process reflects the collective voice of Ngāti Whakahemo and that all descendants of Maruahaira have the opportunity to shape the iwi’s future.

13. CROWN POLICY REGARDING FINANCIAL ACCOUNTABILITIES

Summary of Ngāti Whakahemo’s Claimant Funding Management Process (Appendix H)

Claimant funding is managed by the Ngāti Whakahemo Claims Trust (NWCT), which is the mandated entity responsible for the transparent and accountable use of all pūtea received for the purposes of negotiating a Treaty settlement.

The process is overseen by the NWCT Trustees, with financial management delegated to the Treasurer and Chairperson, and subject to two-signatory approval for all payments. A dedicated bank account is used solely for Crown claimant funding, and other sources of pūtea are managed in separate accounts.

All income and expenditure are tracked through detailed financial reporting, with invoices reviewed and approved via a structured internal process. Financial reports are presented annually at hui-ā-iwi, and at any Special Hui where financial updates or decisions are required. An independent annual review of negotiation-related financial statements is conducted, submitted to Te Tari Whakatau, and shared with Ngāti Whakahemo to ensure transparency and accountability.

NWCT confirms full compliance with Crown policy requirements and maintains this process in line with Ngāti Whakahemo tikanga, ensuring mana whakahaere and trust are upheld throughout.

14. REMOVING OR AMENDING THE MANDATE CONFERRED BY THE CLAIMANT COMMUNITY

The mana and authority to hold, amend, or withdraw a mandate always rests with the iwi of Ngāti Whakahemo. This principle ensures that the mandate remains valid only so long as it retains the confidence of our people.

Step 1: Transparency and Informed Decision-Making

A first and essential step in empowering iwi members is to ensure they are fully informed. Robust decisions can only be made when whānau have clear access to the Trust Deed and Mandate Strategy. To support this, NWCT has made these documents widely available throughout the mandate process by:

- Distributing hard copies at hui.
- Emailing directly to registered members.
- Publishing online at www.ngatiwhakahemo.com.

Step 2: Dispute Resolution

If concerns arise, they are addressed through the dispute resolution process set out in section 36 of the Trust Deed. This process is grounded in tikanga o Ngāti Whakahemo and includes:

- Written notice outlining the nature of the dispute.
- Formal acknowledgment from trustees within 14 days.
- Referral to the Kaumātua Taumata for non-binding advice where the dispute relates to whakapapa, tikanga, kawa, reo, or kōrero.
- Efforts by the Chairperson to resolve the matter in good faith, followed by trustee deliberation.
- A decision by trustees based on tikanga and any advice received.
- If unresolved, referral to mediation, and if still unresolved, progression to legal pathways.

Step 3: Removal or Amendment of Mandate

Where serious issues remain unresolved, or where there are substantive reasons supported by evidence, the iwi may choose to amend or remove NWCT's mandate in accordance with section 37 of the Trust Deed.

- Any such proposal must be widely advertised and notified to all registered members.
- Discussion takes place at hui-ā-iwi and marae hui, guided by tikanga and koeke oversight.
- A formal iwi-wide vote (postal, online, and kanohi ki te kanohi) confirms the decision.
- The outcome is binding, recorded in minutes, and reported to the iwi and the Crown.

Step 4: Transitional Arrangements

- If the iwi withdraws the mandate, NWCT will work with Te Tari Whakatau to agree on appropriate transitional arrangements to ensure continuity and protect the interests of Ngāti Whakahemo.

Ultimately, the settlement journey belongs to the iwi of Ngāti Whakahemo. The ability to amend or withdraw the mandate is a safeguard of our tino rangatiratanga — ensuring that leadership remains accountable and that the voice of the people is always paramount. Transitional arrangements provide stability during any change, but the direction of the kaupapa will always rest with the collective will of Ngāti Whakahemo.

15. DISPUTES RESOLUTION PROCESS

The Ngāti Whakahemo Claims Trust (NWCT) confirms that any disputes arising in relation to the mandate or the operation of the Trust during the Treaty settlement process will be addressed in accordance with the dispute resolution process set out in section 36 of the Trust Deed. NWCT has agreed to be bound by this process for the full duration of negotiations with the Crown.

This process ensures that disputes are addressed in a fair, transparent, and culturally appropriate manner, recognising that such matters must ultimately be resolved in accordance with the tikanga of Ngāti Whakahemo.

Key steps in the dispute resolution process include:

- Disputes must be raised in writing and submitted to the Trustees, setting out the full nature of the dispute.
- Trustees will provide a written response within 10 working days.
- Where a dispute relates to tikanga, whakapapa, kōrero tuku iho, reo, or kawa, it will be referred to the Kaumātua Taumata, who may provide non-binding advice to assist resolution.
- For other disputes, the Chairperson will work to resolve the matter in good faith, in alignment with tikanga, and report to the full board of Trustees.
- Trustees will then make a decision, having regard to any advice received and to tikanga.
- If unresolved, the matter will proceed to mediation, undertaken by Taumata Kaumātua, as agreed between the parties. If necessary, parties may pursue further options, including legal proceedings.
- A full record of all disputes and their outcomes will be kept by NWCT.

This process provides a culturally grounded yet legally robust mechanism for resolving disputes, ensuring that challenges are dealt with openly and fairly. It reflects the tikanga of Ngāti Whakahemo while meeting the Crown's expectation for stability and accountability.

Above all, it guarantees that issues are settled in a way that maintains confidence in the mandate and keeps the iwi united in the settlement journey.

16. NEGOTIATORS

Ngāti Whakahemo has authorised the Ngāti Whakahemo Claims Trust (NWCT) to appoint, oversee, and remove negotiators in accordance with clause 11.5 of the Trust Deed. This ensures that negotiators remain accountable to the trustees, and ultimately to the iwi.

Appointment and Removal

NWCT will appoint two or three of its trustees to act as negotiators.

As trustees, they are already bound by the Trust Deed, tikanga o Ngāti Whakahemo, and collective accountability to the iwi.

Negotiators may be removed by resolution of the trustees if they breach their obligations, fail to uphold tikanga, or lose the confidence of the iwi.

Basis for Selection

Negotiators will be chosen on the basis of:

- Understanding of the Treaty settlement process.
- Commitment to tikanga o Ngāti Whakahemo and the guidance of our koeke.
- Strong communication skills and the ability to represent iwi interests effectively.

Authority and Terms of Reference

- Negotiators will operate under a formal Terms of Reference approved by NWCT.
- This document will clearly set out their role, scope of authority, limits on decision-making, and reporting requirements.
- Negotiators cannot sign any binding agreements (including Agreement in Principle or Deed of Settlement) without the approval of the full Board and, where required, the endorsement of the iwi through hui-ā-iwi.

Reporting and Accountability

- Negotiators report directly to the full Board of Trustees, providing written and verbal updates.
- Trustees in turn ensure accountability by reporting regularly to iwi members through hui-ā-iwi and marae hui.
- Updates will also be communicated through pānui, the iwi website, and other outreach channels to ensure transparency.

This structure ensures that negotiators are not independent actors but remain firmly accountable to NWCT and the iwi. Their authority is limited, their role is clearly defined, and their accountability is reinforced by tikanga, the Trust Deed, and continuous iwi oversight.

THE MANDATE PROCESS

17. MANDATE STRATEGY

Ngāti Whakahemo and the Crown have agreed that the mandating process needs the following steps to be completed:

1. NWCT prepares a draft mandate strategy
2. NWCT submits the draft mandate strategy to the Crown for consideration (see Appendix I)
3. The Crown accepts the draft mandate strategy
4. The draft mandate strategy is publicly notified, with a period for public submissions
5. Public submissions on the draft mandate strategy are considered by NWCT and the Crown
6. The Crown endorses the draft mandate strategy for Ngāti Whakahemo (see Appendix I)
7. NWCT holds information hui at Pukehina and Maketū
8. NWCT holds mandate hui at Pukehina, Auckland, Wellington, Maketū, and online
9. Ngāti Whakahemo votes on the draft Deed of Mandate
10. Voting results and a mandate hui report are submitted to the Crown
11. NWCT submits the draft Deed of Mandate to the Crown for consideration
12. The Crown accepts the draft Deed of Mandate
13. The draft Deed of Mandate is publicly notified, with a period for public submissions
14. Public submissions on the draft Deed of Mandate are considered by NWCT and the Crown
15. Crown officials provide a final report to Ministers on the Deed of Mandate

18. HUI TIME/LOCATION

Information Hui

NWCT held two information hui within the Ngāti Whakahemo rohe to present the draft mandate strategy and respond to pātai from the claimant community:

- Pukehina: 15 February 2025
- Maketū: 8 March 2025

Mandate Hui

Mandate hui were held nationally and within the rohe to enable members of Ngāti Whakahemo to consider and vote on the mandate resolutions:

- Pukehina: 3 May 2025
- Wellington: 6 May 2025
- Auckland: 7 May 2025
- Online Hui (Zoom): 15 May 2025
- Maketū: 17 May 2025

The online hui on 15 May was recorded and shared via email to registered members and marae mailing lists, and also uploaded to the Ngāti Whakahemo website. This allowed whānau to watch in their own time and submit any questions by email.

19. HUI ADVERTISING

All hui were publicly notified in accordance with Crown requirements, including the time, location, purpose, voting process, eligibility, and resolutions.

Information Hui Advertising (Appendix J)

NWCT managed advertising for the information hui, placing public notices on 24 January and 31 January 2025 in:

- The New Zealand Herald
- The Dominion Post
- Bay of Plenty Times
- Waikato Times

Mandate Hui Advertising (Appendix K)

ElectionNZ.com managed mandate hui advertising as part of their contracted services. Notices appeared in:

- New Zealand Herald – 19 April
- The Post – 19 April
- Bay of Plenty Times – 19 and 28 April
- Whakatāne Beacon – 23 and 30 April

Additional Promotion

NWCT also used:

- Email (to registrants and marae mailing lists)
- The Ngāti Whakahemo website
- Social media

If a mandate is recognised, NWCT will continue to hold regular information hui, promoted widely through online channels.

20. HUI PRESENTATION

The presentations delivered at our hui were developed independently and reflect the aspirations, priorities, and goals of Ngāti Whakahemo. This approach ensured that the information shared was firmly iwi-led and grounded in our own tikanga, while providing whānau with the clarity needed to make informed decisions.

At each information hui, NWCT delivered a PowerPoint presentation covering the background to Ngāti Whakahemo's claims, the draft mandate strategy, the Trust Deed, and the proposed comprehensive settlement.

Hard copies were made available at hui, and the presentation was also:

- Emailed directly to registered members.
- Shared via marae mailing lists.
- Uploaded to the Ngāti Whakahemo website.

An accompanying information booklet (Appendix L) provided further detail on the claims, mandate process, and iwi aspirations. This was also distributed both in person and online.

Feedback was actively gathered through pātai sessions, written comments, follow-up emails, and kōrero at marae hui. This feedback informed updates to the presentation and ensured that it evolved in response to whānau input.

The final presentation (Appendix M), delivered at the Mandate Hui, incorporated these refinements. It responded to common questions raised during the information hui process and included deeper content on Ngāti Whakahemo's history, claims, and aspirations.

There was a strong turnout of whānau at several of the Mandate Hui presentations, reflecting the importance of open dialogue and iwi-led engagement throughout the mandate process.

21. RESOLUTIONS

The following resolutions were presented to the iwi of Ngāti Whakahemo for approval as part of the mandating process:

- The iwi of Ngāti Whakahemo approves the terms of trust for NWCT as set out in the trust deed.
- The iwi of Ngāti Whakahemo gives NWCT the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo's historical claims including Wai 1471 and Wai 2536.

22. VOTING PROCESS

The mandate voting process was administered by ElectionNZ.com, an independent election management provider. Voting was conducted by postal, online, and ballot box, ensuring accessibility for all eligible members of Ngāti Whakahemo.

Who Could Vote

- All registered members of NWCT aged 18 years and over (including those turning 18 before voting closed) received an information and voting pack.
- Unregistered members of Ngāti Whakahemo could cast a special vote, subject to whakapapa validation by the NWCT Whakapapa Team and Taumata Kaumātua Group.

Special votes could be made by completing an NWCT registration form and providing whakapapa details to the Independent Returning Officer or NWCT kaimahi at each hui. Special vote packs were available at mandate hui, or by contacting the Returning Officer via freephone 0800 666 030 or email vote@electionz.com.

Voting Period

- Opened: 12pm, Thursday 1 May 2025
- Closed: 12pm, Friday 6 June 2025

Transparency and Oversight

- The Chief Returning Officer from ElectionNZ.com managed and certified the voting process.
- Whakapapa verification was undertaken in partnership with the NWCT Whakapapa Team and Taumata Kaumātua Group.
- Crown observers, via Te Puni Kōkiri, attended mandate hui to oversee the process.

Information Dissemination

Details of the voting process were shared through:

- Individual voting packs
- Public notices
- NWCT's website and social media platforms

A copy of the mandate voting information sheet is attached as Appendix N.

ATTACHMENT CHECKLIST

Ngāti Whakahemo Wai Claim Area of Interest Map	Appendix A
Hui-a-lwi Minutes: 1 March, 1998	Appendix B
Hui-a-lwi Minutes: 09 August, 2009	Appendix C
Pukehina Marae Hui Minutes: 09 August, 2014	Appendix D
Pukehina Marae Hui: 11 February, 2023	Appendix E
Ngāti Whakahemo Claims Trust – Trust Deed	Appendix F
Crown Policy regarding Financial Accountabilities	Appendix G
Ngāti Whakahemo Claimant Funding Management Process	Appendix H
Ngāti Whakahemo Mandate Strategy (2025)	Appendix I
Information Hui Advertising Schedule	Appendix J
Mandate Hui Advertising Confirmation	Appendix K
Information Booklet	Appendix L
PowerPoint Presentation	Appendix M
Mandate Voting Information Sheet	Appendix N

SUBMISSIONS ON MANDATE STRATEGY (CROWN WILL COMPLETE THIS SECTION)

Submissions period	The submissions period took place between 2 November 2024 and 19 January 2025. This Mandate Strategy was placed on www.consultations.justice.govt.nz and submissions, views and inquiries were invited.			
Number of submissions	Total: 22	For: 21	Against: 0	Unclear: 1

Summary of submissions	<p>Strong support was expressed across all submissions, and generally described the mandate strategy as comprehensive and well-considered, providing for representation, consultation, accountability and setting the groundwork for negotiations.</p> <p>Many submitters spoke of feeling inspired to support the mandate strategy out of a deep sense of responsibility to honour the work of their tūpuna (who had strongly advocated for the rights of Ngāti Whakahemo in the Māori Land Court).</p> <p>Several important themes arose across submissions:</p> <ul style="list-style-type: none"> • Accountability and communication from NWCT to the iwi are critical; measures providing for these in the Trust Deed have received positive feedback; • Significant overlaps with other iwi were noted that would need to be worked through in good faith; OLI groups want to be kept informed (though they express general solidarity with and support for NWCT); • Ngāti Whakahemo have a longstanding grievance with the Crown over the alienation of land which has played out in the courts and the Waitangi Tribunal. The mandate strategy sets out a path for the iwi to control the narrative about how their story is told, in respect of redress they hope to receive relating to the grievance.
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How has the representative body addressed any concerns raised	<p>One submission noted a discrepancy between the indicative AOI map and the written description of the rohe at section 5 of the mandate strategy. To address this concern, NWCT and the Crown discussed and agreed on adjustments to the AOI to accurately reflect where Ngāti Whakahemo identify their interests. The adjusted map was attached to the draft mandate strategy and distributed amongst overlapping interest groups following endorsement of the mandate strategy. NWCT have been in discussion with overlapping groups to discuss concerns around the AOI.</p>
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YOUR MANDATE STRATEGY IS NOW COMPLETE

HUI RESULTS

23. RESULTS OF VOTING

Voting on the mandate resolutions achieved a 72% turnout of eligible registered voters. Of those who voted:

- 94.30% supported the NWCT Trust Deed; and
- 99.94% supported NWCT being mandated to represent Ngāti Whakahemo in settlement negotiations with the Crown.

A full breakdown of results by voting channel (postal, online, ballot box) and location is included in the declaration of results provided by ElectionNZ.com (Appendix O) and the Returning Officer's Report (Appendix P).

24. QUESTIONS / CONCERNS

TPK independent observers reported across hui that the presenters explained observers' role at the hui accurately, and the hui were conducted in an open and transparent manner (Appendix Q). Hui attendees had the opportunity to ask questions and all questions were answered accurately, in detail. NWCT (with help from TPK staff) registered attendance at the hui.

Though well-advertised, the Wellington hui was called off shortly after commencing due to lack of attendance, despite attempts to contact attendees via text. NWCT advised that there are three registered members living in the Wellington region, compared to a higher number living in Palmerston North and Levin (out of ~120 total registered members), but the rationale for holding hui in Wellington was to provide maximum opportunity for attendance. NWCT noted they would look to hold future hui in those areas instead.

Several attendees asked for clarification about the voting process, particularly regarding how to vote and how members would be kept informed. NWCT and the Electoral Commission representative were able to answer all such questions satisfactorily, referring to information in the voter packs and mandate strategy explaining the means of voting and timeframes. NWCT explained, as necessary, that they would communicate with members through posters, letters and house visits, in addition to hui and electronic forms of communication, and are open to feedback on how this could occur.

Some questions related to the general mandating process and how members would be kept informed. NWCT answered these questions by explaining that they are working on a communications plan as part of the process, with milestones to be agreed with the Crown, with progress at each stage communicated with the registered members via email, social media platforms (under development) and bimonthly hui at Pukehina Marae.

Several questions related to the Trust's structure, representation, and support. NWCT clarified that members are voting to confer a mandate to negotiate on the NWCT trustees, who were elected in 2014 and reaffirmed in 2022. Any proposed changes to the trustees would need to go through the marae committee and the 'decision power' sits with the people of Ngāti Whakahemo. NWCT should aim for a higher response rate than 40% out of the vote, particularly as their register is of good quality, however it will not be 100%. The length and fragmentation of the process adds complication to getting registrations and responses, as whānau details are no longer up to date.

Several attendees asked about the AOI and how overlapping interests with other iwi would be managed. NWCT answered these questions by noting that the map shows Ngāti Whakahemo's indicative AOI, but it is not an exclusive tribal boundary. NWCT recognise there are places of shared interests and experiences within the Ngāti Whakahemo AOI, so they see not competition with other iwi interests, but a wider area of interest, reaffirming that their ancestors have 'footprints' and lived in other spaces. The map has been considered to make sure that any tikanga, whakapapa, and tūpuna activities have not been left out.

Some attendees also appeared to confuse the Claims Trust and mandate with an eventual PSGE, but NWCT were able to explain that a PSGE would need to be established separately around the conclusion of negotiations, and any proposed PSGE structure would be taken back to the community for ratification.

ATTACHMENT CHECKLIST

ElectionNZ.com Official Election Results Report	Appendix O
ElectionNZ.com Returning Officer's Report	Appendix P
Te Puni Kōkiri Independent Observer Reports	Appendix Q

SUBMISSIONS ON DEED OF MANDATE (CROWN WILL COMPLETE THIS SECTION)

Submissions period

Number of submissions	Total:	For:	Against:	Unclear:
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Summary of submissions

How has the representative body addressed any concerns raised

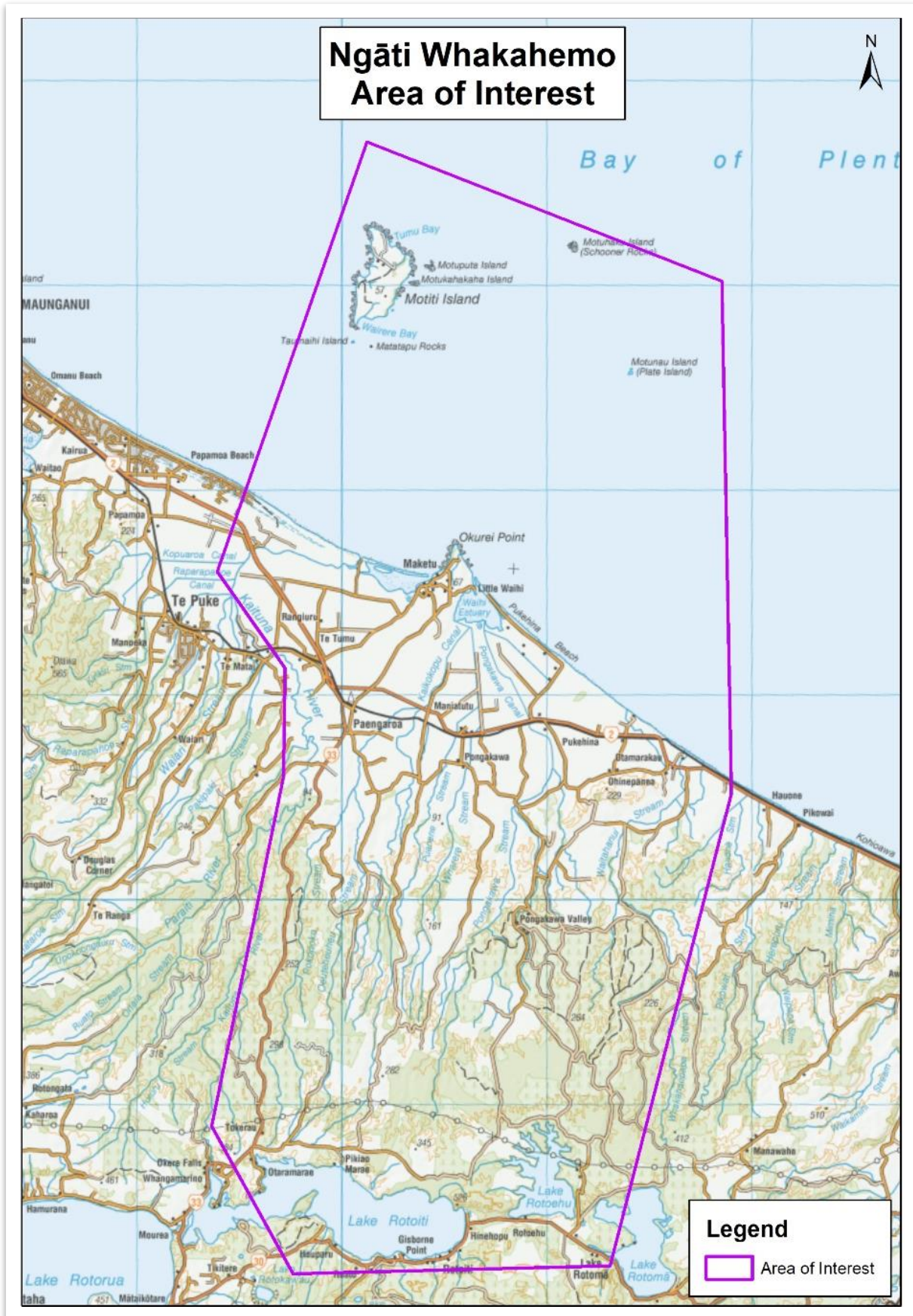
YOUR DEED OF MANDATE IS NOW COMPLETE

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Hui-a-lwi Minutes: 09 August, 2009	4	Appendix C
Pukehina Marae Hui Minutes: 09 August, 2014	5	Appendix D
Pukehina Marae Hui: 11 February, 2023	6	Appendix E
Ngāti Whakahemo Claims Trust – Trust Deed	7-29	Appendix F
Crown Policy regarding Financial Accountabilities	30	Appendix G
Ngāti Whakahemo Claimant Funding Management Process	31-32	Appendix H
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ElectionNZ.com Official Election Results Report	69	Appendix O
ElectionNZ.com Returning Officer's Report	70-74	Appendix P
Te Puni Kōkiri Independent Observer Reports	75-92	Appendix Q
<ul style="list-style-type: none"> • Pukehina Hui Independent Observer Report 	75-77	Appendix Q(i)
<ul style="list-style-type: none"> • Wellington Hui Independent Observer Report 	78-79	Appendix Q(ii)
<ul style="list-style-type: none"> • Auckland Hui Independent Observer Report 	80-83	Appendix Q(iii)
<ul style="list-style-type: none"> • Online Hui Independent Observer Report 	84-88	Appendix Q(iv)
<ul style="list-style-type: none"> • Maketū Hui Independent Observer Report 	89-92	Appendix Q(v)

Ngāti Whakahemo Claims Trust Deed of Mandate

APPENDICES

APPENDIX A: Ngāti Whakahemo Area of Interest Map



APPENDIX B: Hui-a-lwi Minutes: 01 March, 1998

NGATO WHAKAHEMO HUI-A-HAPU SPECIAL MEETING

RE: LAND CLAIMS

Tawakemoetahanga, Pukehina Marae | 1 March, 1998 | 11am (11:30am start)

MIHI: [REDACTED] welcomed everyone as acting Chairperson

KARAKIA: [REDACTED] voices his preference for meetings to be held at a later time so that he and his family can attend church and the meaning of karakia. However, he and [REDACTED] have managed to come today showing their aroha for whanau.

PRESENT: refer to attached list

MANAGEMENT OF LAND CLAIMS

Sharlene: Requests we need to set up a committee

Bonnie: Move we go ahead with land claim, second by [REDACTED] and carried unanimously

[REDACTED]: How do we go about it?

Mita: We move it here that a committee should be set up.

Whanau: Ae, we are all in favour.

Committee members elected:

- [REDACTED]
- Adrian
- [REDACTED]
- Te Awhi

Advisor: Mita (acting as advisor in the role as public servant)

Administrative Support: [REDACTED]

Support:

- [REDACTED]
- [REDACTED]

Committee members to bring back all information for discussion, no date set at this time – within 3 months involving:

- Boundaries – whanau concerned
- Legislation concerned
- Application to both Waitangi Tribunal and Land Court

APPENDIX C: Hui-a-lwi Minutes: 09 August, 2009

Ngāti Whakahemo Hui a Hapū

Hui / Meeting minutes

Tawakemoetahanga, Pukehina Marae, Pukehina | August 9, 2009 | 10 a.m.

Facilitator: [REDACTED]

Chairperson: [REDACTED] (Vice Chairperson – Pukehina Marae Committee)

Chairperson of Pukehina Marae Committee: Hokohinu Horne

Minute taker: Maria Horne

KARAKIA TIMATANGA/ MIHI [REDACTED]

TE HUNGA KEI KONEI / ATTENDEES Te Awhi Anderson Manahi, Jasmine Stoneley, [REDACTED]
[REDACTED] Hemi Anderson, [REDACTED]
[REDACTED] Maria Horne, [REDACTED]
[REDACTED] Hoko Horne, [REDACTED] Adrian Jaram. *6 did not sign*
Attendance Register. Total: 34.

3. WORKING COMMITTEE

[REDACTED] advised there was already a working committee formed approx. 10 years ago they included: Adrian Jaram, [REDACTED], were the names mentioned. These people had not relinquished their positions on the working party at present. A suggestion to advertise and inform Hapū of the working party.

Motion: “To advertise Ngāti Whakahemo working committee nominations to be received for the purpose of progressing the Ngāti Whakahemo Waitangi Claims.”

[REDACTED] / Hemi Anderson

This motion was later challenged as the hapū members present wanted to setup the working committee today and not have to wait another month.

Chairperson – Suggested to the Hapū for the need to form the working committee for today and for tomorrow, and that we could also contact the old working committee for input.

Those people present who were nominated and seconded from today's hui include:

- **Te Awhi Anderson Manahi** – [REDACTED] / [REDACTED]
- [REDACTED] – [REDACTED] / [REDACTED]
- [REDACTED] – Hoko Horne / [REDACTED]
- **Mihi Anaru** – Maria Horne / [REDACTED] / [REDACTED]
- [REDACTED] – [REDACTED] / Hemi Anderson

Those that can be called in to support those nominated today include:

- Adrian Jaram
- [REDACTED]
- [REDACTED]
- Hoko Horne
- Maria Horne
- Kura Paul-Burke
- Jasmine Stoneley

There being no further business to discuss the meeting was closed at 1 pm.

APPENDIX D: Pukehina Marae Hui Minutes: 09 August, 2014

PUKEHINA MARAE KOMITI HUI

Tawakemoetahanga, Pukehina Marae | 9 August, 2014 | 10:15am

PRESENT: Kerri Kerr (Chair), Maria Horne, [REDACTED], Te Awhi Manahi, Jasmine Stoneley,

KARAKIA: [REDACTED]

APOLOGIES: Mita Ririnui, Hoko Horne, Adrian Jaram, [REDACTED]
Te Awa Anderson, Kura Paul-Burke and [REDACTED].

Motion to accept apologies: Te Awhi / Jasmine carried

WAITANGI CLAIMS KOMITI UPDATE

Report tabled. Komiti has met twice once to prepare for the OTS presentation on the 26 June 2014, and the other Hui was on the 13 July 2014 to respond to the OTS response letter received after the 26 June 2014 presentation.

Main points concerning the 26 June 2014 meeting with OTS:

- The site visit to Pukehina was for OTS staff to learn about Ngati Whakahemo;
- The Presentation - answered questions that OTS had asked of Ngati Whakahemo;
 - Who is Ngati Whakahemo, what is your history, where are you located, how many people are in your Iwi and where are located today, who are your neighbours, what involvement have you had in their settlements and how have you participated in Waitangi Tribunal District inquiries;
- Willie Te Aho summarised the presentation for Ngati Whakahemo committing OTS to timeframes and when they would occur;

Main points from the Ngati Whakahemo Claims Komiti Hui held on the 13 July 2014:

- Mandate of Kerri Kerr to the Claims Komiti – Business and Strategic Management skill;
- OTS letter asked questions on the 26 June 2014 to be expanded in a Ngati Whakahemo historical account report. OTS are carrying out a historical account themselves on Ngati Whakahemo.
- OTS have advised the following: *they want support to extend High Court (HC) timeframes, they would like to facilitate a meeting between Micro Fames and Ngati Whakahemo. Landcorp do not wish to meet with Ngati Whakahemo which is not in compliance with HC instructions.*

The Chairperson acknowledged the valuable efforts of the Claims Komiti to date in consulting with OTS: Mita, [REDACTED], Te Awhi, Jasmine, Kura, Maria and Kerri. “Ngati Whakahemo are at a critical point, registrations are imperative, this is a time sensitive period and we just have to get on and do it.”

APPENDIX E: Pukehina Marae Hui Minutes: 11 February, 2023

PUKEHINA MARAE KOMITI HUI

Tawakemoetahanga, Pukehina Marae | 11 February, 2023 | 10am

PRESENT: [REDACTED], Kerri Kerr, [REDACTED]
[REDACTED], Adrian Jaram, [REDACTED]
[REDACTED] Te Awahi Manahi, [REDACTED]

APOLOGIES: [REDACTED], Hokohinu Horne
Moved by [REDACTED] | Kerri Kerr

WAITANGI CLAIMS KOMITI UPDATE

The Chair, Mita Ririnui provided update and debrief of Te Arawhiti hui on 27 January 2023 for WAI 1417 Settlement Claim. The Chair thanked Ngati Whakahemo for discipline maintained throughout the hui. The Crown were here to talk about process which could take up to 5 years. Ngati Whakahemo need to ensure we meet Te Arawhiti mandating requirements. [REDACTED] and group have been working on population registration and mandating hui structure.

[REDACTED] queried if would get Wharere back and what that would look like? Chair provided overview of the Supreme Court decision. Expressed uncertainty if Wharere would be given back as part of Settlement or we would have to purchase. [REDACTED] queried who is running the mandate.

The Chair provided overview of the motion to maintain the current mandated representation group which was moved by [REDACTED] at 17 December 2022 Marae Hui which was carried unanimously.

The Chair identified that there are breaches made by the Crown which must be settled. Part of our terms of negotiations include Whakahemo has the biggest coastline of Te Arawa waka but never received Fisheries Settlement. Whakahemo was known as the 'net makers' with a report by historian Bruce Stirling identifying ti kouka (cabbage tree) fibres for making fishing nets for ocean and freshwater harvesting activities.

Moved by Rocky Galvin | Seconded by [REDACTED]



NGĀTI WHAKAHEMO CLAIMS TRUST TRUST DEED

**NGĀTI WHAKAHEMO CLAIMS TRUST
TRUST DEED**

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Dated 9 September, 2025

Background

- A. At a hui in March 1998, Ngāti Whakahemo agreed to file a claim in the Waitangi Tribunal with Motoi Hiha, Eddie Matehaere and Parekotuku Wiremu as the claimants.
- B. In February 2008, Mihi Anaru and Murray Anaru filed a claim in the Waitangi Tribunal relating to Pukehina. This claim was registered as Wai 1471.
- C. In August 2008, Hemi Anderson filed a claim in the Waitangi Tribunal relating to Pongakawa. This claim was registered as Wai 2536.
- D. In September 2008, the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008 came into force. In Part 1 of Schedule 1 Ngāti Whakahemo was defined as a hapu of Ngāti Pīkiao.
- E. In February 2012, Ngāti Whakahemo contacted the Office of Treaty Settlements about the settlement of Wai 1471 and Wai 2536. Ngāti Whakahemo also wrote to Te Pūmāutanga o Te Arawa and met with Ngāti Pīkiao Iwi Trust.
- F. In May 2012, the Office of Treaty Settlements advised that the historical claims of Ngāti Whakahemo, including Wai 1471 and Wai 2536, had been settled under the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008.
- G. In May 2013, Ngāti Whakahemo wrote to the Office of Treaty Settlements advising that their historical claims were based on descent from their founding ancestor Maruahaira. Wai 1471 and Wai 2536 therefore came within the exclusion in Part 3 of Schedule 2 of the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008.
- H. In reply, the Office of Treaty Settlements maintained its position that the historical claims of Ngāti Whakahemo had been settled as a hapu of Ngāti Pīkiao under the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008.
- I. In June 2013, Ngāti Whakahemo wrote to the Minister for Treaty of Waitangi Negotiations reiterating that Wai 1471 and Wai 2536 remained unsettled because they are based on descent from Maruahaira who is not a Ngāti Pīkiao ancestor as defined in the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008.
- J. In July 2013, the Minister for Treaty of Waitangi Negotiations advised Ngāti Whakahemo that the Crown remained of the view that the historical claims of Ngāti Whakahemo had been settled as a hapu of Ngāti Pīkiao under the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008.
- K. In November 2013, Landcorp Farming Limited listed Wharere Farm for sale by way of tender closing on 4 December 2013. Wharere Farm comprises approximately 404 hectares and is subject to s 27B of the State-Owned Enterprises Act 1986.
- L. On 5 December 2013, Ngāti Whakahemo filed an application in the Waitangi Tribunal for an urgent remedy hearing for Wharere Farm under s 8A of the Treaty of Waitangi Act 1975. The application was served on the Minister for Treaty of Waitangi Negotiations and Landcorp Farming Limited.
- M. Ngāti Whakahemo requested that the Minister of Finance, as the shareholding minister, direct Landcorp Farming Limited to withdraw Wharere Farm from sale. Ngāti Whakahemo also requested that the Minister for Treaty of Waitangi Negotiations engage in direct negotiations for the settlement of Wai 1471 including Wharere Farm as potential commercial redress.

- N. The Minister of Finance refused to direct Landcorp Farming Limited to withdraw Wharere Farm from sale and the Minister for Treaty of Waitangi Negotiations refused to negotiate for the settlement of Wai 1471.
- O. On 7 March 2014, Ngāti Whakahemo filed an application for judicial review in the High Court at Wellington. In a statement of defence dated 19 March 2014, the Attorney-General conceded for the first time that the historical claims of Ngāti Whakahemo based on descent from Maruahaira had not been settled under the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008.
- P. The application for judicial review led to a series of decisions in the High Court and Court of Appeal between April 2014 and May 2015. On appeal, the Supreme Court in *Ririnui v Landcorp Farming Limited* [2017] 1 NZLR 1056 held that the Office of Treaty Settlements had incorrectly advised Landcorp Farming Limited that the historical claims of Ngāti Whakahemo had been settled but declined to set aside the agreement to sell Wharere Farm to Wheyland Farms Limited.
- Q. Meanwhile, the Waitangi Tribunal, in a decision dated 26 May 2014, declined to grant urgency on a remedies hearing for Wharere Farm but held that Wai 1471 had not been settled under the Affiliate Te Arawa Iwi and Hapu Claims Settlement Act 2008.
- R. In April 2018, Ngāti Whakahemo representatives met with the Minister for Treaty of Waitangi Negotiations in Wellington to discuss Wai 1471.
- S. In October 2019, Ngāti Whakahemo formally advised the Minister for Treaty of Waitangi Negotiations that Ngāti Whakahemo wanted to enter direct negotiations with the Crown to settle all historical claims including Wai 1471 and Wai 2536.
- T. Between January 2020 and April 2022, Ngāti Whakahemo provided Te Arawhiti with traditional evidence and historical research on their customary interests deriving from descent from Maruahaira. This information covered Pukehina, Motunau, Waihi, Pongakawa, Maketu and Wharere.
- U. On 21 November 2022, the Minister for Treaty of Waitangi Negotiations confirmed that the Crown had agreed to enter into direct negotiations with Ngāti Whakahemo for the settlement of all historical claims covered by Wai 1471 and Wai 2536.
- V. On 11 January 2023, Ngāti Whakahemo reaffirmed the mandate for the Ngāti Whakahemo Claims Committee comprising Mita Ririnui (chairperson), Hokohinu Horne, Adrian Jaram, Kura Paul-Burke, Maria Horne, Te Awhi o Te Rangī Anderson-Manahi and Jasmine Stoneley. Maria Horne, Te Awhi o Te Rangī Anderson-Manahi and Hokohinu Horne have all passed away.
- W. On 27 January 2023, Ngāti Whakahemo met with Te Arawhiti officials at Pukehina marae to discuss the process for Treaty settlements, and in particular, the Crown's mandating requirements.
- X. Ngāti Whakahemo wish to reconstitute the Ngāti Whakahemo Claims Committee as the Ngāti Whakahemo Claims Trust to obtain a mandate to negotiate with the Crown a full and final settlement of the historical claims of Ngāti Whakahemo.
- Y. The Ngāti Whakahemo Claims Trust will operate until a new post settlement governance entity is established for Ngāti Whakahemo.
- Z. This deed establishes the Ngāti Whakahemo Claims Trust, confirms that the members of the Ngāti Whakahemo Claims Trust are all the descendants of Maruahaira, and records the terms of operation for the Ngāti Whakahemo Claims Trust.

1. Interpretation and definitions

1.1. This deed shall be interpreted in a manner that is consistent with the tikanga of Ngāti Whakahemo and furthers the objects of the Ngāti Whakahemo Claims Trust.

1.2. In this deed, unless the context otherwise requires:

Adult Member means a member of Ngāti Whakahemo who is aged 18 years and over;

Balance Date means 30 June or any other date adopted by the trustees;

Basic Trust Information means the information specified in s 51(3) of the Trusts Act 2019;

Completion Date means the date on which:

- (a) a Post Settlement Governance Entity is established for Ngāti Whakahemo; and
- (b) the objects set out in clause 4 have been:
 - (i) achieved by the Ngāti Whakahemo Claims Trust; or
 - (ii) assumed by the Post Settlement Governance Entity;

Core Documents means the documents specified in s 47 of the Trusts Act 2019;

Customary Rights means rights according to tikanga including:

- (a) rights to occupy land; and
- (b) rights in relation to the use of land or other natural or physical resources;

Deed means this deed of trust and includes the background and schedules;

Deed of Settlement means a deed between and Ngāti Whakahemo and the Crown recording the terms on which Ngāti Whakahemo and the Crown will settle the historical claims;

Default Duty has the same meaning as s 9 of the Trusts Act 2019;

Descended means that a person is descended from another person by:

- (a) birth; or
- (b) legal adoption; or
- (c) Maori customary adoption in accordance with the tikanga of Ngāti Whakahemo.

Financial Year means the period of 12 consecutive months ending on the balance date;

Historical Claims means every claim (whether or not the claim has arisen or been considered, researched, notified, or made by or on the settlement date) that Ngāti Whakahemo or a representative entity had at any time before, at or after the settlement date and that:

- (a) is, or is founded on, a right arising:
 - (i) from the Te Tiriti o Waitangi/Treaty of Waitangi or its principles; or
 - (ii) under legislation; or

- (iii) at common law, including aboriginal title or customary law; or
 - (iv) from a fiduciary duty; or
 - (v) otherwise; and
- (b) arises from, or relates to, acts or omissions before 21 September 1992:
- (i) by, or on behalf of, the Crown; or
 - (ii) by, or under, legislation; and
- (c) includes every claim to Waitangi Tribunal that relates exclusively Ngāti Whakahemo or a representative entity including:
- (i) the claim filed by Mihi Anaru and Murray Anaru on 14 February 2008 and currently registered by the Waitangi Tribunal as Wai 1471 – Ngāti Whakahemo Claim;
 - (ii) the claim filed by Hemi Anderson on 28 August 2008 and currently registered by the Waitangi Tribunal as Wai 2536 – The Te Runanga o Ngāti Whakahemo Incorporated (Maria Horne) Claim;
- (d) but does not include:
- (i) a claim that a member of Ngāti Whakahemo, or a whanau, hapu, or group of Ngāti Whakahemo, had or may have that is, or is founded on, a right arising as a result of being descended from an ancestor who is not a tupuna of Ngāti Whakahemo; or
 - (ii) a claim that a representative entity had or may have to the extent that it is founded on a right arising as a result of being descended from an ancestor who is not a tupuna of Ngāti Whakahemo; and
- (e) to avoid doubt, the meaning of historical claims is not limited by clause (c) of this definition.

Initial Trustees means Mita Ririnui (chairperson), Adrian Jaram, Kura Paul-Burke, Jasmine Stoneley and Kerri Kerr;

Kaumātua Taumata means pakeke, kaumātua and kuia of Ngāti Whakahemo who are appointed to advise the trust in accordance with clause 7;

Mandatory Duty has the same meaning as s 9 of the Trusts Act 2019;

Member means a member of Ngāti Whakahemo;

Ngāti Whakahemo means:

- (a) the collective group comprising individuals who descend from Maruahaira; and
- (b) every whanau, hapu, or group to the extent that it is comprised of the persons in paragraph (a), including any descent groups of Ngāti Whakahemo; and
- (c) every individual referred to in paragraph (a) of this definition.

Operational Date means the date on which the deed is executed by the initial trustees;

Post Settlement Governance Entity means a post settlement governance entity that has been ratified by the members to receive redress on behalf of Ngāti Whakahemo for the settlement of

historical claims;

Register means the register of members established and maintained by the trust in accordance with clause 23 and Schedule 1;

Registered Adult Member means an adult member entered onto the register and allocated an identification number

Registration Form means the form used from time to time to enter the details of a member on the register in accordance with Schedule 1;

Te Runanga o Ngāti Whakahemo means incorporated society 2579404 incorporated on 1 May 2013 and named Ngāti Whakahemo Iwi Authority Incorporated

Tikanga means Maori customary values and practices;

Trust means the trust created by this deed and called the Ngāti Whakahemo Claims Trust;

Trustees means the initial trustees and any replacement trustees appointed to fill a casual vacancy;

Trust Fund means all assets held by the trustees including any funding, grants or payments to the trust and any real or personal property acquired by the trust;

Trust Information has the same meaning as s 49 of the Trusts Act 2019;

Tupuna of Ngāti Whakahemo means an individual who:

- (a) exercised customary rights by virtue of being descended from Maruahaira; and
- (b) exercised the customary rights in paragraph (a) of this definition predominantly in relation to the rohe of Ngāti Whakahemo at any time after 6 February 1840.

Working Day means any day of the week other than:

- (a) Saturday and Sunday;
- (b) public holidays; and
- (c) a day in the period commencing on 24 December in any year and ending on 15 January in the following year.

2. Establishment

- 2.1. The trust shall be governed and administered by the trustees in accordance with this deed to achieve the objects.

3. Office

- 3.1. The registered office of the trust shall be situated at an address as determined by the trustees.

4. Objects

- 4.1. The objects of the trust are to:
 - (a) develop a mandate strategy for Ngāti Whakahemo;

- (b) obtain and maintain a mandate from Ngāti Whakahemo to negotiate with the Crown;
- (c) submit a deed of mandate for approval by the Crown;
- (d) apply for and administer funding, grants or payments from the Crown or any other trust or entity;
- (e) consult with Ngāti Whakahemo about negotiations for the settlement of the historical claims;
- (f) negotiate a deed of settlement with the Crown for the full and final settlement of the historical claims;
- (g) develop a ratification strategy for Ngāti Whakahemo;
- (h) present the deed of settlement and structure of the post settlement governance entity to Ngāti Whakahemo in accordance with the ratification strategy;
- (i) establish the post settlement governance entity.

5. Objects independent

- 5.1. The trustees are empowered to carry out any one or more of the objects independently of any other object.

6. Ratification by Ngāti Whakahemo

- 6.1. The procedure and voting at the ratification hui shall be in accordance with the ratification strategy developed by the trust and approved by the Crown.
- 6.2. The trustees expressly acknowledge that the ratification hui shall not be general meetings under this deed.

7. Taumata Kaumātua

- 7.1. The trustees may appoint pakeke, kaumātua and kuia as a Taumata Kaumātua to advise the trustees on the tikanga, reo, kawa, whakapapa and kōrero of Ngāti Whakahemo.
- 7.2. The trustees shall appoint the Taumata Kaumātua in accordance with the tikanga of Ngāti Whakahemo.
- 7.3. The trustees shall ensure that the Taumata Kaumātua is broadly representative of the descent groups of Ngāti Whakahemo.
- 7.4. The trustees may take into account, but are otherwise not bound to accept or adopt, any advice from the Taumata Kaumātua.
- 7.5. A trustee is not eligible to be appointed to or remain part of the Taumata Kaumātua.

8. Trustees

- 8.1. The initial trustees shall assume office from the operational date.
- 8.2. The term of office of every trustee shall continue until that trustee ceases to hold office.
- 8.3. A trustee may be removed in accordance with the tikanga of Ngāti Whakahemo.

- 8.4. A trustee shall otherwise cease to hold office if that trustee:
- (a) resigns by giving no less than thirty (30) days written notice to the trust;
 - (b) dies;
 - (c) refuses to act;
 - (d) fails to attend five (5) consecutive meetings of the trustees without prior written notice or reasonable explanation as determined by the chairperson;
 - (e) is adjudicated bankrupt under the Insolvency Act 2006;
 - (f) is sentenced to any term of imprisonment;
 - (g) is convicted of category 3 or category 4 offence under Criminal Procedure Act 2011;
 - (h) is convicted of any dishonesty offence under the Crimes Act 1961 or the Companies Act 1993;
 - (i) is disqualified from being a director under the Companies Act 1993 or an officer under the Charities Act 2005; and
 - (j) is subject to orders under the Mental Health (Compulsory Treatment and Assessment) Act 1992 or the Protection of Personal and Property Rights Act 1988.
- 8.5. The appointment, removal or termination of office of any trustee shall be recorded in the minute book.
- 8.6. The chairperson from the operational date shall be Mita Ririnui.
- 8.7. Mita Ririnui shall continue as chairperson until he resigns as chairperson or ceases to hold office as trustee in which case the trustees shall elect a new chairperson.
- 8.8. The trustees may fill any casual vacancy created by a trustee ceasing to hold office by appointing an adult member, as outlined below:
- (a) *Nominations sought to fill casual vacancy*
 - (i) Any member may raise the name of a candidate for potential appointment to the vacant trustee position, for discussion at a general meeting;
 - (ii) Notice of the future general meeting to discuss nominations will be sent to all registered members of Ngāti Whakahemo as well as widely advertised.
 - (b) *Initial vetting by kaumātua*
 - (i) The candidates discussed at the general meeting are raised with a core group of kaumātua for feedback and assessment of their suitability, skill set, and readiness for the demands of the role;
 - (ii) The expectation is that trustees are deeply grounded in Ngāti Whakahemo — able to navigate both the physical landscape and the tikanga, kaupapa, and relationships that give Ngāti Whakahemo identity;
 - (iii) If kaumātua express serious concerns with any candidates, their names are withheld until those matters are resolved;

(c) *Taking the candidate names to members*

- (i) If supported by kaumātua, candidates' names are placed on the agenda of a future general meeting;
- (ii) All registered and unregistered Ngāti Whakahemo members may attend and vote;
- (iii) Members may still nominate additional candidates at this stage. All candidates are treated as equal contenders

(d) *Open discussion and vote*

- (i) Candidates' names are openly discussed, along with any strengths, concerns, or background relevant to the role;
- (ii) Members then vote on the appointment. This may be by consensus or indicative voting, depending on the hui and kaupapa at hand;
- (iii) The appointment of any trustee shall be recorded in the minute book.

8.9. If for any reason an adult member is not endorsed as a trustee at a general meeting in accordance with the tikanga of Ngāti Whakahemo and the process outlined in clause 8.8 above, then any casual vacancy shall be filled by a trustee election process in accordance with Schedule 2.

8.10. There shall be no less than three (3) and no more than five (5) trustees.

8.11. A person can only be appointed or elected to fill a casual vacancy if that person:

- (a) is a registered adult member; and
- (b) does not come within any of the disqualifications in clause 8.4.

9. Powers

9.1. The trustees shall exercise their general and specific powers to achieve the objects in accordance with the tikanga of Ngāti Whakahemo.

9.2. The trustees shall have the power to do such other things as in their opinion are incidental or conducive to achieving the objects.

10. General power

10.1. The trustees have all the powers necessary to:

- (a) manage the trust fund as if the absolute owner; and
- (b) achieve the objects.

11. Specific powers

11.1. Funding

- (a) The trustees may apply for any funding, grant or payment from the Crown or any other trust or entity; and
- (b) The trustees shall hold any funding, grant or payment as part of the trust fund.

11.2. Bank accounts

- (a) The trustees may open and maintain accounts at any registered bank as defined in s 2 of the Banking (Prudential Supervision) Act 1989; and
- (b) The trustees shall ensure that any bank account is operated by at least two (2) trustees and one (1) independent delegate named in writing by all trustees.

11.3. Investment

- (a) The trustees may invest the whole or any part of the trust fund; and
- (b) The trustees shall have regard to the matters specified in s 59(1)(a) to (n) of the Trusts Act 2019 when making any investment.

11.4. Property

- (a) The trustees may acquire any real or personal property whether by purchase, lease, hire, exchange or otherwise; and
- (b) The trustees shall insure any insurable property against loss or damage by any cause.

11.5. Delegation

- (a) The trustees may delegate any of the powers of the trustees to a trustee or a committee of trustees; and
- (b) The trustees shall determine the terms and conditions of any delegation;
- (c) Any delegation of the powers of the trustees to a trustee or committee of trustees shall be recorded in writing; and
- (d) The trustees may at any time in writing revoke any delegation to a trustee or committee of trustees; and
- (e) The trustees shall delegate two or three trustees to form the negotiating committee to negotiate the historical claims provided that any delegation to the negotiation committee shall be in accordance with this clause.

11.6. Employment

- (a) The trustees may employ staff and engage agents, consultants, advisors and experts; and
- (b) The trustees may not employ or engage any trustee as an employee, agent, consultant, advisor or expert.

11.7. Remuneration

- (a) The trustees may pay and reimburse the trustees for fees, costs, expenses and disbursements; and
- (b) The trustees shall make payments and reimbursements in accordance with clause 34.

12. General duty

12.1. The trustees shall discharge their duties to achieve the objects in accordance with the tikanga of Ngāti Whakahemo.

13. Mandatory duties

13.1. The trustees shall comply with the mandatory duties by:

- (a) knowing the terms of this deed;
- (b) acting in accordance with this deed;
- (c) acting in accordance with the tikanga of Ngāti Whakahemo;
- (d) holding the trust fund and otherwise acting for the benefit of Ngāti Whakahemo;
- (e) exercising their general and specific powers to achieve the objects.

14. Default duties

14.1. The trustee shall comply with the default duties except where expressly or impliedly modified or excluded by this deed.

14.2. The trustees shall:

- (a) exercise the care and skill of a prudent person in business when investing the whole or any part of the trust fund
- (b) not exercise their powers directly or indirectly for their own benefit other than being adult members;
- (c) not bind or commit the trustees to a future exercise or non-exercise of a discretion;
- (d) avoid a conflict between their interests and the interests of Ngāti Whakahemo other than being adult members;
- (e) act impartially as between adult members and the descent groups of Ngāti Whakahemo;
- (f) not make a profit or take a reward as trustees other than the remuneration and expenses authorised under this deed; and
- (g) act by majority in accordance with the tikanga of Ngāti Whakahemo.

15. Annual report

15.1. The trustees shall prepare an annual report on the affairs of the trust within five (5) months after the end of the financial year.

15.2. The annual report shall include:

- (a) a summary of the activities and funding of the trust;
- (b) the audited financial statements of the trust; and
- (c) the remuneration and expenses paid to trustees.

15.3. The trustees shall ensure that the financial statements and audit report are independently prepared by chartered accountants in public practice.

16. Disclosure

16.1. The trustees shall make the following documents available for inspection by any member:

- (a) the annual reports for the preceding three (3) financial years;
- (b) the minutes of every general meeting;
- (c) their own personal and contact details on the register; and
- (d) this deed and any amendments.

16.2. The trustees shall determine whether the presumption in ss 51 and 52 of the Trusts Act 2019 to disclose basic trust information and trust information will apply having regard to the factors in s 53 of the Trusts Act 2019.

17. General meetings

17.1. The trust shall hold a general meeting within ten (10) months after the end of the financial year.

17.2. The purpose of the annual general meeting shall be to:

- (a) present the annual report;
- (b) undertake notified business; and
- (c) deal with general business.

17.3. The trustees shall give at least twenty one (21) days notice of the annual general meeting by electronic form and in national and local media.

17.4. The notice shall contain:

- (a) the date, time, venue and agenda of the annual general meeting;
- (b) information regarding where copies of any relevant information may be obtained by members; and
- (c) such other information as the trustees may determine.

17.5. A member may raise any unnotified general business at the designated time for general business.

17.6. Any unnotified general business may only be undertaken at the annual general meeting at the discretion of the chairperson.

18. Special meeting

18.1. In addition to the annual general meeting, the trustees shall:

- (a) convene a special meeting at the written request of:
 - (i) the chairperson; or

- (ii) the majority of the trustees then in office; or
 - (iii) twenty (20) members.
- (d) give notice of such a special meeting in the same manner as for a notice of the annual general meeting;
- (e) those requesting the special meeting must provide a statement to the trustees setting out the purpose and specific agenda items of the special meeting and any proposed resolution; and
- (f) not be required to give notice of the special meeting until a statement with the specific agenda items has been received.

19. Special meeting limited to notified business

19.1. A special meeting shall only undertake the business expressly referred to in the notice calling the special meeting.

20. Proceedings of general meeting

20.1. The proceedings of an annual general meeting or special meeting shall not be invalidated by:

- (a) a member not receiving notice for whatever reason; or
- (g) a minor deficiency or irregularity in the notice.

20.2. The quorum required for an annual general meeting or special meeting shall be:

- (b) twenty five (25) members present in person; and
- (c) one (1) or more trustees present in person

20.3. To avoid doubt, a trustee is entitled to vote as an adult member.

20.4. The chairperson shall chair any annual general meeting or special meeting.

20.5. If the chairperson is not present for whatever reason then the trustees shall elect one (1) of the trustees as substitute chairperson for that annual general meeting or special meeting.

21. Voting

21.1. All adult members shall be entitled to vote at any annual general meeting or special meeting.

21.2. Every adult member shall have one (1) vote.

21.3. A normal resolution is passed when it has the approval of over fifty (50) percent of the adult members who validly cast a vote.

21.4. A special resolution is passed when it has the approval of not less than seventy five (75) percent of the adult members who validly cast a vote.

21.5. An annual general meeting or special meeting shall:

- (a) be adjourned one (1) hour after the appointed time if a quorum is not present;

- (b) stand adjourned for fourteen (14) days; and
- (c) be reconvened at the same time and venue and with the same agenda.

21.6. The adult members who are present in person at the reconvened annual general meeting or special meeting shall constitute the quorum.

21.7. The chairperson may close an annual general meeting or special meeting that becomes so unruly or protracted that business cannot be undertaken in a proper and orderly manner.

22. Minutes

22.1. The trustees shall keep minutes recording the proceedings of every annual general meeting and special meeting.

22.2. The minutes of every annual general meeting and special meeting signed by the chairperson shall be evidence of:

- (a) the business undertaken by the members; and
- (b) the annual general meeting and the special meeting being properly convened and conducted unless the contrary is proven.

23. Register

23.1. The trust shall establish and maintain the register from the commencement date.

23.2. The Ngati Whakahemo Claims Committee compiled information for the sole purpose of Wai 1471 which the trustees may utilise to establish the register.

24. Trustee meetings

24.1. The trustees shall meet together to deal with business, adjourn and otherwise regulate trust meetings as they think fit.

24.2. Any trustee may summon a trustee meeting by written notice to the trustees.

24.3. If the chairperson is not present for whatever reason then the trustees shall elect one (1) of the trustees as substitute chairperson for that trustee meeting.

24.4. The proceedings of a trustee meeting shall not be invalidated by a minor deficiency or irregularity in notice.

24.5. A majority of trustees in office shall constitute a quorum for trustee meetings.

24.6. The chairperson may close a trustee meeting that becomes so unruly or protracted that business cannot be undertaken in a proper and orderly manner.

25. Trustee resolutions

25.1. Any question or resolution shall be decided by a majority of trustees, and where there is an equality of votes, the chairperson shall have a second and casting vote.

25.2. A resolution in writing signed or assented to by facsimile or other electronic communication shall be as valid and effectual as if it had been passed at a trustee meeting.

25.3. Any resolution may consist of several documents in like form and signed or assented by one or more trustees.

26. Minute book

26.1. The trustees shall keep a minute book recording the proceedings of every trustee meeting.

26.2. The minutes of a trustee meeting signed by the chairperson shall be evidence of:

- (a) the business undertaken by the trustees; and
- (b) the trustee meeting being properly convened and conducted unless the contrary is proven.

27. Remote meetings

27.1. A trustee meeting may be held where one or more of the trustees are not physically present and are appearing remotely provided that:

- (a) the notice of the trust meeting provides the remote link;
- (b) the trustees can be linked for the duration of the trust meeting; and
- (c) the trustees are able to communicate with each other effectively, simultaneously and instantaneously.

28. Conflicts of interest

28.1. A trustee who has or may have a conflict of interest as determined by the trustees must immediately disclose that interest to the chairperson.

28.2. The interest must be recorded in the minutes.

28.3. The conflicted trustee may participate in the deliberations affecting the matter but he or she must not vote on the matter and shall leave the meeting for any such vote.

28.4. A kaumātua who has or may have a conflict of interest must immediately disclose that interest to the chairperson.

28.5. The conflicted kaumātua may not participate in the deliberations affecting the matter but he or she may vote on the matter as a member when before a general meeting.

29. Execution of documents

29.1. Any document to be executed by or for the trust shall be signed by any two of the trustees with one signatory to be the chairperson.

30. Other procedures

30.1. Subject to the provisions of this deed, the trustees may otherwise regulate their procedure having regard to the tikanga of Ngāti Whakahemo.

31. Tax returns

31.1. The trustees shall prepare and file all necessary tax accounts, returns, reports, declarations, notices, certificates, reconciliations and other information with the Inland Revenue Department.

32. Trust staff

- 32.1. The trustees may employ staff to work for the trust.
- 32.2. Any staff employed by the trust may be required to attend a trustee meeting but shall not be entitled to vote.

33. Trustee liability

- 33.1. The trustees shall not be bound to take, or be liable for their failure to take, any proceedings against another trustee or trustees for any breach or alleged breach of trust committed by the other trustee or trustees.

34. Trustee remuneration and expenses

- 34.1. The trustees are entitled to receive reasonable remuneration for their services as trustees, provided that such remuneration is collectively agreed upon by a majority of trustees, recorded in writing, and considered fair in relation to the responsibilities undertaken.

35. Indemnity and insurance

- 35.1. The trustees shall not be liable for the consequence of any act or omission unless the consequence is attributable to dishonesty, gross negligence or to the wilful commission of any act known to be in breach of trust, or to the wilful omission of any act when the omission is known to be a breach of trust.
- 35.2. The trustee shall be indemnified out of the trust fund for and in respect of any liability which the trustees may sustain or incur by reason of the carrying out or omission of any function, duty or power of the trustees under this deed, unless such loss or liability is attributable to dishonesty, gross negligence or to the wilful commission of any act known to be a breach of trust.
- 35.3. The trust may provide insurance for the trustees in respect of any costs incurred in any proceedings.
- 35.4. The trustees shall ensure the particulars of any indemnity or insurance are recorded in the minutes of the meeting at which that indemnity or insurance is approved.

36. Dispute process

- 36.1. Any dispute arising in relating to the operation of the trust shall in the first instance be referred in writing to the trustees setting out full particulars of the nature of the dispute.
- 36.2. The trustees shall acknowledge receipt in writing within ten (10) working days' notice of the dispute.
- 36.3. Any dispute regarding descent from Maruahaira or otherwise in connection with the tikanga, reo, kawa, whakapapa and kōrero of Ngāti Whakahemo shall be referred by the trust to the Kaumātua Taumata.
- 36.4. The Kaumātua Taumata may provide non-binding advice to the trustees on the manner in which the dispute should be resolved.
- 36.5. In relation to all other disputes, the chairperson shall attempt to resolve the dispute amicably in accordance with the tikanga of Ngāti Whakahemo and then report to the other trustees.
- 36.6. The trustees shall make a decision on the dispute having regard to the tikanga of Ngāti Whakahemo following the provision of any non-binding advice from the Taumata Kaumātua or a report from the chairperson.

- 36.7. If the member who submitted the notice of dispute is not satisfied with the decision of the trustees then the dispute shall be referred to mediation in accordance with the tikanga of Ngāti Whakahemo. Taumata Kaumātua, as agreed between the parties, will act as mediator.
- 36.8. If the dispute is not resolved by mediation then the parties are entitled to pursue other options including legal proceedings.

37. Removal or amendment of mandate

- 37.1. Any issues or concerns regarding the mandate of Ngāti Whakahemo, that propose the amendment or removal of the mandate, must firstly be addressed through the dispute process outlined above in clause 36.
- 37.2. If the issues or concerns are not resolved through the dispute process then a special meeting may be called to determine whether the mandate should be removed or amended.
- 37.3. Notice of the special meeting will be sent to all registered members of Ngāti Whakahemo as well as widely advertised.
- 37.4. Discussion at the special meeting will be guided by tikanga and kaumātua oversight.
- 37.5. Voting (postal, online and kanohi ki te kanohi) will take place on whether to commence the process to remove or amend the mandate. A vote to remove or amend the mandate is passed in accordance with clause 21.4 (special resolutions).
- 37.6. The outcome of the vote is binding on the trust, will be recorded in the minute book and reported to Ngāti Whakahemo and the Crown.

38. Amendment

- 38.1. Any amendment to this deed is of no effect if:
- (a) it is designed to vary, or would have the effect of varying, the definition of member, Ngāti Whakahemo or tupuna of Ngāti Whakahemo so as to:
 - (i) exclude persons who descend from Maruahaira; or
 - (ii) include persons who do not descend from Maruahaira.
- 38.2. This deed may otherwise be amended provided that the amendment is approved by resolution at an annual general meeting or special meeting.

39. Termination

- 39.1. The trust shall be terminated as soon as reasonably practicable after the completion date.

40. Governing law

- 40.1. This deed and the trust shall be interpreted in accordance with and governed by the laws of New Zealand.
- 40.2. The courts of New Zealand have exclusive jurisdiction to decide all claims, actions or other proceedings in connection with the trust or this deed.

Executed as a Deed this

day of

2025

SCHEDULE 1

REGISTER OF ADULT MEMBERS

1. Register

1.1. The trustees shall administer and maintain a register of members.

2. Compliance

2.1. The register shall be administered and maintained in accordance with this schedule.

3. Details

3.1. The register shall record the name, date of birth and contact details of members.

4. Number

4.1. The trustees shall allocate an identification number to each member.

5. Applications

5.1. An application for registration as a member shall be in writing on the form approved by the trustees from time to time.

5.2. The application must contain the applicant's:

- (a) name, date of birth, and contact details; and
- (b) whakapapa.

6. Taumata Kaumātua

6.1. The trustees may refer any application to the Taumata Kaumātua for advice on the applicant's whakapapa.

6.2. The trustees may request a determination from the Taumata Kaumātua on the descent of an applicant from Maruahaira.

7. Decision

7.1. After considering an application, and any advice or determination from the Taumata Kaumātua, the trustees shall decide on the registration of an applicant as a member.

8. Successful applicant to be registered

8.1. If an application is approved then the trustees shall:

- (a) allocate an identification number;

- (b) enter the applicant's name, date of birth and contact details onto the register under that identification number; and
- (c) give written notice that the application has been approved.

9. Notification to unsuccessful applicants

9.1. The trustees shall give written notice to an applicant if his or her application has not been approved by the trustees.

10. Maintenance of register

10.1. The trustees shall:

- (a) take all necessary steps to protect the privacy of registered members.
- (b) ensure that the register is as current, accurate and complete as is reasonably possible in the circumstances.

10.2. An adult registered member may terminate his or her registration by giving written notice to the trustees.

10.3. Upon receipt of a written notice of termination from an adult member the trustees shall:

- (a) remove his or her name, date of birth and contact details from the register;
- (b) cancel his or her identification number
- (c) give written notice to that adult member that he or she is no longer a registered adult member.

SCHEDULE 2

ELECTION TO FILL CASUAL VACANCY

1. Procedure

1.1. This schedule shall only apply where:

- (a) a trustee has been removed or ceases to hold office under clause 8; and
- (b) the casual vacancy has not been filled by the endorsement of a registered adult member at a general meeting in accordance with the tikanga of Ngāti Whakahemo under clause 8.8.

2. Nominations

- 2.1. The trustees shall call for nominations to fill the casual vacancy at the general meeting.
- 2.2. Any nomination must be made by a registered adult member and seconded by three (3) registered adult members.

3. Election

- 3.1. If there is only one (1) nomination then no election shall be necessary and that registered adult member shall be appointed trustee.
- 3.2. If there are two (2) or more nominations:
 - (a) the election to fill the casual vacancy shall be by way of secret ballot of the registered adult members present in person at the general meeting.
 - (b) the candidate who receives the highest number of votes shall be appointed trustee.
- 3.3. Where two (2) or more candidates receive an equal number of votes then the appointment shall be determined by lot.

4. Record of changes

- 4.1. The trustees shall ensure that every resignation, termination and appointment of a trustee is recorded in the minute book.

APPENDIX G: Statement of NWCT compliance with Crown Policy regarding Financial Accountabilities

Claimant funding is managed by NWCT on behalf of Ngāti Whakahemo. The onus is on NWCT to be accountable to Ngāti Whakahemo.

This includes NWCT seeking Ngāti Whakahemo's approval of the claimant funding management policy and disclosing the manner in which the claimant funding is being managed and reported to the claimant group, e.g. by providing financial reports to hui-a-iwi and/or including financial reports in regular newsletters.

NWCT is required to undertake an annual independent review of negotiation related financial statements and provide the review results to Te Tari Whakatau. The submission of an annual review and supporting documentation provides assurance to both Te Tari Whakatau and Ngāti Whakahemo that the funding released to NWCT has been used appropriately.

The Crown requires that NWCT to maintain a separate bank account for the claimant funding receipts and negotiations expenses. Any change of bank account must be notified immediately. Other sources of funding, such as Crown Forestry Rental Trust funding, must be kept in a different account from the Crown negotiations and claimant funding account. Expenses claimed against Crown claimant funding must not also be claimed against other sources of funding (and vice versa).

NWCT has developed a transparent and accountable claimant funding management process that describes who will control the funding, how it will be controlled and how the funds will be used, attached at **Appendix H**.

It is the Crown's experience that mandates are challenged if claimant groups feel that their funding is being used inappropriately.

NWCT confirms that it will comply with Crown policy at all times.

APPENDIX H: Ngāti Whakahemo Claimant Funding Management Process

Purpose / Te Kaupapa

This policy outlines how the Ngāti Whakahemo Charitable Trust (NWCT), acting on behalf of Ngāti Whakahemo, will transparently and accountably manage all claimant funding received through the Treaty settlement process. It affirms NWCT's obligation to remain tika and pono in its financial duties, uphold mana whakahaere, and maintain the confidence of both the Crown and Ngāti Whakahemo whānau.

1. Responsibility and Oversight

- NWCT is the mandated entity responsible for receiving, managing and reporting on claimant funding.
- NWCT confirms that it will comply with Crown policy at all times.
- All decisions regarding claimant funding will be made in accordance with tikanga-based accountability, Crown expectations, and sound financial governance.

2. Who Controls the Funding

- NWCT Trustees have overall responsibility for controlling and overseeing the use of claimant funding.
- Day-to-day financial operations are managed by the NWCT Treasurer, supported by the Chairperson, and overseen by two signatory trustees.
- All financial matters are subject to trustee approval processes and audit trails.

3. How the Funding Will Be Controlled

NWCT has developed a transparent and accountable claimant funding management process which includes the following elements:

3.1 Invoice Approval and Payment Process

- All invoices must be:
 - Reviewed by the Chairperson for completeness and alignment with funding purpose.
 - Approved by two authorised trustees before payment is processed.
 - Recorded with purpose, cost code, and authorisation details.

3.2 Financial Reporting and Record-Keeping

- NWCT will maintain an income statement tracking:
 - All incoming revenue/receipts, including source and purpose.
 - All outgoing expenses/payments, with cost category and brief description.
- Financial records will be:
 - Reviewed and approved through a structured internal process
 - Tracked through detailed income and expenditure reports
 - Reported annually at hui-ā-iwi and at any Special Hui where financial updates or decisions are required
 - Independently reviewed each year, with negotiation-related financial statements submitted to Te Tari Whakatau and shared with Ngāti Whakahemo
 - Made available in summary form through pānui or newsletters
 - Retained for a minimum of seven years and stored securely

3.3 Separate Bank Accounts

- NWCT confirms that it maintains a dedicated bank account solely for Crown claimant funding and negotiation-related expenses.
- This account is not used for other sources of pūtea (e.g., Crown Forestry Rental Trust).
- Any changes to the bank account must be notified to Te Tari Whakatau immediately.

4. How the Funds Will Be Used

Claimant funding will be used only for activities directly related to the Treaty settlement process, including:

- Mandate maintenance and engagement with whānau
- Legal and historical research costs
- Negotiation-related travel and accommodation
- Communication and reporting to the claimant group
- Administration of the mandate and settlement process

NWCT will ensure that no expense is claimed against multiple funding sources.

5. Annual Review

NWCT will undertake an independent annual review of all negotiation-related financial statements, including:

- All transactions recorded in the dedicated claimant funding account
- Reconciliation against approved budgets and work plans
- Assurance of alignment with Crown funding conditions

The results of this review will be:

- Submitted to Te Tari Whakatau
- Shared with Ngāti Whakahemo whānau through hui-ā-iwi and/or published summary

The timing and methodology of this review will be confirmed annually and reported to both parties.

6. Summary Table of Funding Controls

Area of Control	Detail
Who controls the funding	NWCT Trustees, with oversight from the Chairperson
Invoice Approval Process	Reviewed by Chairperson, approved by two Trustees
Reporting Mechanism	Income/Expense Statements, Quarterly Reports to Iwi
Bank Account Control	Dedicated account, with two signatories
Annual Review	Independent review, results provided to Te Tari Whakatau and Ngāti Whakahemo

7. Commitment to Ngāti Whakahemo and the Crown

NWCT confirms it will comply with:

- Crown financial accountability policy at all times
- Ngāti Whakahemo tikanga and values of transparency, kaitiakitanga, and manaakitanga
- Best practice governance standards to uphold the mana of the claim and protect the trust of our people

APPENDIX I: Ngāti Whakahemo Mandate Strategy (2025)

Ngāti Whakahemo Mandate Strategy (2025)			
Large natural group	Ngāti Whakahemo		
Name of representative body	Ngāti Whakahemo Claims Trust (NWCT)		
Purpose of mandate	To represent Ngāti Whakahemo in direct negotiations with the Crown for the full and final settlement of Ngāti Whakahemo's historical claims.		
Limits to mandate	The mandate is limited to negotiating a deed of settlement. NWCT must present an initialled deed of settlement and proposed post-settlement governance entity to Ngāti Whakahemo for ratification		
Contact details for the person who will answer questions about this mandate strategy		Contact details for NWCT	
Name	Mita Ririnui	Postal address	1435 Oropi Road Tauranga 3173
Role	Chairperson Ngāti Whakahemo Claims Trust		
Phone	(021) 541 727	Phone	
Email	mita@hotmail.com	Email	claims@ngatiwhakahemo.com

#		Crown Guidelines	NWCT
Claim and claimant definition			
1	Whakapapa	What is the name of the founding ancestor of Ngāti Whakahemo?	The founding ancestor of Ngāti Whakahemo is Maruahaira. The whakapapa is as follows: Maruahaira Maraika Kaiakau Te Ingo Paretira Tirangi Ngamakini Te Awhe o Te Rangi – Te Aweawe
2	Hapū	What are the names of constituent hapū, both historical and contemporary?	There are no constituent hapū of Ngāti Whakahemo. Ngāti Amonga and Ngāti Maruahaira are historical names for Ngāti Whakahemo used by cross claimants in hearings before the Native Land Court during the late 19th century.
3	Marae	What are the marae associated with Ngāti Whakahemo?	Pukehina (Wharenui – Tawakemoetahanga/Wharekai – Tuparewhaitaita). Maketū (Wharenui – Te Awhe o Te Rangi/Wharekai – Te Rokiroki-o-Whakaotiranga).

4	Wai claim	What are the historical Wai claims associated with Ngāti Whakahemo?	<p>In February 2008, Mihi Anaru and Murray Anaru filed a claim in the Waitangi Tribunal relating to Pukehina. This claim was registered as Wai 1471.</p> <p>In August 2008, Hemi Anderson filed a claim in the Waitangi Tribunal relating to Pongakawa and Maketū. This claim was registered as Wai 2536.</p>
5	Rohe	What is the area covered by Ngāti Whakahemo's historical claims?	<p>The rohe of Ngāti Whakahemo extends from Te Tumu to Ohinepanea and then from Motunau and Motiti to Rotoehu and Matawhaura.</p> <p>It encompasses the offshore islands of Motunau and Motiti and the areas generally known as Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura.</p> <p>See map attached as Appendix B.</p>
6	Previous engagement	Has Ngāti Whakahemo had any previous engagement with the Crown, such as engagement due to overlaps with other groups in negotiations or a previous on account settlement?	<p>Ngāti Whakahemo were included as a subgroup of Ngāti Pīkiao in the Deed of Settlement of the Historical Claims of Affiliate Te Arawa Iwi/Hapū dated 11 June 2008 as amended and Part 1 of Schedule 1 of the Affiliate Te Arawa Iwi and Hapū Claims Settlement Act 2008 (Affiliate Te Arawa settlement).</p> <p>The position of Ngāti Whakahemo, as recorded in subsequent correspondence to the Crown, is that there was no engagement with Ngāti Whakahemo on their inclusion in the Affiliate Te Arawa settlement as a subgroup of Ngāti Pīkiao. Ngāti Whakahemo consider their inclusion in the Affiliate Te Arawa settlement as inappropriate and will seek to address this matter with the Crown in addition to negotiating a settlement of their unsettled historical claims as outlined in this deed of mandate.</p>
Overlapping groups and background information			
7	Overlapping claims/iwi	Please identify overlapping groups.	<p>The rohe of Ngāti Whakahemo overlaps with the following groups:</p> <ul style="list-style-type: none"> • Ngāti Awa – Motiti, Waihi, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura; • Ngāti Pūkenga – Motiti, Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa; • Ngai Te Rangī – Motiti, Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa; • Ngāti Ranginui – Motiti; • Ngāti Makino – Maketū, Waihi, Paengaroa, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura; • Ngāti Pīkiao - Pukaingataru, Maketū, Waihi, Paengaroa, Wharere, Pukehina, Pongakawa, Rotoehu, Matawhaura; • Ngāti Whakaue – Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa, Wharere, Pukehina; • Waitaha – Te Tumu, Maketū, Waihi; • Tapuika - Te Tumu, Pukaingataru, Maketū, Waihi, Paengaroa; • Ngāti Rangiwewehi – Te Tumu, Pukaingataru, Paengaroa; • Ngāti Rangiteaorere – Te Tumu, Pukaingataru; • Ngāti Rangitīhi - Maketū, Waihi, Paengaroa, Wharere, Pukehina; Pongakawa, Rotoehu, Matawhaura;

			All the above overlapping groups have reached a full and final settlement with the Crown settled except Ngāti Whakaue, Ngai Te Rangi and Ngāti Ranginui.
The representative body			
8	Structure	What kind of entity is the representative body?	<p>Ngāti Whakahemo will directly mandate NWCT to negotiate with the Crown. It is proposed that the mandate and trust deed for NWCT (trust deed) will be approved by Ngāti Whakahemo at mandate hui.</p> <p>NWCT will be supported and advised by expert consultants, historians and legal counsel. NWCT will have its own administrative support and will be responsible for applying for and managing all claimant funding.</p>
9	Accountability	How will NWCT be accountable to Ngāti Whakahemo? How will NWCT make decisions?	<p>NWCT will be accountable to Ngāti Whakahemo in accordance with the trust deed and the tikanga of Ngāti Whakahemo.</p> <p>NWCT shall:</p> <ul style="list-style-type: none"> act at all times in accordance with the trust deed and for proper purpose; exercise its power and duties in the trust deed in accordance with the Trusts Act 2019 and the tikanga of Ngāti Whakahemo; develop a robust and consultative process for the settlement of the historical claims; actively engage with Ngāti Whakahemo on the settlement process and negotiation progress including but not limited to hui and/or wananga to present the deed of mandate, terms of negotiation and agreement in principle; ensure that hui and/or wananga are advertised as widely as practicable; report to Ngāti Whakahemo to ensure that Ngāti Whakahemo are well informed of the operations and funding of the trust; manage and administer all aspects of negotiations with the Crown including funding and engaging specialist advice; ensure that the ratification process is robust, transparent and in accordance with the tikanga of Ngāti Whakahemo; make strategic decisions relating to negotiations including the approval of key milestones and documents including the mandate strategy, deed of mandate, terms of negotiation, overlapping claims, agreement in principle and deed of settlement; monitor and report on all funding received from the Crown.
10	NWCT register	<p>Is there a tribal register or a beneficiary list that identifies members of the claimant community?</p> <p>What is the process by which potential members of the claimant group can register and be verified as tribal members?</p>	<p>NWCT shall establish and maintain a register of members which may utilise the information held by the Ngati Whakahemo Claim Committee that relates solely to Wai 1471.</p> <p>Under the trust deed the members of the NWCT are defined as all persons who descend from Maruahaira. Any person who descends from Maruahaira shall be entitled to register with NWCT but only members aged 18 years and over are entitled to vote at general and special meetings of NWCT.</p>

		It is important that the representative body establishes a tribal register or beneficiary list (if one does not already exist) and encourages registrations	NWCT will develop a registration, whakapapa and contact form to be completed by members. The whakapapa will, if necessary, be verified by the Taumata Kaumatua prior to registration. The register will be stored securely online but will be able to be produced in hard copy if necessary.
11	Crown Policy regarding financial accountabilities	See Crown Policy regarding Financial Accountabilities attached at Appendix A.	
12	Negotiators	How will the negotiators be accountable to the mandated body? <ul style="list-style-type: none"> - who will appoint the negotiators? - how will the negotiators be appointed and removed? - will the negotiators be bound by the mandated body's charter and/or a specific 'terms of reference' and what are they authorised to do? - on what basis will the negotiators be chosen? - how will the negotiators report to the mandated body? 	The iwi of Ngāti Whakahemo has authorised NWCT to appoint and/or remove negotiators in accordance with the trust deed. NWCT will delegate two or three trustees to be the negotiators to represent Ngāti Whakahemo in accordance with clause 11.5 of the trust deed. NWCT can remove and/or replace any trustee on the negotiating committee in accordance with clause 11.5 of the trust deed. The negotiators as trustees are bound by, and required to report in accordance with, the trust deed.
13	Removing and/or amending mandate conferred by the claimant community	How can the claimant community remove or amend the mandate? Is the process for removing or amending the mandate clearly set out?	At all times the mana rests with the iwi of Ngāti Whakahemo. The iwi can therefore remove or amend NWCT's mandate for serious reasons and supported by evidence. Any dispute between NWCT and Ngāti Whakahemo about the mandate shall be resolved in accordance with the dispute resolution process in the trust deed. A copy of the trust deed and mandate strategy will be available to view on the NWCT website. If NWCT's mandate is removed under the dispute resolution process then NWCT will consult with the Crown to discuss and agree on any transitional arrangements.
14	Disputes resolution process		The trust deed contains a dispute resolution process. NWCT has agreed to be bound by this dispute resolution process for the duration of the negotiations with the Crown. NWCT has agreed that internal disputes shall be resolved in accordance with the tikanga of Ngāti Whakahemo
The mandate process			
15	Mandate process		Ngāti Whakahemo and the Crown have agreed that the mandating process needs the following steps to be completed: <ol style="list-style-type: none"> 1. NWCT prepare a draft deed of mandate 2. NWCT submit draft mandate strategy to Crown for

			<p>consideration;</p> <ol style="list-style-type: none"> 3. Crown accepts draft mandate strategy; 4. Draft mandate strategy publicly notified with period for public submission; 5. Public submissions on draft mandate strategy considered by NWCT and Crown; 6. Crown endorses draft mandate strategy for Ngāti Whakahemo; 7. NWCT hold information hui at Pukehina and Maketū; 8. NWCT holds mandate hui at Pukehina, Auckland, Wellington, Maketū and Online; 9. Ngāti Whakahemo vote on draft deed of mandate; 10. Vote results and report submitted to Crown; 11. Draft deed of mandate publicly notified with period for public submission; and 12. Crown officials report to Ministers on the deed of mandate. <p><u>Information hui</u></p> <p>The information hui on the draft mandate strategy will be held at Pukehina and Maketū.</p> <p>The information hui will be notified at least three (3) weeks in advance by electronic means.</p> <p>The presentation to the information hui will be by way of power point covering background, historical claims, draft mandate strategy and trust deed. This presentation will record that the settlement will be comprehensive and cover all historical claims, whether registered or unregistered.</p> <p>Hard copies of the power point presentation will be made available at the information hui.</p> <p>The information hui are scheduled for 15 February 2025 at Pukehina and 8 March 2025 at Maketū.</p> <p>If a mandate is recognised, further information hui will also be held regularly for the duration of the negotiations and will be advertised widely by electronic means.</p> <p>Social media will also be used as a means of disseminating information to, and receiving feedback from, Ngāti Whakahemo.</p> <p><u>Mandate hui</u></p> <p>Mandate hui will be held at Pukehina, Auckland, Wellington, Maketū and Online for members to convey whether they support the resolutions on the mandate.</p> <p>The mandate hui are scheduled for 3 May 2025 in Pukehina, 6 May 2025 in Wellington, 7 May 2025 in</p>
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			<p>Auckland, and 17 May 2025 in Maketū with online attendance available. There will also be an online hui on 15 May 2025.</p> <p>The voting process at the mandate hui will be managed by Electionz. The voting process will provide for online, postal and ballot box voting.</p> <p>A chief returning officer from Electionz will be appointed to certify all registration and voting forms. The chief returning officer will work closely with kaumatua of Ngāti Whakahemo on the any verification of whakapapa.</p> <p>The chief returning officer shall provide a certificate of the final result.</p> <p>Crown observers shall attend the mandate hui.</p> <p><u>Deed of Mandate</u></p> <p>The minutes of the mandate hui will be submitted with a draft deed of mandate to the Crown.</p> <p>The Crown will seek public submissions on the draft deed of mandate.</p> <p><u>Report to Ministers</u></p> <p>Following considerations of submissions and the iwi vote, the Minister for Treaty of Waitangi Negotiations and Minister for Māori Development will decide whether to recognise that Ngāti Whakahemo has conferred a mandate on NWCT.</p>
16	Resolutions	What are the resolutions for the mandate hui?	<p>The iwi of Ngāti Whakahemo approves the terms of trust for NWCT as set out in the trust deed.</p> <p>The iwi of Ngāti Whakahemo gives NWCT the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo’s historical claims including Wai 1471 and Wai 2536</p>

Attachment checklist			
Map of area of interest	Appendix B		
Key Governing Document	Attached		
System generated bank deposit slip or bank statement header showing the account name and number	TBA		
Submissions on Mandate Strategy (Crown will complete this section)			
Submissions period	This Mandate Strategy will be placed on www.tearawhiti.govt.nz and submissions, views and inquiries invited.		
Number of submissions	Total: 22	For: 21	Against: 0 Unclear: 1
Summary of submissions	Strong support was expressed across all submissions, and generally described the mandate strategy as comprehensive and well-considered, providing for representation, consultation, accountability and setting the groundwork for negotiations.		

	<p>Many submitters spoke of feeling inspired them to support the mandate strategy out of a deep sense of responsibility to honour the work of their tūpuna (who had strongly advocated for the rights of Ngāti Whakahemo in the Māori Land Court).</p> <p>Several important themes arose across submissions:</p> <ul style="list-style-type: none"> • Accountability and communication from NWCT to the iwi are critical; measures providing for these in the Trust Deed have received positive feedback; • Significant overlaps with other iwi were noted that would need to be worked through in good faith; OLI groups want to be kept informed (though they express general solidarity with and support for NWCT); • Ngāti Whakahemo have a longstanding grievance with the Crown over the alienation of land which has played out in the courts and the Waitangi Tribunal. The mandate strategy sets out a path for the iwi to control the narrative about how their story is told, in respect of redress they hope to receive relating to the grievance.
<p>How has the representative body addressed any concerns raised</p>	<p>One submission noted a discrepancy between the indicative AOI map and the written description of the rohe at section 5 of the mandate strategy. To address this concern, NWCT and the Crown discussed and agreed on adjustments to the AOI to accurately reflect where Ngāti Whakahemo identify their interests. The adjusted map was attached to the draft mandate strategy and distributed amongst overlapping interest groups following endorsement of the mandate strategy. NWCT have been in discussion with overlapping groups to discuss concerns around the AOI.</p>
<p>Your Mandate Strategy is now complete</p>	

APPENDIX J: Information Hui Advertising Schedule

	Date	Type	Details
<p style="text-align: center;">Ngāti Whakahemo WAI 1471 & WAI 2536 Information Hui</p> <p style="text-align: center;">Saturday, 15 February 10am, Pukehina Marae</p> <p style="text-align: center;">Kaupapa: Discussion on WAI 1471, WAI 2536, the proposed Ngāti Whakahemo Mandate Strategy, the Ngāti Whakahemo Claims Trust, and next steps in our WAI claim process.</p> <p style="text-align: center;">Mēnā he pātai āu, tēnā īmēra mai ki a mātou: wai@ngatiwhakahemo.com</p>	13-Dec-2024	Email	Registration Database + Pukehina Marae Contact List
	22-Jan-2025	Email	Registration Database + Pukehina Marae Contact List
	24-Jan-2025	Newspaper Notice	The New Zealand Herald
	24-Jan-2025	Newspaper Notice	Dominion Post
	24-Jan-2025	Newspaper Notice	Bay of Plenty Times
	24-Jan-2025	Newspaper Notice	Waikato Times
	27-Jan-2025	Social Media Push	Snacks' & 'Image Ads' sent to key whanau members for posting
	27-Jan-2025	Email	Registration Database + Pukehina Marae Contact List
	31-Jan-2025	Newspaper Notice	The New Zealand Herald
	31-Jan-2025	Newspaper Notice	Dominion Post
	31-Jan-2025	Newspaper Notice	Bay of Plenty Times
	31-Jan-2025	Newspaper Notice	Waikato Times
	10-Feb-2025	Social Media Push	Snacks' & 'Image Ads' sent to key whanau members for posting

Confirmation of Placement

The accompanied public notice was placed:

- New Zealand Herald
- The Post
(Previously Dominion Post)
- Whakatane Beacon
- Bay of Plenty Times

Placement Dates

NZ Herald – Saturday 19 April

The Post – Saturday 19 April

Whakatane Beacon – Wednesday 23 April
and Wednesday 30 April

Bay of Plenty Times – Saturday 19 April and
Monday 28 April

The Public Notice is an overall representation of the placements. Each Paper has slightly different formats of sheet size, with further variations between some weekday and weekend papers. Each notice may be marginally different in layout.

NGĀTI WHAKAHEMO CLAIMS TRUST 2025 MANDATE VOTE



NGĀTI WHAKAHEMO
CLAIMS TRUST

Notice is hereby given to adult members of Ngāti Whakahemo that they are invited to participate in the upcoming Mandate Vote by attending the Mandate Hui and voting in this important kaupapa.

Eligible electors (see definition below) will now be asked whether they support the following two proposed mandate resolutions:

PROPOSED MANDATES

1. The iwi of Ngāti Whakahemo approves the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.
2. The iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo

Voting Period and Information Hui Details

Voter packs will be mailed and emailed to adult registered members of Ngāti Whakahemo Claims Trust and subsequent applicants with voting opening on Thursday 1 May 2025. Eligible electors will have until 12 noon on Friday 6 June 2025 to cast their votes. Voter packs will include an information sheet outlining details of the proposed mandate. Electors will be able to vote by post, online or at one of the following four in person information hui where presentations on the proposed mandate will be given and where attendees can ask questions about the proposals and register to vote if they have not already done so.

WĀHI	RĀ	TIME	VENUE
Pukehina	Saturday 3 May 2025	10am	Pukehina Marae 1903 State Highway 2, Pukehina
Wellington	Tuesday 6 May 2025	6pm	Rydges Wellington Airport 28 Stewart Duff Drive, Rongotai Wellington
Auckland	Wednesday 7 May 2025	6pm	Jet Park Hotel 63 Westney Road, Māngere, Auckland
Maketu	Saturday 17 May 2025	10am	Maketu Community Hall Wilson Road, Maketu

An online hui will also be held via zoom. Email claims@ngatiwhakahemo.com for more information.

Electors Eligibility

To vote in the ratification process, you must be 18 years of age or over and registered on the register maintained by the Ngāti Whakahemo Claims Trust. Registration forms are available from the Returning Officer or by emailing claims@ngatiwhakahemo.com

Special vote applicants should contact the election helpline on 0800 666 030 (NZ residents) or +64 3377 3530 or email a request to vote@electionz.com or attend one of the above information hui.

Further Information

For more information please contact claims@ngatiwhakahemo.com



APPENDIX L: Information Booklet

This booklet can be accessed via the following link: <https://www.ngatiwhakahemo.com/mandate>



**NGĀTI WHAKAHEMO
CLAIMS COMMITTEE**

MANDATE HUI



WAI 1471



WAI 2536

**NGĀTI WHAKAHEMO
WAI CLAIM: INFORMATION
BOOKLET**

**SATURDAY, 3 MAY: PUKEHINA MARAE
TUESDAY, 6 MAY: RYDGES AIRPORT HOTEL, WELLINGTON
WEDNESDAY, 7 MAY: JETPARK AIRPORT HOTEL, AUCKLAND
SATURDAY, 17 MAY: MAKETU COMMUNITY CENTRE**

Tēnā koutou katoa, e ngā uri o Maruahaira, ngā iwi o Ngāti Whakahemo

We are honoured to welcome you to Ngāti Whakahemo's Mandate Voting Session. This is a significant moment for our iwi, where you have the opportunity to choose the kaiārahi who will represent us throughout the Tikanga o Te Tiriti o Waitangi.

It's not just a vote—it's a chance to have your say in shaping the future of our iwi and ensuring we have the right people representing us.

Your voice matters, and your participation is key to moving forward together.

Ngā mihi



Mita Ririnui

Chairperson: Ngāti Whakahemo Claims Trust

NGĀTI WHAKAHEMO CLAIMS TRUST

*Mita Ririnui
Kura Paul-Burke
Adrian Jaram
Kerri Kerr
Jasmine Stoneley*

CONTACT US
claims@ngatiwhakahemo.com



**NGĀTI WHAKAHEMO
CLAIMS COMMITTEE**

MANDATE HUI

NGĀTI WHAKAHEMO WAI CLAIM: INFORMATION BOOKLET

SATURDAY, 3 MAY: PUKEHINA MARAE

**TUESDAY, 6 MAY: RYDGES AIRPORT HOTEL,
WELLINGTON**

**WEDNESDAY, 7 MAY: JETPARK AIRPORT HOTEL,
AUCKLAND**

**SATURDAY, 17 MAY: MAKETU COMMUNITY
CENTRE**



WAI 1471



WAI 2536

**KO TE PARE O TE RĀWAHIRUA TE MAUNGA
KO PONGAKAWA TE AWA
KO MARUAHAIRA TE TANGATA
KO NGĀTI WHAKAHEMO TE IWI**



TE PAEPAE ROA O NGĀTI WHAKAHEMO

Mai Pokare i te rāwhiti ki Ngāwhara i te uru mai Pongakawa i te
tuawhenua ki Motunau kei waho i te moana

TIHEI MAURIORA!



NGĀ WHĀINGA O TE WHAKAATURANGA

Presentation Objectives

- To share the kōrero tuku iho of Ngāti Whakahemo - *our whakapapa of conquest, where our journey begins, grounding our identity and mana whenua.*
- To reaffirm our tino hononga ki te whenua - *occupied and nurtured over 15+ generations, this is our kāinga, known deeply and lived fully.*
- To trace our haerenga i raro i Te Tiriti o Waitangi - *the milestones, the struggles, and the legacy of our pursuit for justice.*
- To outline the tūnga o nāianeī - *the Mandate process, and what it means for our iwi moving forward.*
- To introduce the Komiti Kerēme o Ngāti Whakahemo - *our trusted representatives, chosen to carry the kaupapa on behalf of the iwi.*
- To confirm our ngākau kaha, kotahitanga, me te rite - *that we are united, prepared, and committed to settling these long-standing mamae.*

TŌ TĀTOU ROHE PĀNGA MŌ TE KERĒME WAI

Our Area of Interest for the WAI Claims

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Under the mana of Maruahaira, Ngāti Whakahemo was established here, and thus, this whenua is us, and we are the whenua.



NGĀ IWI I TE NOHO KI PUKEHINA I TE TAENGA O MARUAHAIRA

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Waitaha-turauta
Te Raupo-ngaoheohe
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These tribal groups had their origins from pre-arrival of Te Arawa and Mataatua waka, the latter two being descent groups from Te Tini o Toi.

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KO TE MAURI O TE WHENUA, KO TE MAURI O NGĀ TŪPUNA

The life force of the land is the life force of the ancestors

This land has supported Ngāti Whakahemo for more than 15 generations, starting with Maruahaira and encompassing seven generations of harmony, from Maruahaira to the passing of Te Awhe. It continues to nurture us even today.

For more than 15 generations, we have called this whenua home, and every square inch has played a vital role in our well-being.



TE URI WHAKAPAPA O MARUAHAIRA

*The Whakapapa Line of
Maruahaira*

Kahungunu

|
Kahukuranui

|
Maru-Te-Reinga

|
Tamatea Tokinui

|
Maruahaira

|
Maraika

|
Kaiakau

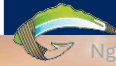
|
Te Ingo

|
Paretira

|
Ngamakini

|
Te Awhe

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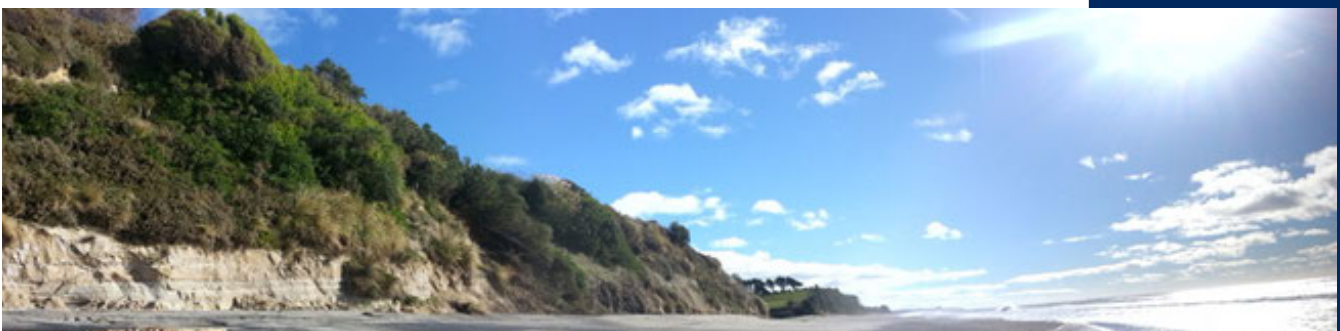
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This recognition was grounded in our ahi kā — the original conquest of this whenua by Maruahaira, and the continuous occupation by his uri through his son Maraika.



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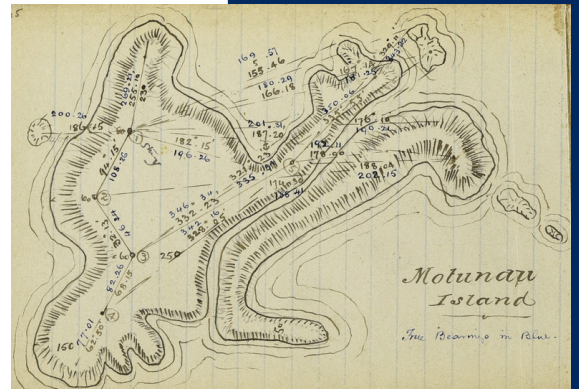


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Today, less than 1,500 acres remain as Ngāti Whakahemo land.



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Settlement Scope: Any settlement will include WAI 1471, WAI 2536, and all pre-1992 claims.

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NGĀ WAWATA O NGĀTI WHAKAHEMO

Aspirations of Ngāti Whakahemo

To secure a strong future for Ngāti Whakahemo generations, we seek:

- A fair settlement for land, resources, language, and cultural losses, and the impacts on our communities
- Financial compensation, property, and utility support
- Cultural revitalization and the preservation of our language, Te reo o Ngāti Whakahemo
- Marae development and upkeep
- Repatriation of taonga
- Restoration of mana over customary areas
- Access to mahinga mataitai (fishing grounds)
- Exploration of commercial and recreational opportunities
- Recognition under the Marine and Coastal Area (MACA) Act 2011
- Governance and co-management of rivers, waterways, wetlands, and coastal sites, especially Motunau Islands
- Protection of taonga species and spaces
- Strong relationships with key agencies (health, housing, education, etc.)
- Statutory acknowledgment of Ngāti Whakahemo's guardianship role over Te Rawaahirua, Ngawhara, and Te Heriheri
- Public education on place names, significant sites, and historical events.

TE KAUPAPA O TE PUTEA KERĒME

The Purpose of the Claims Trust

The Claims Trust will be the group negotiating for Ngāti Whakahemo iwi but won't have the authority to accept offers—that decision stays exclusively with Ngāti Whakahemo.

It will be set up under a trust deed, based on the PSGE template but tailored for Ngāti Whakahemo, and will continue until the PSGE is established.

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**REGISTER
NOW!**

ngatiwhakahemo.com/register

TĀ MĀTOU TĪMA ME Ā RĀTOU TŪNGA MATUA

*Our Team and their
Primary Roles*

Mita Ririnui
Chairperson

Kura Paul-Burke
Secretary

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Unofficially co-opted as part of a training initiative led by Jasmine, focusing on developing skills in data management and data sovereignty:

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Crown Negotiation Process

Today, as part of the Treaty Settlement Process, we will be voting on whether to mandate the Ngāti Whakahemo Claims Trust to represent us.

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Results will be sent to Te Tari Whakatau, and will be considered by the Minister for Treaty of Waitangi Negotiations and Minister for Māori Development in their decision to recognise the Claims Trust's mandate.

WHAT IS THE MANDATE PROCESS IN THE TREATY SETTLEMENT?

The mandate process is essential step in Ngāti Whakahemo's journey through the Treaty of Waitangi Settlement Process. It is about confirming who will represent us in negotiations with the Crown, ensuring our iwi has a strong voice in securing a fair and just settlement.

For Ngāti Whakahemo:

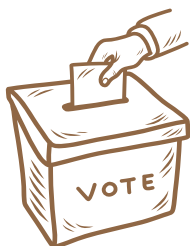
- Ensures we have legitimate representatives who understand our needs and values.
- A key step in restoring our rights and securing a settlement that benefits all generations.
- Strengthens our mana and the future of our iwi.

For the Crown:

- Provides clarity on who can negotiate on behalf of Ngāti Whakahemo, ensuring a fair and transparent process.
- Helps the Crown understand our iwi's collective aspirations and priorities for the settlement.

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The iwi of Ngāti Whakahemo approves the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.

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1

Preparing Claims for Negotiations

2

Pre-negotiations

3

Negotiations

4

Ratification and implementation



PEHEA TE PŌTI

How to Vote



Different ways whānau can cast their vote



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online ballot: either by attending ZOOM hui or via the link included within the voting packs



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MANDATE HUI

Dates & Details

Saturday, 3 May
10am
Pukehina Marae

Tuesday, 6 May
6pm
Rydges Airport Hotel,
Wellington

Wednesday, 7 May
6pm
JetPark Hotel,
Auckland

Tuesday, 13 May
6pm
Zoom ID:
91606085263

Saturday, 17 May
10am
Maketu Community
Centre



Feel free to contact us if you have any questions:
claims@ngatiwhakahemo.com



MANDATE HUI

NGĀTI WHAKAHEMO
CLAIMS TRUST

TREATY OF WAITANGI CLAIMS
WAI 1471 & WAI 2536

1

KO **TE PARE O TE RĀWAHIRUA** TE MAUNGA
KO **PONGAKAWA** TE AWA
KO **MARUAHAIRA** TE TANGATA
KO **NGĀTI WHAKAHEMO** TE IWI

2



TE PAEPAE ROA O NGĀTI WHAKAHEMO

Mai Pokare i te rāwhiti ki Ngāwhara i te uru mai
Pongakawa i te tuawhenua ki Motunau kei waho i te
moana

TIHEI MAURIORA!

3

TE PŪTAKE O TE HUI O TE RĀ NEI

Purpose of Today's Hui

Today's hui is your opportunity to vote to support the Ngāti Whakahemo Claims Trust as the mandated rōpū to represent our iwi in working with the Crown and its agencies on our WAI claims.

This hui is a necessary step in obtaining a mandate for the Treaty of Waitangi negotiations process.

It is also a time to reflect on our haerenga so far, share our progress with whānau, and ensure everyone is informed and included as we move forward together.

4

NGĀ WHĀINGA O TE WHAKAATURANGA

Presentation Objectives

- **To share the kōrero tuku iho of Ngāti Whakahemo** - our whakapapa of conquest, where our journey begins, grounding our identity and mana whenua.
- **To reaffirm our tino hononga ki te whenua** - occupied and nurtured over 15+ generations, this is our kāinga, known deeply and lived fully.
- **To trace our haerenga i raro i Te Tiriti o Waitangi** - the milestones, the struggles, and the legacy of our pursuit for justice.
- **To outline the tūnga o nāianeī** - the Mandate process, and what it means for our iwi moving forward.
- **To introduce the Komiti Kerēme o Ngāti Whakahemo** - our trusted representatives, chosen to carry the kaupapa on behalf of the iwi.
- **To confirm our ngākau kaha, kotahitanga, me te rite** - that we are united, prepared, and committed to settling these long-standing mamae.

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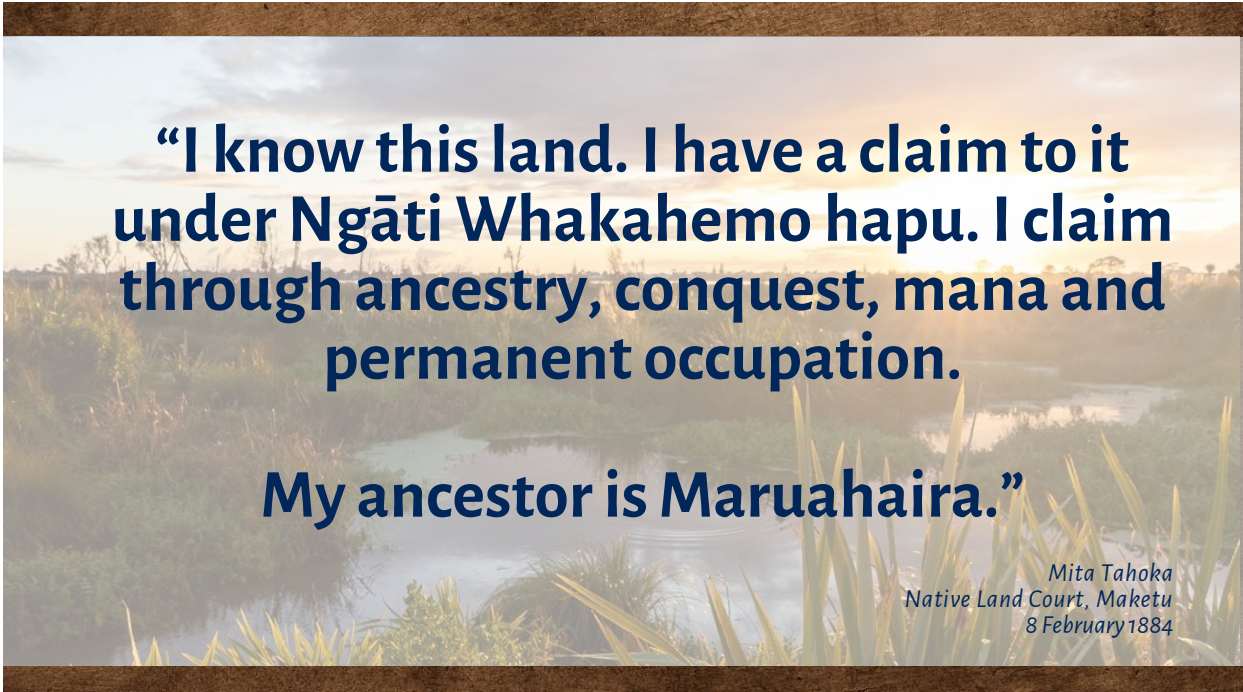
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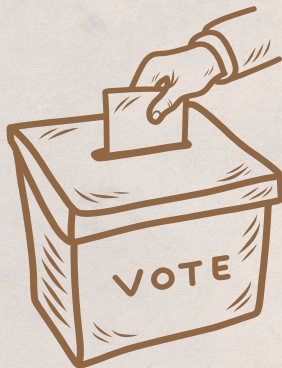
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2025 MANDATE VOTE

Ngāti Whakahemo Information Sheet



NGĀTI WHAKAHEMO
CLAIMS TRUST

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WHAT IS A MANDATE

Mandate is the authorisation or approval from the people for Ngāti Whakahemo Claims Trust (NWCT) to represent Te Iwi o Ngāti Whakahemo in Treaty settlement negotiations with the Crown.

WHY DO WE NEED A MANDATE

The Treaty settlement process is a crucial initial step in the negotiation between claimant groups and the government. These are the only two parties that, by agreement, can reach durable, fair, and final settlements.

Given this, it is essential that the party representing Ngāti Whakahemo is the mandated body selected by Ngāti Whakahemo, through a robust voting system that ensures all members over the age of 18 can vote.

Once the mandated Ngāti Whakahemo group is established, the negotiation process can proceed with confidence.

WHO DECIDES WHO HAS MANDATE?

Every member of Ngāti Whakahemo has a say. It is the members of Ngāti Whakahemo who will decide whether they wish for NWCT to represent Te Iwi o Ngāti Whakahemo in Treaty settlement process with the Crown.

NGĀTI WHAKAHEMO CLAIMS TRUST

I roto i te wāhanga whakahaere o te tukanga Tino Rangatiratanga, ka tū te

Ngāti Whakahemo Claims Trust hei māngai matua mō Ngāti Whakahemo, e whakarite ana i te hātepe kia ū ki ngā paerewa me ngā wawata o te iwi, i te wā anō e whakapumau ana i te haepapa ki ngā whānau.

Following feedback from Te Arawhiti, the Ngāti Whakahemo Claims Trust (NWCT) was established, replacing the previously mandated Ngāti Whakahemo Claims Committee.

Under a new legal framework with a Trust Deed based on a standard Post Settlement Governance Entity (PSGE) template, the Ngāti Whakahemo Claims Trust prioritises the tikanga of Ngāti Whakahemo alongside the aspirations of Ngāti Whakahemo originally outlined in 2014, along with sound management guidelines.

The original living claim committee members remain as trustees, with obligations under the Trusts Act 2019. The Trust Deed also established a Taumata Kaumātua for advice and guidance, as well as assuming responsibility for the registered members' database.

The Ngāti Whakahemo Claims Trust will continue to operate until the PSGE is established.

NGĀTI WHAKAHEMO CLAIMS TRUST MEMBERS

- Mita Ririnui
- Kura Paul-Burke
- Adrian Jaram
- Kerri Kerr
- Jasmine Stoneley

claims@ngatiwhakahemo.com

WHY DID THE NWCT AGREE TO SEEK A MANDATE?

NWCT has decided to seek a mandate from Te Iwi o Ngāti Whakahemo to consult with our people about whether they want to begin settlement negotiations at this time. We are asking for our people's support to pursue a comprehensive Treaty settlement with the Crown. If our iwi does not support this path, NWCT will not proceed with negotiations with the Crown.

WHO IS THE FOUNDING ANCESTOR IN THE MANDATE BEING SOUGHT?

The pū tūpuna, or founding ancestor, of Ngāti Whakahemo is Maruahaira. It is through him, his son Maraika, and the rightful conquest of this whenua that our iwi's story began, and it has continued uninterrupted for over 15 generations.

"I know this land. I have a claim to it under Ngāti Whakahemo hapu. I claim through ancestry, conquest, mana and permanent occupation. My ancestor is Maruahaira." (Mita Tahoka, Native Land Court, Maketu, 8 Feb 1884)

WHAT IS THE TIMELINE FOR THE MANDATE VOTING PROCESS?

- Mandate Vote publicly advertised Monday, 10 March 2025
- Mandate Voting begins Monday, 24 March 2025
- Mandate Information Hui held Saturday, 29 March to Saturday, 12 April, 2025
- Mandate Voting ends 12pm, Friday, 2 May 2025
- Mandate Vote results publicly advertised Friday, 9 May 2025

WHAT ARE THE MANDATE INFORMATION HUI FOR?

The Mandate Information Hui are an opportunity for NWCT to present its mandate strategy to its members and provide members with an opportunity to discuss the proposal with NWCT representatives. All members of Ngāti Whakahemo are invited to participate in this process by attending mandate information hui and voting on the resolution.

HOW CAN MEMBERS OF NGĀTI WHAKAHEMO PARTICIPATE IN THE MANDATE VOTE PROCESS?

We encourage all whānau to register with the Ngāti Whakahemo tribal register. All registered members aged 18 years and over (including those turning 18 before voting closes) will receive a voting pack.

If you or your whānau are not yet registered, you can still vote. Simply contact the Independent Returning Officer at 0800 666 030 or iro@electionz.com to request a special voting pack. Special voting packs are also available at any of the mandate information hui.

You can cast your vote in **one** of the following ways:

- **By post** (complete and return your voting form)
- **Online** (using the details provided on your voting form)
- **In person** at an information hui (bring your voting form and cast it there, replacement and special voting forms will also be available.)

Voting will open at 12pm, Monday 24 March 2025 and close at 12pm, Friday, 2 May 2025.

HOW ARE SPECIAL VOTES MANAGED?

Special Votes can be cast by Ngāti Whakahemo members who are not currently registered on the Ngāti Whakahemo Tribal Register managed by NWCT. If you are not registered with NWCT and wish to request a special voting pack, you will need to either complete an NWT registration form or provide your whakapapa details to the Independent Returning Officer.

Once mandate voting closes, the Independent Returning Officer will send any registration forms and whakapapa details received to NWCT. NWCT will then convene a Whakapapa Validation Committee to verify these details. Once whakapapa validation is confirmed, the Independent Returning Officer will finalize and count the special votes before confirming the final result.

MANDATE INFORMATION HUI

10am, Saturday, 29 March 2025	PUKEHINA MARAE
6pm, Wednesday, 2 April 2025	JETPARK AIRPORT HOTEL, AUCKLAND
6pm, Thursday, 3 April 2025	RYDGES AIRPORT HOTEL, AUCKLAND
6pm, Wednesday, 9 April 2025	ONLINE VIA ZOOM
10am, Saturday, 12 April 2025	MAKETU COMMUNITY HALL

HOW IS A MANDATE FORMALLY RECOGNISED?

electionz.com, in collaboration with NWCT, Te Arawhiti, and Te Puna Kokiri, oversees the various steps in the mandate process. Once the final vote results are received, the Minister for Treaty of Waitangi Negotiations and the Minister for Māori Development will determine whether the mandate has been officially recognised.



NGĀTI WHAKAHEMO CLAIMS TRUST

2025 Proposed Mandate Vote DECLARATION OF FINAL RESULT

The final result for the 2025 proposed mandates vote for Ngāti Whakahemo that closed on Friday 6 June 2025 is:

Resolution 1: The iwi of Ngāti Whakahemo approves the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.

	Votes Received
AGREE	215
DISAGREE	13
INFORMAL	0
BLANK	2

The majority (being 94.30%) of valid votes cast on the resolution voted YES/ĀE.

Resolution 2: The iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.

	Votes Received
AGREE	222
DISAGREE	7
INFORMAL	0
BLANK	1

The majority (being 96.94%) of valid votes cast on the resolution voted YES/ĀE.

The voter return was 71.88%, being 230 votes from 320 eligible voters. Of which 90.87% voted online or at the Huis and 9.13% voted by post.

Isiah Roberts
Returning Officer
12 June 2025



Returning Officer's Report

2025 Proposed Mandates Votes

Ngāti Whakahemo Claims Trust

electionz.com (ENZ) was contracted to conduct the voting process for the Proposed Mandate Votes of Ngāti Whakahemo undertaken by the Ngāti Whakahemo Claims Trust in 2025.

Isiah Roberts of ENZ was appointed as the Returning Officer for the ratification vote.

ENZ was responsible for conducting the voting process via online, postal and in-person ballot box voting. The Voting process is designed to be robust and secure, ensuring the integrity of the final result. ENZ's systems are audited by Deloitte. All aspects of the process were conducted in accordance with electoral best practice. Each individual was issued unique voting entitlements. Each entitlement is auditable but anonymous in the production of the result. In accordance with the key integral element of One Person – One Vote.

Result and Return

As per the results document, voter return was 71.88%.

Resolution 1 had 94.30% support

Resolution 2 had 96.94% support

Initial Database and Initial Mailout

NWCT identified the importance of having active consent to engage with individuals. NWCT identified the impact of delays on registration engagement. The original timeline for the votes was pushed back. NWCT identified the challenge of building and maintaining momentum with members within a dynamic timeline. The Trust does have access to further contact information. Without confidence that the information is active, relevant and personal to genuine individuals of Ngāti Whakahemo descent, NWCT did not include these names in their database. The returning officer agreed that NWCT's decision to use the slightly less numbered, "active" register was the best course of action. Noting this is a decision for NWCT to make, the returning officer did not provide official advice on this matter.

The initial database contained 187 members as provided by NWCT for the purpose of the Mandate Votes. 2 duplicate records were suppressed with the initial database for the election standing at 185 electors.

184 electors had a mailing address and as such were sent the voting pack in the initial voting mailout.

125 electors had an email address and were sent the voting email at the beginning of voting.

Of the initial electors, fifty-nine had no email contact. Consistent with other ratification votes, these electors proved the most difficult to contact and engage. During the voting period emails were sourced for 14 of these individuals. 25 of these electors voted in the Proposed Mandate Votes. Representing a return of 42.37%. This is below the overall voter return and consistent with similar votes.

The voting packs sent to all electors on the initial database by post contained a Cover Letter, Information Sheet, Voting Paper and Freepost Return Envelope.

Mandate Information Hui

5 Mandate Information Hui were held during the voting period. Four in-person and one online. The in-person locations were: Pukehina, Auckland, Wellington, and Maketu.

Isiah Roberts, the Returning Officer, was in attendance at each of the hui. Including the online hui.

Isiah Roberts spoke to the overall voting process at each hui and answered raised pātai. Relevant pātai are recorded in the Te Puni Kōkiri Observers' reports.

Voting was available at each hui. Registered members who had completed their voting papers could return them to the ballot box. Replacement papers were available to be issued to those who had lost, damaged or misplaced their original. Special voting was also available for interested members who whakapapa to Ngāti Whakahemo and wanted to participate in the vote.

Votes were issued and received at each hui, excluding Wellington. In Wellington, there were no attendees. It is noted that from the data provided to ENZ, there are only 3 registered members who reside in the Wellington Area. This may explain why there were no attendees.

NWCT engagement with members

From ENZ's observation. NWCT engaged with whānau and potential electors strongly throughout the voting process, utilising contact information available on registers such as the marae's register. This gets information out to a wider group of people. These

individuals still need to register with the claims trust should they wish to be issued with voting details.

90.87% of votes were cast online. This helps to illustrate the strength of engagement with whānau online. This also follows the trend of voting occurring significantly more online than by postal means.

To support voter engagement, electionz.com sent 4 reminder email blasts to individuals who had not yet voted. The blasts encouraged participation in the voting process. Emails were sent directly and personalised individually. This allows each email to contain the unique voting credentials. The emails contained a link to the online voting site so electors could cast their vote online. The emails also contained links to the supporting documents, the Ngāti Whakahemo Claims Trust website, and information on the Mandate Information Hui as relevant to the dates throughout the voting period. Emails went out only to those who had not already voted. Purposeful not to inundate those who had already cast their votes. The emails are managed by electionz.com's internal email system. Maintaining the privacy of who had voted and who had not.

Voter Return

Also illustrating the strength of NWCT's engagement throughout the voting period is the high voter turnout. With 71.88% return for the proposed mandates' vote, the results reflect a significantly higher than standard voter return of eligible voters. The standard voter return on Mandate Votes is around 40%.

Additional Registrations and Special Votes

Additional registrations were received throughout the voting period. With 135 additional registrations being made throughout the voting period. Each of these electors was issued with special voting entitlements.

A Special Vote is the board category for any vote that is issued after the opening of voting. Ordinary votes are all voting entitlements that were issued at the beginning of the voting period in the initial mailout and email blast, being those registered members 18 and over on the register for Ngāti Whakahemo Claims Trust. Valid special votes are treated the same as ordinary votes in the result. One Person – One Vote. Special votes undergo additional steps to confirm the validity of the registration and whakapapa (as applicable). At no point are NWCT informed or able to access information on how any individual has voted.

It is common for registrations to increase at a significant rate during mandate votes. 135 additional registrations throughout the voting period represent a 72.97% increase in the electoral roll. This shows strong engagement by NWCT and strong uptake from the potential voters outside of those who were already registered with NWCT.

Special Registrations go through the NWCT standard whakapapa validation process that ENZ is not involved with.

Not all issued special votes are voted on. This is consistent across ratification-type elections. For whatever reason, some individuals reach out to be included in the voting process, complete a registration and are issued with voting credentials, but do not end up casting their vote. Voter Return for just special votes is slightly higher than the overall return at 74.32%. Compared with other mandate votes, this is slightly different. Normally, the original elector return is slightly higher. Considering the large percentage of specials, the strong engagement by NWCT and the fact that the percentage is only marginally different to the overall return, I do not note this as being an outlier of significance.

One Person – One Vote

Voting is conducted on an individual basis; each person has one vote. Eligible voters are issued voting credentials and encouraged to cast their vote through available methods. Each voter is assigned unique voting credentials, part of maintaining ‘One Person – One Vote.’

Individual Voter Issues

The standard process for dealing with individual voter issues was in place for the proposed mandates votes. I am pleased to report that there were no significant individual voter issues. I thought it relevant to make a note that there were none, as there normally is a mention of a specific voter issue in the reports.

Voting Reconciliation and Outcome

At the conclusion of the voting period, a full reconciliation of the vote is conducted prior to the result being produced.

The Ngāti Whakahemo Claims Trust confirmed the validity of all special votes issued. As previously mentioned, the trust was not provided with a list of who had voted, nor any information related to votes cast. Ensuring the anonymity of voters. The results were only provided to NWCT after the confirmation of special votes, as this impacts the reconciliation of the votes cast.

Following the full reconciliation of votes cast and electors on the electoral roll, the final result was produced.

I am confident that the voting result reflects the voting intention of the voting electors and that the election was conducted in accordance with election best practice.

An excerpt of the final result is included:

Resolution 1: The iwi of Ngāti Whakahemo approves the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.

	Votes Received
AGREE	215
DISAGREE	13
INFORMAL	0
BLANK	2

The majority (being 94.30%) of valid votes cast on the resolution voted YES/ĀE.

Resolution 2: The iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.

	Votes Received
AGREE	222
DISAGREE	7
INFORMAL	0
BLANK	1

The majority (being 96.94%) of valid votes cast on the resolution voted YES/ĀE.



Isiah Roberts

Returning Officer

30 June 2025

APPENDIX Q: Te Puni Kōkiri Independent Observer Reports

Q(i): Pukehina

This note is a tīnāi summary report of the hui. It is not a tuii transcript or a tuii record of the hui. It is intended for internal Te Puni Kōkiri use only and not public distribution. It may, however, be subject to Official Information Act 1982 requests in the future.



Ngāti Whakahemo Settlement ratification hui observer report

Iwi	Ngāti Whakahemo		
Location	Pukehina Marae, 1903 State Highway 2, Pukehina		
Date	Saturday, 3 May 2025		
Start time	10.21am	Finish time	11.24am
Chair	Mita Ririnui		
Observer(s)	Janine Copeland (TPK), Leonie Keith (TPK)		
Presenter(s)	Mita Ririnui, John Koning		
Attendance	Total of 11 people* , including ~2 Te Puni Kōkiri observers		
Purpose	<p><i>To seek endorsement, or not, from Ngāti Whakahemo Iwi members:</i></p> <ol style="list-style-type: none"> <i>1. As a member of Ngāti Whakahemo, agree to support and accept, or not, the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed</i> <i>2. Agree, or not, for the iwi of Ngāti Whakahemo to give Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.</i> 		
Agenda	<p>Karakia</p> <p>Overview from the chair</p> <p>Introductions</p> <p>Apologise</p> <p>Presentation</p> <p>Q & A session</p> <p>Karakia whakamutunga</p>		
Presentation	<p>A powerpoint presentation was presented to the hui attendees by Mita Ririnui (Chair) and John Koning (Legal Advisor). The presentation was followed by a question-and-answer session.</p> <p>Variations in slides were a result of inclusion of pictures or slight wording changes. These did not impact the overall</p>		

	<p>consistency of information or deter from the relevance of the presentation intention.</p>
<p>Questions and comments</p>	<p>Questions were called for after the presentation. Below is a summary of questions and comments:</p> <p>Q1: An attendee asked</p> <p>For those that are not here in person, are they able to vote online or do they have to cast a special vote?</p> <p>A1: It was explained by the Electoral Commission representative</p> <p>No, you don't need to do special votes. You can register through the various registration processes; your details will be checked by Elections NZ and then your number and details to vote will be issued to you. If you come to a hui, you can cast a vote at the hui once the checking process has been completed.</p> <p>Q2: An attendee asked</p> <p>Should there be concern about a low response rate and the trust' ability to negotiate?</p> <p>A2: The presenter explained</p> <p>We should be concerned about modest attendance and a low response. We can estimate the size of our iwi, however low response indicates a lack of participation. Average return on mandate votes is 40% with the use of database numbers usually higher. We should be aiming for a higher response rate than 40%, particularly as our register is of good quality. The response rate will not however be 100%. Ngāti Whakahemo come off from 5 families. As this process has been a long with, with many times stopping and starting over the years, whānau have moved house or passed away and their details are no longer up to date. We decided to start afresh with a new iwi registry to ensure we abide by the Privacy Act and not use old databases. We have a focus to systematically go through each whānau and encourage final registration and participation in this process.</p>
<p>Resolution(s)</p>	<p><i>Resolution to be voted on:</i></p>

	<p>1. <i>“Approve the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.</i></p> <p>2. <i>Agree that the iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo iwi in negotiations with the crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.”</i></p>
Voting process	<p>Voting can be completed in the following ways</p> <ol style="list-style-type: none"> 1. Returning the completed Voting Paper to the returning officer 2. Online by attending the ZOOM hui or via the link included within the voting pack 3. In person at any of the mandate hui in Pukehina, Maketu, Auckland and Wellington
Voting result	<p>Following the conclusion of all mandate hui held, the chief returning officer will provide a certificate of the final result.</p>
Other comments	<ul style="list-style-type: none"> • The Observer’s role at the hui was explained accurately • The hui was conducted in an open and transparent manner. • A representative from the Electoral Commission was in attendance. • Accurate information on voting process was provided • Hui attendees had the opportunity to ask questions and all questions were answered

Q(ii): Wellington

This file note is a final summary report of the hui. It is not a full transcript or a record of the hui. It is intended for internal Te Puni Kōkiri use only and not public distribution. It may, however, be subject to Official Information Act 1982 requests in the future.



Ngāti Whakahemo mandate hui observer report

Iwi	Ngāti Whakahemo		
Location	Rydges Airport Hotel, Wellington		
Date	Tuesday, 6 May 2025		
Start time	6:00pm	Finish time	6:20pm
Chair	Mita Ririnui		
Observer(s)	Katherine Leask (Te Puni Kōkiri, Te Tari Matua) Jim McKenzie (Te Puni Kōkiri, Te Tari Matua)		
Presenter(s)	Mita Ririnui		
Attendance	The Ngāti Whakahemo Claims Trust, representatives from ElectionNZ and 2 Te Puni Kōkiri observers were the only attendees, so at 6:20 the Chair called the meeting off.		
Purpose	To share information and provide claimant group members the opportunity to vote to support the Ngāti Whakahemo Claims Trust as the mandated ropū to represent Ngāti Whakahemo in Treaty settlement negotiations with the Crown.		
Agenda	<ul style="list-style-type: none">• Karakia• Mihimihi• Hākari whakanoa• Presentation / Question & Answers• Karakia whakamutunga		
Presentation	Nil. The intended powerpoint presentation is attached to this report for reference.		
Questions and comments	Nil.		
Resolutions	Resolutions to be voted on: 1. The iwi of Ngāti Whakahemo approves the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed; and		

	<p>2. The iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.</p>
Voting process	Nil.
Voting result	Nil.
Other comments	<ul style="list-style-type: none"> • Despite attempts to contact attendees via text, none were present at the hui. • The hui had been well advertised and the Ngāti Whakahemo Claims Trust (the Trust) were well prepared to go ahead with the hui. • Contact details for information on ratification and voting have been provided to all registered members. • There are three further hui, 2 in person and one online. • We queried how many registered members lived in the Wellington region, the Trust advised there are 3. There are ~120 registered members in total. • We understand from discussion with TPK regional office that the Trust's rationale for holding hui in Wellington was to provide maximum opportunity for attendance. At the 6 May hui, it was noted by the Trust there are more registered members living in Palmerston North and Levin, and that they would look to hold future hui there instead of in Wellington city.

Q(iii): Auckland

This file note is a final summary report of the hui. It is not a full transcript or a record of the hui. It is intended for internal Te Puni Kōkiri use only and not public distribution. It may however be subject to Official Information Act 1982 requests in the future.



(Ngāti Whakahemo Claims Committee) ratification hui observer report

Iwi	Ngāti Whakahemo		
Location	Jetpark Airport Hotel, Auckland		
Date	Wednesday, 7 May 2025		
Start time	6:07pm	Finish time	7.27pm
Chair	Mita Ririnui		
Observer(s)	Katrina Taupo (Te Puni Kōkiri, Tamaki) Patience Te Ao (Te Puni Kokiri, Tamaki) Gail Hohaia (Te Puni Kokiri, Tamaki)		
Presenter(s)	Mita Ririnui (Chairperson) Jasmine Stoneley (Data & Administrative support) and John Cooney (Legal Barrister)		
Attendance	Total of 25 people, including 3 Te Puni Kōkiri observers, 1 x Electoral Commission representative and 5 x Ngāti Whakahemo Claims Committee members.		
Purpose	<i>To share information for Ngāti Whakahemo members on:</i> <ul style="list-style-type: none">• <i>Confirming support by way of vote for Ngāti Whakahemo Claims Trust as the mandated representative.</i>• <i>To celebrate and affirm the history and cultural identity</i>• <i>Update whānau on the progress of the claims</i>		
Agenda	<ul style="list-style-type: none">• Karakia• Mihimihi• Presentation / Question & Answers• Hākari whakanoa• Karakia whakamutunga		
Presentation	Introductory comments were provided from the Chair, Mita Ririnui. A PowerPoint slideshow was presented to hui attendees. Two slide packs were presented – Ngāti Whakahemo Wai Claim: Information booklet and the Mandate Hui Treaty of Waitangi Claims WAI 1471 and WAI 2536. Questions and responses were provided at the conclusion of the presentations.		

<p>Questions and comments</p>	<p>Questions were called for after the PowerPoint presentation. Below is a summary of questions and comments:</p> <p>Q1: Are we voting for individuals to the Ngāti Whakahemo Claims Trust or the PSGE?</p> <p>A1: The presenter explained we are voting for the group that represents the Ngāti Whakahemo Claims Trust.</p> <p>Q2: An attendee asked what happens if someone wants to leave as there are lots of brackets (this is reference to the list of current Trustee members who are now deceased)?</p> <p>A2: It was explained we (Ngāti Whakahemo Claims Trust) will put it out to whānau and seek new appointments.</p> <p>Q3: An attendee asked the resolution that was passed at the marae last year - they said the committee could co-opt members.</p> <p>A3: The presenter explained the Ngāti Whakahemo Claims Trust committee will always go back to the iwi if they were to bring new members onto the Trust.</p> <p>Q4: An attendee asked are we sure it's going to be members of the Ngāti Whakahemo Claims committee as its difficult to be sure?</p> <p>A4: It was explained part of our responsibility is to report back to iwi to ensure checks and balances sit with Ngāti Whakahemo.</p> <p>Q5: An attendee asked is there a layered map with other iwi who have interests</p> <p>A5: It was explained Yes there is.</p> <p>Q6: An attendee commented I'm pleased we are at this point of the process. I want to digest the Trust deed as I don't know the detail. Is there an opportunity to review the Trust deed information now?</p> <p>A6: It was explained that tonight voting is for those who are ready to vote tonight. We know you want to make an informed choice and therefore voting closes on the 6th of June.</p> <p>Q7: An attendee commented this is a crown driven process. We are determining something important for our whakapapa and what the crown is providing is stacked against us. We need to know that.</p> <p>A7: It was explained that the Crowns process is difficult to deal with. Over the past 13 years we've stopped, started with this process. The reason for this is the Crown</p>
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	<p>challenged our reports. Five years ago, the Crown came up with a response that there were Maruahaira and non-Maruahaira claims. The claims were only for Pukehina and Motunau excluding others that were included in the Ngāti Pikiāo claim.</p> <p>Q8: An attendee asked is this mandate to accept the Trustees going forward on our behalf - Then will you come back to us if there are any changes? What sort of Trust will be set up? Is it under the Companies Office? Is it the PSGE?</p> <p>A8: It was explained that yes, this mandate hui is to enable you to have a say in who you want to represent you on the Ngāti Whakahemo Claims Settlement Trust. At another time a PSGE will need to be established, and this is a private Trust. Trustee obligations are in the Trust Deed. It is the Trust Deed that will make the difference for this Trust. It is binding on the Trustees. Trustees can be replaced at the marae, in your process, your tikanga. If you can't agree, there will be an election.</p> <p>Q9: An attendee asked what provisions under the PSGE will include te Tiriti o Waitangi. The Te Ture Whenua Māori Act provides provisions to ensure Māori rights are upheld.</p> <p>A9: It was explained that the Trust Deed is overly complex and complicated. The Ngāti Whakahemo Claims Trust has tried to simplify this. The PSGE is a Crown document and must be more comprehensive due to the economic redress and social issues that will be considered. All Trust and PSGEs have an 80-year term with two exceptions. 1. PSGE and Settlement are not finite Trusts. Please reach out to us if you have more questions. We are all connected as Ngāti Whakahemo is made up of five families.</p>
<p>Resolution(s)</p>	<p><i>Resolution to be voted on:</i></p> <ol style="list-style-type: none"> 1. <i>The iwi of Ngāti Whakahemo approves the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.</i> 2. <i>The iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngati Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.</i>
<p>Voting process</p>	<p>Voting could be submitted by three ways:</p> <ul style="list-style-type: none"> • Ballot Box at the Ratification hui; • Post; and

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	<ul style="list-style-type: none"> • Online. <p>Voting period commenced (date) and Closed (6 June 2025).</p>
Voting result	The result will be announced after voting closes.
Other comments	<ul style="list-style-type: none"> • The Observer’s role at the hui was explained accurately. • The hui was conducted in an open and transparent manner. • Hui attendees had the opportunity to ask questions and questions were answered. • People were invited to sign an attendance register that was circulated around the hui. • Thorough information on ratification and voting was provided.

Q(iv): Online

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Ngāti Whakahemo ratification hui observer report

Iwi	Ngāti Whakahemo		
Location	Zoom		
Date	Thursday, 15 May 2025		
Start time	6:06pm	Finish time	7:16pm
Chair	Mita Ririnui		
Observer(s)	Madison Price and Jackie Smith (Te Puni Kōkiri, Waikato Waiariki)		
Presenter(s)	Kerri Kerr, John Koning (Legal Advisor)		
Attendance	<p>Total of ~32 people*, including ~2 Te Puni Kōkiri observers, 1 Elections NZ representative, and 1 Legal Advisor.</p> <p>*people were arriving and leaving throughout the hui, so this is an approximate number.</p>		
Purpose	<p><i>To seek endorsement, or not, from Ngāti Whakahemo Iwi members:</i></p> <ol style="list-style-type: none"><i>1. As a member of Ngāti Whakahemo, agree to support and accept, or not, the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed</i><i>2. Agree, or not, for the iwi of Ngāti Whakahemo to give Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo in negotiations with the Crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.</i>		
Agenda	<ul style="list-style-type: none">• Karakia• Overview from the Presenter• Mihimihi• Presentation• Question & Answers• Karakia whakamutunga		
Presentation	<p>Introductory comments from the presenter Kerri Kerr. Apologies were given for Miti Ririnui (Chair).</p> <p>A PowerPoint presentation was presented to hui attendees which was followed by a question-and-answer session.</p>		

	<p>The presented PowerPoint presentation in the hui had multiple amendments from the presentation that was obtained by Te Puni Kōkiri before the hui. However, this change did not impact the level of information that was presented to the attendees.</p>
<p>Questions and comments</p>	<p>Questions were called for after the PowerPoint presentation. Below is a summary of questions and comments:</p> <p>Q1: An attendee asked</p> <p>How does the NWCT mitigate the impact of the overlapping claims. Simply put, how does NWCT ensure NW claim is mutually exclusive</p> <p>A1: It was explained</p> <p>NWCT recognise that within their area of interest, there are places of shared interests and shared experiences. NWCT don't believe it is competing; it just means that there is wider area of interest, reaffirming that their ancestors have 'footprints' and lived in other spaces.</p> <p>Q2: An attendee asked</p> <p>Confirm the claim is Appendix B p.14 (WAI Claim Area of Interest Map)</p> <p>A2: The presenter explained</p> <p>Note from a trustee: this is our area of interest but not our exclusive tribal boundary. These area on the map that has been identified in the pink shows all the places where events or grievances occurred that we will be referring to in the duration of our WAI claim process. We recognise that within this area is places of shared interests and shared experiences.</p> <p>The area of interest is an indicative area interest for Ngāti Whakahemo. The map was updated to give a larger area of interest for Ngāti Whakahemo. It is the claim area, and there will be overlaps.</p> <p>Add on comments from trustees: The area of interest is the wider area where our tupuna lived. Hence it being our area of interest. This is to make sure that we don't leave out any tikanga, whakapapa, and activities of our tupuna before us.</p> <p>Q3: An attendee asked</p> <p>What is the process if we wanted another trustee added to the mix? Are these people set in stone?</p> <p>A3: It was explained</p>

	<p>The trustees were elected in 2014 and reaffirmed in 2022. Any proposed changes to the trustees will need to go through the marae committee and the ‘decision power’ sits with the people of Ngāti Whakahemo.</p> <p>If in the event that a casual position for a trustee is available (eg retired or passes away), a meeting will be called for by the marae. If by consensus a person can not be chosen, an election will take place.</p> <p>Q4: An attendee asked</p> <p>What is the process for the replacing the deceased claims trustees?</p> <p>A4: It was explained that</p> <p>The trustees were elected in 2014 and reaffirmed in 2022. Any proposed changes to the trustees will need to go through the marae committee and the ‘decision power’ sits with the people of Ngāti Whakahemo.</p> <p>If in the event that a casual position for a trustee is available (eg retired or passes away), a meeting will be called for by the marae. If by consensus a person can not be chosen, an election will take place.</p> <p>Q5: An attendee asked</p> <p>If NWCT area of interest is agreed what does that mean for NW in practice? If it's competing with other hapu</p> <p>A5: It was explained that</p> <p>NWCT don't believe it is competing; it just means that there is wider area of interest, reaffirming that their ancestors have ‘footprints’ and lived in other spaces.</p> <p>Q6: An attendee asked</p> <p>I'm wondering - if the Claims Trust is the body to negotiate (is this correct?) - will the deceased trustees be replaced prior to the negotiations starting.</p> <p>A6: It was explained that</p> <p>The total trustees can be no less than 3, and no more than 5. If there are 3 trustees remaining, it is at the discretion of those 3 trustees to decide if they want more. The process was outlined as:</p> <p>Any proposed changes to the trustees will need to go through the marae committee and the ‘decision power’ sits with the people of Ngāti Whakahemo.</p> <p>If in the event that a casual position for a trustee is available (eg retired or passes away), a meeting will be</p>
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	<p>called for by the marae. If by consensus a person can not be chosen, an election will take place.</p> <p>Q7: An attendee asked</p> <p>How do I vote tonight? Is it just via the link in my email or is there another step?</p> <p>A7: It was explained by the Elections representative that For voting tonight, all the attendees need to do is reach out to the Elections representative and then will be sent a link to vote.</p> <p>Q8: An attendee asked</p> <p>Who is responsible for authenticating whakapapa?</p> <p>A8: It was explained that</p> <p>In Ngāti Whakahemo, there are 5 distinct lines of whakapapa. The trustees take the whakapapa chart and connect each person in the whakapapa chart. This chart is also checked by the iwi Kaumatua group.</p> <p>Q9: An attendee asked</p> <p>Can the mandate be changed?</p> <p>A9: It was explained that</p> <p>If there are errors (eg spelling), these can be updated, but otherwise no.</p> <p>Q10: An attendee asked</p> <p>How often will iwi members be advised on the mandating process</p> <p>A10: It was explained that</p> <p>As NWCT go through each stage, it will be communicated with the registered members via email. Additionally, NWCT is working on social media platforms for updates. Updates will come when the events happen. Bimonthly hui at Pukehina Marae will also have updates.</p>
<p>Resolution(s)</p>	<p><i>Resolution to be voted on:</i></p> <ol style="list-style-type: none"> 1. <i>“Approve the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.</i> 2. <i>Agree that the iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo iwi in negotiations with the crown in respect of the full and final settlement of all Ngati Whakahemo historical claims including WAI 1471 and WAI 2536.”</i>

<p>Voting process</p>	<p>Voting can be completed in the following ways</p> <ol style="list-style-type: none"> 1. Returning the completed Voting Paper to the returning officer 2. Online by attending the ZOOM hui or via the link included within the voting pack <p>In person at any of the mandate hui in Pukehina, Maketu, Auckland and Wellington.</p> <p>Voting closes on Friday the 6th of June.</p>
<p>Voting result</p>	<p>The result will be announced after voting closes.</p>
<p>Other comments</p>	<ul style="list-style-type: none"> • The Observer’s role at the hui was explained accurately. • The hui was conducted in an open and transparent manner. • Hui attendees had the opportunity to ask questions and questions were answered. • Questions were asked through the chat on Zoom. • An attendees list was taken by Te Puni Kōkiri staff and NWCT. • A question was asked in the chat but was unanswered due to additional questions and comments in the Chat. Question was “Could you clarify in your section: Confirm the vote is to agree the NWCT negotiates the Kereme for iwi”

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Ngāti Whakahemo Claims Trust ratification hui observer report

Iwi	Ngāti Whakahemo		
Location	Maketū Community Centre		
Date	Saturday, 17 May 2025		
Start time	10:00am	Finish time	11:27am
Chair	Mita Ririnui		
Observer(s)	Kelsey Jones and Hinepau Peka (Te Puni Kōkiri, Waikato-Wairiki)		
Presenter(s)	Mita Ririnui (Chair) and John Koning (Legal Advisor)		
Attendance	Total of 19 people , including 2 Te Puni Kōkiri observers , 1 Elections officer , 5 Ngāti Whakahemo Claims Trust Kaimahi and 1 legal advisor .		
Purpose	<p>The purpose of the hui was presented as:</p> <p>To seek endorsement, or not, from Ngāti Whakahemo Iwi members:</p> <ol style="list-style-type: none"> 1. <i>As members of Ngāti Whakahemo, agree to support and accept, or not, the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.</i> 2. <i>Agree, or not, for the iwi of Ngāti Whakahemo to give Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo in negotiations with the crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.</i> 		
Agenda	<ul style="list-style-type: none"> • Karakia • Overview from the Chair • Introductions • Presentation • Question & Answers • Karakia whakamutunga 		
Presentation	A PowerPoint presentation was presented to the hui attendees by Mita Ririnui and John Koning. The presentation was followed by a question-and-answer session.		

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	<p>Explanation was given at the beginning of the presentation noting there had been variations made because of questions in the previous hui.</p> <p>Some slides were consolidated and wording altered from Māori to English however, this did not impact the overall consistency of information or deter from the relevance of the presentation intention.</p>
<p>Questions and comments</p>	<p>Questions were called for after the PowerPoint presentation. Below is a summary of questions and comments:</p> <p>Q1: An attendee asked if there is a strategy or approach for the voting process and updating whānau who aren't tech savvy?</p> <p>A1: It was explained that kanohi ki te kanohi, reaching out to whānau through posters, letters and visiting. The group is opened to feedback on how this could occur.</p> <p>Q2: Can children overseas be registered?</p> <p>A2: It was explained that yes, through email, or text whānau asking for their consent.</p> <p>Q3: An attendee asked about receiving a voting pack on behalf of whānau?</p> <p>A3: Privacy act stipulates that consent is pivotal. The representative of Elections NZ advised to connect with him, but consent must be given</p> <p>Q4: An attendee asked about pūtea. Representatives have travelled to Wellington and Auckland for these Mandating consultations; how are those hui being paid? Is there pūtea available for representatives to travel around the rohe?</p> <p>A4: It was explained that it was voluntary. The Runanga covered some cost, specifically the legal and some hui cost. The land trust have also provided pūtea in the past.</p> <p>It was explained that once the mandate has been accepted then, the Crown will supply funding. It was advised that this pūtea will be paid into the Claims Trust and reported on to the Crown and the beneficiaries.</p> <p>Q5: An attendee asked what the milestones and timeframes are to get the mandate recognised to the Crown?</p> <p>A5: It was explained that the timeframes have not been clearly identified, once the mandate has been accepted, then a plan will be given to the Crown. Milestones will be</p>

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	<p>agreed to by Crown and Trustees highlighting milestones identified and reported back to the whānau</p> <p>Q6: An attendee asked about receiving an email voting pack but voted in person, does that mater?</p> <p>It was explained that it is all the same, but Elections NZ will connect.</p> <p>Comment: Thanked trustees for all their hard work. As a previous trustee she knows how hard it is.</p> <p>Comment: Mihi to kaimahi too.</p>
<p>Resolution(s)</p>	<p><i>Resolution to be voted on:</i></p> <ol style="list-style-type: none"> 1. <i>“Approve the terms of trust for Ngāti Whakahemo Claims Trust as set out in the trust deed.</i> 2. <i>Agree that the iwi of Ngāti Whakahemo gives Ngāti Whakahemo Claims Trust the mandate to represent Ngāti Whakahemo iwi in negotiations with the crown in respect of the full and final settlement of all Ngāti Whakahemo historical claims including WAI 1471 and WAI 2536.”</i>
<p>Voting process</p>	<p>It was explained that voting could be submitted by three ways:</p> <ul style="list-style-type: none"> • Post: by returning the completed Voting Paper to the returning officer • Online: by attending the ZOOM hui or via the link included within the voting pack • In person: at any of the mandate hui in Pukehina, Maketu, Auckland and Wellington. <p>Voting closes on Friday 6th June.</p>
<p>Voting result</p>	<p>Following the conclusion of all mandate hui held, the Chief returning officer will provide a certificate of the final result.</p>
<p>Other comments</p>	<ul style="list-style-type: none"> • The Observer’s role at the hui was explained accurately. • The hui was conducted in an open and transparent manner. • Hui attendees had the opportunity to ask questions and questions were answered. • An attendance register was available upon entry. • Process was clearly articulated • Was a very positive hui, a lot of gratitude given.

[UNCLASSIFIED]

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