

30 July 2020

E te Iwi, tēnā koutou

## TOWARDS A UNITED MĀHAKI SETTLEMENT

This is the last call. Te Aitanga a Māhaki, with the support of Mangatu Inc and the Wi Pere Trust, is calling on you to actively support the Māhaki Forest Settlement Trust, the trustees and the proposed allocations outlined in this presentation.

We are seeking the mandate for Te Aitanga a Māhaki, including Te Whānau a Kai and Ngāriki Kaipūtahi (including Ngā Uri o Tamanui), so that the Mangatū forest land and compensation can be returned to us as a whole. This is the only way to achieve a united and fair settlement for Te Aitanga a Māhaki, Te Whānau a Kai and Ngāriki Kaipūtahi. That Te Whānau a Kai, Ngāriki Kaipūtahi, Mangatu Inc and Te Rangiwahakataetaea descendants (in part) will take their share and progress it under their own entities is fine.

We look forward to you completing your vote and seeing you at one or more of the upcoming Information Hui across the motu (see below the hui in your rohe). The results will be announced by the independent scrutineers (Te Puni Kokiri) on 4 September 2020.

Ngā mihi mahana mai i a māua, nā



Pehimana Haapu Brown  
Chair of Te Aitanga A Mahaki Trust



Alan Haronga Jnr  
Chair, Mangatu Inc & Wi Pere Trust

# Recap of our Journey up to this Point

1. **The Waitangi Tribunal has already decided to return the Mangatū Crown forest land to those who have suffered the prejudice caused by the Crown's Treaty breaches – this is a great outcome!**
2. The Tribunal still has to decide:
  - (a) **Who** to return the land to (at this point it proposes returning the land as a whole to a collective recipient trust that holds it on behalf of all the iwi/ hapū)
  - (b) **How much \$ compensation** should be paid
  - (c) **Allocation** of the **assets** – i.e. how much each group should receive as a % share of the whole.
3. Based on the outcome of this ratification process, we want to put forward to the Tribunal our people's view on what a fair allocation is by 4 September 2020.
4. **But the Tribunal will make the final decision as to allocation of land and associated compensation regardless of the proposals put to it by the claimant groups. The Tribunal may also require amendment of the trust deeds put before it.**

# Purpose of the Ratification Process

1. The purpose of the ratification process is to ensure that the proposed recipient trust or trusts:
  - (a) Properly represent and are accountable to the beneficiaries; and
  - (b) That the beneficiaries have a reasonable opportunity to consider the different proposed trust or trusts.
2. There is a contest between the three claimant groups as to who has a mandate to represent Te Whānau a Kai and Ngā Uri o Tamanui
3. You can vote in favour of the **one** trust you consider appropriate – **i.e. you can only vote once in support of one proposed recipient trust.**
4. **BUT you also have the choice to vote against the proposed trusts that you do not support** if you can whakapapa to Te Whānau a Kai and Ngā Uri o Tamanui.

# United Māhaki Mandate, including Te Whānau a Kai and Ngā Uri o Tamanui.

1. We are seeking the mandate for Te Aitanga a Māhaki, including Te Whānau a Kai and Ngā Uri o Rawiri Tamanui claimant groups.
2. This covers the following **Hapū**: Ngāti Wāhia; Ngāpōtiki; Te Whānau a Kai; Ngāriki, including Ngāriki Kaipūtahi (which includes Ngā Uri o Tamanui); Ngāi Tuketenui; Ngāi Tamatea; Te Whānau a Iwi and Te Whānau a Taupara.
3. And the following **Marae**: Mangatū; Matawai; Ngātapa; Parihimanihi (Waihirere); Pakohai; Rangatira; Rongopai; Takipu; Takitimu; Tapuihikitia; Tarere and Te Wainui.
4. The Māhaki Forest Settlement Trust will make a separate allocation (as outlined in this presentation) to Te Whānau a Kai and Ngāriki Kaipūtahi, in accordance with their wishes, and with them representing themselves.

# Māhaki want the Tribunal to allocate 100% compensation (\$191m)

	\$191m	TOTAL: \$191m
Mangatu Inc		<b>\$10m</b>
Te Aitanga a Māhaki	(\$191m x 72%) less <b>\$24m</b>	<b>\$117.52m (\$6m committed to all marae @ \$500,000 each)</b>
Te Whānau a Kai	(\$191m x 20%) =	<b>\$38.2m plus \$2,749,000 (in lieu of 20% of forest): \$40.949m</b>
Ngāriki Kaipūtahi (incl NUOT)	(\$191m x 8%) =	<b>\$15.28m</b>
Te Rangiwhakataetaea		<b>\$ 4m</b> (plus entitlements as hapu members of Te Aitanga a Māhaki)
Settlement Costs		<b>\$ 4m</b> (legal and settlement costs since 2010)

	1961 lands/Mangatu 1 (3,603 ha)	Mangatu 2 (4,039 ha)
Te Aitanga a Māhaki		<b>85%:</b> 3,427.64 ha* (but will reduce to 41% if Ngāriki Kaipūtahi takes up option to buy 1,528.4 ha.
Te Whānau a Kai		No land. 20% of value of the total forests = \$2,749,000.
Ngāriki Kaipūtahi (incl Nga Uri o Tamanui)		<b>15%</b> (8% of total forest) = 611.36ha* Option to buy another <b>44%</b> (20% of the total forest in Mangatu 2 or 1,528.4ha.
Mangatu Inc	<b>100%:</b> 3,603 ha (*plus accumulated rentals & NZUs)	

# Statement from Te Whānau a Kai Trust

1. E te iwi o Te Aitanga a Mahaki! He mihi mahana tenei ki a koutou ma.
2. We thank Mahaki for the opportunity to korero on why we believe that Te Whānau a Kai is an iwi. There are many reasons but mainly it's because of the whakapapa and how our mana whenua was acquired.
3. Through our whakapapa and history, we can show that Te Whānau a Kai's mana whenua came through the sisters Whareana and Te Haaki and not through their husband Kaikoreaunei, the grandson of Mahaki. Our eastern lands such as the Repongaere and Patutahi blocks came to the sisters through Ruapani and the lands in the west such as the Tahora and Paharakeke blocks came to the sisters through the ancestor Tui. Not through Mahaki. Our interests in Mangatu came to the sisters through their mother's Ngariki lineage to Marutaiaroa. Their mother was Tutemakoha. There is a lot more to our korero. We are happy to hui with you to talk about our history and whakapapa.
4. Te Whānau a Kai Trust is seeking a mandate to represent the iwi of Te Whānau a Kai. We believe that overall, Te Aitanga a Mahaki and Te Whānau a Kai will gain more by way of settlement with the Crown if there is a separate iwi settlement for Te Whānau a Kai.
5. If you whakapapa to Te Whānau a Kai, please vote for Te Whānau a Kai Trust to be the settling entity for the iwi of Te Whānau a Kai.
6. **You can find out more information about our korero, people, history and whakapapa here: <https://tewhanauakai.com/e/Home.html>**

# Ngāriki Kaipūtahi/ Ngā Uri o Tamanui

1. The claimant group led by Owen Lloyd and Rawiri Brown, Ngā Uri o Tamanui, defines itself as the descendants of Rawiri Tamanui (and previously called itself Ngāriki Kaipūtahi)
2. There is a big difference between:
  1. **Ngāriki Kaipūtahi** – who are the descendants of Kaipūtahi
  2. **Ngā Uri o Tamanui** – who are the descendants of Rawiri Tamanui and part of Ngāriki Kaipūtahi. Rawiri Tamanui (a contemporary of Wi Pere) was 11 generations down from the first Kaipūtahi and 7 generations from the second Kaipūtahi.
3. We say **all** of Ngāriki Kaipūtahi should receive the Ngāriki Kaipūtahi allocation, and not solely Ngā Uri o Tamanui.
4. For our voting purposes, we are limiting this vote to Ngā Uri o Tamanui so that there is a fair comparison with the votes secured by the Ngā Uri o Tamanui Trust. **To vote here, you must be able to show your whakapapa from Rawiri Tamanui by 16 August 2020 to cast a vote as Ngā Uri o Tamanui. The registration lists of those voting must be with the Waitangi Tribunal by 17 August 2020.**

# Ngā Uri o Tamanui Trust Statement Position

- We offered Ngā Uri o Tamanui Trust the option to make a statement as we did with Te Whānau a Kai Trust on the previous page.
- Through their solicitor they noted:

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**From:** Bryce Lyall <bryce@lyallthornton.com>

**Sent:** Thursday, 30 July 2020 4:03 PM

**To:** Willie Te Aho <willie.teaho@icsolutions.co.nz>

**Subject:** Re: Position Statements for Nga Uri o Tamanui and Te Whanau a Kai

Kia ora Willie,

In response:

- We do not want a position slide for NUOT;
- Do not want Te Aitanga a Mahaki to discuss our clients or our clients' trust.

Bryce |

# Leading a United Māhaki and Fair Settlement: Te Whānau a Kai & Nga Uri o Tamanui Descendants

**We are challenging the mandates being sought by the other claimant groups.**

Only **one** trust can represent Te Whānau a Kai and only **one** trust can represent Ngā Uri o Tamanui. This means deciding which trust to vote for, and which trust to vote against.

1. If you are of Te Whānau a Kai descent, then we recommend that you not only vote in favour of this Te Aitanga a Māhaki mandate, we also recommend that **you separately register with the separate Te Whānau a Kai Trust and vote against that Trust holding the mandate for Te Whānau a Kai. They are seeking 90% of Mangatū forest (Mangatū 1 & 2) for themselves (NB: The Tribunal has told them they won't get that!).**
2. If you are of Ngā Uri o Tamanui descent, then we recommend that you not only vote in favour of Te Aitanga a Māhaki mandate, we also recommend that **you separately register with the separate Ngā Uri o Tamanui Trust and vote against that Trust holding the mandate for Ngā Uri o Tamanui. They are seeking up to 45% of Mangatū forest (Mangatū 1 & 2) for themselves.**
3. You can cast up to 3 votes if you whakapapa to Te Aitanga a Mahaki, Te Whanau a Kai and Nga Uri o Tamanui. But you can only vote once for each group i.e if you are registered you can only vote once for the Mahaki mandate. You can only vote once for the Te Whanau a Kai Trust mandate. You can vote once for the Nga Uri o Tamanui mandate. The other two mandates will be sought at a later date but completed before the end of October 2020.

Our people of today and the future deserve a clear, united and fair settlement for all Māhaki.

# United Te Aitanga a Māhaki Ratification

1. You must either be registered already with Te Aitanga a Māhaki Trust (TAMT), Mangatu Inc or the Wi Pere Trust **or** you can register online or at Information Hui (listed on the next slide) to vote in this Te Aitanga a Māhaki ratification process.
2. Please visit [www.mahaki.com](http://www.mahaki.com) to register online or update your registration. For any queries please contact Ian Ruru; [mahakitrust@gmail.com](mailto:mahakitrust@gmail.com) or call him on +64273573937.
3. All information and results from previous mandating hui in 2014, 2018 and 2020 can be found at [www.mahaki.com](http://www.mahaki.com).
4. **All voting for this ratification can be done by postal voting, handing votes in at the Information Hui (next slide) or by voting online with your unique code through [www.mahaki.com](http://www.mahaki.com). The process will be scrutinised by Te Puni Kokiri.**
5. We are recording separately the votes by Te Aitanga a Māhaki, Te Whānau a Kai and Ngā Uri o Tamanui. This is so we get clear results as to Te Whānau a Kai and Ngā Uri o Tamanui's wishes. You are asked to vote as Māhaki, and in addition, if you are Te Whānau a Kai and/or Ngā Uri o Tamanui, you should also tick the boxes for Te Whānau a Kai and/ or Ngā Uri o Tamanui on the top of your voting form.

Any queries in relation to other information contained in this presentation can be sent to the Te Aitanga a Māhaki Lead Negotiator, Willie Te Aho ([willie.teaho@icsolutions.co.nz](mailto:willie.teaho@icsolutions.co.nz) or 021768462).

# United Māhaki Information Hui

- 6pm, 5/8: **Auckland** - Tatai Hono Marae, 10 Burleigh Street, Grafton.  
*Livestreamed via [www.mahaki.com](http://www.mahaki.com)*
- 6pm, 6/8: **Hamilton**, Te Kohinga Marama Marae, Waikato University.
- 6pm, 7/8: **Rotorua**, Novotel
- 1pm, 8/8: **Mangatu Marae**
- 6pm, 8/8: **Tarere Marae**
- 7pm, 9/8: **Zoom Hui via [www.mahaki.com](http://www.mahaki.com)**
- 6pm, 10/8: **Napier** War Memorial, 48 Marine Parade.
- 6pm 13/8: **Palmerston North** Distinction, 175 Cuba Street
- 6pm, 14/8: **Wellington** City Rydges
- 11am, 15/8: **Christchurch City** Sudima, 47 Salisbury Street.
- 1pm, 16/8: **Takipu Marae** *Livestreamed via [www.mahaki.com](http://www.mahaki.com)*

# United Māhaki Forest Settlement Trust

1. The full deed of trust can be viewed or uploaded at [www.māhaki.com](http://www.māhaki.com).
2. The Trust is a typical trust: to hold and use for agreed objectives.
3. The Trust will receive the Mangatū forest land, accumulated rentals, compensation and NZ Units (carbon credits).
4. Then the Trust will allocate to Māhaki, Te Whānau a Kai and Ngāriki Kaipūtahi in accordance with the Tribunal's allocation decisions.
5. The Trust will within 3 years establish a new governance structure based on representatives from each marae.
6. The inaugural trustees are **Pehimana Brown** (Chair, Te Aitanga a Māhaki & Te Whānau a Kai), **Robyn Rauna** (Te Whānau a Wi Pere & Te Whānau a Kai), **Alan Haronga Jnr** (Chair, Mangatu Inc & Wi Pere Trust and Te Whānau a Kai) and **Patricia Fleming** (Te Aitanga a Māhaki Trust and Ngāriki Kaipūtahi ).
7. Willie Te Aho will remain as the Lead Negotiator until the allocations have been completed and the new trustees elected.