



Ngāti Kuri Annual General Meeting

Held: 20 March 2010, Waiora Marae, Ngataki, 10:00am

Present:

Board Members: Graeme Neho (Chairperson), Harry Burkhardt (Vice Chairperson); Tom Petricevich, Nelly Norman, Walter Wells, Pani Petera, Charlie Sucich, Hope Sucich, Whitiora Abraham, Catherine Davis.

(Please request the full attendance sheet)

Scribe: Pani Petera/ Catherine Davis

Karakia: Whiti Maaka.

Mihimihi: Bob Wells, Jim Wells, Graeme Neho.

Ngā Whakamaumahara/ obituaries: Palestine Wells, Ross Norman, Irene Neho, Walter Ashby, Mane Murray, Wi Waitai.

Item 1. Apologies.

Blanche Murray; John & Daisy; Mike, David, Hayward, Olga, Norman, Dean, Robert Jnr; Maro, Chappy Brown, Jerry Selwyn, Gloria Maaka; Toni; Johnston Abraham; Mei Abraham; Robert Bradley; Maureen Bradley; Huia Cooper; Raewyn Dickson; Rozita Leoni; Emily Murray; Mata Murray; Nicholas Murray; Saana Murray; Samson Murray; Scotty Murray; Walter Murray; Scott Penfold; Alice Penfold; Angela Popota; Marama Roberts; Paea Roberts; Billy Rollo; Deidre Rollo; Mauria and Neta Taita; Margaret Taurere; Lance Taurere; Ben Waitai; Herema Watts; Waenga Waenga; Rose Wells;

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| <ul style="list-style-type: none">• Motion 1: That this meeting accept the apologies.• Moved: Jenny Bradley Seconded: Nellie Norman Carried. |
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ITEM 2. The minutes of the 2008 AGM

Motion 1: That we receive the minutes of the Ngāti Kurī Trust Board Special General Meeting 23 August 2008 held at Te Reo Mihi marae Te Hapua:

Mvd:

MATTERS ARISING FROM THOSE MINUTES.

Status of the Minutes

1. Huria Raharaha: There are no 'General Business' recorded? The Board confirmed that the meeting was a Special General meeting, so General Business was not a requirement.
2. Bundy Waitai: Why the historical 2008 minutes were not received.

Hope Sucich: This is a new mandated Trust Board. the matter need to be dealt with the previous entity, which is now inactive.

Item 3. Third Party Involvement in Ngāti Kuri Governance Matters.

1. Hoana Karekare supported Kahi Harawira's korero. The Board Chairperson reminded the hui why the Māori Trustee was called in to deal with the Board's issues.
2. Bundy Waitai: Voiced concern about Te Puni Kokiri's (TPK's) returning officer role and their verifying the Ngāti Kuri voting process. He suggested selecting whānau / hapū as the Returning Officers.

Point of Order.

The hui was notified that Hine Petera had just passed away. Pani Petera left the meeting.

1. Mereaina Uruamo: noted that Ngāti Whatua nominated people to observe the vote counters.
2. Walter Wells: reminded the hui that the election process is in the Trust Board Constitution. TPK's involvement was at the Board's request.

MOTION 2: That whānau/ hapū be appointed to scrutinize the TPK returning officers.

Moved: Betsy Young **Seconded:** Huria Raharaha. **Not Carried.**

Item 4. CHAIR’S REPORT:

MOTION 3: That the Chair’s Report be received:

Moved: Graeme Neho **Seconded:** Jim Wells **Carried.**

Item 5. Matters Arising from the Chair’s Report.

1. Merimeri Penfold: Acknowledged the Board for their work, and asked the people to support them. For people who disagree with the Board’s actions, there is an opportunity to get yourself elected onto the Board. In her view, the Board’s work is iwi-oriented, not individual-oriented.
2. Hoana supported the Report. Referring to the establishment of a Council of Elders, she encouraged the Board to create the list of names of Council Members.
3. Tata Norman: Observed the difficulties the Ngāti Kuri Trust Board had experienced in the past and now that’s behind us I see the Board is making good progress so let’s support those we voted in.
4. Bundy: Didn’t agree with the Chair’s Report.
5. Mereaina: Supported the Special General meeting being held at Te Hapua and supported those who were successful in the voting. She believed Te Hapua is the Tupuna marae because that’s where the Ngāti Kuri claims began. There are those who wish to strip Ngāti Kuri of its resources.
6. Graeme invited Mereaina to raise those issues after the Chair’s Report was discussed.
7. Mereaina: Explained that she only wished to pay her respects to those who had passed on.

7. Rapine Murray: Replied that he didn't know why his whānau had always been bitter apologized for this.

Point of order. Mereaina and Bundy left the meeting.

Item 6. Board Funding and Assistance

1. Sheridan Waitai: Acknowledged the Board for supporting her whānau with an Education Grant. It was the first time her whānau had had any benefit.
2. Kare: congratulated the successful funding applicants. She asked if the names of the applicants' tupuna could be entered so everyone would know who they were and honor them. The first time Kare had heard of the Board's Education Grants was in February 2009.
3. Graeme: It has been notified in iwi newsletters. The Te Hapua Rugby Team has also received Board sponsorship. The Team is now called "Ngāti Kuri".
3. Abby: Acknowledged the Board for the sponsorship, and that the team would be seeking more.
4. Syd Waitai: Asked if the Ngāti Kuri logo could be put back on our marae to put Ngāti Kuri back on the map.
5. Simon Romana: Thought it was good to hear there was money for our tamariki. His four children wrote to their iwi, and they all said "no". So Simon thanked the Board.
6. Hoana: This is the time for our young people. Now is the time we ask ourselves who are the right people to progress those things.
7. Rudy Taylor: I'm a past Board member. It's a requirement to provide a report. No matter who is on the Board, you're still going to get shot down. But it's so relevant for our young people.
8. Graeme: This is a part of the new Boards development and a requirement by Te Ohu Kai Moana. You will recall the old Board providing \$100,000 each to Te

Hapua and Waiora marae. So these fisheries funds are being used to benefit our Iwi.

Item 7. Te Hapua

1. Abby: The Board should focus on Te Hapua.
2. Whiti Maaka: Queried regarding the Te Hapua flats.
3. Graeme: Replied that this was a matter for the Muriwhenua Incorporation.

Item 8. Financial report

General Overview

1. Harry Burkhardt: Bray MacCormack do the Board's monthly accounts. Francis Aicken are the Board's Auditors. The Board is solvent, we run the Treaty settlement business separately from the Board. The Board is trading on fisheries monies. The Auditors have key issues they look for, for example, "Item 10, p10": that's what each Trustee was paid. The differences reflect different workloads. I've been to 84 Treaty negotiations meetings, 18 hui-a-iwi and 15 Trust Board meetings (since August 2008?). "Item 7, p10" Contingent liabilities: One is a pending Court of Appeal case. Other than that, these are straightforward accounts. This is your money.
2. Huria: What did you do?
3. Harry: We've got five iwi talking from a common platform; we've got the Crown talking so we can get to the next stage.
4. Sandra Waenga: What's the difference between the different payments to Board members?
5. Harry: The Board has a remuneration policy. Trustees get a meeting fee for attending a Trust Board or negotiations meeting. The Negotiators' work is most hectic, so you'll see the highest money are to the Negotiators, but the fees are the same.
6. Sandra: It's a big difference.

7. Simon: Does the Board have a policy of looking for Māori Auditors first?
8. Harry: Good question: we could look at that. We wanted someone local for the local economy. But we should support Māori – if they can deliver to our required standard. Each has a letter of engagement re including Ngāti Kuri's intellectual property, credibility, etc. We'd ask the same of an Auditor as for a Plumber. These accounts are Unqualified, so no discrepancies.

MOTION 4: That the Financial Statements be received:

Moved: Harry Burkhardt **Seconded:** Simon Romana **Carried.**

MOTION 5: That Francis Aicken be appointed as Ngāti Kuri Trust Board's Auditor:

Moved: Jerry Subritzky **Seconded:** Rudy Taylor **Carried.**

Item 9. ELECTION CANDIDATES' PRESENTATIONS

A. General Constituency

1. Graeme Noho.

My attendance at Board meetings over the past 14 year will give you all an indication of my level of commitment to Ngati Kuri. I've been late to one Board meeting and absent from another. I have always focused on developing Ngati Kuri's future and will continue to so if I'm elected again. I would like to take this opportunity to wish the other Candidates well. I would also like to acknowledged our past Board members and hope we can all continue to work together to progress our future aspirations for Ngati Kuri.

2. Mereaina: My 100% support was to take hui like this to Te Hapua. I was a Board Member with Graeme some time ago. We weren't involved with the claims process. It was more with iwi development. Recently I've had concerns with our

taonga tuku iho. I value what they trusted us with. Respect to those who have passed on. I've been happy with progress. I stood on 16 January with Huria: "Ngāti Kuri says no to the AIP". That's the cost. You can either be a friend or...I feel a big loss that we have a tauwi system when we should have a tikanga base. It's mokemoke if we're not building our whakapapa. The Waitai whānau is holding it own hui. I was there at Te Reo Mihi at the start of this Trust Board with Mira Szazy. The purpose of this Board – will this be good for our people, that was the question. We don't want "them" and "us". Until we can have equal recognition of whanaungatanga we're of no value. We're just in a Crown system.

B. Muriwhenua Constituency

1. Tom Petricevich:

My first meeting after my election in 1998 with Barry Murray held here at Waiora marae: it was one of the saddest days of my life, because I was asked to pay for the bills. Hoana was asked for the same thing. I wondered at the time if it this was normal and will things improve but with the encouragement from Graeme, I hung in there. In 2000 the Board got the mandate to represent the iwi in the historical negotiations. Later the Board was in dispute. It went to the High Court. I personally sustained huge legal costs and Ngāti Kuri stood still and all other iwi took advantage of that. Our 'friends' down the road almost took all our land with their AIP because we were fighting among ourselves. Thanks to the person who nominated me, because sooner or later we will all work together. I believe I've represented Ngāti Kuri extremely well. Honesty and professional business management skills is what we need to maintain the protection of our assets.

2. Bundy Waitai:

I came home to learn about our Ngāti Kuri korero and history. My marae of Te Reo Mihi: I spoke to my whanaunga. I came back with a plan. I had an opportunity to be involved with the kaumatua of those times. They had knowledge they wanted to pass on. At that time, like young people did, you took on what interested you and left the rest. I have a plan for Ngāti Kuri papakainga

based on those funding bodies at that time. I developed a fishing and tourism plan which I presented to the Incorporation at the time. My cousin Simon Norman and I developed a sewerage system because we knew we'd be involved in marine farming. That sewerage system also has a biogas power plant. But the Incorporation turned us down. In 1992 Mira and other formed the first Trust Board. I was nominated. We set up office in Kaitaia. I didn't have an opportunity to show our skill. There was a coup. As far as the Courts are concerned, we're still Trustees. The Trust Board isn't about whānau and hapū. It's about corporate commercialism. Thanks to those who nominated me. I support my whānau in the dispute here today.

C. Te Hapua Constituency

1. Abby Brown:

(Gave his whakapapa) My uncle told me to stand. I'm involved in contract for development of the road up here. I'm passionate about Te Hapua and Ngataki. We got all this whenua and we can do nothing with it. Want to do something for Te Hapua and Ngāti Kuri.

2. Simon Romana:

(Gave his whakapapa) I'm a business person, not a business man. I live in Canada, but come back to NZ. I've developed power plants around the world. I wanted to speak at the Muriwhenua Incorporation AGM, but didn't think it appropriate. I have four generations of whānau. If you vote for me, Te Rarawa and Te Aupouri...I'm not happy with some of the circumstances around (that?). I'm bringing my whānau home. I'm Ngāti Kuri. Two years ago, I couldn't vote. Was shut out. Had my vote struck out again just recently. Strike three: I'm going to push Te Rarawa and Te Aupouri out of our rohe. This is not personal. (Handed a document to the Chairperson).

Item 10. New Legal Proceedings Against the Board.

1. Rudy Taylor: I get suspicious of what's going on. What's the document that's been handed to the Trust Board?
2. Graeme: It's from Simon Romana and he has served an injunction notice on the Board. "Romana vs Ngāti Kuri Trust Board".

Point of order There was much disruption.

3. Disbelief expressed from people in the meeting that new Court action was being initiated against Ngāti Kuri Trust Board when the Board had just gone through major debilitating Court action
4. Graeme: We've spent \$200,000+, on litigation fees. Now we're being served with this rubbish. I'm concerned that Simon has chosen to serve notice on the Board knowing that he is a candidate for these elections.
5. Henry Gentry: What are you up to Simon? You've been away umpteen years to come up with this?
6. Graeme: We will attend to Simon's injunction notice in General Business. . There are more registration forms available if you haven't already registered. please you can vote. If you've already voted, don't cast another one because it will be invalidated.
7. Rudy: Can we put the document to General Business, so everyone knows why?
8. Graeme: I had intended to do that.
9. Rapine: If my mum's name's is in that document, I want it withdrawn.
10. Hoana: Asked if all the Election Candidates are from here.
11. Graeme explained the constituency structure. He confirmed that there was an iwi register available for whānau to check. The postal voting has closed and TPK have those result. However if you haven't already cast a postal vote you can exercise your vote at today's meeting.

12. Bundy asked that the injunction notice be received.
13. Graeme replied that we were still in the process of voting.
14. Josephine: If I've voted for Simon, can it be withdrawn?
15. Graeme reminded those who haven't yet voted to hurry up and do so.
16. Mereaina: That the injunction notice should be received by this committee, not the new one.

Item 11. Voting Process

1. Graeme invited the TPK officials to come into the wharenuui.
2. Huria presented gifts for Waiora Marae, referring to the WAI262 Flora and Fauna claim also.
3. The TPK officials introduced themselves.
4. Sheryl Davis: After completing her mihi and giving her whakapapa (Ngāti Hine, Ngāti Kahu, Ngāpuhi nui tonu) she explained that their job was to receive the voting papers. We had a karakia with kaumatua before we began our work. We understand that there's a wairua that we apply: it's an energy that you apply when making a decision. It's only a tick, but there's an energy behind it, and we have to honor that. We want to keep things clean, clear, and to look after your vote with integrity. As we sat outside, it felt that this whare was full to overflowing with you all and your tupuna. We've received the postal ballots, we'll receive the rest of the ballots today. We thought we'd take all today's to Te Manawa offices to count.
4. Huria: Can't you count them here?
5. Sheryl: Every vote has to be verified. Only then will it be counted. We need space to count the votes, and to ensure there's no input or interference from others.
- 6.

MOTION 6: That the voting paper's be taken to Te Manawa for processing.

Moved: Joan Norman **Seconded :** Hera Mcfarlane **Carried**

7. Hoana: I disagree with the motion. If we can't trust ourselves, who can we trust?

8. Graeme asked for all those who hadn't voted to raise their hand. He again reminded those voters that they must register if they haven't already done so and to make sure they were voting in the correct constituency. Constituency order: General (Mangamuka South), Muriwhenua and Te Hapua. Sheryl announced there was five minutes remaining to put votes into the ballot box.

LUNCH – RECONVENE 2:50pm

MOTION 7: That the remaining Reports be taken as read and received:

Moved: Merimeri Penfold **Seconded :** Sheridan Waitai **Carried**

Item 12. Treaty Claims Report

1. Rudy: I haven't read the Report. . We talk about rohe but we don't own it. We have to talk to the Hiku Forum to see if this is going to be the savior for Ngāti Kuri. You can't negotiate what our tupuna left behind. I have concerns that the Pakeha system's got us fighting one another.. I'm Hokianga and Ngāti Kuri. Our whakapapa is to the whenua.. The land is more valuable to the Pakeha than the money they give us. I hope that Te Rarawa doesn't fight us because then there's no deal. But if they say Te Rerenga Wairua is Ngāti Kuri's (then good). The Negotiators should always think: the land is never theirs, it belongs to us.

9. Hoana: What have you done? Ko Ngāti Kuri ngā tiaki o Te Rerenga Wairua.

10. Bundy: Where are the claims? You went to Roma marae to sign the AIP. We said 'don't sign the AIP'. You had no right to sign. You're giving away our birthright. You've made it negotiable when it's non-negotiable. You haven't even included the claimants in your korero. Not once have you address the claimants in any public hui. Riro whenua atu, hoki whenua mai is what they said. What's been done in the AIP? 75 ha of Te Rerenga Wairua and Te Paki.

The rest is management under the Crown! Where's Te Hapua: that should be non-negotiable. Where's Te Oneroa a Tohe? Merimeri Penfold: I thought the AIP was an opportunity for people to move our Agreement in Principle – nothing to do with the claims?

11. Meraina: There's been Ngāti Kuri research done. If we continue this way we'll lose it. Our tupuna tried to work together and co-ownership with farms, and charged themselves a fee. Their vision was to purchase Mokaikai for Ngāti Kuri. We have to understand where we come from and where we're going. We shouldn't compromise by allowing "them" to sell our road for 26kms. My mother's thinking is still on this today. Conservation land is for Māori, the Crown should prove how they whakapapa to it

Item 13. GENERAL BUSINESS

1. Bob Wells: DOC wants all the stock off Mokaikai. Can they fence their area.
2. Graeme: For the last 30 years DOC have been telling us to get our stock off the Mokaikai block.
3. Mereaina: We're saying get it back.
4. Graeme: We are negotiating the return of Mokaikai.
5. Harry Burkhardt : The reality is, the land available in the settlements is with the Crown. Before Pakeha arrived, 100% was Māori-owned land. Today, 6% is Māori-owned, 50% is Crown-owned, and the rest is in private ownership. The Negotiators haven't backed up on it: the Crown has a box around it, but that doesn't deliver what we want. 40% of that land could come back to Māori. That's the opportunity. We're patently conscious of that challenge. If this doesn't deliver what you want, say No. but don't stand in the way of what could/ should/ may be: we're fleshing out what that is. I'm hopeful, but it's hard. So we need another plan besides going through the Crown.
6. Bundy Waitai : We are doing it, occupying it. Why can't we negotiate it?
7. Harry Burkhardt : I made my statement.

8. Mereaina: The Ngāti Kuri Trust Board isn't capable of managing some of these issues.

Item 14. Permit Issuing

1. Sheridan: The rahui put on at Te Rarawa would impact the rest of us. So last year, we agreed on a method for all iwi to work together (Kareponia marae). A rahui went down, with an agreement on the method of harvesting. But permits have since been issued by those outside our rohe.
2. Donna Smith: What are the consequences when these people issue these permits?
3. Sheridan: June 2009, the five iwi agreed, so now permit issuers books are being looked at, and if they're not compliant then it will be addressed by Ministry of Fisheries.
4. Rudy: There are rohe conflict issues.
5. Graeme: The 27A permit can be used by anyone, anywhere. We want to use the kaimoana regulations to ensure we can do our own permits and improve our control.
6. Bundy: It's in your booklet. You look in Te Aupouri's booklet – it includes all (our rohe). We should put together our own mana whenua, manatangata process.

MOTION 8: That, in the event of kaimoana harvested in Ngāti Kuri's rohe without permits from Ngāti Kuri-approved permit issuers, the Board be authorised to take kaimoana off those people:

Moved: Rapine Murray **Seconded:** Henry Gentry **Carried**

4.10pm: TPK OFFICIALS RETURN

Item 16. Simon Romana's Injunction Application against Ngāti Kuri Trust Board.

1. Graeme: Ngāti Kuri has just gone through lengthy and costly court proceedings. I want to ask that you to withdraw your application Simon. I don't intent to comment on this document, however I will invite the hui here to have their say.
2. Rudy: On Wednesday, my whanaunga said Uncle Simon's filing an injunction re the Board. To put that document together you have to be precise. When I read that judgment, that judge approved it. The judge thought Simon had a case. When you take on the Board then you take on the tribe. So the people need to know what's in it. He's got people in that document, minutes in meetings. He named Selwyn Muru, Saana Murray and Pineaha Murray. So if you've talked to them, then I said you should come here. He raises (1) the Board Chair, (2) Conflict of interests with Cat Davis as negotiator and Te Rarawa...
3. Graeme: You sound like you know all about this injunction notice Rudy but I would prefer that Simon be given the opportunity to answers any questions because after-all he is the applicant not you.
4. Rudy: If the Board is going to stay silent, then Simon has to be silent too. But if we're going to apply tikanga, it should be applied to everyone.
5. Donna Smith: So this person couldn't come to the beneficiaries first, he went to a judge first?
6. Rudy: He came here to serve the document on the people.
7. Donna Smith: Why does he have to serve it in the first place?
8. Hoana: This is a Māori Trust Board, not to be seen as a statutory Trust Board.
9. Henry: I'm disgusted. We don't want you Rudy.
10. Simon: Henry – I'm Ngāti Kuri. I believe there is a conflict of interest with my grandniece...
11. Catherine: I'm Ngāti Kuri as well!

12. Rapine: You ambushed my mother last night.

13. Simon: Sit down! I respect my cousin!

Point of order. At this point the hui became disruptive.

Emily: Trustees of this Marae will maintain tikanga. If your offended by our tikanga, the choice is yours.

14. Graeme: Again I ask you to withdraw your injunction application Simon..

15. Kare: We should hear the result from TPK.

16. Graeme: Do we want this matter to go to the Court?

17. Rudy: The judge will say “did you see the Report?” But you havent.

18. Graeme: That’s why I’m going to present these documents to the next Trust Board hui.

<p>MOTION 9: That today’s hui supports Simon Romana’s injunction application matter being resolved in the marae under tikanga o Ngāti Kuri: Moved: Bob Well Seconded: Henry Gentry Carried</p>
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Item 17. ANNOUNCEMENT OF VOTE RESULT

Sheryl: (TPK) We’re going through everything again next week. We intend giving a final detailed report to the Trust Board. We want to ensure the processes we used were good ones. We think its tika to recount. These results are preliminary:

Item 18. Total ballots received: 446 (about 30% of the total data base)

Candidate	Constituency	Votes
Abby	Te Hapua	18
Simon Romana	Te Hapua	8
Tom Petricevich	Muriwhenua	114
Bundy Waitai	Muriwhenua	23
Graeme Neho	General	210
Mereraina Uruamo	General	49

Item 19. Ratification of Ngāti Kuri Trust Board Rules - Yes: 394/ No: 28.

1. Bob: Congratulated the successful Candidates.
2. Rudy: It's good to have many Candidates. But it's frightening that only 446 voted. Congratulations to the people who stood and the winners. People can make statements but I can say there's nothing on record on me.
3. Mereaina: I respect those who choose not to register with the Board. We have started a Tipene Whakaruru registry, we're going to start a Te Rau whānau. It's regrettable. It's a dictatorship rather than a relationship with (the iwi?).
4. Bundy: I'd like to thank those who honestly voted. Having our registration in TPK doesn't identify who we are. When will Ngāti Kuri control our own process. I can't wait for when you give the putea to the whānau. Simon: Thanks, I'm willing to talk Graeme.
5. Abby: It's been an interesting day (and many more to come).
6. Graeme: Thanks to those who voted for me. We have a good team here (applause from the hui followed). I'd like to thank Simon for making himself

available to discuss his concerns and hopefully the outcome will be favorable to Ngati Kuri.

7. Hope Sucich: Congratulations Abby. Being the youngest on the Board it's been a colorful ride. The Board's trying to push for the best for the iwi in this arena. We don't always agree, but they are passionate. They want the best for their iwi.
8. Graeme: Thanks to all of you for attending this AGM today and special thanks to Te Puni Kokiri for the help you've given Ngati Kuri. Congratulations to those trustee's who have been elected today and finally thanks to all those who couldn't be here today for participating in this election process to bring about the outcome we have today. I now declare our meeting closed and ask our kaumatua Karaka Roberts to close with a karakia.

KARAKIA WHAKAMUTUNGA

CLOSE OF MEETING 1630 hrs

Approved.



Graeme Noho

Chair Ngati Kuri Trust Board.