

ANNEX "D"

PROPOSED TIKANGA WHAKAHAERE

Proposed Terms of Reference:
Relationship between the Waitangi National Trust Board (Board), Haukainga and Waitangi Limited ("WL") regarding the Waitangi National Estate.

1. INTRODUCTION AND PURPOSE

The purpose of these Proposed Tikanga Whakahaere (terms of reference) are to offer an avenue for dialogue, meaningful engagement, and participation between the Haukāinga, the Waitangi National Trust Board ("the Board") and Waitangi Limited ("WL") concerning the Waitangi National Estate. These proposed terms are provided against the backdrop of the history of the Haukāinga and balanced against the flexibility of economic success on the horizon. They aim to create long-term and meaningful connections between the Board, WL, and the Haukāinga.



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2. SCOPE AND PARTIES INVOLVED

These Proposed Tikanga Whakahaere primarily define the relationship and engagement framework between the Board, the Haukainga and WL concerning the Waitangi National Estate. The Haukainga, for the purposes of these terms, includes local and neighbouring hapū, reflecting the significance of shared areas of interests to Te Whare Tapu o Ngāpuhi. It is critical that the Council assumes responsibility for resourcing the next stages of this process, enabling meaningful Haukainga participation and represents a tangible, albeit modest, step toward addressing the historical injustices endured by the Haukainga before and after the signing of Te Tiriti o Waitangi.



PROPOSED TIKANGA WHAKAHAERE

3. WHAKAWHANAUNGATANGA

The relationship between the Haukainga, the Board, and WL is proposed to be guided by the following principles:

- Respecting the autonomy of the Haukāinga and their unique connection to the Waitangi National Estate.
- Actively working together using shared knowledge and expertise.
- Co-operating in partnership with a spirit of good faith, integrity, honesty, transparency, and accountability.
- Enabling and supporting the use of Te Reo Māori me ōna tikanga.
- Acknowledging that these Tikanga Whakahaere are evolving.
- Endeavouring to work together to resolve any issues that may arise in future developments.
- Recognising the holistic nature of the Māori worldview in resource management.
- Recognising the exercise of kaitiakitanga, including customary practices, new practices, and mātauranga.
- Actioning Haukainga environmental management plans.



NĀ HEEMI KAPA-KINGI TĒNEI WHAKAAHUA



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PROPOSED TIKANGA WHAKAHAERE

4. MĀTĀPONO WHAKAHAERE - KEY AREAS OF ENGAGEMENT

Proactive Cultural Capacity Building: Measures will be made in operational design stages to build the cultural capacity of the Estate. This includes:

- Incorporating Te Reo Māori in signage, narratives, and storytelling across the Estate.
- Utilising designs and artwork that reflect the unique heritage of the Haukāinga and the national significance of the Estate.
- Opening the taumata to hapū and iwi representatives throughout Ngāpuhi.
- Incorporating educational initiatives that build the leadership capacity related to pōhiri (karakia, whaikōrero, karanga, waiata, haka) and tikanga manaaki manuhiri.
- Providing ample shelter, water and kai for manuhiri for all pōhiri at Ruarangi.
- Designating protected areas within the Estate where Te Whare Tapu o Ngāpuhi can congregate for special occasions.
- Providing inclusive dialogues and forums that honour both the national significance of the Estate and its significance to Te Whare Tapu o Ngāpuhi prior to He Whakaputanga (the Declaration of Independence) and Te Tiriti o Waitangi.
- Offering educational pathways to businesses, schools, institutions, and international manuhiri about He Whakaputanga and Te Tiriti.
- The creation of full-time cultural advisory roles to build the cultural capacity of the Estate and its associated operations.



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4. MĀTĀPONO WHAKAHAERE - KEY AREAS OF ENGAGEMENT

Identifying and Managing Sites of Significance to Māori: The development of the Estate should prioritise the preservation of wāhi tapu and spaces with cultural and spiritual values. This involves:

- Monitoring the health of Estate Waterways (Waitangi, Waiaruhe, Manaia rivers, Waikokopu, Te Ākauroa o te Rā, Te Wairoa - Tauranga Waka Tūturu) and requiring detailed environmental impact statements for future developments.
- Recognising that the taiao is embedded within the whakapapa and cultural landscape of the Haukāinga, where environmental protection is equivalent to cultural protection.
- Ensuring that Te Ana o Maikuku is protected, conserved, and never developed.
- Reverting logistics and communications to refer to the original Maori names of locations (Te Ana o Maikuku - Hobsons Beach).
- Identifying and acknowledging other Sites of Significance identified by Haukainga.
- Protecting wāhi tapu and sites of cultural and historical significance.
- Protecting the mauri of coastal waters.
- Recognising the importance of protecting the cultural landscape.
- Developing clear protocols if a new wāhi tapu or archaeological site is discovered or disturbed, ensuring Haukāinga are consulted in advance on any earthworks or drilling activities.



PROPOSED TIKANGA WHAKAHAERE

4. MĀTĀPONO WHAKAHAERE - KEY AREAS OF ENGAGEMENT

Environmental Management (Te Oranga o te Taiao): Future development should be measured against specific environmental considerations, balancing economic progress with climate change concerns held by the Haukāinga:

- Any clearing of indigenous vegetation will be offset by planting indigenous vegetation of the same value.
- Potential risks in subzones are to be mitigated through design or operational measures.
- Future developments should preserve existing ecosystems, protect coastal habitats and limit construction in ecologically sensitive areas.
- New buildings or structures should align with these Tikanga Whakahaere.



NĀ HEEMI KAPA-KINGI TĒNEI WHAKAAHUA

- Given the coastal nature of the Estate, future developments must account for climate change impacts, such as sea level rise and storm surges.
- Recognising the intrinsic relationship between the Haukāinga and the whenua, waterways and sites of cultural significance.



PROPOSED TIKANGA WHAKAHAERE

5. OPERATIONAL PROTOCOLS

- Protocols developed that includes consulting the Haukāinga in advance, allowing for the practice of appropriate tikanga Māori ahead of planned works, appointing an appropriate Kaitiaki to oversee activities, and ensuring works do not recommence until the Council and Haukāinga are satisfied on cultural and archaeological grounds.
- Other Environmental Management Plans with some areas of interests shared with the Haukāinga:
 - Nga Tikanga mo te Taiao o Ngati Hine, Ngati Hine Environmental Management Plan 2022;
 - Ngati Rehua Hapu Environment Management Plan 2018;
 - Mana Whakahono a Rohe - Northland Regional Council and Te Parawhau ki Tai, Te Patuharakeke and Te Runanga o Ngati Rehia.
- These Tikanga Whakahaere aim to maintain an open corridor and clear lines of communication with neighbouring hapū, with the hopes of pooling resources and developing more informed management systems.



NĀ TAMAIRA HOOK ĒNEI WHAKAAHUA



PROPOSED TIKANGA WHAKAHAERE

6. NEXT STEPS FOR IMPLEMENTATION

The proposed next steps for Haukāinga engagements, which are essential for ensuring meaningful engagement consistent with Te Tiriti o Waitangi and Council's statutory obligations, entail:

- Employing a mapping technician to combine existing maps and lead technical discussions with Haukāinga to identify further sites of significance - namely, Merata Kawharu.
- Holding series local and neighbouring hapu hui as well as Ngapuhi wide hui to set aspirations for the Estate, identify sites of significance, and confirm the Proposed Tikanga Whakahaere and the Sites of Significance Map.
- Holding a Haukāinga, WL, the Board and Council hui to launch the Map of Sites of Significance and Tikanga Whakahaere. Key people fluent in Te Reo Māori are needed to ensure holistic cultural perspectives are fully understood and integrated.



PROPOSED TIKANGA WHAKAHAERE

7. EVOLUTION OF TIKANGA WHAKAHAERE

- The proposed Tikanga Whakahaere are offered in draft. It is a starting point for wananga around aspirations, positive relationships and environmental management approaches. Not to provide this starting point would be counter-productive to the process as it offers to start the conversation, whilst accepting that there will be revisions. The Board, WL or the Haukāinga may make amendments as necessary, provided that all parties involved give their mutual agreement to any such changes.
- The proposed Tikanga Whakahaere outlines a proposed relationship between the Haukainga, Waitangi Limited and the Waitangi National Trust Board.
- The proposed Tikanga Whakahaere also depend on collaboration between WL, the Board, and the Haukainga to collectively advocate for the Council to take responsibility and allocate the necessary resources for the implementation of the next steps outlined in this document.



NĀ TAMAIRA HOOK TĒNEI WHAKAAHUA