

## NGĀTI REHUA-NGĀTIWAI KI AOTEA TRUST BOARD

### TRUSTEE'S HUI #10, 4pm Wednesday 3 July 2019 HUI A KANOHI, Auckland City Offices, 135 Albert Street CBD

#### AGENDA

1. **KARAKIA/MIHI - Tavake**
2. **Trustees In Attendance: TA, BD, VT, AE.**
3. **Apologies: Hillarey** – Who emailed today 3 July to resign and she also forwarded a Charities Services email advising that a return is due by 30 Sept.

IRD GST return & penalties paid – did she pay those and how much etc so we can reimburse or where was it from?

Trust needs to reimburse HM as per her email. [\*note need bank ac name/number]

#### **Admin Support**

BD will ask his wife Jackie for advice, contacts to get someone and advise us on this as soon as possible.

The duties of an administration support person will include co-ordinating & organising board hui, preparing agenda, taking minutes, preparing notices, managing bank accounts and Xero, paying bills, tax returns, charities returns, updating the NRWTV website, managing correspondence, hui, catering and contracts.

Have paid Storage King, 2Degrees and fees. Still \$6,000 in the operation account.

4. **Previous Meeting Minutes – 29 May 2019 Draft Board Hui #9 Minutes circulated for consideration, discussion & confirmation**

TA moved that this be accepted. Seconded by VT.

**Kua Mana. Unanimous.**

5. **Matters Arising –**
  1. **Discussion: NRNWTB Information Engagement series of hui, validation hui & AGM: Preparation – venues, dates, panui, notices, social media, resourcing/funding, delegating mahi and timeframes**

BD advised that Omaha marae was not available for 29 June hui, or the Warkworth Courthouse. He advised that Mook Hohneck wanted that information hui to be held in Rotorua where many whānau reside.

Hui 22 June in Matapouri did not proceed because we received no further advice or confirmation of venue or arrangements. Further possible dates to be discussed.

**AE:** wanted the purpose of the hui to be refined. We should look at starting again, making a new register and putting a timeframe on this. At the end of this process, then we could have an AGM.

**TA:** I did receive that email from you Aperahama, but wanted for us to discuss it as a board. The judge has directed that we develop the existing databases. I received the requested database documents from ElectionNZ yesterday. **AE** asked if all of the paperwork was in it? **TA** have not checked it yet, they just arrived yesterday and I would prefer us to view them together. **TA** was informed that the documents received contains originating documents and proxy votes and other documents held by ElectionNZ. **TA** – I do not think we can start completely afresh because of the court's orders. **AE** just has doubt - the database's integrity can be undermined if we do not have the source documents. Furthermore, if they do not have these source documents, this raises privacy issues, because if we don't have the documents, who does?

**BD:** the ElectionNZ database was used for the Treaty Settlement Ratification hui and therefore we should not interfere with it.

**VT:** the problem was that the database was that it was corrupt. ElectionNZ found it unreliable. So I agree with AE that it did not have the integrity and therefore we should start again.

**BD:** the database was not corrupt, it was the later ones. If it was corrupt, then why was it used? **TA** I thought that the Ratification mandate vote process was much earlier.

**TA:** what we need to do is go through the documents received yesterday as a board. Justice Palmer said he is concerned with the integrity of the list as well.

**AE:** the only way we can go about it without starting again, is if the people without their source documents are taken off the beneficiaries list and they re-register.

**BD** says is if you take people off the list, they have to be interviewed.

**VT:** I disagree. We need to start fresh.

**TA:** Reads the directions by the judge about the process he has ordered. The Trust needs to take reasonable steps to inform Whānau that they should contact ElectionNZ to check their own status and the status of their members on the beneficiary register, and then it must go through the appropriate processes - combined validation committee.

**AE:** the processes and the information required changed a number of times. Need to assess the material we have and that's where we start.

### **Proposal**

Trust Board hui Friday 19<sup>th</sup> July and into Saturday 20<sup>th</sup> to 3pm if necessary – for Trust Board to go through the ENZ database and originating documents now received and assess them for the next steps towards combined validation hui process. It will help us to better prepare for the series of hui. We can provide an assessment based on a careful analysis, mindful of the need to comply with the Court orders, tikanga, qualitative analysis of the application forms and the processes we need to put in place for the design of the registration and beneficiary roll validation process.

**TA** want to use trust funds for non-Auckland resident trustees' kai, travel costs, and accommodation to attend in Auckland on Fri 19 and Sat 20 July 2019.

**Resolution:** **VT** the Trust Board fund kai, travel costs and accommodation to attend Hui in Auckland on Fri 19 and Sat 20 July 2019. Seconded by **TA**.

### **Kua Mana. Unanimous.**

**TA** to report to High Court and advise our proposals, seek his endorsement and whether or not Justice Palmer wants to make further directions. Both parties to the case may well have their own views.

**Trust Board Documents, received AGM Minutes for 16 Jan 2016 AGM, seeking other Board Hui Minutes from 2014, 2015, 2016 for any information relevant to beneficiary list and validations.**

**TA:** advised Board that he had hui on the 7 June with former chair Nicola MacDonald and Mook Hohneck and their lawyer Jason Pou. We were interested to hear information which lead to understanding what had happened at the last two hui which failed, and why. Also sought copies of any further documents because the trust records, board hui minutes etc found at the Storage King unit only went to April 2014 and there was a gap from 2014-2015, 16. Received Trust Board AGM minutes from 16 Jan 2016 at the hui from Nicola.

Recalled that he had mentioned to the trustees at the 29 May Board Hui that he had been asked to hui with Nicola. **TA** had tabled that earlier correspondence with Nicola and Mook, including exchanges about the kaupapa and who was meeting, why and what Tavake wanted to get information about. Discussion of why **TA** met them and what they discussed. **AE** was disappointed that **TA** had not told the

Board in advance or since that TA had not told the Board in advance or since that TA had this hui.

**AE:** we need to have good processes and be mindful not to be influenced by their views, perspectives, without first having a chance to discuss this with me and my people.

**TA:** Advised the Board that he had advised them he intended to hui with them – he had attended in good faith, that in no way was he prejudicing any one view, nor had he the chance to get hui with the other people and parts of Ngari Rehua, but that he had been trying to for months. He will continue to do so. He will continue to look to hui with Ngati Rehua ki Aotea people wherever they are: from Matapouri, Rotorua, Omaha, Auckland and Tauranga. So that everyone can have a chance to tell their korero and Tavake will have a chance to listen to all of them. Have not formed any firm views from those hui except to repeat that TA wants to have other hui to get all perspectives to better inform the process we have. Not intending to shun any one group by meeting with another group and that this is an integral part of independent chair duties; to talk with Aotea uri. It has not been possible to hui with everyone yet and I wanted to do so properly and find out what I can. You can ask me anything at all about what was discussed. I have to talk to all relevant to people.

**VT:** concerned about Bruce's emails to the Mana Whenua Kaitiaki Forum.

**TA:** everything needs to come back to the Board. I have a casting vote where there is a deadlock. We have to be able to have confidence that the decisions that we make are not undermined to others once we have agreed on them and acted.

**AE:** we need to come to some sort of agreement that if we have a change of heart after a meeting, then we should come back to ourselves as a board first, not write to others challenging our decisions.

**VT:** would like to revoke her tautoko of Bruce being on the America's Cup Forum. TA suggests that we talk about that in another hui.

**TA:** had already sent to Rama Ormsby that BD was elected to that America's Cup Auckland City Forum. There has been no development beyond this.

## **16. Final Comments**

Tavake to report to Justice Palmer on:

1. Hillarey MacGregor resigned as a trustee by letter on 3 July 2019.
2. Trust Board's proposal for the series of information engagement hui (which hui have been 'shifted' delayed from commencing June into commencing in

July or August), and other developments, including recent receipt on 2 July of ENZ beneficiary database and originating documents. Seek to advise the Court that we as a Trust Board will meet on Fri 19 and the morning of Sat 20 July to go through all the ENZ documents, check the applications against the database list, and assess the status of each of them. We intend to then be in a position to design and prepare the next steps to carry out the engagement of Ngati Rehua uri; the information hui series, a combined validation hui and later, the AGM.

3. The four remaining trustees have set down Friday 19 July and Saturday 20 July if necessary to carry out these duties and are committed to complete this part of the work as soon as possible, so that we may advance to holding engagement hui. As a Board, we believe it important to advise the Court of Hillarey McGregor's resignation and to seek any directions the Court may have arising from this and/or submissions from either of the parties.

#### **14. Karakia Whakakapi**

Tavake – karakia 5.50pm