

*Minutes of a meeting of the Iwi Consultative Committee held in the Council Chambers, Waipa District Council Offices, 101 Bank Street, Te Awamutu on Wednesday 5 September 2007 commencing at 10.00am.*

## **1 PRESENT**

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His Worship the Mayor AD Livingston

### **Members**

Councillors – AJH Empson, DL Sharpe;  
R Brown (Pirongia), R Tuineau (Maungatautari), W Karaka (Ngati Haua),  
C Maikuku (Kaumatua), H Maniapoto (Puniu) – from item 9, G Roberts  
(Chairperson, Nga Iwi Toopu o Waipa), G Searancke (Ngati Ngawaero),  
D Walters (Kakepuku), V Ingleby (Puniu) – from item 9  
Chief Executive (JC Inglis)

### **Attendance**

Councillors – EH Barnes, GRP Webber;  
J Charman (Ngati Apakura), J Cunningham (Ngati Hikairo & Ngati  
Apakura), L Doyle (Proxy for Kakepuku & Nga Waeroa), G Ormsby  
(Environment Waikato)  
Group Manager Policy & Strategy (R McNeil), Secretary (C Plowright)

## **2 KARAKIA**

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Charlie Maikuku opened the meeting with a karakia.

## **3 APOLOGIES**

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### **RESOLVED**

7/07/27

*That apologies for absence be received from Committee Member  
Thompson and Te Takawaenga.*

G Roberts/Cr Empson

## **4 LATE ITEMS**

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It was noted that the road sign has come down on Morgans Road and needs reinstating.

## **5 CONFIRMATION OF ORDER OF MEETING**

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File: 01-89-08

Mayor Livingston welcomed Jack Cunningham who had attended the meeting for item 20 and Gannin Ormsby, from Environment Waikato, who had attended the meeting as an observer.

**RESOLVED**

7/07/28

*That the order of the meeting be confirmed.*

Cr Empson/Cr Sharpe

## **6 MINUTES OF PREVIOUS MEETINGS**

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File: 01-89-08

**Minutes of meeting held on 6 June 2007 were included in the agenda.**

**RESOLVED**

7/07/29

*That the minutes of the meeting of the Iwi Consultative Committee held on 6 June 2007, having been circulated, be taken as read and confirmed as a correct record.*

Cr Empson/Cr Sharpe

### **Matters Arising -**

#### **6.1 Road Marking**

File: 55-28-11

Committee Members were informed that a full State Highway line remark is scheduled for the summer of 2007/08. Transfield has advised that, if weather conditions allow within the next four weeks, an early mini-programme will be arranged for Te Awamutu – Kihikihi, including the Kihikihi main street.

#### **6.2 Rukuhia Hall**

File: 15-11-24

The official opening of the new Rukuhia Hall is Tuesday 11 September 2007 and Sunnah Thompson will be giving the blessing.

**6.3 Flooding Problems – Waipa River**

File: 55-08-01

Committee Member Roberts asked if this problem is being attended to. Committee Member Walters said Environment Waikato has written to Te Kopua Marae but nothing else has happened. Gannin Ormsby said he would follow up on the issue with Environment Waikato.

**6.4 Application for Resource Consent for Discharge to Land**

File: 92-03-01

It was explained that this is another issue that needs to be taken up with Environment Waikato.

**6.5 Annual Plan 2007/08**

File: 01-91-39

Committee Member Roberts asked why the reference to Trust Boards had been removed from the Iwi Consultative Committee section of the Annual Plan. Group Manager Policy and Strategy, Ross McNeil, said the reference to Trust Boards was removed from Council's policy when it was updated and so the wording in the Annual Plan is now aligned with Council's Policy.

**6.6 Orakau Battle Site**

File: 60-16-04

Committee Member Roberts said she noted from the last minutes that Council needs the names of people who can be contacted for guidance on the interpretation and development of the Orakau battle site but this request has not been made of Nga Iwi Toopu o Waipa. Project Manager – Heritage Development and Reserves Planning, Tony Roxburgh, will be reminded about this.

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**7 QUARTERLY REPORT FROM TE TAKAWAENGA**

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File: 01-84-34

**Report of Te Takawaenga dated 23 August 2007 was included in the agenda.**

**RESOLVED**

7/07/30

*That the report of Te Takawaenga dated 23 August 2007 be received.*

R Tuineau/D Walters

## **8 NGA IWI TOOPU O WAIPA BUSINESS**

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File: 62-01-01

Committee Member Roberts said there was nothing to report as most issues are being addressed by the Iwi Consultative Committee.

## **9 DRAFT ANNUAL PLAN 2007/08**

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File: 01-91-39

Group Manager Policy and Strategy, Ross McNeil said Council considered the matters raised by the Iwi Consultative Committee in relation to the draft Annual Plan and subsequently adopted the 2007/08 Annual Plan on 26 June 2007.

The Chief Executive said the Annual Report for 2006/07 has been prepared and has been submitted to the auditors for an opinion. The audited Annual Report is scheduled for adoption at the 25 September Council meeting.

[Committee Members Ingley and Maniapoto joined the meeting at 10.30am.]

In answer to a question from Committee Member Roberts, Mr McNeil said there is a requirement for submissions on the draft Annual Plan to be made in writing which is why the verbal submission from Nga Iwi Toopu o Waipa (NITOW) has not been noted in the Plan. However, as that issue was raised in the submission from the Iwi Consultative Committee it has been addressed.

Committee Member Roberts said the Annual Plan still shows a vacancy against the NITOW Chairperson despite that appointment being mentioned at an Iwi Consultative Committee meeting. It was suspected that this may have been due to a timing issue and it will be picked up in next year's Plan.

## **10 ROAD NAMING POLICY**

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File: 55-28-12

The Committee was advised that comments on the proposed Road Naming Policy have been collated and will be presented to the Policy Committee for consideration at its meeting on 10 September, prior to adoption by Council. Group Manager Policy and Strategy, Ross McNeil, said the matters raised by the Iwi Consultative Committee have been accommodated within the provisions of the Policy.

Mr McNeil said when Council's planning staff receive applications for subdivisions, where there is a road to be named and vested in Council, they will advise Nga Iwi Toopu o Waipa (NITOW) so it can consider potential names for the road early on in the process. He said that would allow NITOW to put forward names it believes are appropriate for a particular area.

Committee Member Roberts said Iwi would be concerned if Council decided to allow the use of a Maori name in an inappropriate area. Mr McNeil said the current list of potential road names has little, if any, Maori names because of those concerns. He said if a developer proposes a name Council's process would be to seek some background on the proposed name and NITOW would have the opportunity to submit an alternative name at that time.

## **11 WASTE MANAGEMENT: RECYCLING SERVICE**

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File: 92-03-01

Group Manager Policy and Strategy, Ross McNeil, said every household in the District now receives a recycling service and pays the same rate for that service (currently \$48 per annum). He said Council is looking at options for extending the service to include schools.

Committee Member Tuineau said eight out of the 17 papakaianga residents at Pohara have not received recycling bins. She said the bins were dropped off at the end of the road, which is 200 metres away from the houses, and so the residents did not see the bins delivered. Mr McNeil said staff would follow up on that.

Councillor Sharpe said it is difficult for rural residents to remember which week to put their recycling out because they receive a fortnightly collection. Mr McNeil said staff would look into that issue.

Committee Member Roberts asked if marae will receive a recycling service. Mr McNeil said Council's commitment is to households so papakaianga should already have been included where the recycling rate is being paid. He said the next group to be taken into the recycling service would be schools, kindergartens, playcentres and kohanga reo.

## **12 MAUNGATAUTARI PROJECT**

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File: 60-12-18

An update on progress with the Maungatautari Scenic Reserve Bylaw, development of criteria for the allocation of environmental protection lots and pest eradication was provided in the agenda.

Group Manager Policy and Strategy, Ross McNeil, said Council is concerned that only a low penalty is applicable, under the Reserves Act, for offences committed at the Maungatautari Reserve and those concerns have been conveyed to the Prime Minister, the Minister of Conservation and other government representatives. He said the Minister of Conservation has advised that this legislation is in the process of being reviewed and it is likely offences against bylaws would result in a maximum fine of \$5,000 when the new legislation is adopted.

In answer to a question from Committee Member Roberts, it was explained that Council is responsible for the appointment of rangers under the Maungatautari Scenic Reserve Bylaw. Suitable people are currently being sought and training will be provided before the appointments are made.

### **13 TRANSPOWER NEW ZEALAND – 400KV GRID UPGRADE PROJECT**

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File: 40-02-10

The Committee was advised that Transpower has lodged its Notice of Requirements and Resource Consents with local councils for the proposed North Island Grid Upgrade Project. Council staff are currently reviewing the information and anticipate lodging a submission in opposition to Transpower's application. Submissions close on 5 October 2007.

In answer to a question from Committee Member Roberts, the Chief Executive said the cost to Council in objecting to the proposal is already estimated to be in excess of \$60,000. He said Council is putting up a strong argument in the interests of Waipa's landscape and its residents.

Committee Member Roberts said there are cultural issues associated with the transmission lines crossing the Waikato River. Mayor Livingston said if that is something Maori feel strongly about it would be appreciated if they could raise it with Transpower.

### **14 BYLAWS REVIEW**

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File: 45-02-08

The Committee was provided with a progress updated on the Bylaws review process.

### **15 HERITAGE ISSUES**

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File: 60-16-04

The Committee was provided with a summary of heritage issues relating to Waipa peat lakes and Matakītaki Pa.

Committee Member Roberts said information relating to the cultural aspects of the peat lakes seems to be missing from Reserve Management Plans. Gannin Ormsby said Environment Waikato records that type of information in an Iwi Management Plan and it relies on Iwi to collate and provide the information.

Group Manager Policy and Strategy, Ross McNeil, said Council has decided to include a significant amount of detail about the history and heritage of reserves in some of its recent reserve management plans, although it is not a Reserves Act requirement, because it believes it adds value for that information to be documented in the Plan. He said Council intends to include that level of detail in the Peat Lake Reserve Management Plan.

## **16 KARAPIRO DOMAIN - NAME**

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File: P14150

It was explained that the Karapiro Domain Strategic Plan and Reserve Management Plan, adopted in 2005, intends that a new name be given to Karapiro Domain. The Chief Executive said use of the word "Domain" has been questioned by Council as it is old fashioned and does not reflect the activities that take place there.

The Chief Executive said five of the bigger lake user groups were asked to comment on a list of suggested names but they did not express overwhelming support for any of them. However, everyone was unanimously in agreement that "Karapiro" should be retained in the name because it is considered to be a widely recognised and respected name. Mayor Livingston said suggestions and input from the Iwi Consultative Committee would be appreciated.

Committee Member Karaka said he had no problem with the name "Lake Karapiro National Sports Centre". He said Ngati Haua has also expressed interest in using "Te Waharoa" somewhere in the area. Mayor Livingston said that was one of a number of names suggested by Maungatautari Marae, in its submission on the Reserve Management Plan, for use on walkways and roads.

Committee Member Roberts said her personal preference was not to use the word "Lake" because, from an historical perspective, Karapiro has not always been a lake. She said there are other activities at Karapiro, other than the lake, which need to be captured in the name. Committee Member Searancke said before the dam was built the significance for Karapiro would have been the river and the land.

Committee Member Maniapoto said Maori do not like tags being added to names because it changes the focus of the kaupapa. Councillor Sharpe asked if it was possible to put the emphasis on Karapiro with the rest of the name in a different style or in brackets.

Several names were suggested for the reserve formerly known as the Geck property. The Chief Executive said those suggestions would be revisited when Council considers names for the reserve but, at this stage, it still needs to decide what the reserve will be used for.

## **17 DRAFT AGREEMENT IN PRINCIPLE WITH WAIKATO-TAINUI OVER THE WAIKATO RIVER**

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File: 61-01-01

**Draft Agreement in Principle with Waikato-Tainui over the Waikato River dated 26 May 2007 and copy of presentation made to Council's Policy Committee on 13 August 2007 was included in the agenda.**

Mayor Livingston said Council intends to make a submission on the Draft Agreement in Principle and would like feedback from the Iwi Consultative Committee on matters to be included in the submission. Group Manager Policy and Strategy, Ross McNeil, said a list of issues to be raised in the submission had been included in the agenda and the Committee's feedback on those issues would be appreciated. He said, in particular, Council would be interested in the Committee's views on local Iwi representation on the various governance bodies proposed.

Committee Member Maniapoto said he agreed with the last three bullet points in the agenda and that local Iwi has already raised those issues with the Office of Treaty Settlements. However, he said the most significant issue is whether the Waipa tributaries that pass through this area are included in the area covered by the Draft Agreement. He referred to a very recent Waitangi Tribunal decision regarding Maniapoto Treaty claims, relating to land north of the Puniu River, and said that decision would have an impact on settlement of the Waikato River claim. He said the Tribunal hearings are still in the early stages, with the next judicial conference scheduled for 21 September.

### **RESOLVED**

7/07/31

*That the Iwi Consultative Committee supports the intent of the points provided in the agenda as the basis of a submission on the Draft Agreement in Principle with Waikato-Tainui over the Waikato River with the proviso that there are still issues before the Waitangi Tribunal that will affect the settlement of this Agreement.*

H Maniapoto/G Roberts

## **18 RESERVE CONTRIBUTION EXPENDITURE**

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File: 60-12-32

**Reserve Development Work Programme for 2007/08, 2008/09 and 2009/10 was included in the agenda.**

The Chief Executive said as development occurs in the District it puts pressure on existing reserves. He said Council has the ability to seek financial contributions from developers so it has funding to help protect and improve existing reserves and to create new ones. He said the work programme included in the agenda shows a list of 32 items that Council needs to put funds into over the next few years as a result of development that has taken place.

He said expenditure on areas such as Maungatautari, the Peat Lake Accord, Lake Ngaroto, indigenous vegetation, heritage protection, Te Ko Utu Park, Matakītaki Pa and reserves interpretation would be of particular interest to the Committee.

## **19 PIRONGIA VOLUNTARY RURAL FIRE FORCE – REDEVELOPMENT OF LEASE SITE, FRANKLIN STREET, PIRONGIA**

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File: P11521

**Pirongia Voluntary Rural Fire Force – Concept View of Fire Station Development – was included in the agenda.**

Plans and background material relating to the redevelopment of the property leased by the Pirongia Voluntary Rural Fire Force was provided for the Committee's information. Mayor Livingston said the proposal had been considered by the Pirongia Reserves Management Committee which has representation from Pirongia Iwi and Te Kauhanganui o Waikato.

## **20 NGATI HIKAIRO CONSULTATION**

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File: 01-89-09

**Report of Te Takawaenga dated 10 August 2007 was included in the agenda.**

Jack Cunningham said he had been sent to the meeting, as a spokesperson for Ngati Hikairo, to explain why they are asking for all resource consent applications to be sent directly to them. He spoke about the problems that have been inherited, from past decisions, in relation to Iwi boundaries not being aligned with local government

boundaries. He said this means Ngati Hikairo has interests in Waipa, Waikato, Otorohanga and Waitomo Districts and has to deal with different councils that operate independently of each other to address the issues it is concerned with. He said, for that reason, Ngati Hikairo would like direct representation with Waipa District Council in the same way that it already has with Otorohanga and Waitomo Districts and with Environment Waikato

Mayor Livingston said Council is endeavouring to have wider lines of communication and has recently spoken to the Raukuawa Trust Board about how the current process might be improved. However, he said it is not up to Council to say who it should be consulting with and that is why the Iwi Consultative Committee and Nga Iwi Toopu o Waipa (NITOW) were formed. He said consultation with those groups is working well.

In answer to a question from the Chief Executive, Mr Cunningham said resource applications should be sent to both NITOW and Ngati Hikairo for applications affecting Ngati Hikairo's interests in Waipa. He said that would not necessarily mean the two groups would provide a different answer as they would probably consult with each other in their own forums.

Committee Member Maniapoto said the issues being raised in today's discussion were addressed in the early 1990's when the Iwi Consultative Committee and NITOW were created. He said, at that time, the elders had to make some hard decisions regarding the best way to move forward, to assist Council and Iwi, and one of the hardest decisions was to confine that group to within Waipa District. He said the fact that it is still here today, and operating effectively, shows the wisdom of those decisions. He said, in his view, NITOW still provides the opportunity for Ngati Hikairo to be involved in decision-making, if it wants to, and it also recognises its right to have consultation.

Committee Member Maniapoto said local Iwi has never agreed to the identification of hapu interests on a map. He said the correct forum for further discussion on this issue is between NITOW and Ngati Hikairo and then Council can be advised on the outcome.

Mayor Livingston thanked everyone involved for the discussion and background information. He said the matter would be left for NITOW to progress.

Mayor Livingston noted that this is the last Iwi Consultative Committee meeting before the October triennial elections and the Committee would be re-appointed in the new term.

It was noted that Councillor Empson is not standing in the elections and, on behalf of Council and the Iwi Consultative Committee, he thanked Councillor

Empson for his contribution over the past 12 years. He said the new Council would look forward to working with the Iwi Consultative Committee in the new term.

The Chief Executive explained that the Committee is discharged, at the end of the current term, and re-established by a resolution of the newly elected Council.

Jack Cunningham closed the meeting with a Karakia at 1.05pm.

**CONFIRMED AS A TRUE AND ACCURATE RECORD**

**CHAIRPERSON:** \_\_\_\_\_

**DATE:** \_\_\_\_\_