

Appendix L

Iwi Engagement Strategy

September 2010 update

**WELLINGTON NORTHERN CORRIDOR
Iwi Engagement Strategy**

Plan owner:	Frank Fernandez
Implementation:	Amos Kamo (MacKays to Peka Peka) Niketi Toataua (Peka Peka to Otaki)
NZTA Responsibility:	Frank Fernandez
NZTA Accountability:	Jenny Chetwynd

CONTENTS

- 1 Context
- 2 Desired outcomes of *iwi* engagement strategy
- 3 Situational analysis/ key *iwi* stakeholders
- 4 Stakeholder profile
- 5 Identified risks
- 6 Risk mitigation
- 7 Positioning and key messages
- 8 Principles and process of *iwi* engagement
- 9 Relationship agreement with *iwi*
- 10 NZTA engagement levels/teams
- 11 NZTA Chief Executive/Board member involvement in engagement activities
- 12 Activity schedule to December 2010 period

Iwi Engagement Strategy

1 Context

Treaty of Waitangi obligations

The Treaty of Waitangi provides for the exercise of *kawanatanga* (the right of the Crown to govern) while actively protecting *tino rangatiratanga* (self determination) of *tangata whenua* with respect to their natural, physical and spiritual resources.

'*Tangata whenua*' refers to the *iwi* (tribe) or *hapu* (sub-tribe) who hold *mana whenua* (the traditional status, rights and responsibilities over a particular area in respect of their natural, physical and spiritual resources).

Resource Management Act 1991 (RMA)

All persons acting under the RMA (including applicants, councils and *tangata whenua*) must take into account the principles of the Treaty of Waitangi. Part II of the RMA contains a number of specific provisions relating to *tangata whenua* that must be considered in RMA processes:

- Sections 6(e) and 6(f) require that "the relationship of Maori and their culture and traditions with their ancestral lands, water, sites, *wahi tapu* (sacred grounds) and other *taonga* (treasures)" and "the protection of historic heritage from inappropriate subdivision, use and development" is recognised and provided for.
- Section 7(a) requires that '*kaitiakitanga*' (guardianship) is paid particular regard to.
- Section 8 requires that the principles of the Treaty of Waitangi are taken into account.

All project activities will therefore take into account both the Crown's need to adhere to the principles of the Treaty of Waitangi, and also the requirements of the RMA with respect to *tangata whenua*.

As such therefore, *iwi* stakeholders are a key stakeholder group for both the MacKays to Peka Peka expressway and Peka Peka to Otaki expressway projects.

2 Desired outcomes of *iwi* engagement strategy

The desired outcomes of the *iwi* engagement strategy are as follows:

- A focus on *whanaungatanga* (relationship building) with *iwi* so a strong bond exists between the project teams and *iwi*.
- Opportunities provided for *iwi* to participate in the project planning and development process.
- Increased awareness of *tangata whenua* values and concerns in the project teams so such values and concerns are given due and appropriate consideration in project planning and development work.

- Enhanced understanding amongst *iwi* as to the rationale and reasons for the projects.
- *Iwi* kept continually and expeditiously informed on new developments on the projects.
- Agreed methodology of engagement with *iwi* at the appropriate levels on project matters.
- *Iwi* engage with the same personnel, as best as possible, during the duration of the project.

3 Situational analysis/Key *iwi* stakeholders

The original *iwi* inhabitants on the Kapiti Coast were people from *Ngai Tara*, *Ngati Apa*, *Rangitane*, *Muaupoko* and *Ngati Kahungunu*. In the early 19th century, *iwi* from the Waikato and North Taranaki regions migrated south resulting in tribal wars and subsequent displacement of the earlier inhabitants. There were major settlements at Wainui, Whareroa and north to Otaihanga up until the mid-1800s. Although the land was covered in forest, there were numerous deep waterways that allowed for canoes to be paddled from Paekakariki to Waikanae.

Today there are four principal *iwi* groups who have asserted a level of *mana whenua/kaitiakitanga* (guardianship) in each of these local authorities and as such are the mandated Maori authorities (and key *iwi* stakeholders) to be consulted with on the MacKays to Peka Peka Expressway and Peka Peka to Otaki Expressway, and associated Resource Management Act matters.

On the MacKays to Peka Peka Expressway, the three principal *iwi* groups that maintain *manawhenua* (customary authority) in the area include *Ngati Toa Rangatira*, *Te Ati Awa ki Whakarongotai* and *Ngati Raukawa ki te Tonga*.

On the Peka Peka to Otaki Expressway, the two principal *iwi* groups that maintain *manawhenua* in the area include *Ngati Raukawa ki te Tonga* and *Maupoko*.

In addition there are various *hapu* and affiliated groups (e.g. Takamore Trust who is the guardian of the registered Takamore *waahi tapu* and Maori reservation known as the Takamore *urupa*) connected to the identified *iwi* groups as well as the *Te Whakaminenga o Kapiti*, the *iwi* engagement arm of the Kapiti Coast District Council.

	Iwi - Manawhenua	Hapu
1	Ngati Toa Rangatira	Ngati Haumia
2	Te Ati Awa ki Whakarongotai	
3	Ngāti Raukawa ki te Tonga	Ngati Huia Ngati Kapumanawawhiti Ngati Kauwhata Ngati Kikopiri Ngati Koroko Ngati Maiotaki Ngati Manomano Ngati Matakore Ngati Ngarongo Ngati Pare Ngati Pareraukawa

		Ngati Parewahawaha Ngati Pikiahuwaewae Ngati Rakau Ngati Rangatahi Ngati Takihiku Ngati Te Au Ngati Tukorehe Ngati Turanga Ngati Wehi Wehi Ngati Whakatere
	Iwi – Tangata Whenua	
1	Muaupoko	
	Other Interests	
1	Takamore Trustees	Takamore Urupa
2	Te Whakaminenga o Kapiti	
3	Otaki Racing Club	
4	Maori landowners	

Note:

1. Ngati Raukawa ki te Tonga are represented by Te Runanga o Raukawa Inc
2. Te Ati Awa ki Whakarongotai are represented by Te Runanga o Ati Awa ki Whakarongotai Inc
3. Ngati Toa Rangatira are represented by Te Runanga o Toa Rangatira Inc

4 Stakeholder profile

From a stakeholder profiling perspective, all the identified *iwi* and Maori groups have a high interest in the MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway, are key players who need to be kept informed and satisfied at all times, and all provide the greatest opportunity or threat.

5 Identified risks

The general concerns of *iwi* with respect to the MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway have been identified as likely to pertain to a lack of understanding, or adherence to, by the project team of the following:

- The principles of the Treaty of Waitangi and their application to the management of resources.
- The relationship of Maori and their culture and traditions with their ancestral lands, waters, sites, *wahi tapu* (sacred land) and other *taonga* (treasures).
- The exercise of *kaitiakitanga* (guardianship) over resources.
- The legal obligation to consult with *iwi* over project policies, plans and consent applications.

The project-specific concerns of *iwi* with respect to the the MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway have been identified as likely to pertain to the following:

- Impact on *wahi tapu* (sacred land), *urupa* (burial grounds) including accessibility to the urupa, *punawai* (waterways), archaeological sites
- Unearthing of *koiwi tangata* (human remains) or other *taonga* (treasures) of importance to *tangata whenua*.
- Possible resourcing or time constraints problems for *iwi* to meet deadlines for any required Cultural Impact Assessment reports

6 Risk mitigation

The MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway project teams will undertake the following steps to manage the identified risks and to strengthen relationships with *iwi*:

- Take into account at all times *kaitiakitanga* (guardianship) of an area in accordance with *tikanga Maori*.
- Identify resource management issues of relevance to *iwi* and endeavour to produce better environmental outcomes for *iwi*.
- Take into account, in the planning process, *iwi* relationship with ancestral lands, *punawai*, *wahi tapu* and other *taonga* as set out in the RMA.
- Advise *iwi* early in a project on all relevant matters so as to reduce bottlenecks, delays, added costs and relationship damage that can occur if *iwi* only become aware of project plans at a late stage.
- Protect objects of cultural, spiritual or historical importance during investigatory or construction work (i.e. the accidental unearthing of *koiwi tangata* or other *taonga* of importance to *iwi*) through the establishment of appropriate protocols.
- Provide *iwi*, if necessary, with all assistance (including resourcing) to produce any required Cultural Impact Assessment reports to form part of the assessment of environmental effects submitted with an application, where there are potential effects on areas or resources of known interest to *iwi*.
- Enter into relationship agreements/protocols with *iwi* so as to establish formal/informal processes for ongoing dialogue.
- Work towards allowing *iwi* participation in the project planning and development process.
- Ensure consultation with *iwi* during the pre- (regulatory) application process.

7 Positioning and key messages

From a Wellington Regional Road of National Significance (RoNS) perspective, the MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway projects will be positioned with *iwi* as per the Wellington Regional Road of National Significance (RoNS) Communications Strategy. Key messages from the Strategy will be used to position the projects accordingly.

From an individual project perspective, the MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway projects will be positioned with *iwi* as per the individual positioning and key messages outlined in the Stakeholder Management and Communications plans for such projects.

From a *whanaungatanga* (relationship building) perspective, the relationship-building initiatives outlined in Section 9 will form the basis of such engagement.

8 Principles and process of *iwi* engagement

Iwi engagement will be conducted at all times in a manner which is respectful and meets Maori cultural protocols. The principles to be adopted are as follows:

- *Kanohi ki te kanohi*: Face-to-face engagement as much as possible.
- *Kanohi kitea*: Be seen to be participating alongside *iwi*.
- Adherence to *kawa* (protocols), *tikanga* (customs) and in turn, *kapapapa* (underlying philosophy on which *tikanga* is based).
- Focus on *korero* (the spoken word).

9 Relationship agreement with *iwi*

As part of *whanaungatanga* (relationship building) with *iwi*, a Relationship Agreement will be entered into by the project teams with such groups. The Relationship Agreement will incorporate the following:

- Purpose and background to the agreement.
- Goals and roles of the parties in the agreement.
- Recognition of the Treaty of Waitangi, statutory obligations and the values and principles of the parties concerned.
- Principles to guide the relationship, processes for consultation and information sharing, the obligations and expectations of both parties, protection of sensitive information, and processes to resolve conflict.
- The procedures for involving *iwi* in the planning process.
- Procedures that will be followed when expert advice is required from *iwi* (such as a cultural impact assessment).
- The nature of resource consent applications that *iwi* can expect to be consulted on.
- Procedures for recognising *kaitiakitanga* (guardianship) in the monitoring of consent conditions.

10 NZTA engagement levels/teams

To ensure that engagement with *iwi* is at the appropriate level, engagement will be conducted at three levels.

LEVEL 1

Level 1 engagement will involve formal meetings with any of the four principal *iwi* groups on macro matters pertaining to the MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway

projects. The iwi groups are *Ngati Toa Rangatira*, *Te Ati Awa ki Whakarongotai*, *Ngati Raukawa ki te Tonga* and *Maupoko*.

Level 1 engagement will involve Regional Director (NZTA), State Highway Manager (NZTA), Project Manager (NZTA/Alliance/Opus), Iwi Cultural Advisor (Alliance/Opus), Stakeholder Manager (Alliance/Opus), Project Communications & Stakeholder Manager (NZTA).

LEVEL 2

Level 2 engagement will involve regular meetings with all of the identified *iwi* groups on project-specific matters pertaining to the MacKays to Peka Peka expressway and the Peka Peka to Otaki expressway projects.

Level 2 engagement will involve Project Manager (NZTA/Alliance/Opus), Iwi Cultural Advisor (Alliance/Opus), Stakeholder Manager (Alliance/Opus) and Project Communications & Stakeholder Manager (NZTA).

LEVEL 3

Level 3 engagement will be with Maori (land block) property owners.

Level 3 engagement will involve Property Manager (NZTA), Iwi Cultural Advisor (Alliance/Opus) and Stakeholder Manager (Alliance/Opus).

11 NZTA Chief Executive/Board member involvement in engagement activities

NZTA Chief Executive or NZTA Board members may be involved in *iwi* engagement activities but only to lend support in cases where *iwi* groups have specifically asked for a higher ranked NZTA official to meet with them.

12 Activity schedule to December 2010 period

Project	Stakeholder	Activity	Timeframe	Status
MacKays to Peka Peka	<ul style="list-style-type: none"> ♦ Ngati Toa Rangatira ♦ Te Atiawa ki Whakarongotai ♦ Takamore Trust ♦ Ngati Raukawa ki te Tonga ♦ Muaupoko ♦ Te Whakaminenga o Kapiti 	<ul style="list-style-type: none"> ♦ Provide regular briefings on project, continue relationship-building and engaging directly in lead-up to November 2010 public consultation. ♦ Formally consult on project in November 2010. ♦ Continue engaging and consultation on regulatory consent 	Ongoing	Open

		matters.		
Peka Peka to Otaki	<ul style="list-style-type: none"> ♦ Ngati Raukawa ki te Tonga (including hapu as listed below) Ngati Huia Ngati Kapumanawawhiti Ngati Kauwhata Ngati Kikopiri Ngati Koroko Ngati Maiotaki Ngati Manomano Ngati Matakore Ngati Ngarongo Ngati Pare Ngati Pareraukawa Ngati Parewahawaha Ngati Pikiahuwaewae Ngati Rakau Ngati Rangatahi Ngati Takihiku Ngati Te Au Ngati Tukorehe Ngati Turanga Ngati Wehi Wehi Ngati Whakatere ♦ Muaupoko ♦ Te Whakaminenga o Kapiti ♦ Otaki Racing Club ♦ Maori landowners 	<ul style="list-style-type: none"> ♦ Provide regular briefings on project, continue relationship-building and engaging directly in lead-up to November 2010 public consultation. ♦ Formally consult on project in November 2010. ♦ Continue engaging and consultation on regulatory consent matters. ♦ Where relevant, discuss property matters. 	Ongoing	Open