

*Te ara whakamua ā tātou*

*Our path ahead*



## **Crown/Māori Relations**

# **Summary of Submissions**







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Published by the Ministry of Justice  
2018 © Crown Copyright  
ISBN 978-0-478-32470-9 (print)  
ISBN 978-0-478-32471-6 (online)

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# Te kupu whakataki a te Minita

Tēnā koe

Ko te whakaritenga mai o te kawenga a te Hononga Karauna/Māori i te tau 2017 he tohu i te aronga o te Kāwanatanga ki te renarena i te taukaea i waenganui i te Karauna me te Māori.

I taku kōpoutanga hei Minita mō tēnei kawenga, horekau au i pīrangī ki te mahi anō i ngā hapa o mua, nōku e whakaaro ana hei aha tēnei kawenga. I pōhēhē ngā kāwanatanga o mua he mōhio rātou ki ngā mea pai mā te Māori. Ko tā ngā kāwanatanga o mua, he noho ki Pōneke tuhi ai i ngā rautaki, kātahi ka toro atu ki ngā iwi, ngā hapū me ngā whānau ki te whakamōhio atu i ā te Kāwanatanga whakataunga he aha hei painga mō rātou.

Kua kore rawa e whaihua tēnā momo tikanga.

Ko tāku kē he āta huri haere i te motu ki te pātai i ngā tāngata o Aotearoa ki ō rātou whakaaro he aha ā mātou mahi ki te whakapai ake i te hononga, he aha hoki āku kaupapa matua hei Minita mō tēnei mahi.

He whakarāpopotonga kōrero tēnei pepa o ngā kōrero i tae mai ki ōku taringa. Nāku anō te 20 o ngā hui ā-rohe i karanga, me te 12 o ngā hui ki ngā rōpū whāiti, ka mutu i hui ā-kanohi atu ki tōna 1600 o ngā tāngata. Hei tāpiri atu ki tēnā, i whiwhi hoki au i te 227 o ngā tāpaenga, ā-ipurangi mai, ā-pepa mai rānei.

Ko ēnei tikanga i whakamaumahara nei i ahau he whakahirahira, he whaihua hoki ngā reo o ngā hapori, nā, kua whakahihiko ake te wairua mō ngā āheinga kei mua i te aroaro.

Ko te kōrero i kaha rangona ko te hononga o te Karauna me te Māori he mea nui ki ngā tāngata o Aotearoa. Arā te ngākau hihiko - arā anō hoki ētehi e ngākau rangirua ana he maumahara nō te āhua o te hononga mō ngā tau 178 kua hipa ake – ka taea e tātou tēnei hononga e aro ana ki ngā hara o mua te tahuri ake, kia aro kē ki tētehi momo he hononga piripono.

Ki ahau nei ka kapia e tēnei pepa te wairua o ngā kōrero i puta, me te ngākau hihiko e haere ngātahi ana ki a ia. Heoi anō, e tutuki ai tētehi rerenga kētanga, me kaha, me hāngai pū hoki te momo kaiārahitanga – kia kore ai tātou e pōhēhē mā ngā hononga hou nō roto i ngā whakataunga Tiriti e puāwai noa mai ā haere ake nei, ki te kore tētehi e āta poipoi kia pērā.

He kawenga whakahirahira tōku mō ēnei mahi, heoi anō tē taea e au me taku kotahi. Ko te tūmanako ia ko koe hei taituarā mōku, he toa hoki mō ngā rerekētanga kei te kimihia e tātou.

Mēnā koe i whai wāhi mai ki ngā tikanga o tēnei mahi, he tae mai ki tētehi hui, he tāpae kōrero rānei, tēnā koe. Ko koe i whai wāhi mai ki te whakahoutanga o tēnei hononga. Ka mihia nuitia āu nā whakapaunga kaha ki tēnei mahi, ā ko te tūmanako ka rangona e koe tō reo i tēnei pepa.



Hon Kelvin Davis

**Minita mō te Hononga Karauna/Māori**

# Minister's foreword

Tēnā koe

The establishment of the Crown/Māori Relations portfolio in 2017 signalled the Government's intention to strengthen the relationship between Crown and Māori.

When I became the Minister, I didn't want to repeat mistakes of the past when deciding what the portfolio should do. Previous governments thought they knew what was best for Māori, sat in Wellington and wrote up a strategy, then went out to iwi, hapū and whanau and told them what Government has decided will be in their best interests.

That approach has never worked.

Instead I wanted to take the time to go around the country and ask New Zealanders what they thought we needed to do to strengthen the relationship and what they wanted my priorities as Minister to be.

This document summarises what I heard. I called 20 hui in centres across the country and held 12 smaller focus group hui, engaging with around 1600 people kano ki te kano. On top of that I received 227 written or online submissions.

The process reminded me how important and valuable local voices are, and reinforced how exciting the opportunity before us is.

The overwhelming feedback is that New Zealanders do value the Crown/Māori relationship. There is real optimism – tinged with some scepticism based on how the relationship has functioned for much of the last 178 years – that we can shift the relationship from one focused on historical grievance to one focused on true partnership.

I think this document really captures that sentiment, and the excitement that comes with it. But achieving change requires decisive and active leadership – we cannot assume the renewed relationship established by Treaty settlements will continue to flourish if nobody drives that to happen.

I have an important role in this, but I can't do it alone. I hope you will support me by also being champions of the positive change we want to see.

If you contributed to the engagement process, by attending a hui or making a submission, thank you. You have also contributed to the renewal of the relationship. I appreciate the effort you made and I hope you hear your voice in this document.



Hon Kelvin Davis  
**Minister for Crown/Māori Relations**



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# Executive Summary

## Overview of report

On 19 March 2018, the Minister for Crown/Māori Relations, Hon Kelvin Davis, launched an engagement process to get the views of New Zealanders on how the Crown/Māori relationship should be strengthened. The Minister sought feedback through hui around the country and by inviting written submissions.<sup>1</sup>

This report captures the key themes that were heard throughout the engagement process. The report emphasises submitters' voices by focusing on their own words to highlight the main issues and opportunities that were raised. The kaupapa did not lend itself to a traditional submissions summary report, which tend to paraphrase and summarise submissions.

By using submitters voices to capture the kaupapa, the report demonstrates the breadth of feedback that was received, and highlights the complexity and nuances of the Crown/Māori relationship. The report tries to reflect the range of unique insights that were provided on the key issues that people talked about.

This approach helps to register the relative importance of the issues raised. The issues and opportunities that generated a diverse range of views are likely to better reflect the relative importance of different issues than a simple count of the number of times an issue was raised.

It is not possible for the report to capture everything that was heard.<sup>2</sup> Given the breadth of the Crown/Māori relationship, it is unsurprising that the kōrero was wide-ranging. Nor is it surprising that local issues and issues close to the hearts and interests of submitters were often raised.

Therefore, the report focuses on issues and opportunities that were frequently raised, and on feedback that applies across the Crown/Māori relationship. For example, issues with individual Treaty of Waitangi settlements have not been included in this summary, but the report does include comments made in the context of specific issues that are relevant generally.

As a summary of what was heard, the report focuses on capturing the essence of feedback, rather than repeating detailed comments in full, and is not able to capture all of the many specific ideas and recommendations raised in submissions. Many submissions were very detailed with their feedback and recommendations, and will continue to be a valuable resource for the Crown.

The report is framed by six key themes heard throughout the engagement process: Partnership; Engagement; Public sector performance; Constitutional and legal issues; Māori capability and capacity; and Other portfolios.

### Partnership

A key theme of feedback was that the Crown/Māori relationship is underpinned and guided by the Treaty of Waitangi, which set up a partnership of equals. The benefits a genuine partnership between the Crown and Māori would bring to all New Zealanders were highlighted and discussed. Values and other considerations that should guide Crown/Māori partnership were proposed, and the challenges and opportunities of partnership set out.

Changes to the name and location of the portfolio were proposed to better reflect its importance. Possible functions for the Crown/Māori Relations portfolio were also proposed. Some comments felt that Crown/Māori partnership is not justified, or indeed the portfolio is unnecessary.

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<sup>1</sup> See the background section of this document for more detail about the engagement approach.

<sup>2</sup> Full notes from each regional and focus group hui can be viewed at [justice.govt.nz/crown-maori-relations](http://justice.govt.nz/crown-maori-relations).





## Engagement

Engagement by the Crown with Māori was frequently raised as an issue, along with the importance of getting engagement right. Ideas to improve engagement were put forward. These ideas included empowering Māori to meaningfully participate, and ensuring the Crown engages with the right people depending on the kaupapa of the particular issue.

## Public sector performance

People spoke about the Crown's ability to work with Māori, and focused on its lack of cultural knowledge, such as te reo Māori and tikanga, and lack of Treaty of Waitangi knowledge. The need for training and guidance across the public sector was highlighted, as was the importance of recognising the knowledge that Māori public servants bring to the public sector.

People also spoke about the importance of public servants bringing a fresh perspective to Crown/Māori relationships, and encouraging innovative ideas that work better for Māori. People also talked about the need for consistency and an 'all of Government' approach, and for better accountability and monitoring.

## Constitutional and legal issues

The need for constitutional reform was a common topic of discussion. People spoke of the importance of constitutional reform to create a durable Crown/Māori relationship. The value of a national education programme about New Zealand history and the Crown/Māori relationship was closely connected to this discussion. Proposals to improve court-based processes, and issues with post-Treaty settlement commitments, were also put forward.

## Māori capability and capacity when dealing with government

People talked about the value of Māori contributions to society, the importance of initiatives that promote cultural identity and te reo Māori, and how Māori identity and language are central to Māori success. A large focus of this kōrero was around the value rangatahi bring to the dialogue, and the importance of ensuring continued development of our youth to make meaningful contributions to the ongoing relationship.

## Other portfolios

The Crown/Māori relationship sits across Government, and for this reason people often commented on issues and opportunities that will remain the responsibility of other Government portfolios. Local government was a common theme. People talked about how improvements in a wide range of Government outcomes will be necessary to contribute to a successful Crown/Māori relationship.

## Next steps

The Crown is considering submissions and feedback heard through the engagement process as it sets the scope and priorities of the Crown/Māori Relations portfolio.

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# Part One: Partnership

## The relationship between the Crown and Māori is based on the Treaty of Waitangi

A key theme of feedback was that the Crown/Māori relationship is underpinned and guided by the Treaty of Waitangi. He Whakaputanga, the 1835 Declaration of Independence, is also considered important as a founding document that should guide the relationship.

People talked about how the Treaty of Waitangi is based on a partnership between Māori and the Crown, and therefore that the partnership needs to be honoured by the Crown. This includes recognising Māori as tangata whenua and treating Māori as equal partners in the relationship. It also means not treating Māori as stakeholders, or as equivalent to ethnic minorities.

### What the Minister heard

*[The Treaty] is the founding document of our country and although people get very emotional about it we need to examine the facts of this document, talk about it, celebrate it, teach it in our school, ensure migrants to our country understand it, and base our laws on it.*

#### Individual submission

*The premise is founded in Te Tiriti – principles of partnership, protection, participation and the right to development.*

#### Mataatua District Māori Council

*While talk of Te Tiriti may not have been common in Pākehā society and in Parliament over the past 178 years, it is constantly upheld on every Marae as the foundational relationship agreement in this land.*

#### Network Waitangi Otautahi

*Te Tiriti o Waitangi represented an agreement between the Crown and Māori chiefs to share power in some way; but exactly how was probably unclear in 1840 and remains unclear today.*

#### Te Kaunihera Māori o Te Tai Tokerau

*He Whakaputanga 1835 me Te Tiriti O Waitangi 1840 give very clear guidelines as to how the Crown must deal with Maori.*

#### Te Tiriti o Waitangi Māori Committee

*Need a conversation to honour two documents (Treaty and Whakaputanga).*

**Wānanga**

*The new ministry has a massive job to re-balance, re-calibrate almost 250 years of European colonisation and attitude and I think this will require the development of a long term sustainable strategy for promoting the founding documents of our country, He Whakaputanga and Te Tiriti through meaningful, modern and clever marketing, communications and education.*

**Individual submission**

*As equal partners under Te Tiriti o Waitangi, Te Rūnanga-a-iwi o Ngāpuhi is also an equal partner by legislative mandate. Our point is, we are not just another stakeholder.*

**Te Rūnanga-a-iwi o Ngāpuhi**

*We refuse ... to be perceived as a stakeholder.*

**Tāmanuhiri Tūtū Poroporo Trust**

*Māori are NOT just another ethnic minority.*

**Wānanga**

*Recognition of tangata whenua provides a more accurate view of rights, interests and partnership.*

**Hastings regional hui**

*Te Tiriti provides for Māori to govern things Māori.*

**Kaikohe regional hui**

*Tiriti-led institutions would encourage dialogue and lift the conversation to one of partnership. This in turn embeds Māori values and provides Māori with a 'place to stand'.*

**University Chancellors**

*The partnership iwi have is with the Crown and shouldn't be demoted to local government.*

**Hastings regional hui**

*The relationship is not with pākehā and their voice in strengthening the Crown/Māori relationship is not warranted or required.*

**Gisborne regional hui**

## Tino Rangatiranga

Many people spoke of tino rangatiranga, and its place in the Crown/Māori relationship. These discussions focused on the relationship between kawanatanga and tino rangatiranga. Allowing greater space within the Crown/Māori relationship for Māori to exercise tino rangatiranga is important.

### What the Minister heard

*The crucial element of the Treaty relationship concerns governance and co-governance between the Crown and iwi, hapū, whānau – between Kawanatanga and Rangatiranga.*

#### Individual submission

*Until the priority becomes supporting Tino Rangatiranga and establishing honourable Kawanatanga, [Treaty] breaches will not stop.*

#### Network Waitangi Otautahi

*Government are Pākehā institutions so focus should be on power sharing with hapū rather than building more Māori into government.*

#### Individual submission

*A priority for Crown/Māori Relations must be to find ways for Māori ethics on good relations to determine all Crown relations with Māori.*

*In setting up best relations between Māori and the Crown, a priority must be to find ways for all Crown officials to affirm rangatiranga (as the authority from which all other Māori ethics, including those on good relations, derive) as a cornerstone of the Treaty partnership.*

#### Te Pūtahitanga o Te Waipounamu

*It is up to iwi to determine what tino rangatiranga is in terms of the relationship.*

#### Palmerston North regional hui

# A stronger partnership between the Crown and Māori will benefit all New Zealanders

People said that the Crown and all of New Zealand would benefit from a stronger partnership between the Crown and Māori, not just Māori. Māori are capable of contributing unique strengths to achieve mutually beneficial outcomes. This fact should be recognised and promoted.

It was also noted that what is good for Māori is good for everyone and that a stronger relationship can help to overcome racial antagonism.

## What the Minister heard

*The relationships forged today will be one based on a solid foundation for the benefit of all.*

**Individual submission**

*There are a vast wealth of opportunities to be gained for Aotearoa through thinking creatively how a partnership with Māori would advance government objectives.*

**Individual submission**

*Partnership – is to partner with iwi and progress mutual interests for the advancement of New Zealand.*

**Individual submission**

*Māori have as much to offer the Crown as the reverse is true, particularly in the form of social and cultural capital.*

**Te Pūtahitanga o Te Waipounamu**

*What is good for Māori is actually good for everyone but that is a message and outcome the separatists and racists like to ignore.*

**Individual submission**

*We seek recognition as a first nations people capable of contributing significantly to the future of our country.*

**Individual submission**

*The Crown/government must demonstrate through strong and positive leadership that this unique relationship is good for all of us.*

**Individual submission**

*Change kōrero from 'what Māori cost the country' to 'what value add can be achieved by appropriately partnering with Māori'.*

**Wānanga**

*The Turning of the Tide Prevention Strategy (NZ Police) was a strong example of an agency implementing a partnership approach based programme which required reform within Government. Although focused on Māori, the strategy was also successful in reducing incarceration amongst Pākehā.*

**Human Rights Commission**

*A better and stronger active relationship between Māori and Crown is imperative to trying to sort out some of the deep seated racial antagonism between the two.*

**Individual submission**

## All New Zealanders need to be included

People also talked about how the Crown/Māori relationship extends to all New Zealanders. As the body of New Zealand's elected representatives, the Crown needs to ensure all New Zealanders are brought into the Crown/Māori relationship if it is to be successful.

### What the Minister heard

*An inclusive process will generate goodwill, mutual respect, trust and openness as you desire. Anything less will continue resentment, suspicion and fear.*

**Individual submission**

*The Crown must be seen as meaning all New Zealanders and whatever activities it undertakes must reflect the best outcomes for the nation. So balance, fairness and justice must be supreme at whatever level of engagement.*

**Individual submission**

*Focusing on weaving stronger connections between Pākehā and Māori for greater tolerance and understanding by focusing on similarities as opposed to differences.*

**Individual submission**

*More Pakeha need to be onside. Or there will be derailment.*

**Individual submission**

*Story telling a powerful tool – help Māori articulate more about what Māori want rather than just what we don't want.*

**Wānanga**

## The partnership needs to be genuine

Māori are eager to partner with the Crown if there is genuine intent, but people pointed out the historical promise of the Treaty of Waitangi has repeatedly been dishonoured, and there is therefore scepticism around the Crown's intentions.

People talked about the importance of meaningful partnership practices, and distrust in the Crown's ability to deliver on them. The two-way nature of partnership was highlighted, and the importance of partnership being based on equity. To show genuine intent, the Crown should also provide resourcing to allow Māori to participate in the relationship effectively.

### What the Minister heard

*Unless the Crown is sincere then we are once again wasting our time and creating false hope amongst our people...once again!*

**Hokio Trust**

*Partnership[s] have proven to be tokenism, only spoken about but never granted the light of day.*

**Individual submission**

*The Crown has never maintained honourable agreements with Māori, so what's to stop it from reneging on these values? I don't trust the Crown to stick to them - and I'm Pākehā. Make it so trust isn't an issue.*


**Individual submission**

*I have reservations around each Government Department simply defaulting to what they are required to do under their individual statute or whichever is easiest.*

**Individual submission**

*The Crown is required to consult with its Treaty Partner. We are concerned as to whether this consultation process is genuine, will provide positive opportunities and does not result in a 'tick box process' with a report that gets filed for future referencing.*

**Te Rūnanga-a-iwi o Ngāpuhi**



*Please don't let it just be symbolic partnership with the Crown still doing whatever they want.*

**Individual submission**

*We want the genuine Partnership that our hapū – rangatira tupuna signed up to in 1840.*

**Individual submission**

*We hope that this becomes a conversation between equals, not the Crown imposing the agenda.*

**Individual submission**

*A partnership should be one of equals and not one where a partner is deemed inferior and one superior.*

**Individual submission**

*Working in partnership means both parties exercising equal decision-making rights.*

**Taupō regional hui**

*Currently there is no equilibrium in the partnership.*

**Hastings regional hui**

*A partnership should have equal determination by both parties as to the parameters of the relationship.*

**Invercargill regional hui**

*The Crown/Māori relationship must be based on He Whakaputanga and should also be based on equity, not partnership.*

**Whangarei regional hui**

*The word 'partnership' does, of course, need work done to ensure that there is mutuality in the partnerships. Not all partnerships are beneficial to both parties.*

**Individual submission**

*The Crown should acknowledge that it holds all the cards in the Crown/Māori relationship.*

**Whangarei regional hui**


*The Crown should not act unilaterally.*

**Kaikohe regional hui**

*All the issues that have been raised won't be resolved unless the balance of power shifts.*

**Wellington regional hui**





*The relationship is difficult and must be worked through. It is currently skewed. Māori have not been able to take control of their own affairs. Real partnership is difficult when one party has such a degree of influence over the lives of the other.*

**Māori community and social organisations hui**

*Intent is displayed through actions. There are plenty of people who say all the right things but then do nothing. this stuff is difficult but not impossible.*

**Individual submission**

*If there is genuine intent on the Crown's part to work differently, Tāmanuhiri Tūtū Poroporo Trust commits to working in partnership on this but we need the Crown to be clear on its own role and functions.*

**Tāmanuhiri Tūtū Poroporo Trust**

*If iwi are to effectively support positive outcomes for their people, they need to be at the table developing policies alongside the Crown. A true partnership would also provide for equitable resourcing.*

**Palmerston North regional hui**

*Partnerships cost money, and that money needs to be budgeted for.*

**Individual submission**

## Values that should guide the partnership

People suggested a broad range of values and other considerations that should guide the development and practice of partnership, and the Crown/Māori relationship. Respect and recognition of tikanga are important, and established Treaty of Waitangi principles should be honoured. Whānau, hapū, and community-based values and practices should be emphasised. Partnership practices need to be broad and flexible.



### What the Minister heard

*Overall, the values that this project should reflect and address should primarily reflect and aim to strengthen the high level relationships between Crown and hapū and whānau, and the downstream effects of those relationships being tika, being right.*

**Northland Urban Rural Mission**

*Without a strong, trusting respectful relationship between Crown and Māori you will have no hope in meeting the aspirations of Māori or delivering to them.*

**Hokio Trust**

*It means to me that the partnership of Māori and Crown are having a relationship... for me that encompasses respect... for without respect there is no acknowledgement of the Treaty between two differing people.*

**Individual submission**

*The Crown and Iwi will act judiciously and honourably in trust and good faith towards each other as Treaty partners.*

**Individual submission**

*Partnership should be a cornerstone value for the Crown/Māori relationship – one based on equality, trust, respect and interdependence.*

**Whangarei regional hui**

*The principles of the Treaty of Waitangi are by now a well-established set of values to guide the Crown-Māori relationship. There is no need to reinvent this wheel – especially when it has been created so carefully over time.*

**Individual submission**

*Partnership is about walking side-by-side in unity.*

**Hokianga regional hui**

*Tikanga needs to be at the heart of any partnership between the Crown and Māori.*

**Wellington regional hui**

*Tikanga drives outcomes – It's agile, transformational, flexible and lasting.*

**Wellington regional hui**

*Recognition of cultural values is a necessary value in a partnership.  
Mana enhancing processes should underpin the Crown/Māori relationship.*

**BusinessNZ hui**

*For us to move forward as a nation Māori need to feel listened to and that their language and culture are accepted and validated by those in power.*

**Individual submission**

*Please help us to uphold our cultural beliefs and protect Papatuanuku me Ranginui mō te Ao.*

**Individual submission**

*The intent of biculturalism could also be a value to guide relationships – embedding this as a characteristic to be desired in Crown employees – both in hiring practices and in professional development directions.*

**Individual submission**

*Need to ensure not to just focus on transactional issues – need to be aspirational too.*

**Wānanga**

*I would love to see the Crown engaging more with Māori in positive ways that are not necessarily about “fixing problems” or designing policy ... A true partnership is not just about problem solving but about sharing good times too.*

**Individual submission**

*Whānau and hapū should not be left out of the partnership equation.*

**Gisborne regional hui**

*The values of whānau ora should be part of the relationship at this high level and underpin everything government does as they are mana enhancing real values for our people to achieve.*

**Rangitaane o Manawatu Settlement Trust / Tanenuiarangi Manawatu Inc.**

*I believe three cornerstones of good public policy – “care, community, creativity” (The NZ Project, Max Harris) inseparable and vital to a rejuvenated Crown-Māori relationship.*

**Individual submission**

*For the Crown Māori relationship to succeed, the individual relationships that collectively make up the relationship need to be supported.*

**Individual submission**

*For Māori like myself this hui ... invites every kaupapa without separation to the table.*

**Individual submission**

*This partnership needs to be applied across the spectrum.*

**Wellington regional hui**

*In my understanding the partnership will need to be extended to full and active partnership on all taonga including indigenous biodiversity, water, te reo etc. I request that this active partnership is not only active in areas with specific benefit to Māori, or directly affect Māori.*

**Individual submission**

*The relationship needs to be as flexible as possible to make use of different opportunities and situations.*

**Individual submission**

## Challenges facing the partnership

People also talked about the challenges in moving towards a meaningful, mutually beneficial, partnership. Existing regulatory frameworks, and limited opportunities to engage, constrain Māori input. Overcoming this will require rethinking Western approaches to be more accommodating of Māori ways of doing things. Other challenges included ensuring durability of the relationship across political cycles, and addressing institutional racism.

### What the Minister heard

*[Regulatory] frameworks, as they exist now, challenge our ability to assert our Rangatiratanga and the Crown's ability, to work with us, to fulfil their responsibilities under Te Tiriti, legislation, and our Deed of Settlement.*

#### **Rongowhakaata Iwi Trust**

*Policy frameworks can constrain, rather than enable, good relationships, by adding unhelpful layers of bureaucracy to the establishment of local solutions... A phobia of "setting precedents" also strongly hampered progress.*

#### **Individual submission**

*The lack of formal opportunities to contribute to the Government's programme of work makes it difficult for Māori organisations to engage which can result in claims to the Waitangi Tribunal. Active participation and ongoing engagement would assist to curb this.*

#### **Māori Women's Welfare League**

*Māori businesses and social enterprises are able to contribute relevant advice, develop responsive policies, and anticipate changes but the current government engagement model does not provide for the co-development of, and co-design, of policies and practices.*


#### **Māori business, professional and social enterprise**

*Māori operate differently from the Crown and this needs to be recognised in Crown/Māori relations work.*

#### **The Treaty Relationships Group of the Religious Society of Friends in Aotearoa (Quakers)**

*Te Pūtahitanga o Te Waipounamu highlights the challenge of measuring the success of a relationship and quantifying social value gained through joint effort.*

#### **Te Pūtahitanga o Te Waipounamu**



*Government services are generally a western construct and the services don't necessarily meet the needs of the core users. Brave changes need to occur if the essence of partnership and participation are to be achieved. It needs to be a lot better than it currently is.*

**Human Rights Commission**

*There is a need to move beyond a consultation mind set to real partnership and engagement.*

**Constitutional and legal hui**

*The Government lacks an understanding of what a partnership is.*

**Palmerston North regional hui**

*One of the challenges we currently face is Māori participation taking the wrong form, or occurring at the wrong level.*

**Te Ātiawa ki Whakarongotai Charitable Trust**

*Third parties are not always equipped with a te ao Māori context or understanding of the intent of the commitments.*

**Huntly regional hui**

*Certain government agencies had 'lost sight of the Treaty partnership (i.e. working together)' and instead focused on what they could or could not do.*

**Dunedin regional hui**

*Values must be enabled by practical, meaningful and measurable outcomes.*

**Individual submission**

*Partnership means taking care of your partner. An issue I can see are others who will attack any partnership saying that favouritism towards Māori is unfair.*

**Individual submission**

*I'm concerned that such partnership under the current constitutional model remains imbalanced: the Crown still holds the power and its willingness to work alongside Māori fluctuates with changes of government.*

**Individual submission**

*Like with any partnership, there will be ups and downs. Not everyone is going to agree all of the time and some people will feel stronger than others as to the agreed process to be used.*

**Individual submission**

*It will be difficult for the Crown to peel back layers and layers of institutionalised racism - Good will and justice must drive the policies - to ensure Māori recover.*

**Individual submission**

## Opportunities and ideas to support partnership

There were ideas about what could or should be done to foster the partnership. Some spoke of the importance of an overarching vision for the partnership. Some people talked about what frameworks might help, while others talked about the opportunity to partner Māori ways of doing things with Crown resources. Ideas like co-design and devolution were raised, and people also saw value in showcasing successful partnerships as a model for future success.

### What the Minister heard

*Vision “Ki te kore he kitenga ka mate te iwi” – invest in developing a vision for Te Ao Māori and give effect to the direction.*

#### **Māori language and education hui**

*Partner Māori values with Crown resources.*

#### **Te Pūtahitanga o Te Waipounamu**

*Empowering the exercise of tino rangatiratanga by working with Māori to identify areas where they can either co-design solutions to issues instead of being mere stakeholders ... or identify where powers can be appropriately devolved or decentralised to Māori.*

#### **Auckland Law School: Aotearoa New Zealand Centre for Indigenous Peoples and the Law**

*The Crown needs to foster and showcase successful Crown/Māori partnerships as potential models for interested groups and future initiatives.*


#### **Māori business, professional and social enterprise hui**

*For this relationship to work more effectively there needs to be an agreed shared frame of reference ... We submit that Te Tiriti o Waitangi should be that shared frame of reference.*

#### **Network Waitangi Otautahi**

*The Treaty of Waitangi and the United Nations Declaration on the Rights of Indigenous Peoples provide the basis for the relationship discussion as well as identifying pragmatic options for strengthened partnerships in the context of the Crown/Māori relationship.*

#### **Human Rights Commission**



*A key priority for the Crown/Māori Relations portfolio is to develop a Treaty based framework that will guide the Crown/Māori relationship that is co-developed with iwi/Māori.*

**Te Rūnanga o Ngāi Tahu**

*Constituting by legislation a national governance body built on the principles of Kotahitanga for Māori that includes iwi, hapū, marae and urban Māori.*

**Tairāwhiti District Māori Council**

*I think that governance of the country is the primary 'opportunity' for active partnership between the Crown and Māori.*

**Individual submission**

## **The name and placement of the portfolio must reflect the importance of the partnership**

People also discussed the name and placement of the portfolio. Some were concerned that the current name of the portfolio, and its position within the Ministry of Justice, meant it was not being given the respect it is due considering the constitutional and significant nature of the relationship.



### **What the Minister heard**

*The very name Crown/Māori Relations is not reflective of that partnership and does not acknowledge our constitutional framework underpinned by Te Tiriti o Waitangi.*

**Waikato-Tainui**


*I have some very real problems with the name Minister of Crown Māori Relations. What has happened to te Tiriti o Waitangi? Where is that in your title? We want te Tiriti to be visible, not invisible.*

**Individual submission**

*Name of portfolio – must change. Include reference to the Treaty and Whakaputanga. Should the name include partnerships instead of relationships?*

*This portfolio is extensive – need to develop something that has real mana. This must be a standalone Ministry.*

**Wānanga**



*Te Mana Motuhake – The Crown Māori Relationship Portfolio needs to exercise its Mana which is perceived to be that of a stand alone Ministry NOT under the petticoats of the Ministry of Justice. The Mana is derived from Te Tiriti which is our Founding Document. Kia uu ki te Tino Rangatiratanga o te Tiriti – we must uphold the Mana of the Treaty of Waitangi.*

**Individual submission**

*Government has chosen to place this portfolio in a minor position within the Ministry of Justice ... This is a shocking disjunction from a Government that should be wanting to honour and implement Te Tiriti o Waitangi; it seems to signal the opposite intention.*

**Northland Urban Rural Mission**

## What should the portfolio do?

People focused on the importance of the Crown/Māori Relations portfolio playing a leadership role in the public sector, and holding government agencies to account. As well as developing and implementing a better relationship between the Crown and Māori, the portfolio could be responsible for ensuring that relationship is upheld into the future.



### What the Minister heard

*Make sure that [Crown] undertakings are complied with. That means taking on an enforcement role... In addition, your new Ministry should take on responsibility for monitoring the performance and reporting for the Crown under its international treaty obligations concerning the rights of Indigenous Peoples.*

**Tairāwhiti District Māori Council**


*We expect the [portfolio] to lead government agencies and departments in better understanding and deployment of functions that recognise and provide for the relationships of Māori with our homelands and the resources we now share with people different from ourselves.*

**Te Rūnanga o Ngāti Awa**

*The Crown/Māori Relations portfolio proposal should be amended to reflect a broader and more encompassing oversight across all government departments and agencies and we do not consider that such a responsibility should sit within the Ministry of Justice.*

**Waikato-Tainui**





*We... expect you to be responsible for improving the conduct of agencies, sectors or their ministers towards Māori and kaupapa Māori.*

**Te Runanganui o Ngati Porou**

*We require the [portfolio] implement a stronger He Whakaputanga me Te Tiriti lens in monitoring and auditing compliance of Crown Entities, Government Departments and Local Government. Through this function we seek regular reporting and feedback to hapū of performance and compliance with He Whakaputanga me Te Tiriti o Waitangi.*

**Te Rūnanga o Ngati Hine**

*Attorney General is the first law officer – makes separate statements to Parliament. The CMR role could have a similar element*

**Wānanga**

*Develop a way to deal with contemporary Treaty claims.*

**Individual submission**

*Acknowledging that the portfolio needs to support the relationships the Crown has with various Māori groups, we believe that key guidance the portfolio could provide, is who to engage with in different contexts.*

**Te Ātiawa ki Whakarongotai Charitable Trust**

*CMR portfolio Minister should be the governments “driver of Te Ao Māori” – and support others Ministers when required.*

**Wānanga**

## Finalising and honouring historical claims


Many people stressed the importance of historical Treaty of Waitangi settlements being progressed, honoured, and used as a foundation to build more meaningful relationships and partnerships between the Crown and Māori.



### What the Minister heard

*Get the claims sorted ASAP. There has been plenty of negotiation already.*

**Individual submission**



*Strengthening Treaty settlements and providing mechanisms for settled iwi to build upon their settlement to reflect developments and advancements in Treaty settlements over time. A first step in this process could be to conduct an analysis of the current on-going relationship redress across all Treaty settlements.*

**Auckland Law School: Aotearoa New Zealand Centre for Indigenous Peoples and the Law**

*Waikato-Tainui expects that our settlement agreements and settlement legislation will be honoured. This means that relationships through settlements must be treated as partnerships in good faith and remain durable in a modern-day context.*

**Waikato-Tainui**

*Giving effect to commitments and initiatives in Treaty settlements often fails or is diluted when transitioned to local government.*

**Hastings regional hui**

*Monitoring of post-settlement commitments needs to be increased.*

**Wellington regional hui**

*Government agencies not implementing Treaty settlement measures that had been agreed is disappointing.*

**Taupo regional hui**

*The Post-Settlement Commitments Unit is “an awesome concept, but toothless taniwha”.*

**Whakatane regional hui**

*The integrity of Crown Apologies and redress must be protected by ensuring that no further breaches of the Treaty occur through any new or amended legislation or by any other major policy setting or arrangements.*

**Waikato-Tainui**

*Income tax exemption on all profits derived from resources returned or acquired as part of a Treaty of Waitangi Settlement. This provides greater redress for the Treaty breaches of the past.*

**Individual submission**

## Other views on the portfolio

Some people did not agree with the idea of an improved partnership between the Crown and Māori. Some saw the portfolio as unduly favouring Māori, while others disagreed with the Crown's interpretation of the Treaty of Waitangi and its principles.

### What the Minister heard

*Please commit to act reasonably, honourably and in good faith towards all New Zealanders, as citizens with the same rights.*

**Individual submission**

*The portfolio is "unnecessary given every Minister of the Crown already has an obligation to ensure the health of the Crown's relationship with Maori.*

**Individual submission**

*The aim "to have a more active partnership with Māori" is separatist, like apartheid.*

**Individual submission**

*The proposed Crown/Māori discussions are based upon false interpretation of our founding documents and history, which nowhere suggest bi-cultural partnership between the Government and Māori as our means of governing this country.*

**Individual submission**

*When you give special rights to one group, you automatically take rights away from the rest. It causes resentment, unrest, possibly conflict, due to the unfairness of it. The only successful way to run a democracy, one without discord, is to treat everyone equally.*

**Individual submission**

# Part Two: Engagement

## Consistent and coordinated engagement

People talked about issues with the current model of Crown engagement due to the breadth of issues and agencies involved, and the inconsistency in approach across agencies. Ideas were put forward as to how to improve Crown engagement, such as through the development of frameworks, the incorporation of Māori ways of doing things, and committing to ongoing relationships.

### What the Minister heard

*The government bodies are like the mythical hydra too many heads all working in different directions.*

#### Individual submission

*Government agencies needed to talk to each other better and present a united face/joined-up approach.*

#### Rotorua regional hui

*The Crown's current engagement with Māori has been a debate of inconsistency in that the Crown has not taken into account the appropriate levels being whānau, hapū, iwi in that order, as well as pan Māori and kaupapa specific groups.*

#### Te Kaunihera Māori o Te Tai Tokerau

*Engagement needs to be consistent to ensure that the relationship is strengthened which in turn will have a positive impact on policy development.*


#### Māori Women's Welfare League

*Part of getting the relationship right is ensuring consistency by the Crown, in all its faces, with Māori. Again, the Crown stands to gain in this space where it allows itself to be guided by Māori relationship management tools when relating with Māori to support cohesion and consistency within the Crown. Tikanga such as kanohi ki te kanohi and rangatira ki te rangatira are examples of Māori relationship management tools which should be applied by the Crown.*

#### Te Pūtahitanga o Te Waipounamu

*Develop an iwi/Māori engagement strategy/framework for all-of government, led by the Crown/Māori Relations Minister.*

#### Te Rūanga o Ngāi Tahu



*An opportunity exists in the medium- to long-term for the Crown/Māori Relations portfolio to help establish rules of engagement ... for all Crown/Māori relations.*

**Te Pūtahitanga o Te Waipounamu**

*A national framework setting out minimum standards (but explicitly encouraging engagement) might be useful for holding recalcitrant government agencies and leaders to account.*

**Individual submission**

*The quality and quantity of the behaviours and resulting engagements should be guided, monitored over time and measured against a framework.*

**Individual submission**

*The changing business landscape and ways in which Māori participate needs an agile model of engagement from government.*

**Māori business, professional and social enterprise**

*Success will also be achieved if there is ongoing engagement and consultation throughout the process.*

**University Chancellors'**

*For both the Crown and Iwi, the way we work is as important as what we work on. For example, this involves a commitment to early engagement and an ongoing trusting relationship.*

**Individual submission**

*Commitment that partnership is ongoing in the future.*

**Wānanga**

## Empowering iwi/Māori to participate effectively

People talking about engagement with Māori also focused on the importance of empowering meaningful participation by iwi and Māori in decision-making. Ideas included helping build Māori capability, employing Māori ways of doing things, having a better understanding of Māori ways of organising, and giving Māori the time and resources to engage meaningfully.

### What the Minister heard

*We support the overall purpose of the Crown/Māori Relations portfolio to the extent that it implements Māori ways of facilitating good relationships and spreads the utilisation of Māori relationship management tools through government.*

#### **Te Pūtahitanga o Te Waipounamu**

*Engaging in ways that make sense culturally to Māori and with clear guidelines for Māori as to where to go to engage.*

#### **The Treaty Relationships Group of the Religious Society of Friends in Aotearoa (Quakers)**

*Recognising Māori data sovereignty. The issue of data is going to be a major issue for Māori moving into the future. Input into the collection of data by the Crown, having access to their own data, and building capacity around data interpretation is vital for iwi to design and target strategies and solutions going forward. This is a developing area that the Crown-Māori relations portfolio could take a lead in advancing.*

#### **Auckland Law School: Aotearoa New Zealand Centre for Indigenous Peoples and the Law**

*Much of the work of Māori entities currently involves attempting to keep the Crown accountable. However, if the Crown had its own internal mechanisms for doing this, this would free up Māori capacity and capability to progress collaboration with the Crown on matters of mutual benefit.*

#### **Te Atiawa ki Whakarongotai Charitable Trust**

*We would like to signal the need for the Crown to co-invest with us, in building our capability and capacity to proactively and constructively engage.*

#### **Rongowhakaata Iwi Trust**

*Iwi need capacity building through processes that are unfettered, there's always too much control at the Crown end.*

#### **Individual submission**

*Government should support with resourcing an entire ecosystem that moves this away from being business as usual.*

**Wānanga**

*Providing the ability for Te Rūnanga-ā-iwi o Ngāpuhi and Ngāpuhi to participate and engage in policy decision-making before going out for consultation.*

**Ngāpuhi.**

*There are two key areas where the ability for Māori to participate is problematic: capability and capacity, and integration of Māori values into a Western-centric system.*

*The ability of iwi and/or hapū to partake in meaningful consultation is compromised because they are not on an equal footing with other parties in terms of information, expertise, and availability.*

*While there is improving recognition of Te Ao Māori in statutory documents and processes, it largely remains at a high level... In many cases, the job of translating Māori values and outcomes into statutory documents and processes is undertaken by the local or central government agency responsible for the document... There is a significant opportunity for Māori to be empowered with the expertise and tools to be able to undertake this translation and interpretation themselves.*

*Investing in supporting Māori capability and capacity to undertake meaningful engagement in relation to the management of the environment will help to ensure that the Crown understands and meets its Treaty and Treaty settlement obligations, and facilitate a stronger and more engaged relationship between the Government and Māori.*

**Individual submission**

*Engagement needs to be meaningful and upfront and allow for the recognition of Māori contemporary and traditional social structures.*

**Auckland regional hui**

*We ... need your support to help to address our concerns with Māori health workforce capability and capacity issues.*

*We strongly advocate for recognition of the extremely significant and traditional role of Māori women as protectors of te whare tangata (the house of humanity), protectors of the whenua (the land), as wahine toa (the warriors), as nurturers, as carers and organisers of whānau, hapū and iwi and future generations which is often undermined, devalued or marginalised in legislation.*

**Te Rūnanga o Aotearoa, New Zealand Nurses Organisation**

*There is a need for a clearer legal point of view around Māori organisations to acknowledge their status.*

**Individual submission**

*When engaging the Government need to be mindful of challenges within communities and target engagement according to the community priorities and how they identify themselves.*

**University Chancellors'**

## Who the Crown should engage with on particular issues

Many people had thoughts on the question of who the Crown should engage with on particular issues. Some people highlighted the importance of giving hapū, whānau and rangatahi a voice, while others spoke of the importance of honouring Māori organisations with various mandates to represent Māori. Some were concerned the portfolio might undermine the right of existing mandated groups to represent their members.

Some people questioned the ability of iwi and iwi groupings to adequately represent local or hapū positions, while others recognised the importance of engaging at the national level with appropriate national groupings.

People also thought the Crown should work with a wide range of Māori, including locally, regionally or nationally, depending on the kaupapa.

### What the Minister heard

*Proper and greater recognition by 'The Crown' of hapuu Māori, not just Crown mandated iwi. Hapuu are recognised in 'Te Tiriti o Waitangi' and iwi are not.*

**Individual submission**

*You need to ensure that hapū leaders are consulted.*

**Individual submission**

*If you engage at national or regional level there goes any hope of proper outcomes as the money is sucked up by those above and leaves those at local level frustrated angry with no options.*

**Individual submission**

*It's not worth trying do relationship if they're not going to decentralise and work with hapū and mana whenua. Otherwise they're just saying "we want to work with Māori, but only as long as you do it our way.*

**Individual submission**

*Local and regional engagement should be the powerhouse of engagement, discussion and decision-making. These are where issues and needs are far better understood.*

**Individual submission**



*You need to start at the local level, with the tangata whenua, and ensure they are supported and that the Crown is held to account. Regional will just create further conflict and division between the various Iwi in our region.*

**Hokio Trust**

*Whānau and hapū levels [of engagement] could be implemented better as this is the true face of Māori.*

**Individual submission**

*Encourage the engagement of displaced productive whānau.*

**Individual submission**

*There is never relevance for Māori to speak or be active on a scale larger than their individual rohe.*

**Individual submission**

*The Crown engages with iwi and hapū, but it does not engage with whānau. Engagement with whānau is important along with engagement with key Māori organisations too (like FOMA, Māori Women's Welfare League etc).*

**Nelson regional hui**

*Need to ensure that rangatahi feel included in central and local government engagement processes, including rangatahi who don't speak te reo Māori or affiliate to a marae.*

**Rotorua regional hui**

*Younger people need to be represented, after all they will inherit the system.*

**Individual submission**

*Invest government time and energy into individuals and or organisations that have the drive, energy and skills to make a meaningful difference to whanau and communities.*

**Individual submission**

*It is vital that the people really living Crown-Māori relationships, who know their area and their people, have the flexibility to set up local solutions and institutional arrangements that work for them.*

**Individual submission**

*Create occasions for our Māori organisations to come together to inform the way forward but ensure iwi authorities are always invited to participate because we are an integral part of Māori society ... mandated and better equipped (though fostering our capacity is required), to better enable the coming together of our iwi, hapū and uri.*

**Te Rūnanga o Ngāti Awa**

*We are very concerned that the Crown-Māori relationship portfolio questions, perhaps inadvertently, the validity of the mandate that Tāmanuhiri Tūtū Poroporo Trust has to represent the collective interest of its iwi members.*

**Tāmanuhiri Tūtū Poroporo Trust**

*All iwi need to have an equal say. Often it's the big iwi who get listened to and the smaller iwi are left to fend for the crumbs when it's actually them who need to be assisted more to build their capacity.*

**Rangitaane o Manawatu Settlement Trust / Tanenuiarangi Manawatu Inc.**

*Work with our University Student reps. They are our future. Work with gangs. They'll reach the prisons more effectively. They'll reach the streets. They'll have culture as focus.*

**Group of individuals submission**

*Mongrel Mob in Waikato want to be able to work with Government to design and create initiatives together, particularly where the Government is working on things that directly affect our families whom are affiliated to any gangs or that are supposed to bring a specific benefit to whanau affiliated to gangs.*

**Mongrel Mob Waikato Kingdom**

*There are many places we feel the crown could work with a wider audience of Māori to gain a better overall view of the feelings of Māori.*

**Te Kohanga Reo o Te Awhina**

*Although cumbersome and costly, Crown / Māori relationships should operate at ALL levels.*

**Individual submission**

*I think that there should also be specific relationships set up for specific purposes.*


**Individual submission**

*There should be a national strategy but then opportunities to engage should be open to any group that meets pre-determined criteria. Then if they are achieving should be supported by support to build capability.*

**Individual submission**

*This government needs to thread a new pathway towards national level discussions with Māori. The subsidiarity principle should operate so that consultations and decisions are made at the lowest level of hierarchies compatible with sound policy-making. I would urge a preference towards local solutions with hapū/whānau as a starting point in many instances; and particular care to deal with the Post-Settlement Governance Entities of those iwi who have settled historical claims as the next appropriate level; and less emphasis on national consultations leading to 'consultation fatigue' in numerous hui around the country.*

**Individual submission**



*Many speakers noted that the Crown needs to understand that Crown/Māori relations are not homogenous. The Crown interacts with Māori as individuals, whānau, hapū and business owners.*

**Hokianga regional hui**

*Agreements made with the wrong, or too few parties are likely to run into issues, but it is very problematic for the Crown to adjudicate matters of internal Māori governance. What the Crown can do is invest time into getting to know something of the internal politics in communities (and hire people who understand local communities), to help create fair and functioning relationships.*

**Individual submission**

*Engagement should be at least with anyone affected in any way.*

**The Treaty Relationships Group of the Religious Society of Friends in Aotearoa (Quakers)**

*A large format, national hui forum/taumata must be established to address all discussion topics and provide cultural oversight, recommend high level policies which in turn guide tangata whenua at local and regional levels in their participation with the Crown.*

**Individual submission**

*Ultimately, who is best engaged with on any particular matter must be decided by Māori, not the Crown.*

**Individual submission**

*PLEASE develop a process where all New Zealanders are engaged and get a whole involvement moving into the future.*

**Individual submission**

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# Part Three: Public sector performance

## Improving the Crown's capability to work effectively with Māori

People talked about the Crown's ability to work with Māori, and focused on the lack of cultural knowledge, such as te reo Māori and tikanga, within Crown organisations. People also noted the Crown's limited understanding of the Treaty of Waitangi and what it means in practice.

To improve the Crown's capability, people suggested training and guidance across the public sector, including to address institutional racism and unconscious bias. They also spoke of the importance of recognising and respecting the cultural and Treaty of Waitangi knowledge that Māori public servants already bring to the public sector.

### What the Minister heard

*I am optimistic that this portfolio will have a positive effect on improving the relationship but I do not feel confident that it will have any great effect if there are not serious measures put in place to lift public sector capability.*

**Individual submission**

*Lifting public sector performance is essential, because partnership cannot be achieved without a collective understanding.*

**Human Rights Commission**

*Central and local government lack cultural competence and a te ao Māori view which has a corresponding impact on their ability to understand the problems/issues and develop solutions.*

**Whanganui regional hui**

*Agencies are unable to engage with Māori if they lack cultural capability and ability to communicate in te reo Māori.*

**Hastings regional hui**

*The government needs to upskill on tikanga and te reo Māori, and to understand how to deal with Treaty and Māori issues and Treaty settlement obligations.*

**Rotorua regional hui**

*Cultural competency of the public service needs to significantly increase.*

**Māori Language and Education focus group**

*The government needs to put in place programmes to ensure that the cultural competency of officials significantly increases.*

**Christchurch regional hui**

*Remarkable general lack of knowledge and understanding about Māori world in state sector – increase that knowledge by activating parts of sector where it is working e.g. Te Papa – could assist other parts of state sector to grow – could be a hub.*

**Wānanga**

*I totally agree with lifting public sector performance, I would also add lifting Ministerial performance to better respond to Maori issues.*

**Individual submission**

*We see a need for the Crown to recognise and provide for the integrated environmental, economic and social values held by Māori, and to promote an understanding of those broad values across government.*

**Te Ātiawa ki Whakarongotai Charitable Trust**

*Local government to build tikanga and te reo Māori capability and capacity within their organisations. It was requested that nationally consistent frameworks and guidelines are developed to help local government become more adept.*

**Local Government New Zealand**

*Crown attitudes to whānau need to change.*

**Individual submission**

*The Crown is essentially Pākehā based. Their concern is Sovereignty decision-making which means that Māori and Tikanga are rarely featured in everyday operations or relationships.*

**Individual submission**

*The NZ Public Service should be bilingual.*

**Individual submission**

*It is essential that all New Zealand and overseas registered health professionals are required to complete any bicultural training before working with Māori.*

**Te Rūnanga o Aotearoa, New Zealand Nurses Organisation**

*Inside prisons, the relevant officials do not understand how to deal with Māori and are not culturally competent (i.e. have limited or no knowledge of tikanga and te reo Māori).*

**Kaikohe regional hui**

*Public servants need to work with Māori in a culturally appropriate way. Officials cultural competency needs to increase. Relationships with iwi need to be by the right people, at the right level.*

**Nelson regional hui**

*The intent of biculturalism could also be a value to guide relationships – embedding this as a characteristic to be desired in Crown employees... All Crown agencies, and especially those that work closely with Māori, should be actively fostering Te Reo and tikanga in their daily workplace cultures.*

**Individual submission**

*My experience is knowledge, skills and nous in relation to applying the Treaty to policy or government activity or even engaging with Māori is fairly low across the public sector. But this kind of activity should be happening regardless of the Crown Māori relationship activity. As Māori I would expect the crown to be doing this because it is core business.*

**Individual submission**

*Develop an all of government Crown/Māori relationship capability programme(s), led and monitored by the State Services Commission*

**Te Rūanga o Ngāi Tahu**

*State Services Commission to ensure Māori representation at board level for Government Departments.*

**Individual submission**

*Given the tertiary education system has a set percentage for placement of Māori students ... is this something that should be discussed as an option for employment in some industries such as Public Sector? ... I read in an Australian publication that Aboriginality is a genuine qualification and is authorized under Section 14 of the Anti-Discrimination Act of 1977.*

**Individual submission**

*Conducting an audit of each Ministry that identifies the current relationship that the Ministry has with Māori, how that Ministry and its associated statutory frameworks reflects the Treaty and steps that could be taken that would better implement the Treaty relationship.*

**Auckland Law School: Aotearoa New Zealand Centre for Indigenous Peoples and the Law**

*Prerequisite for state sector managers and leaders KPI's around Treaty of Waitangi, Treaty partnership relationships. How will you drive this across the whole state sector.*

**Individual submission**

*There needs to be training on the Treaty of Waitangi and why this is essential.*

**Individual submission**

*To be effective when dealing with Ngāpuhi, government agencies require training and development in Ngāpuhi tikanga, Te Tiriti o Waitangi to enable better outcomes for our Ngāpuhi people.*

**Te Rūnanga-a-iwi o Ngāpuhi**

*Unconscious bias training would also be of assistance for all government officials (both head office and front-line staff).*

**Taupō regional hui**

*Institutional racism is apparent within the government sector and this needs to be resolved.*

**Whakatāne regional hui**

*Key skill for public servants is: bravery – other skills will come.*

*Just having a “cultural advisor” is a lazy response.*

**Wānanga**

## Joined-up and innovative policies, practices and services

People wanted public servants to bring a fresh perspective to Crown/Māori relationships, and encourage innovative ideas. The public service needs to work together better, include local voices, and support services that work for Māori.

People also mentioned the importance of providing better access for Māori to data which will help develop effective infrastructure and governance to address issues.

### What the Minister heard

*innovative ideas need to be encouraged by open, connected and accountable local, regional and central government with a common broad purpose. Many innovations in thinking on a range of social, cultural, environmental, sustainable energy and related issues are best developed at grassroots levels alongside tangata whenua/mana whenua innovations.*

**Network Waitangi Otautahi**

*Māori are constantly battling officials. To strengthen the relationship, officials need to come with a refreshed view, be collaborative and solution focused. This may require new officials with new skillsets.*

**Huntly regional hui**

*Less red tape which slows processes down immensely.*

**Individual submission**

*There needs to be greater intersectoral collaboration. Presently government still works a lot in silos and often compete against each other.*

**Rangitaane o Manawatu Settlement Trust / Tanenuiarangi Manawatu Inc.**

*I agree strongly about working practically together. This is going to be a big ask as historically the culture of government organisations and officials has not enabled this where Ministries have been incredibly siloed and have actively worked against each other in practice.*

**Individual submission**

*Crown agencies should as a matter of course co-create, collaborate and partner with iwi/hapū/Māori on issues such as poverty, housing, education.*

**Hokianga regional hui**

*If there is genuine intent on the Crowns part to work differently, Te Rūnanga-a-iwi o Ngāpuhi gives an undertaking to find those ways through together.*

**Te Rūnanga-a-iwi o Ngāpuhi**

*Each agency should know how to relate to Māori (turn mirror on selves) – and then each Ministry should “dream what the relationship could look like”.*

**Wānanga**

*Crown attitudes to whānau need to change.*

**Individual submission**

*There is a lack of confidence in the development of policy by government particularly where the use of Ngāpuhi data enables the creation of funding policies for government agencies to deliver programmes and services to Ngāpuhi.*

**Te Rūnanga-a-iwi o Ngāpuhi**

*Need to set up better data infrastructure to measure what matters to Māori – recognising that not everything that matters can be counted – but generally – “what you can measure you can manage”.*

**Wānanga**

*Negotiation of contracts need to be just that. Most times it’s the Crown saying this is what we want you to do and there’s no room for real innovation and kaupapa Māori approaches.*

**Rangitaane o Manawatu Settlement Trust / Tanenuiarangi Manawatu Inc.**



## Monitoring and accountability

A strong relationship requires a commitment from both parties to ensure the relationship, and the principles and values which underpin it, continues to be upheld. To this end, people suggested ways in which the relationship could be monitored and the parties, especially Crown agencies, could be held to account.

### What the Minister heard

*The new portfolio will have an important role in monitoring how the Crown is performing in those tasks and how Māori providers fit into the implementation of Crown policies.*

**Individual submission**

*Monitor and ensure Government behaviour, decisions, actions and laws do not remove or diminish resources given back to Māori in the Treaty settlements process.*

**Individual submission**

*Monitor the delivery of services through the public service - CEO's need to be checked that their agency is delivering what it says it will deliver.*

**Individual submission**

*The Minister needs to set up a monitoring and enforcement programme to ensure we hold the Crown to its many promises.*

**Hokio Trust**

*Audit of Treaty Partners ... undertaken by Māori judges involved in the Waitangi Tribunal process*


**Individual submission**

*Establish one Māori evaluation service that oversees how govt departments engage and serve Maori.*

**Individual submission**

*Ensure all crown agencies including ministries and departments, have strategies and policies to ensure that they are engaging with Māori, must report back to the Crown how they are engaging with Māori and are for example how they are actively implementing the Governments Māori language strategy.*

**Individual submission**



*It is difficult to see how the health of the relationship can be objectively measured given the proposed Crown-Māori relations portfolio would be responsible for monitoring itself. It is unclear who will carry out a 'health check' of the relationship, and what measures or indicators will be used to determine 'health status'.*

**Individual submission**

*Crown appointment standards could be adjusted to include not just financial accountability but also understanding of equity issues etc.*

**Wānanga**

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# Part Four: Constitutional, legal and post-Treaty of Waitangi settlement issues

## Constitutional reform

The need for constitutional reform was a common topic of discussion. People spoke of the importance of constitutional reform to ensure a durable Crown/Māori relationship. A number of ideas that would contribute to constitutional reform were proposed and people suggested possible changes to New Zealand's current constitutional framework.



### What the Minister heard

*Constitutional reform needs to be progressed – firmly putting Te Tiriti at the centre of the NZ constitution.*

#### Thames regional hui

*Constitutional issues important – partly because governments can change every 3 years – and forget. While Māori remember, officials forget.*

#### Wānanga

*The current constitutional status of Te Tiriti is unsatisfactory. Constitutional change that better honours and recognises Te Tiriti needs to occur. Until such time the legitimacy and authority of the New Zealand state is questionable.*

#### Auckland Law School: Aotearoa New Zealand Centre for Indigenous Peoples and the Law

*Constitutional reform is required to better reflect the Treaty as being the basis of the Crown/Māori relationship.*

#### Human Rights Commission

*Government needs a strong Treaty-based conceptual framework for what it is trying to do, including clarifying the constitutional position of the Treaty.*

#### Constitutional and Legal focus group

*The next lot of priorities should include ... reigniting the constitutional debate, with the goal of making significant progress toward constitutional reform before the next electoral cycle.*

*If a commitment to give effect to the Treaty Partnership is not a core tenant of how the nation is governed, then there is unlikely to be truly substantive progress in Crown/Māori Relations. The Treaty relationship should not be beholden to the electoral cycle of either central or local body politics, it must be entrenched in both.*

#### **Te Rūnanga o Ngāi Tahu**

*Enduring policies must be constitutional and need to be legislated as such to ensure that changing government would have difficulty in repealing such legislation and/or kaupapa that are working for Māori.*

#### **Te Kaunihera Māori o Te Tai Tokerau**

*Strengthening the constitutional importance of Te Tiriti would avoid changes in the Crown intent for the relationship between successive governments. He Whakaputanga and Te Tiriti need to be woven in to the fabric of constitution.*

#### **Kaitia regional hui**

*We consider that the Crown will achieve [future-proofing the place of Te Tiriti o Waitangi in the 21st century] by recognising our founding document within a formally codified Constitution for Aotearoa, protecting its status while transitioning the systems, functions and ministries of government toward this new constitutional structure and post-Treaty Constitution landscape.*

#### **Waikato-Tainui**

*A Te Tiriti Commission be set up to audit legislation before it is passed into law.*

#### **Whangarei Labour Party and Green Party**

*Te Komihana Whakahoanga – A Reconciliation Commission to be established – Its Charter to be developed by both Māori and Crown as equal partners.*

#### **Individual submission**

*I propose that the Minister for Crown Māori Relations include in his portfolio the important kaupapa of constitutional reform in Aotearoa/New Zealand, in particular, the implications of a directly elected Māori Head of State.*

#### **Individual submission**

*There is though, a need for Māori to have a voice to carry their questions in unrestrained fashion. So my suggestion lies in the realm of a Māori Issues Commissioner as a conduit for the questions lodged/asked. The role is purely one of advocacy.*

#### **Individual submission**

*Non-Māori should not be able to vote on issues that directly and specifically affect Māori e.g the Māori seats*

#### **Individual submission**



## National education on New Zealand history and the Treaty of Waitangi

People talked about the value and importance of national education programmes about New Zealand history, and the Crown/Māori relationship. For the relationship to flourish, people need to be aware of the Crown/Māori history and where we have come from. Better knowledge of the Treaty of Waitangi and its principles would also support a stronger relationship. Not everyone was convinced education was the answer.



### What the Minister heard

*There is an issue with the lack of education on New Zealand history, Treaty of Waitangi, Te Tiriti o Waitangi in primary and secondary schools – and this needs to change.*

#### **Māori language and education focus group**

*We need government to act by causing education instruments to teach our shared history and focus attention on the indigeneity of the Māori people so that everyone can understand that Crown Māori relations is not about race-based preferential treatment, but it is recognition that the people who were here before European colonisation occurred are important to New Zealand's future because it is this country's unique cultural heritage.*

#### **Te Rūnanga o Ngāti Awa**

*If all New Zealanders actually knew their own past the goals aimed for here would be achieved much more quickly.*

#### **Individual submission**

*New Zealand history in schools is a priority so we can move forward with a mutual understanding of our shared history.*


#### **Gisborne regional hui**

*I believe education is the only way to change hearts and minds and that it takes government will to bring that into being.*

#### **Individual submission**

*The Government needs to establish a programme of public education on New Zealand history, Māori history and Te Tiriti o Waitangi.*

#### **Constitutional and Legal focus group**



*Make teaching New Zealand Land Wars compulsory in schools in the way that Te Tiriti O Waitangi is compulsory. Teaching one without the other doesn't honour or confront our history warts and all... Enlightenment comes from turmoil.*

**Central North Island Social Sciences Association**

*Tātou tātou beats majority rule. We beats Me. Wairua wins all. If Maori is compulsory in schools true NZers will be developed.*

**Individual submission**

*If every child gets taught Māori from a young age they will grow up being open to, and understanding, te ao Māori a lot more.*

**Individual submission**

*The story of Pākehātanga should be written by Māori – get away from view that Pākehā are “normal” and Māori are “exotic”.*

**Wānanga**

*[A Te Tiriti Commission] should have sufficient resources to research and educate the NZ public about our history and te Tiriti, and to manage constitutional discussions.*

**Whangarei Labour Party and Green Party**

*It is crucial that New Zealanders are taught NZ history before they reach university.*

**Invercargill regional hui**

*The most efficient way to educate society is to make te reo Māori compulsory in primary and secondary schools.*

**Aotea and Porirua College Students focus group**

*The Crown should protect te reo and encourage its use by public servants and all New Zealanders.*

**Whangarei regional hui**

*My wish for my mokopuna are... A good education where our countries own history is taught to our tamariki.*

**Individual submission**

*NOT EDUCATION. Too often do we expect education to teach political ideas that we are left with a leftist echo chamber.*

**Individual submission**



## Considering the Treaty of Waitangi in light of the United Nations Declaration on the Rights of Indigenous Peoples

The United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) is also relevant to the Crown/Māori relationship. People suggested ways in which UNDRIP could be given more prominence in New Zealand, and highlighted the importance of ensuring domestic laws are consistent with both UNDRIP and the Treaty of Waitangi.



### What the Minister heard

*Ensure that domestic laws are consistent with New Zealand's international commitments under the United Nations Declaration of the Rights of Indigenous Peoples.*

**Auckland Law School: Aotearoa New Zealand Centre for Indigenous Peoples and the Law**

*We suggest [amendments record] the importance of Te Tiriti to our constitutional arrangements and acknowledge that the UN Declaration on the Rights of Indigenous Peoples elaborates further detail of what the Treaty should mean in the 21st century.*

**Tairāwhiti District Māori Council**

*[The United Nations Declaration on the rights of Indigenous Peoples] would understandably mean that Te Tiriti o Waitangi 1840 does and must take precedence over the English version.*

**Individual submission**

*The United Nations Declaration on the Rights of Indigenous Peoples also provides a strong platform for the Crown/Māori relationship and should be incorporated.*

**Palmerston North regional hui**

*The Treaty of Waitangi and the United Nations Declaration on the Rights of Indigenous Peoples provide a basis for the relationship discussion as well as identifying pragmatic options for strengthened partnerships in the context of the Crown/Māori relationship.*

**Human Rights Commission**

*The government also needs to take greater responsibility for measuring itself against the United Nations Declaration on the Rights of Indigenous People.*

**Huntly regional hui**

## **Stronger legal avenues, and making it easier to access them**

People talked about court-based processes, and how there was a need for more support to access them. The burden and cost of traversing legal avenues is an issue that needs to be addressed. Some people also consider the Waitangi Tribunal's powers should be strengthened.

### **What the Minister heard**

*Kaupapa Inquiries need to have claimant funding wrapped around this kaupapa.*

#### **Individual submission**

*Amendment should require giving the Waitangi Tribunal binding powers to require the Crown to implement its recommendations where it upholds claims that come before it.*

*Our people need access to resourcing for research, mandating and legal aid to ensure that they have access to justice in terms of their claims to the foreshore and seabed.*

#### **Tairāwhiti District Māori Council**


*When we have a problem with the Crown breaching te Tiriti, why do we not have the rights that every other citizen of NZ has of access to Legal Aid for civil cases.*

#### **Individual submission**

*It is suggested that a better process is implemented for addressing new Crown Treaty breaches. For example this process might include: expanding the binding recommendation powers of the Tribunal; requiring compulsory responses from Ministers; and/or Tribunal recommendations being referred directly to a Select Committee. An initial review of the Waitangi Tribunal, with a specific view to ensuring the Tribunal is fit for purpose in a post-Treaty settlement era, might be the first step in this process.*

**Auckland Law School: Aotearoa New Zealand Centre for Indigenous Peoples and the Law**





*Continued legal challenges are essential to progressing Māori position within the future of NZ. Resourcing for Māori to pursue these challenges remains a large hurdle for many many worthy cases.*

**Individual submission**

*Move away from suing each other – why not go to courts together and seek declaratory judgments?*

*Need to consider future of Waitangi Tribunal – should it be reworked as a Treaty of Waitangi Commission?*

**Wānanga**

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# Part Five: Māori capability and capacity

## Recognition of the value Māori bring to society

Numerous people pointed out that Māori contributions are often undervalued, or restricted to 'Māori-specific' issues. Māori have the capability for good decision-making, and Māori contributions should be actively valued and positively reframed.



### What the Minister heard

*As a Treaty partner we are not recognised as good managers and policy makers, but restricted to 'Māori' topics, like Māori language, Te Reo Māori, Tikanga.*

#### Individual submission

*We want to be recognised as a host nation with capability and values that provide for sustainability and good decision-making where propositions that may affect our wellbeing and the sustainability of our homelands and estates, and the evolution of our values, relationships, customs, heritage and traditions as the indigenous people of this place are brought to question.*

#### Te Rūnanga o Ngāti Awa

*The Crown needs to actively value Māori participation (because by the Crown's previous actions – it didn't).*

#### Hokianga regional hui

*The Crown needs to act like a partner rather than a dictator. This means making sure the other partner is valued for their skills and experiences.*

#### Nelson regional hui

*Māori Trusts and incorporations success is significant and has previously been undervalued, underutilised, and/or unknown.*

#### Federation of Māori Authorities

*Need to change the narrative of some Crown representatives that label Māori as a net national problem, and instead reframe how Māori add value to NZ society including with the increase in population by 2040 will be central to increasing NZ's prosperity and central to the NZ national identity.*

**Thames regional hui**

## Promoting te reo Māori

The importance of te reo Māori, and the successful protection and promotion of te reo Māori into the future, was put forward as key to a successful Crown/Māori relationship.

### What the Minister heard

*The Government needs to influence media reports that deliver stories concerning Māori to reduce negative perceptions and compel mainstream media to use more te reo Māori within broadcasting contracts.*

**Hastings regional hui**

*The importance of Māori to survive there needs to be development in all things Māori. I believe the language, Te Reo, is pivotal in bringing all things together.*

**Individual submission**

*There is a desire for hapū to own their own kura kaupapa and rejuvenate te reo but they need support from government to do this.*

**Kaikoe regional hui**

*The establishment of Te Mātāwai and the loss of contestable funding with Te Taura Whiri I te Reo Māori has created a gap that needs to be filled.*

**Wellington regional hui**

*The Crown approach appears to be that it is now acceptable to be Māori, to learn and speak your mother tongue. But the Māori language your children learn in school will be the Education Dept 'Māori Language', not your hapū or iwi dialect...not your God given mother tongue, te Reo Rangatira*

**Whanau submission**

## Developing rangatahi

People thought the value rangatahi can bring to the relationship should not be underestimated, and their ongoing development should be promoted to ensure they can contribute effectively in the future.

### What the Minister heard

*There needs to be a Te Reo Māori Strategy for rangatahi.*

#### Individual submission

*The rangatahi population is doubling, while the non-Māori baby boomer group is leaving the workforce. Rangatahi deserve to succeed and the nation will need rangatahi to succeed.*

#### Māori language and education Focus group

*There needs to be a focus on rangatahi and involving them in all decision-making processes.*

#### Waitara regional hui

*Focusing on improving outcomes for rangatahi should be government priority, including thinking about succession planning and assisting whanau to be engaged.*

#### Dunedin regional hui

*There are amazing rangatahi out there, but how are we creating collectives in communities to grow and support our aspirational rangatahi who will be growing their communities more than govt can ever hope to. I think that's the biggest issue that needs to be addressed*

#### Individual submission

## Supporting Māori responses and solutions to issues

People spoke of the importance of services by Māori for Māori, and tikanga-based services. They also highlighted the importance of empowering whānau and hapū, and better recognition of, and support for, the work of Māori organisations and businesses.

People also spoke about the importance of promoting and supporting kaupapa Māori institutions to generate success for Māori, such as communal land ownership.

### What the Minister heard

*I fervently believe that Tikanga Māori is the Healing for our people. Western practices and ideologies do us no favours whatsoever.*

#### Individual submission

*Capability development works by increasing the ability of whānau to respond positively to the challenges and opportunities within their lives. It enables whānau to be self-reliant rather than depending on state intervention. It is essential that outcome measures are based on the aspirations of whānau themselves, rather than a pre-determined set of solely Crown objectives.*

#### Te Pūtahitanga o Te Waipounamu

*In order 'to work with Māori to respond better to their range of needs' the Crown must first, as a matter of intention, recognise that Māori know what Māori need best; and subsequently be prepared to partner in ways which support that.*

#### Te Pūtahitanga o Te Waipounamu

*There are a multitude of Māori organisations that need better recognition and support from government so they can do the good works that they do.*

#### Te Runanganui o Ngati Porou

*It is important to ensure that current Māori structures are fit for purpose and speak for their people and that they and the government can hold each other to account.*

#### The Treaty Relationships Group of the Religious Society of Friends in Aoteaora (Quakers)

*Identify and implement opportunities to integrate Māori culture and values into developments at the concept stage to achieve more sustainable [resource management] outcomes.*

#### Individual submission

*Ensure there is sufficient funding to for Te Rūnanga-ā-iwi o Ngāpuhi to meet day to day operational requirements when dealing with Government, both Central and Local, matters.*

**Te Rūnanga-a-iwi o Ngāpuhi**

*Māori business should be supported as a solution to unemployment.*

**Individual submission**

*The Government is putting emphasis on local government partnering with Māori on Provincial Growth Fund proposals, however some iwi will need longer than the pace being set given the iwi capacity issues already noted.*

**Local Government New Zealand**

*Māori service providers need access to resources and tools to ensure they are well equipped to meet the needs of their communities.*

**Human Rights Commission**

*Māori should be enabled to implement their own solutions to issues affecting their whānau.*

**Kaitia regional hui**

*More resource needs to be allocated for tikanga-based upskilling and the Government needs to work with renowned representatives to select others.*

**Wellington regional hui**

*Stronger attention and support for local solutions to ensure Māori have the resources and support to enable Māori to thrive in communities.*

**Invercargill regional hui**

*Māori must have their own govt services run by Māori.*

**Individual submission**

*Whānau Ora is a government policy which has progressed beyond the debate about whether Māori have a priori 'rights' of rangatiratanga. The resourcing of Whānau Ora outcomes by government is an expression of that recognition. Moreover, the Crown now has a certain level of capability to realise the detail of that recognition. Te Pūtahitanga o Te Waipounamu hopes to see the influence of the Crown/Māori Relations portfolio similarly extend capabilities within all government departments to a place where rangatiratanga is not the question but the answer to solving complex social problems experienced by Māori.*

**Te Pūtahitanga o Te Waipounamu**

*The Māori option should promote staying on the Māori Roll.*

**Tairāwhiti District Māori Council**

*Why has nothing been done about engaging with us over the Tribunal's Wai 262 recommendations?*

**Individual submission**

*There is a need to remove barriers for Māori land owners, for example rates. One speaker noted that much Māori-owned land has no infrastructure, so why do they have to pay rates?*

**Hokianga regional hui**

*The laws relating to papakainga housing, the use of Māori land, rating of Māori land (when services provided are limited or not provided) are unfair and do not allow for the expression of tino rangatiratanga.*

**Kaikohe regional hui**

*A significant issue for Māori land is also the fragmentation of ownership which will intensify with further generations. Many whānau feel disconnected and disengaged from their land due to over-fragmentation.*

**Gisborne regional hui**

*The ability of Māori to control the utilisation/resource management of Māori land is a key element in tino rangatiratanga and the economic revitalisation of the North.*

**Individual submission**

*Because of the impediments of multiply-owned land, there is difficulty in being able to fully and effectively exploit or utilise the land.*

**Individual submission**

*There is a need to address the intrinsic nature of developing employment initiatives using the land and resources available to Māori land owners.*

**Individual submission**

*Many Māori feel inhibited by the restrictions placed upon them in how they use, live or build on Papakainga land while having to adhere to excessive Government Levies and Local Body Fees.*

**Individual submission**

*The [Māori Land Trustees] system is not working, it may have worked in the past, but it now needs a 'shake up' of what's really happening to Māori Land Owners and their inheritance.*

**Individual submission**

*Compulsory te reo Māori in every school... So that a lot of Māori who can't speak te Reo Maori fluently will never have the stigma and embarrassment of not having a good grounding even at Kohanga level...the most important sponge learning years.*

**Individual submission**

*Recognise that cultural identity and te reo are key enablers of success for Māori.*

**Māori language and education Focus group**

## **Business and regional development**

People talked about the need to support Māori business and regional development, as a way of demonstrating the reach of the Crown/Māori relationship to those on the ground.

### **What the Minister heard**

*Government should look to focus into regional economic development that shows the on the ground connection, contribution and people.*

**Federation of Māori Authorities**

*Northland needs greater economic development and the people of Northland are keen to work with government to grow the regional economy for the benefit of all.*

**Whangarei regional hui**

*Efforts need to be invested in rebuilding the regions so communities are economically viable which will have a corresponding positive impact on social needs.*

**Huntly regional hui**

*Make it easy for more whanau to get into business and trusts etc. Provide free training and access to grants. Coordinate a nationwide house building Maori enterprise from trees to terraces. Let Maori build the 100, 000 houses just like we built the roads!!!Enough talk and more action thanks.*

**Individual submission**

*There are Māori entrepreneurs capable of creating big business.*

**Individual submission**



# Part Six: Other portfolios

## Local government

Issues with local government was a common theme - as well as discussing issues and opportunities with central government, people highlighted the importance of the Crown upholding duties and obligations that are delegated to local government.

### What the Minister heard

*Local government is an essential piece of the healthy relationships puzzle, and any legal niceties around it not being technically part of the Crown, should be laid as far aside as possible, for practical reasons.*

#### Individual submission

*All regional councils and public bodies to have Māori representation demonstrating the spirit or Te Tiriti o Waitangi partnership.*

#### Individual submission

*The inequitable provisions that allow Māori wards to be challenged through a petition and referendum should be removed.*

#### Aotearoa New Zealand Centre for Indigenous Peoples and the Law

*Why has the Crown passed on its Tiriti responsibilities to [Local Authorities] that are not Tiriti partners and left us with very little ability to stop the confiscations of our taonga.*

#### Individual submission

*Central and local government to be better aligned with Ngāpuhi aspirations when developing policy and considering infrastructure.*

#### Te Rūnanga-a-iwi o Ngāpuhi

*Regional Councils have been delegated authority by the Crown to make decisions with respect to land, water and air. Te Rūnanga recognise the Crown's authority to govern, however Ngāi Tahu tino rangatiratanga with respect to these were explicitly provided for in Article II of Te Tiriti and therefore contend that co-decision making with respect to these taonga is appropriate.*

#### Te Rūnanga o Ngāi Tahu

*Planners and consent officials are public servants that struggle to recognise and provide for our relationships and our culture and traditions with our ancestral taonga.*

#### **Te Rūnanga o Ngāti Awa**

*The absence of local government from the portfolio creates uncertainty and casts doubt over any potential guarantees by the Minister that existing Treaty settlement arrangements and mechanisms will not be compromised in the future by the Government.*

#### **Waikato-Tainui**

*Both the impact of local government exercising powers devolved by the Crown, and the ability for local government to meet certain legal obligations to Māori, are critical matters to be included in the scope of the Crown-Māori relations portfolio ... We believe that a work programme overseen by the Crown-Māori relations portfolio which identifies legal obligations of Councils to Māori would greatly benefit the partnership.*

#### **Te Ātiawa ki Whakarongotai Charitable Trust**

*Te Tiriti is between the Crown and the many Hapū. This means that relationships need to be established locally and local government empowered to be included in Crown Māori Relations.*

#### **Network Waitangi Otautahi**

*At recent meetings with members it is clear that some areas of local government do not feel adept at engaging with Māori.*

#### **Local Government New Zealand**

*The Crown/Māori relationship continues with and extends to local government.*

#### **Local Government NZ**

*National agendas and programmes need to be connected to local councils and agencies for implementation, which needs capability and/or capacity for implementation and general engagement.*

#### **Thames regional hui**

*Rules around Māori wards are not good – anyone can challenge the creation of Māori wards and this needs to change.*

#### **Rotorua regional hui**

*The Crown delegates responsibility to local government, but there is no monitoring, no accountability to central government and that there needs to be a mechanism for this.*

#### **Waitara regional hui**

*Māori need to be represented on local government to enable involvement in decision making.*

#### **Taupō regional hui**

*Power – who gets to say what – e.g. local government representation – Māori need to reframe as a Treaty argument. This is a constitutional issue and it is currently rendering our Māori voice mute.*

**Wānanga**

## **Marine and Coastal Area (Takutai Moana) Act 2011**

The Marine and Coast Area (Takutai Moana) Act 2011 was raised. People were concerned with the process for progressing claims under the Act and the impact the process was having on iwi groups.

### **What the Minister heard**

*The Marine and Coastal Area (Takutai Moana) Act 2011 must be amended to require that the hundreds of applications from Māori concerning our Takutai Moana before the High Court should be referred to the Māori Land Court in the first instance to deal with issues of fact and law...*

**Tairāwhiti District Māori Council**

*We vehemently object to the Minister's intention to oppose every single MACA Marine and Customary Areas application filed by individuals and groups Māori not only in Te Tai Tokerau but across the entire Māori nation. This is an abominable start to an opportunity for Māori and whānau hapū particularly, to sharpen their rangatiratanga teeth on progressing just and fair partnership(s) with the Crown. Such a stance clearly spells out the Crown's unwillingness to work towards just and fair dealings in partnership with hapu NgaPuhi.*

**Te Tiriti o Waitangi Māori Committee**

*The Marine and Coastal Area Act is disruptive and creating contemporary issues.*

**Wellington regional hui**

## Poverty and inequality

Poverty and the perception of inequality is a huge issue for many Māori. People talked often about the need to address poverty and inequality as the root cause for other social issues faced by Māori.

### What the Minister heard

*Te Pūtahitanga o Te Waipounamu views the founding purpose of this portfolio, to improve the quality and health of the relationship between Māori and the Crown, as contingent to reducing poverty and achieving equality.*

#### **Te Pūtahitanga o Te Waipounamu**

*Government needs to prioritise dealing with inequality and providing equity.*

#### **Whakatane regional hui**

*Improving education, training, and employment outcomes is key to disrupting the intergenerational cycle of crime and poverty.*

#### **Aotea and Porirua College Students Focus Group**

*A gap exists with the type of social services provided to vulnerable populations and that the focus of government on inequality was supported.*

#### **Auckland regional hui**

*That the Crown provide the necessary resourcing to ensure that the social, housing, health (including mental health, addictions such as gambling, alcohol, drugs and suicide rates), education, economic, and cultural well-being of our people are provided for to ensure these inequities are addressed.*

#### **Tairāwhiti District Māori Council**

*Government representatives – when considering the disparities impacting on Māori – like to say that the focus needs to be on improving the conditions for everyone, not just Māori... "A rising tide lifts all boats", they say... Well, our experience has been that this magical tide lifts the white yachts first and then – when the tide goes out – drops the brown waka the furthest.*

#### **Te Runanganui o Ngāti Porou**

## Racism and discrimination

To achieve a successful relationship between the Crown and Māori, many people thought the Crown needed to do more to reduce the instances of racism and discrimination in New Zealand, and to create a safe environment for everyone to participate in the relationship.

### What the Minister heard

*Māori don't feel safe as there is systemic racism within all sectors and services which propagates racism throughout society.*

#### Huntly regional hui

*If the Crown/Māori relationship was working well then institutional racism and discrimination would be eradicated in how central and local government operates.*

#### Whanganui regional hui

*A complete overhaul of the system of governance by addressing unconscious bias and institutional racism that dominates our country.*

#### Individual submission

*Racism is a big issue in New Zealand, and the government needs to lead a change in this narrative.*

#### Auckland regional hui

*Unconscious bias training would also be of assistance for all government officials (both head office and front-line staff).*

#### Taupō regional hui

*Institutional racism is apparent within the government sector and this needs to be resolved.*

#### Whakatāne regional hui

*We ask you to shine a light on Crown inaction that discriminates and limits the life chances and life choices of our rangatahi and whānau*

#### Te Runanganui o Ngati Porou

*We need government to work with others to purge our country of the erroneous and negative attitudes held against us, so they are put to rest, but never forgotten, ignored or obfuscated again to blur the facts of our status and position as the indigenous peoples of Aotearoa.*

**Te Rūnanga o Ngāti Awa**

## Housing

Linked to issues around poverty and inequality was the issue of housing and homelessness amongst Māori. People highlighted the need for urgent Crown action in this area, to get people off the streets and into safe and affordable housing.

### What the Minister heard

*Housing and employment issues are urgent.*

**Gisborne regional hui**

*Housing New Zealand does not maintain properties to a suitable standard of living which has a corresponding impact on broader social issues.*

**Huntly regional hui**

*My wish for my mokopuna are... Dry, safe, and warm homes for our families at a reasonable cost. No homeless people.*

**Individual submission**

*Many Māori feel inhibited by the restrictions placed upon them in how they use, live or build on Papakainga land while having to adhere to excessive Government levies and local body fees.*

**Individual submission**

*I would like to see a system where Māori can purchase their Housing NZ home. The reason I say this is because many Māori whānau are residing in Housing NZ homes and when one of the parents passes on, the kids who have been brought up there are kicked out...We need to look at urban papakāinga around clusters of these houses with rent to own possibilities as an investment back in to the people and the iwi.*

**Individual submission**

## Education

People talked about how the education system has not worked for Māori, how institutional bias is a key problem, and how this has contributed to poor outcomes for Māori. People also talked about the importance of non-mainstream education opportunities that work for Māori, such as kura kaupapa Māori, and apprenticeships.

### What the Minister heard

*The education system is currently failing Māori.*

**Hastings regional hui**

*National curriculum takes away what is important to us.*

**Individual submission**

*We intensely believe that educational bias should end.*

**Individuals submission**

*Work to remove unconscious bias from teachers and government employees. Get young people into apprenticeships and work. Early Childhood Education for tamariki should be a priority.*

**Kaitia regional hui**

*Māori education needs to be at the forefront, encourage and support [Te Kōhanga Reo] and [Te Kura Kaupapa Māori].*

**Individual submission**

*Education - teaching, supporting and promoting teachers to be able to ... better connect with youth at risk, assisting to eliminate poverty and crime*

**Individual submission**

*There is a worry with the number of Māori at the bottom of the socio economic ladder and the whole poverty cycle that this is part of. Very tricky to tackle and try and improve, but more funding and support right through the educational process so important / more work apprenticeships/opportunities for those not enjoying school would be good places to start.*

**Individual submission**

## Health

A key social issue faced by many Māori was health. People spoke of the importance of improving Māori health outcomes, and suggested ways in which this could be achieved – for example by allowing Māori to care for Māori in traditional ways.

### What the Minister heard

*Marae should be empowered and funded to take care of unwell people. Improving the mental health of Māori should be high on the government's agenda.*

**Whangarei regional hui**

*Mental health services need to be afforded priority.*

**Hastings regional hui**

*There are currently no health support systems left in communities' due to the centralisation of the district health boards. Concern that centralisation is being normalised but communities need the support more than ever.*

**Gisborne regional hui**

*There is a strong correlation between mental health and incarceration rates... if mental health was adequately supported it would halve the prison population.*

**Wellington regional hui**

*Health first and foremost as without good health you have no job, no life, feel useless, degraded, put down, just a number.*

**Individual submission**

*It was important that the resources allocated to Māori health were increased and remained separate from the resources focused on improving general health outcomes. This is because they thought such a reallocation would be to the detriment of improving Māori health outcomes if this did happen.*

**Dunedin regional hui**

*Our Māori health is in a shocking state, yet we are not given the means to deliver our health to our people in our own way with our own systems.*

**Individual submission**



*The Crown:- Needs to acknowledge the fact that Māori will tend to care for their kaumatua rather than place them in residential care facilities. The abundance of subsidy funding that is channeled toward residents of these residential care facilities is enormous, it is well known and it is being ignored.*

*Please balance the funding by pouring equal amounts of subsidy funding toward marae and kaumatua facilities to enable Māori to continue caring for their whānau in our cultural way.*

**Individual submission**

## Justice

For many people, the interactions Māori have with the justice sector have had a negative impact on the Crown/Māori relationship. People often raised this, and suggested ways in which the system could be improved to achieve better outcomes for Māori and New Zealand.

### What the Minister heard

*Criminal justice should be a priority area to focus on for change – this is a critical area for Māori – we can't afford to have so many people incarcerated.*

**Wānanga**

*Create more Residential Drug and Alcohol Rehabilitation Centres, based on "Taha Māori Program" is the only path to keep our whānau out of prison.*

**Individual submission**

*There is a need to transform the Justice system by devolving justice solutions to communities and whānau to define punishment and remedies.*

**Huntly regional hui**

*The criminal justice system needs to change.*

**Whanganui regional hui**

*It is not in keeping with the Crown's Treaty obligations to allow the Māori incarceration rate to rise by building another prison to house a population that is predominantly Māori.*

**Tairāwhiti District Maori Council**

*We ask you to hold the Minister of Police to account for police bias against our children and mokopuna.*

**Te Runanganui o Ngati Porou**

*Return Offenders to their marae. Let us establish marae based correctional units. Let us use that budget itemised for Waikeria Prison. If there is to be a judicial mandatory sentence and timeframe, then Te Reo me ona tikanga should be that mandatory life sentence. transitioning from Offender to Kaumatua on the Paepae. Support services must include the traditional village/pa concept.*

**Individual submission**

*Focus on getting our people trapped inside prison walls well, so we can have our people home. This portfolio I hope is going to have input into that process given the large statistics of Maori in prisons.*

**Individual submission**

## Employment

People spoke of difficulties in finding employment, and the flow on effect this issue has on other social problems. Supporting Māori into work and building Māori business and development would strengthen the Crown/Māori relationship and improve Māori wellbeing generally.

### What the Minister heard

*There is a need for regional economic development where the economy is geographically remote, the employment opportunities are low, unemployment rates high and there is a need for growth (i.e. Northland region needed to have focused attention).*

**Hokianga regional hui**

*That there needs to be less opportunity for immigrants to be brought into New Zealand to fill roles when Māori are needing employment.*

**Hastings regional hui**

*The government should prioritise spending on Māori enterprise and employment as it would likely have positive impacts for whānau businesses.*

**Rotorua regional hui**

*My wish for my mokopuna are... Jobs for our parents and rangatahi*

**Individual submission**

*Māori businesses should be supported as a solution to unemployment. I would like to see a Māori start-up business package with reasonable loans and Māori expertise in business mentoring – because Māori are natural entrepreneurs. Small enterprise grants of \$5-10,000 would help this as well.*

**Individual submission**

## Environment

Māori, like many people, have strong ties to the environment and the natural world. People spoke at length about environmental issues, and the value Māori can bring in helping address these problems. As part of a better Crown/Māori relationship, Māori should be welcomed to the table in environmental decision-making and their views and opinions heard.

### What the Minister heard

*Māori have a huge institutional memory - see this in dealing with the Department of Conservation (DoC) and the Ministry for Primary Industries. The same mistakes are being repeated by government.*

**Wānanga**

*Freshwater, to the people of Ngāi Tahu is a taonga that we never relinquished. The people of Ngāi Tahu want our rights and interests recognised so that we can give effect to our role as kaitiaki and manage this resource in true partnership.*

**Te Rūanga o Ngāi Tahu**

*Māori need to be trained and educated for the benefit of Hokianga. Environmental impacts on the Hokianga Harbour and Lake Omapere were recurring issues raised.*

**Hokianga regional hui**

*Iwi are keen to work with the Government on the management of existing oil and gas permits and there is still more to be done to reduce environmental impact in the region.*

**Gisborne regional hui**

*Environmental issues needed to remain a priority for government. A few speakers noted that Māori are at forefront of seeking sustainable management practices and environmental protection but are under-resourced and under-credited when engaging with officials.*

**Taupō regional hui**

*Māori should now play a role in the environmental monitoring of our waterways*

**Individual submission**

*Planners and consent officials are public servants that struggle to recognise and provide for our relationships and our culture and traditions with our ancestral taonga. The processes they manage often challenge us to express matters that must be recognised and provided for in local-government decision-making. We often speak of our relationships with place and focus our comment on championing the extent and depth of our mana whenua, mana moana, mana awa – rather than making them manifest by assessing and recommending appropriate methods to minimize adverse environmental effects in accord with our ethics and in the exercise of our means for kaitiakitanga.*

**Te Rūnanga o Ngāti Awa**

*Māori should not have to fund clean up of harbour waters, nor restoration of seafood resources nor their protection. My personal preference is the funding of this should come from a % return from natural resources, e.g mining of minerals, of oil etc.*

**Personal submission**

*The Crown: Needs to understand our connection with the environment and how we are slowly assisting in destroying our country. Please help us to uphold our cultural beliefs and protect Papatuanuku me Ranginui mo te Ao.*

**Personal submission**

*There is a need to support Māori capability and capacity to deal with legislative requirements relating to the management of the natural environment. We understand that, in order to meet its obligations under the Treaty of Waitangi and democratic principles, the Crown's presumption must be that Māori will engage effectively in resource management decision-making processes. However, because in many cases Māori do not have the capacity or capability to do so, their ability to contribute is undermined. This means that the resource management decisions do not fully benefit from Māori participation and that the ability for Māori to exercise kaitiakitanga is significantly diminished.*

*Māori values and outcomes are a consideration in resource management decision-making, but decision-makers (such as local authorities) attempt to apply Te Ao Māori as an overlay onto Western resource management concepts.*

**Personal submission**

*Through the Resource Management Act as well as other matters Māori have been to a large extent excluded from utilization and exploitation of resources even on their own land.*

**Personal submission**



# Background

## Engagement approach

Engagement on the scope and priorities of the Crown/Māori Relations portfolio was designed and carried out to ensure the new portfolio properly understands and reflects the views and interests of Māori.

The Minister for Crown/Māori Relations, Hon Kelvin Davis, launched the engagement process on 19 March 2018 and invited all New Zealanders to make a submission. Information about the engagement process was publicised through news media, online, print and radio advertising, and by direct communications with target audiences.

A document titled *Te ara whakamua ā tatou: Our path ahead* was developed to support the discussion. The document set out some initial ideas for the portfolio, and asked some high-level questions about what people think are the main issues and opportunities in the Crown/Māori relationship. To view *Te ara whakamua ā tatou* please visit [justice.govt.nz/crown-maori-relations](http://justice.govt.nz/crown-maori-relations).

People were invited to make submissions using an online tool, based on the structure of *Te ara whakamua ā tatou*. People were also able to email or post freeform submissions. The online form remained open until 30 May 2018. The Minister received 227 submissions from individuals and organisations.

The Minister also called 20 public hui around the country, which were attended by over 1600 people. The Minister also held 12 smaller focus hui, which included hui with 5 national organisations. The Minister completed the engagement process with a full day wānanga held at Parliament, with a selection of 12 people who had attended hui.

Notes from each hui were written up shortly afterwards, and made public on the Ministry of Justice website. Many people at the regional hui also tabled submissions.

Correspondence received by the Minister or the Ministry of Justice during the engagement period, that commented on the Crown/Māori relationship, was also included as a submission.

## Process of submissions analysis

Many, but not all, submissions made using the online form tended to respond to the questions asked in *Te ara whakamua ā tatou*. Other submitters chose to use their own format. Due to the wide-ranging nature of the Crown/Māori relationship, submissions sometimes covered topics not directly related to questions in *Te ara whakamua ā tatou*.

Because of this, information contained in the submissions was not sorted according to topic areas set out in *Te ara whakamua ā tatou*. Instead, specific points made in submissions were coded, and key themes were identified as the submissions analysis progressed.

Sometimes submissions only contained documents or reports relating to issues presumed to be of importance to the submitter, and not necessarily related to the Crown/Māori relationship. Where possible, we recorded these submissions as highlighting the importance of a particular type of Crown/Māori relationship issue, without attempting to extract from them, on behalf of the submitter, any potentially relevant specific insights.

A small number of submissions were unable to have any relevant insights extracted from them.

## Profile of Submissions

The online submission form asked whether a submission was from an individual, an organisation, or on behalf of a whānau, hapū, iwi, or other Māori organisation. Most other submissions contained information indicating whether it was from an individual, group or organisation.

Of the 227 submissions, 182 were from individuals, whānau, or hapū, and 19 were from iwi organisations. 26 were from other Māori and non-Māori organisations. Some organisations made two submissions.

From the content of submissions, it was apparent that some individual submissions were made as part of a coordinated response. For example, 41 similarly worded submissions were received from people who stated in their submission that they were supporters of the position of Hobson's Pledge.

The names of individual, whānau and hapū submitters have been withheld to protect their personal information. The names of organisations that submitted are listed below.

Type of submitter	Number of submissions
Individual	171
Whānau or hapū	20
Iwi organisation	15
Other organisation	21
Total	227

### List of organisations that made submissions

Aotearoa New Zealand Centre for Indigenous Peoples and the Law

Central North Island Social Sciences Association

Education Council of Aotearoa New Zealand

Epilepsy Association of New Zealand

Hauraki Maori Trust Board

He Puna Marama Trust

Hobson's Pledge

Hokio Trust

MANA Tai Tokerau

Mataatua District Māori Council

Mongrel Mob Waikato Kingdom

Network Waitangi Otautahi

Ngai Tahu Māori Law Centre

Ngāti Ruapani Iwi

Northland Urban Rural Mission (x2)

Peace Movement Aotearoa (x2)

Rangitaane o Manawatu Settlement Trust & Tanenuiarangi  
Manawatu Incorporated

<b>Rongowhakaata Iwi Trust</b>
<b>Tairāwhiti District Māori Council</b>
<b>Tāmanuhiri Tūtū Poroporo Trust</b>
<b>Te Ātiawa ki Whakarongotai Charitable Trust</b>
<b>Te Hiku Iwi Development Trust</b>
<b>Te Kaunihera Maori o Te Tai Tokerau</b>
<b>Te Kohanga Reo o Te Awhina</b>
<b>Te Pūtahitanga o Te Waipounamu</b>
<b>Te Rūnanga o Aotearoa, New Zealand Nurses Organisation</b>
<b>Te Rūnanga o Ngāi Tahu</b>
<b>Te Rūnanga o Ngāti Awa</b>
<b>Te Runanga o Ngati Hine</b>
<b>Te Runanganui o Ngati Porou</b>
<b>Te Tiriti O Waitangi Maori Committee</b>
<b>Te Whakakitenga o Waikato Incorporated</b>
<b>The Treaty Relationships Group of The Religious Society of Friends in Aotearoa/New Zealand Te Haahi Tuuhauwiri (Quakers)</b>
<b>Whangarei Labour-Green Parties</b>

## Regional hui

The Minister held 20 regional hui across the country to hear kanoahi ki te kanoahi the broad range of issues and opportunities in the Crown/Māori relationship. The following table lists where and when hui were held, and approximately how many people attended them. Full notes from each regional hui can be found at [justice.govt.nz/crown-maori-relations](http://justice.govt.nz/crown-maori-relations).

<b>Venue, Location</b>	<b>Date</b>	<b>Attendance (approx.)</b>
<b>Kaitaia College Kaitaia</b>	7 April 2018	45
<b>Terenga Paraoa Marae Whangarei</b>	8 April 2018	120
<b>Copthorne Hotel Hokianga, Omapere Hokianga</b>	13 April 2018	65
<b>Kohewhata Marae Kaikohe</b>	13 April 2018	100
<b>Tahunanui Function Centre Nelson</b>	14 April 2018	45
<b>Tuahiwi Marae Christchurch</b>	15 April 2018	110
<b>Manutuke Marae Gisborne</b>	21 April 2018	85

Venue, Location	Date	Attendance (approx.)
<b>Omāhu Marae Hastings</b>	22 April 2018	130
<b>Mātai Whetu Marae Thames</b>	28 April 2018	45
<b>Waahi Paa Huntly</b>	28 April 2018	60
<b>Te Papaouru Marae Rotorua</b>	29 April 2018	85
<b>Whanganui Function Centre Whanganui</b>	4 May 2018	70
<b>Owae Marae Waitara</b>	5 May 2018	60
<b>Ngā Whare Wātea Auckland</b>	6 May 2018	100
<b>Waiwhetu Marae, Lower Hutt Wellington</b>	10 May 2018	156
<b>Murihiku Marae Invercargill</b>	12 May 2018	50
<b>Puketeraki Marae, Karitane Dunedin</b>	19 May 2018	30
<b>Waitetoko Marae Taupō</b>	20 May 2018	45
<b>Palmerston North Function and Conference Centre Palmerston North</b>	21 May 2018	30
<b>Te Mānuka Tūtahi marae Whakatāne</b>	27 May 2018	30

### Focus Group and National Organisation hui

The Minister held hui with national organisations and focus groups to gather more in-depth views on specific issues of importance to Māori and the Crown/Māori relationship. The following table lists these groups and when the Minister met them. Full notes from each focus group hui can be found at [justice.govt.nz/crown-maori-relations](http://justice.govt.nz/crown-maori-relations).

Hui	Date
<b>Local Government NZ</b>	13 March 2018
<b>Human Rights Commission</b>	13 March 2018
<b>Māori Women's Welfare League</b>	13 March 2018
<b>Constitutional and legal</b>	20 March 2018
<b>Māori language and education</b>	19 March 2018
<b>University Chancellors</b>	27 March 2018





<b>BusinessNZ</b>	28 March 2018
<b>Māori business, professional and social enterprise</b>	3 April 2018
<b>Federation of Māori Authorities</b>	12 April 2018
<b>Community and social sector</b>	12 April 2018
<b>Kura Reo ki te Waipounamu</b>	15 April 2018
<b>Aotea and Porirua College Student Leaders</b>	14 May 2018
<b>Final Wānanga</b>	23 June 2018

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