



Waitakere City Council
Te Taiao o Waitakere

PĀNUI
NOTICE OF EXTRAORDINARY MEETING
TE TAUMATA RUNANGA

He tono tenei kia koutou katoa, ka tū te hui o Te Taumata Rūnanga a te:-
I hereby give notice that a meeting of Te Taumata Runanga will be held on:-

TE WĀ: **Monday, 8 February 2010 A TE RIMA 4.30 pm**
DATE: **Mane, Te Waru O Hui-Tanguru KARAKA:**
2010 TIME:

MEETING
ROOM: **Council Chamber**

KI HEA: **Te Whare Kaunihera: Waitākere Central, 6 Henderson Valley Road, Henderson, Waitākere**

VENUE: **Waitakere Central, 6 Henderson Valley Road, Henderson, Waitakere**

Ko te kaupapa o te hui he whiriwhiri he kōkiri i nga take o te rohe me te whakatinana i nga mahi kia tutuki ai nga wawata.
to consider the business as set out herein and to take any necessary action connected therewith.

28 January 2010

Maea Petherick
HEKERETARI O TE KOMITI
COMMITTEE SECRETARY
Waea / Phone (09) 836 8000 extn 8104

NGA MEMA / MEMBERSHIP:

Māngai kōrero / Representative

W Paki, JP (Heamana / Chairman)
M Te Huia (Heamana tuarua / Deputy Chairman)
T Watford
TW Taua, MNZM
W Hetaraka
D Hansen
W Ellis
J Mariu
A Hudson
E Taumaunu
Cr LA Cooper, JP
Cr RI Clow

Etahi atu māngai kōrero / Alternative Representative

Rev J Cooper Hoani Waititi Marae
M Wellington Te Atatu
P Heremaia Kakariki Marae
TBA Te Kawerau A Maki
A Lauese Te Piringatahi o Te Maungarongo Marae
TBA Te Roopu Kaumatua o Waipareira
T Tangihaere Te Roopu Puawai o Waitakere
TBA Te Roopu Wahine Maori Toko I Te Ora
G Wilcox Te Runanga o Ngati Whatua
M Rangihuna Te Whanau o Waipareira Trust
Council
Council

Koromatua / Mayor: RA Harvey, QSO, JP (ex officio)
Whaea Matua Tuarua / Deputy Mayor: PA Hulse (ex officio)
(Kia ono te nuinga o te hui ka mana) (Quorum 6 members)

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(Meeting Room could be subject to change)

(Ko nga Ripoata me nga tūtohu katoa o nga rārangi ritenga hui, ehara i nga Kaupapa o te Kaunihera kia whakamanahia ra ano).

(The reports and recommendations contained in all agendas are reports and recommendations only and are not to be construed, in any way, as Council policy until adopted).

**KO TE RĀRANGI RITENGA MO TE HUI O TE TAUMATA RŪNANGA KA TŪ KI TE WHARE
KAUNIHERA O WAITĀKERE, 6 HENDERSON VALLEY ROAD, HENDERSON.
WAITĀKERE, A TE MĀNE, TE WARU O HUI-TANGURU 2010,
TIMATA I TE HOURUA O TE WHA I TE AHIAHI**

**AGENDA FOR A MEETING OF TE TAUMATA RUNANGA TO BE HELD IN THE COUNCIL
CHAMBER AT WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON MONDAY, 8 FEBRUARY 2010, COMMENCING 4.30 PM**

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1 KARAKIA / OPENING PRAYER



2 MIHIMIHI / GREETING

E nga waka, e nga mana e nga karangatangamaha, tena koutou, tena koutou, tena koutou. E nga mate i tautini, he mihi aroha tenei ki a koutou, haere, haere, haere. E te hunga ora, rau rangatira ma tenei te kakano ka rua nei a morimoritia kia puawai ai. Hei aha? Hei maunga ringa ma nga whakatupuranga, kia kaha, kia manawanui, kia u. Kia mau hoki ki te whakapono, te tumanako me te aroha.



3 PĀNUI WHAKAWATEA / APOLOGIES



**4 TE TAUMATA RUNANGA DRAFT SUBMISSION ON THE LOCAL GOVERNMENT
(AUCKLAND LAW REFORM) BILL**

GLOSSARY

Te Taumata Runanga	(the Committee)
Local Government (Auckland Law Reform) Bill	(the Bill)
Independent Statutory Board	(the Board)
Royal Commission on Auckland Governance Report	(Royal Commission report)

EXECUTIVE SUMMARY

The purpose of this report is to; present the draft submission on the Local Government (Auckland Law Reform) Bill (the Bill) for Te Taumata Runanga (the Committee) to consider and request that the Chairman be authorised to sign off on the final Submission.

The Council and the Committee have a Treaty of Waitangi based relationship spanning over 15 years enabling the two parties to engage in effective and meaningful decision making. This experience is considered relevant to the current task of designing Maori participation in the decision making processes of the new Auckland Council.

The draft submission addresses issues relevant to the Committee in relation to iwi and Maori participation in local government. Submissions close on Friday, 12 February 2010.

RECOMMENDATIONS

It is recommended that Te Taumata Runanga resolve to:

1. **Receive** the Te Taumata Runanga Draft Submission on the Local Government (Auckland Law Reform) Bill report.
2. **Approve** the draft submission on the Local Government (Auckland Law Reform) Bill with any amendments made at this meeting, 8 February 2010.
3. **Agree** that the Chairman be authorised to sign off the final submission on the Local Government (Auckland Law Reform) Bill.

BACKGROUND

1. In April 2009, the Government released the “Making Auckland Greater” report as its response to the Royal Commission on Auckland Governance report (the Royal Commission report). The “Making Auckland Greater” report outlined the proposed new Auckland Council structure and representation, including its views on Maori representation. The Royal Commission report recommended three Maori seats. However, the Government decision was that there will be no Maori seats on the new Auckland Council and that Maori representation will continue to be addressed by the provisions of the Local Electoral Act 2001 which allows for Maori wards or constituencies to be established.
2. In May 2009, the Minister of Maori Affairs unsuccessfully sought a reversal of the Government decision.
3. On 3 December 2009, the Government introduced the Bill which addressed the issue of Maori representation in the new Auckland Council decision making through the establishment of an Independent Statutory Board (the Board).
4. The Bill proposes that the Board will be independent of the new Auckland Council with a range of powers and functions that will enable it to achieve its purpose to promote cultural, economic, environment and social issues of significance for mana whenua (customary authority) and Maori of Tamaki Makaurau. The intention is for the Board to assist the new Auckland Council in making decisions, and in carrying out existing legislation.
5. The proposed Board would comprise nine members, of which seven will be mana whenua and two taurahere representatives (Maori whose traditional iwi ties are outside the Auckland region). The Minister of Maori Affairs will be responsible for the overall management of the Selection Body, the Board and membership.
6. The Bill provides a further opportunity for the Committee to influence the legislation process with respect to enhancing the participation of Maori in the new Auckland Council decision making.

DECISION MAKING

7. The draft submission addresses the following key issues of particular interest to the Committee:
 - Treaty of Waitangi principles to guide the development of the Bill;
 - Treaty of Waitangi Claims and the potential right of mana whenua to engage in independent relationship with the new Auckland Council;
 - Recognition of the Maori seats and moving forward;

- Clarifying the relationship between the Selection Body, the Board and the Minister of Maori Affairs;
 - Membership tensions;
 - Extent of the relationship between the Board and the new Auckland Council;
 - Resources, including the Secretariat; and
 - Manaaki (take care of) for Pacific and Ethnic communities in the establishment of the proposed Pacific and Ethnic Advisory Panels.
8. The Committee made a submission to the Royal Commission report focused on best practice models for meaningful Maori participation in the development of the new Auckland Council and its decision making processes. The draft submission follows on from the Committee's position in a way that seeks to improve the provisions of Part 7 and Schedule 3 of the Bill.

Consideration of Community Views

9. Members of the Committee attended the Unitec Hui on 4 December 2009 and in January 2010 Te Puni Kokiri held workshops on the Bill. These opportunities enabled Committee Members to canvass the views of Maori and be better informed on the Bill. At the Committee's workshops held on Monday, 18 and 25 January 2010, the Committee identified the issues and options.

STRATEGIC CONTEXT

10. The recommendations in this report are in line with the direction adopted in the Community Outcomes for Waitakere. In particular the Mauri Ora - Access to Maori resources, Nga Manukura - Maori leadership, Te Mana Whakahaere - Autonomy, Toiora - Healthy Lifestyles, Waiora - Environmental Protection, Whaiora - Participation in Society, Working Together Te Tahī Mahi outcomes. The principle areas that this submission gives effect to the outcomes with regard to "Maori participation and representation in decision making" (Te Mana Whakahaere) and "Comprehensive participation of Iwi Maori in the affairs of Waitakere, Aotearoa and the world" (Whaiora).
11. The draft submission on the Bill is in alignment with the Council's priority on the Treaty of Waitangi and the Governance strategic direction adopted as part of the Best For the West: Waitakere 10 Year Plan 2009 - 2019. In particular this draft submission gives effect to the strategic outcome of supporting the Treaty of Waitangi through the Council working effectively with iwi, the Committee's work area actively contributes to the direction and critical business of Council and the region and the Committee and the Council and the Committee work with others to resolve how mana whenua can play a meaningful role in regional governance.

CONSULTATION

12. At the Committee's meeting on 14 December 2009, Committee Members were informed of the submission process and encouraged to advise their respective groups and any other interested groups. Both local iwi groups Ngati Whatua and Te Kawerau A Maki have been informed of the submission process and have been given the Committee's draft Submission for their information.
13. Key officers from the Strategic Planning and Community Wellbeing Directorates were consulted in preparing this report.

RESOURCES

14. There are no resource issues other than officer time.

IMPLEMENTATION ISSUES

15. At the time this report was written further changes were required to be made to the draft Submission, therefore it is not an attachment to this report. The draft submission will be circulated to Committee Members prior to the meeting and available at the meeting.

AUCKLAND COUNCIL TRANSITION ISSUES

16. The decision making proposed in this report is not constrained by section 31 of the Local Government (Tamaki Makaurau Reorganisation) Act 2009, as it does not directly or because of its consequences: significantly prejudice the reorganisation, significantly constrain the powers or capacity of the Auckland Council or any subsidiary of the Auckland Council following the reorganisation, or have a significant negative impact on the assets or liabilities that are transferred to the Auckland Council as a result of the reorganisation.

Report prepared by: Georgina Parata, Senior Analyst: Maori Development.



5 KARAKIA WHAKAMUTUNGA / CLOSING PRAYER

