



Office of Treaty Settlements

Te Tari Whakatau Take e pā ana
ki te Tiriti o Waitangi

PART OF THE MINISTRY OF JUSTICE

Office of Treaty Settlements

Justice Centre | 19 Aitken Street | DX SX10111 | Wellington

T 04 494 9800 | F 04 494 9801

www.ots.govt.nz

Paeara Family

paeara@ihug.co.nz

Tēnā koutou

Official Information Act Request

I refer to your email of Saturday 31 August 2013, received here Monday 2 September 2013, requesting information under the Official Information Act 1982 (**the Act**):

"I would like to formally request that OTS provide me with all records/details associated with funding provided by OTS to the Ngāti Kahu ki Whangaroa Trust Board (Kahukuraariki Trust Board) from 26 July 2013 up until the present. I would prefer this information in electronic form; emails, scanned images of letters etc if possible."

The documents identified in Appendix 1 are released to you under the Act in response to your request.

Please note that certain documents have parts withheld:

- a. where they are beyond the scope of the request;
- b. under section 9(2)(a) of the Official Information Act 1982 to protect the privacy of natural persons; and
- c. under section 9(2)(g)(i) of the Official Information Act 1982 to enable the free and frank expression of opinions.

Under section 28(3) of the Act you may, if you wish, contact the Ombudsman seeking an investigation and review of this decision.

If you have any concerns regarding your request please contact Sam Miles (Senior Analyst) on (04) 494 9897 or sam.miles@justice.govt.nz.

Nāku noa, nā

Kevin Kelly

Deputy Secretary Treaty and Director

Appendix 1: table of documents for release

#	Document type	Document Title	Date	Comment
1	Letter	NKKW request for claimant funding	19 July 2013	Parts withheld under s9(2)(a) to protect the privacy of natural persons
2	Email	Email from NKKW	1 August 2013	Parts withheld under s9(2)(a) to protect the privacy of natural persons
3	Internal OTS Memo	Claimant funding memorandum	12 August 2013	<p>Parts withheld under s9(2)(a) to protect the privacy of a natural person</p> <p>Parts withheld under s9(2)(g)(i) to maintain effective conduct of public affairs through free and frank expression of opinions</p> <p>Parts withheld as out of scope</p>
4	Email	Email Exchange between NKKW and OTS	16 August 2013	Parts withheld under s9(2)(a) to protect the privacy of natural persons
5	Letter	Letter from NKKW	16 August 2013	<p>Parts withheld under s9(2)(a) to protect the privacy of natural persons</p> <p>Attachment withheld under s9(2)(a) to protect the privacy of natural persons</p>
6	OTS memorandum	OTS Memorandum	16 August 2013	Parts withheld under s9(2)(a) to protect the privacy of natural persons

7	Email	Email NKKW to OTS	21 August 2013	Parts withheld under s9(2)(a) to protect the privacy of natural persons
8	Letter	Letter from OTS to NKKW	27 August 2013	Parts withheld under s9(2)(a) to protect the privacy of natural persons



19 July 2013

David Manuel
515 Maitai bay road
RD3 Kaitaia
021 2609689

Email: []
Attention: []

Secretary for Justice
Negotiation and Settlement
Office of Treaty Settlements

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Tena Kourua,

This is a request of funding from the Ngatikahu Ki Whangaroa Claimant Funding:

- | | |
|-------------------------------|---------------------|
| 1. Legislation and Governance | \$ 15,000.00 |
| 2. Consultation | \$ 35,000.00 |
| Total requested | \$ 50,000.00 |

2x MONTHS COSTINGS 01 August – 28 September 2013

GOVERNANCE

- | | |
|------------------------------|--------------------|
| • Trustees travel (3x hui) | = \$12,000.00 |
| • Marae koha & kai | = \$1,350.00 |
| • PSGE Travel Attendance hui | = \$1,000.00 |
| • Staff /office | = \$8,000.00 |
| Total | \$22,350.00 |

PSGE CONTRACTORS

- | | |
|-----------------------|-------------------|
| • [] Fees/Attendance | |
| • [] Fees/Attendance | |
| Total | \$5,000.00 |

PSGE ROADSHOW

- | | |
|-------------------------------|--------------------|
| Travel x6 people | = \$ 9,000.00 |
| Venues x6 @ \$300.00 | = \$ 1,800.00 |
| Catering 80 @ \$10.00 x6 | = \$ 4,800.00 |
| Booklets 1200 @ \$10.00 | = \$12,000.00 |
| Voting papers 2,500 @ 30 cent | = \$ 750.00 |
| Total | \$28,350.00 |

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Projected Milestones Achieved

1. New Office fully functional/Website, Facebook page/ Registrations database
2. Completion of consultation Road show completed.

The requested of \$50,000.00 will complete PSGE/AIP roadshow.

Unforeseen Costs

1. Meeting with the Minister.
2. Setting up of "Xero" accountant.
3. Office equipment.



Further claimant funding will be needed for:

1. Postal Ballot Preparation
2. Independent Election Co.
3. Specialist Advice
4. Project Management
5. Governance meetings

If you have any queries please do not hesitate to contact me on email: d.manuel29@yahoo.com or 021 2609689.

Na David Manuel

Te Heamana O Ngatikahu ki Whangaroa Trust Board.

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OFFICIAL INFORMATION ACT

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9(2)(a) of the Official
Information Act 1982.

Hi []

Our current bank balance is \$ 1 7

Consultation Road Show is being held in Kaitia this Saturday 3rd August 2013 with the Auckland Road Shows commencing in two weeks time.

I would appreciate an update on how the Claimant Funding is coming along please.

Kind Regards

Maria

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Ngatikahu ki Whangaroa

Marla Teresi (IT Manager)
Email: marla.teresi@hugoboss.com
WhatsApp: <https://wa.me/3933376000000000>
Facebook: <https://www.facebook.com/marlaboss>
LinkedIn: <https://www.linkedin.com/company/marlaboss>

5 Bank Street
P.O. Box 83, Kaitiaki 6441
Phone/Fax: (06) 4052 718
Free Phone: 0800 655 982

Claimant funding memorandum

To Kevin Kelly, Deputy Secretary Treaty and Director

File no. N116-NF-01-01

From Tim Townsend, Acting Manager Settlement Development Team

cc. Hui Kahu, Acting Deputy Director, Special Projects

[] Financial Performance Specialist

Date 12 August 2013

Subject Ngātikahu ki Whangaroa: release of claimant funding

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Purpose

1. This memorandum seeks your approval for the release of \$50,000 of claimant funding to Ngātikahu ki Whangaroa Trust Board (NKKW) from their deed of settlement funding allocation. The proposed release would allow NKKW to progress their deed of settlement milestone.

Background

3. In June 2009 the Minister for Treaty of Waitangi Negotiations and the Minister of Finance agreed NKKW should receive \$1,009,000 of claimant funding to contribute to all their milestones to settlement

Progress in negotiation and last release of claimant funding

5. NKKW have received and expended \$603,000 of their claimant funding to date and have \$406,000 remaining. The 'Remaining claimant funding' table provides more detail.
6. With the last release of funding NKKW tell us they have established an office, a fully functioning website, a Facebook page and a registrations database for better communication with their iwi members. They have also completed a series of consultation hui.

7. [] They have planned a series of PSGE information hui, giving iwi members to an opportunity provide feedback.

8. [] Not relevant to request

Withheld under section
9(2)(g)(i) of the Official
Information Act 1982.

9. The last release of claimant funding was \$50,000 released from the ratification milestone allocation in June 2013 as the first of two tranches approved by CFOG to enable NKKW to re-start their settlement negotiations. Officials are satisfied NKKW have incurred \$51,020.73 of legitimate claimant funding expenditure against the last release of \$50,000. This proposed release of \$50,000 from the deed of settlement milestone allocation is the second CFOG-approved tranche.

10.

Not relevant

to request

Remaining claimant funding

11. If you approve the recommended release of \$50,000 to NKKW \$278,000 will remain available for them to complete their deed of settlement milestone and \$356,000 from their overall claimant funding allocation.

12.

Withheld under section

9(2)(g)(i) of the Official Information Act 1982.

Table: Ngātikahu ki Whangaroa group claimant funding

Milestones for claimant funding	Funding allocation at June 2009 (\$)	Prior releases against this allocation (\$) (excluding C)	Most recent release: June 2013 (\$)	Proposed release August 2013 (\$)	Balance remaining after proposed release (\$)
	A	B	C	D	E=A-(B+C+D)
Recognised deed of mandate	\$52,000	\$52,000			
Terms of negotiation	\$16,000	\$16,000			
Formal negotiations to agreement in principle	\$215,000	\$215,000			
Formal negotiations to deed of settlement	\$498,000	\$170,000		\$50,000	\$278,000
Ratification	\$144,000	\$30,000	\$50,000		\$64,000
Legislation and governance	\$84,000	\$70,000			\$14,000
Total	\$1,009,000	\$553,000	\$50,000	\$50,000	\$356,000

Recommendations

12. It is recommended that you:

12.1. **note** officials are satisfied the previous claimant funding instalment has been spent on legitimate negotiation costs;

12.2.

Not relevant
to request

12.3. **note** NKKW have requested a release of \$50,000;

12.4. **approve** the release of \$50,000 of claimant funding to NKKW from their deed of settlement claimant funding allocation; and Yes / No

12.5. **note** that, if you approve this recommendation, \$278,000 will remain available to NKKW to complete their deed of settlement milestone and \$356,000 from their overall claimant funding allocation.

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Tim Townsend
Acting Manager Settlement Development Team

Recipient/s to complete

ENDORSED	NOT ENDORSED
<input checked="" type="checkbox"/>	<input type="checkbox"/>
Financial Performance Specialist	
Date: 13 / 8 / 2013	

ENDORSED / NOT ENDORSED
<input checked="" type="checkbox"/>
Hui Kahu Acting Deputy Director, Special Projects
Date: 13 / 08 / 2013

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9(2)(a) of the Official
Information Act 1982.

NOTED / APPROVED / NOT APPROVED
<input checked="" type="checkbox"/>
Kevin Kelly Deputy Secretary Treaty and Director
Date: 14 / 8 / 2013

RE: Funding

From: "Maria Terewi"
To: "
Date: 16/08/2013 13:21
Subject: RE: Funding
Attachments: Claimant Funding details for Bank account.pdf

Kia ora

Here is a scanned copy of the bank statement and deposit slip along with our letterhead.

Let me know if you need more information.

Noho ora mai

Maria

Withheld under section
8(2)(a) of the Official
Information Act 1982.

From:
Sent: Friday, 16 August 2013 12:53 p.m.
To: Maria Terewi
Subject: RE: Funding
Importance: High

Kia ora ano Maria

Thanks for sending this. As discussed on the phone, I put it through immediately to our financial specialist. He's come back to me saying we need either a computer generated deposit slip or a header off a bank statement. Can you let me have one or the other to replace the one you've sent, please? It seems what is needed is to have printed on the same piece of paper the bank, the iwi name and the branch and account numbers. The problem with this one is that Ngātikahu ki Whangaroa was handwritten.

Sorry about this - I don't make the rules!

Noho ora mai

Senior Analyst, Policy & Negotiations | Office of Treaty Settlements
DDI: +64 (0) 9 308 3000 www.ots.govt.nz
Te Tari Whakatau Take e pa ana ki te Tiriti o Waitangi

>>> "Maria Terewi" < > 16/08/2013 10:18 a.m. >>>

Morena

Payment slip attached as requested.

Regards

Maria

From: [redacted]
Sent: Friday, 16 August 2013 9:17 a.m.
To: Maria Terewi
Subject: Funding

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Kia ora Maria

Can you please email me a scanned system-generated paying-in slip for the NKKW claimant funding account, so that we can pay the money in. I am required to ask you to confirm, with the paying-in slip for each payment, that the account shown on the slip is the valid and current claimant funding account, so if you could just confirm that in the email, please, I'll be able to confirm it with the instruction to our finance people to make the payment.

If we can cover that off today, I would expect the funds to be paid about Tuesday.

Noho ora mai



Senior Analyst, Policy & Negotiations | Office of Treaty Settlements
DDI: www.ots.govt.nz
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please:
(1) reply promptly to that effect, and remove this email and the reply from your system;

(2) do not act on this email in any other way.

Thank you.

Confidentiality notice: This email may contain information that is confidential or legally privileged. If you have received it by mistake, please:

(1) reply promptly to that effect, and remove this email and the reply from your system;

(2) do not act on this email in any other way.

Thank you.



Ngatikahu ki Whangaroa

Trust Board

5 Bank Street, Kaitia - PO Box 83, Kaitia 0441
Phone/Fax: (09) 4082 718
Free Phone: 0800 655 982

Email: ngatikahukihangaroa@vodafone.co.nz
Website: www.ngatikahukihangaroa.twi.nz

16 August 2013

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Tena Koe []

Here are the bank account details for Ngatikahu ki Whangaroa Trust that the claimant funding is to be paid into.

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Noho ora mai

Maria Terewi

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9(2)(a) of the Official
Information Act 1982

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OFFICIAL INFORMATION ACT

Memorandum

To	Don Campbell	File reference N116-NF-01-01
From	Tim Townsend	Action: as soon as reasonably practicable
CC		
Date	16 August 2013	
Subject	Ngātikahu ki Whangaroa release of claimant funding	Attachments: cover sheet; memorandum signed by Deputy Secretary Treaty/Director; bank deposit slip.
For	Action	

Tēnā koe Don

Would you please arrange payment to Ngātikahu ki Whangaroa (NKKW) of \$50,000 of claimant funding, which will come from their deed of settlement claimant funding allocation.

I attach:

- a yellow OTS cover sheet;
- a memo signed by the Deputy Secretary Treaty; and
- a system generated bank deposit slip to confirm bank account numbers.

NKKW confirm the account shown on the bank deposit slip is valid and is their current claimant funding bank account.

Once the payment has been made I would appreciate it if you could send me a copy of the banking report for our records confirming that the payment has been transmitted.

Thank you

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Tim Townsend
Acting Manager, Settlement Development Team

DDI 04 494 9758 Email: Tim.Townsend@justice.govt.nz

RE: Funding

From: "Maria Terewi"
To:
Date: 21/08/2013 09:39
Subject: RE: Funding

Morena

The funds have arrived in our bank account this morning.

Kind regards

Maria

From:
Sent: Tuesday, 20 August 2013 2:42 p.m.
To: M D Terewi
Subject: RE: Funding

Kia ora Maria

I've had a message that Pita Pangari has called enquiring about the funding. Do you want to let him know you've already chased that up with us and pass on the result of our email & phone exchange this morning? Alternatively, I can call him if you'd prefer.

Noho ora mai

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9(2)(a) of the Official
Information Act 1982.

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OFFICIAL INFORMATION ACT

27 August 2013

David Manuel
Ngātikahu ki Whangaroa Trust Board
515 Maitai Bay Road
RD 3
KAITAIA

Tēnā koe

Claimant funding instalment for Ngātikahu ki Whangaroa Trust Board

I am writing to confirm that \$50,000 of claimant funding was deposited on 20 August 2013 in the bank account of Ngātikahu ki Whangaroa Trust Board for expenses to progress the deed of settlement milestone.

Please find attached a receipt form to be signed and returned to the Office of Treaty Settlements to confirm formally the trust board has received this claimant funding instalment.

Nāku noa, nā

Withheld under section
9(2)(a) of the Official
Information Act 1982.

Tim Townsend
Acting Manager, Settlement Development Team

cc:
Encl: Receipt form

Please return to:

Tim Townsend
Acting Manager Settlement Development Team
Office of Treaty Settlements
SX10111
Wellington 6140

Name of Recipient Group:	Ngātikahu ki Whangaroa Trust Board
Amount Received:	\$50,000
Purpose of Payment:	Claimant funding for deed of settlement milestone – August 2013
Signature of Authorised Representative:	
Date:	