

Te Whakarāpopotanga Matua

Ka nui te hono atu a te Māori ki ngā tūtohu whenua o tōna takiwā, koia e mōhiotia ai he tangata whenua. Ka mihia ngā maunga, ngā wai māori me ngā moana i roto i ngā whakapapa me ngā pepeha hei tohu i aua hononga ā-whānau, ā-hapū, ā-iwi hoki. He tupuna ēnei tūtohu whenua ki te Māori, he mea tapu, he mea whai mauri.

Ka whirinaki atu ngā tangata whenua ki te mauri o te wai me ngā pūnaha hauropi, me tōna ora, e ora hoki ai te mauri o te tangata, o te iwi. He mea whakapū ngā momo taonga e kitea ana i ēnei taiao ki te tuakiri me te oranga ahurea o te Māori, me i kore ake, ka raru nuitia ngā tangata whenua.

Nā te kaha tūkinotia o te wai me te ngaronga a ngā tangata whenua ōna mana whakahaere i roto i ngā whakatau mō ngā wai māori, kua kino rawa atu ngā pānga. Nā tēnei kua tino heke te mauri o te wai, ngā pūnaha hauropi me ngā momo taonga e whirinaki atu ana ki a ia hei oranga mō rātou.

E tautohutia ana ētahi o ēnei take e ngā tūtohutanga kei roto i tēnei pūrongo. E whakaratohia ana hoki ngā tūtohutanga e pā ana ki te whakahāngaitanga o te ariā matua o Te Mana o Te Wai, kei te National Policy Statement for Freshwater Management 2020 (NPSFM), ki Te Taitokerau i roto i te Freshwater Planning Instrument (FPI), e whakaturengia ana e te s.80A o te RMA. E whakarato nei ia i ngā kōrero tūāpapa mō te kaupapa, ā, e whakaūngia ana hoki:

- ∞ kia mana ai Te Mana me te Mauri o te Wai hei korowai mō te FPI i roto i ngā whakatau wai māori anamata;
- ∞ e hāngai ana Te Mana me te Mauri o te Wai ki tā Te Tai Tokerau whakamārama i Te Mana o Te Wai, e kōrerohia nei i te NPSFM;
- ∞ te āhukahuka o Te Hurihanga Wai hei tauākī whakakitenga mō te rohe;
- ∞ ngā ritenga tangata whenua kua tūtohutia, e whaimōhio ai ngā whakatau anamata mō te panoni mahere, me te FPI;
- ∞ he huhua ngā take me ngā mahi o te wā e pāngia ai te wai māori;
- ∞ me whakatinana te aroākapanga o ngā utanga kei te NPSFM i roto ngā whakatau anamata katoa; ā,
- ∞ he tangongitanga i waenganui i ngā whānau, hapū, iwi hoki e pā ana ki ā rātou whakaarotau mō ngā whakatau wai māori i Te Tai Tokerau.

Ahako te hoahoa-tahi o tēnei pūrongo me te Tangata Whenua Water Advisory Group (TWWAG), kāhore rawa ia e whai nei ki te takahi i te mana motuhake me te rangatiratanga o tēnā, o tēnā hapū, iwi hoki kei Te Tai Tokerau. Heoi anō, ko tā te pūrongo nei he whakarato i tētahi ara ā-rohe, he tūtohutanga hoki e pēhea e whai wāhi ai ngā rōpū tangata whenua kē atu ki ngā whakataunga anamata.

1 Ngā Tūtohutanga

Kua whakakotia ngā tūtohutanga nei hei wāhanga o te pūrongo, e whai mana ai Te Mana me te Mauri o te Wai i Te Tai Tokerau:

Ngā ritenga tangata whenua me ngā tuhinga

1. E whai wāhi ana ngā ritenga tangata whenua, kua tāpae i te Wāhanga 3 o tēnei pūrongo, ki te Freshwater Planning Instrument (FPI) mō Te Tai Tokerau, kia whakamanahia te National Policy Statement for Freshwater Management 2020 (NPSFM);
2. Kua whakaurungia te Tauākī o Te Mana me te Mauri o te Wai mō Te Tai Tokerau, otirā, te whai wāhi atu hoki o Te Hurihanga Wai, ki te FPI; ā,
3. Mā ngā ritenga ngā pāpātanga o ngā whanonga a te tangata, tana tiaki hoki i ngā wai māori, e ārahi.
4. Kapi katoa ana ngā tūmomo wai katoa i te whakamāramatanga a Te Mana me te Mauri o te Wai; ngā wai kei ngā paipa, ngā kurawai me ngā heketua hoki.

Te Ākinatia o Te Mana Whakahaere

5. Arotakehia ngātahitia ngā Freshwater Management Units (FMUs) o ināianei me ngā tangata whenua e whai hononga ana ki aua wai, kei a rātou te mana whakahaere kē rānei o aua wai;
6. Me whakawhanake ngā whakakitenga, ngā uara, ngā herenga, ngā tuaritanga, ngā rerenga, te pēhea mai o ngā āhuatanga o ināianei, me ngā haukāinga e tika ana kia whai wāhi mai ki tēnei tukanga;
7. Me whakamana ngā tangata whenua e te Kaunihera ā-Rohe o Te Taitokerau (NRC) ki te wānanga me te whakawhanake i ā rātou ake hōtaka mahi, e hua mai ai ngā FMU anamata i ō rātou ake takiwā, rohe anō hoki;
8. Mā te wānanga me te hui ka whanake ngā tangata whenua i ngā tukanga me ngā paearu e tika ana, e whai ana i ō rātou mātauranga, ā rātou tikanga anō hoki ki te whakawhanake whakakitenga, uara, me ngā ritenga hōu ka whai mai, hei whakatutuki i ngā hiahia o te NPSFM me ngā FMU.
9. Ko ngā tangata whenua e tū nei hei hinonga mana whakahaere, ā, kua āhukahukatia hoki, ka āwhinatia e NRC ki te whakawhanake, ki te tautohu hoki i ngā uara wai māori hei ārahi i ngā tukanga whakatau wai māori i ō rātou rohe, takiwā hoki;
10. E whai wāhi mai ana ngā haukāinga ki te tukanga whakatau e pā ana ki te whakamāramatanga o te FMU, e ai ki tōna ake rohenga;
11. Whakarite ngātahitia me ngā tangata whenua ngā mahere hei whai, me ngā mahere whakatinana.
12. Whakawhanake ngātahitia me ngā mana whenua ngā aratohu mātauranga e tautohutia ai ngā wā e tika ana kia whai wāhi mai ngā tikanga Māori mō te wai - pērā ki te whakatakoto rāhui e tiaki pai ai te mauri;

13. Whakawhanake ngātahitia me ngā tangata whenua he mahere mahi ki te whakawhanake FMU anamata;
14. Kapi katoa ana ngā wai māori e Te Hurihanga Wai, ka mutu, he rerekē tō te ariā āhua e whai wāhi atu ana ki te tukanga Three Waters, i te wā e whakatinanahia ana e ia Te Mana me te Mauri o te Wai i ōna tūmomo āhuatanga maha;
15. Arotaketia ngā whakaaetanga rawa taiao o ināianei ki ngā herenga me ngā rerenga ka tautuhitia i ngā FMU anamata ka whakatūria e ngā tangata whenua; ā,
16. Whakawhanake ngātahitia me ngā tangata whenua he aratohu mō te huarahi whakaaetanga, ka toha atu i mua i ngā hui puka tono-takamua nā ngā kaitono anō i whakaara.

[Te Whakawhitiwhiti Kōrero me te whakapāpā](#)

17. E hiahiatia ana kia whakapāpā, kia whakawhitiwhiti kōrero rawa ki ngā kaikaunihera, ngā hapori me te iwi whānui mō te FPI.

[Te Whakatinanatanga me te mahi whai muri](#)

18. Me āta whakaaro, me whakamātau hoki ngā rangahau whakapūaho hei wāhanga o ngā mahi whai muri, ā, me tōna whai pānga ki ngā tangata whenua;
19. Mā ngā tangata whenua te aroturukitanga o ngā wai māori, kia whakatauria ngā tino āhuatanga hei whai, me ngā paetīmata, ā, mā NRC tēnei e hāpai;
20. E ai ki ngā tohu here i te wāhanga 3.4(3) o te NPSFM, i roto i ngā tau e rua me tūhura, me whakatinana hoki e NRC² ngā momo tikanga o ināianei e wātea ana i raro i te Resource Management Act 1991 (RMA), kia whai wāhi mai ngā tangata whenua ki roto i ngā whakatau wai māori, pērā mā:
 - a. te tāpaetanga o ngā mana, i raro i te s.33;
 - b. ngā whakaaetanga whakahaere ngātahi, i raro i te s.36B;
 - c. ngā Whakaaetanga Mana Whakahono ā-Rohe, i raro i te s.58M;
 - d. ngā aromatawai pāpātanga ahurea, e mana nei i raro i te s.88(2)(b) o te RMA;
21. Me whakatū, me hāpai hoki e NRC tētahi kāhui Māori motuhake ka whakatutuki i te tukanga meka ki te whakapakari, me te tautoko i te whakamāramatia o ngā tono whakaaetanga rawa taiao³;
22. Kia arotake ngātahitia ngā whakaaetanga me ngā āheitanga e ngā tangata whenua me NRC, i ia toru tau, e rite ai te whakamahinga o te wai nā ēnei whakaaetanga i mana ai, ki ngā hua taiao e whāia nei e te FPI, kia tiaki tikahia tēnei taonga wai māori, kia whakamanatia hoki Te Mana me te Mauri o te Wai:

² Kia whakatūria he pae kaitohu (hei tauira, TTMAC) hei ārahi i ngā whakaritenga whakaaetanga i te taumata whakahaere, whakatinana hoki.

³ Ka whakamanahia tonutia ngā whakaritenga kua tū kē, a ngā tangata whenua ki te arotake i ngā whakaaetanga rawa taiao, ka mutu e kore e whakahāwinitia ki te mana o te rōpū Māori Motuhake. E whai wāhi mai ana ngā Post Settlement Governance Entities (PSGEs) kua tū kē, i reira tukuna ai ngā whakaaetanga.

- a. i ia toru tau me nanao atu ki te huarahi e tika rawa atu ana hei whakakore, whakaiti iho rānei i ngā pānga kino ki te taiao; rānei,
- b. ahakoa he aha te wā, ka tirohia ngā pānga katoa ki ngā uara ahurea kāhore i tautohua e ngā tangata whenua, ā, whai muri atu i tautohua, i whakaaetia hoki i roto i ngā tukanga whakamahere ā-rohe, i whakapūmau rānei i roto i ngā whāinga, kaupapa here, paerewa hoki o te FPI; rānei,
- c. ahakoa he aha te wā, ki te hāpai i ngā pānga kino i tūpono noa ki te taiao, i ahu mai pea i te whakamanatanga o tētahi whakaaetanga; rānei,
- d. ahakoa he ata te wā, ki te hāpai i ngā FWFP hōu katoa.

Ngā Raraunga me te Whakahaere Mōhiohio

- 23. Ka noho te mana whakahaere i ngā raraunga me ngā mōhiohio kua kohia i ngā FMU ki ngā tangata whenua;
- 24. Ka whakawhanaketia he tomokanga Pūnaha Mōhiohio Matawhenua (GIS), me ngā paparua wai māori, hei tautoko i ngā whakatau wai māori a ngā tangata;
- 25. Ka whakawhanake ngātahitia ngā kawa mōhiohio e NRC me ngā tangata whenua, e tika ai te whakamahinga o ngā raraunga me ngā mōhiohio kua kohia, ā, e tiakina ai hoki ngā mōhiohio e tika ana kia noho tapu; ā,
- 26. Kia wātea mai ngā raraunga a NRC ki ngā tangata whenua, e whaimōhio ai a rātou whakatau wai māori.

Ngā Tukanga Waeture-kore me ētahi atu mahi

- 27. Ka whakarotongia e NRC ngā whakamataaratanga mātauranga, ngā rauemi, me ngā huarahi whakangungu, ā, ka whakawhanake ngātahitia ēnei me ngā tangata whenua;
- 28. Ka whakaarotautia, ka whakawhanaketia ngā pūnaha, ngā tukanga, ngā taputapu hōu hoki e tautoko nei ki te whakatinana i te NPSFM, ā, ina koa ngā ritenga tangata whenua; ā,
- 29. Ka āwhinatia ngā tangata whenua e NRC mā te Local Government Act 2002 (LGA), ngā ture ka whai muri ake rānei, ki te whai wāhi motuhake atu ki ngā tukanga whakatau wai māori.

E tautohutia ana ngā tukanga waeture-kore me ētahi atu mahi, hei tautoko i te whakatinanatanga o ngā ritenga tangata whenua kua tuhia i runga ake nei:

- 30. He āwhina anō me whakarato ki ngā māngai o ngā tangata whenua kia eke panuku ai ngā whakataunga. Mā tēnei āwhina ka whakarato pea ēnei e rārangi mai nei, me ētahi atu:
 - a. te tae atu ki ngā hui
 - b. te whakarite i ngā aromatawai uara ahurea, aromatawai pāpātanga ahurea rānei, ā,
 - c. te mahi aroturuki ahurea o ngā wai māori.
- 31. Kia wātea mārīka mai ngā raraunga me ngā mōhiohio mō te wai māori, e whaimōhio ai ngā whakatau a ngā tangata whenua.

32. Kia whakawhanake ngātahitia ngā kawa mōhiohio ki tō ngā tangata whenua taha, kia tika te kōhi me te pupuri i ngā mōhiohio e tika ana kia noho tapu, ki roto i tētahi hanga e wātea ana hei kuhu, ā, kua whakaaetia e rātou, e hāngai hoki ana ki ngā tikanga Māori.
33. Kia whakawhanaketia ngā pūnaha, ngā tukanga, me ngā rauemi hōu hei tautoko ki te whakatinana i ngā ritenga kua whakatakotohia, i whakawhanak ngātahitia me TWWAG. E whai wāhi mai ana:
- He hōtaka whakangungu uara tangata whenua me mātua tutuki e ngā kaimahi o NRC me ngā kaiwhakatau, nā rātou te mahi ki te whakatinana i ngā ritenga o te Mahere ā-Rohe kua whakatakotoria mō Te Tai Tokerau.
 - He mahi tauira, he mahi taupua hōu mō ngā rangatahi me ngā taitamariki e aro ana ki te aroturuki wai māori.
 - Kia whakawhanaketia ngā rauemi GIS e wātea mārika ana ki ngā tangata whenua, kia mōhiohia, kia whakamahere matihikotia hoki te taiao whenua me ngā raraunga hōu, e hua mai ai ngā whakatau mārama, whaiwhakaaro nui mō ngā whakatau wai māori. Ka whai wāhi mai pea:
 - te whānui o ngā repo, nga roto, ngā puna wai, ngā awa, ngā wai rangitahi, me ngā puna wai kua hangaia e te ringa tāngata, o ināiane;
 - ngā pūnaha wai me ngā taunekeneketanga i waenganui i te wainuku, te waipapa, me te wai tai;
 - ngā whakarōpūtanga wai;
 - ngā wāhi, ngā rohenga tāpua, e wāriutia ana rānei e ngā tangata whenua.
34. Te whakangungu, te whakaako, me te āwhina i ngā tūranga aroturuki, whakauruhi wai māori hoki o ngā tangata whenua.
35. Te tūhura ka pēhea a NRC e waeture i te ruinga o ngā pungarehu i ngā rehonga wai māori/wai tai.
36. Kia mārohi, kia taikaha ake te aroturuki me te uruhi i ngā takahitanga o tēnei mahere. Tērā pea ka whai wāhi mai he tauira urupare paneke ki ngā tūāhuatanga ka pūrongotia.
37. I ngā wā e tāea ana, mahi tahi ki ngā āpiha kaitiaki tangata whenua me ngā kaimahi tautukunga o NRC, ki te tūhura i ngā takahitanga kei tūpono mai.
38. Kia wātea māriki mai ngā whenua nō NRC, kia pai ai te aroturukitia o ngā wai māori e ngā kaitiaki.
39. Ākihia te wāteahia mai o ngā whenua tūmataiti ki ngā tangata whenua, hei aroturuki i ngā wai māori kei ngā wai tāpua ahurea.
40. Ka whakawhanaketia e ngā kaunihera ngā tukanga e āhei ai ngā tangata whenua ki te whai wāhi atu ki ngā wāhi wai māori, mā ngā kuhunga, te whakaaetanga tūmataiti, ngā ture wawaetanga, me ngā ture whakaaetanga hoki.

2 Whāinga o te Pūrongo

Ko te whāinga o tēnei pūrongo he whakarato i ngā tūtohutanga me ngā kupu āwhina ki a TWWAG me NRC. Ka whai wāhi mai ngā tukanga waeture-kore me ētahi atu mahi.

3 Ngā Herenga

I whakaritea tēnei pūrongo e Kohu Strategy and Planning Ltd (KSP) me Pattle Delamore Partners Ltd (PDP), he mea tautoko nā Tapuwae Cultural Footprints, mā TWWAG. I whakatūria a TWWAG e NRC i runga i ngā tūtohunga a Te Tai Tokerau Māori and Council Working Party (TTMAC)⁴.

Kua herea tēnei pūrongo ki te whakarato i ngā tūtohutanga ki a TWWAG me NRC, i puta i ngā huinga whāiti hoahoa-tahi nō te Mei o te tau 2022 ki te Hānuere o te tau 2023, e whakawhanake ai ngā ritenga tangata whenua kua tāpae i tēnei pūrongo.

Kāhore te pūrongo e whakarato tohutohu ana mō ētahi ritenga whānui kē atu o ngā uara, ngā hua taiao (ngā whāinga) me ngā kaupapahere e hiahiatia ana i raro i te NPSFM. Heoi, e mōhiotia ana te horapatia o ngā uara Māori i ngā āhuatanga katoa o ngā whakatau wai māori. Nā konā me whai wāhi atu ngā uara Māori ki roto i te whakawhanaketanga o ritenga kē atu.

I whakahaere ā-tuihonotia ētahi o ngā huinga whāiti nā runga i ngā herenga o te COVID-19. Nā tēnei i āhua here te whai wāhi mai a ngā kaiuru, i nātia i ētahi wā nā te hangarau me te tika o te honotanga ipurangi. I taea e ngā mema te tae ā-tinana mai, ā, i whakarato uruparenga rātou i ngā wā i taea, i te whakawhanaketanga o tēnei pūrongo.

I herengia te wā mō ngā huinga whāiti nā runga i ētahi atu anō mahi, me ngā hōtaka mahi pakeke a ngā mema o TWWAG me NRC i taua wā. Nā tēnei i herengia hoki te wā mō te whakatinanatanga o ngā putanga i ētahi wāhi, ā, kāhore i rukuhia katoatia ngā kaupapa, i roto i te wā i tika ai, i ngā huinga whāiti hoahoa-tahi.

Nā te pakeke o ētahi o ngā kaupapa i hiahiatia i raro i te NPSFM, pērā ki te arotake i ngā FMU o ināianei, me te tautohu i ngā FMU hōu i Te Tai Tokerau, kua tuhia ki tēnei pūrongo he tūtohutanga e whakarato tohutohu ai mō te anga whakamua o tēnei mahi ki anamata. Me rangahau tonu, me mahi tahi tonu ki ngā tangata whenua me ngā hapori mō tēnei mahi.

Tērā pea ka herea te whakamāoritanga me te whakatinanatanga o ētahi wāhanga o tēnei pūrongo tūtohutanga, i te whakaritenga o te FPI me te tātari kōwhiringa o te pūrongo ātikara 32, e hiahiatia ana e te RMA.

⁴ Tirohia Ngā Tūtohu Mahi a TTMAC 2019 - 2022 mō ētahi atu mōhiotio. <https://www.nrc.govt.nz/your-council/elected-members/council-and-committees/>

4 Ngā Tūtohu Mahi a TWWAG

I tautokotia te whakatūnga o TWWAG e TTMAC hei whakarato uruparenga, tātaritanga, kupu āwhina hoki mō te whakawhanaketanga o te FPI, e whakamana ai i te NPSFM. Kua whakaū a NRC i roto i ngā Tūtohu Mahi (ToR)⁵ o TWWAG, kāhore tēnei i te huarahi nahe anō e whakapāpā ai ia ki nga tangata whenua. E whakaū hoki ana a TWWAG horekau kē kei a ia te mana ki te kōrero mō ngā tangata whenua, ngā whānau, ngā hapū me ngā iwi katoa⁴. Kua whakamaheretia ētahi atu tukanga whakawhitiwhiti kōrero e whai wāhi mai ana ngā tangata whenua me ngā rōpū hapori, kia whiwhi uruparenga anō mō te FPI hukihuki.

E whai wāhi mai ana te hōkaitanga, te mematangā, ngā uara, ngā whāinga, ngā putanga, me ētahi atu mea ki te ToR, ētahi o ērā e kapi nei i tēnei Pūrongo Kōeke 2.

Kia kua te tuinga o tēnei pūrongo, me te whai wāhi mai o ngā mema o TWWAG e aukati, e here tonu rānei te whai wāhi mai ki te tukanga whakamōhiotanga ōkawa e tautuhitia ana i raro i te Kupu Āpiti 1 o te RMA. Me he taupatupatu ka puta mō ngā whakatakotoranga kupu a ngā rōpū, ka taea mā te Kupu Āpiti 1 te whakamahia o ngā tāpaetanga me ngā tāpaetanga kē atu.

⁵ TWWAG ToR Maehe 2022.