

Subject **Plan Change 65 - Iwi Consultation**

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### 1. Purpose

Manawatu District Council has prescribed functions under the Resource Management Act 1991 (the Act) to give effect to the purpose of the Act, being the sustainable management of natural and physical resources per s5(1).

As outlined in s31(1)(a) of the Act, a function of Council is to review its operative District Plan objectives, policies, and methods to achieve integrated management of the effects of land use activities. Manawatu District Council is undertaking Plan Change 65 to achieve the purpose of the Act regarding outstanding natural feature and landscapes within the District which are currently not managed by a resource management framework.

This report has been written to accompany the s32 reporting of Plan Change 65 – Outstanding Natural Features and Landscapes (ONFL's). The report will detail how Council has developed Plan Change 65, incorporating tangata whenua values into the identification of ONFL's, and the drafting of objectives and provisions.

### 2. Timeline

The following timeline demonstrates the process Council has undertaken in consulting with local Iwi authorities in terms of Plan Change 65 – Outstanding Natural Features and Landscapes.

Council has five mandated Iwi in terms of s35A of the Resource Management Act, being:

Te Runanga o Ngāti Apa Trust - Ngāti Apa

Tanenuiarangi Manawatū Incorporated – Rangitane o Manawatu

Te Runanga o Ngāti Hauiti - Ngāti Hauiti

Te Runanga o Raukawa Incorporated - Ngāti Ruakawa ke ti Tonga

Rangitāne o Tāmaki nui-a-Rua Incorporated - Rangitāne o Tāmaki nui-a-Rua

Council has also consulted with Muaūpoko, their rohe borders the south of the Manawatu District boundary with Horowhenua. Council's consultation with Muaūpoko has also been documented.

It is also noted that Manawatu District Council has a Council Committee, Nga Manu Taiko, which includes representatives from 10 Marae and two hapu within the Manawatu District, this committee includes the sitting Mayor and two other Councillors. Presentations to Nga Manu Taiko have been included to the timeline as direct consultation to individual Marae and two Hapu.

The timeline below details the meetings and correspondence Council has had with Iwi.

Date	Iwi Authority	Comment
14/8/2018	Nga Manu Taiko (Manawatu District Council)	Council officers introduced the Plan change to Nga Manu Taiko, the Manawatu District Council's Hapu Committee, and welcomed feedback.
19/10/2018	Ngāti Hauiti	Council Officers contacted the General Manager of Ngāti Hauiti Iwi authority group seeking comment on the appropriateness of the proposed ONFL's. Council received a response that the documentation would be sent to Iwi leaders and any further comment would be

		sent to Council. no further feedback was received regarding the proposed ONFL's.
24/10/2018	Ngāti Apa	Council contacted Ngāti Apa for the purposes of consulting with the Iwi authority. A response was received from Chris Shenton. A meeting was held on the 24/10/2018 with Chris Shenton, John Hudson Landscape Architect and Council Planning Officers.
16/11/2018	Muaūpoko	Council contacted Muaupoko for the purposes of consulting on the draft ONFL Chapter. Jade Wikaira responded on behalf of Muaupoko outlining that Muaupoko were interested in being involved in the plan change process, noting that the iwi authority would value a discussion as part of a wider process to create a formal relationship between the iwi authority and Manawatu District Council.
13/11/2018	Ngāti Ruakawa	Manawatu District Council attended a hui to present the ONFL Chapter to the Iwi.
19/3/2019	Ngāti Ruakawa	Meeting held with representative of Ngāti Ruakawa and Council officers regarding the ONFL plan change. Iwi representatives agreed to provide a record of their individual values as they relate to the individual ONFL's.
20/6/2019	Ngāti Hauiti, Ngāti Apa, Muaūpoko, Rangitāne o Manawatu, Ngāti Ruakawa, Rangitane o Tamaki nui-a-Rua	Letters sent out to all Iwi authorities asking for formal feedback on the draft Natural Features and Landscape plan change.
30/8/2019	Ngāti Hauiti, Ngāti Apa, Muaūpoko, Rangitāne o Manawatu, Ngāti Ruakawa, Rangitane o Tamaki nui-a-Rua	A further email is sent from Principal Policy Planner asking for any feedback.
12/9/2019	Ngāti Ruakawa	Representatives of Ngāti Ruakawa meet with Council officers, Ngāti Ruakawa provided Council with a powerpoint presentation that outlined their values. These values have been incorporated into the ONFL appendices which outline the individual ONFL's special features.
17/9/2019	Rangitāne o Manawatu	Meeting held between Manawatu District Council Officers and members of Rangitāne o Manawatu's treaty settlement agency Tanenuiarangi Manawātū Incorporated(TMI) at TMI headquarters in Awapuni.  The meeting discussed the Iwi authority's submission on the draft plan change and how Council could cater to the Iwi's values of enhancing waterways in their rohe. It was discussed that Council's jurisdiction as it relates to protecting landscapes is restricted by

		<p>Horizons Regional Council's One Plan. Manawatu District's identified ONFL's are identified based upon the landforms surrounding watercourses, rather than the watercourse itself.</p> <p>Council discussed alternative options that could incorporate cultural values into the District Plan. A meeting was agreed for the following week focusing on alternative options.</p>
27/9/2019	Rangitāne o Manawatu	<p>Meeting held between Manawatu District Council Officers and members of Rangitāne o Manawatu treaty settlement agency Tanenuiarangi Manawatū Incorporated at TMI offices in Awapuni.</p> <p>The meeting involved discussion on the individual ONFL's and ensuring Rangitane o Manawatu values were incorporated into the Tangata Whenua values identified in the individual ONFL's.</p> <p>Council also provided an example Tangata Whenua Chapter which is a new required chapter under the National Planning Standards.</p> <p>Following the meeting, Rangitāne o Manawatu representative, Siobhan Lynch-Karaitiana offered to provide comment on the individual cultural values of the identified ONFL's. The meeting finished with Siobhan to provide Rangitane o Manawatu values to the features of the ONFL's.</p>
29/10/2019	Muaūpoko	<p>Council meet with a representative from Muaūpoko to discuss the proposed ONFL's. Council provided an update on the upcoming work programme and the iwi identified plan change topics of interest to them.</p>

### **3. Statutory Requirements of the Resource Management Act 1991**

Pursuant to schedule 1, clause 3(1)(d) of the Act Council is required to consult with tangata whenua of the area who may be affected during the preparation of a proposed plan.

It is noted that clause 3B is applicable to iwi authorities who's details have been supplied to Council by the Crown. For these Iwi authorities, Council is directed to consult to the extent below:

*3B(a) – considered ways in which it may foster the development of their capacity to respond to an invitation to consult.*

*3B(b) – Establishes and maintains processes to provide opportunities for those iwi authorities to consult with Council.*

*3B(c) – consults with those iwi authorities.*

*3B(d) – enables those iwi authorities to identify resource management issues of concern to them.*

*3B(e) – indicates how those issues have been or are to be addressed.*

Below is an outline of the consultation undertaken with individual iwi showing how council has met the requirements of Clause 3B.

### **3.1 Ngāti Raukawa ki te Tonga**

Ngāti Raukawa ki te Tonga are a mandated Iwi recognised by the Crown under the Maori Fisheries Act 2004. Ngāti Raukawa ki te Tonga refers to Ngāti Raukawa lands within the lower North Island, the iwi also has ancestral lands in the Waikato.

In the early 19<sup>th</sup> century a significant number of Ngāti Raukawa migrated from Waikato to the lower North Island, establishing themselves within the Rangitikei, Manawatu, Horowhenua and Kapiti.

The table below details how Council has given effect to the requirements of Clause 3B in relation to Ngāti Raukawa ki te Tonga.

<b><i>Schedule 1 Requirements</i></b>	<b><i>Comment</i></b>
3B(a) considers ways in which it may foster the development of their capacity to respond to an invitation to consult	Council is committed to meaningful consultation with tangata whenua in District Plan drafting. It is considered that through meeting and fostering an understanding of the resource management system with members of Te Runanga o Raukawa. Council endeavours to provide sufficient time for responses, and to engage with the Iwi early in the plan change process.
3B(b) establishes and maintains processes to provide opportunities for those iwi authorities to consult it.	Council does not currently hold a memorandum of understanding with Ngāti Raukawa ki te Tonga which would establish a formal consultation process. However Council continues to engage with Ngāti Raukawa ki te Tonga during the wider District Plan review. Meetings with representatives of Ngāti Raukawa ki te Tonga have occurred on the 19/3/2019 and 12/9/2019, throughout the development of the Natural Features and Landscapes Chapter.  It is noted that Iwi and Council governance teams are to arrange a more formal agreement for engagement in the future.
3B(c) consults with those iwi authorities	Council has consulted with representatives of Ngāti Raukawa ki te Tonga, and provided the Iwi authority the opportunity prior to notification to comment on any potential resource management provisions. These meetings occurred on the 19/3/2019 and the 12/9/2019.
3B(d) enables those iwi authorities to identify resource management issues of concern to them	Ngāti Raukawa ki te Tonga provided a powerpoint presentation to Council regarding the individual ONFL's that held special value to the Iwi. Ngati Raukawa as part of the consultation process have provided their united values below: <ul style="list-style-type: none"> <li>- Ruahine, Tararua and the Manawatu River Catchment (referred to from this point as Nga Pae Maunga me nga Wai-tuku-kiri) are inseparable and are integral to the identity of all Tangata whenua of the region</li> <li>- Nga Pae Maunga me nga Wai-tuku-kiri are ancient and enduring sources of life; abundant with adventure, and alive with history;</li> </ul>

	<ul style="list-style-type: none"> <li>- Nga Pae Maunga me nga Wai-tuku-kiri are places of spiritual significance with their own mana and Mauri;</li> <li>- Ngāti Raukawa as Tangata Whenua have a tupuna responsibility to uphold the mana of Nga Pae Maunga me nga Wai-tuku-kiri;</li> <li>- Ngāti Raukawa speak as a unified voice to safe guard the mana of Nga Pae Maunga me nga Wai-tuku-kiri.</li> </ul>
3B(e) indicates how those issues have been or are to be addressed	<p>The nature of the plan change is to restrict land use activities within ONFL's which are of special value to Ngāti Raukawa ki te Tonga. The values identified by Ngāti Raukawa ki te Tonga have been incorporated into the provisions of NFL-APP1. Ngati Raukawa ki te Tonga, through their iwi authority Te Runanga o Rauakwa, have provided valuable comment on Plan Change 65 to Council, and the Iwi's comment has been given effect to throughout the drafting of the plan change. Their comments specifically relate to ONL Ruahine Ranges, ONL Manawatu Coastline and ONF Rangitikei River.</p> <p>It is therefore considered that Council has addressed the Iwi's resource management issues through the proposed plan change.</p>

### **3.2 Rangitāne o Manawatu**

Rangitāne o Manawatu are a mandated Iwi recognised by the Crown under the Maori Fisheries Act 2004. Rangitāne o Manawatu are also mandated by the Rangitāne o Manawatu Claims Settlement Act 2016. The Iwi's rohe includes the entirety of the Manawatu District, bounded by the Coast, Rangitikei River, and Ruahine Ranges.

The table below details how Council has given effect to the requirements of Clause 3B in relation to Rangitāne o Manawatu.

<b><i>Schedule 1 Requirements</i></b>	<b><i>Comment</i></b>
3B(a) considers ways in which it may foster the development of their capacity to respond to an invitation to consult	Council is committed to meaningful consultation with tangata whenua in District Plan drafting. It is considered that through meeting and fostering an understanding of the resource management system with members of Rangitāne o Manawatu, Council is developing capacity for the iwi authority to respond to requests for consultation.
3B(b) establishes and maintains processes to provide opportunities for those iwi authorities to consult it.	<p>Council does not hold a memorandum of understanding with Rangitāne o Manawatu which would establish a consultation process. However Council continues to engage with Rangitāne o Manawatu during the wider District Plan review. Regular meetings with Siobhan Lynch-Karaitiana have occurred throughout the development of the Natural Features and Landscapes Chapter.</p> <p>It is noted that Iwi and Council governance teams are to arrange a more formal agreement for engagement in the future.</p>

<p>3B(c) consults with those iwi authorities</p>	<p>Council has consulted with representatives of Rangitāne o Manawatu, and provided the Iwi authority with the opportunity to make comment on any potential resource management provisions prior to notification on the 20/6/2019 where a letter inviting feedback was sent by the Principal Policy Planner.</p>
<p>3B(d) enables those iwi authorities to identify resource management issues of concern to them</p>	<p>Council has met with representatives of Rangitāne o Manawatu on two occasions, the 17/9/2019 and 27/9/2019 to discuss resource management issues of concern to Rangitāne o Manawatu. These discussions focused around scope of the Plan Change, and what constitutes a ONFL, acknowledging that protection of cultural landscapes may best be located in other District Plan Chapters. Rangitāne o Manawatu representatives offered to provide planning input into the areas of the plan change which they were interested in, namely the 'ONFL fact tables' that will be an appendix to the District Plan. Rangitāne o Manawatu provided the following comments that relate to individual ONFL's.</p> <ul style="list-style-type: none"> <li>- In autumn, Rangitāne o Manawatū hapu would migrate to seasonal camps in the Ruahine Ranges to hunt birds such as kiwi, weka, kākā, kākāpō and kakariki. Kiora were hunted along known trails, berries and rārāhu (fern root) were collected, as well as a range of high altitude plants for rongoa.</li> <li>- Te Ahu a Turanga, located on the Ruahine Range is a significant waahi tapu, culturally, spiritually and historically to Rangitāne o Manawatū.</li> <li>- The Manawatu Coast was settled by Rangitāne o Manawatū where the iwi thrived being rich in coastal and ocean resources. Of special significance was the mahinga kai toheroa, a large edible bivalve part of whose life phase is based around the native sand binding grass spinifex</li> </ul> <p>Council has included these comments into the proposed appendices of the plan change.</p>
<p>3B(e) indicates how those issues have been or are to be addressed</p>	<p>The nature of the plan change is to restrict land use activities within ONFL's which are of special value to Rangitāne o Manawatu. Rangitāne o Manawatu has also provided input into the plan change. Council have encouraged Rangitāne o Manawatu to provide Council with their values so that they can be incorporated into the plan change. As demonstrated above, individual values have been incorporated into the appendices of the proposed plan change. It is considered that Council has addressed the Iwi's resource management issues through the proposed plan change.</p>

### **3.3 Ngāti Hauiti**

Ngāti Hauiti are a mandated iwi under the Maori Fisheries Act 2004. Their traditional rohe includes areas within the northern Manawatu District alongside the Rangitikei River Outstanding Natural Feature. Council have received comment from other Iwi authorities regarding the significance of this river landscape to Maori.

Council contacted Ngāti Hauiti for the purposes of consultation regarding Plan Change 65 on 19/10/2018. A response was received from Robert Martin, General Manager of Te Maru o Ruahine Trust, . This response detailed that Robert would send out the request for consultation to Iwi members, he also noted that the Iwi are now picking and choosing priority engagements due to capacity constraints.

On the 20<sup>th</sup> of June 2019 Council officers sent formal Clause 3 letters out to the mandated Iwi authorities asking for feedback on proposed Plan Change 65, this included Ngāti Hauiti. No response was received from the Iwi authority.

On the 30<sup>th</sup> of August 2019 the Principal Policy Planner sent a further email to Ngāti Hauiti asking for any feedback on the proposed plan change. No further response was received from the Iwi authority.

At the time of preparing this report, no further correspondence has been received from Ngāti Hauiti regarding Plan Change 65.

### **3.4 Ngāti Apa**

The Principal Policy Planner contacted Ngāti Apa for the purposes of consulting with the Iwi authority. A response was received from Chris Shenton, a meeting was held on the 24/10/2018 with John Hudson Landscape Architect and Council's Principal Policy Planner.

On the 20<sup>th</sup> of June 2019 Council officers sent formal Clause 3 letters out to the mandated Iwi authorities asking for feedback on proposed Plan Change 65, this included Ngāti Apa. No response was received from the Iwi authority.

On the 30<sup>th</sup> of August 2019 the Principal Policy Planner sent a further email to Ngāti Apa asking for any feedback on the proposed plan change. No further response was received from the Iwi authority.

No further correspondence was received from Ngāti Apa regarding Plan Change 65.

### **3.5 Rangitāne o Tāmaki nui-a-Rua**

Rangitāne o Tāmaki nui-a-Rua are a mandated iwi with traditional rohe in the Tararua District, their statutory acknowledgement includes areas of the Pohangina Valley.

On the 20<sup>th</sup> of June 2019 Council officers sent formal Clause 3 letters out to the mandated Iwi authorities asking for feedback on proposed Plan Change 65, this included Rangitāne o Tāmaki nui-a-Rua. No response was received from the Iwi authority.

On the 30<sup>th</sup> of August 2019 the Principal Policy Planner sent a further email to Rangitāne o Tāmaki nui-a-Rua asking for any feedback on the proposed plan change. No further response was received from the Iwi authority.

No further correspondence was received from Rangitāne o Tāmaki nui-a-Rua regarding Plan Change 65.

### **3.6 Muaūpoko**

Muaūpoko are a iwi authority with a traditional rohe in the Horowhenua area. Council contacted Muaupoko for the purposes of consulting on the draft ONFL Chapter on the 16/11/2018. Jade Wikaira responded on behalf of Muaupoko outlining that Muaupoko were interested in being involved in the plan change process, noting that the iwi authority would value a discussion as part of a wider process to create a formal relationship between the iwi authority and Manawatu District Council.

On the 20th of June 2019 Council officers sent formal Clause 3 letters out to the mandated Iwi authorities asking for feedback on proposed Plan Change 65, this included Muaūpoko. No response was received from the Iwi authority.

On the 30th of August 2019 the Principal Policy Planner sent a further email to Muaūpoko asking for any feedback on the proposed plan change. No further response was received from the Iwi authority.

A further meeting with Jade Wikaira was held on the 29/10/2019 where Council discussed an update on the upcoming work programme and the iwi identified plan change topics of interest to them. No further discussion on the individual ONFL's occurred.

No further correspondence was received from Muaūpoko regarding Plan Change 65.

### **4. Conclusion**

The report above demonstrates how Council has satisfied the requirements of Clause 3B of Schedule 1 of the Resource Management Act, which is to consult with Iwi authorities when undertaking the review of District Plans. Council has established processes to continue consultation, enabled iwi to identify their resource management issues, and have incorporated their individual values into preparation of the plan change provisions.