

**Submission on the Proposed Central Hawke's Bay  
District Plan by Ngā hapū me ngā marae o Tamatea**

**To:** Central Hawke's Bay District Council  
PO Box 127  
**Waipawa 4240**

**Submission from:** Ngā hapū me ngā marae o Tamatea

**Submission on:** Proposed Central Hawke's Bay District Plan

**Provisions the submission relates to:** The provisions to which the submission relates, Tamatea marae/hapū support or opposition to those provisions and the relief sought are contained in detail on the following pages.

**Trade competition:** Pursuant to Clause 6 of Schedule 1 of the Resource Management Act 1991 (RMA), Tamatea marae/hapū confirm that they could not gain an advantage in trade competition through this submission.

**Hearing:** Tamatea marae/hapū **wish to be heard** in support of their submission; and will consider presenting a joint case at any hearing with other parties presenting on similar matters.

**Signed by:** 

**Date:** 6 August 2021

**Address for service:** c/- McCaw Lewis  
Attn: Aidan Warren  
Telephone: 021 190 0788  
Email: Aidan.Warren@mccawlewis.co.nz

# INTRODUCTION

Tena tātou katoa

Māori see themselves as intrinsically part of the environment and the environment is part of them. Māori have an intricate, holistic and interconnected relationship with the natural world and its resources, with a rich knowledge base – mātauranga Māori – that has developed over thousands of years.<sup>1</sup>

Māori not only see themselves as guardians and caretakers of freshwater taonga, but also as decision-makers. Māori want a partnership across the resource management system at governance and management level, at planning and policy level, and as part of monitoring and enforcement.

The nine marae in Tamatea include: Te Whatuiāpiti Marae, Pukehou Marae, Karaikau, Mataweka Marae, Tapairu Marae, Pourērere Marae, Te Rongo o Tahu Marae, Rākautātahi Marae, Rongomaraeroa Marae. Many Māori living around Waipukurau are not of Tamatea heritage but can affiliate through the Waipukurau Community Marae.

Te Whatuiāpiti marae have endorsed the inclusion of te reo in the tangata whenua section of the District Plan.

This submission is made on behalf of all Marae and hapū of Tamatea as noted above. Whilst this is a joint submission, individual Marae and hapū may well wish to present at any hearing separately in support of these submissions.

The various marae listed above, through their various hapū are mana whenua of the Tamatea motu. Those who hold mana whenua status must exercise kaitiakitanga and protect the mauri of significant resources.<sup>2</sup> Kaitiakitanga places an obligation on people to carry out particular functions, and to be custodians, protectors, and guardians of taonga and other natural resources in this region.<sup>3</sup> It is their role to protect and enhance the cultural inheritance of the people so that it is passed on to future generations.

We look forward to speaking to our submission.

Na reira, na mihi ki a koutou katoa, Tihei Tamatea!

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<sup>1</sup> Harmsworth GR, Awatere S 2013. Indigenous Māori knowledge and perspectives of ecosystems. In Dymond JR ed. Ecosystem services in New Zealand – conditions and trends. Manaaki Whenua Press, Lincoln, New Zealand.

<sup>2</sup> Ministry for the Environment, 2003a.

<sup>3</sup> Morgan et al 2007 Waiora.

# **SUBMISSION POINTS FOR THE WHOLE PROPOSED PLAN**

## **Māori relationship with District Council**

The marae supporting this submission look forward to continuing to grow and strengthen their relationship with the District Council. This includes by ensuring the District Plan includes outcomes and processes that enable and support that relationship development, as well as continuing to foster the relationship in other ways. We support the provisions in the District Plan that enable the direct involvement of hapū and marae alongside the Council in decision-making, determining actual and potential effects of use and development, and the provision of guidance and advice to achieve sustainable outcomes for the environment and community.

## **Māori relationships with natural and physical resources**

Objectives, policies and rules in the District Plan must recognise and provide for the relationship of Māori and their culture and traditions with their ancestral lands, water, sites, wāhi tapu, and other taonga as a matter of national importance under section 6(3) of the RMA. We support the provisions of the Plan that already do this, and ask that any provisions that do not do this are amended to achieve that outcome.

District Plans must also give effect to National Policy Statements and Regional Policy Statements and cannot be inconsistent with Regional Plans. We support provisions of the Plan that give effect to the National Policy Statement for Freshwater Management 2020 (NPSFM 2020), and request that any provisions that are inconsistent with the NPSFM 2020 are amended.

## **SUBMISSION POINTS ON SPECIFIC PARTS OF THE PROPOSED PLAN**

Submission points set out below include a description of the relief sought. In the case of each submission point, any relief sought includes consequential amendments to other provisions of the District Plan that are necessary to give effect to that relief. Where specific suggestions for changes to the wording of provisions are included in the relief sought, other wording that achieves the same outcome is appropriate.

Provision	Support/oppose	Reasons	Relief sought
<p><b>PART 1 – INTRODUCTION AND GENERAL PROVISIONS</b></p> <p><b>Introduction</b></p> <p><b>INTRO-1 Mihi</b></p>	<p>Support</p>	<p>The mihi in this section replicates the mihi in TW-1 of the District Plan.</p>	<p>Retain the mihi as notified.</p>
<p><b>Introduction</b></p> <p><b>INTRO-2 Foreword</b></p>	<p>Amend</p>	<p>The District Plan should include key sections and provisions in te reo, including as part of the foreword.</p> <p>It is really important that te reo is used to describe our relationships, values and outcomes for the environment. Our language is integral to our history and to our connection with the world around us, and our future, and should be included from the outset.</p> <p>There will need to be a re-write of this section to accurately and better reflect the various historical connections to the area.</p>	<p>This section should be reworded so that it accurately reflects the various historical and contemporary connections to the area. The redrafting of this section should be undertaken through collaboration with mana whenua to accurately record their respective history and knowledge.</p> <p>This section should be written in both English and te reo.</p>

Provision	Support/oppose	Reasons	Relief sought
<b>Interpretation</b> <b>INTRO-69 Glossary</b>	Amend	<p>The terms “Whenua Māori” and “Māori Land” are used interchangeably in the text of the proposed District Plan. To avoid confusion Māori Land should be clearly defined for ease of reference.</p> <p>Māori Land is defined in the Te Ture Whenua Māori Act 1993.</p>	Amend this section to include a definition for <u>Māori Land</u> . The definition should be that used in Te Ture Whenua Māori Act 1993 or such other definition that accurately describes Māori land.
<b>Interpretation</b> <b>INTRO-67 Glossary</b>	Amend	<p>The definition of a natural wetland has been refined in the new NPSFM 2020 and should be incorporated into the glossary.</p>	<p>Retain the definition but amend it to be consistent with the definition in the NPSFM 2020. The definition should include the following wording:</p> <p>Natural wetland means a wetland (as defined in the RMA) that is not:</p> <ul style="list-style-type: none"> <li>(a) A wetland constructed by artificial means (unless it is constructed to offset impacts on, or restore, an existing or former natural wetland); or</li> <li>(b) A geothermal wetland; or</li> <li>(c) Any areas of improved pasture that, at the commencement date, is dominated by (that is more than 50% of) exotic pasture species and is subject to temporary rain-derived water pooling.</li> </ul>

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<b>Interpretation</b>  <b>INTRO-69 Glossary</b>	Amend	<p>Mahinga kai is defined very narrowly in the glossary. It is described as “a place where traditional food resources can be produced and harvested.”</p> <p>Mahinga kai generally refers to traditional food sources and their ecosystems. It also refers to places where those species are found and to the act of catching or harvesting them.<sup>4</sup> The following definition in the Greater Wellington Regional Council’s Proposed Natural Resources Plan better encompasses the meaning: “The customary gathering of food and natural materials, the food and resources themselves and the places where those resources are gathered.”</p>	<p>Amend the definition so that it meets mana whenua’s understanding of mahinga kai. This should include the following wording, or such other wording that gives effect to this submission:</p> <p>“The customary gathering of food and natural materials, the food and resources themselves and the places where those resources are gathered.”</p>
<b>Tangata whenua/Mana whenua</b>  <b>INTRO-75 Te Whakataki: Introduction</b>	Amend	<p>Te reo is central to Māori cultural, identity and forms part of the heritage of this country. In April 2016, Parliament passed the Māori Language Act 2016 which established Te Mātāwai to lead revitalisation of te reo Māori on behalf of iwi and Māori. The act includes an acknowledgement that the Crown’s past policies and practices concerning the Māori language have had a detrimental effect on generations of iwi and Māori.<sup>5</sup></p> <p>This is an opportunity for CHBDC to meaningfully weave te reo throughout the proposed plan with guidance from mana whenua.</p>	<p>This section should be reworded so that it meets mana whenua aspirations including the use of te reo.</p> <p>This section should be redrafted to more fully and accurately reflect the history, relationships and whakapapa of Māori in the rohe. The amended wording should be drafted collaboratively with the mana whenua of the District.</p> <p>This section should be written in both English and te reo.</p>

<sup>4</sup> See p37 of the National Policy Statement for Freshwater Management 2020.

<sup>5</sup> See Te Puni Kokiri Te reo Māori, <https://www.tpk.govt.nz/en/whakamahia/te-reo-maori>

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<b>Tangata whenua/Mana whenua</b>  <b>INTRO-75 Te Whakataki: Introduction</b>	Amend	Tamatea marae/hapū support the intent of Te Whakataki including the reference to Article 2 of Te Tiriti o Waitangi. It is important that the introduction also references the Treaty principles. Council when exercising its functions and powers under the RMA in resource management must take into account the principles of Te Tiriti o Waitangi. <sup>6</sup>	Amend the introduction to include the following, or alternative wording to similar effect:  “Te Titiri o Waitangi/Treaty of Waitangi also includes the principles of partnership, participation and protection that underpin the relationship between tangata whenua/mana whenua and the District Council.”
<b>PART 2 – DISTRICT-WIDE MATTERS STRATEGIC DIRECTION</b>  <b>RLR Rural Land Use</b>	Amend	TW-13 of the District Plan references the loss and alienation of tangata whenua/mana whenua from ancestral lands.  Often Māori Land and Whenua Māori are located in the rural zone. To the extent that they are, this section should include the provision of papakāinga housing, kaumātua flats, and marae-based development to enable tangata whenua to use their land in a way that is consistent with their culture and traditions and their social and economic aspirations.	Amend section to include the following text, or alternative wording to similar effect:  <u>Tangata whenua/mana whenua are able to develop papakainga housing, kaumātua flats and marae-based development on rural Whenua Māori or Māori Land.</u>

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<sup>6</sup> See section 8 of the RMA.

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<b>STRATEGIC DIRECTION</b> <b>SSB – Sustainable Subdivision and Building</b>  <b>Objective SSB-O1, and Policies SSB-P1, SSB-P2, SSB-P3, SSB-P4, SSB-P5 and SSB-P6</b>	Support	Tamatea marae/hapū support the promotion of sustainable water sensitive design in all subdivisions and buildings in the district.	Retain Objective SSB-O1, and Policies SSB-P1, SSB-P2, SSB-P3, SSB-P4, SSB-P5 and SSB-P6 as notified.
<b>STRATEGIC DIRECTION</b> <b>TW – Tangata whenua</b>  <b>TW1 – Ngā Tangata Whenua o Tamatea</b>	Oppose	The mihi for this section is the same as the mihi used in INTRO-1.	<p>This section should be redrafted to more fully and accurately reflect the history, relationships and whakapapa of Māori in the rohe including an appropriate mihi whakatau. The amended wording should be drafted collaboratively with the mana whenua of the District.</p> <p>This section should be written in both English and te reo.</p>
<b>STRATEGIC DIRECTION</b> <b>TW – Tangata whenua</b>  <b>TW2 - Ngā Take: Issues</b>	Amend	Ngā Take/issues include the lack of mana whenua involvement in resource management decision-making, the loss of mauri and the ongoing degradation of sites of significance.	<p>Amend the Ngā Take: Issues to include the following text, or alternative wording to similar effect:</p> <p><u>The lack of mana whenua involvement in resource management decision-making.</u></p> <p><u>The loss of mauri particularly in relation to fresh and coastal waters.</u></p> <p><u>The continuing loss of quality, quantity, and access to mahinga kai and natural resources for customary use.</u></p>

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<b>STRATEGIC DIRECTION TW – Tangata whenua Objectives</b>  <b>Objective TW-O1</b>	Amend	This is a much stronger directive.	Retain this Objective as notified but with the following amendments, or words to similar effect:  <del>The role of</del> Tangata whenua/ <u>mana whenua are actively involved</u> as kaitiaki in the protection and management of <del>the</del> natural and physical resources of an area <del>is acknowledged and provided for.</del>
<b>STRATEGIC DIRECTION TW – Tangata whenua Objectives</b>  <b>Objective TW-O2</b>	Amend	Māori should be included in decision-making processes.	Retain this Objective as notified but with the following amendments, or words to similar effect:  <del>Enable the active participation of</del> Tangata whenua/ <u>mana whenua are actively involved</u> in all aspects of the implementation of the Central Hawke’s Bay District Plan <u>including decision-making processes.</u>
<b>STRATEGIC DIRECTION TW – Tangata whenua Objectives</b>  <b>Objective TW-O3</b>	Oppose	Tangata whenua/mana whenua are best placed to decide how wāhi taonga and sites of significance are managed and protected, including determining who has knowledge of and can access the sites.  Not all wāhi taonga and sites of significance are mapped in the District Plan and it is important that District Council engage with tangata whenua/mana whenua to confirm their relationship with these sites.	Delete Objective TW-O3 and replace it with the following, or words to similar effect:  Wāhi taonga and sites of significance to tangata whenua are <del>managed and</del> <u>actively protected and managed in partnership with mana whenua.</u>

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<b>STRATEGIC DIRECTION TW – Tangata whenua Objectives</b>  <b>Objective TW-O4</b>	Support	Tamatea marae/hapū would like to use and develop Whenua Māori to support papakāinga housing, kaumātua flats and marae-based development.	Retain Objective TW-O4 as notified.
<b>STRATEGIC DIRECTION TW – Tangata whenua Policies</b>  <b>Policy TW-P1</b>	Amend	<p>Tamatea marae/hapū support and endorse the Council providing for more active involvement in helping fulfil its functions, powers and obligations and enhancing the relationship with council/mana whenua in managing the environment.</p> <p>The new wording reflects existing national policy directives from central government, including the principle of mana whakahaere in the NPSFM 2020.</p>	<p>Retain this Policy as notified but with the following amendments, or words to similar effect:</p> <p><del>To provide for timely, effective and meaningful engagement with</del> <u>To actively involve tangata whenua, including by providing for timely, effective and meaningful engagement,</u> in resource management decision-making and implementation where tangata whenua are interested and/or affected.</p>
<b>STRATEGIC DIRECTION TW – Tangata whenua Policies</b>  <b>Policy TW-P3</b>	Amend	<p>Iwi management plans are much more than an expression of achieving sustainable environmental outcomes.</p> <p>This policy should be reworded to acknowledge the full breadth of mana whenua aspirations for iwi management plans including their expression of kaitiakitanga.</p>	<p>Retain this Policy as notified but with the following amendments, or words to similar effect:</p> <p>To acknowledge and recognise iwi/hapū management plans as <u>an expression of</u></p>

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			<u>rangatiratanga<sup>7</sup> to help tangata whenua/mana whenua exercise kaitiaki roles and responsibilities in the district, -and as mutually appropriate means of achieving sustainable environmental outcomes.</u>
<b>STRATEGIC DIRECTION TW – Tangata whenua Policies</b>  <b>Policy TW-P4</b>	Support	<p>TW-P4 has the potential to raise te mana o te tangata (the mana of the people) by supporting the use of traditional Māori place names as much as possible.</p> <p>We would also like to see the use of dual Māori signage for all official place names.</p>	<p>Retain the Policy as notified but with the following amendments, or words to similar effect:</p> <p>To encourage and support the recognition and use of traditional Māori place names <u>including and</u> the use of interpretive material <u>and the use of dual Māori signage for all official place names.</u></p>

<sup>7</sup> See <https://www.qualityplanning.org.nz/node/1006>.

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<b>STRATEGIC DIRECTION TW – Tangata whenua Policies</b>  <b>Policy TW-P5</b>	Amend.	<p>The use of the term “Māori Land” is inconsistent with the use of “Whenua Māori” in Objective TW-O4.</p> <p>Māori aspirations for land use needs to be spelt out clearly in the District Plan policy.</p>	<p>Retain this Policy as notified but with the following amendments, or words to similar effect:</p> <p>To recognise and provide for development of, and a range of activities on, Māori Land <u>and Whenua Māori</u> to meet the needs and aspirations of tangata whenua like <u>papakāinga housing, kaumātua flat and marae-based development</u>, while ensuring that actual or <u>potentially</u> adverse effects of activities are avoided, remedied or mitigated.</p>
<b>STRATEGIC DIRECTION TW – Tangata whenua Policies</b>  <b>Policy TW-P8</b>	Amend	<p>It is often not appropriate to have public access to mahinga kai sites and this should be reflected in the policy.</p>	<p>Retain this Policy as notified but with the following amendments, or words to similar effect:</p> <p>To <u>work with tangata whenua/mana whenua</u> to identify, maintain and enhance <u>appropriate public</u> access to the District’s public forests and significant waterways, wetlands and coastal areas, having regard to the importance of <u>protecting mahinga kai, wahi tāonga and tangata whenua sites of significance</u>.</p>
<b>STRATEGIC DIRECTION TW – Tangata whenua Policies</b>  <b>Policies TW-P2, TW-P6, TW-P7, TW-P9.</b>	Support.	<p>These policies recognise that mana whenua are the only ones who can identify their relationship with their culture, traditions, ancestral lands, waterbodies, wāhi tapu and other taonga.</p>	<p>Retain Policies TW-P2, TW-P6, TW-P7 and TW-P9 as notified.</p>

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<b>STRATEGIC DIRECTION TW – Tangata whenua Policies</b>	Amend	We recommend the use of a new policy to address the key RMA provisions that Council should investigate when determining mana whenua involvement in resource management.	Amend the policies to include the following, or alternative wording to similar effect:  “To formalise power sharing with tangata whenua/mana whenua through the use of tools in the Resource Management Act (RMA) such as joint management arrangements, mana whakahono ā rohe, and transfer and delegations of power.”
<b>STRATEGIC DIRECTION TW – Tangata whenua Methods</b>	Amend	We recommend that the District Plan includes a clear directive on how council and mana whenua agree to deal with burial sites or when Māori artefacts are unearthed or disturbed.	Retain the methods as notified but with the following amendments:  <u>Include an Accidental Discovery Protocol to address Māori artefacts or koiwi (human remains) disturbed by earthworks.</u>
<b>STRATEGIC DIRECTION TW – Tangata whenua Methods  Method TW-M1</b>	Support	This section focuses on Tūhono mai Tūhono atū, the Māori Engagement Strategy adopted by District Council in August 2020, and the existing relationship between Te Taiwhenua o Tamatea and District Council. It also includes the appointment of the Pou Whaitua, Māori Engagement Manager.	Retain method as notified.

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<b>STRATEGIC DIRECTION</b> <b>TW – Tangata whenua</b> <b>Methods</b>  <b>Method TW-M2</b>	Support with amendments	<p>We support the inclusion of the overlay areas and Statutory Acknowledgement Areas from the Te Heretaunga Tamatea Claims Settlement Act 2018 in the District Plan.</p> <p>The Plan should include all overlay areas and statutory acknowledgements for all settlement legislation relevant to the District.</p>	Retain Method TW-M2 as notified, and include overlay areas and statutory acknowledgements from other applicable Treaty settlements.
<b>STRATEGIC DIRECTION</b> <b>TW – Tangata whenua</b> <b>Methods</b>  <b>Method TW-M3</b>	Amend	<p>We support the inclusion of Mana Whakahono ā rohe or iwi participation arrangements as set out in subpart 2 of the RMA.</p> <p>Tamatea marae/hapū would like to see these arrangements in place so that we can have direct and meaningful involvement in decision-making that affects our natural environment.</p> <p>This includes our ability to exercise mana whakahaere and governance, which describes the dual roles of iwi/hapū and District Council to develop and maintain decision-making processes for all natural resources.</p> <p>We would also like to exercise kaitiakitanga so that we can manage and protect the taiao/environment based on our world view. We traditionally had our own system of resource management to sustain people and natural resources for the future.</p>	<p>Amend Method TW-M3 to include the following, or alternative wording to similar effect:</p> <p><u>CHBDC enter into a partnered management agreement with mana whenua so that they are actively involved in resource management decision-making processes in Tamatea.</u></p> <p><u>CHBDC delegates its powers under section 33 of the RMA to mana whenua to make decisions around resource management that includes (but is not limited to) monitoring and enforcement of resource consent conditions.</u></p> <p><u>CHBDC develops and resources mana whakahono ā rohe participation arrangement with mana whenua.</u></p>

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<b>STRATEGIC DIRECTION</b> <b>TW – Tangata whenua</b> <b>Methods</b>  <b>Method TW-M4</b>	Support	This section sets out the way tangata matters are addressed in the District Plan and includes the use of Ngā Tangata Whenua o Tamatea, SASM – Sites and Areas of significance to Māori, PKH – Papakāinga and Kaumātua Housing and associated Marae-based Development.	Retain Method TW-M4 as notified.
<b>HAZARDS AND RISKS</b> <b>NH – Natural Hazards</b> <b>Policies</b>  <b>Policy NH-P10</b>	Support	Mana whenua support the use of natural features, buffers and appropriate risk management approaches in preference to hard protection structures in mitigating natural hazard risk.	Policy NH-P10 is retained as notified.
<b>HAZARDS AND RISKS</b> <b>NH – Natural Hazards</b> <b>Policies</b>	Amend.	Mana whenua struggle to have a meaningful role within the current flood protection framework. The reliance on hard engineering measures marginalises mana whenua values, has a direct impact on the āhua (natural character) and mauri of waterways and destroys mahinga kai species and sites of significance.	<p>This section should be redrafted to more fully and accurately reflect the history, relationships and whakapapa of Māori in the rohe. This includes working with mana whenua to develop, apply, monitor, and enforce holistic river management practices.</p> <p>The amended wording should be drafted collaboratively with the mana whenua of the District.</p>

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<p><b>HISTORICAL AND CULTURAL VALUES</b>  <b>SASM – Sites and areas of significance to Māori</b></p> <p><b>Objectives SASM-O1, SASM-O2, SASM-O3</b></p>	<p>Support</p>	<p>Mana whenua have a long and important history in the Tamatea District. They have many sites of significance that are located along the coast, rivers and estuaries.</p> <p>It is important that these taonga/treasures are given the highest level of protection which includes council working in partnership with tangata whenua in the management of these sites.</p> <p>We will work with District Council to map any additional sites and areas of importance to mana whenua and agree protocols as to how this information is used and shared.</p>	<p>Retain Objectives SASM-O1, SASM-O2 and SASM-O3 as notified.</p>
<p><b>HISTORICAL AND CULTURAL VALUES</b>  <b>SASM – Sites and areas of significance to Māori</b></p> <p><b>Policies SASM-P1, SASM-P2, SASM-P3, SASM-P5</b></p>	<p>Support</p>	<p>The protection and physical conservation of places and areas of significance to Māori, including wāhi tapu, is paramount.</p> <p>Mana whenua agree that wāhi tapu, wāhi taonga and other sites of significance must be protected from damage and destruction.</p>	<p>Retain Policies SASM-P1, SASM-P2, SASM-P3, SASM-P5 as notified.</p>

Provision	Support/oppose	Reasons	Relief sought
<b>HISTORICAL AND CULTURAL VALUES</b> <b>SASM – Sites and areas of significance to Māori</b>  <b>Policy SASM-P4</b>	Amend	<p>The protection of places and areas of significance to Māori, including wāhi tapu, is a matter of national importance. The principles of the Treaty of Waitangi like partnership and active protection are therefore key.<sup>8</sup></p> <p>There are provisions in the objectives and policies that include Māori participation in identifying and protecting these taonga. However, council are only required to “consult” with tangata whenua/mana whenua when there are activities near these sites. This needs to be amended so that mana whenua are partners in any decision-making for sites and areas of significance.</p> <p>This policy also needs to provide for tangata whenua to be consulted and to be actively involved in assessing effects on wāhi tapu, wāhi taonga or site(s) of significance that may not be identified in the Plan for various reasons, including because of their sensitive nature.</p>	<p>Retain Policy SASM-P4 as notified but with the following amendments:</p> <p>To <del>consult</del> <u>actively involve with</u> tangata whenua on applications received by the Council for subdivision consents and resource consents relating to proposals affecting or potentially affecting a wāhi tapu, wāhi taonga or site(s) of significance, <u>including but not limited to those identified in SASM-SCHED3 and shown on the Planning Maps.</u></p>
<b>HISTORICAL AND CULTURAL VALUES</b> <b>SASM – Sites and areas of significance to Māori</b>	Amend	<p>Tamatea marae/hapū want to contribute to the community’s understanding of the cultural landscape, including identifying their values and relationships with the land.</p> <p>This includes visual acknowledgement of wāhi tapu and other places of significance.</p>	<p>Amend this section to include the following, or alternative wording to similar effect:</p> <p>“To encourage and support the visual acknowledgement of wāhi tapu and other places of significance through signage, information boards, poupou (traditional carved motifs) and other mahi toi.”</p>

<sup>8</sup> See Historic Heritage Explanations:  
<file:///Users/vanessatipoki/Downloads/1418%20Info%20Sheet%2018%20Assessing%20impacts%20on%20places%20%20areas%20of%20significance%20to%20Maori.pdf>

Provision	Support/oppose	Reasons	Relief sought
<p><b>HISTORICAL AND CULTURAL VALUES</b>  <b>SASM – Sites and areas of significance to Māori</b></p> <p><b>Method SASM-M3 Partnership</b></p>	<p>Amend</p>	<p>Mana whenua support the use of cultural landscape overlays on Council’s GIS maps to the extent that they are agreed by Tamatea hapū/marae.</p> <p>However, the section is titled “partnership” but only refers to consultation. This particular method should be designed in partnership and consultation with tangata whenua.</p>	<p>This section should be redrafted to more fully and accurately reflect the history, relationships and whakapapa of Māori in the rohe, including the principle of partnership. The amended wording should be drafted collaboratively with the mana whenua of the District.</p>
<p><b>HISTORICAL AND CULTURAL VALUES</b>  <b>SASM – Sites and areas of significance to Māori</b></p> <p><b>Rules</b></p>	<p>Amend</p>	<p>Mana whenua want the protection of wāhi tapu and sites of significance to the fullest extent possible.</p> <p>Wherever possible, the destruction, damage or modification of places and areas of significance to Māori and wāhi tapu places or areas should be discouraged and avoided.</p>	<p>This section should be redrafted to more fully and accurately reflect the history, relationships and whakapapa of Māori in the rohe so that these sites are given the highest level of protection which may include a more stringent activity status in the District Plan. The amended wording should be drafted collaboratively with the mana whenua of the District.</p> <p>Amend this section to include the following, or alternative wording to similar effect:</p> <p>“The proposed activity should be designed in partnership and consultation with mana whenua.</p> <p>The proposed activity should be designed to avoid all known places and areas of significance to Māori where possible by encouraging consideration of alternative development locations and including the provision of protective buffer areas.</p> <p>The proposed activity should be subject to a Māori values assessment or cultural impact assessment.</p> <p>The proposed activity should mitigate or remedy any damage to any significant sites that have</p>

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			<p>been damaged from past earthworks, construction of structures and buildings or erosion.</p> <p>The proposed activity should achieve positive heritage outcomes and provisions including the use of a covenant to protect significant places and areas.”<sup>9</sup></p>
<p><b>SASM-SCHED3 – Schedule of Wāhi Tapu, Wāhi Taonga, and Sites and Areas of Significance to Māori</b></p>	<p>Amend</p>	<p>The SASM-SCED3 appears to have been rolled over from the operative district plan with a comprehensive update. The schedule is not exhaustive and there are a significant number of sites that should be included in the schedule.</p> <p>To properly update the schedule to provide for the relationship of tangata whenua and their culture and traditions with these sites, a comprehensive updating exercise done in collaboration between the Council and marae is required. This should be done as part of the current District Plan process.</p>	<p>Update the schedule with additional sites, to be identified collaboratively with the mana whenua of the District.</p>

<sup>9</sup> See Heritage New Zealand’s Sustainable Management of Historic Heritage Guidance Information Sheet 18:  
[file:///Users/vanessatipoki/Downloads/1418%20Info%20Sheet%2018%20Assessing%20impacts%20on%20places%20%20areas%20of%20significance%20to%20Maori%20\(1\).pdf](file:///Users/vanessatipoki/Downloads/1418%20Info%20Sheet%2018%20Assessing%20impacts%20on%20places%20%20areas%20of%20significance%20to%20Maori%20(1).pdf)

Provision	Support/oppose	Reasons	Relief sought
<b>NATURAL ENVIRONMENTAL VALUES</b> <b>ECO – Ecosystems and Indigenous Biodiversity</b>  <b>Issues</b>	Amend	<p>There is a relatively small amount of remaining indigenous cover in the plains and coastal areas of Central Hawkes Bay. A study of the natural values of the District shows that remaining habitats of indigenous fauna and flora comprise approximately 10% of the District's total land area.</p> <p>Mana whenua have revered ngahere/forests for their natural beauty, spiritual presence, and bountiful supply of food, medicines, and weaving and building materials.<sup>10</sup> We believe an integrated, holistic approach to environmental management will result in healthy awa, land, body and spirit.</p> <p>Issues include our lack of involvement in decision-making and our inability to exercise kaitiakitanga to protect remaining indigenous vegetation and habitats.</p>	<p>Amend the Issues to include the following, or alternative wording to similar effect:</p> <p><u>The inability of mana whenua to exercise kaitiakitanga in the protection of Significant Indigenous Vegetation and Significant Habitats of Indigenous Fauna.</u></p>
<b>NATURAL ENVIRONMENTAL VALUES</b> <b>ECO – Ecosystems and Indigenous Biodiversity</b>  <b>Policies</b>	Support	<p>Mana whenua have been significantly prejudiced because they have been unable to exercise kaitiakitanga in respect of ecosystems and indigenous biodiversity, and their rights and interests have been excluded in resource management decision-making.</p> <p>Mana whenua want to be directly and meaningfully involved in decision-making that affects our natural environment both as kaimahi (at an operational level), and as partners at a governance/leadership level.</p> <p>We support the policies in this section of the Plan in that they provide protection for the remaining habitats.</p>	Retain as notified

<sup>10</sup> Te ngahere – forest lore, by Rāwiri Taonui at <https://teara.govt.nz/en/te-ngahere-forest-lore/print>

Provision	Support/oppose	Reasons	Relief sought
<p><b>NATURAL ENVIRONMENTAL VALUES</b>  <b>ECO – Ecosystems and Indigenous Biodiversity</b></p> <p><b>Rules, assessment matters, methods</b></p>	<p>Amend</p>	<p>Mana whenua would like any remaining remnant ngahere/forest to have the <b>highest level of protection</b>.</p> <p>When council is making decisions on ecosystems and indigenous biodiversity/ngahere they must have regard to region's hapū and iwi and their relationship with the environment ensuring that mana whenua are actively involved in all decision-making.</p> <p>The provisions in this section of the Plan should recognise that Māori owned land often has a disproportionate amount of indigenous vegetation on it, the rigorous protection of which can undermine the relationship and interactions with that land. The rules in the Plan should provide an appropriate pathway for Māori landowners to be able to actively use their whenua.</p>	<p>Retain the rules as notified but make amendments to ensure that the rules in the Plan provide an appropriate pathway for Māori landowners to be able to actively use their whenua.</p>
<p><b>NATURAL ENVIRONMENTAL VALUES</b>  <b>NFL – Natural Features and Landscapes</b></p> <p><b>Introduction</b></p>	<p>Support</p>	<p>In achieving the sustainable management purpose of the RMA, the protection of outstanding natural features and landscapes is specifically identified as a 'matter of national importance' in section 6(b) of the RMA.</p> <p>Many of these features and landscapes are also of special spiritual, historical or cultural significance to tangata whenua and therefore provisions relating to tangata whenua values must be taken into account.</p>	<p>Retain the introduction as notified.</p>

Provision	Support/oppose	Reasons	Relief sought
<b>NATURAL ENVIRONMENTAL VALUES</b> <b>NFL – Natural Features and Landscapes</b>  <b>Policies NFL-P1, NFL-P3</b>	Amend	<p>The Māori worldview considers everything living and non-living to be interconnected. Whakapapa describe these connections and tell the story of how people, the landscape, plants and animals came into being.<sup>11</sup></p> <p>Policy NFL-P3 recognises the role of tangata whenua as kaitiaki over those outstanding natural features and landscapes which have cultural association. Despite this, there is no clear connection between this section and the tangata whenua section, and no clear guidance on mana whenua involvement.</p>	Amend the section so that it meets mana whenua aspirations including a more detailed description of the role of mana whenua in preventing the loss of landscape values.
<b>NATURAL ENVIRONMENTAL VALUES</b> <b>PA – Public Access</b>  <b>Issues PA-I1</b>	Support	<p>The District Plan includes provisions for taking esplanade reserves, esplanade strips, or access strips on subdivision land – with priority being placed on providing access to the Waipawa, Tukituki and Porangahau rivers, and Lake Whatuma. Public access is largely limited to where rural roads end at the coast.</p> <p>Key issues include the lack of practical and safe access to and along the coast which can restrict cultural practices.</p>	Retain as notified.

<sup>11</sup> See Environment Guide: Māori and Biodiversity, <http://www.environmentguide.org.nz/issues/biodiversity/maori-and-biodiversity/>

Provision	Support/oppose	Reasons	Relief sought
<b>NATURAL ENVIRONMENTAL VALUES</b> <b>PA – Public Access</b>  <b>Objective PA-O1</b>	Support	Public access to lakes, rivers and the coast on natural character, landscape, indigenous biodiversity, historical heritage or <b>cultural values</b> .	Retain Objective PA-O1 as notified.
<b>NATURAL ENVIRONMENTAL VALUES</b> <b>PA – Public Access</b>  <b>Policies</b>	Amend	<p>Sometimes mana whenua find it difficult to access wāhi tapu on private land or to cross private land to sites of particular significance. Access to wāhi tapu is important for Māori and the District Plan provisions for taking esplanade reserves and strips and access strips goes some way to alleviate this.</p> <p>We would like safe access to practice traditional rituals and ceremonies, including the practice of kaitiakitanga and restoration of particular waterbodies.</p>	This section should be redrafted to more fully and accurately reflect the history, relationships and whakapapa of Māori in the rohe. It needs to meet mana whenua aspirations to access key sites of significance and protect and provide for freshwater, coastal and cultural enhancement. Outside of these uses access should be managed to protect the cultural safety of freshwater and coastal waterbodies. The amended wording should be drafted collaboratively with the mana whenua of the District.
<b>SUBDIVISION</b> <b>SUB – Subdivision</b>	Amend	<p>When council is making decisions about subdivisions it must have regard to the region's iwi and hapū and their relationship with the environment ensuring that mana whenua are actively involved to participate in decision-making.</p> <p>Mana whenua want all housing and infrastructure development to respect the natural environment and tikanga Māori. There is an opportunity to incorporate Māori values into urban design through the Whānau Ora Outcomes Framework, which provides for a range of housing choices and affordability,</p>	<p>Amend the section to incorporate the Whānau Ora Outcomes Framework as part of future spatial and urban design. The amended wording should be drafted collaboratively with mana whenua of the District and would include the following outcomes:</p> <ul style="list-style-type: none"> <li>a) Whānau are self-managing and empowered leaders.</li> <li>b) Whānau are leading healthy lifestyles.</li> <li>c) Whānau are confidently participating in Te Ao Māori (the Māori world).</li> <li>d) Whānau are participating fully in society.</li> </ul>

Provision	Support/oppose	Reasons	Relief sought
		<p>supports healthy, environmentally sustainable, functionally efficient outcomes, while also retaining and restoring values important to mana whenua.</p>	<ul style="list-style-type: none"> <li>e) Whānau are economically secure and successfully involved in wealth creation.</li> <li>f) Whānau are cohesive, resilient and nurturing.</li> <li>g) Whānau are responsible stewards of their living and natural environment.</li> </ul>
<p><b>GENERAL DISTRICT-WIDE MATTERS</b> <b>CE- Coastal Environment</b></p>	<p>Support</p>	<p>Coastal areas are significant to Māori both spiritually and as a source of food, weaving and carving materials. Coastal resources continue to provide sustenance and identity to coastal Māori. Rare weaving materials, such as pingao, grow on coastal dunes, while estuaries are important breeding, nursery and feeding grounds for fish and birds such as patiki (flounder), matamata (whitebait) and kuaka (godwits).</p> <p>Māori regard the coastal area as 'baskets of food' providing kaimoana for the coastal community. As a food source, the coast needs to be treated with respect.<sup>12</sup></p> <p>Other parts of the coastline contain sites of special cultural and ecological significance.</p> <p>Consider the New Zealand Coastal Policy Statement 2010 says. What are the provisions that relate to tangata whenua/mana whenua?</p> <p>Are mana whenua able to access coastal sites, exercise kaitiakitanga.</p>	<p>Retain the provisions of this section as notified.</p>

<sup>12</sup> Waikato Regional Council, Māori and the coast: <https://www.waikatoregion.govt.nz/community/your-community/iwi/a-maori-perspective-te-ao-maori/maori-and-the-coast/>

Provision	Support/oppose	Reasons	Relief sought
		<p>Also, the NPSFM 2020 now specifically includes receiving environments and when managing freshwater management must give effect to <b>Te Mana o te Wai</b>.</p>	
<p><b>GENERAL DISTRICT-WIDE MATTERS</b>  <b>PKH – Papakāinga and Kaumātua Housing, and Marae-Based Development</b></p>	<p>Support</p>	<p>Papakāinga housing supports whānau, hapū and iwi Māori to achieve their housing aspirations.</p> <p>A papakāinga in the context of Te Puni Kōkiri refers to a group of three or more houses on whenua Māori and functioning as an intentional 'community' in accordance with tikanga Māori.</p> <p>Providing for papakāinga to be built is important for supporting a way of living that meets the cultural needs of whanau. Papakāinga are a traditional way of living for whānau and there is a continuing need for the modern equivalent to allow whanau to support their kuia and kaumātua as well as ensuring that rangatahi are living in healthy, safe and affordable homes.</p>	<p>Retain the provisions of this section as notified.</p>

Provision	Support/oppose	Reasons	Relief sought
<b>GENERAL DISTRICT-WIDE MATTERS</b>	Amend	The use and development of Māori owned land can sometimes be constrained due to the effects of existing infrastructure or activities nearby. Māori-owned land is typically historical and there is little flexibility to be able to sell and purchase elsewhere. This impacts on the reasonable use of that land. A particular example is where land has the potential to be developed but has limited access from roading (or needs to be accessed from an arterial road). The District Plan should be amended by adding or amending provisions so that development of Māori owned land is not unduly constrained.	Amend the provisions of the Plan, including policies and rules, that prevent the development of Māori-owned land. In particular, the Plan should include provisions that enable access to Māori-owned land from state highways and arterial roads where that is the only practicable access option.