



# Agenda

## **Te Raangai Whakakaupapa Koorero (Māori Relations Committee) Meeting**

**Thursday 23 February 2023  
at 9.00am**

All attendees at this meeting are advised that the meeting will be electronically recorded (audio and video) for the purpose of webcasting to the Council 's website. Every care will be taken to maintain individuals' privacy; however, attendees are advised they may be recorded as part of the general meeting proceedings.



## NOTICE OF MEETING

THE INAUGURAL MEETING OF THE WAITOMO DISTRICT COUNCIL TE RAANGAI WHAKAKAUPAPA KOORERO (MĀORI RELATIONS COMMITTEE) IS TO BE HELD IN THE COUNCIL CHAMBERS, QUEEN STREET, TE KUITI ON THURSDAY 23 FEBRUARY 2023 COMMENCING AT **9.00AM**

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### COMMITTEE MEMBERS

Mayor John Robertson

Cr Dan Tasker

Cr Eady Manawaiti

MICHELLE HIGGLE


**MANAGER – GOVERNANCE SUPPORT**

### ORDER PAPER

Item of Business	Page No.
<b>File 1 of 2</b>	
1. Apologies	
2. Declarations of Member Conflicts of Interest	
3. Terms of Reference - Te Raangai Whakakaupapa Koorero (Māori Relations Committee)	3 – 8
4. Representation Arrangements – Maori Ward Considerations	9 - 12
<u>Separate Enclosures:</u>	
1. Local Government Commission Guidelines for local authorities undertaking representation reviews	
2. Local Electoral Act 2001	
5. Māori Cultural Support for Elected Members and Staff (Verbal address from the Chief Executive)	

#### **IMPORTANT NOTE**

1. The business papers attached to this Order Paper set out recommendations and suggested resolutions only. Those recommendations and suggested resolutions **DO NOT** represent Council policy until such time as they might be adopted by Council resolution.
2. This Order Paper may be subject to amendment either by the addition or withdrawal of items contained therein.
3. This Meeting will be **webcast** in real time to the Waitomo District Council website and will also be available for viewing on demand as soon as reasonably practicable following the meeting.

<b>Document No:</b>	
<b>Report To:</b>	<b>Te Raangai Whakakaupapa Koorero (Māori Relations Committee)</b>
	<b>Meeting Date:</b> 23 February 2023
	<b>Subject:</b> <b>Terms of Reference - Te Raangai Whakakaupapa Koorero (Māori Relations Committee)</b>

### Purpose of Report

- 1.1 The purpose of this business paper is to present the Terms of Reference adopted by Council on 29 November 2022 for the Te Raangai Whakakaupapa Koorero (Māori Relations Committee).

### Commentary

- 2.1 Council at its meeting on 29 November 2022, in developing a Committee Structure for the 2022-2025 triennium, and in particular establishing the Te Raangai Whakakaupapa Koorero (Māori Relations Committee), considered an adopted a Terms of Reference for the Committee.
- 2.2 As this is the inaugural meeting of the Committee, it is appropriate that the Terms of Reference be presented to the Committee for noting.
- 2.3 The Committee cannot resolve to make changes to the Terms of Reference itself, however it can make recommendations to Council for any changes sought.
- 2.4 It is recommended that the Committee regularly review the Terms of Reference to ensure they continue to be appropriate, and should the Committee identify any required changes, a recommendation be made to Council to amend the Terms of Reference accordingly.

### Suggested Resolutions

The business paper on Terms of Reference - Te Raangai Whakakaupapa Koorero (Māori Relations Committee) be received.



MICHELLE HIGGIE  
**MANAGER – GOVERNANCE SUPPORT**

20 February 2023

Attachment: Terms of Reference - Te Raangai Whakakaupapa Koorero (Māori Relations Committee) Doc A641565

# Waitomo District Council

**Te Raangai Whakakaupapa Koorero**  
Māori Relations Committee

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## **Terms of Reference**

<b>First Adopted:</b>	29 November 2022
<b>Review History:</b>	
<b>Date of Next Review:</b>	November 2025
<b>Responsibility:</b>	Manager – Governance Support
<b>Adopted by:</b>	Council

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**Te Raangai Whakakaupapa Koorero**  
(Waitomo District Council Māori Relations Committee)

**Terms of Reference**

**1. PURPOSE AND SCOPE**

- 1.1 The purpose of the Committee is to provide guidance, assistance, and support to Waitomo District Council (WDC) on matters specific to Iwi and Mana Whenua relationships.
- 1.2 The Committee may also be a place where deputations occur on matters which are of particular interest to Māori.
- 1.3 This Committee will not replace the existing relationship that WDC has formed with the Regional Management Committees (RMCs) through the Proposed District Plan (PDP) process and direct relationships with hapu such as at Te Kuiti Pa committee. WDC will continue to work with the RMCs through the PDP and other engagement processes.
- 1.4 This agreement does not alter or override any of our obligations in the Joint Management Agreement that was developed as part of the Nga Wai o Maniapoto (Waipa River) Act 2012.

**2. RESPONSIBILITIES**

- 2.1 To be the Committee where matters specific to the Maniapoto Settlement are canvassed:
  - a. Motakiora
  - b. Mangaokewa Reserve
  - c. Others that are yet to be advised.
- 2.2 To be the Committee where partnership opportunities with Iwi / Mana Whenua for community initiatives are canvassed, including:
  - a. Housing and Papakainga.
  - b. Youth initiatives, for example Rangatahi Vocational Pathways.
  - c. Methamphetamine Harm Reduction Programme.
  - d. Town entrance gateways and cultural hubs.
  - e. Central Government Reforms.
- 2.3 To be the Committee that supports Council with advice on matters like:
  - a. Māori Wards
  - b. Cultural awareness and understanding of staff and elected members (Te Ao Māori, Tiriti, Te Reo).
  - c. General relationships with iwi and mana whenua.
  - d. Workplace practices and protocols.
- 2.4 To be the Committee that assists Council reflect cultural values in terms of strategy, policy, and the written content of Plans.

**3. DELEGATIONS**

- 3.1 The Council delegates to the Committee the following powers and duties:
- a. Recommend changes to its Terms of Reference to the Council for adoption.
  - b. Receive and consider staff reports.
  - c. Make recommendations to Council with respect to any of the matters listed as Responsibilities in Section 2 above.

**4. MEETINGS**

- 4.1 Meetings of the Committee shall be conducted in accordance with Model Standing Orders for Meetings of the Waitomo District Council.
- 4.2 The Committee will meet a maximum of once every two months.
- 4.3 All minutes and recommendations of the Committee will be presented to the Council.

**5. REVIEW OF TERMS OF REFERENCE**

- 5.1 These Terms of Reference will be reviewed by the Council no later than the November following every triennial election.



**Document No:** A653045

**Report To: Te Raangai Whakakaupapa Koorero  
(Māori Relations Committee)**



**Meeting Date:** 23 February 2023

**Subject: Representation Arrangements – Maori Ward Considerations**

**Purpose of Report**

- 1.1 The purpose of this business paper is to provide the Committee with procedural and other information on the Representation Review (and in particular Maori Ward considerations) as provided for in the Local Electoral Act 2001.

**Commentary**

- 2.1 Under the Local Electoral Act 2001, all Councils are required to review their representation arrangements at least once every six years, including consideration of Maori Wards.
- 2.2 Council undertook a review of representation arrangements, including the electoral system and Maori representation in August 2017 for the 2019 and 2022 elections.
- 2.3 The six yearly review is now required for implementation at the next triennial election in 2025.
- 2.4 Clause 1 of Schedule 1A of the Local Electoral Act 2001 provides that Council must determine as part of that review:
- The proposed total number of members of the local authority (other than the Mayor)
  - Whether:
    - all members are to be elected from either Maori or general wards, or
    - some members are to be elected from either Maori or general wards, and some are to be elected at large
  - The proposed number of members to be elected from the Maori Wards and the number from the general wards
  - The proposed name and boundaries of each ward
  - The proposed number of members to be elected from each Maori and general ward.

**2.5 Key Statutory Provisions**

- 2.6 The Local Electoral Act 2001 gives a territorial authority the option to resolve for a district to be divided into 1 or more Maori wards for electoral purposes. The Act requires the resolution to be made before 23 November of the year that is 2 years before the next triennial general election (i.e. 23 November 2023 for the 2025 election), if it is to take effect for the purposes of the next triennial general election.
- 2.7 The following table outlines the dates by which Council must conform with for the next election if Council is to pursue Maori Wards.

<b>Date (by):</b>	<b>Requirements</b>
31 October 2023	Resolution to be taken in respect of Council's consideration of Maori wards.
23 November 2023	Last date to resolve to review the establishment of Maori Wards for the 2025 elections
30 November 2023	Last date for any public notice of Council resolution relating to Maori Wards for the 2025 elections. Public notice must include the right of electors to demand a poll.
31 August 2024	Date by which a full review of representation arrangements must be conducted if Council decides to introduce Maori Wards.

## **2.8 Maori Participation in Decision Making**

- 2.9 The Local Government Act 2002 includes a specific requirement for Council to set out the steps it intends to take which might foster Maori capacity to contribute to the decision making processes of Council. In the Waitomo District 44.8% of people identify in the census as belonging to the Maori ethnic group, compared with 16.5 percent for all of New Zealand. Therefore, it is important that we have effective mechanisms in place for promoting Maori involvement in decision-making. <https://www.stats.govt.nz/tools/2018-census-place-summaries/new-zealand#ethnicity>
- 2.10 Council's current processes to involve Maori in decision making are as follows:
- Meet with local Maori specifically during formal consultation processes at a location convenient to them, to seek their feedback.
  - Invite Maori representatives to be part of any groups established by Council where feedback for the purpose of seeking community feedback or understanding community views, for example, invitation to be part of the Railway Buildings Project Reference Group.
  - Maori representation at the Youth Council which provides opportunity for issues particular to Maori to be brought to the attention of Council.
  - Iwi and Hapu representatives are consulted to discuss specific proposals which may involve a significant decision in relation to land or a body of water.
- 2.11 The ways in which Council has been fostering the development of Maori capacity is as follows –
- Commitment to developing a Memorandum of Understanding with Ngati Rora so as to enhance Council's relationship with Ngati Rora and to enable them to put their thoughts and ideas forward. Council staff have monthly hui with Ngati Rora to discuss collaboration and the sharing of information.
  - Co-management of the Waipa River with Tangata Whenua through the Joint Management Agreement.
  - Consultation, particularly on Resource Management Planning and Town Concept Planning, with Regional Marae Committees.
  - Development of Te Raangai Whakakaupapa Koorero, post the 2022 Local Government Elections to develop more formally Council's relationship with iwi, mana whenua and Maori in general.
  - Encouragement of the Youth Council, of which Maori are a part, to put forward their views and ideas and contribute to decision making.
- 2.12 Participation levels in decision-making forums, including elections, are an important measure of legitimacy for democratic institutions such as local government. As such securing Maori participation should be an important point for consideration by local government. This aspect, combined with the obligations of the Treaty of Waitangi, places a clear responsibility on local government to secure Maori participation to uphold both the Treaty and its own democratic legitimacy.

## **2.13 Electoral Statistics**

- 2.14 The Maori Electoral roll statistics are a factor to consider when exploring options in relation to Maori Wards. Nationally, 3,872,517 people are enrolled to vote, 261,394 of those people are enrolled on the Maori roll (6.7%).
- 2.15 The table below sets out the electoral statistics for the Waitomo District as at 23 January 2023. In our district 25% of those enrolled are on the Maori Roll. This figure is likely to be reflective of our high percentage of Maori population. In the 2018 census, Waitomo had 44.8% of its district identifying as Maori, compared to 16.5% on a national basis.

**Estimated population statistics as at 30 June 2022 (PROVISIONAL) using 2018 census data**  
**Enrolment statistics as at 31 January 2023**

(<https://elections.nz/stats-and-research/enrolment-statistics/enrolment-by-local-council/?name=Waitomo+District>)

AGE	EST. ELIGIBLE POPULATION	GENERAL ROLL	MĀORI ROLL	TOTAL ENROLLED	DIFFERENCE	% ENROLLED
18 - 24	722	274	152	426	296	59%
25 - 29	613	270	145	415	198	67.7%
30 - 34	576	300	112	412	164	71.53%
35 - 39	505	255	123	378	127	74.85%
40 - 44	520	299	125	424	96	81.54%
45 - 49	555	338	122	460	95	82.88%
50 - 54	605	383	122	505	100	83.47%
55 - 59	717	446	139	585	132	81.59%
60 - 64	707	476	156	632	75	89.39%
65 - 69	538	419	102	521	17	96.84%
70+	1,158	955	159	1,114	44	96.2%
<b>Total</b>	<b>7,216</b>	<b>4,415</b>	<b>1,457</b>	<b>5,872</b>	<b>1,344</b>	<b>81.37%</b>

2.16 This table above also illustrates that there is a greater proportion of younger people enrolled on the Maori roll in the Waitomo District. This is consistent with the trend shown in national statistics.

2.17 The proportion of Maori on the Maori Roll is higher in the Te Kuiti Area than the Rural Area.

Waitomo Rural – General Roll	2,596
Waitomo Rural – Maori Roll	600
Te Kuiti – General Roll	1,818
Te Kuiti – Maori Roll	857

2.18 These statistics identify that there is already a significant portion of the community enrolled on the Maori Roll.

## **2.19 Calculation of number of Māori and general ward members**

2.20 The Local Electoral Act 2001 (Schedule 1A(2)(1)) provides the following calculation for determining the number of members to be elected by electors of 1 or more Maori wards.

### **2 Calculation of number of Māori and general ward members**

(1) *The number of members to be elected by the electors of 1 or more Māori wards of the district of a territorial authority (Māori ward members) is to be determined in accordance with the following formula:*

$$nmm = mepd \div (mepd + gepd) \times nm$$

where—

*nmm* is the number of Māori ward members

*mepd* is the Māori electoral population of the district

*gepd* is the general electoral population of the district

*nm* is the proposed number of members of the territorial authority (other than the mayor).

$$mepd = 1,457 \quad gepd = 4,415 \quad total = 5,872 \quad nm = \text{currently } 6 \text{ (3 Urban/3 Rural)}$$

2.21 Using this formula with the assumption that the total number of councillors (six) is retained, the number of Māori elected members would be 1.488 (one).

2.22 If the total number of councillors was increased to eight, the number of Māori councillors would be 1.98 (two).

2.23 Should Council resolve to establish Maori Wards as part of the representation review, modelling will be required to refine how Maori elected members and general elected members would be elected, whether by wards, district wide or a mix – for example the establishment of Maori wards in consultation with Iwi could result in:

- One Maori Ward that represents all Maori within the Waitomo District; or
- Two Maori Wards representing both rural and urban Maori.

*(N.B. Should the size of Council increase, remuneration payable to individual elected members would reduce as the 'pool' of money available for Councillors' remuneration remains the same, irrespective of the size of Council. However, should the size of Council remain at 6 elected members (plus a Mayor), one or more of whom would be representative of a Maori Ward, a decision on the make-up of the existing Council will be required – e.g. if one Maori Ward is created do we 'drop off' one existing rural or one existing urban elected member?)*

#### **2.24 Who can stand for election in a Māori Wards?**

2.25 To be eligible to stand for election, a candidate must be:

- A New Zealand citizen (by birth or citizenship ceremony); and
- Enrolled as a Parliamentary elector (anywhere in New Zealand); and
- Nominated by two electors whose names appear on the electoral roll within the respective area that a candidate is standing for. As such, candidates in Māori wards do not have to be of Māori descent.
- Candidates cannot stand for general and Māori wards at the same time.

#### **2.26 Who can vote for Māori Ward Candidates?**

- Voters on the Māori Electoral Roll will vote for and be represented by candidates contesting a Māori ward rather than candidates contesting a general ward.
- Voters on the General Electoral Roll will continue to vote for candidates contesting general wards.
- Everyone will vote for the Mayor.
- Voters on the Māori Electoral Roll will continue to vote for the Māori constituencies in the Waikato Regional Council election and the voters on the General Electoral Roll will continue to vote for the candidates contesting the general constituencies.
- Everyone will vote for the District Health Board members.

2.27 Copies of the Local Government Commission's Guidelines for Representation Review and the Local Electoral Act 2001 are circulated as separate enclosures to this business paper.

### **Suggested Resolutions**

The business paper on Representation Arrangements – Maori Ward Considerations be received.

MICHELLE HIGGIE  
**MANAGER – GOVERNANCE SUPPORT**

20 February 2023

Separate Enclosures:

- 1 Local Government Commission Guidelines for local authorities undertaking representation reviews
- 2 Local Electoral Act 2001