



WAIKATO RAUPATU RIVER TRUST AND WAIKATO DISTRICT COUNCIL

CO-GOVERNANCE JOINT COMMITTEE

NOTICE is hereby given that a meeting of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee will be held on **TUESDAY, 30 APRIL 2024 at 9.30am** at Manu Koorero Building, 451 Old Taupiri Road, Hopuhopu.

MEMBERS

Waikato Raupatu River Trust

Trustee Tuku Morgan (Co-Chair)
Trustee Huirama Matatahi
Trustee Jeff Green
Trustee Donald Turner

Waikato District Council

Mayor Jacqui Church (Co-chair)
Cr Carolyn Eyre
Cr Janet Gibb
Cr Kandi Ngataki

STAFF

Waikato Raupatu River Trust

Marae Tukere (General Manager, Oranga)
Tuhoro Paki (General Manager, Strategy & Relationships)
Jaedyn Falwasser (General Manager, Environment)

Waikato District Council

Gavin Ion (Chief Executive)
Tony Whittaker (Chief Operating Officer)
Maehe Paki (Executive Manager Maaori Partnerships)

AGENDA

- 1. OPENING KARAKIA**
- 2. APOLOGIES AND LEAVE OF ABSENCE**
- 3. CONFIRMATION OF STATUS OF AGENDA**
- 4. DISCLOSURES OF INTEREST**
- 5. CONFIRMATION OF MINUTES**
Meeting held on Thursday, 7 September 2023 10
- 6. ACTIONS REGISTER/MATTERS ARISING**
- 7. REPORTS**
 - 7.1 Setting the Scene: Waananga Future Partnership & Working Relationship *Verbal*
 - 7.2 Progress update - Joint Strategic Work Programme 2023/2024 17
 - 7.3 Maaori Wards Referendum *Verbal*
 - 7.4 Marae Resilience Strategy – Update *Verbal*
 - 7.5 Mana whenua Forum update 42
 - 7.6 Fast Track Consenting Bill *Verbal*
 - 7.7 Waters: Better off Funding Update 71
 - 7.8 Waters: Three Waters General Update - 2024 82
 - 7.9 Draft Annual Plan 2024/25 and Maaori Freehold Land Rating Valuations 87
 - 7.10 Waikato District Resilience Project Update 110
 - 7.11 Maaori Ward Councillor Updates – Tai Runga Takiwaa and Tai Raro Takiwaa *Verbal*
 - 7.12 Response to Waikato-Tainui’s presentation to All Councils on Strategic issues *Verbal*
 - 7.13 General Business *Verbal*
- 8. CLOSING KARAKIA**

GJ Ion
CHIEF EXECUTIVE

WAIKATO RAUPATU RIVER TRUST AND WAIKATO DISTRICT COUNCIL CO-GOVERNANCE JOINT COMMITTEE

Reports to: Council

Co-Chairpersons: Her Worship the Mayor Jacqui Church and Mr Tukuroirangi Morgan

Membership:

Council Representatives: Deputy Mayor Carolyn Eyre
Cr Janet Gibb
Cr Kandi Ngataki

Trust Representatives: Huirama Matatahi
Jeff Green
Donald Turner

Meeting frequency: To meet at least twice each calendar year

Quorum: 4 members (being 2 Council representatives; 2 Trust representatives)

Introduction

This Committee provides the framework for Waikato-Tainui, as trustee of the Waikato Raupatu River Trust, and the Waikato District Council to work together to give effect to the Waikato River Settlement. The parties are committed to:

- the restoration and protection of the health and wellbeing of the Waikato River for future generations;
- establishing and maintaining a positive, co-operative and enduring relationship consistent with the guiding principles and the principles of engagement; and
- work co-operatively on matters of common interest to both parties.

The Committee has delegated responsibility for:

- Implementation of the processes detailed in the schedules to the Joint Management Agreement;
- Overseeing the development of an effective and collaborative working relationship at governance, management and operational levels of both organisations.

Terms of Reference

1. Purpose

- The Waikato-Tainui Raupatu Claims (Waikato River) Settlement Act 2010 ('River Settlement Act') requires Waikato-Tainui and the Waikato District Council to work together in carrying out the duties, functions and the exercising of powers in respect of the Resource Management Act 1991 ('RMA').
- The purpose of the terms of reference (TOR) is to provide the framework for Waikato-Tainui and the Waikato District Council to work together to give effect to the River Settlement and to develop a tangible, enduring and beneficial relationship.
- The TOR covers the following key aspects in relation to the River Settlement Act and the joint management agreement:

- a. The completion of the Joint Management Agreement;
 - b. The implementation of the processes detailed in the schedules to the Joint Management Agreement; and
 - c. The development of an effective and collaborative working relationship at governance, management and operational levels of each organisation.
- Waikato-Tainui and the Waikato District Council may, in future, consider and determine whether it is appropriate that the TOR and the Joint Management Agreement are integrated into a single document.

2. The Relationship

- Both Waikato-Tainui and the Waikato District Council have over many years had an informal relationship at both governance and management levels. This relationship to some extent has not been fully expressed and is often limited to the formalities of the existing statutory frameworks.
- The opportunities within the River Settlement Act have now provided a unique opportunity upon which an enduring and tangible relationship can be built beyond just the statutory frameworks alone.
- In carrying out the duties and functions covered by the TOR, the Joint Committee shall do so in accordance with the principles set out in section 44 of the River Settlement Act, which are to:
 - a. Promote the overarching purpose of the settlement to restore and protect the health and wellbeing of the Waikato River for future generations;
 - b. Respect the mana whakahaere rights and responsibilities of Waikato-Tainui;
 - c. Promote the principle of co-management;
 - d. Reflect a shared commitment to:
 - i. Work together in good faith and in a spirit of co-operation
 - ii. Being open, honest and transparent in all communications
 - iii. Using their best endeavours to ensure that the purpose of the Joint Management Agreement is achieved in an enduring manner;
 - e. Recognise that the Joint Management Agreement operates within statutory frameworks and that complying with those frameworks, meeting statutory timeframes and minimising delays are important.
- The joint committee will work co-operatively to ensure that all the requirements of the River Settlement Act are met, including finalisation of the schedules to the Agreement.

3. *Application to the duties, functions and exercising of powers in the RMA*

- The TOR shall apply to the processes associated with the following activities, the details of which are set out in the schedules to the Joint Management Agreement:
 - a. Monitoring and enforcement (s45)
 - b. Preparation, review, change or variation of RMA 1991 planning document (s46)
 - c. Resource consent process (s47)
 - d. processes relating to customary activities (s62)
- The TOR will also extend to cover other duties, functions or powers pursuant to section 52 of the Settlement Act, as set out in the Joint Management Agreement.

4. *Membership of the Joint Committee*

- The joint committee will comprise :
 - a. Four members from Waikato-Tainui, one of which must be the chair of Te Arataura or delegate.
 - b. Four members from Waikato District Council, one of which must be the Mayor or delegate.
- The members of the joint committee will be nominated following the triennial elections for each organisation and will include alternative members.
- If a member is unable to attend a meeting, an alternative member will attend in their place, to ensure that meetings may still proceed.

5. *Meetings of the Joint Committee*

- The joint committee must meet a minimum of twice per year.
- The joint committee may call additional meetings as often as it considers necessary, following consultation and agreement from both chairs. The purpose of these meetings may be to receive updates on projects, to discuss a specific issue, or for other purposes as agreed by the chairs.
- The venue for meetings shall alternate between the offices of the Waikato District Council and Waikato-Tainui. Waikato District Council shall provide the necessary support services for the meeting including a minute secretary.
- Meeting dates and venues will be organised and set by the appropriate staff of Waikato-Tainui and Waikato District Council once confirmation and agreement on that date has been received by all members on the joint committee.
- Waikato District Council must give notice in writing to each member of the committee of the time and place of the meeting:
 - a. Not less than 14 days before the meeting; or
 - b. If the committee has adopted a schedule of meetings, not less than 14 days before the first meeting on the schedule.
- Notice will be given by email.
- An agenda detailing the matters to be brought before each meeting, together with relevant attachments must be sent to each member not less than two clear working days before the day appointed for the meeting.

6. Procedure for all meetings

- The meetings shall be co-chaired by a Waikato Tainui nominated representative or delegate and the Mayor or delegate of Waikato District Council or the appointed deputy co-chairs.
- In the event that these members are unable to attend the meeting, the members of the committee who are present will elect one of their members to preside at that meeting. That person may exercise at that meeting the responsibilities, duties, and powers of the Waikato Tainui representative or the Mayor of Waikato District Council.
- Meetings of the joint committee shall be open to the public to attend. There shall be no mandatory requirement for either Waikato-Tainui or the Waikato District Council to notify meetings, however, the minutes of the meetings will be made available for public inspection.
- Where there are matters of confidence then the committee may resolve to exclude the public from such matters in accordance with the Local Government Official Information and Meetings Act 1987. The decision of what constitutes a matter to be discussed in confidence shall be proposed by the co-chairs.

7. Minutes of meetings

- Waikato District Council is responsible for keeping minutes of the proceedings of meetings.
- Minutes of joint committee meetings will be published on the Waikato District Council's website.

8. Process for reaching decisions

- The process for reaching decisions will be in accordance with the principles set out in section 44 of the Settlement Act and:
 - a. Will be carried out with the highest level of good faith engagement; and
 - b. By consensus
- Members are to endeavour, at all times, to reach a consensus on the matters to be discussed and decided on by the joint committee. Members are bound by each recommendation/decision and will not take any steps to undermine a consensus recommendation/decision.
- Where a decision cannot be reached, the chairs may direct one or more of the following actions to aid in decision making:
 - a. Nominated staff from each organisation to prepare a joint report on the issue with options and recommendations for consideration by the committee
 - b. A workshop to be arranged to enable further discussion on the matter. Attendance at the workshop to be agreed by the committee and may include committee members, nominated staff and if required subject matter experts.
 - c. The issue to be referred back to respective Waikato-Tainui Executive and Waikato District Councillors for further discussion and direction
- Following the completion of one or more of these options, the matter will be placed on the agenda for the next joint committee meeting for further consideration at the direction and agreement of the co-chairs.

- The joint committee may also agree to reserve their decision on an issue until a future date and take no action in the interim.

9. Establishment of Project Teams

- The joint committee may appoint project teams to give effect to the processes identified and set out in the schedules to the Joint Management Agreement and to complete specific projects required by the joint committee.
- The project teams will consist of representatives from Waikato-Tainui and the Waikato District Council. The composition of project teams will be agreed between the partners, and will depend on the project. Generally, the project teams will comprise equal numbers from both organisations, with the relevant skills and knowledge suitable for the specific project.
- The frequency of project team meetings, the process to be followed and other administrative matters relating to the project, will be determined by the members of the project team. Progress reports will be provided to the joint committee at their meetings.

10. Facilitation of Meetings

- The co-chairs are free to conduct meetings as they see fit. The co-chairs will endeavour to ensure all meetings start and finish on time and that, where possible, all agenda items are covered.
- The co-chairs should be aware of the range of perspectives across the joint committees and are to manage discussion of those differing perspectives in light of the purpose and scope of the terms of reference.
- Where necessary the co-chairs may request that independent facilitation of meetings take place if it is in the best interest of the members working together to achieve the purpose of the Joint Management Agreement.

11. Costs

- Costs associated with the hosting of joint committee meetings will be the responsibility of the host organisation.
- Costs that may arise as a result of a project directed by the joint committee are to be discussed and agreed by the joint committee and will generally be shared equally.
- Costs that may arise as a result of a decision or recommendation of the joint committee must be addressed in the recommendations. As a general principle any decision or recommendation which may result in costs to either or both organisations will be referred back to Waikato-Tainui and Waikato District Council for consideration.

12. Conflicts of Interest

- Committee members should be aware of possible conflicts of interest in regard to any matters that may be discussed by the joint committee.
- Where a conflict of interest may exist the committee member should declare the conflict as early as possible. Any member of the committee who declares a conflict of interest will not participate in the discussion or decision making on that particular issue. For clarity, being a member of Waikato-Tainui or Waikato District Council's respective governing bodies does not give rise to a conflict of interest.

- Any conflict of interest declared by a member will be recorded in the minutes of the meeting.

13. Conduct of members

- Members of the joint committee will act at all times in a manner appropriate for the good conduct of the business of the committee and as per the guiding principles which are set out in the Joint Management Agreement (clause 9- a-o).

14. Communication

- All communications on the activities of the joint committee are to be approved by the members and signed off by the co-chairs prior to any release.
- Appropriate staff from each respective organisation shall be charged with ensuring that the above protocol is followed.

15. Dispute Resolution

- If any dispute should arise in connection with the operation of these Terms of Reference, the co-chairs and joint committee members will use their best endeavours to settle the dispute by agreement.
- The members will act in good faith and co-operate with each other to resolve the dispute.
- The members shall refer to the guiding principles in the JMA (clause 9 – a-o) when seeking to settle the dispute and may also use the options set out in section 8 of this terms of reference to assist them to reach a consensus.

To	Waikato Raupatu River Trust
Report title	Confirmation of Minutes
Date:	Tuesday, 23 April 2024
Report Author:	Elizabeth Saunders, Senior Democracy Advisor
Authorised by:	Gaylene Kanawa, Democracy Manager

1. Purpose of the report

Te Take moo te puurongo

To confirm the minutes for a meeting of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee held on Thursday, 7 September 2023.

2. Staff recommendations

Tuutohu-aa-kaimahi

THAT the minutes for a meeting of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee held on Thursday, 7 September 2023 be confirmed as a true and correct record.

3. Attachments

Ngaa taapirihanga

Attachment 1 – JMA Minutes – Thursday, 7 September 2023

Minutes for a meeting of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee held in Committee Rooms 1 and 2, Waikato District Council, 15 Galileo Street, Ngaaruawaahia on **THURSDAY, 7 SEPTEMBER 2023** at **10.00am**.

Present:

Mayor JA Church (Co-Chair)
Cr C Eyre
Cr J Gibb
Cr K Ngataki

Trustee Hinerangi Raumati–Tu’ua (Co-Chair)
Trustee Donald Turner

Attending:

Cr M Raumati
Cr T Turner

Waikato District Council

Mr GJ Ion (Chief Executive)
Mr TG Whittaker (Chief Operating Officer)
Mr V Ramduny (Strategic Initiatives & Projects Manager)
Mr D Sharma (Three Waters Reform Project Manager)
Ms E Rankin (Procurement Manager)
Ms N Armstrong-Nield (Iwi & Partnerships Advisor)
Mrs GJ Kanawa (Democracy Manager)

Waikato Tainui

Mr T Paki (General Manager – Rights and Interests)

The Committee opened the hui with a karakia.

APOLOGIES AND LEAVE OF ABSENCE

Resolved: (Cr Eyre/Mrs Raumati-Tu’ua)

THAT the apologies for non-attendance from Huirama Matatahi, Tuhoro Paki, Jamie Falwasser and Cr Matatahi-Poutapu be accepted.

CARRIED

JMA2309/01

CONFIRMATION OF STATUS OF AGENDA ITEMS

Resolved: (Cr Gibb/Mr Turner)

THAT the agenda for a meeting of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee held on Thursday, 7 September 2023 be confirmed, and all items therein be considered in open meeting.

CARRIED

JMA2309/02

DISCLOSURES OF INTEREST

It was noted that Hinerangi Raumati (Tuurangawaeawae), Donald Turner (Taupiri) and Kandi Ngataki (Te Awamaarahi) are all Elected Members of Te Whakakitenga who represent their marae.

Hinerangi Raumati-Tu'ua Northland/Auckland establishment board – Hinerangi.

It was noted that Mr D Turner is the Co-Chair of the Southern Wastewater Governance Committee.

CONFIRMATION OF MINUTES

The report was taken as read, and the following discussion was held:

- It was noted that there were generic email addresses for some portions of Waikato-Tainui should be utilised rather than specific people as we all grow/move to other areas of interest, both within our organisations and externally.

Resolved: (Crs Ngataki/Eyre)

THAT the minutes of the meeting of the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee held on Friday, 14 April 2023 be confirmed as a true and correct record.

CARRIED

JMA2309/03

ACTIONS REGISTER/MATTERS ARISING

Agenda Item 6

The report was taken as read, and the following discussion was held:

- Mana Whenua Forums – good progress made, but query if it is in the right direction, noting this will be discussed further under Cr Matatahi-Poutapu’s written report/presentation.
- Council consider remuneration for Mana Whenua engagement and advice. The team noted this matter was still unresolved as to whether it should be a payment made to the marae or specific person providing the advice/feedback.
- Maangai Maaori positions – Her Worship advised that she had considered the feedback on this matter and would not be adding Maangai Maaori to the governance structure during this term. This was a matter which could be discussed as part of the 2026 representation review. It was further noted the priority would be to establish the Mana Whenua Forums in alignment with local decisions having local input.
- Members from Waikato-Tainui expressed their disappointment that this decision had been made by Council/the Mayor without further discussion and involvement with the Joint Management Committee or representatives of Waikato-Tainui.
- An update was requested regarding the Executive Manager, Iwi Partnerships position as this role had been vacant for well over a year. An update was provided with the expectation that an appointment would be made soon. However it was not just a matter of “filling a seat” Council needed to ensure they appointed the right person for the role.

REPORTS

Proposed Joint Strategic Work Programme – 2023/2024

Agenda Item 7.1

The report was taken as read, and the Strategic Initiatives & Project Manager along with Ms Tukere provided an overview and updates to the committee. The following discussion was held:

- Better off funding project update – funding manager started approximately a month ago at Council and sits within the Enterprise Project Management Office within Council.
- Part of the Project Manager role was to ensure groups meet the funding obligations and managing risk.
- The reporting template had been received from Department of Internal Affairs which would make it easier for the community.

- An update was provided on the marae resilience work, noting there were short and long-term goals. Staff had been meeting with marae to ascertain their needs to react to an event, during the event and post event.
- Strategy would enable agencies to work better together, with 15 agencies providing funding.
- Staff identified that they would need to discuss the opportunity for wananga to be held by the tribe as whilst locally led, the tribe have existing relationships with marae that would tie in with both tribe and Council Taiao strategies.
- Waikato-Tainui noted they were also having discussions with the Government in regard to resilience of marae.
- The role of the Community Boards was pivotal when an event occurred and the Boards would need to develop relationships with their marae and wider community.
- An update was provided on the structure plan engagement that was underway, noting the transport assessment was complete and there would be an opportunity for further input from the community soon.
- It was queried where the cultural assessment was and noted this had yet to be completed – public consultation including youth happening in September.
- Meeting held with steering group, however very few representatives from Turangawaewae and Ngati Tamaoho were present.
- Social procurement – it would be good to see a graphic of improvement over time.

Resolved: (Cr Eyre/Mrs Raumati-Tu'ua)

THAT the Joint Management Agreement Committee approves the Strategic Work Programme for 2023-2024.

CARRIED

JMA2309/04

Three Waters Reform Project Update – September 2023
Agenda Item 7.2

The Three Waters Reform Project Manager (Mr D Sharma) spoke to the report and the following matters were discussed:

- Committee noted reforms ongoing, and Waikato-Tainui heavily involved in the process along with Waikato District Council.

Waters Capital Works Programme Update – August 2023

Agenda Item 7.3

The Three Waters Reform Project Manager (Mr D Sharma) spoke to the report and the following matters were discussed:

- Update provided on options discussed, at the consultation group meeting with iwi/mana whenua and Waters Governance Board at Matahura marae meeting on the priorities for Te Kauwhata wastewater treatment.
- Eight (8) options were submitted, one was to continue to discharge into Lake Waikare which was not suitable nor supported by the tribe. A land-based approach via wetland treatment was the preferred option, with the piping to Awa as the second preferred option. Noting first option would still result in a final treated product going into the Awa.
- Waikato-Tainui noted they were open to looking at alternatives to ensure the best chance of sustaining Taiao, but whilst Nga Muka had the authority at the proposed discharge point, other mana whenua affected downstream.
- It was reiterated that Waikato-Tainui would not support the ongoing discharge back into Lake Waikare. Rahui in place due to botulism presence.
- Other point Jaedyn / Jackie – has provided feedback – continuing to discharge back into lake community will not support that.

Mana Whenua Forum Update

Agenda Item 7.4

Cr Turner spoke to the report and the following matters were discussed:

- Following feedback from Waikato-Tainui the Terms of Reference and approach were updated.
- Cr Paaniora's report was only received the other day which suggested a different approach, therefore Cr Turner would not progress further until she returned.
- The JMA members appreciated the work already undertaken by Cr Turner and noted that further discussions would be held between the two Maaori ward Councillors prior to progressing further.
- Regional marae committee clusters were being utilised in Ngati Maniapoto currently.

Resolved: Cr Ngataki/Mr Turner

THAT the two Maaori Ward Councillors continue to work on the development of Mana Whenua Forums.

CARRIED

JMA2309/05

Maaori Ward Councillors Update – Tai Runga Takiwaa and Tai Raro Takiwaa
Agenda Item 7.5

Cr Matatahi-Poutapu forwarded a written report which had been circulated to members.

Cr Turner provided a verbal update as follows:

- As mentioned earlier busy with developing Mana Whenua Forum proposal.
- Maaori Ward Councillors attended the Local Government New Zealand conference, noting that a key theme was more localism.
- Noted her role as Councillor had been challenging, she enjoyed adding value to our people by getting out in the community as often as possible.

Moved: Mr Turner/Cr Ngataki

THAT the reports from Crs Matatahi-Poutapu and Turner be received.

CARRIED

JMA2309/06

General Business
Agenda Item 7.6

There were two items noted for General Business:

- Mr Turner noted the Te Whakakitenga elections were coming up and from there elections would be held for new Trustees for this Committee.
- He noted that he was appreciative for the mahi that staff from both organisations have done over this period, in particular the Waikato District Council Chief Executive and team supporting whanau in our district.

CLOSING COMMENTS FROM CO-CHAIRS

Trustee Mrs Raumati–Tu’ua:

- Reiterated comments from Mr Turner and in particular noted the collaborative relationship that had been developed over the past couple of years between Waikato-Tainui and Waikato District Council.

Her Worship the Mayor, JA Church:

- In her view we were on this journey together and needed to continue to paddle our waka in the same direction for the betterment of our communities and District.

Mr Turner closed the meeting with a karakia.

There being no further business the meeting was declared closed at 12.13pm.

Minutes approved and confirmed this day of 2024.

Mrs JA Church
HER WORSHIP THE MAYOR

Ms H Raumati-Tu'ua
CO-CHAIR AND TRUSTEE

To	Waikato Raupatu River Trust Waikato District Council Joint Management Committee
Report title	Waikato-Tainui/Waikato District Council Joint Management Agreement Committee Strategic Work Programme: Progress Update for 2023-2024 and Proposed Focus Areas to Inform a Strategic Work Programme for 2024-2025
Date:	4 April 2024
Report Author:	Vishal Ramduny, Strategic Projects Manager, Waikato District Council Marae Tukere, General Manager Oranga, Waikato-Tainui
Authorised by:	Gavin Ion, Chief Executive

1. Purpose of the report

Te Take moo te puurongo

For the Joint Management Agreement Committee (JMAC) to receive an update on the Waikato-Tainui/Waikato District Council JMAC Strategic Work Programme for 2023-2024 and provide feedback on the proposed focus areas to inform a Strategic Work Programme for 2024/2025.

2. Report

Puurongo

2023/2024 Strategic Work Programme

The Waikato-Tainui | Waikato District Council JMAC hui of 7 September 2024 adopted a Strategic Work Programme for 2023-2024.

The work programme is strategically aligned to the Waikato-Tainui Raupatu Claims (Waikato River) Settlement Act and its key guiding principles.

The key focus areas and initiatives/projects of the Programme for 2023-2024 are as follows:

Institutional

- Establishment of the Mana Whenua Forums (including a Terms of Reference)

Government Reforms

- Local Government Reform
- Resource Management Reform
- Three Waters Reform

Three Waters Better Off Funding

- Focussed on implementation of the twenty projects for which funding has been allocated as part of the Better Off Funding initiative.

Toituu resiliency

- Working in partnership with Waikato-Tainui to enable the capacity of the thirty-nine marae in the Waikato district to build resilience (as part of the Waikato District Council Marae Resilience Strategy).

Land use planning

- Taupiri | Hopuhopu | Ngaruawahia Structure Plan Review
- Waikato District Plan (resolution of appeals and the Forward Work Programme)

Strategic Focus Areas

- Growth and development opportunities (Ruakura, Meremere A Industrial Zoning).
- Social Procurement (focussed on using procurement as a tool for achieving social objectives).
- Education and Employment (including supporting Waikato-Tainui tribal members and the wider Waikato district community to access employment opportunities and skills development pathways, summer internship programmes)

It is the JMAC's expectation that staff from the JMA partners will work collaboratively to implement the identified initiatives.

Proposed 2024/2025 Strategic Work Programme for feedback

Following on from the Waikato-Tainui and Waikato River JMA Partner Councils hui-aa-tau held on 4 March 2024 staff have identified the key focus areas to inform a strategic work programme for 2024-2025.

This programme builds on the 2023-2024 Strategic Work Programme and includes two key initiatives identified by Waikato-Tainui at the 2024 hui-aa-tau, which is included for the Committee's consideration.

The new initiatives identified in the 2024-2025 programme are:

- Impact of proposed rate rises on tribal whaanau (this matter will be addressed in a separate paper in the JMAC agenda following which a decision will be made if this needs to be removed or not).
 - Rotowaro water storage – work with the tribe to explore its aspirations of becoming an owner of its own water infrastructure (noting that from a Council perspective it will need to be considered within the Local Waters Done Well legislation).
-

The following initiatives signalled in the 2024 hui-aa-tau are already being implemented as part of the existing Waikato-Tainui | Waikato District Council Strategic Work Programme:

- Building marae resiliency
- Social procurement – collaborating with the tribe to secure benefit from its collective purchasing power.

The complete list of strategic focus areas is included in the attachment as is summarised below:

- **Institutional (ongoing from 2023/2024)**
 - Establishment of mana whenua forums
- **Government Legislative Reforms (ongoing from 2023/2024 but tweaked to reflect new government direction)**
 - Referendum on Maaori Wards
 - Local Water Done Well
 - Resource Management Reform
- **Three Waters Better Off Funding (ongoing from 2023/2024)**
 - Ongoing implementation of the 20 projects for which funding has been allocated as part of the Better Off Funding initiative.

Strategic Focus Areas

- Toituu resiliency - Implemented through the Marae Resilience Strategy which is focused on working in partnership with the 39 Waikato-Tainui marae within the Waikato district to enable their aspirations, readiness, and resilience.
- Taupiri | Hopuhopu | Ngaaruawaahia Structure Plan
- Waikato District Plan (Appeals and future work programme)
- Growth & Development Opportunities
- Social Procurement
- Education and Employment
- Impact of rate increases on tribal whaanau (to be considered as part of a separate agenda paper following which this may be removed).
 - Rotowaro water storage (new initiative)

This work programme will guide the governance and executive functions of JMAC. It will also strengthen the JMA partnership and give effect to Council's Te Tiriti obligations.

Staff will progress developing a work programme for 2024-2025 based on feedback from JMAC on the proposed focus areas.

3. Staff recommendations Tuutohu-aa-kaimahi

THAT the Joint Management Agreement Committee:

- a. receives the progress update on the Strategic Work Programme for 2023-2024; and**
- b. provides feedback on the proposed focus areas to inform the Strategic Work Programme for 2024-2025.**

4. Attachments Ngaa taapirihanga

Attachment 1 – Waikato-Tainui | Waikato District Council Joint Management Agreement Committee Strategic Work Programme 2023-2024.

Attachment 2 – Waikato-Tainui | Waikato District Council Joint Management Committee Proposed Focus Areas to Inform a Strategic Work Programme for 2024/2025.



Waikato-Tainui | Waikato District Council Joint Management Agreement Committee

Strategic Work Programme

June 2023 to June 2024

PROGRESS UPDATE FOR 30 APRIL 2024 JMAC

WDC Agreement:**Preamble:**

The Waikato Raupatu Claims Settlement Act 1995 gave effect to certain provisions of the deed of settlement between Her Majesty the Queen in right New Zealand (The Crown) and Waikato dated 22 May 1995 and settled certain Raupatu claims made to the Waitangi Tribunal by Robert Te Kotahi Mahuta, the Tainui Maaori Trust Board and Ngaa Marae Toopu on behalf of Waikato-Tainui (wai 30). The 1995 Act expressly excluded certain historical claims, including the claim to the Waikato River.

The Provisions of the Waikato-Tainui Raupatu Claims (Waikato River) Settlement Act 2010 (The Settlement) applies to this agreement.

This agreement affirms the commitment between Waikato-Tainui and Waikato District Council to:

- Enter into a new era of co-management over the Waikato River
- Achieve the overarching purpose of the settlement to restore and protect the health and well being of the Waikato River for future generations; and
- To provide an enhanced relationship between Waikato-Tainui and the Waikato District Council on areas of common interest

The Principles:

Principles by which our strategy will be guided include.

- Te Mana o te Awa/Wai
- Mana Whakahaere
- Health and wellbeing
- Co-Management

Joint Management Agreement:**Background:**

On 14 January 2011, the Waikato-Tainui Raupatu Claims (Waikato River) Settlement Act 2010 (Waikato River Settlement Act) came into effect. The spirit, intent and relevant provisions of the settlement apply to this Joint Management Agreement (Agreement).

This Agreement affirms the commitment between Waikato-Tainui and the Council to:

- (a) enter into a new era of co-management over the Waikato River;
- (b) achieve the overarching purpose of the Waikato River Settlement Act to restore and protect the health and wellbeing of the Waikato River for future generations.
- (c) provide an enhanced relationship between Waikato-Tainui and the Council on areas of common interest; and

(d) recognise the relationship underpinning this Agreement is an evolving one whereby Waikato-Tainui and the Council will continue to explore the potential for transfers, delegations and sharing of relevant powers and functions under the Resource Management Act 1991 (RMA) and Local Government Act 2002 (LGA 2002).

The principles stated above will guide this strategic work programme and will require that the Waikato-Tainui and Waikato District Joint Management Agreement Committee to work together under the Agreement and act in a manner that is consistent with the following.

- (a) promote the overarching purpose of the settlement being to restore and protect the health and wellbeing of the Waikato River for future generations.
- (b) recognise and give effect to Te Ture Whaimana o te Awa o Waikato (the Vision and Strategy) as the primary policy setting direction document for the Waikato River.
- (c) recognise the statutory functions, powers and duties of the Council, including legislation such as the LGA 2002 and the RMA.
- (d) respect the mana whakahaere rights and responsibilities of Waikato-Tainui in accordance with tikanga to ensure the balance and mauri of the Waikato River is maintained.
- (e) act in a manner consistent with the principles of Te Tiriti o Waitangi/Treaty of Waitangi.
- (f) take into account the relevant components of the Waikato-Tainui Environmental Plan and the Integrated Management Plan as they relate to the Waikato River within the geographic jurisdiction of the Council.
- (g) commit to working together in good faith and with a spirit of co-operation.
- (h) commit to open, honest, and transparent communication.
- (i) promote the principle of co-management and commit to participate effectively in co-management.
- (j) recognise and acknowledge that the Parties will benefit from working together by sharing their respective vision, knowledge and expertise.
- (k) ensure early engagement and a 'no surprises' approach.
- (l) recognise that the relationship between the Parties will evolve.
- (m) respect the independence of the Parties and their individual mandates, roles and responsibilities in relation to the Waikato River.
- (n) recognise that co-management sometimes operates within statutory frameworks that must be complied with; and
- (o) commit to meeting statutory timeframes, and minimising delays and costs associated within those statutory frameworks.

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
INSTITUTIONAL MATTERS			
<p>Establishment of mana whenua forums</p> <p>In 2021 Council approved the establishment of mana whenua forums and has since been working with Waikato-Tainui and other iwi groups on its establishment, including a term of reference. The forums will help Council lift its level of engagement with mana whenua, provide a solid foundation for an ongoing relationship, and to help Council connect with an important part of our community.</p>	<p>WDC WT (Pouhono Iwi ki te Haapori Executive Manager Maaori Partnerships, WDC)</p>	<ul style="list-style-type: none"> ▪ Terms of Reference (with mana whenua entities identified and representation confirmed) finalised by Q1 of 2024 (subject to the appointment of the Executive Manager Maaori Partnerships). ▪ Formal establishment of Mana Whenua Forums by Q2 of 2024 (subject to the appointment of the Executive Manager Maaori Partnerships). 	<p>Maehe Paki has been appointed Executive Manager Maaori Partnerships for Council. She assumed her position in January 2024.</p> <p>There is a separate report on the JMAC agenda on progress made with regards to the establishment of the mana whenua forums but in summary:</p> <p>The Executive Manager Maaori Partnerships has undertaken a comprehensive induction to build an understanding of the Council and to prepare for the recruitment of three additional kaimahi to the team.</p> <p>These positions are critical to driving the council's commitment to delivering on our Te Tiriti obligations, strengthening staff cultural capability and the effective implementation of the Mana whenua forums. A tribal member will also be engaged by the end of April, as part of our JMA work programme to assist in the implementation of the forums.</p> <p>The draft Terms of Reference is included in the report for the Committee's consideration (part of the agenda item on the establishment of the mana whenua forums).</p>
GOVERNMENT REFORMS			

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
<p>Local Government Reform A government-initiated process tasked to an independent review panel (Future for Local Government Panel) to make recommendations to reform the local governance system.</p>	<p>WDC WT (Vishal Ramduny, Strategic Initiatives and Partnerships Manager) Tuhoro Paki Strategy and Relationship Manager)</p>	<ul style="list-style-type: none"> ▪ Provide an overview of the final report from the Review for the Future of Local Government Panel to the Minister for JMAC. ▪ Staff from Waikato-Tainui and Waikato District Council staff to assess implications of these for the partnership. 	<p>The final report from the Review for the Future of Local Government Panel to the Minister for Local Government containing 17 recommendations was delivered on 19 June 2023.</p> <p>The new coalition government has not yet signalled any intention of the institutional reform of local government apart from focussing on three key pieces of legislative reforms which has implications for local government. These being:</p> <ul style="list-style-type: none"> ▪ Referendum on Maaori Wards ▪ Local Water Done Well ▪ Resource Management Reform <p>It is important that both Council and the tribe are aligned, where possible, in any submission and advocacy on the above initiatives.</p>
<p>Resource Management Reform</p>	<p>WDC WT (Jim Ebenhoh, Planning and Policy Manager/Tuhoro Paki Strategy and Relationship Manager)</p>	<ul style="list-style-type: none"> ▪ Provide the Committee with an update on this reform at each JMAC as required. ▪ Staff from Waikato-Tainui and Waikato District Council staff to assess implications of these for the partnership. 	<p>Government has signalled that it will pursue Resource Management Reform in three phases:</p> <p>Phase One – Repeal of the Natural and Built Environment Act and Spatial Planning Act (this was done in December 2023).</p> <p>Phase Two – A new one-stop-shop fast-track consenting regime. In March 2024 the Fast-track Approvals Bill was introduced to Parliament for Select Committee review. The Bill’s proposed fast-track process builds on the fast-track consenting regime in the Fast-track Consenting Act (FTCA) and Natural and Built Environment Act. The FTCA was repealed on 8 July 2023.</p>

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
			<p>Phase Three – Targeted changes to the RMA in the form of two Bills: ‘Bill 1’ – which is expected in May 2024 to give effect to coalition commitments to give certainty to industry, councils, and resource consent applicants; and ‘Bill 2’ expected to be introduced to Parliament later in 2024.</p> <p>Government has signalled that work on a comprehensive replacement of the RMA will commence in 2025.</p> <p>Issues of concern or opportunity for Waikato-Tainui and Council will need to be reflected in any submission processes.</p>
<p>Three Waters Reform</p> <p>Supporting the implementation of Local Water Done Well.</p>	<p>WDC WT (Deron Sharma, Three Waters Reform Project Manager) Manaaki Nepia Chief Advisor</p>	<ul style="list-style-type: none"> ▪ Advocacy on Te Ture Whaimana and Te Mana O Te Awa through the Three Waters Reform process to give effect to the Waikato-Tainui Raupatu Claims (Waikato River) Settlement Act and the Nga Wai o Maniapoto (Waipaa River) Act. ▪ Work with Waikato-Tainui to ensure that mana whenua and hapuu considerations are given in a way that enhances mana whakahaere. This may include representing the views and partnership principles of the JMA (Joint Management Agreement) at engagement forums and working groups such as the Local Transition Team. 	<p>The Minister of Local Government has made public announcements about the first steps of the rollout of the Local Water Done Well programme of reforms. The upcoming Local Government Water Services (Transitional Provisions) Bill will spell out what the obligations around service delivery planning are (what and by when) and will provide a bespoke process for those local authorities wanting to move quickly to establish CCOs under the Local Government Act to do so.</p> <p>This legislation is expected either later in April or in early May 2024 with enactment scheduled by the end of June 2024.</p> <p>Local authority service delivery plans will be due no later than one year from the date of</p>

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
			<p>commencement. For local authorities who have deferred their long-term plans (LTPs), the deadline for the LTP and service delivery plans are likely to be no more than a couple of weeks apart.</p> <p>It is important that both Council and Waikato-Tainui as JMA partners are aligned on a proposed direction.</p> <p>Some work is being done through Colab and the Waikato Mayors and Chairs Joint Forum on obtaining regional alignment in the Waikato.</p> <p>There is a separate paper on Local Water Done Well in the JMAC agenda.</p>
THREE WATERS BETTER OFF FUNDING			
<p>Implementation of the 20 projects for which funding has been allocated as part of the Better Off Funding initiative.</p> <p>Note: Some projects are to be delivered by community groups and some by Council.</p>	<p>WDC (Deron Sharma, Three Waters Reform Project Manager)</p> <p>Waikato-Tainui staff resource (TBC)</p>	<ul style="list-style-type: none"> ▪ Monitoring and reporting to Council, to JMAC (at each meeting) and to mana whenua representatives on implementation of the following projects: <ul style="list-style-type: none"> - Whaingaroa Wharf Western Walkway - \$3,200,000 - Te Paina Restoration - \$630,500 - Restoring Mauri to Davies Park - \$547,950 - Te Kowhai Structure Plan - \$325,000 - Te Paina Pest Eradication - \$169,000 	<ul style="list-style-type: none"> ▪ Allocated funding needs to be used by June 2027. <p>There is a separate comprehensive report on the agenda providing an update on this project.</p>

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
		<ul style="list-style-type: none"> - Kimihia Lakes Irrigation and Picnic Site - \$124,852 - Te Paina Waters Programme - \$97,500 - Waka Energy Resources & Papakaainga Project - \$78,000 - Te Akau South Kaitiaki - \$57,229 - Te Ao Moana Whaingaroa - \$23,344 <ul style="list-style-type: none"> ▪ Ensure that our community groups are protected from financial risk and that they are meeting project delivery obligations. 	
TOITUU RESILIENCY			
<p>Toituu resiliency Enable the capacity of marae in the Waikato district to build resilience.</p>	<p>WDC (Gannin Ormsby, Community Resilience Strategic Advisor) and Glenda Taituha, GM Heritage and Identity</p>	<ul style="list-style-type: none"> ▪ As part of the Marae Resilience Strategy, work in partnership with Waikato-Tainui, support the 39 marae within the Waikato district to enable their aspirations, readiness and resiliency planning. ▪ The Community Resilience Team will work alongside Marae who voluntary self-identify and wish to participate during a CDEM event. This will be by agreement between the Marae and CDEM. Part of the agreement will focus on the requirements of the Marae – PRIOR, DURING and POST an CDEM event. Any key infrastructure requirements will be integrated into the community outcomes that informs the LTP. 	<p>Marae have shown their valuable contribution and participation in responding to events that have impacted our communities across Aotearoa New Zealand. The Marae Resilience Strategy is a whaanau centred, community-led, and government enabled kaupapa, that has the potential to stimulate a culture shift and system change across government agencies. The intention is for organisations to work co-operatively to support community resilience outcomes whereby Maori and Civil Defence Emergency Management (CDEM) 'build the waka before the flood'.</p> <ol style="list-style-type: none"> 1. Engagement and relationship building directly between marae and CDEM. 2. Working in partnership with Iwi, alongside Maaori providers and other partner agencies to coordinate hui with Marae(s) - [Collectives] to share information, deliver capacity building

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
		<ul style="list-style-type: none"> ▪ The Community Resilience Team of Council will work alongside Marae who voluntary self-identify and wish to participate during a CDEM event. ▪ This will be by agreement between the Marae and CDEM ▪ Part of the agreement will focus on the requirements of the Marae – PRIOR, DURING and POST an event ▪ If there are key infrastructure requirements this will be part of the agreement that will be integrated into the community outcomes that informs the LTP. 	<p>workshops and pathways to ongoing development training programmes.</p> <ol style="list-style-type: none"> 3. Encourage Marae(s) - [Collectives] to submit into the Council Long-Term Plan, their infrastructure requirements and/or engage and participate in collaborative projects that support manaakitanga and kaitiakitanga aspirations. 4. Encourage and activate a culture shift and system change across crown agencies to have a more integrated approach towards building an intergenerational community resilience programme of action.
LANDUSE PLANNING			
<p>Taupiri Hopuhopu Ngaaruawaahia Structure Plan</p> <p>A review of the existing structure plan to incorporate Waikato-Tainui's redevelopment of Hopuhopu, the rejuvenation of the Taupiri commercial area (Te Putu Street); the rejuvenation of the Ngaaruawaahia central business district and improved connections between all these settlements.</p>	<p>WDC/WT (Donna Tracey, Strategic Planning Manager) Porsha Wharekura-Property Manager Rob Batters-HH Innovation Development Project Lead Marae Tukere (General Manager Oranga)</p>	<ul style="list-style-type: none"> ▪ Structure Plan reviewed by December 2023. ▪ Programme of works for implementation developed to inform LTP 2024-2034. 	<p>Waikato District Council are aware that in our last JMA update, the Structure Plan / Town Centre Plan was noted for completion at the end of 2023. This unfortunately has not been the case for several reasons of which largely relates to delays in receiving some key technical reports which has had a knock-on effect to the project.</p> <p>Council is now nearing the completion of the Draft Structure Plan and Town Centre Plan and is in the final stages of preparing the plans for final public consultation. The intended public submission period will be 15 May 2024 – 12 June 2024 (4 weeks). Once closed, submissions will be analysed and considered for incorporation into the Plans before being</p>

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
			<p>presented for final adoption by Council on 5 August 2024.</p> <p>Here is a link is to the technical reports we have published to date including the Urban Design Report which has the draft Proposed Projects list on pages 54-58. The projects align with the 2023/24 Annual Plan and will inform the subsequent Long Term Plan (2025 – 2034) and Infrastructure Strategy.</p> <p>https://www.waikatodistrict.govt.nz/your-council/plans-policies-and-bylaws/plans/structure-plans/ngaruawahia-hopuhopu-taupiri-structure-plan-2023</p>
<p>Waikato District Plan (Appeals and future work programme) Resolving the sixty-seven appeals to the Proposed Waikato District Plan (PDP) whilst simultaneously undertaking any necessary variations/plan changes to address other issues not dealt with in the PDP. Council staff will work with Waikato-Tainui staff to align the future District Plan work programme with iwi priorities.</p>	<p>WDC/WT (Keri Davis-Miller, Resource Management Policy Manager)</p> <p>Jaedyn Falwasser Taiao Manager Glenda Taituha, GM Heritage and Identity</p>	<ul style="list-style-type: none"> Progress the resolution of the PDP appeals noting that there may be appeals that would need to be resolved through the Environment Court. 	<p>Variation 3 – Enabling Housing Supply</p> <p>On 22 March 2024, the Council received the recommendations from the Independent Hearing Panel (IHP) for Variation 3. Variation 3 is Council’s response to the Government’s direction colloquially known as the “3 by 3” legislation – enabling up to 3 dwellings, 3 stories high in Huntly, Ngaaruawahia, Pookeno and Tuakau.</p> <p>While the new coalition Government has signalled its intent to make the density-enabling legislation optional, there is yet to be a law change to allow it. Council staff will now familiarise themselves with the recommendations, and where and how they may depart from the recommendations the Council staff made to the IHP.</p>

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			<p>Staff anticipate public notification before end of June 2024. If any part of the IHP recommendations are rejected by Council, they will need to be referred to the Minister to make a decision.</p> <p>PDP Appeals</p> <p>While the Council work to resolve the appeals, there are two district plans to work with – the Operative, and Proposed District Plan. When a decision is made on Variation 3, the consent planners will have to consider matters under both Plans for a short time. Council Planners are working to provide one district plan that will be Part Operative. This will make it easier for the community and council planners to navigate consenting requirements. Of the 66 appeals received (and over 300 topic points) thirty-six have been fully resolved.</p> <p>Forward Works Programme</p> <p>The District Plan FWP relates to projects, work streams, that will result in a plan change/ variation to the District Plan. The FWP as of April 2024, is an indicative and 'live' document that can change dependent on Council priorities and the team's capacity. The DP team will continue to address PDP appeals and V3 related work as a priority and will progress priority items on the FWP when able.</p>
Growth & Development Opportunities	WT/TGH/WDC	<ul style="list-style-type: none"> ▪ Update JMAs on progress on growth opportunities 	Meetings between WDC, TGH and NZTA Waka Kotahi were held in 2023 to look at roading

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
Continue to engage with Tainui Group Holdings (TGH) to identify growth and development opportunities within the WDC area i.e. Ruakura Super hub Development, Meremere A Industrial Zoning	(Emma Rankin, Economic Development Advisor) Brian Croad, Regulatory Manager) Tuhoro Paki Strategy and Relationship Manager		<p>options for accessing the Waikato Expressway should the Meremere A site be developed into an industrial operation which generates significant traffic movements. NZTA Waka Kotahi made it clear that significant traffic movements will require a grade-separation – which is very expensive. This discussion has not progressed since then due to the Nikau Demolition lease been extended between the tenant and TGH. It will need to be picked up at a later stage once TGH is in a position share its proposal for the site.</p> <p>A meeting between WDC staff and TGH took place on 11 April 2024 regarding Ruakura east. THG advised Council staff that it did not submit a proposal for the Hamilton City Council Emerging Area process because the area has been identified by Future Proof, including the 2024 review, as urban enablement area with a 3–10-year time frame. To achieve this a rezoning process should be commenced, not whether to consider it for rezoning or not.</p> <p>Waikato Regional Policy Statement (WRPS) change 1 gives effect to the NPS-Urban Development and futureproof. East of the Waikato Expressway rezoning has been included as an urban enablement. While some appeals have been lodged to the WRPS, none challenge the inclusion of this area as future industrial. The WRPS requires councils to prepare plan changes and development area plans to implement these future growth areas. In other words, Future Proof identified the</p>

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
			<p>aspiration and the RPS has moved it to a confirmed obligation. TGH has advised that two factors alone constitute sufficient justification for HCC and WDC to progress the rezoning and boundary adjustment process as a near term commitment.</p> <p>A meeting of the three partners is planned to ensure a collaborative approach to progress this.</p>
STRATEGIC FOCUS AREAS			
<p>Social Procurement Using procurement as a tool for achieving social objectives. It is a process which links the social, environmental, and economic aspects of supply and demand, which can be a powerful tool for social inclusion, environmental sustainability, and economic development.</p>	<p>WDC WT (Everard Whangapirita, Procurement Manager Trina Pohatu-McQueen, Economic Development Manager, Emma Rankin Economic Development and Key Account Manager Trina Pohatu McQueen, Whanake Manager, Waikato-Tainui.</p>	<ul style="list-style-type: none"> ▪ Review the Professional services Waikato-Tainui has within its database of suppliers (potential to add new Professional Services Panel). ▪ Progress SME (Small Medium Enterprise) Panel. Draft plan has been completed and being circulated across Council with key stakeholders. ▪ Data – Identify and Share supplier data between Waikato-Tainui and Waikato District Council (ensuring Privacy requirements are maintained) ▪ Progress the implementation of the Sustainable Procurement Framework. 	<ul style="list-style-type: none"> ▪ We have not progressed the Professional Services at WDC, however we have led the Progressive Procurement opportunity with CoLab attaining 5 Maori businesses through Teir 2D. We have partnered with Amotai to conduct the validation, Iwi Maaori, to qualify. ▪ The Small Business Panel has been formed. We engaged several Waikato-Tainui businesses however they did not get into the panel. What we found is that businesses are not ready or willing to participate. We understand the Waikato-Tainui team are proactively working with tribal businesses to build their capacity to participate. WDC and Waikato-Tainui to continue to work together on processes including holding information sessions for these businesses to support this focus area

PROJECT/INITIATIVE	RESPONSIBLE GOVERNANCE ENTITY AND STAFF RESOURCE	ACTION AND TIMEFRAMES	COMMENT/ PROGRESS UPDATE FOR 30 APRIL 2024 HUI
			<ul style="list-style-type: none"> ▪ We are unable to provide the supplier data at this stage. <p>With Maehe Paki as Executive Manager Maaori Partnerships we have started the wider business consultation that is being coordinated with the Procurement Policy Review.</p>
<p>Education & Employment Supporting Waikato Tainui Marae/Hapu/Iwi and the wider community of Waikato District Council to engage in meaningful and sustainable career and education pathways</p>	<p>WT WDC Vanessa Jenkins, People and Capability Manager Raewyn Mahara, General Manager for Education and Pathways and Emma Rankin, Economic Development and Key Account Manager and Glenda Taituha, GM Heritage and Identity</p>	<ul style="list-style-type: none"> ▪ Waikato-Tainui Tribal Members/Marae and the wider WDC community access to opportunities initiatives, employment, and skills development pathways. ▪ Support summer internship programmes across both the WDC Council and Waikato-Tainui for Tribal Members/Marae and the wider WDC community. ▪ Reinstate scholarship opportunities ▪ Alignment of this programme of work with the Social Procurement strategies across both organisations. 	<ul style="list-style-type: none"> ▪ Maehe Paki has established an internship in collaboration with Waikato-Tainui. This intern will be piloted within Council's Maori Partnerships team in the first instance for 12 weeks. ▪ A discussion on workforce development initiatives is underway between Council's Economic Development team and Waikato-Tainui staff.



Waikato-Tainui | Waikato District Council Joint Management Agreement Committee
Proposed Strategic Work Programme Focus Areas

July 2024 to October 2025

**Draft Focus Areas to Inform the next Strategic Work Programme for
JMAC Feedback**

WDC Agreement:**Preamble:**

The Waikato Raupatu Claims Settlement Act 1995 gave effect to certain provisions of the deed of settlement between Her Majesty the Queen in right New Zealand (The Crown) and Waikato dated 22 May 1995 and settled certain Raupatu claims made to the Waitangi Tribunal by Robert Te Kotahi Mahuta, the Tainui Maori Trust Board and Ngaa Marae Toopu on behalf of Waikato-Tainui (wai 30). The 1995 Act expressly excluded certain historical claims, including the claim to the Waikato River.

The Provisions of the Waikato-Tainui Raupatu Claims (Waikato River) Settlement Act 2010 (The Settlement) applies to this agreement.

This agreement affirms the commitment between Waikato-Tainui and Waikato District Council to:

- Enter into a new era of co-management over the Waikato River
- Achieve the overarching purpose of the settlement to restore and protect the health and well being of the Waikato River for future generations; and
- To provide an enhanced relationship between Waikato-Tainui and the Waikato District Council on areas of common interest

The Principles:

Principles by which our strategy will be guided include.

- Te Mana o te Awa/Wai
- Mana Whakahaere
- Health and wellbeing
- Co-Management

Joint Management Agreement:**Background:**

On 14 January 2011, the Waikato-Tainui Raupatu Claims (Waikato River) Settlement Act 2010 (Waikato River Settlement Act) came into effect. The spirit, intent and relevant provisions of the settlement apply to this Joint Management Agreement (Agreement).

This Agreement affirms the commitment between Waikato-Tainui and the Council to:

- (a) enter into a new era of co-management over the Waikato River;
- (b) achieve the overarching purpose of the Waikato River Settlement Act to restore and protect the health and wellbeing of the Waikato River for future generations.

- (c) provide an enhanced relationship between Waikato-Tainui and the Council on areas of common interest; and
- (d) recognise the relationship underpinning this Agreement is an evolving one whereby Waikato-Tainui and the Council will continue to explore the potential for transfers, delegations and sharing of relevant powers and functions under the Resource Management Act 1991 (RMA) and Local Government Act 2002 (LGA 2002).

The principles stated above will guide this strategic work programme and will require that the Waikato-Tainui and Waikato District Joint Management Agreement Committee to work together under the Agreement and act in a manner that is consistent with the following.

- (a) promote the overarching purpose of the settlement being to restore and protect the health and wellbeing of the Waikato River for future generations.
- (b) recognise and give effect to Te Ture Whaimana o te Awa o Waikato (the Vision and Strategy) as the primary policy setting direction document for the Waikato River.
- (c) recognise the statutory functions, powers and duties of the Council, including legislation such as the LGA 2002 and the RMA.
- (d) respect the mana whakahaere rights and responsibilities of Waikato-Tainui in accordance with tikanga to ensure the balance and mauri of the Waikato River is maintained.
- (e) act in a manner consistent with the principles of Te Tiriti o Waitangi/Treaty of Waitangi.
- (f) take into account the relevant components of the Waikato-Tainui Environmental Plan and the Integrated Management Plan as they relate to the Waikato River within the geographic jurisdiction of the Council.
- (g) commit to working together in good faith and with a spirit of co-operation.
- (h) commit to open, honest, and transparent communication.
- (i) promote the principle of co-management and commit to participate effectively in co-management.
- (j) recognise and acknowledge that the Parties will benefit from working together by sharing their respective vision, knowledge and expertise.
- (k) ensure early engagement and a 'no surprises' approach.
- (l) recognise that the relationship between the Parties will evolve.
- (m) respect the independence of the Parties and their individual mandates, roles and responsibilities in relation to the Waikato River.
- (n) recognise that co-management sometimes operates within statutory frameworks that must be complied with; and
- (o) commit to meeting statutory timeframes, and minimising delays and costs associated within those statutory frameworks.

PROGRAMME/PROJECT/INITIATIVE

1. INSTITUTIONAL

1.1. Establishment of mana whenua forums

In 2021 Council approved the establishment of mana whenua forums and has since been working with Waikato-Tainui and other iwi groups on its establishment, including a term of reference. The forums will help Council lift its level of engagement with mana whenua, provide a solid foundation for an ongoing relationship, and to help Council connect with an important part of our community.

The key actions in relation to this initiative are:

- Approval of the Terms of Reference by the Joint Management Committee
- Establishment of the mana whenua forums by end 2024.

2. GOVERNMENT LEGISLATIVE REFORMS

2.1. Referendum on Maaori Wards

The Government will introduce a Bill in the coming months seeks to restore the ability for communities to petition their councils to hold binding polls on Maaori ward decisions. This will include holding binding polls on wards that were established without the ability for local referendums to take place.

Council and Waikato-Tainui input into this process will be crucial.

2.2. Local Water Done Well

The Minister of Local Government has made public announcements about the first steps of the rollout of the Local Water Done Well programme of reforms. The upcoming Local Government Water Services (Transitional Provisions) Bill will spell out what the obligations around service delivery planning are (what and by when) and will provide a bespoke process for those local authorities wanting to move quickly to establish CCOs under the Local Government Act to do so.

This legislation is expected either later in April or in early May 2024 with enactment scheduled by the end of June 2024.

Local authority service delivery plans will be due no later than one year from the date of commencement. For local authorities who have deferred their long-term plans (LTPs), the deadline for the LTP and service delivery plans are likely to be no more than a couple of weeks apart.

PROGRAMME/PROJECT/INITIATIVE

It is important that both Council and Waikato-Tainui as JMA partners are aligned on a proposed direction.

2.3. Resource Management Reform

Government has signalled that it will pursue Resource Management Reform in three phases:

Phase One – Repeal of the Natural and Built Environment Act and Spatial Planning Act (this was done in December 2023)

Phase Two – A new one-stop-shop fast-track consenting regime. In March 2024 the Fast-track Approvals Bill was introduced to Parliament for Select Committee review. The Bill's proposed fast-track process builds on the fast-track consenting regime in the FTCA and Natural and Built Environment Act. The Fast-track Consenting Act (FTCA) was repealed on 8 July 2023.

Phase Three – Targeted changes to the RMA in the form of two Bills: 'Bill 1' – which is expected in May 2024 to give effect to coalition commitments to give certainty to industry, councils, and resource consent applicants; and 'Bill 2' expected to be introduced to Parliament later in 2024.

Government has signalled that work on a comprehensive replacement of the RMA will commence in 2025.

Issues of concern to Waikato-Tainui and Council will need to be reflected in any submission process.

3. THREE WATERS BETTER OFF FUNDING

Ongoing implementation of the 20 projects for which funding has been allocated as part of the Better Off Funding initiative.

Note: Some projects are to be delivered by community groups and some by Council.

4. STRATEGIC FOCUS AREAS

4.1. Toituu resiliency

Ongoing capacity development of marae in the Waikato district to build resilience.

PROGRAMME/PROJECT/INITIATIVE
<p>The Toituu Framework is an internal Te Tiriti Partnership Framework. The framework is intended to enable whole of council approach to support Iwi Maori Strategies within council. The Marae Resilience Strategy is focused on working in partnership with the 39 Waikato-Tainui Marae, within the Waikato district to enable their aspirations, readiness, and resilience. The Community Resilience Team will work alongside marae who voluntary self-identify and wish to participate during a Civil Defence Emergency Management (CDEM) event. This will be by agreement between the marae and CDEM. Part of the agreement will focus on the requirements of the Marae – prior, during and post a civil defence emergency event. Any key infrastructure requirements will be integrated into the community outcomes that informs the LTP.</p>
<p>4.2. Taupiri Hopuhopu Ngaaruawaahia Structure Plan</p> <p>A review the existing structure plan to incorporate Waikato-Tainui’s redevelopment of Hopuhopu, the rejuvenation of the Taupiri commercial area (Te Putu Street); the rejuvenation of the Ngaaruawaahia central business district and improved connections between all these settlements.</p> <p>Once the structure plan is adopted, the focus will be on its implementation.</p>
<p>4.3. Waikato District Plan (Appeals and future work programme)</p> <p>Resolving the sixty-seven appeals to the Proposed Waikato District Plan (PDP) whilst simultaneously undertaking any necessary variations/plan changes to address other issues not dealt with in the PDP. Council staff will work with Waikato-Tainui staff to align the future District Plan work programme with iwi priorities.</p>
<p>4.4. Growth & Development Opportunities</p> <p>Continue to work with Tainui Group Holdings to identify growth and development opportunities within the district i.e. Ruakura Super hub Development (with a focus on Ruakura east), Meremere A Industrial Zoning.</p>
<p>4.5. Social Procurement</p> <p>Using procurement as a tool for achieving social objectives. It is a process which links the social, environmental, and economic aspects of supply and demand, which can be a powerful tool for social inclusion, environmental sustainability, and economic development.</p>

PROGRAMME/PROJECT/INITIATIVE
<p>4.6. Education & Employment</p> <p>Supporting Waikato Tainui Marae/Hapu/Iwi and the wider community of Waikato District Council to engage in meaningful and sustainable career and education pathways</p>
<p>4.7. Impact of rate increases on tribal whaanau</p> <p>(suggested for inclusion - yet to be discussed by Council)</p>
<p>4.8. Rotowaro water storage</p> <p>(Suggested for inclusion as per hui-aa-tau strategic issues – Yet to be discussed by Council. Council will be required to engage and work with Waikato-Tainui on the tribe’s aspiration of owning its proposed water storage infrastructure at Rotowaro.)</p>

To	Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee
Report title	Mana Whenua Project Update April 2024
Date:	30 April 2024
Report Author:	Maehe Paki, Executive Manager, Maaori Partnerships
Authorised by:	Gavin Ion, Chief Executive

1. Purpose of the report

Te Take moo te puurongo

To inform the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee (**te Koomiti**) of current activities, and key matters on the implementation of the mana whenua forums.

2. Executive summary

Whakaraapopototanga matua

In 2021, Te Kaunihera aa Takiwaa oo Waikato (TKoW) – through the support of Waikato-Tainui sought to establish mana whenua forums as a means of strengthening engagement with Maaori. Ongoing engagement about the forums has taken place since then at governance level, and an updated terms of reference has since been co-crafted alongside Waikato-Tainui (see Appendix 1)

With the appointment of the Te Takiwaa Maaori Ward Councilor's in 2022, ongoing engagement has taken place with various marae communities about the forums, and an update on the forum is presented (see Appendix 2).

Through our Maaori Partnerships team, TKoW are now in the position to deliver a comprehensive consultation plan about the forums across our entire region (see Appendix 3). At this consultation, our proposed marae collective structure, draft terms of reference, and some models of representation will be outlined for consideration. We plan to fully implement the forums in September 2024 to allow the Maaori Partnerships team sufficient time to set up the administration of the forum, policy, process, and procedure.

3. Staff recommendations Tuutohu-aa-kaimahi

THAT the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee:

- a. **receives the Mana Whenua Project Update April 2024 report, update and consultation plan; and**
- b. **notes that the Mana Whenua forums will begin in September 2024.**

4. Discussion Matapaki

At the last update, discussion took place about the implementation of the forums in the absence of a team to drive its delivery.

Since my engagement as the Executive Manager Maaori Partnerships, a comprehensive induction has taken place to strengthen my understanding of the Council and to prepare for the recruitment of three additional kaimahi to the Maaori Partnerships team.

These positions are critical to implementing the council's commitment to Te Tiriti o Waitangi and the JMA, strengthening staff cultural capability, and implementing the Mana whenua forums. A tribal member will also be engaged by the end of April, as part of our JMA work programme to assist in the implementation of the forums.

Over the past number of months, I've also attended many engagements with marae and mana whenua and there's a growing need for TKoW to progress the establishment of the forums to understand their aspirations, to inform them of our mahi and to progress our commitment to the JMA.

These engagements have raised a suite of concerns around their marae infrastructure and seeking clarity on how their contribution to rates translates to services back to their marae communities.

5. Next steps Ahu whakamua

Kaimahi will engage with Mana whenua to seek feedback on the mana whenua forum implementation as outlined in the consultation plan. In the interim, further refinement of the model will take place based on feedback gathered.

6. Attachments Ngaa taapirihanga

Attachment 1:	Terms of Reference.
Attachment 2:	Update on the mana whenua forum implementation.
Attachment 3:	Draft Consultation plan.

Te Kaunihera aa Takiwaa o Waikato

Mana Whenua Forum

Terms of Reference

*Amended 6.12.2022 to incorporate comments from
Waikato-Tainui*

I. INTRODUCTION

Waikato District Council has agreed to establish mana whenua forums to strengthen and enhance our engagement with Maaori.

The purpose of the mana whenua forums is to forge an effective and meaningful partnership between the Waikato District Council and mana whenua. To deliver the Council vision of liveable, thriving and connected communities, we need enduring relationships that enable the council to reflect the voice of Maaori in decision making.

2. PRINCIPLES

The following principles are the basis for the Terms of Reference.

2.1 PRINCIPLES OF TE TIRITI O WAITANGI

Waikato District Council recognises Te Tiriti o Waitangi as the founding document of Aotearoa New Zealand.

Mana whenua and Council agree to the following understanding of the principles of Te Tiriti o Waitangi:

Principle of Tino Rangatiratanga – Self Management

The right of Maaori to exercise under the law, authority, and control over their rohe, land, rivers, resources and taonga.

Principle of Kaawangatanga – Governance

The Government has the right to make laws for the good of order and security of the country subject to the duty imposed (on the Crown) to Maaori under the Te Tiriti.

Principle of Whakawhanaungatanga – Partnership

A duty on both iwi/hapuu and the Council to interact in the best possible way with reason, respect and in good faith.

Principle of Ooritetanga – Equality

The right of mana whenua to fair and equal treatment under the law.

Principle of Kaitiakitanga – Guardianship

The right of Maaori to exercise kaitiakitanga and mana whakahaere over their ancestral lands, water, sites, waahi tapu and other taonga.

Principle of ‘Mahi tahi, matapaki hoki – Cooperation and consultation

Council will consider inputs received from mana whenua when making decisions.

Principle of Whakatika i te hee – Redress *past and future breaches*

The duty of the Crown to work towards settlement of grievances under the Treaty of Waitangi.

2.2 PRINCIPLES OF THE KIINGITANGA

Mana whenua and Council agree that the relationship will be based on the following principles:

Whakaiti	Humility Freedom from pride or arrogance / the quality or state of being humble.
Whakaponu	Trust & Faith to rely on and feel safe and confident that you will not hurt anyone or be hurt by anyone.
Aroha	Love & Respect - A strong caring affection with respect.
Rangimaarie	Peace & Calm when someone is not excited or upset even when there is cause for it. The state of remaining calm after some period of disturbance.
Manaakitanga	Caring, displaying kindness, assistance and concern for others.
Kotahitanga	Unity - The ability to represent togetherness, to be able to stand and working together through thick and thin matters.
Mahi Tahi	Collaboration - The action of working together to produce something.

2.3 RELATIONSHIP PRINCIPLES

The relationship between mana whenua and Waikato District Council will be based on the following principles:

- Both parties are seeking to provide for the cultural, social, economic, and environmental well-being of their respective communities in the present and for the future.
- The parties will act in utmost good faith.
- The relationship shall be built on honesty and integrity and shall be fair and equitable and maintained in a spirit of friendship and co-operation.
- Waikato District Council recognises that mana whenua are the 'Kaitiaki' of their rohe.
- Recognise that the relationship is a mutual two-way relationship and any changes of the agreement need to involve discussions and agreement between the partners.
- Recognise the need for Waikato District Council to work within a legislative framework that gives effect to Te Tiriti and to current and future Te Tiriti settlements.
- Recognise the independence of each partner, including:
 - a) The mana whenua representatives as a voice for the Maaori communities.
 - b) Recognise the independence of hapuu and iwi.
 - c) The Council as a democratic decision maker, responsible to the community.
- Waikato District Council recognise the relationship mana whenua have with culture and traditions with respect to ancestral lands (e.g., maunga, puke), water bodies (e.g., moana, awa and roto), sites of significance, waahi tapu, and other taonga and the need to protect these.
- It is recognised that mana whenua has an inherent right to contribute to the decision-making processes which affect their rohe.

3. ROLES AND RESPONSIBILITIES

3.1 MANA WHENUA FORUM

- The role of the Mana Whenua Forum is to provide strategic leadership and advice to Waikato District Council, mana whenua, and the wider community in respect of environmental, social, economic, and cultural outcomes relating to mana whenua.

- It is also to provide a forum for mana whenua within the Waikato district area to discuss and debate their local authority issues and concerns to advance and protect the interests of mana whenua.
- Provide an opportunity for the Waikato District Council and mana whenua to discuss and develop council concepts, policies, projects, and procedures that impact on mana whenua.
 - to identify when it is appropriate for one partner to have representatives on any relevant strategy and policy development forum / group of the other partner.
 - to develop guidelines in respect of appointment, role, and accountabilities of representatives.
- To provide input to the draft strategy /policy development where there has been no representation in its development.
- Bring to the other partners attention issues / concerns in respect of existing strategy or policy.
- Exchange information of mutual interest.
- Discuss new initiatives approaches and directions.
- Provide leadership and advice on appropriate consultation and communication.
- Identify key strategy and communication outcomes and establish systems for regular and effective monitoring of those outcomes.
- Monitor effectiveness of existing strategy policies and processes.
- Monitor effectiveness and adequacy of progress of projects.
- Monitor the on-going development and process of the mana whenua forums.

3.2 LOCAL GOVERNMENT ACT 2002

Parts 2 and 6 of the Local Government Act 2002 provide principles and requirements for local authorities that are intended to facilitate participation by Maaori in local authority decision making processes. In summary, the Act requires local authorities to:

- 'Take into account' Maaori interests where any significant decisions are to be made affecting 'land or a body of water',
- Establish and maintain processes to provide opportunities for Maaori to contribute to decision-making processes,
- Consider ways to foster the development of Maaori capacity to contribute to decision making processes,
- Put in place processes to consult with Maaori, and
- Assist Maaori to better participate generally in decision making.

3.3 GOVERNANCE

Strategic and policy issues and issues affecting mana whenua, will generally be addressed through the relevant mana whenua forum.

3.4 OPERATIONAL

Operational issues will be addressed within the context of the strategies and policies approved by Council and/or the mana whenua forum.

Operational issues affecting mana whenua as a whole or several mana whenua forum members will be addressed through the mana whenua forum in the first instance.

Operational issues affecting individual iwi/hapuu will be addressed by Waikato District Council staff directly with iwi/hapuu.

3.5 RESERVATION OF RIGHTS TO RELATIONSHIP AT GOVERNANCE/CEO LEVEL

Mana whenua forum members reserve the right to have discussions with the Waikato District Council Chief Executive, the Mayor and/or elected members on any issues.

4. REPRESENTATION

4.1 MANA WHENUA REPRESENTATION ON MANA WHENUA FORUMS

Mana whenua will appoint a representative to be a member of the Mana Whenua Forum and will advise Council of that representative

4.2 MANA WHENUA REPRESENTATION

- It is recognised that individuals, incorporations, land trusts etc, within the rohe may not be mandated to speak on behalf of mana whenua, make decisions, or enter into agreements (formal or otherwise) that affect the iwi / hapuu.
- It is recognised that mana whenua forum members are accountable to their respective mana whenua groups. It is also the responsibility of the members to report back and be guided by the direction and responses from their iwi / hapuu / marae.

5. CONSULTATION

Council recognises that:

- Individual communities of interest have their own consultation processes and timeframes that should be taken into consideration when Council initiates its consultation process; and
- Sufficient time needs to be allowed and appropriate information provided for people to make a meaningful contribution to the issues under consultation.

In this respect it is recognised that Mana Whenua Forum members need adequate opportunity to hold hui and to develop an understanding and consensus by the iwi/hapuu. Council will help provide support to build the capacity of these forums as best that it can.

6. PROCESS AND ARRANGEMENT FOR ADDRESSING SPECIFIC ISSUES

6.1 ADDENDUMS

Where there are specific significant issues which mana whenua forums and Waikato District Council are addressing, which require agreed processes and arrangements beyond that provided in this Terms of Reference, then an addendum to this Terms of Reference will be developed.

The addendum will be mutually agreed by both parties and will remain in place until such time as the issue has been resolved to the satisfaction of both parties.

6.2 IWI AND HAPUU MANAGEMENT PLANS

Council recognises and gives effect to the iwi/hapuu and Iwi Management Plans as policy reference documents.

7. CONFLICT OF INTEREST OF INDIVIDUALS

The Waikato District Council and Mana Whenua Forum members agree that, in respect of its dealings with each other, as far as possible conflicts of interest will be avoided.

Some instances where conflicts of interest may occur include situations in which:

- an individual's personal interests may affect that individual's judgement in acting in the best interest of Mana Whenua.
- the issue may give rise to an individual or the individual's whanau receiving a financial benefit
- the individual's interest is greater than the interest of the Mana Whenua.

This is by no means a definitive or exhaustive list.

8. TERMS OF REFERENCE REVIEW

A formal review of the Terms of Reference shall be undertaken by the parties on an annual basis.

These Terms of Reference can be reviewed from time to time, as required, by mutual agreement of the parties.

9. CROWN CLAIMS AND RELATIONSHIPS

Nothing in this relationship or the process mitigates or prejudices in any way the basis of claims before the Waitangi Tribunal or any historic, current, and future dealings with the Crown, nor does it represent any position or agreement about the level or nature of redress that this relationship might represent for claimants individually or collectively.

SIGNED as Terms of Reference

SIGNED for and on behalf of **mana whenua representatives** by

Name

Signature and Date

SIGNED by

THE MAYOR of

Te Kaunihera aa Takiwaa o Waikato
Waikato District Council

Mayor Jacqui Church

Chief Executive – Gavin Ion

In the presence of

Witness

Date:

Draft – Not Council Policy



Mana Whenua Forum Update – April 2024

30 April 2024

Contents

- Introduction
- Initial consent
- Consultation process
- Marae collectives
- Marae collective structure
- Conclusion

Introduction

- The introduction of the Mana Whenua forums will enhance the representation and engagement of Maaori within the Waikato region and ensure effective communication, decision making and collaboration between Te Kaunihera o Waikato (TKoW) and Marae communities takes place.

Initial consent

- In 2021 ,TKoW, granted permission to enable the establishment of the Mana whenua forums.
- Waikato-Tainui expressed their support for these forums that will be based on a marae model.
- In February 2023, initial engagement about the forums at the Tainui games by the Te Takiwaa councilors' revealed overwhelming support for its implementation. Since then, ongoing engagement by the Te Takiwaa councilors' has taken place about its implementation with our marae communities.

Consultation process

- Since the engagement of the Executive Manager Maaori Partnerships in January 2024, a comprehensive consultation plan has been formed to take place from May – August 2024 with all 38 marae trustees/committees across our rohe.
- The Te Takiwaa Maaori Ward Councilors' and members from the Maaori partnership team will lead the delivery of these engagements.
- At these meetings, TKoW will present the concept of the forums, the draft terms of reference and for mana whenua to consider their representation on these forums.

Marae collectives

- 38 marae across our rohe will come together in a collaborative manner to enable the delivery of the forums.
- The marae collectives will need to consider representation of their forums and how this will be managed and implemented.
- A schedule of hui will be set up in collaboration with the marae collectives, to enable regular meetings with TKoW to foster ongoing partnership, and to enable robust discussion to achieve on their marae priorities.
- TKoW has set aside budget on an annual basis to enable the delivery of these forums and TKoW kaimahi will be responsible for supporting the forums in collaboration with the marae collective on the proposed agenda and meeting deliverables.

Marae collective structure

- Based on servicing 38 Marae.
- Equitable representation through meaningful engagement will take place.
- *More marae within this rohe may join up in the future.*

Model one:

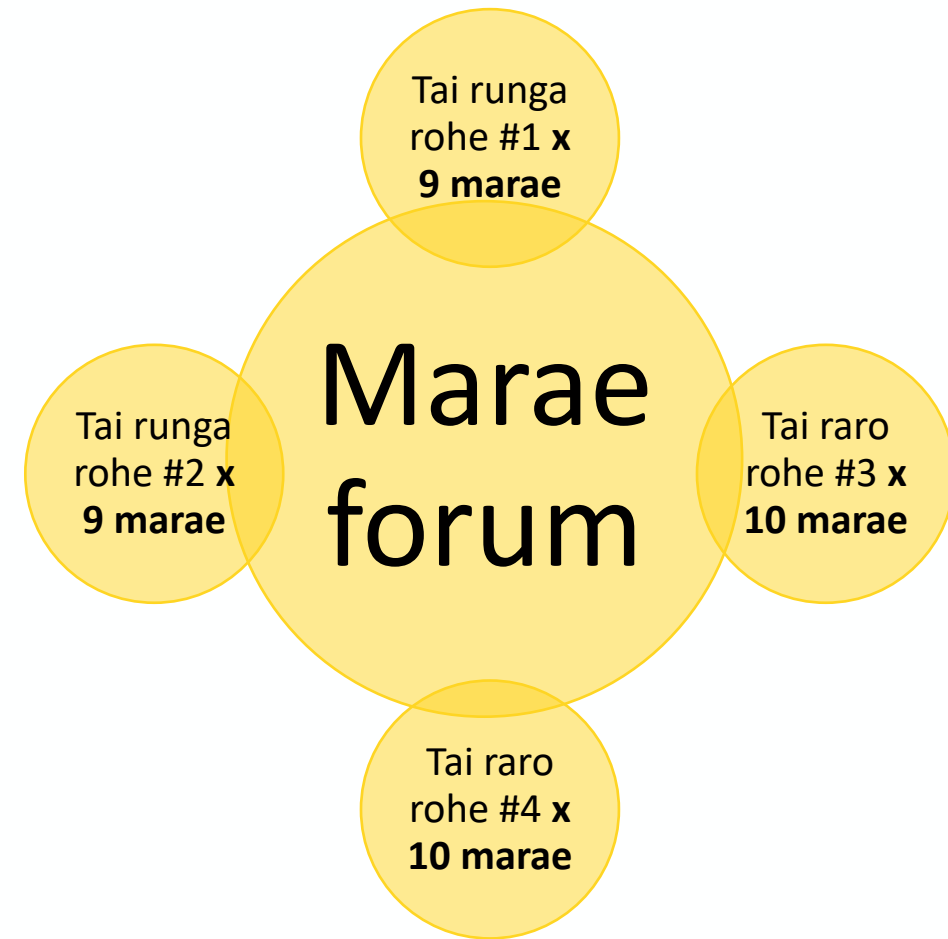
- 1 x forum of 38 Marae.
- 2 x representatives from each marae.
- The forum will be led by Co-chairs and administered by a secretary and treasurer.
- Meets on a quarterly basis and hosted/rotated around the rohe.



Marae
forum

Model two:

- 4 x forums.
- 2 x representatives from each marae.
- Each forum will be led by Co-chairs and administered by a secretary and treasurer.
- Meets on a quarterly basis and rotated from one marae to the next.



Conclusion

- The implementation of the mana whenua forums will enable a collaborative approach to ensure that the voices and aspirations of our Marae communities are heard, acknowledged and integrated into decision making processes.
- We believe this initiative will foster stronger relationships between TKoW, Waikato-Tainui and more importantly tribal members based at our marae throughout the region, that will lead to positive outcomes for the entire Waikato region.

Te Kaunihera aa Takiwaa oo Waikato: Waikato District Council

Draft Mana Whenua Consultation Plan

April 2024

CONFIDENTIAL

For Information purposes of the Joint Management Committee



Purpose

- To consult with our marae communities to enable the delivery of the mana whenua forums and to deliver on 'Our Waikato – Trust and Confidence Strategy'

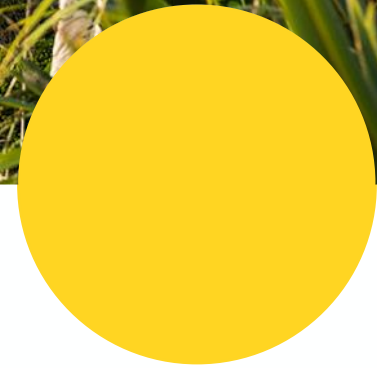
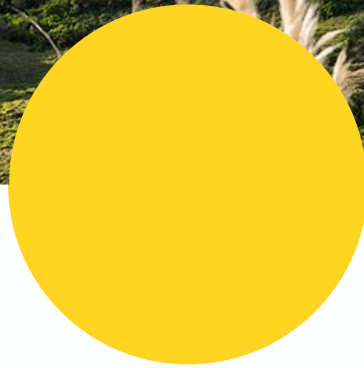
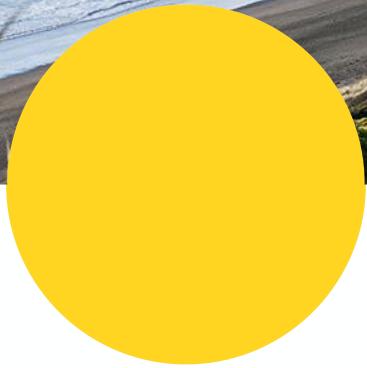
Introduction

- *Our Waikato – Trust and Confidence Strategy** has been developed to guide our organisation towards improving service to our communities. The Maaori Partnerships team will take a leading role in co-developing and leading the engagement for the mana whenua forums with the assistance of the Communications team.
- This is an all-of-organisation Strategy developed to address increasingly higher expectations for how we:
 - communicate
 - engage
 - respondto, and with, our communities.
- ELT provide overall leadership for all types of communication and engagement, with our employees and our customers.



Our Waikato – Trust and Confidence Strategy

66



To build trust with our communities

Goal:

Enhancing the visibility of who we are and what we do

Goal:

Establish pathways for listening and responding

Goal:

Ensure we have the right people doing the right things with the right tools

Please refer to the full strategy



High Level Implementation Plan

Workstream	Key Activities	Indicative Timeframes (noting that most items have inter-dependencies)
Our Strategy	<ul style="list-style-type: none"> Finalise & communicate to whole organisation 	April 2024
Our People	<ul style="list-style-type: none"> Confirmation of consultation plan for Mana whenua forums 	April 2024
Our Processes, Data and Systems	<ul style="list-style-type: none"> Immediate .eg. contact database, event and engagement calendar 	In progress
	<ul style="list-style-type: none"> Short term 	3 – 6 months
	<ul style="list-style-type: none"> Longer term 	6 – 12 months
Our Other Levers	<ul style="list-style-type: none"> Spread the load Support & enable the “free” people channels Be relevant and targeted Use collaborative platforms Be more insightful and measure the right things Prioritise our stories, tell them better Be joined-up Be more visible 	6 – 12 months



Digital and Face to Face Delivery Implementation

Channel	Audience	Content Owners (incl. creation & posting content - may be delegated)	Timeframes
Digital Delivery			
Website	Citizens, Customers	Content owners across org	Ongoing
WDC Facebook	Citizens, Customers	Content owners across org	Ongoing
Waisite, incl. Yammer and Council Korero	Employees	Maaori Partnerships Team	Ongoing
Face to Face Delivery			
Tai runga rohe #1	Marae communities	Maaori Partnerships Team and Te Takiwaa Councilors	May 2024
Tai runga rohe # 2	Marae communities	Maaori Partnerships Team and Te Takiwaa Councilors	June 2024
Tai raro rohe #3 & 4	Marae communities	Maaori Partnerships Team and Te Takiwaa Councilors	July 2024
Koroneihana 2024	Marae communities	Maaori Partnerships Team and Te Takiwaa Councilors	August 2024
Mana whenua forum soft launch and implementation	Marae collective	Maaori Partnerships Team and Te Takiwaa Councilors	September 2024



Maaori Partnerships Team

Our Maaori Partnerships team (MPT) will be responsible for the delivery of the mana whenua forums.



Ongoing contact

The MPT and Te Takiwaa Councilors will be the key points of contact for the forums.



Reporting

All reporting will be captured by the MPT to help inform its delivery and progress.



Key contacts

Tilly Turner

Tai runga Takiwaa Maaori ward councillor

Tilly.Turner@waidc.govt.nz

Paaniora Matatahi-Poutapu

Tai raro Takiwaa Maaori ward councillor

Paaniora.Matatahi-Poutapu@waidc.govt.nz

Maehe Paki

Executive Manager, Maaori Partnerships

Maehe.Paki@waidc.govt.nz



To	Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee
Report title	Three Waters Reform Better off Funding Special Project Update April 2024
Date:	30 April 2024
Report Author:	Deron Sharma, Three Waters Reform Project Manager
Authorised by:	Gavin Ion, Chief Executive

1. Purpose of the report

Te Take moo te puurongo

To inform the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee (**te Komiti**) of current workstreams, activities, and key matters under the three waters reform better off funding special project.

2. Executive summary

Whakaraapopotanga matua

In 2021, Te Kaawanatanga o Aotearoa (**New Zealand Government**) announced the better off funding package, valued at \$500 million, as part of the three waters reform program. Te Kaunihera aa Takiwaa o Waikato's (**Waikato District Council's**) allocation of this puatea (fund) is \$7.88 million, which needs to be spent by 30 June 2027.

The program has been used to fund 20 projects, of which three are Kaunihera led and 17 are community led. Best practice risk management requires back-to-back funding agreements with the 17 applicants delivering externally to protect Kaunihera and all applicants.

To date, 11 back-to-back funding agreements have been executed, with the remaining six agreements drafted and ready to be signed by the respective applicants. Nine projects are now underway and submitting regular claims. Six projects are on track for completion this year.

As of 31 January 2024, \$1.76 million has been spent on project delivery, which includes the successful closeout of two projects: Te Kauwhata Community Transport Service Electric Car Project and Te Ao Moana Whaaingaroa.

Projects delivered within the Whaingaroa General Ward represent the highest proportion of expenditure. Kaimahi will provide support to enable applicants within other wards to improve delivery.

3. Staff recommendations Tuutohu-aa-kaimahi

THAT the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee:

- a. **receives the Three Waters Reform Better Off Funding Special Project Update April 2024 report; and**
- b. **notes that the project management for the three waters reform better off funding is ongoing.**

4. Discussion Matapaki

At the last update, te Komiti was informed that projects being delivered by Kaunihera could be claimed for as the master funding agreement between Kaunihera and Te Tari Taiwhenua (**The Department of Internal Affairs**) covered these projects. The Whaingaroa Wharf and Community Heartsaver Defibrillators projects are in the project deliver phase, and the District Wide CCTV Project is in the Plan & Design phase.

A program dashboard has been developed for in-flight projects delivered under the better off fund (**Taapiritanga 1**). These represent 18 projects that are classified under PR-22160 Better off Funding Program in CAMMS and do not include PR-21192 Whaingaroa Wharf Project and PR-22229 District Wide CCTV Project. PR-21192 and PR-22229 are delivered as standalone projects under the Enterprise Project Management Office portfolio and therefore will be reported to the Infrastructure Committee.

There are 17 projects being delivered externally which require back-to-back funding agreements. In the last quarterly report, three of these signed back-to-back funding agreements were sent to applicants for consideration.

To date, 11 back-to-back funding agreements have been signed by the applicant and Kaunihera, with the remaining six agreements drafted and ready to be signed by the respective applicants. Kaimahi have been meeting with each applicant kanohi ki te kanohi (face to face) as well as conducting site visits to augment understanding of project context and better position Kaunihera to provide support to the applicants.

Notwithstanding the standalone projects PR-21192 Whaingaroa Wharf Project and PR-22229 District Wide CCTV Project, two community led projects are currently in the deliver phase of the project lifecycle.

The roof upgrade of Naike Wellness Hub/Community Gym has been completed and the construction works on the Accessibility Lift for Creative Space Building at Raglan Old School Arts Centre is underway.

Furthermore, two projects have been completed, being the Te Kauwhata Community Transport Service Electric Car Project and Te Ao Moana Whaingaroa (**Whakaahua 1**).

New Car for Te Kauwhata Community House



The Te Kauwhata Community House is delighted to have purchased a new car to be used for our Community Transport service.

With funding from Department of Internal Affairs managed by Waikato District Council, we have purchased a BYD Atto 3, fully electric car.

Thanks to Ebbetts Hamilton for the donation of a charging cable.

We are always looking for new volunteers to do driving for us, so if you are interested, get in contact. Let's chat.

The added bonus is you may get to drive our flash new car.

Nicky Patterson

Manager

Te Kauwhata Community House

1a Waerenga Road

Te Kauwhata 3710

07 8264303

0275198887

www.tekauwhatacommunityhouse.org.nz



Whakaahua 1: Electric car purchased by Te Kauwhata Community House

Of the budgeted \$7.88 million, the year-to-date (YTD) expenditure is \$1.76 million (Tuutohi 1). The totals tabulated below do not include internally recoverable costs such as project management and contingency.

Tuutohi 1: Summary of project delivery expenditure YTD (31 January 2024)

Project	Budget	Expenditure
Taupiri Community Shared Pathway (Stages 1 and 2)	\$529,750	\$0
Whatawhata School Playground for the Community	\$250,000	\$0
T.A.S.K (Te Akau South Kaitiaki)	\$44,022	\$0
Te Kauwhata Community Transport Service Electric Car Project	\$45,000	\$45,000
Te Ao Moana Whaingaroa	\$17,957	\$17,957
Whatawhata Country Tennis Club Upgrades Lights	\$90,000	\$0
Naike Wellness Hub/Community Gym	\$142,024	\$102,962
Waerenga Community Hub Feasibility	\$116,390	\$0
Accessibility Lift for Creative Space Building at Raglan Old School Arts Centre	\$29,536	\$13,652
Restoring Mauri to Davies Park	\$421,500	\$110,531
Te Kowhai Structure Plan	\$250,000	\$0
Kimihia Lakes Irrigation and Picnic Site	\$96,040	\$0
Community Heartsaver Defibrillators	\$29,490	\$0
Raglan Bowling Club Irrigation Upgrade	\$7,018	\$0
Te Paina Project 2 - Te Paina Restoration	\$485,000	\$0
Te Paina Project 1 - Pest eradication	\$130,000	\$0
Te Paina Project 4 – 3 Waters program	\$75,000	\$0
Waka Energy Resources & Papakainga Project	\$60,000	\$0
Whaingaroa Wharf Walkways	\$3,200,000	\$1,470,242
District Wide CCTV	\$415,100	\$0
TOTALS	\$6,901,268	\$1,760,343

The expenditure has been segmented into General Wards (**Taapiritanga 2**) to provide te Komiti a snapshot of project delivery as a function of district geography. The Whaingaroa Wharf Project has been excluded from the graphs due to scaling.

The segmentation demonstrates that the Whaingaroa Ward has the highest rate of project delivery to date, followed by Raahui Pookeka Huntly and Western Districts. This is largely attributed to the Kaunihera delivered Wharf Project. In considering community led projects exclusively, the Huntly General Ward has the highest expenditure to date.

In the spirit of the equitable principles that drove the better off funding program, staff will work closely with applicants within wards that have not begun delivering to maximise the benefits realised throughout the takiwaa (district).

5. Next steps

Ahu whakamua

Kaimahi will continue to work with applicants to expediate the execution of the back-to-back funding agreements. Once these agreements are signed, a media release is planned to celebrate the successes of our community-led projects. In the interim, Kaimahi provide monthly updates to relevant stakeholders (**Taapiritanga 3**).

6. Attachments

Ngaa taapirihanga

Taapiritanga 1:	PR-22160 Better off Fund Child Projects Dashboard
Taapiritanga 2:	Better off Funding Projects Segmented by General Wards
Taapiritanga 3:	Update to Applicants March 2023

Better Off Funding Program PBI 20240124

[View in Power BI](#) ↗

Last data refresh:
24/01/2024 2:17:25 am UTC

Downloaded at:
24/01/2024 2:18:18 am UTC

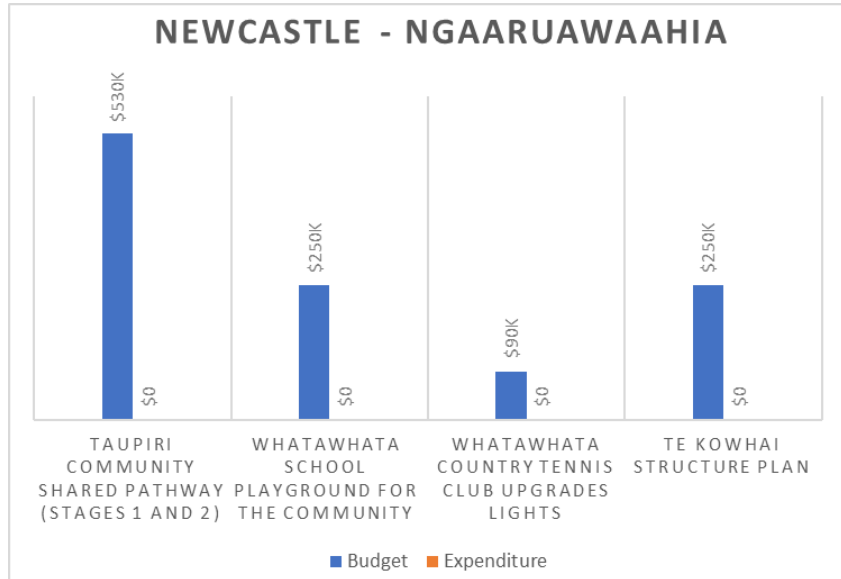


Figure 1: Expenditure segmented by the Newcastle-Ngaaruawaahia General Ward

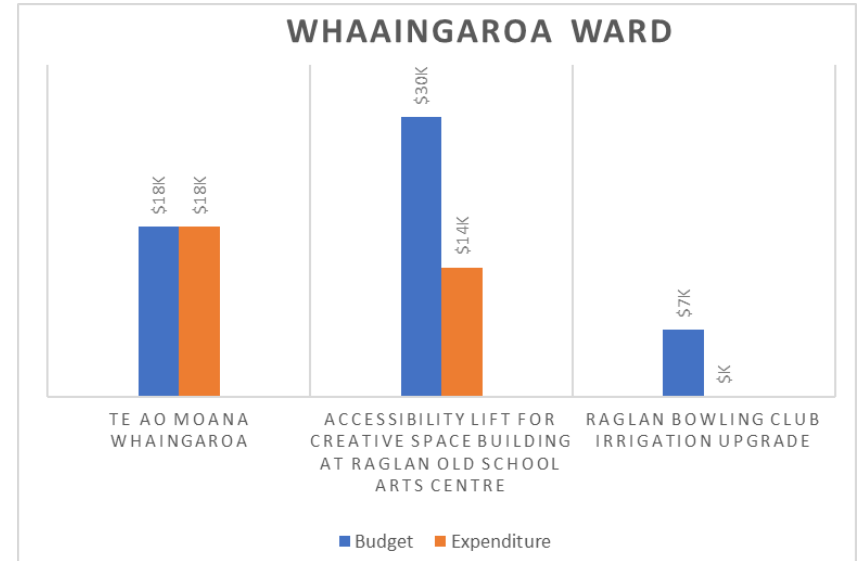


Figure 2: Expenditure segmented by the Whaingaroa General Ward

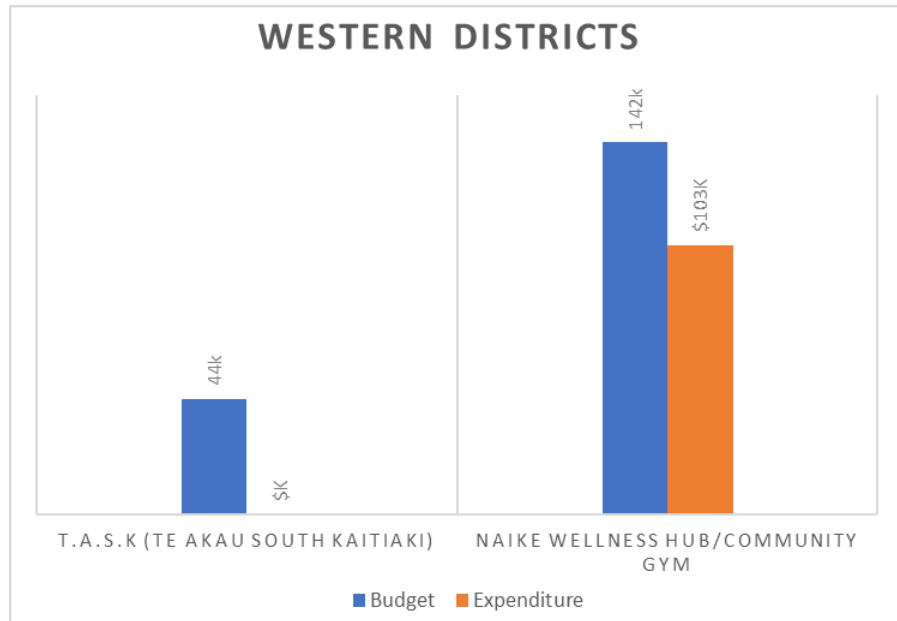


Figure 3: Expenditure segmented by the Western Districts General Ward

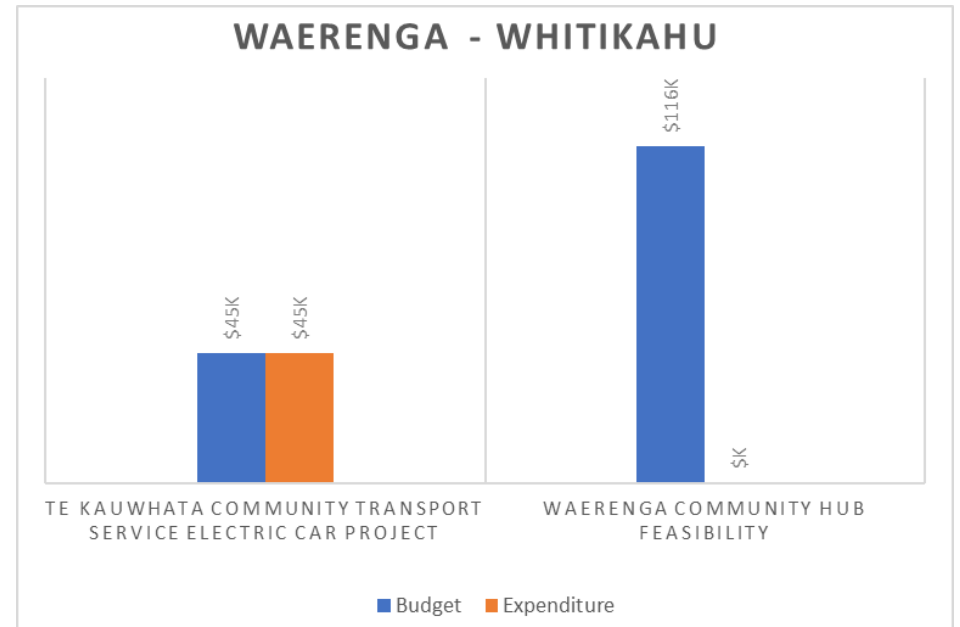


Figure 4: Expenditure segmented by the Waerenga-Whitikahu General Ward

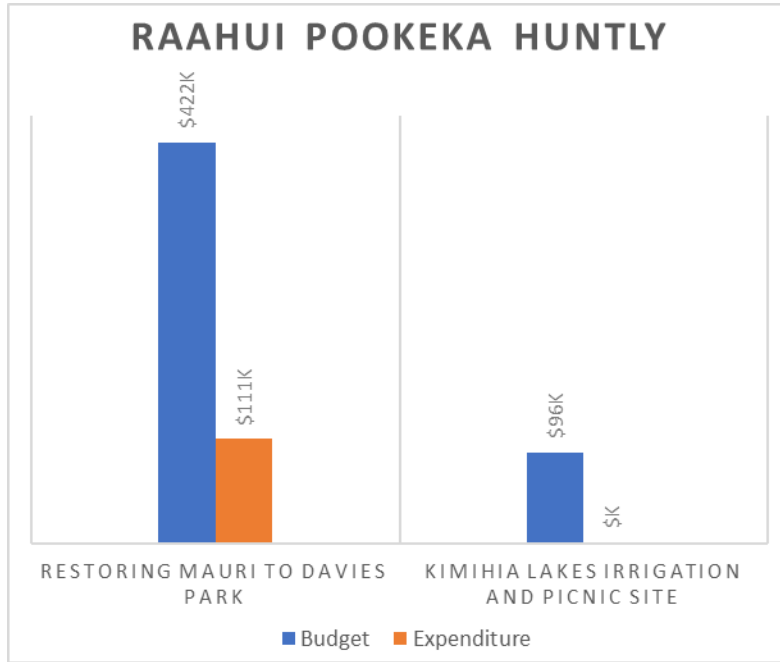


Figure 5: Expenditure segmented by the Huntly General Ward

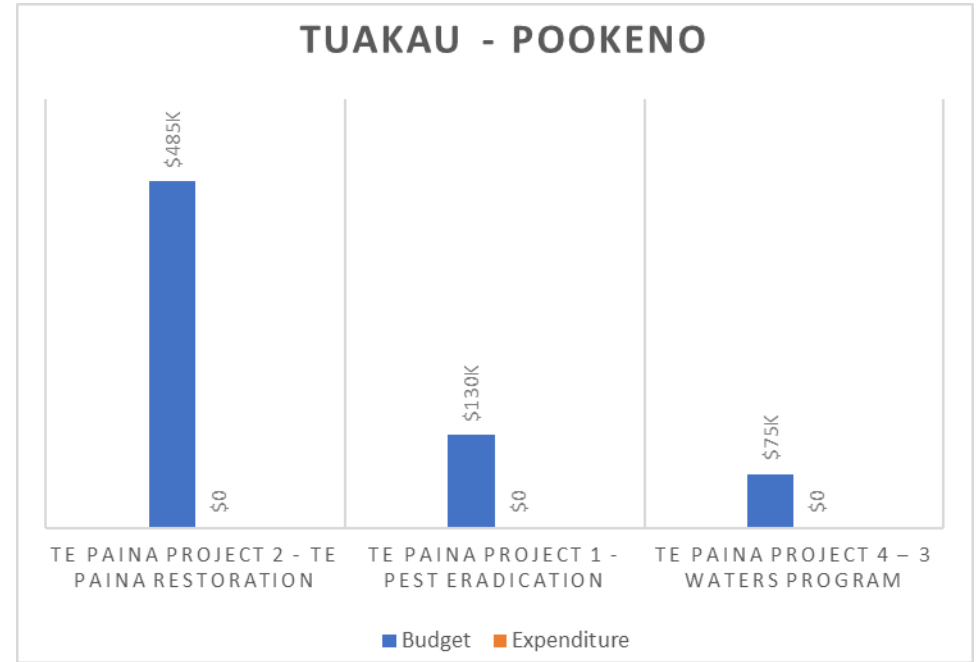


Figure 6: Expenditure segmented by the Tuakau-Pookeno General Ward

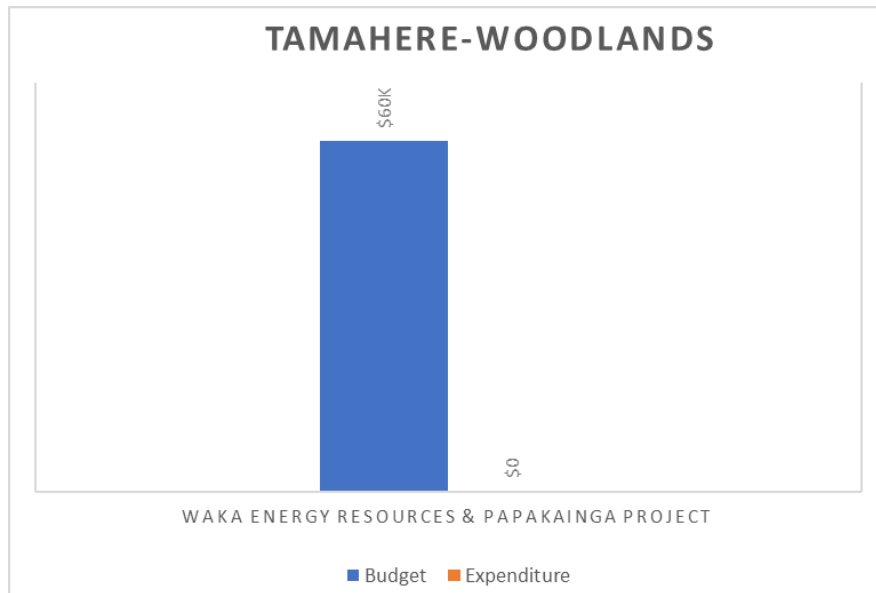


Figure 7: Expenditure segmented by the Tamahere-Woodlands General Ward

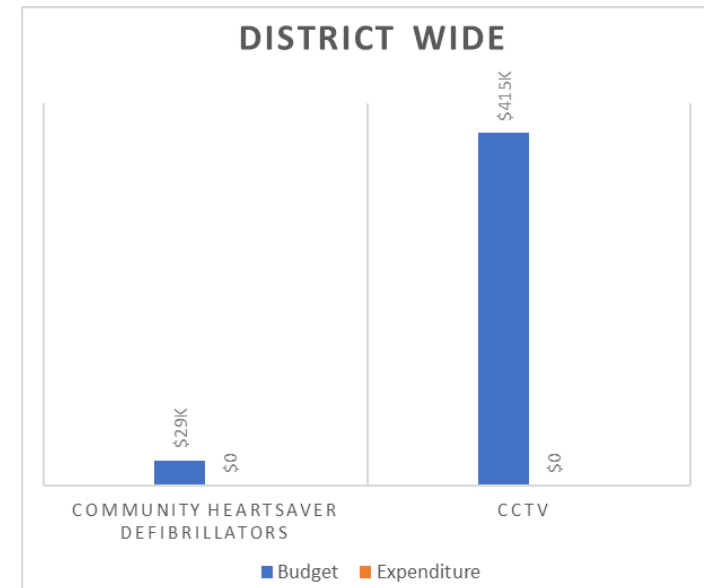


Figure 8: Expenditure segmented by the district wide projects

Deron Sharma

From: Leanne Roake
Sent: Thursday, 28 March 2024 6:43 pm
To: Deron Sharma
Subject: Better Off Funding March Update

Kia ora,

Progress is continuing with the Better off Funding projects, to date 11 back-to-back funding agreements have been reviewed by the legal team and signed by both parties.

Nine projects are now underway and submitting regular claims. Six projects are on track for completion this year.

The attached photo is from The Naike Community Incorporated Society, they have made awesome progress on their Community Wellness Hub project, the purpose of the hub is for members of the rural community to have access gym equipment and exercise classes. The project is on track for completion in August.



Below is a breakdown of what stage each project is at.

- **Taupiri Shared Pathway** – Their project is underway, and they have received funding for their first claim.
- **Whatawhata School Playground** – Their project is underway, and they submitted their first claim.
- **T.A.S.K** – This is currently being discussed between the applicant and WDC.
- **Te Kauwhata Community Car** – They have purchased their community car, and the report has been submitted to the DIA, this project is now complete.
- **Te Ao Moana** - They have received funding to purchase the paddling Waka, once it is purchased, we can submit evidence to the DIA for the final report and this project will be complete.
- **Whatawhata Tennis Club** – The project is currently being discussed between the applicant and WDC regarding WDC delivering this project as it is work on a WDC asset.
- **Naike Wellness Hub** – Their project is underway, they have received funding for their first two claims and have submitted their third claim.

- **Waerenga Hub** – Their funding agreement has been signed by both parties. We have discussed the claims process and reporting requirements. They can start their project and make their first claim.
- **Raglan Arts Centre Lift** – Their project is underway, and they have received funding for their first claim and have submitted their second claim.
- **Davies Park** – Their project is underway, and they have received funding for their first claim and have submitted their second claim.
- **Te Kowhai Structure Plan** - The project is currently being discussed between the applicant and WDC.
- **Kimihia Lakes** - Their funding agreement has been signed by both parties. We met with the applicant to go over the claims process and reporting requirements. They can start their project and make their first claim.
- **Raglan Bowling Club** – Their funding agreement has been signed by both parties. We met with the applicant to go over the claims process and reporting requirements. They can start their project and make their first claim.
- **Te Paina Projects** – The back-to-back funding agreement is ready to be signed once we have confirmation on asset ownership.
- **Waka Energy** - Their funding agreement has been signed by both parties. We have discussed the claims process and reporting requirements. They can start their project and make their first claim.
- **Defibrillators** – The Zero harm team have ordered the defibs and signs. We are looking at potentially using the surplus funding to purchase an extra defib for training purposes.
- **CCTV** – Being managed by Asanka (EPMO), currently waiting on a cost analysis from Hamilton City safe.
- **Raglan Wharf** – Being managed by Niall (EPMO), we have received funding for the first claim and Niall is preparing everything needed to submit a second claim. Progress on the wharf can be found here - <https://www.waikatodistrict.govt.nz/your-district/district-overview/towns/raglan/wh%C4%81ingaroa-wharf-projects>

Please don't hesitate to contact me if you require any further project specific details.

I hope you have a great easter weekend!

Ngaa mihi | Kind regards,

Leanne Roake

Better Off Funding Programme Manager

Waikato District Council

Te Kaunihera aa Takiwaa o Waikato

Nama waea: 07 824 8633 | **Waea puukoro:** 0800 492 452

Poutaapeta Mahi: Private Bag 544, Ngaaruawaahia 3742

Waahi Mahi: 15 Galileo Street, Ngaaruawaahia



My work hours are 9:00 – 16:00, Monday to Thursday.

To	Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee
Report title	Three Waters General Update April 2024
Date:	30 April 2024
Report Author:	Deron Sharma, Three Waters Reform Project Manager
Authorised by:	Anthony Averill, Acting General Manager Service Delivery

1. Purpose of the report

Te Take moo te puurongo

To inform the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee (**te Komiti**) of key three waters projects as it relates to Waikato te Awa.

2. Executive summary

Whakaraapopototanga matua

A synopsis of major projects and broader water management strategy for rohe Waikato has been presented. The Te Kauwhata wastewater treatment plant has successfully implemented membrane technology, discharging high-quality effluent into Lake Waikare.

Conversely, the Whaaingaroa Raglan wastewater treatment plant is undergoing upgrades to address compliance issues, with construction expected to conclude by July 2025.

Similarly, the Raahui Pookeka Huntly wastewater treatment plant is slated for upgrades to meet environmental standards, with plans for interim improvements leading up to an ultimate upgrade by 2029.

Watercare intends to withdraw from its operations and maintenance contract by June 2026, prompting Kaunihera to explore alternative service providers. The mahi undertaken here will be congruent with the implementation of the Local Water Done Well policy.

3. Staff recommendations

Tuutohu-aa-kaimahi

THAT the Waikato Raupatu River Trust and Waikato District Council Co-Governance Joint Committee receives the Three Waters General Update 2024 report.

4. Discussion Matapaki

4.1 Te Kauwhata wastewater treatment plant

On 29 February, local iwi, the Mayor, Councillors, kaimahi, and key stakeholders were invited to bless the wastewater treatment plant (**Whakaahua 1**).



Whakaahua 1: Picture from blessing ceremony on 29 February 2024

After seeing the successes gained from membrane technology in the Meremere wastewater treatment plant, Kaunihera has used a combination of [membrane bioreactor \(MBR\) for treatment and a membrane aerated biofilm reactor \(MABR\)](#) for nutrient removal at the Te Kauwhata wastewater treatment plant.

The new treatment plant is operational, discharging high-quality treated effluent into Lake Waikare. This is a positive outcome for the project and for Kaunihera's commitment to Te Mana o Te Wai. Further work is being done to improve the raw sewage wet well pump system. Performance testing from the last two months shows that nitrogen, phosphorus, and total suspended solids are consistently performing at compliant levels.

An application to have the abatement notice lifted will be lodged by June 2024.

4.2 Whaingaroa Raglan wastewater treatment plant

On January 2023, an abatement notice was issued by Waikato Regional Council due to high levels of both total suspended solids and the *Escherichia coli* (*E.coli*) bacteria. A further letter of direction was issued to Watercare in response to a series of unconsented discharges in late 2023.

An upgrade is currently underway at the Whaingaroa Raglan wastewater treatment plant (**Whakaahua 2**). The purpose of this upgrade is to return the process to compliance with the current consent condition at the existing marine outfall using MBR technology.



Whakaahua 2: Aerial view of Whaingaroa wastewater treatment plant ponds

The construction project was tendered, which was awarded to Apex Water who have the experience and expertise from the Meremere wastewater treatment plant upgrade. There is an 18-month construction period, meaning the planned completion date is July 2025.

A separate project is being executed in parallel to the upgrade project to determine a discharge solution commensurate with the expectations of the Whaingaroa community and iwi.

4.3 Raahui Pookeka Huntly wastewater treatment plant

The Raahui Pookeka Huntly wastewater treatment plant was identified in Kaunihera's 2021 – 2031 LTP for upgrades between 2025 – 2029 to enable growth and improve discharge quality to meet environmental and cultural standards.

The wastewater treatment plant is currently operating outside the purview of its discharge consent requirements, which expires in March 2029. The Ngaaruawaahia and Raahui Pookeka Huntly wastewater treatment plants have a joint consent condition which has seasonal breaches in the winter months. Ammonia and nitrogen removal are a priority for consent compliance as these are the key sources of non-compliance.

Upgrades to the aging inlet screens, pump station, and power supply are planned at this plant for FY24/25. Furthermore, a full concept design is underway to define final costings.

Whilst interim upgrades are envisioned to be programmed into the 2025 – 2034 Te Mahere Whaaroa Long Term Plan to precede an ultimate upgrade by 2029, this project has been prioritized by Kaunihera to be submitted to the Government for grant funding schemes, at any such available juncture.

4.4 Watercare contract

Watercare has expressed an intent to withdraw from the Operations and Maintenance contract by 30 June 2026. Watercare has advised us that the Government's Local Water Done Well policy drove this decision to refocus Watercare's priorities.

Kaimahi have initiated a project to transition the delivery of three waters services to another provider, whether that is a private supplier, council-controlled organization, or to transition to internal delivery. All options are being considered.

It must be noted that the planned 2024 – 2034 Te Mahere Whaaroa Long Term Plan was partially deferred on account of the uncertainty in water services provision, which would have resulted in a qualified audit opinion. By June 2025, Kaunihera will need to be able to confirm the three waters service delivery model prior to consulting on the 2025 – 2034 Te Mahere Whaaroa Long Term Plan.

4.5 Local Water Done Well

The Joint Mayoral and Iwi Leaders Forum has engaged transition planning support via Colab services to assist Waikato councils in forming a Waikato position statement. This is timely support given the Government’s staged legislative plan.

The first stage was to introduce repeal legislation, which was enacted in February 2024. The next legislation to establish self-determination frameworks and provisional, transitional arrangements is expected to be introduced in July 2024 (**Attachment 1**).

Key steps under this program include the potential for establishment of council-controlled organizations (CCOs) for water services, the preparation of Water Services Delivery Plans by councils by mid-2025, and the introduction of economic regulation for water services by late 2025.

5. Next steps **Ahu whakamua**

The capital delivery projects will be progressing congruent with planned requirements, which are largely driven by growth, environmental wellbeing outcomes, or compliance.

Kaimahi will continue progressing with water service delivery planning which will synergize the requirements of Local Water Done Well and Watercare contract termination.

The Water Services Delivery Plan will need to be submitted in conjunction with the 2025 - 2034 Te Mahere Whaaroa Long Term Plan. Notwithstanding audit requirements, this places another burden on Kaunihera to have a clear delivery model by 30 June 2025.

6. Attachments **Ngaa taapirihanga**

Attachment 1: Local Water Done Well Implementation Plan

Implementing Local Water Done Well: Three-stage legislation plan

Legislation to implement Local Water Done Well has three stages. Key components that are expected to be included in each bill are outlined below.

1

REPEAL LEGISLATION: LAY FOUNDATION FOR NEW SYSTEM

INTRODUCED AND ENACTED FEB 2024

- Restore continued council ownership and control of water services, and responsibility for service delivery.
- Provide support options to help councils complete and include water services in their 2024-34 long-term plans.

2

ESTABLISH FRAMEWORK AND TRANSITIONAL ARRANGEMENTS

INTRODUCED AND ENACTED MID-2024

- Provide a framework for councils to self-determine future service delivery arrangements via a water services delivery plan (to be submitted within 12 months).
- Establish foundational information disclosure requirements (as first step towards economic regulation).
- Streamline requirements for establishing council-controlled organisations under the Local Government Act to enable councils to start shifting the delivery of water services into more financially sustainable configurations, should they wish to do so.
- Provide technical and advisory support to Auckland Council to determine how they wish to create a financially sustainable model for Watercare.

3

ESTABLISH ENDURING SETTINGS AND BEGIN TRANSITION

INTRODUCED DECEMBER 2024 AND ENACTED MID-2025

- Set long-term requirements for financial sustainability.
- Provide for a range of structural and financing tools, including a new class of financially independent council controlled organisations.
- Consider the water regulator's empowering legislation to ensure the regulatory regime is efficient, effective, and fit-for-purpose, and standards are proportionate for different types of drinking water suppliers.
- Provide for a complete economic regulation regime.
- Establish regulatory backstop powers, to be used when required to ensure effective delivery of financially sustainable or safe water services.
- Refine water service delivery system settings to support the new system, such as consistent industry standards.

To	Waikato-Tainui Waikato District Joint Management Committee
Report title	Draft Annual Plan 2024/25 and Maaori Freehold Land Rating Valuations
Date:	30 April 2024
Report Author:	A Diaz, Chief Financial Officer
Authorised by:	T Whittaker, Acting Chief Executive

1. Purpose of the report

Te Take moo te puurongo

To inform the Committee about the proposed rates increases contained within the Draft Annual Plan 2024/25 and explain how freehold Maaori land is valued.

2. Executive summary

Whakaraapopototanga matua

Consultation on the draft Annual Plan 2024/25 took place between 25 March and the 26 April. (see website for more information <https://shape.waikatodistrict.govt.nz/2024-25-annual-plan>). Hearings for the Annual Plan are scheduled for May, with final decisions anticipated to be made late June. The plan would be operational from 1 July.

While the proposed targeted rate increases are as per the Long Term Plan 2021-31, the amount of revenue proposed to be collected by way of general rates needs to increase by 13.75% in order to meet the basic levels of service our community expects.

Higher than anticipated inflation, interest costs, the 'Local Waters Done Well' legislative changes and the need to address asset resilience have all added cost to the bottom line. The attached explainer document provides context which can be read in conjunction with the information on the website.

The proposed general rates increase is set at an overall Council level and does not reflect what the impact will be for individual properties until the valuation information becomes available on the 8 May.

The average increase in property values across the district is approximately 20%. If a property valuation moves by more than the 20% average the proposed general rate component of that individual property will be more than 13.75%, and if the property valuation movement is less than 20% the proposed general rate component will be below 13.75%.

The attached valuation methodology that is used by independent valuers for assessing Maaori freehold land, is based on the assumption that an interest in the land can be sold or gifted by applying to the Maaori Land Court.

Because a sale process is not as straight forward as it would be for land classified as general land, a number of discounts are applied to the underlying valuation to ensure those constraints are recognised. Some discounts are applied consistently across all Maaori freehold land whereas other discounts relate to the number of owners and sites of special significance. The objection period on rating valuations closes on 13 June.

The revised capital values are used by Council for the basis of calculating general rates. Once the capital value based rates are calculated, adjustments under rating legislation are applied such as remission for the portion of land which is set aside for marae or that is being used as an urupaa. These adjustments further reduce the rates that are payable.

In addition to legislative remissions and adjustments, Council has its own set of remission and postponement policies. Some of these policies are applied across all properties such as penalty remission for excellent payment history and financial hardship postponements, and there is a specific remission & postponement policy for Maaori freehold land.

3. Staff recommendations Tuutohu-aa-kaimahi

THAT the Waikato-Tainui | Waikato District Council Joint Committee receives the Draft Annual Plan 2024/25 and Maaori Freehold Land Rating Valuations report.

4. Attachments Ngaa taapirihanga

Attachment 1 – draft Annual Plan 2024/25 explainer document

Attachment 2 – Valuation of Maaori freehold land

Attachment 3 – Remission and postponement policy Maaori freehold land

General rates and remission policies url:

(https://www.waikatodistrict.govt.nz/docs/default-source/your-council/plans-policies-and-bylaws/policies/rates-remission-and-postponement-policies.pdf?sfvrsn=4c1c6bc8_3).

Understanding the Waikato District Council Annual Plan 2024/25

Contents

What is a Long Term Plan/Annual Plan?

Why an Annual Plan instead of a Long Term Plan?

Key challenges

Interesting things about Waikato District...

Funding and spending

Valuations

In 2024/25 we are investing...

Rating impacts on different types of properties

Additional information

Consultation questions

How can people provide feedback?

Drop in sessions

What is a Long Term Plan/Annual Plan?

A Long Term Plan (sometimes called a 10-year plan) is completed every three years and outlines:

- what we intend to do over the next ten years
- what we need to build or maintain (infrastructure and community facilities)
- projects and activities (the things we do/deliver for our communities)
- how we intend to pay for it
- policies around funding and decision-making
- how we measure our performance.

Long Term Plans draw on detailed financial and infrastructure strategies - relying on clarity of data to inform good decision-making - are refreshed at the same time the Long Term Plan is prepared.

In short, it's a critical document that sets the direction of how we will make the district liveable, thriving and connected.

In between each Long Term Plan we have Annual Plans which focus on year to year projects and other things we know are coming up. An Annual Plan is the equivalent of one year of a Long Term (10-year) Plan.

To do a really useful Long Term (10-year) Plan, it is essential we have the most up to date information on Government proposals and financial projections.

This year we were due to complete a 2024-2034 Long Term Plan. However, we are now doing an interim Annual Plan (2024/25) and will complete our Long Term Plan next year (for 2025-2034).

Why an Annual Plan instead of a Long Term Plan?

The main reasons are the significant changes to waters and roading services/funding and the timing of our new district property valuations.

1. Changes to water services

The three waters (water supply, wastewater and stormwater take up **35%** of our overall budget.

Watercare have recently (February 2024) given notice they will cease their contract to manage our water supply from 2026.

In addition – the Government has proposed Local Water Done Well which will change the way all three waters are managed.

Both these things have created significant uncertainty and, at this time, we do not have an affordable 10 year proposition to put to you.

We will therefore be using the next 6-9 months to investigate what our options might be and then have conversations with all our communities to develop a viable plan for consultation.

Local Water Done Well

Drinking water, stormwater and wastewater will remain in local control

There will be stricter rules for water quality and investment in infrastructure (pipes, treatment plants etc)

Councils will need to ringfence money for looking after their own water infrastructure

2. Changes to roading

About a quarter of our entire budget – **22%** - is spent on roading.

The Government is currently developing new and different priorities which will impact both what we do, and how we pay for it. Details on these changes will be coming in September this year (including whether we will continue to receive the 51% subsidy for roading maintenance costs).

As with the three waters, uncertainty about the impacts of these changes on our budgets, means that outlining a **viable funding plan for the next 10 years is not possible at this time.**

3. Property valuations

Property valuations are completed every three years and this decides what portion of the overall rates* will be paid by which property owners.

This year the valuations will not be completed until May which would be AFTER the deadline for consulting on our Long Term Plan. (Valuations are done by independent valuers and we have to wait until they have done their assessments.) This means we are currently **unable to provide you with personalised property information about the rating impacts over the next 10 years.**

**For more on valuations please go to page 8*

Understanding that many councils would be struggling to develop a sound Long Term Plan while coping with a range of uncertainties, the Government provided the opportunity to delay the 2024/25 Long Term Plan until next year, and instead replace it with an Annual Plan for 2024/25.

We have chosen to take this opportunity – largely because it enables us to develop some certainty around our planning and funding for the next 10 years – enabling us to consult with you using quality information.

Key challenges

AFFORDABILITY

As we all know, inflation has had a major impact on the pricing of goods and services.

For councils, the costs are magnified, because inflation impacts are much higher for many of the things we need to buy (such as building materials, roading, fuel, concrete....) compared to many household things like bread, butter, vegetables and cleaning products.

In other words, it costs more, to get less.

Bridges are 38% more expensive to build than three years ago

Roads and water supply systems are 27% more expensive to build than three years ago

Sewage systems are 30% more expensive to build than three years ago

Source: Local Government New Zealand

Any of the contractors who do construction, maintenance and road works have to pay more in material costs, fuel and wages which we then need to pay for also.

Other significantly increased costs are water treatment, electricity, insurance and obviously the cost of borrowing.

Over the last three years...

Inflation – has been 5.9% higher than expected

Interest rates – were 3% higher than expected

We do not have many choices about how much we can spend as we have major projects like roading, waters and community facilities that must be completed and which cannot be put off eg replacement of a culvert, buying gravel to upgrade a damaged road, or installing new water pipes.

COMPLIANCE COSTS

There have been a lot of new costs that local government has had to take on due to changes in Government policies. These are mainly around new regulations (such as water quality and wastewater standards) and planning requirements (such as for housing).

In addition to the new costs to deliver these changes and improvements, some of them mean we also need to do more investigations, reports and processes. All of these take more time and resources – which also end up costing more money.

GROWTH

The Waikato District is growing faster than anyone anticipated even just four years ago.

Growth means there is increasing pressure on our existing infrastructure – roading, water supplies, parks, libraries etc – as well as the need to build new infrastructure.

Even though developers pay a contribution to some of these costs (see Development Contributions section), the planning and investment required ahead of time to support community change and contribute to both new and older infrastructure, is time-consuming, resource hungry and costly.

Growth also means there is increasing costs for our existing services and costs eg rubbish and waste collection/disposal, water and wastewater treatment, consent processing, libraries, sportsfields, recreational facilities.

What are we doing to deal with our challenges?

- Listening to you and responding by being as **cost-conscious** as we can be
- Doing an Annual Plan instead of a Long Term (10-year) Plan which will buy us some time to get much greater clarity about what we can and cannot afford over the next 10 years
- Having 'levels of service' conversations with you over the next 12 months (levels of service include things like: how often we mow playgrounds, opening hours of libraries, types of roading materials used etc)
- Working with our neighbouring councils to address cross-boundary issues and to collaborate where we can to share costs
- Speaking to Government about upcoming changes and seeking clarity
- Contributing to nation-wide conversations to ensure our District's voices are heard

Interesting things about Waikato District...

We cover a large geographic area (almost same size as Auckland) but we only have a population of around 90,000 spread across multiple towns and villages

We have **nine** water treatment plants and **seven** wastewater treatment plants to maintain – most districts or cities only have one or two

We have over **1100kms** of pipes

We have **42** community centres and town halls and **6** libraries – most districts have far fewer than this

We have **1300ha** of natural reserves

We have over **2,500kms** of roads (one and half times longer than the length of New Zealand)

We have over **33,000** properties

Funding and spending

Rates are 62% of our income

Next year our total rates income will be \$144m

In the Waikato District we have two types of rates:

- **general rate** which is paid by all ratepayers (68% of our rates income)
- **targeted rate** which are paid for a specific service in a local area (32% of our rates income)

A 1% general rate increase = \$866,000

The proposed rates increase of 13.75% = \$12m

Fees and charges are 9% of our income = \$20m

Development contributions are 5% of our income = \$12m

Subsidies and grants are 18% of our income = \$42m (mainly from Waka Kotahi for roading)

All our income = \$200m

We have **\$2.3 billion** in assets

We are proposing an overall rates increase for next year of 13.75%.

Cf: Hamilton = 19.9%, Waipa 14.8%, Hauraki 17.4%, TCDC 12.9%, MPDC 14.4%

DEBT

When we invest in building new things for our district like new roads, pipes or the land for a new sports park - these things are paid for by borrowing - AKA 'debt'.

Using debt to pay for assets that are going to be around for a very long time is fair because it enables repayments to be shared by generations of ratepayers, who will use and benefit from them over many, many years.

Currently Waikato District Council has \$175 million in borrowings balanced by \$2.3 billion in assets. (This is like the amount you owe on your mortgage balanced against the value of your home.)

A portion of your rates are spent on paying back debt for assets we've already built that you get the benefit of eg bridges, treatment plants, wharves, libraries, playgrounds and event venues.

CAPITAL COSTS

These are things we buy that you can touch – AKA "assets".

The Waikato District Council owns about \$2.3 billion in assets – that's roads, pipes, wharves, streetlights, buildings, playgrounds....

Even though you can touch them, they differ from personal assets like a car because:

- (a) they're not really something the Council can sell

- (b) we don't have a choice about whether to have them or not
- (c) we have to ensure they are kept in good shape for the future – not for just the people who live here today.

Generally we borrow to buy assets and then spread the costs of repayment (via rates) over a long time. Sometimes however there is Government, developer or other forms of income that contribute to them.

WDC ASSETS		
Roading	\$1.3b	55%
Wastewater	\$257m	11%
Water	\$236m	10%
Fixed assets - Land	\$225m	10%
Parks and Reserves	\$196m	8%
Stormwater	\$128m	6%
Solid Waste	\$7m	0%

OPERATING COSTS

Overall, it costs in excess of \$100m per year to look after our assets (maintenance) and to keep them working well (operating costs).

This means things like rubbish collection, fixing storm damage to buildings and roads, looking after our trees and parks, pool maintenance, additives for sewage treatment, repairing potholes and mowing sports fields etc.

We generally use income from **rates** for maintenance and operating costs.

FEES AND CHARGES

Fees and charges are used to recover some of the costs of providing a service to specific users.

Those services which cannot be identified as providing individual benefits, or are considered to have community-wide benefits, are covered by rates.

There is a complete list of changes to fees and charges provided on the Council website and we are consulting on these.

DEVELOPMENT CONTRIBUTIONS

Development contributions is a term used to describe money that developers or landowners provide to the Council when they build/add new places for people to live or work. Every new place has an impact on existing infrastructure such as roads, water, stormwater, recreation needs etc.

The Council has drafted an updated Development Contributions Policy and this is being consulted on as well. A copy of this is on the Council website.

Valuations

Valuations are a way of distributing rates within a **rating envelope**. The rating envelope is the total amount of rates that the Council needs to collect to do its job.

Valuations are done every three years independently of Council to provide information that the Council then uses to determine each property's share of general rates.

Waikato District – 33,000 properties
 Rating envelope - \$144m
 Average valuation – 20% increase

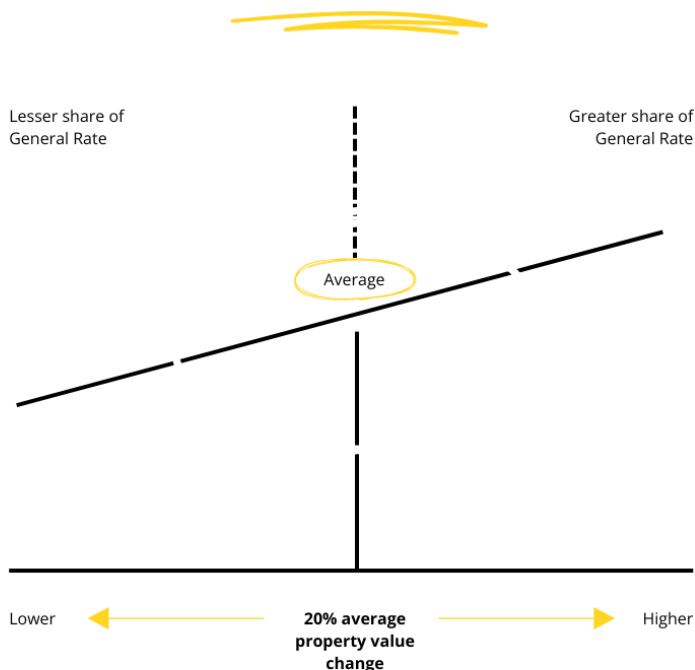
The average valuation increase tells Council what each of its 33,000 properties should pay as a portion of the \$144m – NOT the average they will pay in a rates increase.

For some, if their property value movements are higher than the 20% average, their portion of the \$144m will be more than the average rates increase across the district.

For some, if their property value movements are lower than the 20% average, their portion of the \$144m will be less than the average rates increase across the district.

Valuations are NOT how the Council decides the size of its rates envelope. In other words, just because valuations have gone up or down, is no indication about how much rates the Council needs to collect.

Property Revaluation Impact On Your General Rate



In 2024/25 we are investing...

\$77m on roads – *last year it was \$54.4m* (includes a 51% subsidy from New Zealand Transport Agency)

\$65.5m on wastewater – *last year it was \$57.8m*

\$32.8m on water – *last year it was \$23.6m*

\$17.2m on stormwater – *last year it was \$4.9m*

\$15.7m on parks and reserves – *last year it was \$11.6m*

\$9.3m on upgrading community facilities – *last year it was \$2.5m*

\$6.1m on maintenance of buildings – *last year it was \$4.8m*

\$1.9m on footpaths and cycleways – *last year it was \$400,000*

Doing in 2024/25 (not a full list)

- feasibility study for Ngaaruwaahia community hub to replace the library
- Greenslade Road playground renewal
- Buckland Road sports field and playground upgrade
- Raglan wastewater treatment (has additional costs)
- Huntly wastewater treatment plant upgrade
- new water supply reservoir at Te Kauwhata
- Buckland /George Road intersection, Washer Road, Tauwhare/Woodcock road intersection, Saalbrey Road roundabout, Wainui Bridge traffic lights, Harrisville Road/George Street and Dominion Road intersection
- Tuakau Resource Recovery Centre
- upgrades to Te Kauwhata, McVie Rd and Raglan transfer stations
- renovating dog pound in Ngaaruwaahia and building a small 'satellite' pound in Tuakau
- future-proofing sports fields with better drainage and lighting
- walkways renewals (increased contractor costs)
- streetlight improvements across the district
- CCTV installation across the district
- culvert improvements across the district
- road safety improvements across the district (increased costs)
- waste minimisation activities (increased costs)
- strategic and district planning (increased costs)
- building consents (increased demand)
- earthquake strengthening, asbestos removal and roof replacements (increased costs)
- upgrading and extending our stormwater infrastructure to respond to climate change and future weather events

Delayed beyond 2024/25 (but still needed within next 10 years)

- Pookeno wastewater pump station
- Te Kauwhata wastewater treatment plant upgrade
- Buckland, Masters, Onewhero-Tuakau and Whangarata roading projects

Cost savings 2024/25

\$1.5 million for efficiencies from internal projects

\$1 million in savings due to vacancies (time lag between employees leaving and being replaced)

Cut funding to Te Waka (Waikato's regional economic development agency)

Halved the funding to Hamilton Waikato Tourism

Rating impacts on different types of properties

Rates Breakdown: Indicator Properties

These are the indicated rates, inclusive of GST.

Residential												
	Tuakau		Huntly		Ngaaruawaahia		Raglan		Maatangi		Pookeno	
	2023/24	2024/25	2023/24	2024/25	2023/24	2024/25	2023/24	2024/25	2023/24	2024/25	2023/24	2024/25
Average Capital Value	610,000	610,000	415,000	415,000	485,000	485,000	850,000	850,000	650,000	650,000	770,000	770,000
General Rates	1,398.00	1,590.21	951.10	1,081.86	1,111.52	1,264.35	1,948.03	2,215.87	1,489.67	1,694.49	1,764.69	2,007.31
UAGC	462.55	526.15	462.55	526.15	462.55	526.15	462.55	526.15	462.55	526.15	462.55	526.15
Fixed Targeted Rates	2,782.10	3,131.68	2,777.97	3,127.55	2,760.97	3,110.55	2,775.13	3,127.67	2,742.85	3,092.43	2,712.85	3,062.43
Total Rates	4,642.65	5,248.04	4,191.62	4,735.56	4,335.04	4,901.05	5,185.71	5,869.68	4,695.07	5,313.07	4,940.09	5,595.89
Total % increase (over 2023/24)	13.04%		12.98%		13.06%		13.19%		13.16%		13.28%	
Total \$ increase (over 2023/24)	605.39		543.95		566.00		683.97		618.00		655.81	
Weekly \$ increase (over 2023/24)	11.64		10.46		10.88		13.15		11.88		12.61	

Note 1: Individual rate increases will vary depending on property type, value and location, and services available.

Note 2: Fixed Targeted Rates reflect the range of services available for each property example, including water-by-meter charges.

Rural						
	Low range		Mid-range		High range	
	2023/24	2024/25	2023/24	2024/25	2023/24	2024/25
Average Capital Value	2,000,000	2,000,000	3,500,000	3,500,000	5,000,000	5,000,000
General Rates	4,583.60	5,213.80	8,021.30	9,124.15	11,459.00	13,034.50
UAGC	462.55	526.15	462.55	526.15	462.55	526.15
Fixed Targeted Rates	251.61	285.56	251.61	285.56	251.61	285.56
Total Rates	5,297.76	6,025.51	8,735.46	9,935.86	12,173.16	13,846.21
Total % increase (over 2023/24)	13.74%		13.74%		13.74%	
Total \$ increase (over 2023/24)	727.75		1,200.40		1,673.05	
Weekly \$ increase (over 2023/24)	14.00		23.08		32.17	

	Lifestyle		Commercial		Industrial	
	2023/24	2024/25	2023/24	2024/25	2023/24	2024/25
Average Capital Value	1,500,000	1,500,000	2,750,000	2,750,000	2,400,000	2,400,000
General Rates	3,437.70	3,910.35	6,302.45	7,168.98	5,500.32	6,256.56
UAGC	462.55	526.15	462.55	526.15	462.55	526.15
Fixed Targeted Rates	655.19	754.67	2,539.36	2,854.99	3,225.48	3,638.61
Total Rates	4,555.44	5,191.17	9,304.36	10,550.12	9,188.35	10,421.32
Total % increase (over 2023/24)	13.96%		13.39%		13.42%	
Total \$ increase (over 2023/24)	635.73		1,245.75		1,232.97	
Weekly \$ increase (over 2023/24)	12.23		23.96		23.71	

Note 1: Individual rate increases will vary depending on property type, value and location, and services available.

Note 2: Fixed Targeted Rates reflect the range of services available for each property example, including water-by-meter charges.

Additional information

1. Consultation questions

Generally speaking we want to know whether or not what we are proposing to do, is the right balance to keep us on track towards achieving our community outcomes. There are lists of capital projects and details about operational budgets on the Council's website.

We are also keen to know whether there are areas where our current service levels could be reduced (or enhanced)?

Specific questions in the Consultation Document are on:

- draft development contributions charges for 2024/25
- draft fees and charges for 2024/25

2. How can people provide feedback?

Between Easter and Friday 26 April 2024 people will get the opportunity to attend face to face meetings and submit formal feedback.

More detailed information, along with the consultation document and submission form can be found at <https://shape.waikatodistrict.govt.nz/2024-25-annual-plan>

People can go online or go the libraries/service centres and make submissions.

They can email directly: info@waidc.govt.nz

Over the next year we will also be listening to views about the level of service we provide i.e. which areas we can cut back on or do more for.

Formal timelines

- **Public feedback** on the draft Annual Plan 25 March 2024 - 26 April 2024
- **Council listens** to in-person feedback (hearings) May 2024
- **Council makes decisions** based on your feedback May-June 2024
- The final 2024/25 **Annual Plan is signed off** and is operational from 1 July 2024

Drop in sessions

Ngaaruawaahia

Tuesday 2 April - 6:30pm to 8:00pm
Ngaaruawaahia Hall - 5 Galileo Street,
Ngaaruawaahia

Tamahere

Tuesday 2 April - 6:30pm to 7:30pm
Tamahere Community Centre - 17 Devine
Road, Tamahere

Otaua

Otaua Hall - 34 Maioro Road, Otaua
Wednesday 3 April - 6:30pm to 8:00pm

Whatawhata

Thursday 4 April - 6:30pm to 8:00pm
Whatawhata Hall - Rothwell Lane,
Whatawhata

Te Kowhai

Friday 5 April - 6:30pm to 8:00pm
Te Kowhai Hall - 612 Horotiu Road, Te Kowhai

Matangi

Friday 5 April - 6:30pm to 8:00pm
Matangi Hall - 478 Tauwhare Road, Matangi

Pookeno

Monday 8 April - 4:30pm to 07:00pm
Pookeno Hall - 19 Market Street, Pookeno

Taupiri

Monday 8 April - 6:30pm to 8:00pm
Taupiri - War Memorial Hall 16 Greenlane Rd,
Taupiri

Onewhero

Tuesday 9 April - 6:30pm to 8:00pm
Onewhero School - 29 Hall Road, RD2,
Tuakau 2697

Te Kauwhata

Tuesday 9 April - 6:30pm to 8:00pm
Te Kauwhata Rugby Club - Te Kauwhata, 3710

Mangatangi

Wednesday 10 April - 6:30pm to 8:00pm
Mangatangi Hall - 1517 Kaiaua Road,
Mangatangi

Huntly

Thursday 11 April - 6:30pm to 8:00pm
Huntly Civic Centre Riverside Rooms - 148
Main Street, Huntly

Raglan

Friday 12 April - 6:30pm to 8:00pm
Raglan Hall Supper Room - 41 Bow Street,
Raglan

Tuakau

Monday 15 April - 6:30pm to 8:00pm
Tuakau War Memorial Hall - 70 George
Street, Tuakau

Te Aakau

Wednesday 17 April - 6:30pm to 8:00pm
Te Aakau Complex - 616 Te Aakau Road, Te
Aakau

Gordonton

Thursday 18 April - 6:30pm to 8:00pm
Gordonton Hall - 1024 State Highway 1B,
Gordonton

Pukekawa

Friday 19 April - 6:30pm to 8:00pm
Pukekawa Hall – 38 Clark & Denize Road,
Pukekawa

Port Waikato

Monday 22 April - 6:30pm to 8:00pm
Port Waikato Community Hub – 1 Ocean
View Road, Port Waikato

1 Māori Land

1.1 BACKGROUND

From time to time the Valuer General issues guidelines to assist valuers in undertaking rating valuations. This includes guidelines relating to the rating valuation of Māori Freehold Land (MFL). Guidelines are best practice recommendations - they do not have the effect of law and there is no compulsion dictating their use. However, there is a general expectation that they will be used for rating valuation purposes unless there is a documented reason not to.

1.1.1 RECENT CHANGES TO GUIDELINES FOR VALUING MĀORI FREEHOLD LAND

The Office of the Valuer General has issued new guidelines to valuing Māori Freehold land which have been adopted for the 2023 revaluation.

- A lump sum adjustment to reflect administrative costs associated with the Māori Land Court rules.
- An increased and streamlined adjustment for the number of preferred class of alienees (PCA) who must be offered the opportunity to purchase the land during any on-selling arrangement. The adjustments associated with sites of significance remain unchanged.
- Minimum values of Capital Value \$100, Land Value \$100, Value of Improvements Nil.
- QV checked lists received from the Māori Land Court (last updated 4th July 2022). QV also scanned its database for any Māori Land under the TORAS (ownership identifier) coding system to identify Māori land.

1.2 METHODOLOGY FOR VALUING MĀORI LAND FOR THE 2023 REVALUATION

The methodology has a starting valuation as if the land could be bought on the open market and then allows a deduction for the alienation restrictions. The deductions made vary in amount depending on the extent of restrictions, the likelihood of Māori Land Court approval for the sale, and the nature of the property, and are in accordance with the 'Guidance on the Rating Valuation of Māori Freehold Land' issued by the Office of the Valuer General on 27 August 2019.

QV checked lists received from the Māori Land Court (last updated 4th July 2022). QV also scanned its database for any Māori Land under the TORAS (ownership identifier) coding system to identify Māori land. Māori Land registers for this District have been checked for accuracy of numbers. The 2022 values are assessed relevant to the current available number of owners.

Similarly, we do envisage the situation where general land is put into Māori Freehold Land status (albeit only a few per year) and would consider a change to values made under Section 14 of the Rating Valuations Act as appropriate.

The following guidelines were established by the OVG to assist when assessing the value of Māori Land subject to Te Turewhenua Māori Act 1993 for inclusion of the values in the DVR. It should be noted that each case must be considered on its merits and other influencers not mentioned should also be considered. The land should be initially valued as general land with the following adjustments.

The general land value becomes the basis on which the MFL adjustments are applied:

- A uniform, lump sum deduction for all MFL rating units of \$7,000 to reflect a standard, base administrative cost incurred to comply with the MLC rules when fulfilling offer back obligations to the PCA
- Application of revised percentage discount adjustments as below - to take into account the number of people within the PCA and a further additional discount for sites of special significance; noting here that in many cases the existence of a site of special significance may have influenced the starting value as general land.

1.2.1 ADJUSTMENT FOR MULTIPLE OWNERSHIP

Number of Owners	Adjustment 2023
1-9	-3.5%
10-24	-4.0%
25-49	-6.0%
50-99	-8.0%
100-499	-10.0%
500-999	-10.0%
1000-1999	-10.0%
Over 2000	-10.0%

1.2.2 ADDITIONAL ADJUSTMENT FOR SITES OF SPECIAL SIGNIFICANCE

Sites of Special Significance	Adjustment
Pa Sites	-1.5%
Urupa	-1.5%
Runanga sites	-1.5%
Whawhai sites	-1.5%

Sites of Special Significance	Adjustment
Indigenous forest	-1.5%
Kainga	-0.5%
Access trails, Garden Sites	-0.5%
Kai Moana sites	-0.5%
Other Wahi Tapu sites	-0.5%

**Maximum adjustment of -5.0% for sites of special significance*

1.2.3 MINIMUM VALUE CRITERIA

There will be some instances where application of the adjustment factors could result in a zero or negative value. This would run contrary to the view that all land has some value and for the purposes of this rating valuation guideline a minimum value criterion of \$100 per rating unit is reasonable. If the initial general title value of the rating unit is less than \$100 then this amount should be adopted.

Additionally, the VG guidelines in terms of percentages may not be meaningful on very low value MFL properties. Therefore, it may be considered reasonable to increase the quantum of the adjustment. QV rounds all the adjusted MFL value down and this adjustment is applied to the value of improvements and the land value.

1.2.4 VALUATION NOTICE

Rating Valuation Rule 2.9(b) which took effect from 1 July 2011, requires that the owners notice must display before and after adjustments for Māori Freehold Land. Owners notices issued comply with this rule. The owners' notices issued for Māori Freehold Land have been adjusted from the previous revaluation to now include the base administration cost deduction.

1.2.5 WORKING EXAMPLE FOR MFL ADJUSTMENT

Area	3.1717 hectares
Number of Owners	71
Site of Significance	Yes
Unadjusted Capital Value (CV)	\$75,000
Unadjusted Land Value (LV)	\$75,000

Old MFL guidance Adjustment		
Unadjusted CV		\$75,000
Unadjusted LV		\$75,000
Owners Adjustment	6.0%	
Sites of Significance	1.5%	
Adjusted CV		\$69,000
Adjusted LV		\$69,000

New MFL guidance Adjustment		
Unadjusted CV		\$75,000
Unadjusted LV		\$75,000
Lump Sum Adjustment	\$7,000	
Sub Total		\$68,000
PCA Adjustment	8.0%	
Sites of Significance	1.5%	
Adjusted CV		\$61,500
Adjusted LV		\$61,500

The guidance calculation deducts the lump sum from the unadjusted or "starting" capital and land value with the percentage adjustments being calculated on this subtotal. Improvement values may reduce to zero in some circumstances and a floor has been introduced into the guidance. For example:

Unadjusted Capital Value	\$7,000
Unadjusted Land Value	\$1,000
Unadjusted Improvements	\$6,000
<i>Less MFL Adjustments</i>	<i>\$7,500</i>
Adjusted Capital Value	\$100
Adjusted Land Value	\$100
Adjusted Improvements	0

Remission & Postponement Policy- Maaori Freehold Land

To provide for the fair and equitable collection of rates from all sectors of the community, while recognising that certain Maaori-owned land has particular characteristics, features or ownership structures, or there are other circumstances which may make it appropriate to provide relief from rates.

Specifically, the policy is intended to:

1. Recognise situations where there is no occupier or no persons gaining an economic or financial benefit from the land
2. Set aside land that is better left unused because of its natural features
3. Recognise matters related to the physical accessibility of the land
4. Recognise and take account of the presence of waahi tapu that may affect the use of the land for other purposes
5. Facilitate development or use of the land where the council considers rates based on actual land value make the actual use of the land uneconomic.
6. Where only a part of the block is occupied, grant remission for the unoccupied part of the land.

In establishing this policy, regard has been had to the following matters:

1. In terms of section 91 of the Local Government (Rating) Act 2002, Maaori freehold land is liable for rates in the same manner as if it were general land.
2. The council is required to consider whether it should have a policy on rates relief on Maaori freehold land.
3. The council and the community benefit through the efficient collection of rates that are properly payable and the removal of rating debt that is considered non-collectable.
4. Applications for relief meet the criteria set by the council.
5. The policy does not provide for the permanent remission or postponement of rates in respect of the property concerned.

The Council will consider rate remission for land if the following conditions and criteria are met:

1. Application for remission of rates must be made by the owners or trustees of the land for which the remission is sought.
 - a. Maaori freehold land is defined in the Local Government (Rating) Act 2002 as land whose beneficial ownership has been determined by a freehold order issued by the Maaori Land Court. Only land that is the subject of such an order may qualify for remission under this policy.
 - b. Owners or trustees making application must include the following information in their applications:
 - i. The details of the property for which remission is being sought
 - ii. The objectives (as outlined under 'Objectives' above) that will be achieved by providing a remission, together with an explanation as to how the land fits within the objectives
 - iii. Documentation that proves the land which is the subject of the application is Maaori freehold land, as defined at (2) above.

- c. Where after due enquiry the owners of an unoccupied block cannot be found, the Council may apply a remission without the need for a request.
- d. Decisions as to remission of rates, and the extent of any remission, are at the sole discretion of the council, and apply only to the rating year for which the application is made.

Rates will be remitted where the land meets any or all of the following criteria:

- a. The land is unoccupied and no income is derived from that land
- b. The land is better set aside for non-use because of its natural or cultural features
- c. The land is inaccessible and is unoccupied
- d. The land carries a best potential use value that is significantly in excess of the economic value arising from its actual use.
- e. Maaori freehold land that exceeds 2 hectares and on which a Maaori meeting house is erected.
- f. The land is only partially occupied (Note that in this case the Council may remit rates of the unoccupied part only).

To	Waikato Raupatu River Trust Waikato District Council Joint Management Agreement Committee
Report title	Update on the Waikato District Resilience Project and Request for an iwi representative from the Joint Management Agreement Committee
Date:	30 April 2024
Report Author:	James Fuller, Senior Adaptive Management Planner; and Jim Ebenhoh, Planning and Policy Manager - Waikato District Council
Authorised by:	Gavin Ion, Chief Executive, Waikato District Council

1. Purpose of the report

Te Take moo te puurongo

To provide the Joint Management Agreement Committee (JMAC) with an update on the Waikato District Council Resilience Project, including the Governance Group members. JMAC is requested to identify and approve an iwi representative from Waikato Tainui to join the Waikato District Resilience Project Governance Group.

2. Report

Puurongo

Waikato District Resilience Project – Iwi representation on Governance Group

Waikato District Council (WDC) is progressing toward long-term adaptive management plan(s) for communities within the Waikato District through the Waikato District Resilience Project (Resilience Project).

The Resilience Project was approved in principle by the Sustainability and Wellbeing Committee based on a scoping report that was considered in June 2023 (See Attachment 1 – Link to Scoping Report). The Resilience Project will initially include the wider Port Waikato community followed by others such as Raglan, Huntly, Ngaaruawaahia and Taupiri.

The aim is to build resilience against natural hazards and climate change while enabling the development of a programme of adaptive management options for our communities.

A crucial component of the Waikato District Resilience Project is establishing the Waikato District Adaptive Management Planning Group. This group, which includes council representatives from the political and staff arms, is guided by a Governance Group (name to be finalised).

The Governance Group, consisting of approved Waikato Regional Council representatives, Councillors Tipa Mahuta and Noel Smith, and Waikato District Council representatives, approved by Mayor Jacqui Church, Councillors Carolyn Eyre and Lisa Thomson, will play a pivotal role in overseeing the Resilience Project's progress.

Waikato District Council wish to seek two Maaori members to help guide engagement with mana whenua and complete the Governance Group. Waikato District proposes Councillor Tilly Turner (Tai Runga Takiwaa), one of our Maaori Ward councillors. Along with a representative from Waikato Tainui to be confirmed by the JMAC at this Waikato Raupatu River Trust - Waikato District Council Joint Management Agreement Committee meeting or later.

Once finalised, the Governance group will approve a Terms of Reference (TOR) and abide by the TOR. The governance representatives will be reviewed (annually) to consider their appropriateness to continue based on the changing areas within the district of the Resilience Project.

3. Staff recommendations Tuutohu-aa-kaimahi

THAT the Joint Management Agreement Committee:

- a. receives the request for an iwi representative from the Joint Management Agreement Committee; and**
- b. nominates a Waikato Tainui representative for the Waikato District Resilience Project Governance Group.**

4. Attachments Ngaa taapirihanga

Attachment 1 (Electronic Link Below) – Waikato District Council, Waikato District Adaptive Management Planning Scoping Report, 20 June 2023 (pages 195 - 247)

https://www.waikatodistrict.govt.nz/docs/default-source/meetings/agenda-2023/230628-s-w-agenda.pdf?sfvrsn=47fe69c8_1
