

Fisheries Report 23 September 2005

Maori Fisheries Act 2004 (Act)

- Te Atiawa is the recognised iwi in Te Upoko o te Ika a Maui/Te Whanganui a Tara for receiving fishery assets.

Coastal Boundary

- The recognised coastal boundary is Pipinui on the west coast to Turakirae on the east.
- A key requisite to complying with the Act is to gain agreement on coastal boundaries. Agreement is to be with tribes that are recognised in the Act. In this case there are two tribes, Ngati Toa and Ngati Kahunungu.
- Tribes need to come to an agreement. Te Ohu Kaimoana may hold all/some assets of tribes who do not comply with the Act, including tribes who are unable to come to an agreement on boundaries.

Obtaining Fishery Assets

To obtain fishery assets complying with the Act is essential. A plan has been developed, which aims to achieve the following:

1. RIO – Recognised Iwi Status in October 2005 (set up new trust);
2. MIO – Mandated iwi Organisation April/May 2006 (receive all assets);
3. The trust will be a new body, initially established by the three marae appointing foundation trustees;
4. Within 15 months new trustees will be elected by all registered members;
5. The trust owns 100% of fisheries holding companies or company;
6. There is clear separation of governance and management;
7. Only 40% of trustees can be directors in holding companies;
8. The MIO will be compatible with post settlement treaty entity requirements;
9. Holding companies need to be able to operate commercially.

Background Documents

Attached are the following background documents.

- Working Group Report 6 September
- Te Ohu Kai Moana draft deed Mandated Iwi Organisation
- Background Presentation on Requirements
- Te Ohu Kai Moana draft Asset Holding Company constitution
- Te Ohu Kai Moana Assessment Document
- Copy of Advertisement in Dominion Post (10 September)

Independent Facilitators

Te Ohu Kai Moana has provided resources in the form of two independent facilitators to assist compliance with the Act. They are: Lorraine Skiffington and Tim Brown. They will present at the hui on 2 October 2005.