



Poukura Pa Reservation

Marae Trust Charter

POUKURA PA RESERVATION TRUST
340 Karangahape Road, RD1, Kuratau, TURANGI 3381

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1.0 Preamble

Ngāti Parekaawa have been resident at Poukura since the early 1900's, prior even to the opening of the Whare Tipuna in 1930. Court minute from as early as 1887 shows the ancestral connection of Ngāti Parekaawa to the whenua known as Poukura. It is important to note that those same records clearly refer to Ngāti Parekaawa as being distinctly separate from those Hapū who shared ancestral links with Ngāti Parekaawa, but occupied lands outside of the Poukura blocks, therefore any reference to Ngāti Parekaawa after the year 1887, specifically relates to the Hapū at Poukura.

Ngāti Parekaawa is one of the recognized Hapū of both Ngāti Tuwharetoa, and Ngāti Raukawa. The first recorded trust for Poukura Pa Reservation was established in 1978.

2.0 Description of Land and Buildings on Marae Reservation

- 2.1 Poukura Marae and Meeting House –includes whare tipuna-PAREKAAWA, wharekai-RUAHINE, wharemoae, wharekai extension, ablution block, and storage container.
- 2.2 Urupa – KAKARAHUPEREI – Hauhungaroa 1A8 – being .2023 hectares or 1/2 an acre more or less.
- 2.3 Marae Reservation - Hauhungaroa Part 1A3 - being 1.6187 hectares or 4 acres more or less.



3.0 Beneficiaries of the Marae

3.1 Beneficiary by Whakapapa: Ngāti Parekaawa ki Poukura beneficiary status is automatically granted to any individual who can show by way of whakapapa their connection to any of the original owners of the 7 land blocks that make up the whenua known as Poukura.

3.1.1 The court minute of 1908 makes clear the intentions of the original owners of the land blocks that make up the whenua known as Poukura, with regards to those who shall be beneficiaries of Ngāti Parekaawa. This right was conferred solely upon the descendants of those original owners. Any persons not connected to the original land owners by way of whakapapa may be granted beneficiary status as per the following:

3.1.1.1 Beneficiary by Traditional Whangai: is granted to those who have been raised via traditional whangai methods by a beneficiary by Whakapapa; AND who themselves also whakapapa.

3.1.1.2 Beneficiary by Legal Adoption: is granted to those who have been legally adopted by a beneficiary by Whakapapa but do not themselves whakapapa. This type of beneficiary may attend meetings, participate in consultation, is eligible for nomination to the Trust, and may vote.

3.1.1.3 Beneficiary by Traditional Atawhai: is granted to those who have been raised via traditional whangai methods by a beneficiary by Whakapapa but do not themselves whakapapa. This type of beneficiary may attend meetings, participate in consultation, is eligible for nomination to the Trust, and may vote.

3.1.1.4 Beneficiary by Marriage: Is granted to those who can show evidence of marriage or legal de-facto status to a beneficiary by Whakapapa. This type of beneficiary may attend meetings and participate in consultation, but is not eligible for nomination to the Trust, and may not vote.

3.1.2 Any question arising with regard to the validity of beneficiary status outside of any of the above must be brought to a Hui-a-Hapū, for further deliberation by Beneficiaries by Whakapapa, being the only group granted beneficiary status without question. Decisions relating to beneficiary status must be validated and confirmed by majority vote of those present/eligible to vote on these matters.

4.0 Guiding Principles of the Marae Trust

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| 4.1 | Taonga | Our people are our wealth, to be developed, retained and welcomed home. |
| 4.2 | Mana Whenua | Maintain, respect and protect the land that |

provides for the present and future generations

- 4.3 Rangatiratanga: Acknowledge our connection to other Hapū while protecting our ancestral right to self-governance, self-determination and independence.

5.0 Objectives

- 5.1 Guided by the above principles, the Marae Trustees are tasked, as the Hapū elected representatives:

5.1.1 to maintain the health and wellbeing of the Marae Reservation,

5.1.2 to facilitate the use of marae facilities without discrimination,

5.1.3 to call an annual general meeting every year for the purpose of presenting:

5.1.3.1 *a general report and a financial report for all activities, income and expenditure for the prior year,*

5.1.3.2 *a roadmap outlining goals and expected outcomes for the following year.*

6.0 Trustees

- 6.1 A list of current trustees is appended (Appendix 1)

- 6.2 Selecting Marae Trustees:

6.2.1 Nominations of Trustees should represent the family lines of the seven original block owners, namely:

6.2.1.1 *1A1: Amiria Takiwa (nee Te Tomo);*

6.2.1.2 *1A2: Tauaiti Te Tomo;*

6.2.1.3 *1A3: Ownership reverted to siblings of Ngakuru Rangikaiwhiria (1A1/2/4) following the passing of Titihuia Ngakuru;*

6.2.1.4 *1A4: Pipiana Takiwa (nee Te Tomo);*

6.2.1.5 *1A5: Monika Paehua;*

6.2.1.6 *1A6: Makarete Kerej;*

6.2.1.7 *1A7: Rerehau Kahotea.*

- 6.2.2 That the Trustees should contribute to the survival and development of Ngāti Parekaawa ki Poukura
- 6.2.3 That the Trustees will be viewed as representatives of Ngāti Parekaawa ki Poukura and will act in the best collective interests of the Hapū.
- 6.3 Nominations/Voting – Subject to the exclusions in section 5, any beneficiary of Poukura Marae over 18 years old is eligible to:
 - 6.3.1 be nominated for the position of trustee;
 - 6.3.1.1 *Must attend a Trustee Workshop to better understand responsibilities they are expected to meet prior to acceptance of nomination;*
 - 6.3.2 nominate a trustee;
 - 6.3.2.1 *The nomination form is to be signed and witnessed and dated by both the nominator and the person being nominated.*
 - 6.3.2.2 *Nomination forms along with evidence of Trustee Workshop attendance must be received by the Trust secretary no less than 7 days prior to the Annual General Meeting*
 - 6.3.2.3 *Nominees should receive their Acknowledgement Forms prior to the commencement of the hui*
 - 6.3.2.4 *All nominations must be approved on the day of elections by the Hapū members in attendance. The approval process should be determined at the time.*
 - 6.3.3 vote at the election of trustees and on any matter where a Hapū vote is called for.
- 6.4 Term of Office - The term of office shall be for a period of three years.
- 6.5 Number of Trustees – The number of trustees shall be determined by the beneficiaries but shall not be fewer than five (5).
- 6.6 Replacement of Trustees – Upon the death, resignation or removal by the Court of a Trustee, the remaining trustees shall ensure that the next Annual General Meeting of the beneficiaries considers replacements. Application shall then be made to the Court for an Order replacing Trustee/s.
 - 6.6.1 Removal of Trustees – A Trustee may be asked to resign if that person has failed to carry out her/his duties satisfactorily by:
 - 6.6.1.1 *Absenting him/herself from more than three (3) consecutive meetings of the trustees without tendering a good and reasonable apology;*

- 6.6.1.2 *Being rendered incapable of carrying out her/his duties because of prolonged illness;*
- 6.6.1.3 *Being declared bankrupt after taking office;*
- 6.6.1.4 *Having been convicted of a criminal offence since taking office;*
- 6.6.1.5 *Bringing the Hapū into disrepute, as determined by the beneficiaries.*

6.7 Accountability of Trustees - Trustees, both individually and collectively are to uphold the office of trustee with honesty and integrity and should not bring the office into disrepute. They are accountable to the beneficiaries of Poukura Marae and this should be reflected in:

6.7.1 Minutes, records and accounts being accessible to the beneficiaries at a trustee meeting, provided that:

- 6.7.1.1 *The request received is not frivolous or vexatious; and*
- 6.7.1.2 *Is received in writing and fully outlines the reasons for the request; and*
- 6.7.1.3 *The records in question do not contain material that must be handled in a confidential manner; and*
- 6.7.1.4 *Sufficient time is given for the Trustees to consider the request; and*
- 6.7.1.5 *The Trustees must agree by a two thirds majority of full membership to grant the request.*

6.7.2 A Chairperson's Report is to be tabled at each AGM outlining the activities of the trustees for the previous 12 months;

6.7.3 A full and complete Treasurers report is to be tabled at each AGM, outlining all income and expenditure for the previous 12 months;

6.7.4 The financial accounts are to be audited triennially at the end of each term and the auditor appointed at the AGM.

6.8 Resolving Conflicts between trustees and beneficiaries

6.8.1 Any conflict between a beneficiary and trustee/s should be brought to the attention of the Trust executive.

6.8.2 Should the conflict not be able to be resolved between the Trustee and individual, the matter will be raised at a special general meeting of the Hapū, provided:

- 6.8.1.1 *the issue communicated is not frivolous or vexatious; and*
 - 6.8.1.2 *is received in writing and fully outlines the reasons for the conflict;*
 - 6.8.1.3 *the trustees agree by a two-thirds majority of full membership to raise with the Hapū.*
- 6.8.3 If raised at a general meeting (special or otherwise) by either the Trust or the individual then a resolution will be by majority vote.

7.0 Recognition of Marae Committee

- 7.1 The Trustees recognise the Marae Committee as being responsible for the day to day running of the marae including:
- 7.1.1 the maintenance of the grounds, buildings, urupa and urupa access;
 - 7.1.2 management of the kitchens during tangi and AGM;
 - 7.1.3 opening of the marae prior to arrival and lock up after departure of guests;
 - 7.1.4 provision of induction on arrival, and the conducting of post departure check before bond refund.
 - 7.1.5 organising of the pae for tangi, and powhiri if required for hui/hireage, advising if those necessary to do either are unavailable.
- 7.2 The Marae Committee will be elected triennially at the same AGM as the Trust election. The Marae Committee shall promote the principles outlined in the charter and report to the AGM of the Trustees.

8.0 Procedure for altering the Charter

- 8.1 Any Ngāti Parekaawa ki Poukura beneficiary is able to propose changes, alterations and additions to this Charter by notifying the Marae Trust in writing no later than one full month prior to a Trustee AGM. The notification will outline the reasons for the proposed changes and be dated and signed.
- 8.2 Any proposed changes will be presented to the Hapū at the following AGM.
- 8.3 Trustee Meetings will be advertised on the Poukura Marae website, and to email lists. The AGM will be advertised as above, as well as in the local newspaper.

9.0 Provision for keeping and inspection of the Charter

9.1 A copy of the charter will be lodged with the Māori Land Court. It will be maintained by the Secretary and issued to each trustee, with updated copies made available on the website and on display at the marae.

9.2 Issued in accordance with the Māori Reservations Regulations 1994 after consideration and endorsement of a meeting of the Trustees and beneficiaries of Ngāti Parekaawa ki Poukura on this _____ day of _____, 20_____.

Chairperson:

Secretary:

Poukura Marae

Appendices

Appendix 1: List of current Trustees:

Poriwira Kahura - Chairperson

Nataria Cuthers - Secretary

Willow Davison – Treasurer

George Patena

Hinepare Patience