Appendix: Tribunal questions in writing following hearing week 10 of the North-Eastern Bay of Plenty (Wai 1750) District Inquiry

Questions from Dr Robyn Anderson

Tony Walzl (Wai 1750, #A38)

1. Pages 179, 185, 205 & 282: You mention the Crown's placing of Whakatōhea under the surveillance of Ropata Wahawaha and Wi Kingi. Are you able to describe further what this entailed and its likely impact on Whakatōhea?

2. Page 408: Are you able to clarify who initiated the proposal for a Native School to be established at Ōmarumutu – the Resident Magistrate or Māori themselves?

3. Page 416: You note Pope's assessment that Māori feared that the Crown might transfer the Native School into the Board system. Could you comment further on what prompted that fear and whether you consider it was justified?

4. Page 442: You mention Te Aute college. Why did the Crown rely on denominational boarding schools for Māori secondary education? Are you able to give us more information about secondary education in this period? Do you know when the first district high school was established in the inquiry district and whether Māori attended?

5. Page 442: Could you please clarify who requested the removal of Grahame? Did he request a transfer himself?

6. Page 451: It is apparent that Māori attempted to use the school committees as a vehicle for greater self-government. Are you able to tell us more about their composition?

7. Page 455: You note that it was not compulsory for Māori children to attend school until 1894. What was the rationale of successive governments for that exemption of Māori from the provisions of the Education Act 1877? Could you expand on the consequences if any for Māori ability to engage with colonial society?

8. Page 520: Do you have any explanation for why there was only one Ūpokorehe person on the electoral roll in 1908? Why were the 5 persons at Ōhiwa in table 71 not included in table 70?

9. Page 537: You state that the Stout Ngata Commission found that Whakatōhea had less land remaining per person than their neighbours. Is it possible to calculate the average acreage per person at this date?

10. Pages 576-577: Could you please expand on why the Court objected to the partitions being proposed by the claimants?

11. Pages 621-627: It is apparent that Pākehā were more readily able to access capital to bring marginal land into production. Does the data for improvements in land values in the early 20th century allow us to draw any conclusions as to whether the economic gap between Māori and Pākehā was narrowing, or to the contrary widening in the first three decades of the 20th century?

12. Page 649: Why did Ngata consider the Opape block to have been spoiled by the way it had been subdivided by the Court?

13. Page 905: A major defence of the dual system of education was the ability of settler children to access Native Schools and Māori children, Board schools. Were you able to form a view of how many settler children attended Native Schools in the inquiry district in addition to the information provided with reference to Waioweka; and Māori children a board school? What Board primary schools were available in the district?

14. It is apparent that secondary education was unusual for Pākehā children as well as Māori. Further, the curriculum for Pākehā students also placed an increasing emphasis on manual education as for Māori in the early 20th century. Should that change our assessment of the Crown's educational provision for Māori? Are you able to comment?

Professor Rachel Wolfgramm, Dr Tania Wolfgramm, and Professor Jason Mika (Wai 1750, #G12)

1. Para 65: Could you please expand on the statement that where regional Māori economic institutions have been formed they have taken up service contracts which impinge upon tino rangatiratanga or adapted business development modalities that do not come from or serve our whānau, hapū, iwi? Could you give examples?

2. Para 72: What do you mean by "illegal land purchases"?

Nepia Tipene (Wai 1750, #G13)

1. Page 9: Could you please explain the figures on p.9 of your document? What do the figures in square brackets refer to as opposed to those preceding them? Are you able to supply references?

Jason Davis (Wai 1750, #G15)

2. Para 33: What is the name of the whānau block? How many owners are there?

Tracy Davis (Wai 1750, #G16)

1. Para 27: Could you please expand on your statement regarding the difficulties of accessing loans and the additional criteria that owners of Māori land face? What has been the experience of your whānau?

2. Para 39-40: You describe the difficulties that are sometimes created by the necessity for whānau members to live away from home and the need to maintain knowledge of how the whenua has been developed. How does your whānau undertake that task?

Questions from Dr Grant Philipson

Joseph Kahika and Jason Kahika (Wai 1750, #G20)

1. Jason is chair of the Otanemutu Lands Trust – what Māori land titles are included in this trust? When was it established? How many beneficial owners are there?

2. How big was the whānau farm discussed in this brief?

3. Para 44: Please file a copy of this letter. It would be helpful to establish exactly what kind of covenant was established and by whom.

Rota Carrington (Wai 1750, #G21)

1. As discussed at the hearing, please summarise the local education opportunities available to Whakatōhea in terms of Kōhanga Reo and Kura Kaupapa.

Vaughan Payne (Wai 1750, #G22)

1. From your experience in local government and iwi affairs, how would you describe the relationship between councils and Whakatōhea? What council committees, memoranda of understanding, or other instruments enable Whakatōhea to participate in local government decision-making? Are they effective? Has the Resource Management Act 1991 delivered an effective role for Whakatōhea in the management of natural resources?

2. Para 18: How was the reinstatement of the name 'Te Ngaio' achieved?

3. Para 39: Although this is an internal review, is there an informational document arising from this review that can be filed with the Tribunal to assist our understanding of the situation facing Whakatōhea in terms of current environmental challenges.

4. Paras 32-35: How has the relationship with the Department of Conservation worked historically and currently? What influence or say have Whakatōhea had in the development of the local conservation management strategy? What needs to be done to improve the relationship and to empower Whakatōhea in the management of conservation land? In particular, in respect of para 35, what do you think needs to be done to improve pest control?

5. Has Te Tawharau made submissions on the Natural Environment Bill and Planning Bill? If so, please file copies

Tracy Davis (Wai 1750, #G16)

1. #G16 Para 77: What are the 'additional criteria' that 'Māori land often requires' to meet before finance can be obtained? Please explain what the hurdles still are in this respect today.

Jason Davis (Wai 1750, #G15)

1. Para 8: Please fill in the blanks.

Jason Davis and Tracy Davis (Wai 1750, #G15 and #G16)

1. What is the Māori land title of the land your father leased from the whānau? How many owners are there in this block today? Is there a trust management structure or any kind of committee?

Nepia Tipene (Wai 1750, #G13)

1. Paras 48-54: As discussed at the hearing, please file any papers and documents in relation to the Ōpōtiki Development Project.

Professor Rachel Wolfgramm, Dr Tania Wolfgramm, and Professor Jason Mika (Wai 1750, #G12)

1. Para 67: What is a 'unified spiritual-socioecology'?

2. Re your sources and bibliography: where these items are not readily available online, please file copies.

3. Please explain what you see a regional agency as being: is it a Crown agency? A partnership entity? A Māori body? What would it do? Why is a national scheme such as the Provincial Growth Fund, if tailored to Māori needs and aspirations, not sufficient?

Counsel for Wai 1884 (Wai 1750, #3.3.47)

1. Para 2.5: As discussed at the hearing, please clarify if possible how this figure of 144,000 acres was derived, calculated, or relied upon.

Question from Ahorangi Tom Roa

Professor Taiarahia Black (Wai 1750, #G18)

1. Ki tō mōhio he aha ngā takahinga a Te Karauna i pā mai ki te tikanga o Te Tangihanga ki roto o Te Whakatōhea otirā Ngāti Ngahere? He aha ngā pānga ki runga o Te Whakatōhea, Ngāti Ngahere?

   What, in your opinion, are the Crown breaches of Tangihanga tikanga with regard to Ngāti Ngahere, Te Whakatōhea? How have they impacted on Te Whakatōhea, Ngāti Ngahere?