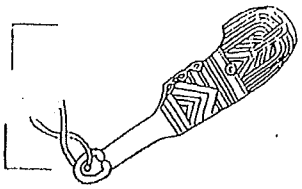
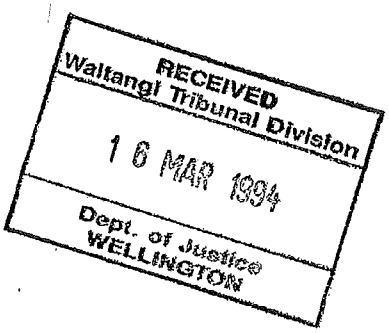
OFFICIAL



MANGA MANIAPOTO RESEARCH COMMITTEE
C/- 263 MANGAPIKO ST.
TE AWAMUTU. Ph (07) 871-3186

WE:KL



1 March 1994

The Registrar
Waitangi Tribunal
C/o Tribunal Division
Department of Justice
P O Box 50022
WELLINGTON.

Ko te wehi ki a Ihoa te timatanga or te whakaaronui
Me whaka honore tia ki Te Arikinui, Te Ata i Rangikaahu
Me tona whare katoa.
He mihi ki o tatou tini aitua, haere koutou i runga i te
Rangimarie me te Aroha. Haere, haere, haere.
Kia tatou nga uri o ratou kua wehe atu,
Tena koutou, tena koutou, tena tatou katoa.

We, Robert Taohua TE HUIA (Chairperson)
Robert Mingi ELLIOTT
Charles Michael FARRAR
Ruth Rutuhoariri FORSHAW (nee PAERATA)
William Piriwiritua Remi HUGHES
Harold Te Pikikotuku MANIAPOTO
Jocelyn Rangimamae JOHNSON (nee Muraahi)
Walter Wayne Winiata TAITOKO
Tiriti-o-Waitangi EMERY (nee Maraku) being descendants of Ngati Paretekawa, Ngati Paea, Ngati Maniapoto/Raukawa affiliation and Tainui and under their direction,

Claim, under the Treaty of Waitangi Act 1975 and its amendments that we are Maori and that we have been prejudicially affected by the various Ordinances, Acts, Regulations, Orders, Proclamations, Notices and other laws and by various Policies, Practices and Omissions by or on behalf of the Crown utilised in acquiring land used for the purpose of establishing Tokanui Mental Hospital which were or are inconsistant with the terms and principles of the Treaty of Waitangi as particularised below.

...2

In particular we say as follows

1. Tokanui 1.B.2.A. Block

1.1 That the various Acts, Policies by or omissions on behalf of the Crown that promoted and resulted in the survey of Tokanui 1.B.2.A. Block contrary to the wishes of the owners, directly resulted in this Block being awarded the Crown in lieu of survey liens (8 Pounds 7 Shillings and 10 Pence) by the Maori Land Court Order dated 15 April 1908.

Evidence.

A. That the owners did not want the land to be surveyed.

B. That the Taking of the land in lieu of liens was disproportionately severe in relation to the valuation of the land.

2. Tokanui 1.B.2.B.3.B. Block

2.2 That the area of land given in exchange to the owners by way of compensation was never effected and the process was inadequate.

Evidence.

A. That the owners did not want to sell the land.

B. That the land exchange never took place.

3. Pokuru 1.B. Block

3.1 That the various Acts, Policies by or Omissions on behalf of the Crown promoted and resulted in Pokuru 1.B. Block being compulsory acquired by the Crown, contrary to the wishes of the owners.

3.2 That the amount of 430 Pounds by way of compensation was rejected by the owners.

Evidence

A. That the owners did not want to sell the land.

B. That the compensation paid was eventually accepted through political coercion.

4. Tokanui 1.B.1 Block.

4.1 That the various Acts, Policies, by or omissions on behalf of the Crown that promoted and resulted in the survey of Tokanui 1.B.1 Block contrary to the wishes of the owners, directly resulted in the Tokanui 1.B.1. Block being awarded to the Crown in lieu of survey liens (17 Pounds 11 Shillings) by the Maori Land Court Order dated 12 December 1906.

Evidence

A. That the owners did not want the land to be surveyed.

B. That the taking of the land in lieu of liens was disproportionately severe in relation to the valuation of the land.

5. Tokanui 1.B.2.B. Block

5.1 That the various Acts, Policies by or omissions on behalf of the Crown promoted and resulted in Tokanui 1.B.2.B. Block being compulsorily acquired by the Crown, contrary to the wishes of the owners.

5.2 That the amount of 1020 Pounds paid by way of compensation negated their Tinorangatiratanga.

Evidence

A. That the owners did not want to sell the land.

B. That the compensation paid was never acceptable to the owners.

6. Insufficient Tribal Endowment.

6.1 That the various Acts, Policies by or omissions on behalf of the Crown which promoted and resulted in the acquisition of the above Blocks for hospital purposes resulted in its failure to ensure that Tangata whenua retained a sufficient endowment of their tribal estate for their forseen needs and its failure to protect those areas settled and cultivated by Tangata whenua.

6.2 That the Crown should not have conducted itself in a way which rendered Tangata whenua virtually landless and in doing so acting in all ways contrary to the principles of the Treaty of Waitangi.

Evidence

A. Statements and records to this effect.

B. The impact of the Crown's actions caused utter confusion and fragmentation of our people whose access to the natural resources of the land was now no longer available to them. Many of our Whanau had to relocate to other areas in order to survive.

Most painful for our people was the loss of tribal mana and Tino Rangatiratanga as was promised under the Treaty of Waitangi.

Because of the impending closure of Tokanui Hospital, we now wish to re-establish our Turangawaewae.

We therefore ask that the Crown return to us that land that was taken under the Public Works Act 1908.

We also ask that the Crown assist us in establishing the initiatives we envisage setting in place to help create employment not only for Maori but for Pakeha as well.

Legal Counsel.

We ask the Tribunal to provide funds for the appointment of a Legal Counsel.

We wish the claim to be heard at Mangatoatoa Marae

Te Mawhai Road

TE AWAMUTU.

And we seek urgent hearing as the Block will become surplus in 1995 (actual date yet to be determined).

We reserve the right to make amendments and the Tribunal is asked to note that a future claim may be lodged on behalf of our people.

We believe the following persons and organisations should be notified (see list).

And we may be contacted at - 263 Manapiko Street

TE AWAMUTU. Phone: 871 3186.

No reira e Rau Rangatira ma, noho ora mai i roto i nga manaakitanga or te Matua nui.

Heoi ano na matau.

MANGA MANIAPOTO RESEARCH COMMITTEE & KAUMATUA

MANGATOATOA

Jachie Rob Te ...
William Piriwiritua Remi Hughes
Jocelyn Johnson
Robert Hingi Guiot
Charles Michael Ford
Taitoko
Maniapoto
Kutu Hoariri Forehan
Tiriti-O-Waitangi Tawera
Teremoana Elliott (nee Emore)

Mary Pareiewhata Hughes Nee Murachi
Renpeura Te Hewa
Kokiko
Wiripine M. Ford (nee Tetteria)
Hone George Murachi
Evana Ellen Murachi (nee Mokau)
Ted Newton
Peter Whaapanga Kororeti
M Parraman

We believe that the following persons and organisations should be notified of the Claim:

01 **The Prime Minister;** The Rt Hon. Mr Jim Bolger.

02 **The Minister of Health;** The Rt Hon. Mrs Jenny Shipley.

03 **The Minister for Crown Health Enterprises;** The Rt Hon. Mr Paul East.

04 **The Minister of Justice;** The Rt Hon. Mr Doug Graham.

05 **The Minister of Maaori Affairs;**The Rt Hon. Mr John Luxton.

06 **The Minister of Lands;**The Rt Hon. Mr Denis Marshall.

07 **The Commissioner of Crown Lands;** Mr Johny Edmonds.

08 **The Member for Western Maaori;** The Rt Hon. Mr Koro Wetere.

09 **Chief Executive Officer, Health Waikato CHE,** Dr Tony Cull.

10 **General Manager, Mental Health, Health Waikato CHE;** Mr Graeme Higgs.

11 **General Manager, Support Services, Health Waikato CHE;** Mr Tony Palmer.

12 **Chairman; Tainui Maaori Trust Board,** Ngaruawahia.

13 **Chairman; Maniapoto Maaori Trust Board,** Te Kuiti.

14 **Chairman; Ngaati Raukawa Trust Board,** Tokoroa.

15 **Chairman; Hauraki Trust Board,** Paeroa.

16 **Chairman; Tuuwharetoa Maaori Trust Board,** Turangi.

17 **Waipa Regional Council;** Te Awamutu.

18 **Otorohanga District Council,** Otorohanga.

19 **Ngaati Paretekawa Kaumaatua,** local.