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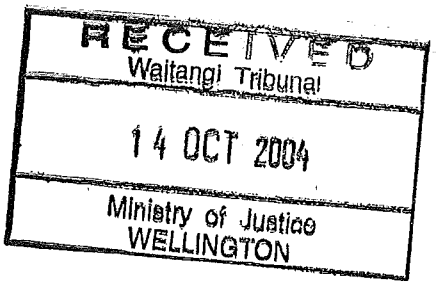
Wai 898, #1.1.58(a)(i)
Wai 998, # 1.1(a)

4 Noho Street
Kakahi 2650



10th October, 2004

To the Registrar
Waitangi Tribunal
PO Box 5022
Wellington

Claimants:

John Graham Manunui	4 Noho Street, Kakahi 2650
Tui Epiha	13 Te Pohue Street, Omori, RD 1, Turangi
Dorothy Norman	Pukawa Village, RD 1, Turangi

We the above named, lodge this statement of claim for and on behalf of ourselves and the people of Ngati Manunui.

Background:

Ngati Manunui is a hapu of Ngati Tuwharetoa. Ngati Manunui traditionally occupied lands situated on the western shores of Lake Taupo between Pukawa and the Kuratau River, including such lands that lay westwards to the headwaters of the Whanganui River.

Claim:

1. We state that the Crown as a partner to the Treaty of Waitangi failed to honour the principles of the Treaty of Waitangi;

2. That the Crown introduced institutions, acts, regulations and other statutory instruments that enhanced the Crowns position to that as a senior partner to a treaty;

3. That the Crown through its institutions, acts, regulations, proclamations and other notices actively pursued a land purchasing/alienation policy including the taking of resources which diminished the spiritual, cultural and socio-economic well being of the people of Ngati Manunui;

4. The Crown through the Native Land Court introduced a system of title investigation and allocation which impacted on the tribal landscape of Ngati Manunui;

Primary Block – Waituhi Kuratau (15,792 acres)

Immediately following title investigation and allocation in 1886, the Crown;

- Imposed restrictions on title [The Native Land alienation Act 1884]
- Primary block subdivided creating further costs [survey charges] and restrictions on title
- Parts of these subdivisions alienated to the Crown in lieu of survey fees;
- We also allege that a land purchasing agent acting for the Crown namely; Mr Lawrence Grace manipulated the processes of the court hearings by inserting the names of his children in different partitions of this block. Mr Grace was then appointed to act as Trustees for his children [being minors]. The shares of his children were soon sold to the Crown
- Mr Grace further manipulated the process by securing survey liens held by the court in respect of this block thereafter these liens were sold to the Crown/Private purchasers
- Mr Grace as Trustee acting for his children [being minors] promptly selling the interests of his children [they derived from Ruingarangi Rotorua of Ngati Manunui] to the Crown
- Between 1900-1971: Land held by Maori owners taken under the Public Works Act for the construction of a road without compensation
- 1954-1971: Land taken under the Public Works Act for Scenery Preservation
- 1961: Land taken under the Public Works Act for Water Power Development

Primary Block – Pukawa (14,457 acres)

Partition of Primary Block – Pukawa 1, 2, 3, 4, & 5 and sub divisions

Immediately following title investigation and allocation in 1886 the Crown;

- Imposed restrictions on title [The Native Land Alienation Act 1884]
- Primary block subdivided creating further costs [survey charges] and restrictions on title
- Parts of these subdivisions alienated to the Crown in lieu of survey fees
- The actions of Mr Grace acting as land purchase officer for the Crownbin respect of this Block. We allege Mr Grace manipulated the court process, his role as trustee for minors and the selling of their interests to the Crown
- Parts of this block taken under the Public Works Act for a road without compensation
- Foreshore land taken under the Public Works Act for Scenery Preservation

Primary Block – Hohotaka (15, 000 acres)

Following title investigation and allocation the Crown;

- Imposed restrictions on title [The Native Land Alienation Act 1884]
- Primary block subdivided creating further costs [survey charges] and restrictions on title
- Parts of these subdivisions alienated in lieu of survey fees
- Land taken under the Public Works Act for road without compensation

Harvesting of Indigenous Timber on Waituhi Kuratau/Pukawa/Hohotaka/Manunui Land Blocks

Crown actions, concerning its indigenous timber policy of engagement that was prejudiced towards Ngati Manunui. The Crown and agents acting for the Crown put in place policies that were designed to retard economic prosperity for Ngati Manunui. We allege:

- Between 1900-1949: The Crown placed restrictions on all millable timber contained within the above mentioned blocks prohibiting the sale or purchase of timber to any other party except the Crown
- The Crown set a nominal fee for "stumpage" therefore any financial return for Ngati Manunui would be at a reduced rate;
- All Indigenous timber was harvested and exported for the benefit of others except Ngati Manunui
- Royalty payments withheld in some cases not paid at all by the Crown causing great hardship for Ngati Manunui

Relief Sought

We seek from the Waitangi Tribunal a finding that Ngati Manunui has been prejudicially affected as stated in this claim and a recommendation to the Crown for:

1. A finding that the Crown breached the principles of the Treaty of Waitangi;

2. A recommendation for the return of such lands, forests and other resources which are still in Crown ownership including such reserves and conservation land and compensation for lands taken by the Crown;

3. A recommendation that the Crown compensate Ngati Manunui for the prejudice suffered as a result of such acts, omissions, legislation and practises of the Crown;

4. A recommendation that Ngati Manunui be compensated for the loss of an economic base and any other relief the Tribunal sees fit;

5. We ask to amend this claim at a date.

Legal Representation

The Tribunal is notified that legal council for Ngati Manunui is

Mr Wayne Johnson
PO Box 50039
Porirua

Ph: 04 236 7270

Notice of this claim should be forwarded to:

The Crown Law Office
The Office of Treaty Settlements
Other interested of affected parties

John Graham Manunui
Tui Epiha
Dorothy Norman

Signed by John Manunui .....

Dated this day 10th October, 2004