

## Terms of Reference for Iwi Working Group

### **Background**

A review of the governance entities set up under the Maori Fisheries Act 2004 has been underway since February 2014. The reviewer was appointed in August 2014 and his review report was released on 6 March 2015. That review recommends certain changes should be made to those governance entities to ensure that, in the reviewer's opinion, the optimum mix of benefits of the fisheries settlement are delivered to its beneficiaries.

Each entity under review may provide a plan as to how it will deal with the review recommendations and these are to be distributed by 6 May 2015 – Te Ohu Kaimoana intends distributing such a plan. A general meeting must be held no later than 4 June 2015 at which iwi will have the opportunity to vote on those recommendations.

The reviewer has recommended that a working group be set up to ensure that iwi are well informed about the review report prior to the general meeting to discuss its recommendations.

Te Ohu Kaimoana agrees that it is crucial that iwi are fully informed about any changes proposed and the consequences of those changes, prior to decisions being taken. The Board of Te Ohu Kaimoana therefore proposes to establish a committee to work with it to, amongst other things:

- encourage iwi to understand and engage with the review report recommendations prior to the special general meeting
- assist in the development of the Te Ohu Kaimoana plan to be distributed to iwi
- report back to the Board on their findings.

### **Purposes of Iwi Working Group**

The purposes of the Iwi Working Group (IWG) are:

1. To analyse the recommendations and any other findings contained within the review and to assess its consequences for the beneficiaries
2. To inform iwi of the recommendations and findings, and their consequences, and to seek iwi views on them

### **Tasks**

The IWG will be supported by technical staff from Te Ohu Kai Moana and others, where necessary and approved by the Board. Its key tasks will include:

- analysing the review report recommendations and developing information about the pros and cons of the proposals for discussion with iwi
- refining the review report recommendations into resolutions that can be voted on at the special general meeting
- communicating kanohi ki te kanohi with iwi about the recommendations and consequences of the recommendations and seeking feedback on any measures proposed by the IWG

- Encouraging iwi to participate and ultimately vote at the general meeting
- Where required, identify improvements to the reviewer's recommendations

To ensure that the Board is fully informed of the work programme, the Committee will be chaired by a member of the Te Ohu Kaimoana Board. At this stage it is envisaged that the IWG will meet:

- Twice initially to confirm work programme, examine, analyse and agree the information to be distributed to iwi
- Up to eight times around the country to consult and discuss the review report recommendations and any refinements proposed with iwi
- Once following to refine recommendations after the hui with iwi back to the Te Ohu Board
- To attend the special general meeting, with the chairperson or other nominee to address the hui

### **Timeframes**

The timeframes for the work of the IWG will be compressed, due to the statutory requirements of the Maori Fisheries Act. Its work will need to be completed in two stages:

1. Analysis of review report, presentation and discussions with iwi, feedback on discussions and recommended responses to better inform Te Ohu Kaimoana in the development of its plan to iwi; and
2. Refined recommendations and resolutions able to be provided to the Te Ohu Kaimoana Board prior to the special general meeting.

It is envisaged that the IWG will speak to its discussions at the special general meeting, but no written report need be prepared. At this stage the proposed timeframes are as outlined in **Appendix 1**.

### **Criteria for appointment**

Each individual member must have:

- Knowledge of the Maori fisheries sector, ideally within the Treaty settlement context
- Understanding of the current roles and functions of Te Ohu Kai Moana, Aotearoa Fisheries Limited, Te Putea Whakatupu Trust and Te Wai Maori Trust
- Deep networks within iwi and Maoridom

Collectively the IWG must possess:

- Commercial knowledge and experience
- Customary fisheries expertise, including an understanding of freshwater fisheries
- Developed analytical and communication skills

## **Proposed Membership**

In addition to the criteria noted, it is important that a cross-section of iwi members are involved as members of the IWG. Therefore attempts will be made to ensure that the membership is, as far as is possible representative:

- geographically
- of both big and small iwi

To achieve the mix of skills by criteria and representation, it is proposed that the IWG consist of up to 8 members, in addition to the chairperson which will be a current Te Ohu Kaimoana director.

## Appendix 1

Date	Activity	Who
Week ending 7 March	Chief Executive to contact proposed IWG members to determine availability	Te Ohu
Week ending 20 March	<ul style="list-style-type: none"> <li>• First meeting of IWG to discuss workplan, determine process and begin analysing review report</li> <li>• Organisation of dates/venues with iwi Te Ohu staff prepare presentations under directions of IWG for use at iwi presentations</li> <li>• Notifications to iwi go out inviting them to meet with IWG</li> </ul>	IWG, Te Ohu  Te Ohu  IWG, Te Ohu
23-25 March	NOTE: Workshop, Conference and Hui a Tau these days in Auckland. Hui a Tau to include an update on review/IWG	Te Ohu
Week ending 27 March	Second meeting of IWG to finalise presentations	IWG
Week ending 3 April	First week of hui with iwi (aim for 1 hui)	IWG/iwi
Week ending 10 April	Second week of hui with iwi (aim for 2 hui)	IWG/iwi
Week ending 17 April	Third week of hui with iwi (aim for 2 hui)	IWG/iwi
Week ending 24 April	Fourth week of hui with iwi (aim for 3 hui)	IWG/iwi
Week ending 1 May	<ul style="list-style-type: none"> <li>• Any remaining hui with iwi to be completed</li> <li>• IWG meets to wrap up hui process, feedback to Te Ohu</li> </ul>	IWG IWG/Te Ohu
1 May-6 May	Te Ohu finalises its plan	Te Ohu
6 May	Te Ohu distributes its plan	Te Ohu
6 May-4 June	Te Ohu prepares any required information for IWG to present at SGM	Te Ohu
No later than 4 June	Special General Meeting – members of IWG in attendance to feedback work to iwi	IWG