



Q4 REPORT

01/07/2020 - 30/09/2020

Te Ohu
Kaimoana




TE HĀ O TANGA ROA KIA ORA AI TĀUA

SUMMARY

This briefing for Iwi provides an overview of Te Ohu Kaimoana's work against the 2019/20 Annual Plan and covers the period 01/07/2020 - 30/09/2020.

PUBLISHED BY

Te Ohu Kaimoana
24/11/2020

Te Ohu
Kaimoana




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KARAKIA

Poua ki runga

Poua ki raro

Poua ki tāmoremore nui nō papa

Poua ki tāmoremore nui nō rangi

E rongo he aio

Tēnā tawhito pou ka tū

E kore e uea

E kore e unuhia

E kore e hinga

E kore e wharara

Tēnei te pou ka tū, e hai!



EXECUTIVE SUMMARY

Tēnā koutou katoa,

This is Te Ohu Kaimoana's fourth quarterly (Q4) report to Iwi against the 2019/20 Annual Plan and covers the period 1 July to 30 September 2020.

The key strategies and work streams for the year are:

1. maintaining and growing positive relationships with Iwi and key stakeholders;
2. reorganising Te Ohu Kaimoana's capacity for the future;
3. developing and responding to initiatives to protect and enhance Māori fisheries rights; and
4. completing statutory duties.

As with our previous quarterly reports, this report has been developed to give more regular insight into the work the organisation undertakes on behalf of Mandated Iwi Organisations.

For the fourth quarter of the 2019/20 year, Te Ohu Kaimoana delivered its services within budget of the 2019/20 annual plan at a cost of \$2.7m against a budget of \$2.6m – a \$0.1m variance.

As always, we welcome your feedback on the structure and content of our reporting.

Noho ora mai rā,



Dion Tuuta
Te Mātārae
Te Ohu Kaimoana

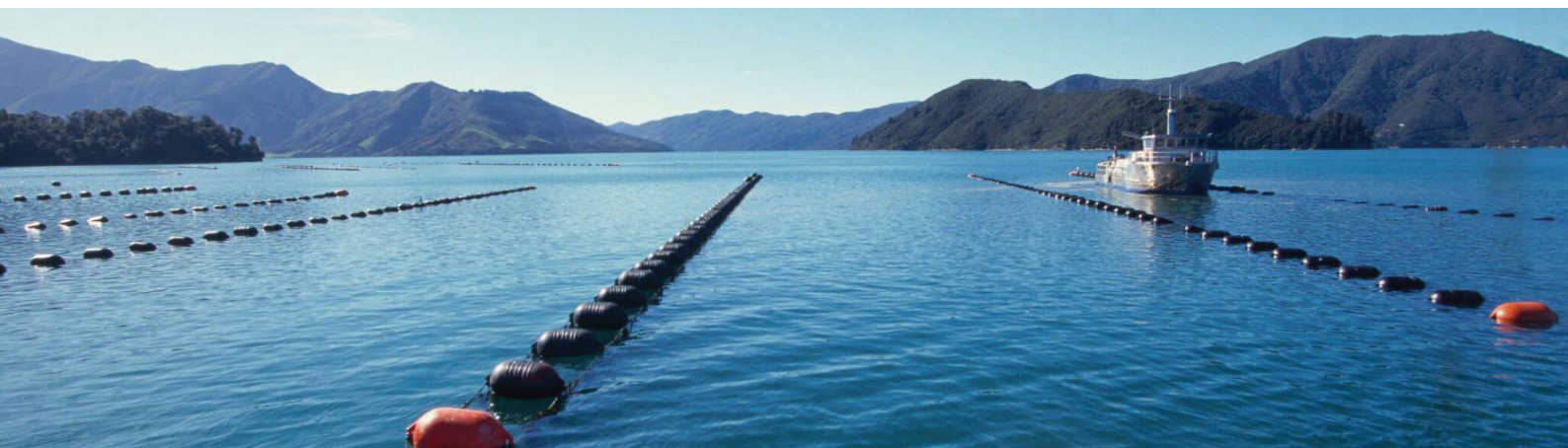


THE NEW SPACE AQUACULTURE SETTLEMENT

On 6 August 2020 the Minister of Fisheries introduced the Maori Commercial Aquaculture Claims Settlement Amendment Bill to Parliament.

The Bill will provide Te Ohu Kaimoana with greater flexibility to allocate and transfer aquaculture settlement assets and is based on a proposal we co-developed with Iwi in 2018 that seeks to amend some of the requirements in the Maori Commercial Aquaculture Claims Settlement Act 2004 that are preventing Iwi in certain regions from accessing their aquaculture settlement assets.

We are pleased the Minister championed the importance of these amendments and that he was able to introduce the Bill within the last term of government. We expect to see the Bill passed early in the term of the new government.



RESOURCE MANAGEMENT ACT MATTERS

We are evaluating the wider ramifications on the Court of Appeal's decision in Attorney-General v The Trustees of the Mōtītī Rohe Moana Trust (the 'Mōtītī Case') for the Fisheries Settlement. The Court found that regional councils can impose fishing controls under regional plans through the RMA if they are not expressly meant to control fishing. The Court presented guidelines for councils to consider but much will depend on the specific circumstances of each situation. There are already three regional councils that are considering introducing fishing controls. These are as follows:

- Northland: the Bay of Islands Maritime Trust Inc and Forest & Bird have appealed against the Northland Regional Plan seeking that new rules be inserted to prohibit fishing in certain areas. They are supported by Te Uri o Hīkiahiki hapū and Ngati Kuta. Te Ohu Kaimoana has joined the proceedings to ensure the implications for the Deed of Settlement are made clear to the Court.
- Taranaki: Mediation for these proceedings occurred on 20 August in New Plymouth. The plan did not include any provisions related to fisheries management, and this appellant appears to be seeking controls that have that effect to be included.
- Marlborough: Controls that would affect fishing were introduced into the planning process being run by the Marlborough District Council. Forest & Bird, Friends of Nelson and Tasman Haven, and the EDS have appealed those rules and are asking for broader controls.

HECTOR'S AND MĀUI DOLPHIN THREAT MANAGEMENT PLAN

We have been working on both international and domestic issues that arise from the release and implementation of the Hector's and Māui Dolphin Threat Management Plan.

Domestically, we have been working with FNZ and Fisheries Inshore New Zealand to transition fishers into new methods that don't come under the new restrictions for the Hector's and Māui Dolphin Threat Management Plan. This will enable some fishers to continue to operate and potentially lessen any flow on effects to quota value and pātaka access.

Internationally, Sea Shepherd Legal, Sea Shepherd New Zealand Ltd., and Sea Shepherd Conservation Society petitioned the U.S. Department of Commerce and the National Oceanic and Atmospheric Administration (NOAA) to ban importation of commercial fish or products from fish that have been caught with commercial fishing technology that results in incidental mortality or serious injury of Māui dolphin in excess of United States standards.

We provided a response to NOAA that focussed on New Zealand's fisheries management system and the Government's legislative obligations in the context of Te Tiriti o Waitangi between the Crown and Māori. NOAA has just dismissed the case brought by the Sea Shepherd organisations. We will provide further details in due course.



PARTICIPATION IN REGIONAL FISHERIES MANAGEMENT ORGANISATIONS

We engaged in fisheries negotiations for the Pacific Region. Te Aomihia Walker joined the New Zealand delegation for the Science Committee Meetings for both the Commission for the Conservation of Southern Bluefin Tuna (CCSBT) and the Western and Central Pacific Fisheries Commission (WCPFC). Kim Drummond and Jesse Rihia also joined the New Zealand delegation for the South Pacific Regional Fisheries Management Organisation (SPRFMO) Science Committee. The Science Committee meetings were held virtually due to travel restrictions with COVID-19.

The key areas negotiated, by member states of SPRFMO, CCSBT and WCPFC, include:

- Bottom fisheries impact assessments.
- Latest stock assessments for the following tuna stocks: big eye, yellowfin, pacific bluefin.
- Latest stock assessment of southern bluefin tuna.

The science committees make management recommendations to SPRFMO, CCSBT and WCPFC, whose management decisions impact on our domestic settings and set the scene for how member states manage their regional fisheries, most of which are taonga to Iwi/Māori. Te Ohu Kaimoana will remain involved as these conversations continue into 2021.

TE OHU KAIMOANA QUARTERLY DASHBOARD

13



Hui with Iwi

10



Policy responses
provided to Government

47%

of recommendations
adopted for October 1
sustainability rounds

122



Hui with
Crown
agencies

6



Research and
development

Te Ohu Kaimoana engaged in a total
of 6 research projects

73k



people have seen our messaging
on social media channels

41



Hui with industry agencies

\$2.7m

Delivered
services
within budget

At a cost of \$2.7m
against a budget of
\$2.6m – a \$0.1m
variance



4k

visits to the website

FINANCIAL PERFORMANCE AGAINST PLAN

The following table summarises each area of work identified in the 2019/20 Annual Plan, by comparing actual to budgeted expenses for the quarter.

Summary of Annual Plan FY 2019/20 Goals and Objectives	Quarter 4 (1 July - 30 September 2020)		
Areas	Actual	Budget	Variance
Fisheries Allocation	221,747	285,682	63,935
Fisheries Policy	522,179	602,470	83,291
Aquaculture Allocation	125,308	212,494	87,186
Aquaculture Policy	150,389	118,360	(32,029)
Governance Services	359,992	366,161	6,169
Management Services/Relationships	1,328,772	1,055,166	(273,606)
TOTAL	2,708,396	2,643,333	(65,053)

Summary of Annual Plan FY 2019/20 Goals and Objectives	Year to date		
Areas	Actual	Budget	Variance
Fisheries Allocation	469,618	619,981	150,363
Fisheries Policy	992,533	1,197,569	202,036
Aquaculture Allocation	256,727	407,364	150,637
Aquaculture Policy	304,002	225,528	(78,474)
Governance Services	709,366	734,163	24,797
Management Services/Relationships	2,092,700	1,998,403	(94,297)
TOTAL	4,827,945	5,183,008	355,063

Please note: the figures shown in the tables above have not been audited.

COMMENTS ON QUARTER FOUR VARIANCES

In quarter four, Auckland spent 3 weeks in Level 3 lockdown and a further 3 weeks in Level 2.5 lockdown. The rest of the country spent 6 weeks in Level 2 lockdown. The restrictions on travel during this period continued to impact on areas of the plan where face to face meetings were critical. Where possible, virtual meetings were held.

Management Services/Relationships were overspent in quarter four due to the timing of projects (budgeted to occur earlier in the year). For the year, management services/relationships are overspent by \$94k due to Cambridge Associates increased fee of \$40k as Te Ohu Kaimoana implemented private equity as part of the portfolio. In addition, a provision for the statutory 4 year-audit of \$75k was made.

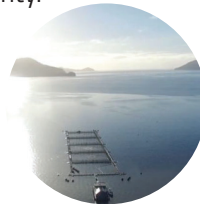
In relation to Takutai and agreed with MPI, an independent evaluation was conducted on new space aquaculture settlement. This was not part of the original work plan.

TE IKA A MĀUI - Q4

We joined proceedings to ensure the implications for the Deed of Settlement are made clear to the Court in the Bay of Islands Maritime Trust Inc and Forest & Bird have appeal against the Northland Regional Plan which seeks to insert new rules to prohibit fishing in certain areas.



EnviroStrat's investigation of potential aquaculture opportunities in the Bay of Plenty concluded in July and a hui was convened in August to discuss the findings of the report. The findings of this investigation are being used to inform further research work that will eventually enable us to provide Iwi with a review of realistic aquaculture ventures possible in the Bay of Plenty.



We have been working on both international and domestic issues that arise from the release and implementation of the Hector's and Māui Dolphin Threat Management Plan.



We responded to the Secretariat of the Convention on Biological Diversity about the draft monitoring framework and indicators for the Post-2020 Global Biodiversity Framework.

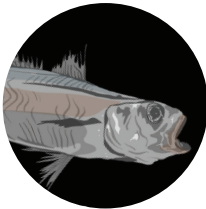


We hosted a hui of Iwi with interests in CRA3 to gain their input on the differential minimum legal sizing in Gisborne and Mahia. During this hui, Iwi reiterated that their primary concern is for the health of the marine environment. Illegal take and the recreational sector's failure to report catch were also highlighted as concerns.

TE WAKA A MĀUI - Q4

Our work with Maara Moana to rectify the line-layout issues that were first identified in March 2019 concluded. The associated settlement areas have now been correctly identified and gazetted.

We are participating in a hoki genetics research project led by Seafood Innovations Limited, Plant and Food Research and the Deepwater Group. We participated in a hui that focused on developing a framework to protect the data of this taonga consistent with Iwi aspirations, and the Māori led/claimant response to Te Pae Tawhiti - WAI262



We responded to DOC on the South East Marine Protected Area proposal. We coordinated our response with Te Rūnanga o Ngāi Tahu.



We attended the PauaMAC4 AGM in the Chatham Islands and the PauaMAC5 AGM in Invercargill to build a greater understanding of the issues on the ground and identify areas where we can provide greater support.

OPERATIONAL PERFORMANCE AGAINST PLAN 2019/20

The following summarises what Te Ohu Kaimoana worked on during Q4 in each of the highlighted areas.

FISHERIES ALLOCATION

Objective

1

Assist Iwi gain/retain MIO status and transfer population-based assets where relevant by 30 September 2020

- Te Rūnanga o Ngāti Tama have indicated they intend to seek to become ratified as the mandated iwi organisation for Ngāti Tama (Taranaki) in the first half of 2021. We are working with Te Rūnanga o Ngāti Tama to develop a project plan.
- Te Rūnanga o Te Whānau intend to become ratified as the mandated iwi organisation for Te Whānau-ā-Apanui through their historic Treaty of Waitangi settlement. We are engaged in ongoing discussions with Te Rūnanga o Te Whānau about the progress of their settlement negotiations.
- We provided further advice to Te Arawhiti on the transfer of MIO status from the Maniapoto Māori Trust Board to its future PSGE.

Objective

2

To allocate and transfer remaining settlement assets

- We continued to assist Iwi in Northern Taranaki to resolve their respective entitlements to the area of coastline between Waipingau and the Mokau River.
- We were able to transfer to Wellington Iwi coastline entitlements for the area of coastline between Titahi Bay and Turakirae.
- We continue to be engaged in discussions with Iwi with interests in LFE / SFE 20 about the allocation of that stock.

Objective

3

Facilitate agreements using statutory processes under the Act (s 181 and 182) where required

- We applied to the Māori Land Court to seek that the Court determine the coastline entitlements of Manawatū Iwi to the area of coastline between Kūkutuaki to the Rangitīkei River.

Objective

4

Make ACE available to iwi who have not received their settlement assets

- We successfully completed the April 2020 ACE tender process.
- We made further sales of disputed ACE from the October 2019 fishing year, with the revenue of such sales held in Funds on Trust until final settlement has been reached.
- We began the ACE Round process for the October 2020 fishing year, which involved disseminating Pānui 1 and relevant Deeds of Agreement to Iwi.

Objective

5

Allocate and transfer funds on trust

- The review of funds held on trust and the status of disputes is an ongoing piece of work. It was not possible to facilitate agreements between Iwi during the fourth quarter.

Objective

6

MIO and Te Ohu Kaimoana compliance with the requirements of the Maori Fisheries Act 2004

- We continued to be engaged with one MIO for which issues of compliance with the requirements of the Maori Fisheries Act 2004 have arisen. We applied to the High Court to have an independent trustee appointed to this MIO, to assist with the resolution of their issues of non-compliance.

FISHERIES POLICY - MANAGMENT SETTINGS

Objective

1

Improve managing and reporting the overall catch

- We have focussed on specific fisheries as a way of improving management outcomes. These include hoki, SCA7 and PAU3. We continue to be actively involved in designing enduring solutions to what are complex problems, with a focus on collaboration within and across sectors. In some instances, this involves participating in FNZ processes, while in others it involves working directly with participants in the fisheries.

Objective

2

Develop efficient policy tools for fisheries management

- We have focussed on key fisheries to resolve some of the outstanding issues with 28N rights. We have successfully resolved the 28N rights in SKI7 with no loss to Iwi Settlement holdings.

FISHERIES POLICY - FISH STOCK MANAGEMENT

Objective

3

Protect Māori settlement interests through continuous engagement in fish stock kōrero

- The Ministers sustainability round decisions for the 20/21 fishing were announced and our preliminary assessment was that there are a number of decisions which are unfavourable to Iwi. We filed legal proceedings against the Minister's decision to increase the TACC in SKI2 and SPO3, as the implementation of that decision would trigger 28N rights in the fishery. We subsequently gained an interim order to prevent the proposed TACC increase.
- We attended the PauaMAC4 AGM in the Chatham Islands and the PauaMAC5 AGM in Invercargill to build a greater understanding of the issues on the ground and identify areas where we can provide greater support.
- We attended the executive inshore finfish meeting and the AGM in the Chatham Islands in July 2020, to find opportunities for islanders to have greater rangatiratanga over their fisheries and exploring ways to manage the recreational sector.
- We provided MPI with feedback on their draft international fisheries strategy.
- We provided a response to Te Korowai o te Tai o Marokura pre-consultation on the re-opening of shellfish and seaweed fisheries from Conway River to Marfells Beach.
- We are participating in a hoki genetics research project led by Seafood Innovations Limited, Plant and Food Research and the Deepwater Group. We participated in a hui that focused on developing a framework to manage/protect the data of this taonga consistent with Iwi aspirations, and consistent with the Māori led/claimant response to Te Pae Tawhiti - WAI262.
- We continue to work with FNZ and DOC on a National Tuna Strategy. The Working Group will have their first meeting before Christmas. We continue to have concerns about the lack of resourcing FNZ has to fund this initiative. We will continue to attempt to influence FNZ senior leadership to better prioritise funding towards this kaupapa so that the development and implementation of the strategy is successful.
- We attended the AGM for FINZ to provide input to their Annual Plan and budget.
- We provided a response to government on Pelco



NZ's application to exceed aggregation limits in kahawai and blue mackerel fisheries. Due to the nature of their purse seine fishing operation, being a Māori whānau run business and their commitment to working with Iwi/Māori we saw fit to support their application. We also met with Pelco to discuss how they can further Māori interests in fisheries.

- We continue to engage with FNZ and FINZ on the Eastern Tarakihi Rebuild Plan.
- We attended the 16th Regular Session of the Scientific Committee (SC16) for the Western and Central Pacific Fisheries Commission via zoom conferencing. Recommendations of note from the Scientific Committee were for the Commission to take a precautionary approach to management following recent stock assessments for big eye and yellowfin showing the stock is above spawning stock biomass of 20% (therefore not overfished) but projections showing decline. We have been invited to be part of the NZ delegation for Commission in December via zoom.
- We attended the 25th Meeting of the Extended Scientific Committee (SC25) for the Commission for the Conservation of Southern Bluefin tuna (SBT) in early September. The setting of a global TAC for SBT is done every 3 years and is guided by a management procedure (MP) adopted by the Commission (which takes into account stock assessment results, CPUE etc and assesses it against particular parameters). A new MP was adopted by the Commission in 2019, which takes into account additional and more accurate information and included different parameters compared to the previous procedure. The new MP recommended that the TAC for 2021-2023 should remain the same as the TAC for the 2018-2020 period. The Science committee reviewed the data inputs into the MP, taking into account recent information, and concluded there was no reason to declare exceptional circumstances, and hence no need to modify the recommended TAC from the new MP. We were invited to be part of the NZ delegation for Commission in mid-October via zoom.
- We had two analysts join the New Zealand delegation for the South Pacific Regional Management Organisation (SPRFMO) 8th science committee meeting held virtually over microsoft teams. We were engaged in



Objective

3

Protect Māori settlement interests through continuous engagement in fish stock kōrero

discussions regarding the bottom fishing impact assessment which will be presented to the SPRFMO commission in 2021.

- We continued to participate in the SCA7 working group and sub-working and shellfish science working groups to further assist Iwi on the management of this fishery.

Rock Lobster

- We actively participated in Rock Lobster science working group processes. Our participation in these groups enables us to provide input and gain a greater understanding of the stock assessments of a range of fisheries. This, in turn, assists us in advising on management strategies.
- We participated in the Rock Lobster Working Group to gain understanding of the stock assessments being undertaken for the next April fishing year. Currently CRA1, CRA3, CRA4, CRA5 and PHC1 are scheduled to be reviewed.
- We continue to engage as a proxy for North Island Iwi and Chatham Island Iwi in the National Rock Lobster Working Group having reviewed the Terms of Reference for the group as well as looking to share more information about the group through a website and annual plan.
- We hosted a hui of Iwi with interests in CRA3, to gain their input on the differential minimum legal sizing in Gisborne and Mahia. During this hui Iwi reiterated that their primary concern is for the health of the marine environment, recognition of the lack of responsibility from the recreational sector due to their failure to report catch, the high level of illegal take in CRA3, disappointment from the Ministers decision in the April Sustainability Round's and concern over the implications for habitat from any widening of the Gisborne Port. We redirected this feedback to the National Rock Lobster Management Group, where the management framework for CRA3 will be worked through.

FISHERIES POLICY - MANAGING EFFECTS OF FISHING

Objective

4

Develop efficient mechanisms to manage effects of fishing on protected species while ensuring Māori fishing interests are protected

- We have focussed on assisting fishers' to transition successfully to operate under the new measures that are being implemented to better protect Māui and Hector's dolphins.



Objective

5

Ensure sustainability in fisheries while protecting Māori fishing interests

- We commissioned a report to identify the management process that led to the Māui and Hector's dolphin Threat Management Plan.
- We have begun preparing a response to FNZ's consultation on proposed changes to the Fisheries (Seabird Mitigation Measures – Bottom Longlines) Circular. The consultation period has been extended and now closes on 10 November 2020.
- We engaged with DOC on the Toxoplasmosis Action.
- We provided a response to the National Oceanic and Atmospheric Administration and the U.S. Department of Commerce about Sea Shepherd's petition to ban importation of commercial fish or products from fish that have been caught with commercial fishing technology that results in incidental mortality or serious injury of Māui dolphin in excess of United States standards.

- We responded to the Secretariat of the Convention on Biological Diversity about the draft monitoring framework and indicators for the Post-2020 Global Biodiversity Framework in preparation for the twenty-fourth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice (SBSTTA 24).
- We responded to the Pacific Island Forum (PIFS) about the development of the 2050 Strategy for the Blue Pacific Continent – a long-term vision for the region based on collective action. Te Ohu Kaimoana was the only Iwi/Māori organisation to provide a response to this consultation.

Objective

6

Managing effects of proposals on Māori fisheries

- We responded to DOC on the South East Marine Protected Area proposal. We coordinated our response with Te Rūnanga o Ngāi Tahu.
- We are participating in MPI's Biosecurity Act Overhaul Māori Reference group.
- We engaged with FNZ on the government response to Seachange and will work with officials and Sustainable Seas on the monitoring framework.
- We accepted an offer from MPI and LINZ to participate in the NZ Marine Geospatial Information Steering Group. The purpose of the Steering Group is to provide direction to the NZ Marine Geospatial Working Group and oversee the development and implementation of a national marine geospatial work programme
- Early in the quarter, we continued to work with



DOC and MPI on proposals to improve marine protection. There was little action undertaken on this matter in the months leading up to the election.

- We continued to participate in Sustainable Seas' Stakeholder Panel and Kāhui Group that evaluates research proposals to ensure proposed research builds on, and does not undermine, the Settlement.
- We joined the proceedings brought by Bay of Islands Maritime Trust Inc and Forest & Bird against the Northland Regional Plan. Forest and Bird have sought that new rules be inserted into the Plan to prohibit fishing in certain areas, and are supported by Te Uri o Hīkahi hapū and Ngāti Kuta. Both the Ngātiwai Trust Board and Te Rūnanga-ā-Iwi o Ngāpuhi have also joined these proceedings. We sought to join the proceedings so as to preserve our right to appeal, in the event of an unfavourable decision for the Fisheries Settlement. The hearing is likely to be held in early 2021, following an unsuccessful mediation process.
- We have met with representatives of Northland Regional Council to increase their understanding and awareness of the implications of the Mōtiti decision on the Fisheries Settlement.
- We have sought a meeting with the Resource Managers Group to discuss our position on the Mōtiti Case and to help them understand the implications of this decision on the settlement as well as likely litigation scenarios if councils choose to include fishing controls in their plans. This meeting is scheduled for the 19th of November in Dunedin.

FISHERIES POLICY - CUSTOMARY FISHING



Ensure efficient, balanced and current management of customary fishing rights

- We are continuing to assist Ngāti Porou to establish a pātaka kai. As we assist with these discussions, we are also encouraging kaitiaki within the rohe to sign up to Ikanet.
- Ngāi Tai Ki Tāmaki Trust has requested a further temporary closure to the harvest of cockles, from Umupuia Beach, Clevedon, east of Auckland. FNZ has invited submissions about the request from persons who have an interest in the cockle stock or the effects of fishing in the area. We have reached out to Ngāi Tai Ki Tāmaki Trust as well as Pare Hauraki to see if our support is needed.
- Our review of the customary fishing regime is ongoing.

AQUACULTURE - ALLOCATION

Objective

NOR

Northland:

- 1. Gain agreement between participating IAOs and the Crown on satisfying further new space settlement obligations in the Northland region;**
- 2. Gain agreement between Northland IAOs on the allocation of regional aquaculture settlement assets;**

- We continued to work with MPI to determine whether it is feasible to forecast and value the settlement obligations the Crown will owe if certain applications for spat-catching off Te Oneroa-a-Tōhē are granted.

Objective

AKL

Auckland:

- 1. Gain agreement between regional IAOs and the Crown on when and how to satisfy further new space settlement obligations in the Auckland region (at next reconciliation or before);**
- 2. Gain agreement between Auckland IAOs on the allocation of any additional regional aquaculture settlement assets;**

- The Crown owes further, and significant, new space settlement obligations to Auckland IAOs. Following early discussions with a number of the IAOs in the Auckland region about the form they would like their further new space settlement obligations to take. It is clear they would predominantly like for these assets to be in the form of cash. Work to satisfy these obligations will commence once the review of the New Space plan is completed.

Objective

WKE

Waikato (East):

- 1. Progress the delivery of actions and transfer of assets under the Waikato East Regional Agreement between IAOs and the Crown for new space settlement obligations in the Waikato (East) region;**

- We have provided Pare Hauraki with draft text of an Addendum to the Waikato East Regional Agreement, through which the transfer of settlement assets will occur. We are awaiting feedback on that draft. We continue to work with MPI to determine whether it is feasible to forecast and value the settlement obligations the Crown will owe if certain applications for spat-catching off the western coast of Waikato and in Aotea Harbour are granted.

Objective

WKW

Waikato (West):

- 1. Gain agreement between IAOs and the Crown on satisfying new space settlement obligations in the Waikato (West) region;**
- 2. Gain agreement between Waikato West IAOs on the allocation of regional aquaculture settlement assets;**

- We continued to work with MPI to determine whether it is feasible to forecast and value the settlement obligations the Crown will owe if certain applications for spat-catching off the western coast of Waikato and in Aotea Harbour are granted.

Objective

BOP

Bay of Plenty:

- 1. Gain agreement between Bay of Plenty Iwi and the Crown on satisfying new space settlement obligations in the Bay of Plenty region;**
- 2. Gain agreement between Bay of Plenty IAOs (and Te Rūnanga o Te Whānau) on the allocation of regional aquaculture settlement assets;**

- Iwi have requested that investigations for suitable water space within the Bay of Plenty region be carried out. Site surveys undertaken in August suggest there is ample suitable water space within the Eastern Bay of Plenty region over which Aquaculture Settlement Areas could be placed. In late September, grab samples were taken at the sites that have already been surveyed – we await the technical reports that will profile these sites.
- EnviroStrat's investigation of potential aquaculture opportunities in the Bay of Plenty was concluded in July and a hui was convened in August to discuss the findings of the report. The findings of this investigation are being used to inform further research work that will eventually enable us to provide Iwi with a review of realistic aquaculture ventures possible in the Bay of Plenty.

Objective

WGN

Wellington:

- 1. Gain agreement between IAOs on the allocation of settlement assets in the Wellington region;**

- This work was paused until the allocation of fisheries settlement assets in the Wellington region is resolved. With that issue now resolved, work will resume on the allocation of Wellington aquaculture settlement assets in Q1 of the 2020-21 financial year.

Objective

TAS

Tasman:

- 1. Facilitate the allocation of settlement authorisations to jointly owned iwi companies in the Tasman region;**

- Maara Moana has now rectified the line-layout issues that were first identified in March 2019, meaning the associated settlement areas have now been correctly identified and gazetted. We are pleased this item of work is now concluded.

Objective

MAL

Marlborough:

- 1. Facilitate IAOs participation in any processes to consider the proposal to relocate certain NZKS salmon farms pursuant to s 360A of the Resource Management Act 1991;**
- 2. Gain agreement between IAOs and the Crown on satisfying further new space settlement obligations in the Marlborough region**

- During the quarter, no progress was made on the proposal that the Minister of Fisheries use his powers under section 360A of the Resource Management Act 1991 to alter the Marlborough Sounds Resource Management Plan to allow the relocation of particular salmon farms in the Marlborough Sounds. However, we were alerted to issues relating to the Marlborough Environment Plan that may impact on that proposal. We are working to understand, and resolve, those issues.

Objective

STH

Southland:

1. Gain agreement between Te Rūnanga o Ngāi Tahu and the Crown on satisfying new space settlement obligations in the Southland region;

- In August, the Minister of Fisheries gazetted Te Rūnanga o Ngāi Tahu's proposed Aquaculture Settlement Area (ASA) off the north-eastern coast of Rakiura. At the same time the Minister extended the deadline to enter a new space agreement for the Southland region to 30 April 2021, to allow sufficient time to resolve outstanding issues ahead of the finalisation of the regional agreement.

Objective

NEW

New Space Plan:

1. Finalise the first statutory review of the Minister's New Space Plan.

2. Assist IAOs and the Crown to agree the value and form of additional new space settlement assets where applicable;

- Together with FNZ, we jointly commissioned an independent review of the benefits of the new space aquaculture settlement. The evaluation will help the Crown to understand whether there are improvements that can be made to how the new space aquaculture settlement is delivered. We have worked with the independent evaluators to refine their draft and we now await their final report. We have agreed with FNZ that the recommendations from the report will be implemented through the finalisation of the first review of the Minister's New Space plan, due to be completed by March 2021.

Objective

TRA

Transition: Assist Iwi to transition their PSGE to a new IAO where required

- We provided further advice to Te Arawhiti on the transfer of IAO status from the Maniapoto Māori Trust Board to its future PSGE.

Objective

STA

Meet statutory requirements

- In accordance with our Funding Agreement with the Minister for Fisheries, we provided a report outlining our activities undertaken in the third quarter.

Objective

MPI

Maintain relationship with MPI officials

- We meet regularly, and work collaboratively, with MPI officials within the Aquaculture Unit in Fisheries New Zealand.

AQUACULTURE - POLICY

Objective

1

Objective 1: Protect the interests of iwi in aquaculture by collaborating with iwi, the aquaculture industry and government to identify and address any threats to aquaculture

- We continue to participate in the Te Oneroa-Tōhē mussel spat working group. Restrictions owing to COVID-19 have made it difficult to meet in person, which has delayed the progress of the working group. Positively however, an agreed Code of Practice has been signed by all permit holders. The working group is now focused on forming a management committee that will monitor and enforce the Code of Practice while working on community and environmental initiatives.

Objective

2

Objective 2: Open Ocean aquaculture;

- 1. Contribute to the design of a sensible policy framework to guide open ocean aquaculture developments.**
- 2. Work with MPI and iwi to develop a sensible settlement framework to account for open ocean aquaculture developments.**

- In light of COVID-19, FNZ has narrowed its open ocean policy programme to focus on assessing what regulatory and investment settings are required to efficiently accelerate sustainable open ocean aquaculture growth. We convened a meeting with iwi and FNZ in July where this reduced work programme was discussed and have used iwi feedback from that meeting to help FNZ shape its engagement policy for the coming months, and to feed into a briefing to the Minister.
- We have inputted into FNZ's development of best practice monitoring guidelines for marine mammals, seabirds, water quality and benthic impacts on open ocean farms.

Objective

3

Objective 3: Work with MPI officials to ensure a Bill is introduced to Parliament to amend the Maori Commercial Aquaculture Claims Settlement Act 2004;

- During the quarter, the Minister of Fisheries introduced the Maori Commercial Aquaculture Claims Settlement Amendment Bill into Parliament. The Bill awaits its first reading.

MAORI FISHERIES ACT 2004 REVIEW IMPLEMENTATION

The government is not progressing the review at this time as matters continued to be stalled at the political level.

GOVERNANCE & MANAGEMENT SERVICES

Wayne Panapa and Emily Vaka'uta were successfully appointed as independent members of the Audit and Risk Committee and Portfolio Management Services Limited Board. Wayne Panapa is currently acting Chief Executive Officer for Ngati Porou. Emily Vaka'uta is Chief Financial Officer for Sringload, an independent digital agency located in Wellington.

Te Ohu Kaimoana are currently conducting a review of Cambridge Associates, investment advisors for the portfolio. Cambridge Associates were appointed as Te Ohu Kaimoana's investment advisors in 2014.

HR & INFRASTRUCTURE

Ngahia Rehu-Murchie (Ngāi Tahu) has recently rejoined our finance team on a fixed term basis until March 2021. Ngahia left Te Ohu Kaimoana in 2019 to take up a position as a Senior Auditor at EY.

COMMUNICATIONS

Provide regular quarterly updates to Iwi and other stakeholders on the work of Te Ohu Kaimoana and subsidiaries

- Te Ohu Kaimoana's third quarter report was published on our website and sent to Iwi in August. A copy of this report is available by clicking [here](#), or by visiting the Governance Reporting section of our website. Our third quarterly dashboard accompanies this report and provides a snapshot of important metrics Te Ohu Kaimoana has achieved for the quarter.



- The communications team is finalising the first edition of Te Korowai o Tangaroa, our new Te Ohu Kai Moana Group magazine. If you are interested

in promoting work your Iwi has been involved in, profile someone special in your rohe, or you have a story to tell, please contact our Kūrae Kōrero Bede Dwyer and let him know: bede.dwyer@teohu.maori.nz or 021 073 9684.

Build and maintain effective relationships with Iwi and other stakeholders

- With the cancellation of the Māori Fisheries Conference in March, we started to prepare a series of regional hui with iwi across the motu for August and September. The purpose of these hui was to provide iwi with an update on key activities and issues from Te Kahui o Te Ohu Kaimoana and to hui-tahi-ā-tinana. However, in the lead up to the hui a second lockdown in Auckland also cancelled this series.
- As part of our preparation for these hui, we ran a short survey to ask iwi about success looks like for their people in their rohe now and into the future, and how the Trusts and companies can assist to achieve those aspirations. Although the Trusts weren't able to present on this at the scheduled hui, the feedback provided was valuable in the development of our Annual Plans for the 2020-21 financial year.
- For the third consecutive year, we commissioned UMR Ltd to undertake an independent survey of Mandated Iwi Organisations and Asset Holding

- **Companies.** The purpose of the survey is to help Te Ohu Kaimoana understand what is going well and identify any areas of improvement both in our performance and focus. As the third year, a clear baseline is now established. We have been able to identify both positive trends of improvement around overall performance and the importance of Te Ohu Kaimoana's role and some areas for us to review our focus, such as reflecting the value we place on input from iwi. A more detailed analysis of the survey results will be available in this year's annual report.
- In August we extended an invitation to iwi for their kaimahi to learn more about the history of the fisheries settlement and ACE rounds. We have held these conversations a few times over the last year and have found them to be really beneficial. For iwi, they've helped to build institutional knowledge within their organisations about the fisheries settlement and enabled their kaimahi to gain greater context around why we participate in ACE rounds. And for Te Ohu Kaimoana, we have really enjoyed the opportunity to make connections with kaimahi, learn more about their roles and how we can assist with their work. We are really keen to continue having these conversations, if you're interested in having us meet with your kaimahi about the history of the fisheries settlement and ACE rounds please get in contact with Tamar Wells (tamar.wells@teohu.maori.nz).
- In September, we supported family-owned Chatham Island Food Co. to speak with RNZ's Jesse Mulligan. When seventh generation Chatham Islander, Delwyn Tuanui heard an interview on RNZ Jesse Mulligan's show about fish from the Chatham Islands, he wanted to provide a different perspective. We arranged for Delwyn to speak on Mulligan's show to discuss the importance of fishing and working with local fishermen to supply quality, fresh fish to New Zealand and Australia. The full interview with Delwyn on RNZ is available [here](#).
- We have been taking part of the newly established Iwi Communications Forum. The forum was initiated by Waikato-Tainui to support, collaborate and share information about iwi responses to COVID-19. Te Ohu Kaimoana has joined weekly forums to share about the meal deals offered by Moana New Zealand and other relevant news from the Māori Fisheries sector. We were also part of the organising committee for the first national hui and secured funding for towards the event.

Promote good relationships through industry and government

- In early July, we met with the Commercial Fisheries Communications Forum to discuss various kaupapa the industry is currently involved in, and also the challenges it's facing. Represented at the Forum were Te Ohu Kaimoana, Sealord Group Ltd, Moana New Zealand, Sanford, Talley's and Seafood New Zealand.
- The Ministry for Primary Industries also joined the meeting and advised of a new campaign aimed at recruiting New Zealanders into the primary industry. We've contacted MPI regarding specific advertising for Māori in their campaign, especially in regard to fisheries and offered our assistance.
- We worked with Moana New Zealand on a media release announcing Hinerangi Raumati-Tu'ua's appointment as the Chair of Moana New Zealand. We also announced new Moana New Zealand directors, Mavis Mullins and Glenn Hawkins who succeeded Jamie Tuuta and Whaimutu Dewes respectively.

Promote Te Ohu Kaimoana as a source of expert advice and information

- Over the quarter we sent eleven pānui to iwi during, covering the following topics: Te Ohu Kaimoana's response to Fisheries New Zealand on the review of Sustainability Measures for 1 October, the implications of the updated Hector's and Māui Dolphin Threat Management Plan, new appointments to the Board of Moana New Zealand, the implications of the Mōtiti Case, the Iwi Satisfaction Survey and the Regional Hui with iwi.



Join us for a kōrero: history of the Māori fisheries settlement and ACE rounds 101

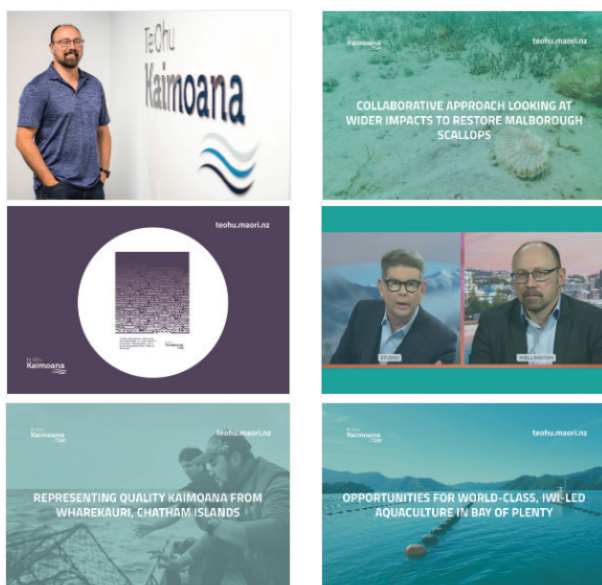
We've had a few requests, so we're keen to kōrero with your kaimahi about the history of the fisheries settlement and ACE rounds.

[Read More](#)

- From July to September, we published four responses to Government. This includes a response on Fisheries New Zealand's review of sustainability measures for the 1 October 2020 fishing year, the Department of Conservation and Ministry for Primary Industries' proposed South East Marine Protected Areas, the Department of Conservation's 'Giving effect to Treaty principles' document and our peer review of the draft documents for the Post-2020 global biodiversity framework. These responses can be viewed [here](#).



- We published 18 news stories on our website during the third quarter regarding COVID's impact on kaimoana exports, policy responses, congratulating Whakatōhea on their efforts to develop mussel farming in Waiariki, rāhui in marine areas, Dion's interview with John Campbell on TV1's Breakfast, and announcing Dion's departure as Te Mātārae o Te Ohu Kaimoana. These articles and more can be found here or by visiting the 'Publications' – 'News' section on our website.



Host a successful Hui-a-Tau and Māori Fisheries Conference

- This is usually the time of year where planning for the next Māori Fisheries Conference occurs. Due to the uncertainty COVID-19 has brought for events,

especially national hui such as the Māori Fisheries Conference, we postponed planning during this time. Te Ohu Kaimoana will decide whether to run the 2021 Māori Fisheries Conference in December.

Support internal culture and capability

- In July, the organisation moved to a new online intranet and document management system – Te Waharoa o Tangaroa. Over the quarter we have supported staff to adjust to the new platform, including best practices, maintaining our security, and navigating the platform to find key information. The communications team have been keeping the Te Waharoa updated with relevant, daily news stories, new pages with resources and essential organisation information like a dedicated health and safety information page.

Grow the awareness and influence of Te Ohu Kaimoana

- Over the quarter we focussed on increasing our social media activity. We published 39 posts to our Facebook page, an increase from 28 the previous quarter. We reached approximately 73,000 people with our messaging across social media channels – almost double the reach from the previous quarter.
- Our website visitors remained steady with approximately 4,000 visits during the fourth quarter. We also updated our website analytics which now tally the number of document downloads – 351 documents were downloaded from our website over the quarter.
- Te Ohu Kaimoana published one media release during the fourth quarter announcing Dion Tuuta's departure as CEO of Te Ohu Kaimoana to take up the role of CEO for his iwi organisation, Te Kotahitanga o Te Atiawa, in Taranaki.
- Te Ohu Kaimoana engaged in a number of media enquiries over the quarter, resulting in coverage on TV1's Breakfast with John Campbell, RNZ's Checkpoint and Morning Report and Te Karere. Dion Tuuta spoke about Māori Fishing Rights and the quota management system, his constructive relationship with former Minister of Fisheries Stuart Nash, the impact of the Māui and Hector's Dolphin Threat Management Plan on Māori Fishers and the introduction of Maori Commercial Aquaculture Settlement Act to parliament.



Te Ohu
Kaimoana
