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Mana, Whānau and Full and Final Settlement

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Matiu Tai Ratima

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Abstract

A study is presented which describes and critiques the process of the settlement of Māori claims with respect to Crown acts or omissions which breach the principles of the Treaty of Waitangi. Attention has been focused on the rights of whānau and hapū within the process of direct negotiation, and an unsuccessful attempt by the Whakatōhea iwi of the Eastern Bay of Plenty to negotiate a settlement of their claims has been considered as a case study of direct negotiation. The views of seven participants involved in Whakatōhea's negotiations have been used to gain insight into the process and to help identify some key obstacles to Treaty settlement. Finally, the positions adopted by the Crown and various Māori groups, with regard to the obstacles identified, are discussed and some suggestions have been made which might provide a focus for future discussion on the subject of direct negotiation.

He Mihi

Ko Makeo te maunga

Ko Waiaua te awa

Ko Waiaua te marae

Ko te Whakatōhea te iwi

Tēnā koutou katoa

Kei te mihi, kei te tangi. Kei te tangi ki a rātou mā kua takahia te ara ki mua i a tātou katoa. Koutou kua whetūrangitia, ngā kāwai rangatira o Te Whakatōhea, otirā ngā mate o tēnā marae, o tēnā marae, o tēnā kāinga, o tēnā kāinga. Haere koutou, waiho tō koutou ōhaki, kia puritia ngā taonga tuku iho i a koutou. Arā ko te reo me ōna tikanga, ko te Tiriti o Waitangi, ko te aroha ano hoki hei herenga mā tātou. Haere koutou, haere atu rā.

Ki a tātou te hunga ora kei te mihi. Ki ōku rangatira whakaarahi tēnā koutou. Nā koutou au i poipoi i kaha wēpū i ngā wā e tika ana. Nō reira, e kore e mutu ngā mihi ki a koutou. Ki te kore koutou, kua kore ēnei whakaaro ōku i puta ki te ao mārama. Tēnā koutou.

Heoi anō, me mihi ki a Whakatōhea whānui. Ki tōku whānau (te whānau-ā-Mokomoko), ki ōku hapū, ki tōku iwi. Tēnā koutou, tēnā koutou, tēnā koutou katoa. Koutou i whakaāe kia wānangahia ngā kaupapa, koutou i whaiwāhi kia āwhinatia, kia tautokohia tēnei kaupapa ka ora ka puta. Ko tāku e manako nei, ka puta he hua i tēnei mahi rangahau, hei painga, hei oranga mō tātou katoa.

Kia ora mai tātou katoa.

Matiu Ratima

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