



Fast-track Approvals Act 2024 – Treaty settlements and other obligations (Section 18) report:

FTAA-2503-1028 Bledisloe North Wharf and Fergusson North Berth Extension

To:	Date:
The Panel Convener, Jane Borthwick	9 April 2025

Number of attachments: 4	Attachments: <ol style="list-style-type: none">1. Provisions of section 18 of the Fast-track Approvals Act 20242. Project location map3. List of relevant Māori groups4. Statutory acknowledgement provisions
--------------------------	--

Ministry for the Environment contacts:

Position	Name	Cell phone	1 st contact
Principal Author(s)	Joanne Waitoa		
Manager, Delivery	Stephanie Frame		✓
General Manager, Delivery & Operations	Ilana Miller		

Key points

1. As required by section 49 of the Fast-track Approvals Act 2024 (the Act), the Ministry for the Environment (on behalf of the Secretary for the Environment) has provided this report on section 18 matters relevant to the substantive application FTAA-2503-1028 Bledisloe North Wharf and Fergusson North Berth Extension.
2. The project will require resource consents under the Resource Management Act 1991 (RMA), and approvals under the Wildlife Act 1953. The application applies to both land and the marine and coastal area.
3. Section 18(2) of the Act requires that this report provide a list of relevant Māori groups, including relevant iwi authorities and Treaty settlement entities. Many of those groups must be invited by the panel to comment on a substantive application under section 53(2) of the Act.
4. Auckland has a complex Treaty settlement landscape with many overlapping interests. There are groups in the post-settlement phase and others at different stages of the Treaty settlement process, with some groups seeking both individual and collective settlement redress. We have also identified several groups with applications relating to the Marine

and Coastal Takutai Moana) Act 2011 (MACA). We have provided a summary of the relevant Māori groups identified under section 18(2) at **Attachment 3**.

5. Treaty settlements that are relevant to the project area include settlement Acts and signed Deeds of Settlement (where settlement legislation has yet to be passed). Identified Treaty settlement Acts are the Ngāi Tai ki Tāmaki Claims Settlement Act 2018, Ngāti Tamaoho Claims Settlement Act 2018, Ngāti Whātua Ōrākei Claims Settlement Act 2012, Te Kawerau ā Maki Claims Settlement Act 2015, and Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014. Signed Treaty settlement deeds that do not yet have settlement legislation enacted are Ngāti Paoa, Pare Hauraki Collective Redress, Te Ākitai Waiohū, and Te Patukirikiri.
6. There are no court orders or agreements recognising customary marine title (CMT) or protected customary rights (PCR) under the MACA. No Mana Whakahono ā Rohe or joint management agreements (JMA) have been entered into with local authorities under the RMA that are relevant to the project area.
7. The relevant provisions of the identified Treaty settlements are statutory acknowledgements over the coastal marine area in four settlements – Ngāi Tai ki Tāmaki Claims Settlement Act 2018, Ngāti Tamaoho Claims Settlement Act 2018, Te Kawerau ā Maki Claims Settlement Act 2015, and Te Ākitai Waiohū Deed of Settlement signed 12 November 2021.
8. Under the RMA, a consent authority must have regard to a statutory acknowledgement when deciding whether an iwi is an 'affected person' for the purposes of notification decisions and must provide a summary of any consent applications relevant to the statutory area to a statutory acknowledgement holder.
9. Section 7 of the Act requires the panel and other decision makers to act consistently with existing Treaty settlements and recognised customary rights under MACA. Under section 53(2) of the Act, the panel is required to invite comment from all Treaty settlement entities (defined below), which includes those with statutory acknowledgements.
10. We consider the process of inviting comment (including providing information about the application) is comparable to the process under the RMA and Treaty settlements where local authorities are required to have regard to statutory acknowledgements when considering who is an affected person for a consent application.
11. We have also identified 21 groups who have applied for CMT and/or PCR under MACA over an area which includes the project area. Under section 53(2) of the Act, the panel must invite comment from any applicant group under MACA (including both CMT and PCR applicant groups).
12. We have not identified any documents the panel must give the same or equivalent effect to under section 82, or procedural requirements the panel must comply with under schedule 3 clause 5 of the Act.

Signature



Ilana Miller
General Manager – Delivery and Operations

Introduction

13. For a substantive application that relates to a listed project, under section 49 of the Act, the Environmental Protection Authority (EPA) must request a report from the responsible agency (Secretary for the Environment) that is prepared in accordance with section 18(2) and (3)(a) (but does not contain the matters in section 18(2)(l) and (m)).
14. Under sections 18 and 49 of the Act, the information which must be provided in this report includes:
 - a. relevant iwi authorities, Treaty settlement entities, applicant groups under MACA, and other Māori groups with interests in the project area; and
 - b. relevant principles and provisions in Treaty settlements and other arrangements.
15. This report is structured accordingly. We have provided the relevant provisions of section 18 at **Attachment 1**.

Proposed project

16. The applicant, Port of Auckland, proposes to extend the wharf at Fergusson North Berth and add a new wharf structure at Bledisloe Terminal. The project will require resource consents under the RMA and approvals under the Wildlife Act 1953. The applicant owns the land at the project site 1-19 Quay Street, central Auckland.
17. We have provided a location map at **Attachment 2**.

Relevant iwi authorities, Treaty settlement entities, and other Māori groups

18. Note that some entities identified below may be included in more than one category. We have included a composite list of all groups at **Attachment 3**.

Iwi authorities

19. We consider the following are the relevant iwi authorities, for the purposes of the RMA, for this project:
 - a. Te Rūnanga o Ngāti Whātua, representing Ngāti Whātua;
 - b. Ngāti Whātua Ōrākei Trust, representing Ngāti Whātua Ōrākei;
 - c. Hako Tupuna Trust, representing Hako;
 - d. Hauraki Māori Trust Board, representing 12 Hauraki iwi¹;
 - e. Ngāti Maru Rūnanga Trust, representing Ngāti Maru;
 - f. Ngāti Pāoa Iwi Trust, representing Ngāti Pāoa;
 - g. Te Patukirikiri Iwi Trust, representing Te Patukirikiri;
 - h. Ngāi Tai ki Tāmaki Trust, representing Ngāi Tai ki Tāmaki;
 - i. Ngāti Tamaterā Treaty Settlement Trust, representing Ngāti Tamaterā;
 - j. Te Kawerau Iwi Settlement Trust, representing Te Kawerau ā Maki;
 - k. Ngāti Tamaoho Trust, representing Ngāti Tamaoho;
 - l. Te Ākitai Waiohū Waka Taua Inc, representing Te Ākitai Waiohū;

¹Ngāti Hako, Ngāti Hei, Ngāti Maru, Ngāti Paoa, Patukirikiri, Ngāti Porou ki Harataunga ki Mataora, Ngāti Pūkenga ki Waiau, Ngāti Rahiri-Tumutumu, Ngāi Tai, Ngāti Tamaterā, Ngāti Tara Tokanui, and Ngaati Whanaunga.

- m. Ngaati Whanaunga Incorporated Society, representing Ngaati Whanaunga; and
- n. Ngāti Te Ata Claims Support Whānau Trust, representing Ngāti Te Ata

Treaty settlement entities

20. Under section 4(1) of Act, “Treaty settlement entity” means any of the following:

- (a) a post-settlement governance entity (PSGE):
- (b) a board, trust, committee, authority, or other body, incorporated or unincorporated, that is recognised in or established under any iwi participation legislation Treaty settlement Act:
- (c) an entity or a person that is authorised by a Treaty settlement Act to act for a natural resource feature with legal personhood:
- (d) Te Ohu Kai Moana or a mandated iwi organisation (as those terms are defined in section 5(1) of the Maori Fisheries Act 2004):
- (e) an iwi aquaculture organisation (as defined in section 4 of the Maori Commercial Aquaculture Claims Settlement Act 2004).

21. We have identified the following relevant Treaty settlement entities for this project area:

- a. Ngāti Whātua Ōrākei Trust, PSGE for Ngāti Whātua Ōrākei Claims Settlement Act 2012;
- b. Ngāi Tai ki Tāmaki Trust, PSGE for Ngāi Tai ki Tāmaki Claims Settlement Act 2018;
- c. Te Kawerau Iwi Settlement Trust, PSGE for Te Kawerau ā Maki Claims Settlement Act 2015;
- d. Ngāti Tamaoho Settlement Trust, PSGE for Ngāti Tamaoho Claims Settlement Act 2018;
- e. Tūpuna Taonga o Tāmaki Makaurau Trust/Whenua Haumi Roroa o Tāmaki Makaurau Limited Partnership, PSGE for the Tāmaki Collective; and
- f. Te Ohu Kai Moana, mandated iwi organisation.

22. A PSGE may be established ahead of finalising a deed of settlement and/or the enactment of Treaty settlement legislation. The following PSGEs in this category are also relevant:

- a. Ngāti Tamaterā Treaty Settlement Trust, PSGE representing Ngāti Tamaterā;
- b. Te Ākitai Waiohua Settlement Trust, PSGE representing Te Ākitai Waiohua;
- c. Ngāti Paoa Iwi Trust, PSGE representing Ngāti Paoa;
- d. Ngaati Whanaunga Ruunanga Trust, PSGE representing Ngaati Whanaunga;
- e. Te Patukirikiri Iwi Trust, PSGE representing Te Patukirikiri;
- f. Ngāti Maru Rūnanga Trust, representing Ngāti Maru;
- g. Taonga o Marutūāhu Trustee Limited, PSGE representing Marutūāhu Collective; and
- h. Hako Tūpuna Trust, PSGE representing Hako.

Groups mandated to negotiate Treaty settlements

23. In addition to the PSGEs identified at paragraphs 21 and 22, the following groups have recognised mandates to negotiate a Treaty settlement over an area which may include the project area:
- a. Ngāti Te Ata Claims Support Whānau Trust, representing Ngāti Te Ata;
 - b. Ngāti Koheriki, represented by Ngāti Koheriki Claims Committee; and
 - c. Te Rūnanga o Ngāti Whātua, representing Te Rūnanga o Ngāti Whātua.
24. Settlement redress for the groups listed above is still being negotiated. Collective redress relating to Harbours and Hauraki Gulf/Tkapa Moana is also still outstanding and will be developed in separate negotiations between the Crown and the relevant groups.

Takutai Moana groups and ngā hapū o Ngāti Porou

25. At the time of writing, there are no groups with court orders or agreements that recognise protected customary rights or customary marine title within the project area, under MACA.
26. The following applicant groups are seeking recognition of CMT or PCR within the project area, under MACA:
- a. MAC-01-03-006 Ngāti Maru, CMT and PCR;
 - b. MAC-01-01-091 Ngaati Whanaunga, PCR;
 - c. MAC-01-01-105 Reti Whānau, CMT and PCR;
 - d. MAC-01-01-125 Te Hikutu Whānau and Hapū, PCR;
 - e. MAC-01-01-133/ CIV-2017-404-558 Te Kaunihera o Te Tai Tokerau, CMT and PCR;
 - f. MAC-01-01-140 Te Rūnanga o Ngāti Whātua, CMT and PCR;
 - g. MAC-01-02-003 Ngāi Tai ki Tāmaki, CMT and PCR;
 - h. MAC-01-02-004/CIV-2017-404-518 Ngāti Taimanawaiti (Ngāti Tai), CMT and PCR;
 - i. MAC-01-02-005/CIV-2017-404-569 Ngāti Te Ata, CMT and PCR;
 - j. MAC-01-02-006/CIV-2017-404-520 Ngāti Whātua Ōrākei, CMT and PCR;
 - k. MAC-01-02-007 Te Kawerau ā Maki, CMT and PCR;
 - l. MAC-01-03-010 Ngāti Tamaoho, CMT and PCR;
 - m. MAC-01-03-001 Hauraki Māori Trust Board, CMT and PCR;
 - n. MAC-01-03-011 Ngāti Tamaterā, CMT and PCR;
 - o. MAC-01-01-058 Ngā Puhi Nui Tonu (Waitangi Marae), CMT and PCR;
 - p. MAC-01-01-056 Ngā Puhi Nui Tonu (Te Kotahitangā Marae), CMT and PCR;
 - q. MAC-01-01-050/CIV-2017-404-537 Ngā Puhi Nui Tonu (Awataha Marae), CMT and PCR;
 - r. MAC-01-01-053 Ngā Puhi Nui Tonu (Maungārei Marae), CMT and PCR;
 - s. MAC-01-01-148/ CIV-2017-404-524 Te Uri Taniwha, CMT and PCR
 - t. MAC-01-01-085/ CIV-2017-485-276 Ngāti Rongo o Mahurangi, CMT and PCR;
 - u. MAC-01-01-073/ CIV-2017-485-398 Ngāti Kawau and Te Waiariki Kororā; and

- v. MAC-01-01-023 Ihaia Paora Weka Tuwhera Gavala Murray Mahinepua Reserve Trust Ngāti Rua Iti Ngāti Muri Ngāti Ruamahue Ngāti Kawau Ngāti Haiti Ngāi Tupango Ngā Puhī Ngāti Kahu Te Aupouri, CMT and PCR.

27. The project area is not within ngā rohe moana o ngā hapū o Ngāti Porou (as set out in the Ngā Rohe Moana o Ngā Hapū o Ngāti Porou Act 2019).

Iwi or hapū whose practices are recognised under the Fisheries Act 1996 through customary management areas

28. The project area is not within a taiāpure-local fisheries area, mātaihai reserve, or area subject to a bylaw made under Part 9 of the Fisheries Act 1996.

Owners of identified Māori land where electricity infrastructure or land transport infrastructure is proposed

29. Section 23 of the Act provides that, in making a decision on a referral application under section 21, the Minister may determine that, for the purposes of the project, an activity described in section 5(1)(a) is not an ineligible activity if it:

- a. is the construction of electricity lines or land transport infrastructure by (or to be operated by) a network utility operator that is a requiring authority; and
- b. would occur on identified Māori land that is Māori freehold land or General land owned by Māori that was previously Māori freehold land.

30. This project does not involve an activity described in section 23(1)(a) (b) of the Act.

Iwi authorities and groups representing hapū who are party to Mana Whakahono ā Rohe or joint management agreements

31. If the project area is within the boundaries of either a Mana Whakahono ā Rohe or joint management agreement, and the application includes a proposed RMA approval described in section 42(4)(a) to (d) (resource consent, certificate of compliance, or designation), we are required to identify the relevant iwi authority/group that represents hapū that are parties to these arrangements.

32. The project area is not within the boundaries of a Mana Whakahono ā Rohe or joint management agreement. We note that Ngāi Tai ki Tāmaki initiated negotiations for a Mana Whakahono ā Rohe with Auckland Council in 2018, but an agreement has not been finalised.

Any other Māori groups with relevant interests

33. Te Puni Kōkiri advise that Te Whakakitenga o Waikato Incorporated also have interests in the proposed project area.

Relevant principles and provisions in Treaty settlements and other arrangements

Treaty settlements

34. Under section 4(1) of the Act, a Treaty settlement includes both a Treaty settlement Act and a Treaty settlement deed which is signed by both the Crown and representatives of a group of Māori.

35. The following Treaty settlements relate to land, species of plants or animals, or other resources within the project area:

Settlement Acts

- a. Ngāi Tai ki Tāmaki Claims Settlement Act 2018;
- b. Ngāti Tamaoho Claims Settlement Act 2018;
- c. Ngāti Whātua Ōrākei Claims Settlement Act 2012;
- d. Te Kawerau ā Maki Claims Settlement Act 2015; and
- e. Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014.

Deeds of Settlement

- a. Ngāti Paoa Deed of Settlement signed 20 March 2021;
- b. Te Ākitai Waiohū Deed of Settlement signed 12 November 2021; and
- c. Te Patukirikiri Deed of Settlement signed 7 October 2018.

Relevant principles and provisions

36. The relevant principles and provisions for each of these settlements are set out below.

Crown acknowledgements and apology

37. The Crown offers acknowledgements and an apology to relevant groups as part of Treaty settlement redress to atone for historical wrongs that breached te Tiriti o Waitangi/the Treaty of Waitangi, to restore honour, and begin the process of healing.
38. As part of its apologies to Ngāi Tai ki Tāmaki, Ngāti Tamaoho, Ngāti Whātua Ōrākei, Te Kawerau ā Maki, Ngāti Paoa, and Te Ākitai Waiohū, the Crown stated that it looked forward to building a new relationship based on co-operation, mutual trust, and respect for te Tiriti o Waitangi/the Treaty of Waitangi and its principles. The redress mechanisms provided for in Treaty settlements should be viewed in the context of these intentions.

Statutory acknowledgements

39. This refers to a statutory acknowledgement by the Crown of a 'statement of association' between the iwi and an identified area (the 'statutory area'). Under the RMA and relevant Treaty settlement Acts, a consent authority must, when considering a resource consent for a proposed activity that is within, adjacent to, or affecting a statutory area:
- a. provide a summary of the application to the holder of the statutory acknowledgement. The summary of the application must be the same as would be given to an affected person by limited notification under the RMA. The summary must be provided as soon as is reasonably practicable after the relevant consent authority receives the application, but before they decide whether to notify the application; and
 - b. have regard to the statutory acknowledgement when deciding whether the holder (generally a PSGE) is an 'affected person' for the purposes of notification decisions under the RMA².
40. The holder of a statutory acknowledgment may also cite this as evidence of their association with a statutory area in any submission before a relevant consent authority (or the EPA, board of inquiry, Environment Court, Heritage New Zealand Pouhere Taonga), who may, in turn, take that statutory acknowledgement into account.

² In addition to consent authorities, the Environment Court and Heritage New Zealand Pouhere Taonga must also have regard to statutory acknowledgements in relation to some of their processes.

41. Four settlements provide for a statutory acknowledgement over a coastal and marine area which includes the project area. These settlements are:
 - a. Ngāi Tai ki Tāmaki Claims Settlement Act 2018;
 - b. Ngāti Tamaoho Claims Settlement Act 2018;
 - c. Te Kawerau ā Maki Claims Settlement Act 2015; and
 - d. Te Ākitai Waiohū Deed of Settlement signed 12 November 2021.
42. Section 7 of the Act provides that persons exercising functions and powers under the Act must act consistently with existing Treaty settlements and recognised customary rights. Under section 53(2)(c) of the Act, the panel must direct the EPA to invite written comments on a substantive application from any relevant Treaty settlement entities including, to avoid doubt, an entity that has an interest under a Treaty settlement (or an entity operating in a collective arrangement provided for under a Treaty settlement) within the area to which the application relates. Those invited to comment, including relevant Treaty settlement entities, will be provided access to all the same application information which has been provided by the applicant to the EPA.
43. Ngāi Tai ki Tāmaki, Ngāti Tamaoho, Te Kawerau ā Maki, and Te Ākitai Waiohū have been identified earlier in this report as relevant Treaty settlement entities to be invited for comment by the panel under section 53(2)(c), alongside the other groups listed in section 53(2). We consider the process of inviting comment (including providing information about the application) is comparable to the process under Treaty settlements and the RMA of providing those who hold statutory acknowledgements with a summary of the application.
44. For your reference, we have provided an example of the statutory acknowledgement provisions from one of the Treaty settlement Acts above at **Attachment 4** (these are relatively standard drafting across settlements).
45. We note that iwi and hapū are likely to have cultural associations with ancestral lands, water, sites, wāhi tapu, and other taonga beyond what is specifically identified in a Treaty settlement or other arrangements. Local tangata whenua and their representatives would be best placed to advise on such matters in the first instance.

Applicants for CMT/PCR

46. As noted above, the project area is not within a CMT area, a PCR area, or within or adjacent to ngā rohe moana o ngā hapū o Ngāti Porou.
47. However, as noted in paragraph 26 the project area is within an area where several applicants are seeking recognition of CMT and PCR.
48. Of the CMT/PCR groups we have identified, the applicant advises that they have contacted the following:
 - a. MAC-01-03-001 Hauraki Māori Trust Board;
 - b. MAC-01-02-003/CIV-2017-404-564 Ngāi Tai ki Tāmaki;
 - c. MAC-01-01-023 Ihaia Paora, Weka Tuwhera, Gavala Murray, Mahinepua Reserve Trust, Ngāti Rua Iti, Ngāti Muri, Ngāti Ruamahue, Ngāti Kawau, Ngāti Haiti, Ngāi Tupango, Ngā Puhī, Ngāti Kahu, Te Aupouri;
 - d. MAC-01-03-006 Ngāti Maru;
 - e. MAC-01-02-006/CIV-2017-404-520 Ngāti Whātua Ōrākei;
 - f. MAC-01-02-007 Te Kawerau ā Maki;
 - g. MAC-01-01-140 Te Rūnanga o Ngāti Whātua;
 - h. MAC-01-01-050/CIV-2017-404-537 Ngā Puhī Nui Tonu (Awataha Marae);

- i. MAC-01- 01-056 Ngā Puhi Nui Tonu (Te Kotahitanga Marae);
 - j. MAC-01-01- 058 Ngā Puhi Nui Tonu (Waitangi Marae);
 - k. MAC-01-01-073/CIV-2017-485-398 Ngāti Kawau and Te Waiariki Kororā;
 - l. MAC-01-01-085/ CIV-2017-485-276 Ngāti Rongo o Mahurangi;
 - m. MAC-01-02-004/CIV-2017-404-518 Ngāti Tai;
 - n. MAC-01-01-091 Ngaati Whanaunga;
 - o. MAC-01-03-010 Ngāti Tamaoho;
 - p. MAC-01-03-011 Ngāti Tamaterā;
 - q. MAC-01-01-133/ CIV-2017-404-558 Te Kaunihera o Te Tai Tokerau;
 - r. MAC-01-01-105 Reti Whānau;
 - s. MAC-01-01-125 Te Hikutu Whānau and Hapū; and
 - t. MAC-01-01-085/ CIV-2017-485-276 Ngāti Rongo o Mahurangi.
49. The applicant has not advised that they have contacted the following additional groups we identified:
- a. MAC-01-02-005/CIV-2017-404-569 Ngāti Te Ata;
 - b. MAC-01-01-053 Ngā Puhi Nui Tonu (Maungārei Marae); and
 - c. MAC-01-01-148/ CIV-2017-404-524 Te Uri Taniwha.
50. The applicant identified and contacted CIV-2017-404-567 Te Taoū (Waitematā). This group is not on our list.
51. In summary, we note that some engagement with relevant MACA applicant groups has been undertaken by the applicant as set out above. Under section 53(2) of the Act, the panel must also invite comments from MACA applicants identified in this report. This will provide groups a further opportunity to comment on the application and have their views taken into consideration by the panel.
52. We note that if the CMT/PCR applications are ultimately successful, a number of rights would be conferred on the applicants, including in relation to permission for certain resource consents.

Taiāpure-local fisheries/mātaitai reserves/areas subject to bylaws or regulations made under Part 9 of the Fisheries Act 1996

53. As noted above, the project area is not within a Taiāpure-local fishery/mātaitai reserve/area subject to bylaws or regulations made under Part 9 of the Fisheries Act 1996.

Mana Whakahono ā Rohe/Joint management agreement

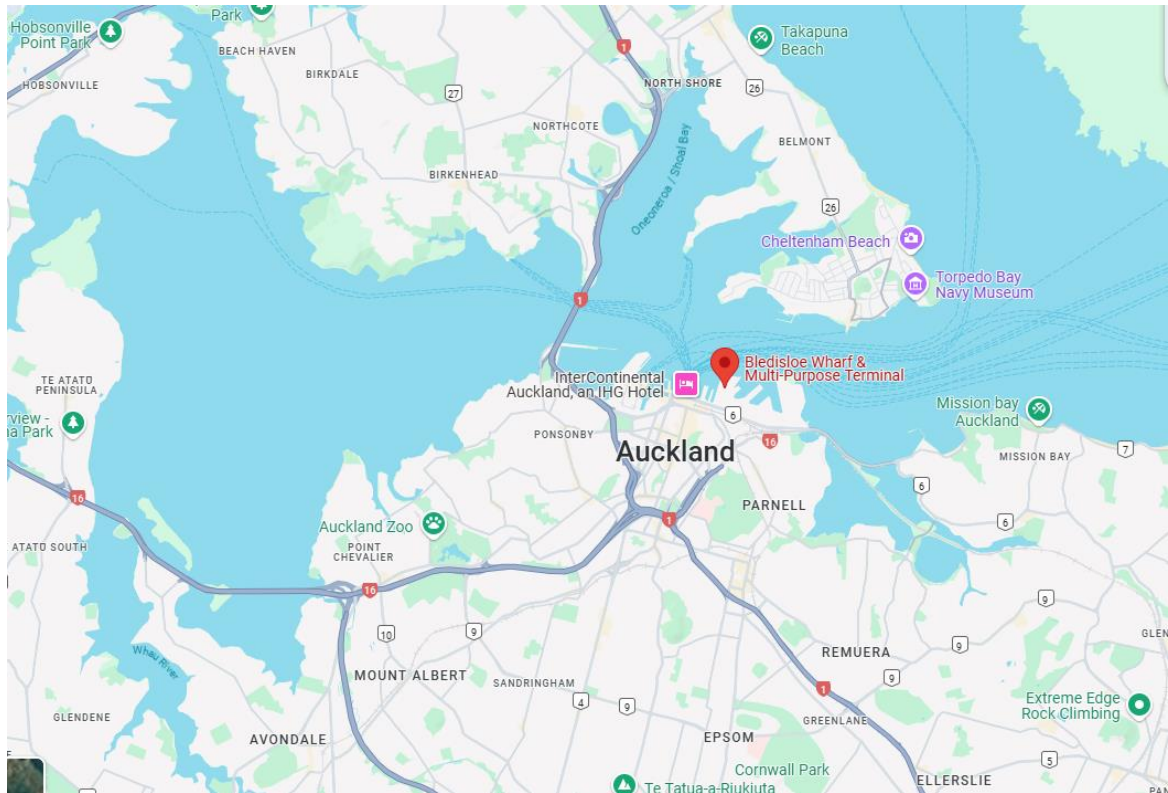
54. As noted above, the project area is not within the boundaries of a Mana Whakahono ā Rohe or joint management agreement.

Attachment 1: Provisions of section 18 of the Fast-track Approvals Act 2024

Section	Information required	Paragraph reference in this report
18(2)(a)	Any relevant iwi authorities and relevant Treaty settlement entities	19-22
18(2)(b)	Any Treaty settlements that relate to land, species of plants or animals, or other resources within the project area	35-36
18(2)(c)	The relevant principles and provisions in those Treaty settlements, including those that relate to the composition of a decision-making body for the purposes of the Resource Management Act 1991	37-46
18A(2)(d)	Any recognised negotiation mandates for, or current negotiations for, Treaty settlements that relate to the project area.	23
18(2)(e)	Any court orders or agreements that recognise protected customary rights or customary marine title within the project area.	25
198(2)(f)	Any applicant groups under the Marine and Coastal Area (Takutai Moana) Act 2011 that seek recognition of customary marine title or protected customary rights within the project area.	26
18(2)(g)	Whether the project area would be within or adjacent to, or the project would directly affect, ngā rohe moana o ngā hapū o Ngāti Porou (and, if so, the relevant provisions of the Ngā Rohe Moana o Ngā Hapū o Ngāti Porou Act 2019).	27
18(2)(h)	Whether the project area includes any taiāpure-local fisheries, mātaihai reserves, or areas that are subject to bylaws or regulations made under Part 9 of the Fisheries Act 1996 (and, if so, who the tangata whenua are).	28
18(2)(i)	Whether the project involves an activity that could be the subject of a determination under 23 (and, if so, who the owners of the land are).	29-30
18(2)(j)	<p>If the proposed approvals include an approval described in any of section 42C(4)(a) to (d) (resource consent, certificate of compliance, or designation),</p> <ul style="list-style-type: none"> (i) iwi authorities and groups that represent hapū that are parties to any relevant Mana Whakahono ā Rohe or joint management agreements; and (ii) the relevant principles and provisions in those Mana Whakahono ā Rohe and joint management agreements. 	31-32
18(2)(k)	Any other Māori groups with relevant interests.	33

18(2)(l)	<p>A summary of—</p> <ul style="list-style-type: none"> (i) comments received by the Minister after inviting comments from Māori groups under section 17(1)(d) and (e); (ii) any further information received by the Minister from those groups 	Not applicable to substantive applications
18 (2)(m)	The responsible agency's advice on whether there are significant rights and interests identified in the report and, as a result, it would be more appropriate to deal with the matters that would be authorised by the proposed approvals under another Act or Acts.	Not applicable to substantive applications
18(3)	<p>In preparing the report required by this section, the responsible agency must—</p> <ul style="list-style-type: none"> (a) consult relevant departments; and (b) provide a draft of the report to the Minister for Māori Development and the Minister for Māori Crown Relations: Te Arawhiti. 	Section 18(3)(b) not applicable to substantive applications
18(4)	Those Ministers must respond to the responsible agency within 10 working days after receiving the draft report	Not applicable to substantive applications

Attachment 2: Project location map



Attachment 3: List of relevant Māori groups

Name of group	FTAA section	Contact person	Contact email	Copies to
Te Rūnanga o Ngāti Whātua	18(2)(a)	Dame Rangimarie Naida Glavish, DNZM, JP	[REDACTED]	[REDACTED] - [REDACTED] [REDACTED] [REDACTED]
Ngāti Whātua o Ōrākei Trust	18(2)(a)	Marama Royal	[REDACTED]	[REDACTED] [REDACTED] [REDACTED]
Te Kupenga o Ngati Hako	18 (2)(a)	John Linstead	[REDACTED] -	[REDACTED]
Hako Tūpuna Trust	18(2)(a), 18(2)(d)	John Linstead	[REDACTED] -	[REDACTED]
Hauraki Māori Trust Board	18(2)(a)	David Taipari	[REDACTED]	
Ngāti Maru Rūnanga Trust	18(2)(a), 18(2)(d)	Waati Ngamane	[REDACTED]	[REDACTED] -
Ngāti Pāoa Iwi Trust	18(2)(a), 18(2)(d)	Herearoha Skipper	[REDACTED]	[REDACTED] [REDACTED] - [REDACTED] -
Te Patukirikiri Iwi Trust	18(2)(a), 18(2)(d)	Wiremu Peters	[REDACTED]	[REDACTED] -
Ngāi Tai ki Tāmaki Trust	18(2)(a)	Rewa Brown	[REDACTED]	[REDACTED] - [REDACTED] -
Ngāti Tamaterā Treaty Settlement Trust	18(2)(a)	Antony Royal	[REDACTED]	[REDACTED] - [REDACTED] - [REDACTED] - [REDACTED]
Te Kawerau Iwi Settlement Trust	18(2)(a)	Te Warena Taua	[REDACTED] -	[REDACTED] [REDACTED] - [REDACTED]

Name of group	FTAA section	Contact person	Contact email	Copies to
Ngāti Tamaoho Settlement Trust	18(2)(a)	Tori Ngataki	[REDACTED]	[REDACTED] [REDACTED] [REDACTED]
Te Ākitai Waiohua Waka Taua Inc	18(2)(a)	Nigel Denny Snr	[REDACTED]	[REDACTED]
Te Ākitai Waiohua Settlement Trust	18(2)(a), 18(2)(d)	Karen Wilson	[REDACTED]	[REDACTED] [REDACTED]
Ngaati Whanaunga Incorporated Society	18(2)(a)	Boni Renata	[REDACTED]	
Ngaati Whanaunga Ruunanga Trust	18(2)(a)	Boni Renata	[REDACTED]	[REDACTED] [REDACTED] [REDACTED]
Ngāti Te Ata Claims Support Whānau Trust	18(2)(a), 18(2)(d)	Josie Smith	[REDACTED]	
Taonga o Marutūāhu Trustee Limited	18(2)(a), 18(2)(d)	Paul Majurey	[REDACTED]	
Tūpuna Taonga o Tāmaki Makaurau Trust/ Whenua Haumi Roroa o Tāmaki Makaurau Limited Partnership	18(2)(a)	Paul Majurey	[REDACTED]	[REDACTED]
Ngāti Koheriki Claims Committee	18(2)(d)	Kiwi Johnson	[REDACTED]	[REDACTED]
Te Ohu Kaimoana	18(2)(a)	Kylie Grigg	[REDACTED]	
MAC-01-01-073/ CIV-2017-485-398 Ngāti Kawau and Te Waiariki Kororā	18(2)(f)	Janet Mason	[REDACTED]	
MAC-01-01-023 Ihaia Paora Weka Tuwhera Gavalu Murray Mahinepua Reserve Trust Ngāti Rua Iti Ngāti Muri	18(2)(f)	Tahua Murray	[REDACTED]	

Name of group	FTAA section	Contact person	Contact email	Copies to
Ngāti Ruamahue Ngāti Kawau Ngāti Haiti Ngāi Tupango Ngā Puhi Ngāti Kahu Te Aupouri				
MAC-01-03-006 Ngāti Maru	18(2)(f)	Paul Majurey		
MAC-01-01-091 Ngaati Whanaunga (PCR)	18(2)(f)	Mike Baker		
MAC-01-01-105 Reti Whānau	18(2)(f)	Elvis Reti		
MAC-01-01-125 Te Hikutu Whānau and Hapū (PCR)	18(2)(f)	Eve Rongo		
MAC-01-01-133/ CIV-2017-404-558 Te Kaunihera o Te Tai Tokerau	18(2)(f)	Rihari Takuirā Dargaville		
MAC-01-01-140 Te Rūnanga o Ngāti Whātua	18(2)(f)	Alan Riwaka		
MAC-01-02-003 Ngāi Tai ki Tāmaki	18(2)(f)	Jada MacFie		
MAC-01-02-004/CIV-2017-404-518 Ngāti Taimanawaiti/ (Ngāti Tai)	18(2)(f)	Stephanie Roughton		
MAC-01-02-005/CIV-2017-404-569 Ngāti Te Ata	18(2)(f)	Roimata Minhinnick		
MAC-01-02-006/CIV-2017-404-520 Ngāti Whātua Ōrākei	18(2)(f)	Ngārimu Blair		
MAC-01-02-007 Te Kawerau ā Maki	18(2)(f)	Robin Taua-Gordon		
MAC-01-03-010 Ngāti Tamaoho	18(2)(f)	Ngāti Tamaoho Trust Board		
MAC-01-03-001 Hauraki Māori Trust Board	18(2)(f)	Paul Majurey		
MAC-01-03-011 Ngāti Tamaterā	18(2)(f)	Antony Royal		

Name of group	FTAA section	Contact person	Contact email	Copies to
MAC-01-01-058 Ngā Puhi Nui Tonu (Waitangi Marae)	18(2)(f)	Joseph Robert Kingi	[REDACTED]	
MAC-01-01-056 Ngā Puhi Nui Tonu (Te KotahitaNgā Marae)	18(2)(f)	Joseph Robert Kingi	[REDACTED]	
MAC-01-01-050/CIV-2017-404-537 Ngā Puhi Nui Tonu (Awataha Marae)	18(2)(f)	Joseph Robert Kingi	[REDACTED]	
MAC-01-01-053 Ngā Puhi Nui Tonu (Maungārei Marae)	18(2)(f)	Joseph Robert Kingi	[REDACTED]	
MAC-01-01-148/ CIV-2017-404-524 Te Uri Taniwha	18(2)(f)	Marianne Parker	[REDACTED]	
MAC-01-01-085/ CIV-2017-485-276 Ngāti Rongo o Mahurangi	18(2)(f)	Arapeta Hamilton	[REDACTED]	
Te Whakakitenga o Waikato Incorporated	18(2)(k)	Parekawhia McLean	[REDACTED]	[REDACTED] [REDACTED] [REDACTED]

Attachment 4: Statutory acknowledgement provisions (Ngāi Tai ki Tāmaki Claims Settlement Act 2018)

Subpart 2—Statutory acknowledgement and deed of recognition

73 Interpretation

In this subpart,—

relevant consent authority, for a statutory area, means a consent authority of a region or district that contains, or is adjacent to, the statutory area

statement of association, for a statutory area, means the statement—

- (a) made by Ngāi Tai ki Tāmaki of their particular cultural, historical, spiritual, and traditional association with the statutory area; and
- (b) set out in part 1 of the documents schedule

statutory acknowledgement means the acknowledgement made by the Crown in [section 74](#) in respect of the statutory areas, on the terms set out in this subpart

statutory area means an area described in [Schedule 2](#), the general location of which is indicated on the deed plan for that area

statutory plan—

- (a) means a district plan, regional coastal plan, regional plan, regional policy statement, or proposed policy statement as defined in [section 43AA](#) of the Resource Management Act 1991; and
- (b) includes a proposed plan, as defined in [section 43AAC](#) of that Act.

Statutory acknowledgement

74 Statutory acknowledgement by the Crown

The Crown acknowledges the statements of association for the statutory areas.

75 Purposes of statutory acknowledgement

The only purposes of the statutory acknowledgement are—

- (a) to require relevant consent authorities, the Environment Court, and Heritage New Zealand Pouhere Taonga to have regard to the statutory acknowledgement, in accordance with [sections 76 to 78](#); and
- (b) to require relevant consent authorities to record the statutory acknowledgement on statutory plans that relate to the statutory areas and to provide summaries of resource consent applications or copies of notices of applications to the trustees, in accordance with [sections 79 and 80](#); and
- (c) to enable the trustees and any member of Ngāi Tai ki Tāmaki to cite the statutory acknowledgement as evidence of the association of Ngāi Tai ki Tāmaki with a statutory area, in accordance with [section 81](#).

76 Relevant consent authorities to have regard to statutory acknowledgement

- (1) This section applies in relation to an application for a resource consent for an activity within, adjacent to, or directly affecting a statutory area.
- (2) On and from the effective date, a relevant consent authority must have regard to the statutory acknowledgement relating to the statutory area in deciding, under [section 95E](#) of the Resource Management Act 1991, whether the trustees are affected persons in relation to the activity.
- (3) Subsection (2) does not limit the obligations of a relevant consent authority under the [Resource Management Act 1991](#).

77 Environment Court to have regard to statutory acknowledgement

- (1) This section applies to proceedings in the Environment Court in relation to an application for a resource consent for an activity within, adjacent to, or directly affecting a statutory area.
- (2) On and from the effective date, the Environment Court must have regard to the statutory acknowledgement relating to the statutory area in deciding, under [section 274](#) of the Resource Management Act 1991, whether the trustees are persons with an interest in the proceedings greater than that of the general public.
- (3) Subsection (2) does not limit the obligations of the Environment Court under the [Resource Management Act 1991](#).

78 Heritage New Zealand Pouhere Taonga and Environment Court to have regard to statutory acknowledgement

- (1) This section applies to an application made under [section 44](#), [56](#), or [61](#) of the Heritage New Zealand Pouhere Taonga Act 2014 for an authority to undertake an activity that will or may modify or destroy an archaeological site within a statutory area.
- (2) On and from the effective date, Heritage New Zealand Pouhere Taonga must have regard to the statutory acknowledgement relating to the statutory area in exercising its powers under [section 48](#), [56](#), or [62](#) of the Heritage New Zealand Pouhere Taonga Act 2014 in relation to the application.
- (3) On and from the effective date, the Environment Court must have regard to the statutory acknowledgement relating to the statutory area—
 - (a) in determining whether the trustees are persons directly affected by the decision; and
 - (b) in determining, under [section 59\(1\)](#) or [64\(1\)](#) of the Heritage New Zealand Pouhere Taonga Act 2014, an appeal against a decision of Heritage New Zealand Pouhere Taonga in relation to the application.
- (4) In this section, **archaeological site** has the meaning given in [section 6](#) of the Heritage New Zealand Pouhere Taonga Act 2014.

79 Recording statutory acknowledgement on statutory plans

- (1) On and from the effective date, each relevant consent authority must attach information recording the statutory acknowledgement to all statutory plans that wholly or partly cover a statutory area.
- (2) The information attached to a statutory plan must include—
 - (a) a copy of [sections 74 to 78](#), [80](#), and [81](#); and
 - (b) descriptions of the statutory areas wholly or partly covered by the plan; and
 - (c) the statement of association for each statutory area.
- (3) The attachment of information to a statutory plan under this section is for the purpose of public information only and, unless adopted by the relevant consent authority as part of the statutory plan, the information is not—
 - (a) part of the statutory plan; or
 - (b) subject to the provisions of [Schedule 1](#) of the Resource Management Act 1991.

80 Provision of summary or notice to trustees

- (1) Each relevant consent authority must, for a period of 20 years on and from the effective date, provide the following to the trustees for each resource consent application for an activity within, adjacent to, or directly affecting a statutory area:
 - (a) if the application is received by the consent authority, a summary of the application; or
 - (b) if notice of the application is served on the consent authority under [section 145\(10\)](#) of the Resource Management Act 1991, a copy of the notice.
- (2) A summary provided under subsection (1)(a) must be the same as would be given to an affected person by limited notification under [section 95B\(4\)](#) of the Resource Management Act 1991 or as may be agreed between the trustees and the relevant consent authority.
- (3) The summary must be provided—
 - (a) as soon as is reasonably practicable after the relevant consent authority receives the application; but
 - (b) before the relevant consent authority decides under [section 95](#) of the Resource Management Act 1991 whether to notify the application.
- (4) A copy of a notice must be provided under subsection (1)(b) not later than 10 working days after the day on which the consent authority receives the notice.
- (5) The trustees may, by written notice to a relevant consent authority,—
 - (a) waive the right to be provided with a summary or copy of a notice under this section; and
 - (b) state the scope of that waiver and the period it applies for.
- (6) This section does not affect the obligation of a relevant consent authority to decide,—
 - (a) under [section 95](#) of the Resource Management Act 1991, whether to notify an application;
 - (b) under [section 95E](#) of that Act, whether the trustees are affected persons in relation to an activity.

81 Use of statutory acknowledgement

- (1) The trustees and any member of Ngāi Tai ki Tāmaki may, as evidence of the association of Ngāi Tai ki Tāmaki with a statutory area, cite the statutory acknowledgement that relates to that area in submissions concerning activities within, adjacent to, or directly affecting the statutory area that are made to or before—
 - (a) the relevant consent authorities; or
 - (b) the Environment Court; or
 - (c) Heritage New Zealand Pouhere Taonga; or
 - (d) the Environmental Protection Authority or a board of inquiry under [Part 6AA](#) of the Resource Management Act 1991.
- (2) The content of a statement of association is not, because of the statutory acknowledgement, binding as fact on—
 - (a) the bodies referred to in subsection (1); or
 - (b) parties to proceedings before those bodies; or
 - (c) any other person who is entitled to participate in those proceedings.
- (3) However, the bodies and persons specified in subsection (2) may take the statutory acknowledgement into account.
- (4) To avoid doubt,—
 - (a) neither the trustees nor members of Ngāi Tai ki Tāmaki are precluded from stating that Ngāi Tai ki Tāmaki has an association with a statutory area that is not described in the statutory acknowledgement; and
 - (b) the content and existence of the statutory acknowledgement do not limit any statement made.