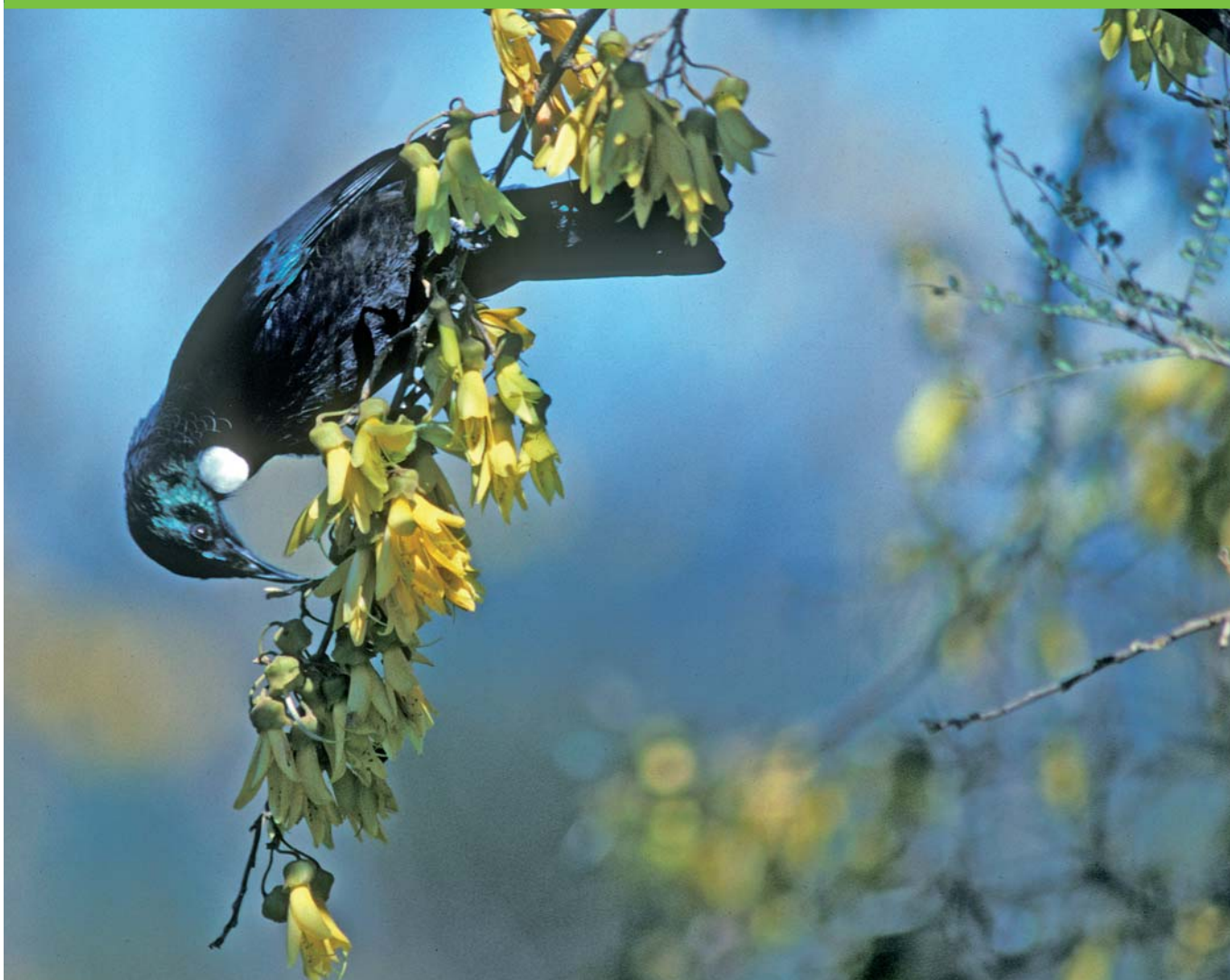


*Nga Tikanga Tuku Awhina a Te Kaunihera mo nga
Mahere Whakahaere Rawa a nga hapū/iwi a-rohe*
Policies and procedures for funding to develop hapū/iwi
resource management planning documents of our region



He kakano i ruia mai i Rangiatea

Māori Policy Section
Environment Bay of Plenty
(October 2006)

*Working with our communities for a better environment
E mahi ngatahi e pai ake ai te taiao*



1 What is a hapū/iwi resource management plan?

A hapū/iwi resource management plan is a document developed and approved by hapū and/or iwi. They describe resource management issues of importance to them as tangata whenua. The plans may contain information relating to specific cultural values, historical accounts, and descriptions of areas of interest. There are no statutory obligations on how to prepare these documents and hapū/iwi plans may vary widely in format and content. This allows for creative and innovative plan content.

2 The importance of developing a hapū/iwi resource management plan

Hapū and iwi resource planning documents recognised by an iwi authority provide a mechanism in which tangata whenua interests can be considered in council in decision-making. There are specific legislative requirements which place a duty on council staff to take into account these plans. In practice local authorities must balance a number of competing interests including hapū/iwi plans. The following examples from the Resource Management Act apply:

Section 61(2A) ... when preparing or changing a regional policy statement council must take into account any *relevant planning document*...

Section 66(2A) ... when preparing or changing a regional plan council must take into account any *relevant planning document recognised by an iwi authority*...

Section 104 (1)(c) ... when considering an applications for a resource consent ... the consenting authority must have regard to any other matter the consent authority considers relevant... (the content of iwi plans is considered under this section)

Section 35A ... A local authority must keep and maintain ... a record of... *planning documents recognised by each iwi authority* and lodged...

Section 72(2A) ... A territorial authority when preparing a district plan must take into account any *relevant planning document recognised by an iwi authority*...

3 Funding for hapū/iwi management planning documents

The importance of hapū/iwi planning documents has been recognised by Environment Bay of Plenty. Annual Plan funding has been allocated so that these plans are continually developed, reviewed or updated. The fund must cater for any eligible hapū and iwi within the bounds of the Bay of Plenty region. All funding applications are carefully considered.

The criteria for applications are as follows:

- (a) Only those hapū and iwi with land interests in the Bay of Plenty Regional Council boundaries shall be eligible to apply.
- (b) Applications must be submitted in writing and signed by a person duly authorised by the hapū and/or iwi.
- (c) Funding will only be paid to an established Māori entity such as a marae committee, iwi authority, hapū trust or consultants acting on behalf of a hapū/iwi.
- (d) The final planning document must be recognised by the relevant iwi authority. **No contract will be entered into until this is confirmed.**
- (e) A copy of the final plan is to be lodged with Environment Bay of Plenty as a reference for staff. The plan name will be placed on Councils website.
- (f) Applications can be made at any time.

4 Application details

Applications must be made in writing. Council has an application form, however applicants can choose to send in a letter with all of the relevant information. As a guideline the following details should be included: (you can provide more information than what is listed here).

- (a) Name and contact details of your hapū/iwi.
- (b) Account details, including bank account number and GST number (bank slip is preferable).
- (c) Names of key contact people involved with the plan development. Provide a brief description of their skills and experience.
- (d) Confirmation that the plan being developed has the approval from a wide representation of the hapū/iwi.
- (e) A description of your project, including as a minimum the purpose of developing the plan, the aims and/or objectives etc.
- (f) Details of methods to assist with developing your plan (e.g. consultation hui, interviews, literature review, site visits, research, mapping).
- (g) Proposed time frames.
- (h) Estimated costs for the project and the amount which is being sought from the Council fund.
- (i) If the plan is to be developed in stages, describe each stage including timeframes and costs.
- (j) A description and/or map of the hapū/iwi's respective areas of interest (hapū/iwi boundaries).
- (k) The application is to be signed and dated by a person duly authorised by the hapū/iwi (the Council reserves the right to verify this authority).
- (l) Any other information that may help the application.

5 Assessment of applications

The Manager Māori Policy Advice will undertake the initial assessment. Following this, a recommendation will be forwarded to the Group Manager for approval. If the applicant is happy with council's offer, a contract agreement will be drafted. This will outline the terms and conditions of the contract and will include details of any progress reports required.

Should the applicant disagree with the offer, a counter offer may be presented to Council for consideration. The final decision will be made by the Group Manager.

6 Receiving funding

Funding will be paid in instalments as detailed below:

- (a) The first instalment will be a payment of 25% of the total amount allocated.
- (b) The second instalment of a further 25% will be paid upon the receipt of a tax invoice and the completion of 'milestones'. The progress report/s will show these milestones.
- (c) The final payment (50%) will be paid upon receipt of a tax invoice and the final planning document. In addition, the final instalment will not be released until the document has been assessed for compliance with the terms and conditions of the agreed outcomes.
- (d) All payments shall be made by direct bank credit to the bank account nominated by the applicant. GST will only be paid if the applicant produces a GST registration number.
- (e) The above arrangements may be varied at the discretion of the Group Manager.

7 Council Consultation Process

In the event that the applicant wishes to vary the agreed milestones or deadlines, the contract may be re-negotiated with the approval of both parties.

8 Staff assistance – developing hapū/iwi plans

Environment Bay of Plenty Māori Policy staff are available to help hapū/iwi to develop or update their plans where necessary and appropriate. Māori Policy staff are happy to provide feedback on any planning issues and/or assess any drafts of the document. We may be able to arrange technical support for mapping, but this will depend on the availability of our staff and resources.

9 Lodging the hapū/iwi planning document

A copy of the final hapū/iwi resource planning document is to be deposited with Council prior to the final payment being released.

To ensure that Council has regard to this document, the plan must be recognised by the relevant iwi authority and lodged with Environment Bay of Plenty.

The several lodgement options available to hapū/iwi include:

- (a) Lodge the plan with a covering letter from the relevant iwi authority.
- (b) Lodge the plan with a copy of minutes of a hapū/iwi/marae meeting where the plan was mandated by representatives.
- (c) Lodge the plan at an official meeting in which Council staff and hapū/iwi representatives are present.
- (d) Lodge the plan by completing Council's 'plan acknowledgement' form.
- (e) Another method as agreed by the applicant and Council.

10 Acknowledgement and having regard to hapū/iwi plans

- (a) Each completed plan will be presented to the Māori Committee of Council for acknowledgement.
- (b) The plan will be catalogued in the library and filed for reference purposes.
- (c) Relevant staff at Environment Bay of Plenty will receive a notice of the new plan.
- (d) The plan name will be placed on Council's intranet and website.

If you've got any other questions about Hapū/Iwi Resource Management Plans, contact Environment Bay of Plenty's Māori Policy Section

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