

Wāhanga 3A — Tangata Whenua

NGĀ PĀNUI

Ngā Whakamārama mo tēnei Wāhanga:

3.A.1 Whakamohio

Tēnei wāhanga ka korero mo ngā Whenua Tupuna, ngā tikanga mo te kaitiaki me te Tiriti o Waitangi.

3.A.2 Ngā Whakahaere Tautoko

Tēnei wāhanga he whaka atu me ngā Whakahaere Tautoko mo te Tangata Whenua mo ngā āhuatanga katoa o roto o Manukau.

3.A.3 Ngā Āhuatanga Whakatutuki

He wāhanga whakamārama kia tutuki ai ngā āhuatanga hei orange mo te Tangata Whenua.

3.A.4 Ngā Kaupapa

Tēnei wāhanga he whakaatu i ngā āhuatanga Tautoko a Te Kaunihera i Te Tangata Whenua. Ngā āhuatanga whaka Tutuki kaupapa me ngā ture kei roto i etahi o ēra atu wāhanga.

3.A.5 Ngā Āhuatanga Putamai i te Pūtai Ao

Tēnei wāhanga he whakamārama ngā hua ka puta aka i te whakamārama e pā ana ki te Tangata Whenua.

3.A.1 WHAKAMOHIO

3.A.1.1 Ngā Āhukatanga Whakamana

I roto o ngā āhukatanga kua whakatakoto ngā wāhanga whakahaere tautoko 1991 wāhanga 6(e), 7(a)–8 e mau nei a Manukau i raro i ngā ture kua whakaritea ki te whakamana me te whaka tutuki i āna tautoko ki te Tangata Whenua.

E mau ana Te Kaunihera ki āna tautoko

- Te mōhio me te mau ki: tikanga — Te Whenua — Ngā Wai, Wāhi Tapu me ētahi atu taonga (Wāhanga 6(e)).
- Tautoko Kaitiakitanga (Wāhanga 7(a)).
- Te Tiriti o Waitangi (Wāhanga 8).
- Ka whiriwhiria (i te whakatakotoranga hou o te Take a Rohe) nga kaupapa kua tuhia kua ata tautokohia e te iwi a rohe a, kua takoto ki te aroaro o Te Kaunihera ko tona paanga atu ano hoki ki ta Te Ture Taiao mo taua rohe (Tekihana 74(2A) (a)).

[AM89]

Ki te tautoko i ngā whakāro o Te Tangata Whenua e pa ana ki ngā āhukatanga e mahia nei e Manukau.

I tetahi wa kāori e tino taea te whakatutuki i etahi o ngā kaupapa nei, engari i raro o te tino kaupapa me ata titiro mo te whakatutuki i ngā take i raro ano o te kaupapa Whakahaere Tautoko mo te tangata whenua i raro o tēnei ture. Mo ēnei wāhanga 6(e), 7(a), 8 o te kaupapa Whakahaere Tautoko e pa ana ki te wāhanga tuarima (5).

3.A.1.2 Whanaungatanga Maori: Wāhanga 6(e)

Wāhanga 6(e) kia mau te tautoko a Te Kaunihera ki te Whanaungatanga Maori Te Kawa me ōna tikanga-Taonga Ngā tikanga Wairua Te tautoko i te tangata mo tōna mau tonu ki tōna wā kainga i nohoā i ngā wā o mua.

Ki te tautoko i ngā korero Whenua Tūpuna e korerotia ana

Ki te tuku wāhi hei korero i ngā korero e pa ana ki ngā Whenua Tūpuna

Kua whakāro Te Kooti Tei Tei kia mau tonu te whanaungatanga whenua-taonga o Te Maori aha kua hokona.

3.A.1.3 Kaitiakitanga Wāhanga (7)

Ko te whakamārama tēnei a te whakahaere Tautoko Ture.

Ko te kaitiaki o te tangata ko To Kaihanga ka tukua mai te Tangata hei kaitiaki mo te whenua ngā aru moana me ngā taonga oranga o raro

Ka mate te tangata ka riro ko tona wairua hei kaitiaki.

Ko te whakamārama a te ture ko te kaitiakitanga ka pā ki te tangata whenua.

3.A.1.4 Ngā Tikanga o Te Tiriti o Waitangi Wāhanga (8)

I mahia ēnei tikanga kia marāma pai ai te katoa i roto i te reo Maori me te reo Pakeha na te mea, mai i ngā wā o mua ki naianei kua ahua rereke te whakamārama o etahi āhuatanga o Te Tiriti.

Na te mea kāore i tino mārama etahi wāhanga o te Tiriti, kā āta tirohia he āhuatanga hei whakakotahi kupu kia mārama ake a i inga āhuatanga e rua. Na konei riro mā, Te Kōti Whakamana, Te Taraipūnara o Waitangi, me te Kāwanatanga he āhuatanga whakahaere i ēnei kaupapa mo taua wā me ngā wā o mua atu.

He hiranga ātu ngā kaupapa whakamārama o te Tiriti i ngā kupu o te Tiriti. Ko tēnei te ki a te ture.

E rua ngā kaupapa hiranga, ko te mahi kotahi me te whakatutuki i ēnei kaupapa hiranga.

Ko tēnei āhuatanga te mahi tahi ki te taha o tetahi kia ngākaunui me te mahi tika raua i ngā kaupapa kua whakatakotoa mo te painga mo ngā uri whakatupu. Ko te wāhanga tuawaru (8) o te kaupapa Whakahaere e penei ana aha kua korero tahi tātou kāore e ki ana kia whakāe tātou ki a tātou.

Ko tetahi wāhanga o Te Tiriti i kitea e Te Kooti Tono me Te Waitangi Taraipūnara ko Te Iwi Rangatiratanga.

Kei roto i Te Rangatiratanga te tiaki me te whakahoki mai i Te Ora mo Papatuanuku me Ranginui, ano hei oranga mo ngā uri e whakatupu ake ana. Mā te whakahokimai me te mau ki ēnei āhuatanga tautoko ka mau tonu te tino rangatiratanga.

Kei roto i te rangatiratanga mo te taonga e mau ai te atawhai me te titoki o te tangata i Te Mauri Te Tapu o Te Ora hei oranga mo tātou. Mā te mau ki ēnei āhuatanga, te mauri, te tapu, ka whiwhi oranga tātou.

3.A.2 NGĀ WHAKAHAERE TAUTOKO

Ko ngā kaupapa e whaiake nei i korerotahitia ki te tangata whenua.

3.A.2.1 Whakahaere a Manukau i ēnei āhuatanga kia kaha ai Te Tangata Whenua ki te whai mahi hei oranga mo ratou ano hoki i roto i ngā tikanga o Te Tiriti o Waitangi.

Ngā korero mai a Te Taraipūnara o Waitangi mo Tainui ngā whenua i raupatutia ko ēnei whenua kua tino puta ngā hua engari e noho kore whenua tonu nei te iwi me te mamae tonu kei roto o te ngakau. E tautohe tonu nei ngā kaumātua kia āta tirohia ngā kupu o Te Tiriti o Waitangi.

Kāore hoki ētahi o Tainui i haina i Te Tiriti o Waitangi ko rātou e mau tonu nei ki ngā tikanga tawhito.

Ko ēnei āhuatanga he oranga mo Te Tangata Whenua kia mātau ki te whakahaere rangatiratanga me te kaitiakitanga. Ko ēnei tikanga rangatiratanga, kaitiakitanga, me te kawa Maori pēnei i te ahi kā he oranga mo te tangata whenua. Me he mea e kore ēnei tikanga, kāore e tutuki te oranga.

Mo tēnei kaupapa, kia tino mau te Kaunihera ki ana tautoko i te wāhanga tuawaru (8) o te Whakahaere Tautoko e pa ana ki te wāhanga tuarima (5). Ka taea e te Kaunihera te tuku atu te mana ture i ētahi wā, tēnā pea hei āhuatanga tautoko. He nui ngā take kā riro mā te Karauna hei whakatutuki.

3.A.2.2 Ngā taonga e pā atu ana ki te ao tangata whenua aha kua haere tonu ngā tautoko ā te Tiriti he tupato kei konei mo ngā āhuatanga ka mahia a ngā wā ki mua

Nā te tino pātata atu o te tangata whenua ki te taiao kā tapu ēnei wāhi, ki ētahi wāhi he nui atu te tapu. Ko ēnei ngā wāhi tapu e whai ake nei:

- He wāhi i mate ai te tangata

- He wāhi pakanga
- Te Urupa
- Ngā wāhi taunga waka tupapaku mo te tangihanga
- Ngā wāhi tūnga whare nui te mana
- He wāhi huna mo te oranga
- Ngā wāhi mo te āta whakāro
- Ngā maunga tapu
- He wāhi i titoa ngā waiata me ngā korero tapu
- He āhuetanga wairua i kitea
- He wāhi i whakatapua

Te whakapapa atu a Te Tangata ki a Papatuanuku me Ranginui, ngā Atua tiaki taonga me ngā taonga. Ko ēnei ngā āhuetanga me whaka mana.

3.A.2.3 I ētahi wā kaore i tino tautoko ngā whakahaere i ngā tikanga mo te Tangata Whenua aha kua kei roto i Te Tiriti o Waitangi

Aha kua ko te Maori Te Tangata Whenua kua rerekē ngā āhuetanga na te mea hei painga mo te iwi whanui. Engari na te mea ko rātou Te Tangata Wehua he tikanga ano o rātou i roto o Te Tiriti o Waitangi i Whakatūngia mai i roto i ngā tono o Te Manukau kia mahia he āhuetanga hei painga mo te Maori.

3.A.3 NGĀ ĀHUATANGA

3.A.3.1 He whakāro ake kia taea ai e Te Tangata Whenua te mau ki te Rangatiratanga me te Kaitiakitanga o ngā whenua tūpuna, wai, wāhi, wāhi tapu me ēra atu taonga

(Tēnei ahuetanga kā pā ki te 3.A.2.1).

Whakamārama/Kaupapa

I te wāhanga 8 e ki ana kia mau tonu te Kaunihera ki ngā tikanga o Te Tiriti o Waitangi.

Kaore he kaupapa kua āta mahia mo ngā tikanga o te Tiriti. Ko ēnei kei mua tonu i te aro aro o Te Kooti Tono me Te Taraipiunara o Waitangi ko te mahi tahi tetahi ki tetahi mō te kaupapa nui. Kua tirohia e te Taraipiunara me te whakāe te kaupapa rangatiratanga. Kua whakāe tahi Te Kāwanatanga ki te kaupapa, 'mā te iwi ā rātou mahi, e mahi'.

Ko te tautoko rangitiratanga ko te tautoko i ngā kaupapa o te Tiriti. S(7)(a) o Te Whakahaere Tautoko 1991 e ki ana, kia mau, tonu ki te tautoko kaitiakitanga he wāhanga hoki tenei o te kawa. Wāhanga 5(2) o te tikanga kia mahia e te Kaunihera ēnei tikanga mo te orangatangata. Ko Te Rangatiratanga me Te Kaitiakitanga hei tautoko i te mauri o te taonga. Kia kaha tonu te Tangata Whenua ki te hāpai i te mauri o te taonga.

3.A.3.2 Kia taea ai e te tangata whenua te mau tonu te āta tiaki i ngā taonga tuku iho ā ngā tūpuna

(Tēnei āhuatanga ka pa ki te 3.A.2.2.)

Whakamārama/Kaupapa

Kua whakātu mai Te Waitangi Taraipiunara kia mau tonu te Karauna ki ngā āhuatanga Maori i roto o Te Tiriti o Waitangi me te āta tiaki. Mehemea e kore te Karauna e tautoko kua hara ratou ki te Tiriti. Kia mau tonu Te Karauna ki te tautoko i ngā whenua, ngā wāhi hi ika o te iwi Maori. Mehemea e kore Te Karauna e tautoko kua hara ano Te Karauna. (Ka kitea enei i roto o ngā wāhanga o ngā kereme o Te Manukau p.100).

Wāhanga 6(e) o Te Whakahaere Tautoko e ki ana kia tautoko tonu Te Kaunihera Te Whanaungatanga Maori Te Kawa o ōna āhuatanga me ngā taonga.

3.A.3.3 Kia mau tonu ki te whaka tutuki i te Whanaungatanga o Te Tangata Whenua, Te Kawa me ōna āhuatanga me ngā taonga tūpuna

(Tēnei āhuatanga ka pai te 3.A.2.3)

Whakamārama/Kaupapa

I roto o Te Manukau Kerēme e ki ana Te Waitangi Taraipiunara kia mau tonu ki tēnei wāhanga o Te Tiriti o Waitangi (rārangi 78–91). Whakawhitiwhiti koha. Ko te koha nei ko te whakahaere ture mo ngā āhuatanga Maori me te mahitahi ngā iwi e rua.

3.A.4 KAUPAPA

3.A.4.1 Kia whakāea te tangata whenua ki te mahi āhuatanga whakahaere, tautoko me te āta korero atu mo aua āhuatanga :

- (a) Kia mau tonu te mahi tahi i te taha o Te Tangata Whenua (me ētahi atu tari iwi)
- (b) Whaka kore tau kumekume;
- (c) Tautoko i ngā tikanga o Te Marae;
- (d) Tautoko i te kaumātua me āna mahi;
- (e) Tautoko i ngā āhuatanga o ngā wā o mua;
- (f) Tautoko i ngā tikanga Maori (me ā rātou mahi);
- (g) Tautoko i te mana o te hapu ki te korero i ngā take e pā ana ki ā rātou.

Whakamārama/Kaupapa

(Tēnei kaupapa kia tutuki ngā āhuatanga 3.A.3.1)

Te korero tahi ki te iwi he kaupapa mai, o te Tiriti o Waitangi, kia tutuki.

Kua whakatakotoa e Te Pāremata Komihana ngā kai korero o ia rohe e korero ana mo ngā take Maori, kia riro ano rātou ma Te Tangata Whenua o aua rohe e tohu hei kai korero mo rātou Te Tangata Whenua (1992).

Te Kaupapa tuatahi kia mahi tahi Te Tangata Whenua i ngā mahi Whakahaere Tautoko i roto ngā tono ā Te Pāremata Komihana me ngā tohu wāhanga 30(1)(b) o Te Ture Whenua 1993 kia whakaritea he wāhi koreromahi mo Te Tangata Whenua.

Kua whakatakotoa e Te Kooti Tei Tei kia tukua ngā whakamārama kia mohio pai ai rātou mo ngā take hei korero, me te wā mo te korero. Kia āta whakarongo mai ki ngā korero ā te iwi.

Whakahaere

- Ngā mahi ka mahia. (Ngā ture whakahaere wāhanga 5) kia uru tahi atu ngā āhuatanga Tangata Whenua
- Me mahi tahi Te Kaunihera me te Tangata Whenua i roto i ngā Whakahaere Tautoko
- Kia mahi tahi Te Kaunihera me te Tangata Whenua mo ngā taonga kei raro i te Kaunihera (penei ngā wāhi mo ngā tāngata katoa, Te Maunga o Mangere, Hampton Park, Otara)
- Kia tohua he Tangata Whenua hei whakatakoto kaupapa
- Kia tohua ki roto o Te Kaunihera he Tangata Maori Whakamātau Ngā Āhuatanga Maori
- Kia mārama ngā āhuatanga ngā kaupapa kua whakāea me ngā kaitautoko o te Tangata Whenua.
- Whakahaere hui mo ngā āhuatanga tautoko ēnei, me ēra atu kaupapa ki runga i Te Marae
- Whakāe mo te kōhi kōhi i ngā hua whenua mai ngā wāhi wātea, ma Te Pepa Whakāea mo ngā hui Maori. (Hei tauria tēnei Imrie Avenue Reserve, Mangere).
- Tautoko atu mo te Tangata Whenua i roto o ngā Whakahaere Tautoko
- Whai āhuatanga hei whakahoki whenua ki Te Tangata Whenua (wāhanga 33)
- He āhuatanga whakāko mo te mahi whakahaere tautoko
- He āhuatanga whakāko i ngā kaimahi o te Kaunihera ngā Tikanga Maori — Te Reo Maori me te whakamārama — Te Tiriti o Waitangi

3.A.4.2 Kia whaka tupato ki ngā taonga Tangata Whenua katoa. Whanaungatanga ki ngā taonga, me whakatikatika.

Whakamārama/Kaupapa

(Tēnei kaupapa kia tutuki ngā āhuatanga 3.A.3.2 me 3.A.3.3)

Kia mau Te Kaunihera ki ngā tikanga o Te Tiriti o Waitangi Wāhanga 8 kaitiaki taonga. Wāhanga 6 (e) kia mau tonu ki te ngākau o Te Maori ki a rātou taonga — Kua whakātu mai Te Kooti Tei Tei ka mau tonu ēnei, ahakua i hokoa te whenua — ngā taonga tūpuna ngā taonga i ngaro ka kitea. Ahakua ngā taonga nei kei te tangata whenua, kia tupato āno ki ngā mahi ki te whenua i waho atu.

Whakahaere

- Kia mahitahi te tangata whenua mo ngā āhuatanga e pa ana ki ngā āhuatanga tautoko whakāe.
- Kia tautoko atu i ngā kaupapa iwi whakahaere (Wahanga 5) nga Āhuatanga Whakahaere me ngā Ture ā Iwi.
- Tautoko-Tiaki Wāhi Tapu (Wāhanga 6).
- Tautoko, hei tauira, mai i ngā āhuatanga tautoko kua whakaritea, tohu mo te rāhui (whakakore) whaka kia pai ai te hua o te kaimoana. (Hei tauira tēnei Eastern Beach, Bucklands Beach Peninsula).
- He wāhi whakamohio kia mohio me te whaka tupato mo ngā mahi e mahia ana (ngā wāhi kohatu wāhanga 17)
- Hokomai i ngā wāhi tapu (kaore i raro o Te Iwi Maori) kia kore ai e mahi kinotia

3.A.4.3 He āhuatanga whakamana mo te noho o Te Tangata Whenua ki runga i o ratou whenua me te whakahaere i o ratou na tikanga tūpuna.**Whakamārama/Kaupapa**

(Tēnei kaupapa kia tutuki ngā āhuatanga 3.A.3.1, 3.A.3.2)

I roto i ētahi whakahaere e ngaro haere ana te mana o Te Tangata Whenua i runga i ona ake whenua e ngari inaianei kua hokimai ēnei āhuatanga i raro o ngā whakatakoto a Te Tiriti o Waitangi. He ahua rereke atu tēnei i etahi atu take mo te whakatu whare i waho atu o ngā taone, na te mea kaore e tino nui te whakatu tu whare i aua wahi e ngari kei te tautoko tonu, mo te taha ki te ture ngā mahi o te iwi Maori i runga i o rātou whenua i raro ano o Te Tiriti me ngā tautoko hoki a te kaunihera mo te taha ki te turi wāhanga 6(e) ngā Whakahaere Tautoko 1991.

Whakahaere

- Wāhanga Papakainga
- He Wāhanga mo te whakatu whare: waho atu o ngā tāone.
- Tautoko ngā take marae

3.A.5 NGĀ ĀHUATANGA PUTAMAI I TE AO

- Kia mahi tahi Te Tangata Whenua i roto i ngā mahi whakahaere tautoko
- Tiaki ngā wāhi tapu me ētahi atu taonga
- He wāhanga mo Te Tangata Whenua ki ā rātou taonga
- Whaka tu marae, kohanga reo, kura kaupapa me ētahi atu āhuatanga o Te Maori
- He tino whakamātau i ngā momo tāngata mo ngā tikanga o Te Tangata Whenua me ngā taonga
- Whakapai ake i te putai ao.

