

# **The Treasury**

## **Release of Submissions: Mixed Ownership Model Consultation with Māori**

### **Release Document**

**March 2012**

**[www.treasury.govt.nz/publications/reviews-consultation/mixed-ownership/submissions](http://www.treasury.govt.nz/publications/reviews-consultation/mixed-ownership/submissions)**

Key to sections of the Official Information Act 1982 under which information has been withheld.

Certain information in this document has been withheld under the following section of the Official Information Act, as applicable:

[1] 9(2)(a) - to protect the privacy of natural persons, including deceased people.

Where information has been withheld, a numbered reference to the applicable section of the Official Information Act has been made, as listed above. For example, an [1] appearing where information has been withheld in a release document refers to section 9(2)(a).

In preparing this Information Release, the Treasury has considered the public interest considerations in section 9(1) of the Official Information Act.

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Mrs. O.Ripia

11th February 2012.

The Honourable Mr. Bill English  
Minister of Finance  
Parliament Buildings  
Wellington.

Re:- Partial Assets sales of State owned Enterprises.

Dear Sir,

For 172 years the Maori component of the 1840 Tiriti - Treaty of Waitangi has not been complied with, by both Governments and the Crown. The 1840 Treaty - Tiriti is referred to as the Foundation Document of New Zealand and as such both Governments were duty bound to uphold the promises made to the Maori aborigine inhabitants with whom the Foundation Document was contracted. But from day one, extensive research has shown that the Foundation Document of New Zealand has been treated with contempt and absolute dishonesty. The 1840 Treaty is a very simple document to follow and yet here, we Maori of the Tairāwhiti East Coast Inquiry district are being asked to join a consultation round of hui to unravel another unrelated treaty to the one being conducted in our inquiry district. Where did this 1986 Treaty with its clause / section 9. emerge from? Did Queen Elizabeth the second affirm it and who among the descendants of the Maori Chiefs who endorsed the 1840 Tiriti / Treaty of Waitangi copies, affirm the 1986 Treaty of Waitangi and its clauses and sections

The original Tiriti / Treaty contract is made up of 3 very simple clauses, article, ture', or laws and while article 1. required Maori to cede absolutely without reservation all their powers of sovereignty over their respective territories; Article 2. amended that outrages requirement and instead it was agreed that all Maori would retain the full exclusive and undisturbed possession of their lands and estates, forests, fisheries and other properties which they may collectively or individually possess as long as it is their wish and desire to retain the same in their possession.

I heard Maanu Pauls statement about Maori owning the water that drives the power stations that are being called State Owned Enterprises assets. Thats not a laughable suggestion at all. The rivers and their water are housed upon the land so are the thermal energy, that drive the power stations that are the source of the consultation hui that are being progressed through out New Zealand.

My view of the present round of Consultation hui, is that they do not comply with the 1840 Tiriti / Treaty of Waitangi unless the Crown who is Queen Elizabeth 2nd, appointed purchaser, purchased the land from the respective Maori proprietors of the land upon which the Power stations are built. Then and only then can any land based resource qualify as a State Owned Enterprises asset as the pre-emption right of the Monarch only of England, documented in Article / Ture 2 of the Treaty / Tiriti of Waitangi 1840. What I state now is that not all Maori are involved personally in the current land upon which the Power stations are built. But I support the right of all Maori to protest the failure of the Government to use the terms as agreed to in the very simple 1840 Tiriti / Treaty of Waitangi document, which once again is being ignored in New Zealand.

Also legislated Maori Committee's are not the correct proprietors for consultation, where land is concerned, and may not act on behalf of all Maori under the legislated laws of the government. They too have moved outside the terms documented in the

1840 Tiriti / Treaty of Waitangi. It is time for all who wish to dwell in New Zealand to honour the Foundation Document of New Zealand, which is responsible for the British settlers assuming the right to set up a governing power in partnership with the Maori aborigine customary inhabitants. The 1840 Treaty is said to lack constitutional value, but it must also be agreed that that statement, is 172 years too late because huge resources from the land has been compulsorily acquired and will never be compensated for as promised when the current Treaty claims were begun. The Government have not abided by the statement, "In resolving claims the Crown should not create further injustices". This statement was signed by Douglas Graham former Minister in Charge of Treaty of Waitangi Negotiations.

Naku noa,

Ohomaúri Ripia.

*D. Ripia*

*cc Winston Peters*

*Hone Harawira*

*The Editor Gisborne Herald,*

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