

Greater Christchurch Urban Development Strategy

Report To: UDS Implementation Committee (UDSIC)
Subject: Engagement with Ngai Tahu
Report Authors: James Caygill, UDS Implementation Manager
Report Date: 12 February 2007
Reference to UDS: Governance and Implementation (Appendix V)
Lead Agency - UDSIC

1. PURPOSE OF REPORT

To report on and clarify the ongoing relationship between the UDS strategy partners and Ngai Tahu.

2. BACKGROUND

Ngai Tahu is the iwi that holds manawhenua (customary authority) and kaitiakitanga (guardianship) over the much of the South Island. Given the nature of the statutory obligations related to Tangata Whenua that local authorities have under various legislation, in the UDS sub-region a relationship with Ngai Tahu is a key competency supporting the discharge of these obligations. It is therefore important that this relationship is formally recognised within the UDS implementation and the UDS implementation structure.

As we progress implementation of the UDS it will be increasingly important to forge a strong and enduring relationship with Ngai Tahu across the entire UDS.

While by no means the beginning or end of the relationship it is worth noting that, the UDS Action Plan contains 13 actions for which either TRONT, Tangata Whenua, or Maori Land Owners are either Lead Agencies or Support Agencies (see final page).

3. TANGATA WHENUA REPRESENTATION

UDSIC and TE RŪNANGA O NGĀI TAHU

The Terms of Reference for the UDSIC (see attached) describes the UDSIC as a joint committee of the local authorities and Tangata Whenua (1.1) and the membership section (1.2) lists one representative of the Tangata Whenua. Actions 6.28.4.1 (establishment of the UDSIC) and 6.28.4.3 (ratification of the Memorandum of Agreement) lists Tangata Whenua as a 'support agency' along with other strategy partners.

At this governance level it is appropriate that the partners seek representation at iwi level through Te Rūnanga o Ngāi Tahu (TRONT), most suitably through the position of the Kaiwhakahaere - Mark Solomon. Mark's membership of the UDSIC would be similar to the membership by the Mayors and Regional Chair, and acknowledging Tangata Whenua at this leadership level is consistent with the direction signalled in the UDSIC Terms of Reference. Te Rūnanga have signalled their intent and desire to continue participation at this level and have also identified that representation from Te Runanga alone is insufficient.

STRATEGIC PARTNERS FORUM and NGA RŪNANGA

In signalling that representation by Mark Solomon alone is not sufficient, Te Runanga have identified that Ngai Tahu can be more appropriately represented within the UDS implementation process through broadening representation to include ngā Rūnanga.

Three runanga are immediately affected by the UDS: Te Ngāi Tūāhuriri Runanga, Te Hapū o Ngāti Wheke (Rāpaki) and Wairewa Rūnanga. Te Taumutu Runanga is also within the south-eastern area of the UDS, but implementation is not immediately impacting within the Taumutu takiwa. In discussions with Ngai Tahu it has been suggested that representatives of each of the three Rūnanga immediately affected be included in the Strategic Partners Forum. A role for nga Runanga within the Strategic Partners Forum will support the representation by Mark Solomon on the Committee itself, and provides the opportunity for information and advisory needs to be identified by either Mark Solomon or the Runanga representatives and brought to the attention of the Committee.

Ngai Tahu Advisory & Administrative Capacity: Mahaanui Kurataiao Ltd

The three Runanga in the UDS area and the other runanga of the sub-region, Ōnuku Rūnanga, Te Rūnanga o Koukourarata and Te Taumutu Rūnanga, are joint owners of Mahaanui Kurataiao Ltd (MKT), each having up to two members on the Board of Directors of the company. MKT also has a formal agreement in place with Christchurch City Council to provide advisory functions, liaison, coordination and support services to the City Council. MKT board and management support the recommendation that a representative from each of the affected Runanga be included in the UDS Implementation structure, and through the mandates in place with nga Runanga and the City Council, MKT is the appropriate agent to provide advice to the UDSIC through the Implementation Manager, to support nga Runanga representatives on the SPF and to work with Te Runanga officers to support the Te Runanga representative on the UDSIC.

The board requested that once each representative was selected by their Runanga, their involvement would need to be formally requested via a letter from the UDS Independent Chair.

4. INFORMATION NEEDS FOR UDS IMPLEMENTATION

From the point of view of Ngai Tahu there have been deficiencies in areas of evaluation of impacts of the UDS on Tangata Whenua. Ensuring appropriate representation within the UDS Structure is an important element in addressing these deficiencies. However, further analysis of the UDS and what it means for Tangata Whenua will certainly need to be done both within the overall implementation framework of the UDS, and within the context of the ongoing relationship between individual local authorities and their local runanga.

The availability of Mahaanui Kurataiao Ltd and its functions in supporting the City Council and nga Runanga engagement can be used, in conjunction with the UDS Implementation Manager to support any needs for information and advice on the impacts of UDS implementation on Tangata Whenua, and their values and interests.

The need for information to be brought to the UDSIC would be identified by either Mark Solomon, nga Runanga, the UDSIC or SPF, and the UDS Implementation Manager. The information and advice would be brought to the UDSIC via a report to the UDS Implementation Manager, who would then refer it on to the UDSIC.

5. SEEKING FURTHER ENGAGEMENT WITH NGAI TAHU

At past Mahaanui Kurataiao Ltd Board meetings the Directors agreed that nga Runanga should be involved in the process, and made preliminary suggestions around who appropriate Runanga representation would be. It was also requested by the Board members that the UDS Implementation committee or manager formally requeste the Runanga to provide a representative, via a letter from the UDS Independent Chair.

6. RECOMMENDATION(S)

6.1 That the report of the UDS Implementation Manager on engagement with Ngai Tahu be received.

6.2 That the UDSIC endorse the membership of the Strategic Partners Forum of Te Ngāi Tūāhuriri Runanga, Te Hapū o Ngāti Wheke (Rāpaki) and Wairewa Rūnanga and request the Independent Chair to write to each runanga inviting them to appoint a representative.

ID	Subject	Action	Lead Agency	Support Agencies
6.7.4.1	Tangata Whenua	Investigate the development of housing on MR873 land adjoining Woodend through the preparation, consultation and adoption of an agreed Outline Development Plan for that area	WDC	ECan, TRONT
6.7.4.2	Tangata Whenua	Facilitate the development of Maori Land where this aligns with the Strategy	Relevant Maori land owners	UDSIC
6.7.4.3	Tangata Whenua	Complete the preparation of Iwi and Hapu Management Plans - This will allow for Tangata Whenua to meet both their protection and development aspirations.	TRONT	CCC, SDC, WDC
6.7.4.4	Tangata Whenua	Establish and maintain an area Tangata Whenua and Maori contact database for consultation on resource consents, heritage values and environmental impacts.	ECan	TRONT
6.7.4.5	Tangata Whenua	Develop an area cultural heritage framework. - This will include developing a robust cultural assessment process and undertaking a cultural and archaeological survey - Sets up a process of identification, consultation and engagement of Maori that have a cultural and traditional relationship as kaitiaki with a proposed growth area	TRONT	ECan
6.8.4.1	Cultural Heritage	Establish a cultural heritage technical working party to improve collaboration and approaches	ECan, CCC	SDC, WDC, HPT, Tangata Whenua
6.8.4.2	Cultural Heritage	Develop heritage overview that summarises cultural heritage knowledge, providing a basis for heritage Strategy development	ECan	CCC, SDC, WDC, HPT, Tangata Whenua
6.8.4.3	Cultural Heritage	Develop a regional cultural heritage Strategy.	ECan	CCC, SDC, WDC, HPT, DOC Tangata Whenua
6.10.4.14	City and Town Centre Revitalisation	Investigate and establish, in partnership with others, a dedicated city revitalisation agency to develop and administer programmes; to assemble key redevelopment sites; and to tender land for specific redevelopment proposals. Benchmark framework of the agency against other related organisations in New Zealand and overseas	CCC, CCHL	Ngai Tahu properties and other private sector developers.
6.11.4.5	Biodiversity and Ecosystems	Identify, protect and create biodiversity sites as part of growth area, via outline development planning and subdivision processes.	CCC, SDC, WDC	ECan, DOC, TRONT
6.11.4.6	Biodiversity and Ecosystems	Develop partnerships with Ngai Tahu to explore sustainable use and enhancement of biodiversity, particularly Ki Uta Ki Tai and 2025 Ngai Tahu	TRONT	CCC, SDC, WDC, DOC, ECan
6.28.4.1	Governance, Collaboration, Partnership and Community Engagement	Establish a sub-regional joint committee (UDSIC), at a governance level involving partner councils, to operate to September 2010	Mayors and Regional Chair	CCC, SDC, WDC, ECan, Transit, Tangata Whenua
6.28.4.3	Governance, Collaboration, Partnership and Community Engagement	Ratify a Memorandum of Agreement (see Appendix v for terms of reference).	UDSIC	CCC, SDC, WDC, ECan, Transit, Tangata Whenua

1 Urban Development Strategy - Implementation Committee (UDSIC)

1.1 Terms of Reference

A joint committee of the Christchurch City Council, Waimakariri District Council, Selwyn District Council, Canterbury Regional Council and Tangata Whenua be established to implement the Greater Christchurch Urban Development Strategy and Action Plan

The joint Strategy Implementation Committee be delegated authority to implement the Strategy Action Plan in accordance with the following functions:

- Growth management leadership
- Overseeing the implementation of the Strategy
- Ensuring organisation systems and resources support the Strategy implementation
- Taking responsibility for progressing those actions specifically allocated to the Strategy Implementation Committee in the Strategy and ensuring implementation occurs
- Monitoring and reporting progress against milestones
- Over viewing the management of the risks identified in implementation
- Reviewing and recommending adjustments to the Strategy
- Identifying and resolving any consultation inconsistencies between the Strategy and subsequent public consultation processes of the partner councils
- Facilitating consultation with the community

- Establishing the Strategic Partners Forum
- Selecting and appointing an Independent Chairman, appointing a Strategy Implementation Advisor after considering recommendations from the Chief Executives Advisory Group
- Implementing a Memorandum of Understanding as adopted by the Committee to provide a basis for developing working relationships and the resolution of any conflict

1.2 Membership

- That representation be comprised of three representatives as appointed by the contributing authorities, including the Mayors and Regional Council Chairman, and a Tangata Whenua representative.
- That an Independent Chairman (non elected member), to be appointed by the Committee, chair the Committee on the recommendation of the Mayors and Regional Chair
- That the standing membership be limited to 14 members (including Independent Chair), but with the power to co-opt up to a maximum of two additional non-voting members from the Strategic Partner Forum where required to ensure effective UDS implementation.

1.3 Purpose

The role of the Strategy Implementation Committee is to:

- Ensure that the statements of intent of council owned companies are aligned to reflect the strategic directions and outcomes of the Strategy.

- Oversee the implementation of the Strategy, in particular the actions for the next 3 years.
- Take responsibility for progressing those actions specifically allocated to the “UDS Implementation Committee” in the Strategy and making sure the implementation does occur. The challenges here should not be underestimated. It involves in many situations, a different way of working and not just doing one’s own thing.
- Monitor progress against milestones.
- Review and adjust the Strategy if circumstances change.
- Identify and resolve any consultation inconsistencies between the Strategy and subsequent public consultation processes of the partner councils.
- Implement actions through partner council policy instruments such as the proposed changes to the Regional Policy Statement (Area), Regional and District Plans, LTCCP’s, Triennial Agreements, the RLTS Review (area) and partnerships between local government and other bodies such as health and education service providers.
- Co-ordinate actions across the implementation agencies as needed to avoid inconsistencies. Partner councils should align with the Strategy, unless aspects are re-negotiated and agreed through the UDSIC.

1.4 Committee Characteristics

- Monthly meetings for 18 months then bimonthly
- Serviced by a partner Council to be recommended by Chief Executives Advisory Group

- Formal committee under Local Government Act 2002, (Section 30 Schedule 7).

1.5 Focus and Approaches

- Update the UDS Implementation Plan every third year as a basis for detailed growth management through agency plans (preceding the LTCCP).
- Inevitably there will be changes in the operating climate for growth management. This could include changed partner Council priorities or government policy changes.
- For the implementation of all actions, develop appropriate methods and processes for community engagement that take into account the principles of collaboration, and of developing awareness and understanding of issues as a foundation for agreement, commitment and action.
- Translate into each action the continuing high levels of community awareness of growth management issues generated from the Strategy. This reflects the importance of community engagement in Strategy implementation. It helps enable the needs of special interest groups, such as elders and disabled, to be taken into account in Actions.
- Establish protocols to ensure that implementation of Strategy actions are consistent with the agreed communications Strategy.
- Individual actions should all contribute to the wider aims of the Strategy and not detract from key principles of communication and collaboration e.g. consistent use of branding.

- As sufficient powers of delegation to facilitate the Strategy, provide advice to the partner councils and other implementation agencies, sponsor a monitoring and review framework and focus on implementation within a wider Greater Christchurch settlement pattern.
- The UDSIC has to have sufficient powers and vision to operate in a growth management leadership and advocacy role
 - Inadequate resourcing for implementation
 - Uncoordinated and conflicting Council strategies
 - Conflicts between the partner Councils
 - Negative responses from the Strategic Partner Forum
 - Force majeure
 - Significant alteration to the funding base for key infrastructure
 - Public response impacting on Strategy substance and timeframes