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**Date:** Monday, 20 May 2024  
**Time:** 2.00 pm  
**Venue:** Reception Lounge  
Auckland Town Hall  
301-305 Queen Street  
Auckland

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## TŪPUNA MAUNGA O TĀMAKI MAKĀURAU AUTHORITY

**HUI 92 – 20 May 2024**

### Open Agenda

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<b>Chairperson</b>	Paul Majurey	Ngā Mana Whenua o Tāmaki Makaurau (Marutūāhu Rōpū)
<b>Deputy Chairperson</b>	Toni van Tonder	Auckland Council (Devonport-Takapuna Local Board)
<b>Members</b>	Tania Tarawa	Ngā Mana Whenua o Tāmaki Makaurau (Marutūāhu Rōpū)
	Clay Hawke	Ngā Mana Whenua o Tāmaki Makaurau (Ngāti Whātua Rōpū)
	Ngarimu Blair	Ngā Mana Whenua o Tāmaki Makaurau (Ngāti Whātua Rōpū)
	Karen Wilson	Ngā Mana Whenua o Tāmaki Makaurau (Waiohūa-Tāmaki Rōpū)
	Josie Smith	Ngā Mana Whenua o Tāmaki Makaurau (Waiohūa-Tāmaki Rōpū)
	Cr Christine Fletcher	Auckland Council (Governing Body - Albert-Eden-Puketāpapa)
	Cr Kerrin Leoni	Auckland Council (Governing Body - Whau)
	Cr Ken Turner	Auckland Council (Governing Body - Waitākere)
	Tauanu'u Nick Bakulich	Auckland Council (Mangere-Otahuhu Local Board)
	Nerissa Henry	Auckland Council (Maungakiekie-Tāmaki Local Board)
<i>(Quorum is 6 members, comprising the chair or deputy chair and 2 members appointed by the rōpū entities and 2 members appointed by Auckland Council)</i>		

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*Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014*

*109 Functions and powers*

- (1) The Maunga Authority has the powers and functions conferred on it by or under this Act or any other enactment.
- (2) In exercising its powers and carrying out its functions in relation to the maunga, the Maunga Authority must have regard to—
  - (a) the spiritual, ancestral, cultural, customary, and historical significance of the maunga to Ngā Mana Whenua o Tāmaki Makaurau; and
  - (b) section 41(2).
- (3) In exercising its powers and carrying out its functions in relation to the administered lands, the Maunga Authority must have regard to the spiritual, ancestral, cultural, customary, and historical significance of the administered lands to Ngā Mana Whenua o Tāmaki Makaurau.

[Emphasis added]

*41 Maunga must remain as reserves vested in trustee*

- (1) This section applies to each maunga once the maunga is—
  - (a) vested in the trustee under subpart 1, 2, or 3 of this Part;and
  - (b) Declared a reserve under any of sections 18 to 29, 33, and 39.
- (2) The maunga is held by the trustee for the common benefit of Ngā Mana Whenua o Tāmaki Makaurau and the other people of Auckland.

...

[Emphasis added]



## Tūpuna Maunga Reserve Status\*

The following Tūpuna Maunga, with the relevant reserve status, are classified as reserves subject to the Reserves Act 1977

Maunga	Reserve Status
Matukutūruru	Historic reserve
Maungakiekie / One Tree Hill	Recreation reserve
Maungarei / Mt Wellington	Recreation reserve, Local Purpose reserve
Maungawhau / Mount Eden	Historic reserve, Recreation reserve
Maungauika / North Head	Historic reserve
Ōwairaka / Te Ahi-kā-a-Rakataura / Mount Albert	Recreation reserve
Pukewīwī / Puketāpapa / Mount Roskill	Recreation reserve
Te Kōpuke / Tītīkōpuke / Mount St John	Recreation reserve
Ōhinerau / Mount Hobson	Recreation reserve
Ōhūiarangi / Pigeon Mountain	Historic reserve, Recreation reserve, Local Purpose reserve
Ōtāhuhu / Mount Richmond	Recreation reserve
Takarunga / Mount Victoria	Recreation reserve, Local Purpose reserve
Te Tātua-a-Riukiuta / Big King	Recreation reserve
Te Ara Pueru / Te Pane-o-Mataaho / Mangere Mountain	Historic reserve, Recreation reserve, Local Purpose reserve
Rarotonga / Mount Smart	Recreation reserve

\* See sections 18-29, 33 (repealed), 39, 41, 47, 53, 54, and Schedules 1 & 2, 6 of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014



Date: Monday, 25 March 2024  
Time: 2:44 pm  
Venue: Reception Lounge  
Auckland Town Hall  
301-305 Queen Street  
Auckland

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## TŪPUNA MAUNGA O TĀMAKI MAKĀURAU AUTHORITY HUI 90 – 25 March 2024 Open Minutes

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<b>Chairperson</b>	Paul Majurey	Ngā Mana Whenua o Tāmaki Makaurau (Marutūāhu Rōpū)
<b>Deputy Chairperson</b>	Toni van Tonder	Auckland Council (Devonport-Takapuna Local Board)
<b>Members</b>	Karen Wilson via electronic link Cr Christine Fletcher via electronic link 2.55pm Item 6 Cr Kerrin Leoni via electronic link Tauanu'u Nick Bakulich Nerissa Henry	Ngā Mana Whenua o Tāmaki Makaurau (Waiohūa-Tāmaki Rōpū) Auckland Council (Governing Body - Albert-Eden-Puketāpapa) Auckland Council (Governing Body - Whau) Auckland Council (Mangere-Otahuhu Local Board) Auckland Council (Maungakiekie-Tamaki Local Board)

### APOLOGIES

Clay Hawke	Ngā Mana Whenua o Tāmaki Makaurau (Ngāti Whātua Rōpū)
Ngarimu Blair	Ngā Mana Whenua o Tāmaki Makaurau (Ngāti Whātua Rōpū)
Tania Tarawa	Ngā Mana Whenua o Tāmaki Makaurau (Marutūāhu Rōpū)
Josie Smith	Ngā Mana Whenua o Tāmaki Makaurau (Waiohūa-Tāmaki Rōpū)
Cr Ken Turner	Auckland Council (Governing Body)

David Bhana, Kaiwhakahaere Tupuna Maunga opened the hui.

**Note: Items 1, 2 and 3 were taken together.**

- 1 Apologies**
- 2 Declaration of Interest**
- 3 Confirmation of Minutes**

MOVED by Member P Majurey, seconded by Member T van Tonder:

That the Tūpuna Maunga Authority:

- a) accept the apologies from:

Absence

Member C Hawke

Member N Blair

Member T Tarawa

Member J Smith

Cr K Turner – on council business

- b) note there were no declarations of interest.

- c) confirm the minutes of Hui 88 held on Monday, 27 November 2023, as a true and accurate record

**CARRIED**

#### **4 Quarter 1 and Quarter 2 Reports**

MOVED by Member P Majurey, seconded by Member N Henry:

That the Tūpuna Maunga Authority **note** the attached 1<sup>st</sup> and 2<sup>nd</sup> Quarter Report(s) for the 2023/24 financial year.

**CARRIED**

#### **5 Annual Financial Report for the year ended 30 June 2023**

MOVED by Member P Majurey, seconded by Member K Wilson:

That the Tūpuna Maunga Authority:

- a) **receive** the Annual Financial Report for the year ended 30 June 2023 (Attachment A).
- b) **receive** the letter from the chief executive of Auckland Council confirming that the Annual Financial Report is accurate (Attachment B).
- c) **note** the members' attendance register for the period 1 July 2022 to 30 June 2023 (Attachment C).

**CARRIED**

**6 Sorrento Group Limited Lease**

MOVED by Member T van Tonder, seconded by Member K Wilson:

That the Tūpuna Maunga Authority:

- a) **grant**, subject to public notification pursuant to section 119 of the Reserves Act 1977 and the successful resolution of any submissions or objections, an extension to the lease for Sorrento for a 4 year term;
- b) **delegate** to the chairperson and deputy chairperson the power to appoint a hearings panel pursuant s 120 of the Reserves Act 1977, if required to consider any submissions received following public notification of the Authority's intention to grant an extension to the lease to Sorrento and delegate to that panel the power to make a decision on the lease
- c) **delegate** to the Chair the power to execute the lease extension, including a Maunga Outcomes Plan, with the Sorrento Group Limited at the market rental (as previously determined by a registered valuer) and otherwise on the standard terms and conditions; and
- d) **resolve** that no further extensions be granted to the lease on expiry after the 4 years.

**CARRIED**

Note: Under Standing Order 6.9.4, the following members requested their dissenting votes be recorded.

- Member Tauanu'u Nick Bakulich
- Member Nerissa Henry

**7 Registers**

MOVED by Member P Majurey, seconded by Member N Henry:

That the Tūpuna Maunga Authority **note** the attached Registers, which have been updated since Hui 88 (27 November 2023).

**CARRIED**

**Te Mihi | Acknowledgement**

The Chairperson acknowledged Nicholas Turoa's contribution to the Tūpuna Maunga Authority and the team, and wished him all the best in his new Tumuaki Huanga Māori role.

Nicholas Turoa, Tumuaki Huanga Māori closed Hui 90.

3.11pm

The Chairperson thanked members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD AT A  
MEETING OF THE TŪPUNA MAUNGA O TĀMAKI  
MAKAURAU AUTHORITY HELD ON

**DATE:**.....

**CHAIRPERSON:**.....



## Open Agenda

### 1 Apologies

At the close of the agenda no apologies had been received.

### 2 Declaration of Interest

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member and any private or other external interest they might have.

### 3 Confirmation of Minutes

- a) **whakaū / confirm** the minutes of Hui 90 held on Monday, 25 March 2024, as a true and accurate record.



## Mt Wellington Roller Sports Club Inc (Skatelands) Lease

Authors: David Bhana, Kaihautu Hotaka Tupuna Maunga  
Lucia Kohler, Kaihautū Hōtaka

<b>Purpose</b>	To consider a potential lease to the Mt Wellington Roller Sports Club Inc (Skatelands) on Maungarei / Mt Wellington
<b>Recommendations</b>	<p>That the Tūpuna Maunga Authority:</p> <p>a) <b>approve</b> public notification under s119 of the Reserves Act 1977 the proposal to grant a lease to Mt Wellington Roller Sports Club Inc outlined in red in Attachment A subject to the following terms and conditions:</p> <ul style="list-style-type: none"><li>i) term – Five (5) years, commencing on 1 January 2025.</li><li>ii) rent – \$10,200 plus GST per annum.</li><li>iii) a Maunga Outcomes plan to be prepared and attached as a schedule to the lease agreement.</li><li>iv) all other terms and conditions in accordance with Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 and the Reserves Act 1977 and the Tūpuna Maunga Authority standard form lease agreement.</li></ul> <p>b) <b>delegate</b> to the chairperson and deputy chairperson the power to appoint a hearings panel under s 120 of the Reserves Act 1977 to consider and hear submissions, if required.</p>

### Background

1. Mt Wellington Roller Sports Club Inc (Skatelands) provide a large indoor roller skating and sports rink and have been located on Maungarei since 1969. They have an existing legacy lease carried over from Auckland Council. It commenced on 1 January 2010 and was for an initial term of 5 years with two rights of renewal of 5 years each with a final expiry of 2024. Skatelands owns the building and improvements.
2. At Hui 50 (25 September 2019) the Tupuna Maunga Authority resolved to grant a renewal of lease to the Mt Wellington Roller Sports Club Inc for the last term of 5 years ending 31 December 2024.
3. Skatelands occupy an area of Maungarei / Mount Wellington which is classified as a Recreation Reserve. Skatelands currently own and maintain the building they occupy. The location of the lease area is shown in Attachment A.

### Statutory and other considerations

4. Any decision to determine management within a reserve must take into account the legislative and policy framework.
5. The Authority administers the Tūpuna Maunga under the Reserves Act 1977 and pursuant to Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014. The Hauraki Gulf Marine Park Act 2000 is also relevant. The activities of the Scouts are consistent with the reserve classification.

6. Section 109(2) of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 requires the Authority to have regard to the spiritual, ancestral, cultural, customary, and historical significance of the maunga to Ngā Mana Whenua o Tāmaki Makaurau and that the tūpuna maunga is held in trust for Ngā Mana Whenua and the other people of Auckland.
7. The Tūpuna Maunga Authority's Integrated Management Plan (IMP) was adopted by the Authority in terms of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 and the Reserves Act 1977. The Integrated Management Plan describes a series of "Values" and "Pathways" that guide all activities on the Tūpuna Maunga. The primary focus of the IMP is to protect the health and well-being of the Tūpuna Maunga.
8. The Tūpuna Maunga Authority adopted the Tūpuna Maunga Strategies at Hui 50 on 25 September 2020. The Tūpuna Maunga Strategies are 7 key sections that outline the strategic direction with regards to education, Biodiversity, Tūpuna Maunga design, Recreation, commercial activities and monitoring. Together with the IMP, these strategies inform guide and manage the activities undertaken on the Maunga.

#### Reserves Act 1977 considerations

9. Section 54 of the Reserves Act 1977 sets out the Authority's powers in relation to leasing on a recreation reserve.
10. There is a requirement to publicly notify an intention to lease land within a Recreation Reserve.
11. Section 53(1) of the Reserves Act allows the Authority to prescribe the games, sports and other activities for public recreation that may take place in any specified part of the Reserve. This section also allows the Authority to grant organisations exclusive use of parts of the reserve for a sporting or recreation purpose.

### **Discussion**

#### **Leases on Tūpuna Maunga**

12. The Tūpuna Maunga o Tāmaki Makaurau Integrated Management Plan (IMP) describes a series of values and pathways that dictate decision-making on leases. The IMP places the health and well-being of the Tūpuna Maunga at the heart of all decisions.
13. Any leasing activity must be consistent with the IMP Tūpuna Maunga values and should actively promote those values. One step is a Maunga Outcomes Plan which forms part of all leases on Tūpuna Maunga.
14. The Maunga Outcomes Plan sets out activities that the lessee will do to contribute to the health and well-being of the Tūpuna Maunga. The activities to be carried out by the lessees are co-designed by the lessees and Authority management and reflect the Tūpuna Maunga values. Scouts agrees to a series of measures within the Maunga Outcomes Plan that track progress.
15. The activities are consistent with the classification of the reserve. There have been no other parties who have expressed an interest in occupying the site.
16. The club has 312 members and in the last 12 months they hosted 31,285 skaters though public skate sessions. Skate attendance age groups are mainly 0-13 years with 34% Māori Tamariki. They operate 7 days/week: Mon-Sun are club (member – sports/teams) bookings and Fri-Sun are public skate sessions.

#### 17. Maunga Outcomes Plan

- Skatlands has created an end-of-session experience to raise public awareness of Maungarei.
- Skatlands were involved in planting on the Maunga.
- The club manager regularly visits the Maunga and, since the closure, it has been very clean.
- Skatlands helped with the Guy Fawkes closure one year and were not needed the year after.
- Looking ahead at new Maunga Outcomes, the club suggested that Skatlands help do up the sidewalks going up along the walkway.

#### Terms

##### Term

18. The original lease for Mt Wellington Roller Sports Club Inc was with the legacy council. A lease renewal of five years was granted by the Authority at Hui 50 (25 September 2019). Since 2019 the Club has taken the opportunity to develop a Maunga outcomes plan and demonstrated their contribution to the wellbeing of the Maunga and the values set out in the IMP.
19. Skatlands have successfully formed a good working relationship with Management and rental has been consistently paid on time.
20. Given the above context management recommend a term of 5 years.

##### Rental

21. Rental assessment has been done at lease renewal date in 2019. Management has done the rental review, rental increase of 2% is recommended and is assessed at periodic terms during the lease.

#### Next Steps

22. If a lease is to be offered, management will engage in public notification process.

#### Attachments

Attachment A: A Site location Mt Wellington Roller Sports Club Inc (Skatlands)[📍](#)



**Attachment A: Site Plan for the Mt Wellington Roller Sports Club at Maungarei / Mt Wellington** (shown in red below).





## Captain Musick Air Scouts Lease

Authors: David Bhana, Kaihautu Hotaka Tupuna Maunga  
Lucia Kohler, Kaihautū Hōtaka

<b>Purpose</b>	To consider a possible lease for the Captain Musick Air Scouts on Ōhūiarangi/Pigeon Mountain
<b>Recommendations</b>	<p>That the Tūpuna Maunga Authority:</p> <p>a) <b>delegate</b> to the Chair and Deputy Chair the power to execute a lease, including a Maunga Outcomes Plan, with the Captain Musick Air Scouts at a market rental (as determined by a registered valuer) and otherwise on the standard terms and conditions; and</p> <p>b) <b>delegate</b> to the Chair and Deputy Chair the power to agree to terms governing the termination arrangements of the Captain Musick Air Scouts should the centre decide not to accept the new lease.</p>

## Background

1. At Hui 72 (14 March 2022) the Tūpuna Maunga Authority resolved to grant a lease to the Captain Musick Air Scouts for an initial term starting 1 May 2021 of 1 year term with 1 year right of renewal ending 30 April 2023.
2. The Scouts occupy an area of Ōhūiarangi / Pigeon Mountain which is classified as a Local Purpose Reserve. The Scouts own and maintain the building that they currently occupy. The location of the lease area is shown in Attachment A.

## Statutory and other considerations

3. Any decision to determine management within a reserve must take into account the legislative and policy framework.
4. The Authority administers the Tūpuna Maunga under the Reserves Act 1977 and pursuant to Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014. The Hauraki Gulf Marine Park Act 2000 is also relevant. The activities of the Scouts are consistent with the reserve classification.
5. Section 109(2) of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 requires the Authority to have regard to the spiritual, ancestral, cultural, customary, and historical significance of the Maunga to Ngā Mana Whenua o Tāmaki Makaurau and that the Tūpuna Maunga is held in trust for Ngā Mana Whenua and the other people of Auckland.
6. The Tūpuna Maunga Authority's Integrated Management Plan (IMP) was adopted by the Authority in terms of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 and the Reserves Act 1977. The Integrated Management Plan describes a series of "Values" and "Pathways" that guide all activities on the Tūpuna Maunga. The primary focus of the IMP is to protect the health and well-being of the Tūpuna Maunga.
7. The Tūpuna Maunga Authority adopted the Tūpuna Maunga Strategies at Hui 50 on 25 September 2020. The Tūpuna Maunga Strategies are 7 key sections that outline the strategic

direction with regards to education, Biodiversity, Tūpuna Maunga design, Recreation, commercial activities and monitoring. Together with the IMP, these strategies inform guide and manage the activities undertaken on the Maunga.

8. Section 61 of the Reserves Act 1977 sets out the Authority's powers in relation to leasing on a local purpose reserve. There have been no other parties who have expressed an interest in occupying the site.

## **Discussion**

### **Scouts**

9. The purpose of Scouting is to encourage the physical, intellectual, social, emotional, and spiritual development of young people so that they take a constructive place in society as responsible citizens, and as members of their local, national and international communities. Programmes are delivered through outdoor pursuits and the teaching of survival skills.
10. The Scouts operate 4 nights a week. They currently have 90 children (aged 6-19 years) and 15 leaders.

### **Leases on Tūpuna Maunga**

11. The Tūpuna Maunga o Tāmaki Makaurau Integrated Management Plan (IMP) describes a series of values and pathways that dictate decision-making on leases. The IMP places the health and well-being of the Tūpuna Maunga at the heart of all decisions.
12. Any leasing activity must be consistent with the IMP Tūpuna Maunga values and should actively promote those values. One step is a Maunga Outcomes Plan which forms part of all leases on Tūpuna Maunga.
13. The Maunga Outcomes Plan sets out activities that the lessee will do to contribute to the health and well-being of the Tūpuna Maunga. The activities to be carried out by the lessees are co-designed by the lessees and Authority management and reflect the Tūpuna Maunga values. The Scouts agrees to a series of measures within the Maunga Outcomes Plan that track progress.
14. Management has reviewed the Scouts Maunga Outcomes Plan in December 2023 and noted:
  - a. No health, wellbeing or child safety issues to report
  - b. Scout campfires were kept to steel drums and on the concrete behind the den
  - c. Scouts stayed on tracks and were educated about erosion issues from desire lines
  - d. Scouts reduced the number of tents pitched beside their den
  - e. Scouts held 4 rubbish clean up events on the Maunga
  - f. Absolutely adhered to no smoking/alcohol policy.
15. Some key improvement areas for 2024 include:
  - a. Scouts to be more involved in monitoring native species on the Maunga
  - b. Scout members might maintain/help with rodent traps.
  - c. Increase involvement in public planting days.

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## Terms

### Term

16. The approach to date has been to initially offer a short-term lease to give Captain Musick Air Scouts the opportunity to demonstrate their contribution to the wellbeing of the Maunga and the values set out in the IMP.
17. Like with all Tūpuna Maunga leases, Management have worked with Captain Musick Air Scouts to develop a Maunga Outcomes plan and Scouts are performing well on most outcomes.
18. The Scouts have successfully formed a good working relationship with Management and rental has been consistently paid on time.
19. Given the above context management recommend a term of 4 years.

### Rental

20. In 2021 valuer assessed the rent and due to the short timeframe since the start initial lease term it is recommended that the rental stays at the same amount \$4,320 pr annum and is assessed at periodic terms during the lease.

## Next Steps

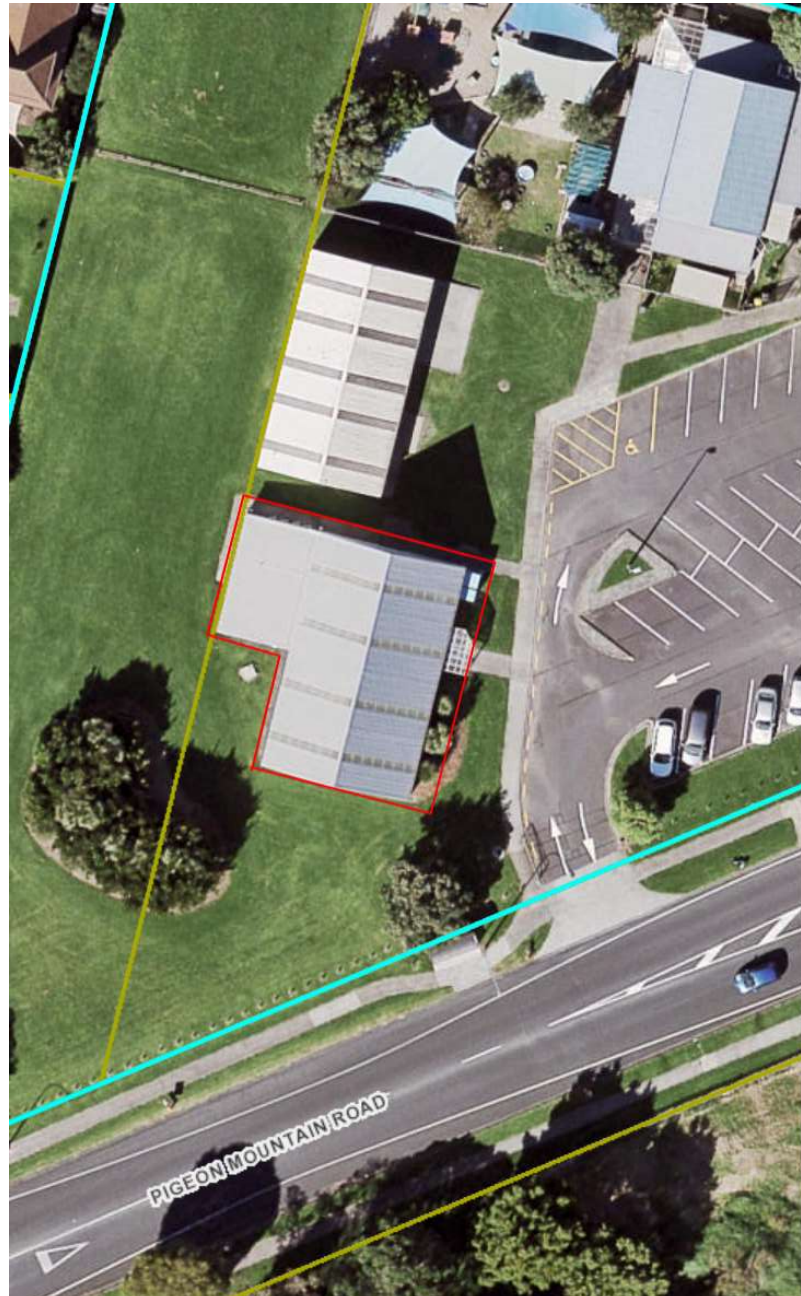
21. If a lease is to be offered, Management will work alongside the Captain Musick Air Scouts to draft a Tūpuna Maunga Lease for consideration and execution by the Chair or Deputy Chair.

## Attachments

Attachment A: A Site Plan for the Captain Musick Air Scouts at Ōhūiarangi Pigeon Mountain [↓](#)



A. Site Plan for the Captain Musick Air Scouts at Ōhūiarangi / Pigeon Mountain





## Appointment of warranted officers

Authors: Dominic Wilson, Te Tauihu Waka Tairanga Whenua  
David Bhana, Kaiwhakahaere Tūpuna Maunga

<b>Purpose</b>	To consider the appointment of warranted officers for the Tūpuna Maunga Authority.
<b>Recommendations</b>	<p>That the Tūpuna Maunga Authority:</p> <ul style="list-style-type: none"> <li>a) <b>appoint</b> the following members of management to be officers of the Tūpuna Maunga Authority pursuant to the Reserves Act 1977: <ul style="list-style-type: none"> <li>a. Kaiwhakahaere Tūpuna Maunga;</li> <li>b. Tūpuna Maunga Kaihautu Tautukanga;</li> <li>c. Kaihautu Hotaka</li> <li>d. Kaituitui Kaupapa</li> <li>e. Apihā Papa Whenua Tūpuna Maunga</li> </ul> </li> <li>b) <b>appoint</b> the Kaiwhakahaere Tūpuna Maunga as the “principal administrative officer” in terms of the Reserves Act 1977.</li> <li>c) <b>delegate</b> to the principal administrative officer the power to appoint any officers of the Authority to be warranted officers (rangers).</li> </ul>

## Background

1. Management have noted negative behaviours on some Tūpuna Maunga and there is a need for enforcement powers alongside the educational initiatives.
2. At hui 50 (20 September 2019) the Authority appointed warranted officers (from within Management) with powers under the Reserves Act 1977. With changes to management roles it is time to refresh and update those appointments.

## Statutory and other considerations

3. Any decision to determine management within a reserve must take into account the legislative and policy framework.
4. The Authority administers the Tūpuna Maunga under the Reserves Act 1977 and pursuant to Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014. The Hauraki Gulf Marine Park Act 2000 is also relevant.
5. Section 109(2) of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 requires the Authority to have regard to the spiritual, ancestral, cultural, customary, and historical significance of the maunga to Ngā Mana Whenua o Tāmaki Makaurau and that the tūpuna maunga is held in trust for Ngā Mana Whenua and the other people of Auckland.
6. The Tūpuna Maunga Authority’s Integrated Management Plan (IMP) was adopted by the Authority in terms of Ngā Mana Whenua o Tāmaki Makaurau Collective Redress Act 2014 and the Reserves Act 1977. The Integrated Management Plan describes a series of “Values” and

“Pathways” that guide all activities on the tūpuna maunga. The primary focus of the IMP is to protect the health and well-being of the tūpuna maunga. The “protection and enhancement of the mauri and wairua of the Tūpuna Maunga is paramount” (p57).

7. The Tūpuna Maunga are within the catchments that support the Hauraki Gulf. The purpose of the Hauraki Gulf Marine Park Act 2000, among other matters, is to “recognise the historic, traditional, cultural, and spiritual relationship of the tangata whenua with the Hauraki Gulf”.

## **Discussion**

### **Powers of the Maunga Authority as the administering body**

8. The Maunga Authority is the administering body of the Tūpuna Maunga for the purposes of the Reserves Act 1977 and may appoint and warrant officers. Under section 8(9) of the Reserves Act 1977, the administering body of a reserve may appoint any “officer or servant” of that body to be a warranted officer for the purposes of the Act.
9. Once the Maunga Authority has officers, they may appoint those persons as warranted officers (rangers) under the Reserves Act 1977.
10. Under the Reserves Act 1977, the Maunga Authority may delegate the power to appoint a warranted officer to any person or a committee of the Authority.
11. The powers which warranted officers may exercise are set out in section 93 of the Reserves Act 1977. A warranted officer may act to prevent any actual or attempted breach of the Act, or bylaw or regulation made under the Act, and they may require the person offending to stop. If the person continues to offend, that constitutes a further offence under the Act.
12. A warranted officer may require any person found offending against the Act, or bylaw or regulation made under the Act, to give their full name, residential address, and date of birth, and evidence of that information as soon as possible. If the person found offending refuses to comply, that constitutes an offence under the Act and they may be arrested without warrant by the police.

## **Attachments**

There are no attachments for this report.

## Registers

Author: David Bhana; Tūpuna Maunga Authority

<b>Purpose</b>	To provide the Tūpuna Maunga Authority with updated registers for: a. Health & Safety (Attachment A) b. Events (Attachment B).
<b>Recommendations</b>	That the Tūpuna Maunga Authority:  a) <b>note</b> the attached Registers, which have been updated since Hui 90 (25 March 2024).

## Registers

Attachment A: Health & Safety Register[↓](#)

Attachment B: Events Register[↓](#)



Attachment A: Health and Safety Register

Hui reported to	Maunga	Summary of incident	Number of any near misses	Outcome of investigations into any incidents and near misses	Health and Safety management matters arising	Actions Taken
Hui 92	Maungakiekie	Member of public has slipped on a section of the tihi road on Maungakiekie.	1	The lichen along the edge of the road was getting slippery in the wet.	Potential fall injury to public	Immediate area water blasted. Program of tihi road treatment reviewed to ensure covering problem areas.
Hui 92	Maungakiekie	Member of public has tripped over on the reduced path on Olive Grove on Maungakiekie and sustained injuries.		Investigation found a broken section of kerb channel that was unnoticed under the leaves.	Potential fall injury to public	Broken channel section repaired. Pathway blown down to clear leaves. More signage put up at the two entrances of narrow path during construction.
Hui 92	Maungawhau	Tourist bus has damaged their vehicle on the exit bollard and spilt oil on the road.		Investigation determined vehicle did not follow the proper process, they failed to wait for bollard to retract fully before driving through. The oil then spilt onto the road and created a slip hazard.	Potential fall injury to public	Spill cordoned off. Emergency spill kit applied to area, followed by another clean. Structural check on Bollards.
Hui 92	Maungauika	Contractors notified management of police cordon on Maungauika early morning as a deceased person had been discovered on the Maunga.		n/a	n/a	Emergency services already on site, had cordoned off area and diverted public.  Management notified TTT and TMA Chair while the investigation continued by Police.  Karakia conducted later that day when Police concluded their investigation.  Monitoring of contractors and kaimahi well-being to continue over the week.  Management to continue to reach out to Police to be notified of outcome of investigation.
Hui 90	Maungarei	Small grass fire reported to TMA from FENZ at approx. 10:10pm. FENZ responded quickly to the fire that was located close to the ring road and it was extinguished by 10:30pm.		TMA management notified via FENZ. No further action was needed due to attendance from FENZ.	Potential harm to people Potential harm to Maunga Potential harm to structures	FENZ attended fire and extinguished it quickly. Police report filed.  TMA staff are working with FENZ to review firebreaks and planting areas to further mitigate the risk from fire
Hui 90	Maungakiekie	TMA contractors witnessed a member of the public who was walking through the maunga with a .22 rifle. The police were called and subsequently arrested the member of the public. TMA contractor positively ID'd the arrested person for the Police.		TMA management notified a couple of days after the incident had occurred. TMA has spoken with contractor about H&S of it's employees on the Maunga.	Potential harm to people	Police called with an arrest made.
Hui 90	Ōtāhuhu	A contained campfire was reported to FENZ. The fire was utilised by rough sleepers for cooling.		TMA management notified, no further action needed from TMA staff as FENZ were already attending.	Potential harm to people Potential harm to Maunga Potential harm to structures	NZ Fire Service attended the fire and cordoned the area. Police report filed. TMA provided information to an Auckland Council community services team to provide any ongoing support for the rough sleeper

Hui reported to	Maunga	Summary of incident	Number of any near misses	Outcome of investigations into any incidents and near misses	Health and Safety management matters arising	Actions Taken
Hui 90	Te Tātua a Riukiuta	Two motorbikes have been reported speeding through the Maunga by our contractors.	1	Unable to identify any of the bikes.	Potential harm to people Potential harm to Maunga	Reported to Police the behaviour. Increase presence of summer field officers on Te Tātua.
Hui 90	Maungauika	Small fire occurred near the Southern battery approximately 7:00pm. FENZ report indicates that witnesses saw people with fireworks had started the fire.		TMA management notified, no further action needed from TMA staff as FENZ were already attending.	Potential harm to people Potential harm to Maunga Potential harm to structures	NZ Fire Service attended the fire and cordoned the area. Police report filed.  TMA staff are working with FENZ to review firebreaks and planting areas to further mitigate the risk from fire
Hui 90	Puketāpapa	Firearms incident on New Year's morning. Offenders had moved rocks to drive around closed auto gate and FENZ had to call duty officer to unlock gate.		Automatic gate was not yet in operation, but had been programmed to close on New Years Eve to reduce anti-social behaviour. Was not yet programmed with codes though which is why FENZ could not open.	Potential harm to people	Automatic gate online and codes programmed in now. Rocks fixed into ground.
Hui 90	Maungauika	TMA summer rangers encountered abuse from public member while asking to comply with bylaws		Conflict and de-escalation training reemphasised	Staff safety and wellbeing	Team checked on. Reemphasis of removing yourself from situation if it can't be deescalated.
Hui 90	Maungakiekie	Small fire occurred in the Western Crater approximately 9:00pm. FENZ report indicates that witnesses saw people with fireworks had started the fire.		TMA management notified, no further action needed from TMA staff as FENZ were already attending.	Potential harm to people Potential harm to Maunga Potential harm to structures	NZ Fire Service attended the fire and contained it to a small area. Police report filed.  TMA staff are working with FENZ to review firebreaks and planting areas to further mitigate the risk from fire
Hui 90	Mangere	Fire reportedly started by 3 individuals around 4:30pm on Māngere. FENZ report indicates that witnesses saw people intentionally started the fire.		TMA management notified, no further action needed from TMA staff as FENZ were already attending. Manager went onsite to liaise with FENZ.	Potential harm to people Potential harm to Maunga Potential harm to structures	NZ Fire Service attended the fire and cordoned the area. Police report filed. Two arrests were made.
Hui 88	Ōwairaka	Contractor has been shot at with a firework and has been injured while being on the gate as security for the Guy Fawkes period.		Guy Fawkes team and Health and Safety advisor assessed the situation and found no further actions required.	Staff (contractor) safety and wellbeing	Incident report made and investigated.
Hui 88	Puketāpapa	Contractor was shot at with a firework while being security on the gate at Puketapapa/ Mt Roskill		Guy Fawkes team and Health and Safety advisor assessed the situation and found no further actions required.	Staff (contractor) safety and wellbeing	Contractor was taken to Accident and Emergency. Police report was made.
Hui 88	Mangere	Fire on the mountain caused by members of the public.		Guy Fawkes team and Health and Safety advisor assessed the situation and found no further actions required.	Access to tihi for contractors and emergency services	NZ Fire Service attended the fire and cordoned the area. Fire was extinguished by rain.
Hui 86	Maungawhau	A person tripping on the tihi boardwalk on Maungawhau		The health and Safety representative visited the site with the central H/S team to determine what action for TMA to take	Tihi boardwalk is compliant with NZ Standard, SNZ HB 8630:2004 Tracks and outdoor visitor structures.  Potential risk of further tripping incidents, considering options to use plants to soften the impact of trips, slips and falls.	Temporary Signage to stop people from crossing into the planted areas. Design reviewed in the corner with minor changes being implemented to prevent another incident  Management will continue to review

Hui reported to	Maunga	Summary of incident	Number of any near misses	Outcome of investigations into any incidents and near misses	Health and Safety management matters arising	Actions Taken
Hui 86	Otahuhu	Assault on contractor during works at Ōtahuhu		Staff (alongside Auckland Council Corporate Security Services) have reviewed the health and safety procedures for work programmes on the Maunga.		Additional security at TMA events – there have been no further incidents at any planting or operations.
Hui 85	Ōwairaka	Person slipping on the road at Ōwairaka		Health and Safety representative visited Ōwairaka with TMA staff, determined what actions for TMA needed to undertake.		More warning signage put in prominent places.  Contractors to continue their cleaning program and monitor surface slipperiness.  Track upgrades underway on Ōwairaka for secondary entrances as part of ongoing track program to improve safety on our walkways. More works to be considered for future works on the roads on the Maunga.
Hui 85	Ōwairaka	Gum tree split in two and fell into neighbouring property		Tree fell in April independent of storm events, damaged boundary fence.		Helicopter assisted dismantling undertaken.  Boundary fence to be scoped for repair now tree removed.



Attachment B : Events Register

Hui reported to	Maunga	Applicant	Event Description	Event Date	Status	Revenue
Hui 92	Maungawhau	Briar Pacey/Tātaki Unlimited Destination Tourism	Private	15 <sup>th</sup> May 2024	Approved	\$0
Hui 92	Maungawhau	Deborah Gray/Balmoral School	Community	9 <sup>th</sup> May 2024	Approved	\$0
Hui 92	Maungawhau	Richard Taylor/Wayne Taylor Band	Community	7 <sup>th</sup> April 2024	Approved	\$0
Hui 92	Maungawhau	Ali Bowey/Green By Nature	Private	4 <sup>th</sup> April 2024	Approved	\$0
Hui 92	Maungawhau	Ashley Pihema/Mā Whero Education	Private	4 <sup>th</sup> April 2024	Approved	\$0
Hui 92	Maungawhau	Kara Beckford	Private	4 <sup>th</sup> April 2024	Approved	\$450
Hui 92	Maungawhau	James McGoram/Rare Disorders NZ	Community	30 <sup>th</sup> March 2024	Approved	\$0
Hui 92	Takarunga	Andie Levell/Combined Churches of Devonport	Community	29 <sup>th</sup> March 2024	Approved	\$0
Hui 92	Te Pane o Mataoho	Teresa Ah Wa/Māngere Catholic	Community	29 <sup>th</sup> March 2024	Approved	\$0
Hui 92	Maungawhau	Dillon Blair/Conservation Volunteers NZ	Private	21 <sup>st</sup> March 2024	Approved	\$0
Hui 90	Maungawhau	Rebecca Woodward/Te Kura School Hikoi	Community	20 <sup>th</sup> March 2024	Approved	\$0
Hui 90	Maungawhau	Trish Wilson/Auckland City Brass Concert	Community	16 <sup>th</sup> March 2024	Approved	\$190
Hui 90	Maungarei	Richard Johnston/Panmure Bridge School Hikoi	Community	12 <sup>th</sup> March 2024	Approved	\$0
Hui 90	Maungauika	Caroline Aspden/AUT Field Sampling	Private	9 <sup>th</sup> March 2024	Approved	\$280
Hui 90	Maungakiekie	Tia Barrett	Private	8 <sup>th</sup> January 2024	Approved	\$0

Hui reported to	Maunga	Applicant	Event Description	Event Date	Status	Revenue
Hui 90	Maungawhau	Maxim Sherstobitov	Private	4 <sup>th</sup> December 2023	Approved	\$450 (ex GST)
Hui 90	Maungauika	Jeff Karaka	Community	25 <sup>th</sup> November 2023	Approved	\$0
Hui 88	Maungawhau	Majic Paora/Filming	Private	12 <sup>th</sup> November 2023	Approved	\$0
Hui 88	Ōwairaka	Sue Harrap/Lena Harrap's Remembrance Vigil	Private	8 <sup>th</sup> November 2023	Approved	\$0
Hui 88	Maungauika	Jason Roberts/Wedding	Private	3 <sup>rd</sup> November 2023	Approved	\$600
Hui 88	Maungakiekie	Greenstone TV/My Life Is Murder	Commercial	2 <sup>nd</sup> November 2023	Approved	\$1200
Hui 88	Maungakiekie	Daisuke Hirata/Japanese Photoshoot	Commercial	9 <sup>th</sup> October 2023	Approved	\$0
Hui 88	Maungauika	Amber Reaves/Devonport Half Marathon	Commercial/Private	1 <sup>st</sup> October 2023	Approved	\$1200
Hui 86	Otāhuhu	Ki o Rahi Tāmaki	Private	13 <sup>th</sup> September 2023	Approved	\$0
Hui 86	Maungarei	NZ Cycling	Private	2 <sup>nd</sup> September 2023	Approved	\$754.50 (ex GST)
Hui 86	Maungauika	Stride Events	Community	27 August 2023	Approved	\$900 (ex GST)
Hui 86	Maungawhau	Ficino School	Private	18 <sup>th</sup> August 2023	Approved	\$0
Hui 85	Maungawhau	City Rail Link	Private	27 <sup>th</sup> July 2023	Approved	\$0
Hui 85	Pukētapapa	Fresh Concepts	Community	16 <sup>th</sup> July 2023	Approved	\$0
Hui 85	Māngere Mountain	Kia Manukau Urban Māori Authority	Private	16 <sup>th</sup> July 2023	Approved	\$0
Hui 85	Maungakiekie	MBOPA Samoa NZ	Community	14 <sup>th</sup> July 2023	Approved	\$0