

**NGĀTI KUIA**  
**and**  
**TE RUNANGA O NGĀTI KUIA TRUST**  
**and**  
**THE CROWN**

---

**DEED TO AMEND**  
**NGĀTI KUIA**  
**DEED OF SETTLEMENT**

---

**DEED TO AMEND NGĀTI KUIA TE WHAKATAU /  
DEED OF SETTLEMENT**

THIS DEED is made on the *8<sup>th</sup>* day of *August* 2013

**BETWEEN**

**NGĀTI KUIA** ("Ngāti Kua")

**AND**

**TE RUNANGA O NGĀTI KUIA TRUST** ("the governance entity")

**AND**

**THE CROWN**

## 1. BACKGROUND

- A. Ngāti Kuia and the Crown are parties to a:
- (a) Te Whakatau / Deed of Settlement dated 23 October 2010; and
  - (b) Deed to Amend Te Whakatau / Deed of Settlement dated 17 December 2012,
- (together, the "**Deed of Settlement**").
- B. Ngāti Kuia and the Crown wish to enter this deed to formally record certain amendments to the Deed of Settlement, in accordance with clause 4.1 of the General Matters Schedule to the Deed of Settlement.

**IT IS AGREED** as follows:

### **EFFECTIVE DATE OF THIS DEED**

- 1.1 This deed takes effect when it is properly executed by the parties.

### **AMENDMENTS TO THE DEED OF SETTLEMENT**

- 1.2 The Deed of Settlement:
- 1.2.1 is amended by making the amendments set out in Schedule 1 to this deed; but
  - 1.2.2 remains unchanged except to the extent provided by this deed.

### **DEFINITIONS AND INTERPRETATION**

- 1.3 Unless the context otherwise requires:
- 1.3.1 terms or expressions defined in the Deed of Settlement have the same meanings in this deed; and
  - 1.3.2 the rules of interpretation in the Deed of Settlement apply (with all appropriate changes) to this deed.

### **COUNTERPARTS**

- 1.4 This deed may be signed in counterparts which together shall constitute one agreement binding on the parties, notwithstanding that both parties are not signatories to the original or same counterpart.

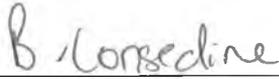
DEED TO AMEND NGĀTI KUIA TE WHAKATAU / DEED OF SETTLEMENT

SIGNED as a Deed on 8 August 2013

SIGNED for and on behalf of THE CROWN by the Minister for Treaty of Waitangi Negotiations in the presence of:

)  
)   
)

Honourable Christopher Finlayson

  
Signature of Witness

BERNADETTE CONSEDINE

Witness Name:

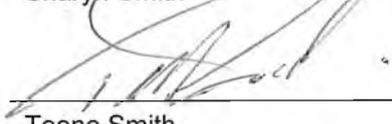
PRIVATE SECRETARY  
Occupation:

WELLINGTON  
Address:

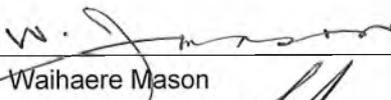
SIGNED by the trustees of TE RUNANGA O NGĀTI KUIA TRUST in the presence of:

)  
)   
)

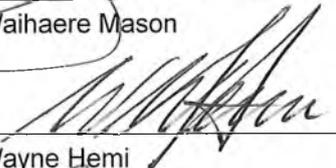
Sharyn Smith

)  
)   
)

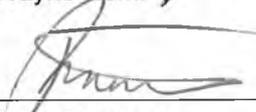
Teone Smith

)  
)   
)

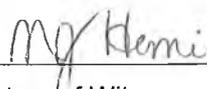
Waihaere Mason

)  
)   
)

Wayne Hemi

)  
)   
)

Peter Meihana

  
Signature of Witness

Witness Name: Nicola Hemi

Occupation: Financial Manager

Address: 9 Washington Terrace  
Nelson



DEED TO AMEND NGĀTI KUIA TE WHAKATAU / DEED OF SETTLEMENT

SIGNED by Gena Moses-Te Kani, a trustee of )  
TE RUNANGA O NGĀTI KUIA TRUST, )  
in the presence of: )  
)



Signature of Witness

Witness Name: *Fantyn Moses-Te Kani*

Occupation: *Banker*

Address: *100 Galloway St*  
*Hamilton*

  
\_\_\_\_\_  
Gena Moses-Te Kani

Schedule 1

AMENDMENTS TO THE DEED OF SETTLEMENT

Deed of Settlement

Current Part and clause reference	Amendment
Part 6, clause 6.3	Replace clause 6.3 with: "6.3 The Crown will pay the governance entity interest on \$8,083,333.33 within five (5) business days from and after the date this deed is properly executed by the governance entity and the Crown."

General Matters Schedule

Current Part and paragraph reference	Amendment
Part 3, paragraph 3.5.2	Replace paragraph 3.5.2 with: "3.5.2 the Crown is:  C/- The Solicitor-General Crown Law Office Level 3 Justice Centre 19 Aitken Street PO Box 2858 Wellington 6011  Facsimile No. 04 473 3482"
Part 5, paragraph 5.1	Replace the definition of " <b>deed to amend</b> " with the following: " <b>deed to amend</b> means the deed to amend the deed of settlement signed by Te Runanga o Ngāti Kuia trustees and the Crown on 17 December 2013;"
Part 5, paragraph 5.1	Delete "manawhenua" from the definition of " <b>iwi with interests in Te Tau Ihu</b> " so that the definition reads as follows: " <b>iwi with interests in Te Tau Ihu</b> means Ngāti Apa ki te Rā Tō, Rangitāne, Ngāti Kuia, Ngāti Kōata, Ngāti Rārua, Te Ātiawa o Te Waka-ā-Maui, Ngāti Tama ki Te Tau Ihu and Ngāti Toa Rangatira;"
Part 5, paragraph 5.1	Delete "manawhenua" from the definition of " <b>Tainui Taranaki iwi</b> " so that the definition reads as follows: " <b>Tainui Taranaki iwi</b> means each of Ngāti Tama ki Te Tau Ihu, Te Ātiawa o Te Waka-ā-Maui, Ngāti Rārua and Ngāti Kōata and/or, where appropriate their governance entities, namely: (a) Te Ātiawa o Te Waka-ā-Maui Trust; (b) Ngāti Rārua Settlement Trust; (c) Te Pātaka a Ngāti Kōata; and (d) Ngāti Tama ki Te Waipounamu Trust;"