

# Attachment 7.1 Deed of Covenant

(Clause 7.5.4)

Date: 26 SEPTEMBER 2000

## Parties:

1. Te Putahitanga O Nga Ara Trust (the Pouakani Governance Entity)
2. Her Majesty the Queen in right of New Zealand (the Crown)

## Background:

- A. Pursuant to a **Deed of Settlement** dated 19 November 1999 between the Pouakani People and the **Crown**, the **Crown** agreed to transfer and vest certain property to and in a **Pouakani Governance Entity** to be established by the Pouakani People, subject to certain terms and conditions specified in the **Deed of Settlement**.
- B. The **Pouakani Governance Entity** was established by the Pouakani People on as the entity to be established by them pursuant to clause 7.5.1 of the **Deed of Settlement** and to receive the redress to be provided by the **Crown** under the **Deed of Settlement**.
- C. As required by clause 7.5.4 of the **Deed of Settlement**, the **Pouakani Governance Entity** established by the Pouakani People covenants with the **Crown** as set out in this Deed.

NOW THE POUAKANI GOVERNANCE ENTITY AGREES with the Crown as follows:

## 1. Interpretation

- 1.1 In this Deed, unless the context otherwise requires **Deed of Settlement** means the deed referred to in Recital A;
- 1.2 Terms defined in the **Deed of Settlement** have the same meanings in this Deed, unless the context requires otherwise.
- 1.3 The rules of interpretation set out in clause 1.3 of the **Deed of Settlement** apply in the interpretation of this Deed.

## 2. Pouakani Governance Entity's Covenant

- 2.1 The **Pouakani Governance Entity** confirms that it has been ratified and approved by the Pouakani People as an appropriate body to which the **Crown** will transfer the redress to be provided by the **Crown** under the **Deed of Settlement** and to administer the redress for the benefit of the present and future members of the Pouakani People.
- 2.2 The **Pouakani Governance Entity** covenants with the **Crown** that from the date of this deed the **Pouakani Governance Entity** will:
- (a) become a party to the **Deed of Settlement** as if it has been named as a party to the **Deed of Settlement** and had executed it; and
  - (b) observe and perform all the obligations under the **Deed of Settlement** which are expressed to be performed by the Pouakani Governance Entity and will be bound by the terms of the **Deed of Settlement**.
- 2.3 The **Pouakani Governance Entity** hereby ratifies and confirms all elections and acknowledgements made by, all waivers given by, and all other actions taken in relation to the **Deed of Settlement** by the agents appointed on behalf of the Pouakani People in relation to the **Deed of Settlement** and agree to be bound by them.

## 3. Notices

Any notice to the **Pouakani Governance Entity** may be given in the same manner as is specified in the **Deed of Settlement**. The **Pouakani Governance Entity's** address for notices is:

Te Putahitanga O Nga Ara Trust  
P O Box 1091  
TAUPO

**PH:** (07) 377 6380  
**FAX:** (07) 377 6382

**EXECUTED** as a deed on the date first written above.

SIGNED by John Paki as one of the )  
trustees of the Te Putahitanga O Nga Ara )  
Trust in the presence of: )

John A Paki

[Signature]  
Signature of witness

Maui Wintrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

SIGNED by Tamati Cairns as one of the )  
trustees of the Te Putahitanga O Nga Ara )  
Trust in the presence of: )

[Signature]

[Signature]  
Signature of witness

Maui Wintrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

**SIGNED** by **Robin Kora** as one of the )  
**trustees** of the **Te Putahitanga O Nga Ara** )  
**Trust** in the presence of: )

Robin M Kora

[Signature]  
Signature of witness

Maivise Winthrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

**SIGNED** by **Peter Mariu** as one of the )  
**trustees** of the **Te Putahitanga O Nga Ara** )  
**Trust** in the presence of: )

[Signature]

[Signature]  
Signature of witness

Maivise Winthrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

SIGNED by George Moon as one of the )  
trustees of the Te Putahitanga O Nga Ara )  
Trust in the presence of: )

G Moon

[Signature]  
Signature of witness

Maiese Winthrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

SIGNED by Mawae Morton as one of the )  
trustees of the Te Putahitanga O Nga Ara )  
Trust in the presence of: )

[Signature]

[Signature]  
Signature of witness

Maiese Winthrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

SIGNED by **Matiu Pitiroi** as one of the )  
trustees of the **Te Putahitanga O Nga Ara** )  
Trust in the presence of: )

M. Pitiroi

Maise W. Northrop  
Signature of witness

Maise W. Northrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

SIGNED by **Nunia Te Whau** as one of the )  
trustees of the **Te Putahitanga O Nga Ara** )  
Trust in the presence of: )

N. Te Whau

Maise W. Northrop  
Signature of witness

Maise W. Northrop  
Name of witness

Legal Executive  
Occupation

Hamilton  
Address

SIGNED for and on behalf of Her Majesty )  
the Queen in right of New Zealand by the )  
Minister in Charge of Treaty of Waitangi )  
Negotiations in the presence of: )

Ray Shuter

[Signature]

Signature of witness

M. P. Kirinui

Name of witness

M.P.

Occupation

96 Hanover St.  
Address Tauranga.

RGNMIL