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27th March 2015

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Tena Koe Minita

We write in response to your letter dated 19 March 2015.

The Trust Board has endeavoured to address the concerns you have raised about governance issues. We have engaged constructively with the working party established at the Hui Taumata at Ngaruawahia, and have consulted carefully with kohanga whanau on the recommendations made in the Nga Tuara Whanui report. We have held a series of hui for that purpose and have now completed about 70% of that process. We expect to finish this consultation by 1 April 2015. On March 12th the TKRNTB commenced the roadshow with Kohanga whanau that whanau were advised of at the Dec 11 TKR Hui Taumata 2014.

The schedule of the road show is as follows:

- TKRNT Hui Roadshow Dates March / April (* changes made to schedule due to impact of Cyclone Pam)**
- 12 March 2015 Tamaki
 - 13 March 2015 Taitokerau
 - 16 March 2015 Te Arawa / Tuwharetoa
 - 17 March 2015 Ikaroa *
 - 18 March 2015 Aotea *
 - 19 March 2015 Tainui *
 - 27 March 2015 Te Waipounamu *
 - 30 March 2015 Kahungunu *
 - 31 March 2015 Te Tai Rawhiti *
 - 01 April 2015 Mataatua

The key messages of the Board's response to the Nga Tuara Whanui report which it is discussing with whanau are as follows:

Recommendation	Recommendation Wording	TKRNT Board Response
1. Wai 2336 Claim	That the current Trustees conclude the negotiations with the Crown in relation to the recommendations of the enquiry into the WAI 2336 Claim.	Board agree.
2. Board Structure	That the Board Charter be reviewed to reflect a change to the Board structure and composition that includes:	
	➤ No lifetime membership of Trustees.	Agree.
	➤ 7-12 members elected from rohe.	7, user pays model may be necessary re future cost.
	➤ Members to have Kōhanga Reo experience and strong governance experience.	Ko te take nui te maramatanga o te kaupapa me te tiakitanga o te kaupapa. Clarity of the kaupapa and preparedness to fight for it.
	➤ Annual reporting to stakeholders.	A kanohi – Maori way of reporting preference – kanohi ki te kanohi, I te reo Maori, utilising ona tikanga. Annual audited financial accounts publicly s available on Charities Commission website.
	➤ Transparency of critical decisions.	HR – decisions about employment issues - HR / Employment Law – Board responsibility. Policy / major decisions a part of kanohi ki kanohi Board consultation and reporting.
3. Kāhui Rangatira,	That King Tūheitia remains as Patron of Kōhanga Reo and Dame Iritana	Yes to King Tūheitia remaining as Patron of

Patron and Patroness	Tawhiwhirangi be appointed as Patroness.	Kōhanga Reo; Dame Iritana Tawhiwhirangi declined becoming a patroness which the Board supported.
4. Kahui Rangatira	That a Kāhui Rangatira be established to provide guidance and oversight on kaupapa and tikanga matters of significance including King Tūheitia, Dame Iritana Tawhiwhirangi, Timoti Karetu and Wharehuia Milroy as inaugural members.	Kaumātua already available; don't need a formal body.
5. Kahui Rangatira	That Kāhui Rangatira members be permitted to attend meetings of the Trust Board but not have voting rights.	N/A.
6. National Office	That the Board implements measures to improve management competency and support for rohe from National Trust.	This is the responsibility of the CEO. The CEO position has recently been advertised. A leading Maori HR consultant has been appointed to manage the recruiting process.

To date, a number of themes were common across the regions in the feedback from whanau at these hui; others were specific to some regions but not shared by others. The common themes were: strong feeling by Kōhanga whanau that negotiations over the Wai 2336 Claim should commence immediately; acknowledgement of the role that the TKRNT Board has played as kaitiaki of the Kōhanga reo kaupapa and the aggression they have met for upholding this role; strong belief in and support for the Kōhanga reo kaupapa. Themes which emerged in some regions were: retain the current Board unchanged; the Board that took the Claim negotiate the Claim; and, release the Cullen Report.

We are therefore concerned that you have now made "the potential new Board [being] in place" as a condition precedent to "the time being right" to resume discussions on the implementation of the recommendations made by the Waitangi Tribunal in the WAI 2336 report. Your letter places the Board in an impossible position. If whanau don't want a "new Board," then does that mean we cannot get Wai 2336 addressed?

We have always made clear that any reform of the Trust Board's governance arrangements is a matter to be decided by kohanga whanau, not the Crown. We cannot disregard the views of kohanga whanau. Nor is it appropriate for the Crown to withhold progress on the WAI 2336 process as some sort of penalty for not implementing reforms that are acceptable to you.

The recommendations made by the Waitangi Tribunal concern the Crown's obligations to kohanga whanau under the Treaty of Waitangi. Those obligations are not conditional on the

Board adopting governance arrangements that are acceptable to the Crown. The Trust Board's governance arrangements are entirely separate from the implementation of the Tribunal's recommendations. There is therefore no good reason why discussions concerning WAI 2336 cannot resume. It has been over 2 years since the Tribunal made its recommendations, and we are concerned that there has been almost no progress since then.

We will update you again when we have completed the hui with kohanga whanau, and will advise you if there is any change in position. But in the meantime, we ask that discussions on the WAI 2336 process resume. If this is not acceptable to the Crown, then we will need to consider other means of making progress in accordance with the wishes of kohanga whanau.

Nga mihi



Timoti Karetu

Co-Chair

Te Kohanga Reo National Trust Board



Tina Olsen-Ratana

Co-Chair

Te Kohanga Reo National Trust Board

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