

# Te Maru o Kaituna River Authority

## Annual Activity Report for the 2022/23 year



Te Maru  
o Kaituna

### INTRODUCTION

[Te Maru o Kaituna River Authority](#) (TMoK) was established in 2014 as a co-governance entity in accordance with its enabling legislation, the Tapuika Claims Settlement Act 2014 (the Act). The Authority is made up of members drawn from both local government and Te Arawa iwi organisations, as defined in s118 of the Act.

Schedule 5 Clause 10 of the Act states that TMoK: “...must report to the appointing organisations after the end of each financial year.” The report must:

- (a) describe the activities of the Authority for the financial year it covers; and
- (b) explain how the activities relate to the Authority's purpose and functions.

This report is intended to fulfil those requirements in a brief and functional manner for the 1 July 2021 to 30 June 2022 period, building on the mahi outlined in last years Annual Activity Report. The Act requires appointing organisations with TMoK membership to review the performance of the Authority not later than one year after the Kaituna River Document is approved for the first time. Appointing organisations may make recommendations to the Authority. Schedule 5 Clause 11 of the Act specifies the scope of such reviews.

[Kaituna, he taonga tuku iho](#) – a treasure handed down (the Kaituna River Document) was approved 22 June 2018 and came into effect on 1 August 2018. [Te Tini a Tuna](#) (the Kaituna Action Plan) was approved in September 2019.

### PURPOSE AND FUNCTIONS

TMoK's purpose, as defined in s115 of the Act, is:

- (1) *The purpose of the Authority is the restoration, protection, and enhancement of the environmental, cultural, and spiritual health and well-being of the Kaituna River.*
- (2) *In seeking to achieve its purpose, the Authority may have regard to the social and economic well-being of people and communities.*

TMoK's functions, as defined in s116 of the Act, are:

- (1) *The principal function of the Authority is to achieve its purpose.*
- (2) *In seeking to achieve its purpose, the other functions of the Authority are—*
  - (a) *to prepare and approve the Kaituna River document in accordance with sections 125 and 127:*
  - (b) *to monitor the implementation and effectiveness of the Kaituna River document:*
  - (c) *to support the integrated and collaborative management of the river:*
  - (d) *to work with the local authorities and Crown agencies that exercise functions in relation to the Kaituna River—*
    - (i) *to monitor the state of the river environment:*
    - (ii) *to monitor the effectiveness of the management of the river:*
    - (iii) *to engage with iwi in relation to their interests in the river and to consult them on how to manage the river:*

- (e) to provide advice and recommendations to local authorities—
    - (i) relating to projects, action, or research designed to restore, protect, or enhance the health and well-being of the river:
    - (ii) on the appointment of commissioners to hear and decide applications for resource consents under the Resource Management Act 1991 that affect the river:
  - (f) to facilitate the participation of iwi in the management of the river:
  - (g) to monitor the extent to which the purpose of the Authority is being achieved, including the implementation and effectiveness of the Kaituna River document:
  - (h) to gather information, to disseminate information, and to hold meetings:
  - (i) to take any other action that the Authority considers is appropriate to achieve its purpose.
- (3) The Authority may seek to obtain funds to enable it to perform its functions.
- (4) To avoid doubt, except as provided for in subsection (2)(a), the Authority has discretion to determine in any particular circumstances—
- (a) whether to perform any function specified in subsection (2); and
  - (b) how, and to what extent, any function specified in subsection (2) is performed.

## HIGHLIGHTS AND KEY ACTIONS

This report outlines key activities fulfilled by Te Maru o Kaituna River Authority during the period 1 July 2022 to 30 June 2023.

- Te Maru o Kaituna hui held on 19 August 2022 and 19 May 2023. The meeting scheduled for 10 February 2022 was cancelled. The [agendas and minutes of the meetings are available here](#).
- Te Maru o Kaituna Annual Report 2022/2023 approved and released to TMOk appointing organisations for feedback (July 2022).
- Adopted TMOk's 2022/23 budget.
- As of 11 May 2023 [Change 5 to the Bay of Plenty Regional Policy Statement](#) became operative, thus recognising and providing for He Taonga Tuku Iho: Kaituna River Document as required by the Tapuika Claims Settlement Act 2014. This change was referred by Bay of Plenty Regional Council to the Chief Freshwater Commissioner.
- Jane Waldon provided support to TMOk through her contracted role as Secretariat for the year, including:
  - Planning for a symposium
  - Investigating a trust structure
  - Preparing a communications plan
  - Site visit with Chair Flavell to Rangiuru Business Park
- Participation in hearings regarding [AFFCO New Zealand Limited resource consent applications](#). The Consent sets out that the KMR monitoring Committee be established to be comprised of representatives of AFFCO, iwi, hapū and other stakeholders as follows:
  - (i) AFFCO - at least one management representative and one technical representative,
  - (ii) Five members representing local iwi and hapū,
  - (iii) A public health representative,
  - (iv) A representative of Te Maru o Kaituna River Authority,
  - (v) A representative of a stakeholder group for the protection of the Maketū Estuary, and
  - (vi) A representative of the Bay of Plenty Regional Council.

- Received and considered papers on:
  - Implementing the National Policy Statement for Freshwater Management 2020 (NPSFM)
  - Quarterly Action Plan Status Reports about mahi being undertaken in the Kaituna catchment to implement Te Tini a Tuna (these status reports are all available here).
  - Regional Policy Statement Change 5 (Kaituna River)
  - Updates from partners relevant to the Kaituna
  - The Kaituna Catchment Control Scheme
  - Updates from Jane Waldon as TMOk's Secretariat
- Received presentations from Kaituna kaitiaki including:
  - TMOk's Pataka Kai project
  - TMOk's Upper Catchment Gateway project
  - Te Tumu land development
  - Waiari Water Treatment Plant
  - A Giant Kokopu introduction proposal
  - MBIE/NIWA Future Coasts proposal to study the lower Kaituna as one of five sites
  - Rangiuru Business Park
  - Lawrence Oliver Park wetland proposal
  - Crown commitments to upholding Treaty settlement arrangements in the new Resource Management system

#### THE FOCUS FOR 2023/24

- Progressing implementation of Te Tini a Tuna – the Kaituna Action Plan 2019 - 2029.
- Actively progressing TMOk led Kaituna Action Plan projects:
  - Project 3. Consented takes and discharges project (co-led with councils)
  - Project 9. Pataka kai project
  - Project 10. Kaituna community connection project
  - Project 13. Kaituna cultural and historical heritage project.
- Continue a governance role in the Kaituna freshwater policy work Toi Moana are progressing to implement the NPS-FM, noting that a draft new Regional Natural Resources Plan will be developed during the year, and that this document will have a major bearing on the speed and extent to which TMOk's vision, objectives and desired outcomes are achieved.
- Work with the Kaituna Catchment Control Scheme Advisory Group and Regional Council staff to maximise the alignment between the scheme's asset management / operations and TMOk's objectives, desired outcomes and projects.
- Monitoring and participating in any plan changes or resource consent processes that relate to TMOk's purpose.
- Work with member Councils to ensure continued resourcing of projects in Te Tini a Tuna through Council's Long Term Planning processes.
- Work with iwi to ensure engagement and where possible alignment of available resources with Te Tini a Tuna.

## FINANCIAL PERFORMANCE

As part of its establishment, TMOk was provided a putea of \$250,000 by the Crown to fulfil its purpose and functions, particularly the preparation and approval of the Kaituna River Document.

Schedule 5 Clause 9(3) of the Act states that the Bay of Plenty Regional Council must, on behalf of the Authority,— (a) hold any funds belonging to the Authority; and (b) account for the funds in a separate and identifiable manner; and (c) spend the funds in accordance with any direction given by the Authority.

A summary of financial transactions for the period 1 July 2022 to 30 June 2023 is included below.

### Statement of Financial Position for the period 1 July 2022 to 30 June 2023

	Amounts (\$) excl GST	
Opening Balance - 1 July 2022		194,717.82*
Expenses:		
Tapuika Iwi Authority: \$2,441.75		
Tapuika Iwi Authority: \$10,157.40		
Town & Country Accountants: \$695.65		
Total Expenses:	-13,294.80	
Income:		
Interest received: \$9,895.00		
Total income:		9,895.00
Closing Balance – 30 June 2023		191,318.02

\*Note that the 2022/23 Annual Report showed the Authority's closing balance as \$193,454.32, based on an estimate of the interest earned in the latter part of that period. The actual interest earned was higher, hence the higher opening balance in this year's report.

## ACKNOWLEDGEMENTS

Te Maru o Kaituna River Authority is grateful to its member organisations for resourcing and support to achieve its vision, objectives, desired outcomes and projects as specified in He Taonga Tuku Iho (the Kaituna River Document) and Te Tini a Tuna (Kaituna River Action Plan). All members have contributed time and many have dedicated financial resources to the kaupapa. Bay of Plenty Regional Council covered the administrative costs for the three meetings held. These contributions have meant that the Authority still has 76% of the \$250,000 granted by central government in 2014 through the Tapuika Claims Settlement Act.

**Dean Flavell**  
**Te Maru O Kaituna River Authority Chairman**  
 On behalf of Te Maru o Kaituna River Authority