



6 September 2022

Tēnā koe

On 6 July 2022, you emailed the Ministry of Social Development (the Ministry) requesting, under the Official Information Act 1982 (the Act), the following information:

- *A copy of all emails held by the Ministry regarding Matthew Tukaki's transfer of the Whakatutuki Work Ready programme from the Maori Council to the National Maori Authority.*

On 3 August 2022, in accordance with section 15(1) and 15A of the Act, your request was extended to 24 August 2022. The reason for the extension was that consultations necessary to make a decision on the request were such that a proper response to the request could not reasonably be made within the original time limit.

On 24 August 2022, the Ministry granted your request, namely copies of emails held by the Ministry regarding the Whakatutuki Work Ready Programme and its transfer from the New Zealand Māori Council to Ngā Ngaru Rautahi o Aotearoa National Māori Authority. The Ministry required more time to prepare this information for release.

Please find attached copies of all emails held by the Ministry regarding the Whakatutuki Work Ready Programme and its transfer from the New Zealand Māori Council to Ngā Ngaru Rautahi o Aotearoa National Māori Authority. This contract was transferred to the Ministry from the Ministry of Business, Innovation and Employment (MBIE) on 1 July 2021.

You will note that the names and contact details of Ministry staff and individuals are withheld under section 9(2)(a) of the Act in order to protect the privacy of natural persons. The need to protect the privacy of these individuals outweighs any public interest in this information.

Two emails are withheld in full under section 9(2)(h) of the Act in order to maintain legal professional privilege. The greater public interest is in ensuring that government agencies can continue to obtain confidential legal advice.

The following provides background about the Whakatutuki Work Ready Programme and its transfer from the New Zealand Māori Council to Ngā Ngaru Rautahi o Aotearoa National Māori Authority.

The novation was to a contract to support the Whakatutuki Work Ready Programme through the He Poutama Rangatahi initiative to support young people into work. The He Poutama Rangatahi fund seeks to support communities developing pathways for young people aged 15-24 not currently in employment, education, or training, through to sustained employment underpinned by intensive pastoral care. The rangatahi targeted by the initiative are those most at risk of long-term unemployment and who need individualised and ongoing support to connect to training and employment. He Poutama Rangatahi's approach is to support communities to develop interventions.

On 17 March 2021, the Ministry of Business, Innovation and Employment (MBIE) signed a contract for the Whakatutuki Work Ready Programme with Matthew Tukaki and Diane Tuari, who signed as the 'executive director' and 'executive', respectively. They "signed for and on behalf of the New Zealand Māori Council".

The funding application for the Whakatutuki Work Ready Programme was submitted and led by Te Nehenehenui Māori Committee, a regional arm of the New Zealand Māori Council, and the committee was listed on the contract as the contact point for the recipient. The committee delivers the programme on the ground.

In July 2021, the He Poutama Rangatahi programme of work moved from MBIE to the Ministry of Social Development, which picked up responsibility for oversight of the contract.

In July 2021, as part of regular verbal engagement with the Te Nehenehenui Māori Committee, Jean Nankivell, Programme Director of the Whakatutuki Work Ready Programme, made a request to move the programme's funding to the Ngā Ngaru Rautahi o Aotearoa National Māori Authority. The request was subsequently made in writing.

The Te Nehenehenui Māori Committee told the Ministry it wanted a change in the funding recipient because they already had an established relationship with Ngā Ngaru Rautahi O Aotearoa National Māori Authority, which was handling their back-office functions. They said the process would streamline administration and reduce the risk of mistakes, as the existing process required funds to go to the New Zealand Māori Council, then to Ngā Ngaru Rautahi O Aotearoa National Māori Authority, and then to the Te Nehenehenui Māori Committee.

As a result, in September 2021 the contract was varied to change the funding recipient to the Ngā Ngaru Rautahi o Aotearoa National Māori Authority.

The contract variation took place on 5 September 2021, signed by the Ministry, Diane Tuari (Chief Executive of Ngā Ngaru Rautahi O Aotearoa National Māori Authority), and Matthew Tukaki (Executive director New Zealand Māori Council).

The principles and purposes of the Official Information Act 1982 under which you made your request are:

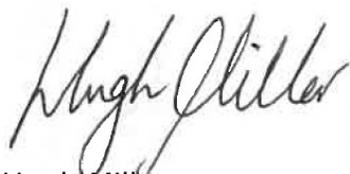
- to create greater openness and transparency about the plans, work and activities of the Government,
- to increase the ability of the public to participate in the making and administration of our laws and policies and
- to lead to greater accountability in the conduct of public affairs.

This Ministry fully supports those principles and purposes. The Ministry therefore intends to make the information contained in this letter and any attached documents available to the wider public. The Ministry will do this by publishing this letter and attachments on the Ministry's website. Your personal details will be deleted, and the Ministry will not publish any information that would identify you as the person who requested the information.

If you wish to discuss this response with us, please feel free to contact OIA_Requests@msd.govt.nz.

If you are not satisfied with this response for all emails held by the Ministry regarding Matthew Tukaki's transfer of the Whakatutuki Work Ready programme from the New Zealand Māori Council to Ngā Ngaru Rautahi o Aotearoa National Māori Authority, you have the right to seek an investigation and review by the Ombudsman. Information about how to make a complaint is available at www.ombudsman.parliament.nz or 0800 802 602.

Ngā mihi nui



Hugh Miller

**Group General Manager
Employment**

From: [Nga Ngaru Admin](#)
To: s9(2)(a)
Cc: admin@mahiagroup.com
Subject: Letter from Nga Ngaru Rautahi
Date: Tuesday, 27 July 2021 7:52:41 PM
Attachments: [Letter to MSD on behalf of WWR.pdf](#)

Kia ora ^{s9(2)(a)}

Please see attached a letter relating to change of the fund holder and back office for the WWR Programme.

Please let me know if you have any further questions.

Nga mihi,
Diane Tuari

RELEASED UNDER THE
OFFICIAL INFORMATION ACT

22nd July 2021

Ministry of Social Development
54 The Terrace
Wellington 6011

Attention: s9(2)(a)
Senior Regional Advisor

Tena koe s9(2)(a),

Re: Whakatutaki Work Ready Programme – Contract ID: RO2.03114

Nga Ngaru Rautahi (NNR) writes this letter in support of Te Nehenehenui Maori Committee's request for the change of the funding recipient for the delivery of the Whakatutaki Work Ready Programme.

We understand the Chairman of the Te Nehenehenui Maori Committee, Edward Emery, has provided a letter outlining their reasons for the change and the risks involved if an intervention is not actioned to change the funding recipient as soon as possible. Nga Ngaru Rautahi supports the contents and recommendations of that letter.

The funding recipient changing to Nga Ngaru Rautahi will provide a more streamlined process that and omit unnecessary steps and potential room for error that were a risk with the previous process which required the funds to be received by NZMC and passed through to the budget holder NNR (through a formal invoicing process) to provide the operational, back-office services as per the contractual requirements.

Nga Ngaru Rautahi is a National Maori Authority supporting Iwi Maori to succeed in whatever their aspirations and needs may be. NNR has been closely involved with Te Nehenehenui Maori Committee's through the procurement and contract development phase and are aware of the agreed contract deliverables. A contract of this type requires a close relationship built on transparency and commitment from all parties. The back office services that NNR have been providing to this contract to date include:

- The forecasting and monitoring of budgets
- Payroll processing
- Accounts payable processing and reconciliation
- Accounts receivable processing
- Processing of tax obligations and inland revenue reporting
- Procurement of programme resources and
- Quality Management and Assurance

NNR back office also actively assesses and manages risks to the organisation, programme and contract.

Contractual obligations and applicable regulations are monitored regularly by the back office of Nga Ngaru Rautahi and the Te Nehenehenui Maori Committee to ensure that commitments are maintained, and outcomes are achieved.

If you have any further questions, please contact me on 027 685 2266.

Nga mihi nui,



Diane Tuari
CHIEF EXECUTIVE
NGA NGARU RAUTAHĪ O AOTEAROA
NATIONAL MAORI AUTHORITY INC

From: [Diane Tuari](#)
To: s9(2)(a)
Cc: [Jean Nankivell](#); matthew@maoricouncil.maori.nz NZMC
Subject: Re: Whakatutuki Work Ready catch up
Date: Wednesday, 4 August 2021 11:09:34 AM
Attachments: [Ministry of Social Development.pdf](#)

Kia Ora s9(2)(a)

Attached please find a letter from Matthew Tukai - NZMC, in support of NNR to be budget holder as requested for the Te Nehenehenui Māori Committee Whakatutuki Work NReady Programme.

Kind Regards
Diane Tuari

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Ministry of Social Development
54 The Terrace Wellington 6011
Attention: s9(2)(a) Senior Regional Advisor

Tena Koe,

I am writing this letter in support of the application made by Te Nehenehenui Maori Committee. We understand the Chairman of the Te Nehenehenui Maori Committee, Edward Emery, has provided a letter outlining their reasons for the change and the risks involved if an intervention is not actioned to change the funding recipient as soon as possible.

I am comfortable, for the reasons outlined, that this should occur and would be happy to discuss these matters further with you if you required.

I can be reached on s9(2)(a)

Yours Sincerely,



Matthew Tukaki
Executive Director
New Zealand Maori Council

From: [Ed Emery](#)
To: s9(2)(a)
Cc: [Jean Nankivell; dtuari@mahiagroup.com](mailto:dtuari@mahiagroup.com)
Subject: Whakatutuki Work Ready Programme -Contract ID: RO2.03114
Date: Wednesday, 4 August 2021 1:49:24 PM
Attachments: [image.png](#)
[MSD Edward Emery.pdf](#)

Kia Ora s9(2)(a)

Please find attached a letter from Te Nehenehenui Maori Committee requesting a change to our budget holder.

Nga mihi

Edward Emery
Chairperson
Te Nehenehenui Māori Committee
PO Box 35
Benneydale 3987



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Te Nehenehenui Māori Committee
Pa Harekeke, Maraeroa Road, Benneydale 3987

4th August 2021

Ministry of Social Development
56 The Terrace,
Wellington 6011

Attention: s9(2)(a)
Senior Regional Advisor – Kaihautū Matua Ā-Rohe

Kia Ora s9(2)(a)

Re : Whakatutuki Work Ready Programme -Contract ID: RO2.03114

We are requesting the change of funding Recipient for the delivery of the Whakatutuki Work Ready programme, from New Zealand Māori Council to:

Nga Ngaru Rautahi O Aotearoa- National Māori Authority

PO BOX 5451

Wellesley Street

Auckland 1141

Company Number: 9429042953173

Company Type : Incorporated Society

The reasoning behind this request is that we already have an established relationship with Nga Ngaru Rautahi O Aotearoa Inc. and they are handling all our back office functions that include:

- Budgets
- Payroll processing
- Accounts payable processing and reconciliation
- Accounts receivable processing
- Processing of tax obligations and inland revenue reporting
- Procurement of programme resources and
- Quality Management and Assurance
- Risk Management

Additionally this process will streamline our administration and reduce the risk of mistakes as our current process requires the funds to be received by New Zealand Māori Council and passed through to the budget holder Nga Ngaru Rautahi O Aotearoa- National Māori Authority (through a formal invoicing process) to provide the operational, back-office services as per the contractual requirements.

Furthermore, Nga Ngaru Rautahi O Aotearoa- National Māori Authority have a long history of holding national contracts on behalf of multiple organisations which takes away any concerns of mismanagement as their provider base includes large organisations such as Nga Hau E Wha, and Te Runga O Kirikiriroa.

Te Nehenehenui Māori Committee
Pa Harekeke, Maraeroa Road, Benneydale 3987

We look forward to hearing from you shortly and if you have any queries please do not hesitate to contact us.

Ngā mihi



Edward Emery
Chair
Te Nehenehenui Maori Committee
E-mail: ^{s9(2)(a)} [REDACTED]

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s9(2)(a)

From: s9(2)(a)
Sent: Tuesday, 3 August 2021 7:10 am
To: 'Jean Nankivell'; s9(2)(a)
Cc: 'Diane Mahia'
Subject: RE: Request to change the Recipient for Whakatutuki Work Ready Programme

Follow Up Flag: Follow up
Flag Status: Flagged

Morena s9(2)(a)

I support this change to the agreement. If you have any questions please let me know.

I will provide you with a letter later in the day. My apologies, as Chairman of Oranga Tamariki I have been tied up with the Inquiry into the Agency.

Nga Mihi,

Matthew Tukaki
Executive Director; New Zealand Maori Council
Member of the National Executive
Chair of the Auckland District

P: s9(2)(a)
E: s9(2)(a)
M: PO BOX 5451, Victoria Street West. Auckland 1142
A: Unit D, Level 4, 210 Khyber Pass Road, Grafton, Auckland 1023, New Zealand

From: Jean Nankivell s9(2)(a)
Sent: Monday, 2 August 2021 10:41 am
To: s9(2)(a)
Cc: s9(2)(a)
Subject: Fwd: Request to change the Recipient for Whakatutuki Work Ready Programme

Begin forwarded message:

From: s9(2)(a) s9(2)(a)
Subject: Request to change the Recipient for Whakatutuki Work Ready Programme
Date: 2 August 2021 at 10:18:30 AM NZST
To: Jean Nankivell s9(2)(a)

Kia ora Jean

I am just touching base following the receipt of the request to change the funding Recipient, and I was wondering if you would have some time to talk this through with me on Wednesday, 4 August 2021. Please let me know what time would suit you best, or alternatively another date that would work for you.

I note that we are still waiting to receive confirmation from a Maori Council's representative (i.e. Matthew Tukaki) confirming they support this request.

As I have previously explained, this request will need to be submitted up for approval, and we need letters and letters of support from all parties before we are able to do so.

Thank you and I am looking forward to hearing back from you.

Ngā mihi

s9(2)(a)

Senior Regional Advisor – Kaihautū Matua Ā-Rohe

Email: s9(2)(a)

| Mobile: s9(2)(a)

Ministry of Social Development | 56 The Terrace, Wellington 6011



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From: [Stephen Ruddell](#)
To: [Hugh Miller](#); s9(2)(a)
Subject: FW: Request to vary funding agreement - Whakatutuki Work Ready - update
Date: Monday, 30 August 2021 11:57:42 am

Many thanks Hugh.

s9(2)(a) – please take forward as discussed – and many thanks again for pulling the relevant information together.

Regards

Stephen

From: Hugh Miller s9(2)(a)
Sent: Monday, 30 August 2021 11:55 am
To: Stephen Ruddell s9(2)(a)
Cc: s9(2)(a); s9(2)(a)
Subject: Re: Request to vary funding agreement - Whakatutuki Work Ready - update

Approved.

Sent from my iPad

On 30/08/2021, at 11:54 AM, Stephen Ruddell
s9(2)(a) wrote:

Yes – I am of the view that we should do this asap.

Regards

Stephen

From: Hugh Miller s9(2)(a)
Sent: Monday, 30 August 2021 11:53 am
To: Stephen Ruddell s9(2)(a)
Cc: s9(2)(a); s9(2)(a)
Subject: Re: Request to vary funding agreement - Whakatutuki Work Ready - update

Sounds fine to me - are you recommending we make the change?

Sent from my iPad

On 30/08/2021, at 11:50 AM, Stephen Ruddell
s9(2)(a) wrote:

Kia ora Hugh.

I hope you had a decent weekend. I just wondered if you had had a chance to consider the request below. We are aware that the provider is likely to contact us tomorrow for an update.

If you need anything else please let me know.

Regards

Stephen

From: Stephen Ruddell

Sent: Wednesday, 25 August 2021 8:55 am

To: Hugh Miller ^{s9(2)(a)}

Subject: FW: Request to vary funding agreement - Whakatutuki Work Ready

Kia ora Hugh,

I just want to seek your agreement to change the Funding recipient for the HPR programme Whakatutuki Work Ready in Bennydale, Waikato from the New Zealand Maori Council to the Nga Ngaru Rautahi O Aotearoa- National Māori Authority.

As set out in detail by ^{s9(2)(a)} below, the original HPR funding application was submitted and led by Te Nehenehenui Maori Council (TNMC), a regional arm of the New Zealand Maori Council. The delivery of the programme (i.e. Service) was contracted with the New Zealand Maori Council in March 2021, which at the time were in the best place and had the appropriate resources to provide the support the regional TNMC with administrative support (e.g. accounting support, etc).

However, TNMC also have a standing working relationship with Nga Ngaru Rautahi O Aotearoa- National Māori Authority (the Māori Authority) who handle TNMC's back office functions and also manage a number of other contracts. Indeed currently the process requires the funds to be received by New Zealand Māori Council and passed through to the budget holder Nga Ngaru Rautahi O Aotearoa- National Māori Authority (through a formal invoicing process) to provide the operational, back-office services as per the contractual requirements for TNMC. The Authority have previously undergone due diligence with MBIE.

All parties are now in agreement that the recipient for the Funding Agreement be transferred to the

Māori Authority in order to make for a more streamlined process with less risk of error.

Importantly Matthew Tukaki, Executive Director of the New Zealand Maori Council (the current 'Recipient') has also written in support of this change, noting that his new role with Oranga Tamariki means that they now have a major focus elsewhere.

Are you content with this change?

Ngā mihi

Stephen

Stephen Ruddell | Transition Manager | He Poutama Rangatahi and Māori Trades & Training Fund

Mobile - Pūkoro: s9(2)(a) | Email - Imeera: s9(2)(a)

Postal – Poutāpeta: PO Box 1556 Wellington 6140

[<image001.png>](#)

From: s9(2)(a)
Sent: Tuesday, 17 August 2021 5:08 pm
To: Stephen Ruddell s9(2)(a); Stephen Ruddell s9(2)(a)
Subject: Request to vary funding agreement - Whakatutuki Work Ready

Kia ora Stephen

We have received a request from the Te Nehenehenui Maori Committee requesting a change the Funding Recipient in the Funding Agreement for the "Whakatutuki Work Ready Programme", based in Benneydale.

I have [attached](#) all the supporting documentation required (which has already been filed) and provided a background summary of the request, reasoning, evidence provided and recommendation.

Would you please be able to confirm whether you agree with the recommendations set out below?

Background

The Whakatutuki Work Ready programme was approved on 27

January 2021 by the Senior Regional Officials in their Out of Cycle meeting.

It consists of a 6-month intensive programme delivered out of a new training hub in Benneydale at the Mangapeehi Railway Station complex established by Kiwi Rail. The programme will be delivered to 60 rangatahi aged 18-24 who are NEET from Benneydale, Waimiha, Ongarue and Te Kuiti over 2 years and includes:

- Tikanga and history of Ngāti Rereahu and Maniapoto,
- Development of personalised Workplace Training Plan,
- Soft and work-readiness skills training,
- Support with developing a healthy lifestyle tools,
- Life skills including management of stress and emotions,
- CV writing and job application training and support,
- 3-week Health and Safety training,
- Toi Toi Māori Leadership training,
- Chemical Handling and Storage training,
- Grow Safe Basic training,
- Quad Bike course and Chainsaw course,
- Work experience, for which DOC and Kiwi Rail have offered placements,
- Ongoing pastoral care for at least 5 months following the 6-months programme (11 months in total). The Recipient will liaise with Te Kuiti Community House, a Whanau Ora provider, to provide individualised support to participants as appropriate and according to each individual case

The contract was signed in March 2021 and the first cohort of 15 rangatahi was welcomed into the programme in May 2021.

The original HPR funding application was submitted and lead by Te Nehenehenui Maori Council, a regional arm of the New Zealand Maori Council. However the programme (i.e. Service) was contracted with the New Zealand Maori Council which at the time were in a best place and had the appropriate resources to provide the support the regional instance required with administrative and back-office functions (e.g. accounting support, etc.).

Request and Reasoning

A request was received initially over the phone and then formalised in writing on 04/08/2021 to **change the Recipient of the Funding Agreement** (equivalent to Provider in MSD Outcome Agreements) form **Te Nehenehenui Maori Committee to the Nga Ngaru Rautahi O Aotearoa- National Māori Authority.**

In the Recipient's words (letter attached):

"The reasoning behind this request is that we already have an established relationship with Nga Ngaru Rautahi O Aotearoa

Inc. and they are handling all our back office functions that include:

- *Budgets*
- *Payroll processing*
- *Accounts payable processing and reconciliation*
- *Accounts receivable processing*
- *Processing of tax obligations and inland revenue reporting*
- *Procurement of programme resources and*
- *Quality Management and Assurance*
- *Risk Management*

Additionally this process will streamline our administration and reduce the risk of mistakes as our current process requires the funds to be received by New Zealand Māori Council and passed through to the budget holder Nga Ngaru Rautahi O Aotearoa- National Māori Authority (through a formal invoicing process) to provide the operational, back-office services as per the contractual requirements.

Furthermore, Nga Ngaru Rautahi O Aotearoa- National Māori Authority have a long history of holding national contracts on behalf of multiple organisations which takes away any concerns of mismanagement as their provider base includes large organisations such as Nga Hau E Wha, and Te Runga O Kirikiriroa.”

A letter of support signed by and an email sent directly from the Executive Director of the New Zealand Maori Council Matthew Tukaki confirms the current Recipient’s support of this change and request.

Nga Ngaru Rautahi O Aotearoa- National Māori Authority has also written through its Chief Executive Diane Tuari in support of the request.

As Nga Ngaru Rautahi O Aotearoa- National Māori Authority is already providing the back-office support, with Due Diligence having already been completed by MBIE on the organisation and no issues noted. No significant issues or risks have been identified in relation to this request.

The change will mainly remove an administrative layer that is no longer necessary for the purposes of supporting risks, finance or programme quality management, and allow it to be managed more (time) efficiently and locally.

Supporting documents

The following documentation has been provided in support of the request, which have also been attached:

1. Letter from Te Nehenehenui Maori Committee, signed by its Chair Edward Emery
2. Letter signed by Matthew Tukaki, Executive Director of the New

- Zealand Maori Council
3. Email by Matthew Tukaki, Executive Director of the New Zealand Maori Council
 4. Letter signed by Diane Tuari, Chief Executive of Nga Ngaru Rautahi O Aotearoa- National Māori Authority

These documents are also saved in Objective and can be accessed through this link: [2. Contract Management - Objective ECM \(http://ssi.govt.nz\)](http://ssi.govt.nz)

Recommendation

In line of the above, I recommend **approval of the request to change the Recipient party of the HPR Agreement.**

Please let me know if you have any question or concerns in relation to the above. I will be happy to discuss and provide any clarifications required.

Ngā mihi

s9(2)(a)

Senior Regional Advisor – Kaihautū Matua Ā-Rohe

Email: s9(2)(a) | Mobile: s9(2)(a)

Ministry of Social Development | 56 The Terrace, Wellington
6011

[<image001.png>](#)

From: s9(2)(a)
To: s9(2)(a)
Subject: Moari Council Novation.doc
Date: Thursday, 2 September 2021 2:04:56 pm
Attachments: [Moari Council Novation.doc](#)

Hi s9(2)(a),

Here is the Novation document to transfer the contract from The Maori Council to the Maori Authority.

I've put the change over date as 1 September 2021 but you may need to change this to the date that the contract will change over to/from each of the parties

Thanks

s9(2)(a)

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From: [Amy Henare](#)
To: [Hugh Miller](#)
Subject: Fwd: New Zealand Maori Council letter to MBIE [IN-CONFIDENCE]
Date: Tuesday, 17 May 2022 12:24:56 pm
Attachments: [220511 NZMC letter to MBIE .pdf](#)
[210625 HC decision Tukaki v Ruru & Others \(interim injunction\).pdf](#)

Sent from my iPhone

Begin forwarded message:

From: Andrew Mcnaught ^{s9(2)(a)}
Date: 17 May 2022 at 12:22:54 PM NZST
To: Nathan Grennell ^{s9(2)(a)}, Erika Harrison
^{s9(2)(a)}, Stephen Ruddell
^{s9(2)(a)}, Amy Henare
Subject: FW: New Zealand Maori Council letter to MBIE [IN-CONFIDENCE]

So this letter landed in MBIE yesterday, this is the complaint they were talking about in the article, its now with our "complaints process"

<http://www.govt.nz> - your guide to finding and using New Zealand government services

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Ministry of Business, Innovation and Employment
15 Stout St
Wellington 6011

NZMC Address for Service
19 Myrtle Street 15
Woburn
Lower Hutt, 5011

11 May 2022

Re: Whakatutuki Work Ready Programme

Tēnā koutou Ministry of Business, Innovation and Employment,

1. The New Zealand Māori Council (“**NZMC**”) is a statutory body established by s 17 of the Māori Community Development Act 1962. It is part of a structure of “Māori Associations” created by that Act, the other Māori Associations being Māori Committees, Māori Executive Committees, and sixteen District Māori Councils. The NZMC’s membership is comprised of three representatives appointed by each of the sixteen District Māori Councils totalling 48 members.
2. On 26 October 2021 and 2 November 2021, the NZMC wrote to the Ministry of Business, Innovation and Employment (“**MBIE**”) to request information under the Official Information Act 1982 (“**OIA**”) concerning contracts between MBIE and the NZMC, specifically those entered into between MBIE and Matt Tukaki. This is because Mr Tukaki was formally a member of NZMC between February 2018 and February 2021.
3. On 15 November 2021 the NZMC received a response from MBIE that it was transferring the request to the Ministry of Social Development (“**MSD**”) in accordance with Section 14 of the OIA. MSD’s response to the NZMC’s request revealed that Mr Tukaki authorised the NZMC to enter an agreement with MBIE, which commenced on 17 March 2021 for a value of \$965,896 over two years (the “**Agreement**”). It is in regard to this agreement that the NZMC writes to you today.
4. The Agreement was for funding to promote community development for Māori in the Benneydale rohe to deliver the “Whakatutuki Work Ready Programme” for Rangatahi aged 18-24 who are not currently in employment, education or training in Bennydale, Waimiha, Ongarue and Te Kuiti. The Project involves 6-month intensive programmes



Te Kaunihera Māori o Aotearoa
New Zealand Māori Council

delivered to 4 cohorts of 15 rangatahi each. The project will be delivered over 2 years with 2 cohorts per year and will be structured in modules.

5. This agreement was authorised on behalf of NZMC by Mr Tukaki on 13 March 2021, and Ms Diane Tuari on 3 March 2021, without the knowledge, consent or authority of the NZMC to enter the Agreement. Nathan Grennell, Director of MBIE, signed on 17 March 2021. Neither Mr Tukaki, nor Ms Tuari, advised NZMC Executive members or Chairman (Ven Harvey Ruru) of the Agreement. Ms Tuari has never held a leadership role on NZMC.
6. On 22 April 2021, MBIE made one payment to the NZMC of \$153,147 (\$133,172 + GST) upon commencement and conditions precedent being met. The NZMC had no knowledge that this money was transferred into its accounts because all financial records were managed hands-on by Mr Tukaki. To this day NZMC has none of its financial records for this relevant period. Mr Tukaki removed the financial records on his departure from NZMC and refuses to give them back.
7. On 1 July 2021, all He Poutama Rangatahi agreements were transitioned from MBIE to Ministry of Social Development (“**MSD**”) including the Whakatutuki Work Ready Programme.
8. On 1 September 2021, the Agreement was purportedly novated/transferred to the National Māori Authority Incorporated (“**NMA**”), and the NZMC was released and discharged from the agreement. This agreement to novate/transfer was signed for on behalf of MSD by Hugh Miller, Group General Manager of Employment, on 08 September 2021. Diane Tuari signed the Agreement again but this time on behalf of the National Māori Authority as Chief Executive on 05 September 2021. Mr Tukaki signed on behalf of the NZMC purporting to be the Executive Director on 05 September 2021.
9. By 5 September 2021, Mr Tukaki held no position within the NZMC whatsoever. He had no authority to novate an NZMC contract. He knew that this was the case because he had taken and lost a High Court application to try to stop the control of the NZMC passing to new office holders. A copy of the High Court decision is **enclosed**.
10. Mr Tukaki is the Chairperson of the NMA. Since departing the NZMC, Mr Tukaki has been promoting the NMA as a rival organisation to the NZMC. The NZMC is concerned that he has been using the NZMC’s information to do this, including the



Te Kaunihera Māori o Aotearoa
New Zealand Māori Council

NZMC's data base of all of its members and their contact details which he acquired when he was working at NZMC.

11. No members of NZMC leadership or DMC Chairs had any knowledge of this contract or that Mr Tukaki had novated away from NZMC. By novating the contract and transferring it from the NZMC to the NMA he was clearly acting against the NZMC's interests and for the benefit of his own rival organisation.
12. This transfer raised a number of other issues where Mr Tukaki held himself out as being in charge of NZMC and retaining NZMC's confidential information and using it for his own benefit. Mr Tukaki has continued to act in this way and the NZMC is now forced to take measures to stop his behaviour.
13. The NZMC objects to the way the Agreement has been mishandled by both Mr Tukaki and MBIE, and again requests that copies of all contracts between MBIE and Mr Tukaki involving NZMC are released to us pursuant to the Official Information Act request lodged in October 2021.
14. Further, the NZMC would appreciate the opportunity to meet with the appropriate and authorised personnel at MBIE via Zoom to discuss this issue.

Yours sincerely,

A handwritten signature in blue ink that reads "Peter Fraser".

Peter Fraser

National Secretary

PGF Applicant Due Diligence

Applicant Name: New Zealand Māori Council – Te Nehenehenui Māori
Committee

Project Title: Whakatutuki Work Ready (WWR)

PipeDrive ID: R02.03114

Date of Review*: 16/12/2020 **Reviewer:** [JT, RA]

*if date differs for specific checks, this will be noted in the relevant section

Purpose of this Due Diligence:

The purpose of this due diligence is to utilise databases and other sources of information to check the bona fides and credibility of the applicant, including persons who control or manage the applicants. Due diligence should also test whether there is any additional information, outside of the application process, which should be taken in to account by PDU decision makers. This may be information which presents a risk to the Provincial Development Unit if not considered – actual, perceived and potential risks should be recorded where identified.

This includes information around the areas of:

- Ownership
- Capability
- Integrity
- Reputation.

All findings should be recorded within this document – do not assume that findings have been recorded and handled elsewhere.

This form is split in to two sections. The Part 1 allows for the reviewer to compile any findings, or areas of interest. The Part 2 is used to highlight to decision makers findings that should be noted and areas that require action.

Disclaimer: It is understood that the individual conducting this due diligence review cannot guarantee all information has been sighted, or recorded in this document. The nature of these due diligence checks does not fully mitigate the risks faced by the Ministry of Business, Innovation and Employment in administering the Provincial Growth Fund.

Part 1: Investigations and Findings

<u>Companies Office Checks</u>	New Zealand Māori Council
<p>Purpose: The purpose of this check is to test the ownership of the organisation. It will enable the PDU to understand whether there are any conflicts it should manage, or risks to be addressed.</p> <p>Guide: Search Company / Organisation and key individuals:</p> <ul style="list-style-type: none"> Identify Major Shareholders (i.e. over 20%), or the Trustees Detail the directors Name the key individuals (i.e. CEO, project lead) Search shareholdings (i.e. shares the applicant may have) <p>You should test this to a reasonable depth where there are multiple layers of ownership.</p> <p>To search the companies register: https://app.companiesoffice.govt.nz/companies/app/ui/pages/individual/search?roleType=DDIR</p> <p>Or if it is a Charitable Trust: https://ct-register.companiesoffice.govt.nz/</p> <p>Or if it is a Charity: https://www.register.charities.govt.nz/CharitiesRegister/Search</p> <p>Or if it is a Incorporated Society: https://is-register.companiesoffice.govt.nz/</p> <p>If it is an unincorporated Trust, then ensure the Trust Deed has been provided and names checked.</p>	<p>https://maoricouncil.com/about-us/our-team/</p> <p>Chair: Taihakurei (Eddie) Durie</p> <p>Executive members: Tane Cook</p> <ul style="list-style-type: none"> Nothing found <p>Wiremu Hone Keretene Puriri</p> <ul style="list-style-type: none"> WIREMU PURIRI LIMITED (567934) – Current Director & Shareholder SUBJECT TO CLAIM LIMITED (585136) – Current Director & Shareholder <p>Raewyn Harrison</p> <ul style="list-style-type: none"> TE REO TUATAHI LIMITED (6010889) – Current Director & Current Shareholder <p>Henare Mason</p> <ul style="list-style-type: none"> NAUMAI WHANAU LIMITED (2417936) – Current Shareholder <p>Roimata Minhinnick</p> <ul style="list-style-type: none"> Nothing found <p>Archdeacon Harvey Ruru</p> <ul style="list-style-type: none"> Nothing found <p>Ngaio Te Ua</p> <ul style="list-style-type: none"> No current business interests <p>Matthew Tukaki</p> <ul style="list-style-type: none"> No current business interests <p>Ngā Ngaru Rautahi O Aotearoa https://www.maoriauthority.org/about-us</p> <p>Key personnel Matthew Tukaki</p> <ul style="list-style-type: none"> Same person as above <p>Norm Dewes</p> <ul style="list-style-type: none"> NGA MAATA WAKA HOLDINGS LIMITED (3452533) – Current Director <p>Martin Kaipo</p> <ul style="list-style-type: none"> OTANGAREI YOUTH SPORTS & EDUCATION LIMITED (889862) – Current Shareholder <p>Mere Blazer</p> <ul style="list-style-type: none"> Nothing found <p>George Ngatai</p>



	<ul style="list-style-type: none">• BDO MARKETING & BUSINESS SOLUTIONS LIMITED (1917860) – Current Director & Shareholder• NGATAI BHANA LIMITED (1888030) – Current Director & Shareholder <p>Toa Faneva</p> <ul style="list-style-type: none">• No current business interests <p>Jean Nankivell</p> <ul style="list-style-type: none">• No current business interests <p>Updated 5/3/2021</p> <p>Stephen Thomas-</p> <ul style="list-style-type: none">• No Current company interests <p>Ray Brown</p> <ul style="list-style-type: none">• C & R TRADING LIMITED (2116484) – Current Director and Shareholder• SHINY T & T RIMS LIMITED (5481820) – Current Director & Current Shareholder• HYDRANGEA GROUP LIMITED (4381718) – Current Shareholder <p>Logan (Joseph) Kahui</p> <ul style="list-style-type: none">• PLATEAU SITES LIMITED (5803127) – Current Director & Current Shareholder <p>Rod Large</p> <ul style="list-style-type: none">• No Company interest <p>Desiree Marie Brown</p> <ul style="list-style-type: none">• No Company Interest <p>Diane Cheryl Tuari</p> <ul style="list-style-type: none">• MAHIA GROUP LIMITED (4854779) – Current Director & Current Shareholder <p>Jeannie Bettina Nankivell</p> <ul style="list-style-type: none">• No Current Company interests <p>Note: none of the above appear on the disqualified directors list on the companies register.</p>
<p><u>Insolvency Register</u></p> <p>Purpose: The purpose of this check is to discover whether any key member of the organisation (i.e. director, owner, or member of the project team) has are insolvent.</p> <p>Guide: Check key names against register (Both Personal and Company):</p>	<p>New Zealand Māori Council Ngā Ngaru Rautahi O Aotearoa Tane Cook Wiremu Hone Keretene Puriri Raewyn Harrison Henare Mason Roimata Minhinnick Archdeacon Harvey Ruru Ngaio Te Ua Matthew Tukaki Norm Dewes Martin Kaipo</p>



<https://app.insolvency.govt.nz/oasis3-web/oasis3/page/-oasis/domain/communications/SearchIn solvencyRegister.wdk?fromHome=Yes>

Mere Blazer
George Ngatai
Toa Faneva
Jean Nankivell

Nothing found

Updated 5/3/2021

Stephen Thomas

- No Findings

Ray Brown

- No Findings

Logan Kahui

- No Findings

Rod Large

- No Findings

Desiree Marie Brown

- No Findings

Diane Cheryl Tuari

- No Findings

Jeannie Bettina Nankivell

- No Findings

Serious Fraud Office Checks

Purpose:

The purpose of this check is to see whether the applicant (or organisation associated with) is subject to an ongoing SFO case, or prior.

Guide:

Check names against Serious Fraud Office (SFO) cases, or any media references to fraudulent activities.

Ongoing cases can be found at:

<https://www.sfo.govt.nz/cases>

New Zealand Māori Council
Ngā Ngaru Rautahi O Aotearoa
Tane Cook
Wiremu Hone Keretene Puriri
Raewyn Harrison
Henare Mason
Roimata Minhinnick
Archdeacon Harvey Ruru
Ngaio Te Ua
Matthew Tukaki
Norm Dewes
Martin Kaipō
Mere Blazer
George Ngatai
Toa Faneva
Jean Nankivell

Nothing found

Updated 5/3/2021

Stephen Thomas

- No Findings

Ray Brown

- No Findings

Logan Kahui



	<ul style="list-style-type: none">• No Findings Rod Large <ul style="list-style-type: none">• No findings Desiree Marie Brown <ul style="list-style-type: none">• No Findings Diane Cheryl Tuari <ul style="list-style-type: none">• No Findings Jeannie Bettina Nankivell <ul style="list-style-type: none">• No Findings
<p><u>Employer Stand Down</u></p> <p>Purpose: The purpose of this search is to check that the applicant (or associated organisations) is not on the employer stand down list from breaching employment standards.</p> <p>Guide: Using the current list, search for the applicant name to check if they have any infringements. Note the date that you checked, as it is updated regularly.</p> <p>https://www.employment.govt.nz/resolving-problems/steps-to-resolve/labour-inspectorate/employers-who-have-breached-minimum-employment-standards/</p>	<p>New Zealand Māori Council Ngā Ngaru Rautahi O Aotearoa Tane Cook Wiremu Hone Keretene Puriri Raewyn Harrison Henare Mason Roimāta Minhinnick Archdeacon Harvey Ruru Ngaio Te Ua Matthew Tukaki Norm Dewes Martin Kaipo Mere Blazer George Ngatai Toa Faneva Jean Nankivell</p> <p>Nothing found</p> <p>Updated 5/3/2021 Published stand down list 24 February 2021</p> <p>Stephen Thomas<ul style="list-style-type: none">• No FindingsRay Brown<ul style="list-style-type: none">• No FindingsLogan Kahui<ul style="list-style-type: none">• No FindingsRod Large<ul style="list-style-type: none">• No findingsDesiree Marie Brown<ul style="list-style-type: none">• No FindingsDiane Cheryl Tuari<ul style="list-style-type: none">• No FindingsJeannie Bettina Nankivell<ul style="list-style-type: none">• No Findings</p>
<p><u>Court and Judicial Decisions Online</u></p> <p>Purpose:</p>	<p>New Zealand Māori Council Ngā Ngaru Rautahi O Aotearoa Tane Cook</p>



The purpose of this check is to see if there are any references to this applicant or project which have been subject to any Judicial Decisions

Guide:

Search both the following and record any decisions:

<https://www.justice.govt.nz/courts/decisions/>

<https://forms.justice.govt.nz/jdo/Search.jsp>

Wiremu Hone Keretene Puriri

Raewyn Harrison

Henare Mason

Roimata Minhinnick

Archdeacon Harvey Ruru

Ngaio Te Ua

Matthew Tukaki

Norm Dewes

Martin Kaipō

Mere Blazer

George Ngatai

Toa Faneva

Jean Nankivell

Nothing found

Updated 5/3/2021

Stephen Thomas

- No Findings

Ray Brown (**Updated 16/3/2021**) **No findings**

- Confirmed Ray's full name to be Raymond Te Tahī Brown

Logan Kahui

- No Findings

Rod Large

- No Findings

Desiree Marie Brown

- No Findings

Diane Cheryl Tuari

Jeannie Bettina Nankivell

- No Findings

PDU Conflicts Register

Purpose:

The purpose of this check is to test whether there are any conflicts with the IAP or SROs which need to be managed.

Guide:

Search the conflicts registers for the applicant (and associated organisations) names. This is to include a check of applicant shareholders (where practicable).

IAP Register of Interests.xlsx

<https://mako.wd.govt.nz/otcs/llisapi.dll?func=ll&objaction=overview&objid=78522573>

New Zealand Māori Council

Ngā Ngaru Rautahi O Aotearoa

Tane Cook

Wiremu Hone Keretene Puriri

Raewyn Harrison

Henare Mason

Roimata Minhinnick

Archdeacon Harvey Ruru

Ngaio Te Ua

Matthew Tukaki

Norm Dewes

Martin Kaipō

Mere Blazer

George Ngatai

Toa Faneva

Jean Nankivell

Nothing found



<p>SRO Conflicts Master.xlsx https://mako.wd.govt.nz/otcs/llisapi.dll?func=ll&objaction=overview&objid=85208888</p>	<p>5/3/2021- not searched</p>
<p>Internet Searches</p> <p>Purpose: The purpose of this broad search against applicant (including organisations, individuals, etc), is to identify whether</p> <p>Guide: Google Searches against Organisation and Key Names in the broadest terms.</p> <p>Look for additional key information such as media articles.</p> <p>Identify and provide links to information which may be considered a risk to the PGF</p>	<p>New Zealand Māori Council Ngā Ngaru Rautahi O Aotearoa Tane Cook Wiremu Hone Keretene Puriri Raewyn Harrison Henare Mason Roimata Minhinnick Archdeacon Harvey Ruru Ngaio Te Ua Matthew Tukaki Norm Dewes Martin Kaipō Mere Blazer George Ngatai Toa Faneva Jean Nankivell</p> <p>Nothing found</p> <p>Updated 5/3/2021</p> <p>“Stephen Thomas NZ” and “Stephen Thomas NZ Kiwirail”</p> <ul style="list-style-type: none">• Nothing to note, very common name no searches found a result <p>“Ray Brown NZ” and “Ray Brown NZ Kiwirail”</p> <ul style="list-style-type: none">• Nothing to note <p>“Logan Kahui” and “Loagn Kahui Kiwirail”</p> <ul style="list-style-type: none">• Nothing to note <p>“Rod Large NZ”</p> <ul style="list-style-type: none">• https://nz.linkedin.com/in/rod-large <p>“Desiree Brown nz Te Kuiti Community House”</p> <ul style="list-style-type: none">• Nothing to note <p>Diane Cheryl Tuari https://www.nzherald.co.nz/nz/trust-to-fight-govt-over-contracts/XCN5JN762MG3ODYJHUYLZN4QXE/</p> <p>Jeannie Bettina Nankivell</p> <ul style="list-style-type: none">• Nothing to note
<p>Additional Searches Conducted</p> <p>Purpose: The purpose of this section is to record any areas where you may have conducted additional searches or</p>	<p>N/A</p>



<p>checks.</p> <p>Guide: Have any third party checks been conducted?</p>	
<p><u>LINZ Landonline (optional)</u></p> <p>Purpose: The purpose of this check is to confirm ownership of land and/or to check interests registered against land.</p> <p>Guide: Search relevant titles and interests.</p> <p>https://www.linz.govt.nz/land/landonline</p>	N/A
<p><u>Personal Property Securities Register (PPSR) (optional)</u></p> <p>Purpose: The purpose of this check is to confirm whether any security interests are registered against personal property.</p> <p>Guide: Is any personal property (vehicles, machinery equipment etc) being offered as collateral for a loan? Have any representations been made about existing debts?</p> <p>https://ppsr.companiesoffice.govt.nz/</p>	N/A
<p><u>Māori Land Online</u></p> <p>NOTE: For the map to open, you must use Google Chrome</p> <p>Purpose: The purpose of this check is to confirm the ownership of any Māori freehold land.</p> <p>Guide: Note all the general information about the land. Is the land subject to any lease agreements, prohibitive covenants, or restrictions?</p> <p>http://www.maorilandonline.govt.nz/gis/home.htm;jsessionid=54054D87B4E8E1</p>	N/A

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Part 2: Response to Findings

The purpose of this section is for the Due Diligence team to detail matters which should be noted or actioned by the PDU decision makers and for the Due Diligence requestor to address, action, and/or mitigate such matters as necessary.

<p><u>Please Note</u></p> <p>Purpose: Matters to be noted by the Investment Analyst/Director/PDU decision maker.</p> <p>Decision maker to record response and request further due diligence, if required.</p> <p><u>Action Needed</u></p> <p>Purpose: Matters that require further action by the Investment Analyst/Director/PDU decision maker.</p> <p>Decision maker to record response and undertake to complete necessary action.</p>	<p>Due diligence has been completed and no issues have been identified.</p> <p>Updated Due Diligence 5/3/2021</p> <p>Actions required</p> <ul style="list-style-type: none"> • Stephen Thomas- needs a middle name for conclusive Company office results. • Ray Brown- needs a middle name for confirmation of court cases <p>To be noted: Diane Cheryl Tuari https://www.nzherald.co.nz/nz/trust-to-fight-govt-over-contracts/XCN5JN762MG3ODYJHUYLZN4QXE/</p> <p>Updated 17/03/2021 After being provided with Raymonds Te Tahi Browns name he is not the same person in the court case</p> <p>Stephen Norman Thomas- no company interests</p> <p>No issues to be noted.</p>
<p>Date of Completion:</p>	<p>17/12/2020</p> <p>17/03/2021</p>
<p>Completed by (Investment Analyst/Application Lead):</p>	<p>s9(2)(a)</p> <p>17/03/2021 – s9(2)(a)</p>