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EXHIBIT "A"

Te Whanau a Apanui Hapu - Customary Marine Title

Anything that might help assess your application:

- Te Whanau a Apanui Hapu hold the area specified in the map in accordance with tikanga from Te Ika Whenua awa at Hawaii to Tokanui Potaka on the Eastern Bay of Plenty Coast.



Exhibit Note

This is the document marked "A" referred to in the annexed affidavit of LARRY TAKAMOANA DELANECE

Sworn at Whakatane

This day of April 2017 before me:

A Solicitor of the High Court of New Zealand/

Justice of the Peace

Daniel Mark Broadhurst  
Solicitor  
Whakatane

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Exhibit Note

Exhibit "A"

PARTICULARS OF MARINE TITLE PROTECTED CUSTOMARY RIGHTS APPLICATION

Customary activity, use and/or practice	For the Purposes of	Scale of activity/use/practice	Extent of activity/use/practice	Frequency of activity/use/practice	Substantially uninterrupted use since 1840
Fishing	<ul style="list-style-type: none"> <li>• To feed whanau</li> <li>• To feed kaumatua</li> <li>• To feed hapu</li> <li>• To provide kai for hui, tangihanga and marena</li> </ul>	<ul style="list-style-type: none"> <li>• Enough fish for consumption for;               <ul style="list-style-type: none"> <li>- whanau</li> <li>- kaumatua</li> <li>- hapu</li> </ul> </li> <li>• at hui, tangihanga or marena</li> <li>• Fish include;               <ul style="list-style-type: none"> <li>- tara and tarakihi</li> <li>- tamure and mango</li> <li>- hapuku and maomao</li> <li>- kahawai</li> <li>- kanae (mullet)</li> <li>- pioke</li> <li>- gurnard</li> <li>- flounders</li> <li>- porae</li> <li>- stingray</li> <li>- Moki</li> <li>- koura</li> <li>- paua</li> <li>- ohu and others.</li> </ul> </li> <li>• Traditionally this was the first whaling industry in the Bay of Plenty</li> </ul>	<p>From: Te Ika Whenua awa at Hawaii to Tokanui Potaka on the Eastern Bay of Plenty Coast</p> <p>From the sea trenches to various points and Bays in Te Whanau a Apanui</p> <ul style="list-style-type: none"> <li>• Tidal streams, rivers and estuaries</li> <li>• To the outer limits of the territorial sea (eastward and westward)</li> <li>• Includes the common marine and coastal area surrounding this area.</li> <li>• Pioke breeding</li> </ul>	<ul style="list-style-type: none"> <li>• As often as every day, seasonally, or as little as annually</li> <li>• As often as food was and is needed</li> <li>• Continuous fishing as was and is necessary</li> <li>• Continuous fishing when sustainable management of fish stocks allow</li> <li>• Harvesting and management of the shell fish (eg kuku).</li> <li>• Seasonal fishing for some fish species</li> <li>• Harvesting titi (mutton bird to be preserved- a seasonal practice</li> </ul>	<ul style="list-style-type: none"> <li>• Te Whanau a Apanui hapu members have practiced undisturbed Customary fishing rights since time immemorial</li> <li>• Practiced sustainable kaimoana to reserve resources.</li> <li>• Intertraded kaimoana hapu to hapu</li> <li>• Iwi to iwi</li> <li>• 'kai from the moana for kai from the ngahere'</li> <li>• Maintained a hapu /iwi trading system that was pivotal to their survival.</li> </ul>

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Exercising rahui	<ul style="list-style-type: none"> <li>• Cultural practices and conservation purposes</li> </ul>	<ul style="list-style-type: none"> <li>• Practiced extensively prior to colonisation to;</li> <li>- replenish pressured fishing</li> <li>- replenish pressured kaimoana</li> <li>- replenish pressured titi grounds</li> <li>• rahui was placed on these areas such;</li> <li>• There are now controls via management regimes on the Ohiwa harbour and islands.</li> </ul>	<p>From: Te Ika Whenua awa at Hawai to Tokanui Potaka on the Eastern Bay of Plenty Coast</p> <p>From the sea trenches to various points and Bays in Te Whanau a Apanui</p> <ul style="list-style-type: none"> <li>• Tidal streams, rivers and estuaries</li> <li>• To the outer limits of the territorial sea (eastward and westward)</li> <li>• Includes the common marine and coastal area surrounding this area.</li> </ul> <p>Includes the common marine and coastal area surrounding this area.</p> <ul style="list-style-type: none"> <li>• marine and coastal area surrounding this area.</li> </ul>	<ul style="list-style-type: none"> <li>• Practiced regularly</li> <li>• When issues of disturbance occur</li> <li>• Any deaths in the area</li> <li>• When needed to replenish kaimoana, fish, etc.</li> </ul>	<ul style="list-style-type: none"> <li>• Tikanga passed from generation to generations of whanau</li> <li>• Practiced rahui restrictions on taking kaimoana from certain areas because they needed to replenish resources.</li> <li>• Relationship with moana and its whenua is timeless</li> <li>• Conservation techniques invented and improved over time</li> <li>• Exercised continuously without external restrictions.</li> </ul>

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<p>Exercising Kaitiakitanga</p>	<ul style="list-style-type: none"> <li>Monitoring the mauri of the coastal and marine areas of Te Whanau a Apanui Hapu that is the tidal tributaries, harbours, coast, islands and ocean.</li> </ul>	<ul style="list-style-type: none"> <li>Inherited continued unbroken and current practicing kaitiakitanga which includes;               <ul style="list-style-type: none"> <li>- maintaining of the Mauri</li> </ul> </li> <li>and more recent               <ul style="list-style-type: none"> <li>- continued current practicing customary fisheries management Tangata Kaitiaki under regulation 50/51 Fisheries Regulation 2013</li> </ul> </li> <li>Examples include rahui               <ul style="list-style-type: none"> <li>- Practiced extensively prior to colonisation to replenish pressured kaimoana and titi grounds.</li> <li>- Tapu was placed on</li> <li>-Whakaari areas such as Motu Area with the Parekura</li> <li>-and pre 1840 and more</li> </ul> </li> </ul>	<p>From From: Te Ika Whenua awa at Hawaii to Tokanui Potaka on the Eastern Bay of Plenty Coast</p> <p>From the sea trenches to various points and Bays in Te Whanau a Apanui</p> <ul style="list-style-type: none"> <li>Tidal streams, rivers and estuaries</li> <li>To the outer limits of the territorial sea (eastward and westward)</li> <li>Includes the common marine and coastal area surrounding this area.</li> </ul> <p>To the outer limits of the territorial sea (along the East Coast) includes the common marine and coastal area surrounding this area.</p>	<ul style="list-style-type: none"> <li>Kaitiakitanga is exercised daily</li> </ul>	<ul style="list-style-type: none"> <li>Tikanga passed from generation to generations of whanau</li> <li>The moana and all its resources within is connected spiritually physically and hinengaro (cognitive day to day acts of kaitiakitanga - gaurdianship)</li> <li>Relationship with moana and its whenua is timeless</li> <li>Conservation techniques invented and improved over time.</li> <li>Exercised continuously without external restrictions until               <ul style="list-style-type: none"> <li>-whakapapa</li> <li>-customary and marine title rights.</li> </ul> </li> </ul>

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<p>Exercising Mana Motuhake and Rangatiratanga</p>	<p>From all the</p> <ul style="list-style-type: none"> <li>• Tidal streams, rivers and estuaries</li> <li>• Outer islands</li> <li>• To the outer limits of the territorial sea along the east coast</li> <li>• Includes the common marine and coastal area surrounding this area.</li> <li>• Including the islands and points recorded in the Application</li> </ul>	<ul style="list-style-type: none"> <li>• Te Whanau a Apanui hapu descendants have occupied Te Taku tai moana o already identified since time in memorial which includes manamotuhake and rangatiratanga.</li> <li>• We are still kaitiaki and</li> <li>• Proactive and involved on most issues affecting our coastal marine environments.</li> </ul>	<p>From From: Te Ika Whenua awa at Hawaii to Tokanui Potaka on the Eastern Bay of Plenty Coast</p> <p>From the sea trenches to various points and Bays in Te Whanau a Apanui</p> <ul style="list-style-type: none"> <li>• Tidal streams, rivers and estuaries</li> <li>• To the outer limits of the territorial sea (eastward and westward)</li> <li>• Includes the common marine and coastal area surrounding this area.</li> </ul> <p>Tidal streams, rivers and estuaries</p> <ul style="list-style-type: none"> <li>• To the outer limits of the territorial sea along the east coast</li> <li>• Includes the common marine and coastal area surrounding this area.</li> </ul>	<ul style="list-style-type: none"> <li>• Daily</li> </ul>	<ul style="list-style-type: none"> <li>• Continuously maintained and observed</li> <li>• Responsibility passed down through the generations</li> <li>• Exercised continuously without restriction, except as imposed by themselves</li> <li>• Determined the respective whanau roles eg monitoring the kuku rocks</li> <li>• Determined the hapu roles eg kaitakitanga-guardianship of a stretch of coast due to location</li> <li>• Determined the inter-trading relationships between hapu and iwi.</li> </ul>

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Use of resources and environment for tangihanga and urupa purposes	<ul style="list-style-type: none"> <li>• Protection of waahi tapu</li> </ul>	Waahi tapu along the east coast -	Later – urupa along the coastline	At all times	<ul style="list-style-type: none"> <li>• This tikanga is a very old tikanga still maintained today</li> <li>• Tikanga associated with maintaining the places of significance re “waahi tapu”</li> <li>• Knowledge and practices passed on to current generation from parents, grandparents and tupuna</li> </ul>