NGĀTI TAMA KI TE WAIPOUNAMU TRUST

and

THE CROWN

DEED OF COVENANT

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PARTIES

(1) **NGĀTI TAMA KI TE WAIPOUNAMU TRUST**

(2) **HER MAJESTY THE QUEEN** in right of New Zealand ("the Crown")

BACKGROUND

A. Under a Deed of Settlement dated 20 April 2013 between Ngāti Tama ki Te Tau Ihu and the Crown, the Crown agreed to provide certain redress to the Ngāti Tama ki Te Waipounamu Trust, which was to be established by Ngāti Tama ki Te Tau Ihu, subject to certain terms and conditions specified in the Deed of Settlement.

B. The Ngāti Tama ki Te Waipounamu Trust was established on 21 April 2013 by Ngāti Tama ki Te Tau Ihu in accordance with clause 7.1.1 of the Deed of Settlement to receive the redress to be provided by the Crown under the Deed of Settlement.

C. As required by clause 7.1.2 of the Deed of Settlement, the Ngāti Tama ki Te Waipounamu Trust covenants with the Crown as set out in this Deed.

NOW THE NGĀTI TAMA KI TE WAIPOUNAMU TRUST AGREES with the Crown as follows:

1 NGĀTI TAMA KI TE WAIPOUNAMU TRUST'S COVENANT

1.1 The Ngāti Tama ki Te Waipounamu Trust covenants with the Crown that from the date of this Deed the Ngāti Tama ki Te Waipounamu Trust:

(a) is a party to the Deed of Settlement as if it had been named as a party to the Deed of Settlement and had executed it;

(b) will observe and perform all the obligations of the Ngāti Tama ki Te Waipounamu Trust under the Deed of Settlement; and

(c) is bound by the terms of the Deed of Settlement.

1.2 The Ngāti Tama ki Te Waipounamu Trust ratifies and confirms all acknowledgements and agreements made in the Deed of Settlement and all rights and powers exercised, all waivers given, all amendments agreed to, and any other actions taken in relation to the Deed of Settlement by Ngāti Tama ki Te Tau Ihu and by the mandated negotiator and agrees to be bound by them.

2 CONFIRMATION BY CROWN

2.1 The Crown, by signing this Deed, confirms that it is satisfied that the Ngāti Tama ki Te Waipounamu Trust is an appropriate body to which the Crown will provide the redress under this Deed.

3 INTERPRETATION

3.1 In this Deed, unless the context otherwise requires Deed of Settlement means the deed referred to in Background A.

3.2 Terms defined in the Deed of Settlement have the same meanings in this Deed, unless the context requires otherwise.

3.3 The rules of interpretation set out in clause 8.10 of the Deed of Settlement apply in the interpretation of this Deed.

SIGNED on 21 April 2013)
for and on behalf of the **NGĀTI TAMA KI TE WAIPOUNAMU TRUST** by the Ngāti Tama ki Te Waipounamu trustees in the presence of:)

Signature of Witness

Jo Westrupp
Witness Name

Kaitauta
Occupation

66 Macs Road, Lud Valley Nelson
Address

Frederick Te Miha

John Tahana Ward-Holmes.
John Ward-Holmes

Margaret Ward-Holmes Little
Margaret Little

Robert McKewen

Hinga Te Miha

Anthony Little

Andrew Stephens

SIGNED on 17 September 2013)
for and on behalf of **THE CROWN**)
by the Minister for Treaty of Waitangi)
Negotiations in the presence of:)

B. Conseedine
Signature of Witness

BERNADETTE CONSEDINE
Witness Name

PRIVATE SECRETARY
Occupation

WELLINGTON
Address

Hon Christopher Finlayson