

MEMORANDUM OF UNDERSTANDING

THE GIFTING OF PUKAKI

2 October 1997

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2 OCTOBER 1997

- BETWEEN** **Mr Wihapi Te Amohau Winiata**, Chairman, Te Papa-i-Ouru Marae, on behalf of the people of Ngati Whakaue
- AND** **The Hon Douglas Graham**, Minister in Charge of Treaty of Waitangi Negotiations, on behalf of the Crown
- AND** **Mr Peter Menzies**, Chairman, on behalf of the Auckland Museum Trust Board
- AND** **His Worship Mr Grahame Hall**, Mayor, on behalf of the District of Rotorua

Background

1. Ngati Whakaue originally intended to gift its ancestor Pukaki to the Crown in 1877 to symbolise agreement between Ngati Whakaue and the Crown to the establishment of Rotorua township.
2. Pukaki has since 1877 been held by the Auckland Museum.
3. Ngati Whakaue wishes to confirm and complete its gift of Pukaki to the Crown.
4. Ngati Whakaue's gifting of Pukaki to the Crown is intended by Ngati Whakaue to recognise and symbolise the partnership of Ngati Whakaue and the Crown achieved through the settlement agreement signed by those parties on 23 September 1993.

Therefore

5. The parties to this memorandum agree the gift and transfer of ownership of Pukaki from Ngati Whakaue to the Crown will be confirmed and completed at a ceremony to be held at Rotorua on 2 October 1997.
6. The Auckland Museum Trust Board, as the present custodian of Pukaki, agrees to be responsible for the care, protection and maintenance of Pukaki until the ceremonial completion of the gift by Ngati Whakaue to the Crown on 2 October 1997.
7. Responsibility for the care, protection and maintenance of Pukaki from the time of the completion of the gift by ceremony on 2 October 1997 will be assumed by the Rotorua District Council.
8. The parties to this memorandum agree to establish by 2 November 1997 a trust called the Pukaki Trust.

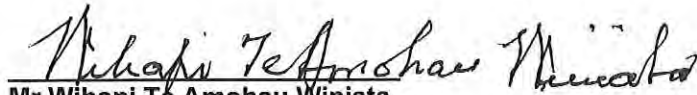
9. The trustees of the Pukaki Trust to be appointed will be:
- a. one Crown representative (as appointed by the Minister in Charge of Treaty of Waitangi Negotiations), as Chairperson;
 - b. one Ngati Whakaue representative (as appointed by the trustees of Te Papa-i-Ouru Marae);
 - c. one Auckland War Memorial Museum representative (Chairperson of the Auckland Museum Trust Board); and
 - d. one Rotorua District Council representative (the Mayor of Rotorua).
10. The Pukaki Trust will act as guardian of Pukaki in accordance with the Trust Deed, the terms of which are to be agreed by the parties to this memorandum.

Signed




The Hon Douglas Graham,
Minister in Charge of Treaty of Waitangi Negotiations
on behalf of the Crown

2.10.1997
Date




Mr Wihapi Te Amohau Winiata,
Chairman, Te Papa-i-Ouru Marae,
on behalf of Ngati Whakaue

2.10.1997
Date



Mr Peter Menzies,
Chairman,
on behalf of the Auckland Museum Trust Board

2.10.1997
Date



His Worship Mr Grahame Hall,
Mayor,
on behalf of the District of Rotorua

2.10.1997
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