



## THE RUNANGA IWI REGULATIONS 1990

PAUL REEVES, Governor-General

### ORDER IN COUNCIL

At Wellington this 24th day of September 1990

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 78 of the Runanga Iwi Act 1990, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

#### ANALYSIS

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## REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Runanga Iwi Regulations 1990.

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

**2. Interpretation**—In these regulations, “the Act” means the Runanga Iwi Act 1990.

*Incorporation of Runanga*

**3. Application for incorporation**—(1) Every application for incorporation of a runanga under the Act shall be made in form 1 in the Schedule to these regulations.

(2) The application fee for the incorporation of a runanga shall be \$500.

(3) Every statutory declaration made pursuant to section 13 (2) (c) (iii) of the Act shall be in form 2 in the Schedule to these regulations.

**4. Withdrawal of application**—Every notice of withdrawal of an application for incorporation of a runanga shall be in form 3 in the Schedule to these regulations.

**5. Application for review**—Every application for review of a Registrar’s decision to refer an application for incorporation of a runanga back to an iwi shall be in form 4 in the Schedule to these regulations.

**6. Objections**—Every objection to an application for incorporation of a runanga shall be in form 5 in the Schedule to these regulations.

**7. Particulars of incorporated runanga to be recorded in register**—The following matters shall be recorded in the register of runanga for each incorporated runanga:

- (a) The file reference:
- (b) The date of receipt of the application:
- (c) From whom the application for incorporation was received:
- (d) The name of the iwi represented:
- (e) The date of public notices given pursuant to section 17 of the Act:
- (f) The location of the registered office:
- (g) The name of the incorporated runanga:
- (h) The date of incorporation:
- (i) Taura here of the incorporated runanga, if any.

**8. Certificate of incorporation**—Every certificate of incorporation shall be in form 6 in the Schedule to these regulations.

*Incorporated Runanga*

**9. Application for directions**—Every application to the Court under section 30 (2) of the Act shall be in form 7 in the Schedule to these regulations.

**10. Application for settlement of dispute**—Every application to the Court under section 30 (3) of the Act shall be in form 8 in the Schedule to these regulations.

**11. Amendment of charter**—(1) Every application for approval of the Court to an amendment to the charter of an incorporated runanga shall be in form 9 in the Schedule to these regulations.

(2) The application fee for an amendment to a charter of an incorporated runanga shall be \$250.

**12. Fee for inspection of statements of account**—The fee for the inspection of statements of account and for taking copies and extracts from those statements shall be \$10.

**13. Application for winding up**—Every application for the winding up of an incorporated runanga shall be in form 10 in the Schedule to these regulations.

**14. Dissolution by Registrar**—(1) Every declaration by a Registrar that an incorporated runanga is dissolved shall be in form 11 in the Schedule to these regulations.

(2) Every revocation of a declaration that an incorporated runanga is dissolved shall be in form 12 in the Schedule to these regulations.

*Authorised Voices of Iwi*

**15. Application for registration as authorised voice**—(1) Every application for registration of a body corporate as the authorised voice of an iwi shall be made in form 13 in the Schedule to these regulations.

(2) The application fee for registration of a body corporate as the authorised voice of an iwi shall be \$500.

(3) Every statutory declaration made pursuant to section 60 (c) (ii) of the Act shall be in form 14 in the Schedule to these regulations.

**16. Withdrawal of application**—Every notice of withdrawal of an application to register a body corporate as the authorised voice of an iwi shall be in form 15 in the Schedule to these regulations.

**17. Application for review**—Every application for review of a Registrar's decision to refer an application to register a body corporate as the authorised voice of an iwi back to the iwi concerned shall be in form 16 in the Schedule to these regulations.

**18. Objection to registration as authorised voice**—Every objection to an application for the registration of a body corporate as the authorised voice of an iwi shall be in form 17 in the Schedule to these regulations.

**19. Particulars of authorised voice to be recorded in register**—The following matters shall be recorded in the register of authorised voices for each authorised voice:

- (a) The file reference:
- (b) The date of receipt of the application:
- (c) From whom the application was received:
- (d) The name of the iwi represented:
- (e) The date of public notices given pursuant to section 64 of the Act:
- (f) The date of registration:
- (g) The name of the registered authorised voice.

**20. Certificate of registration**—Every certificate of registration as an authorised voice shall be in form 18 in the Schedule to these regulations.

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SCHEDULE

FORM 1

APPLICATION FOR INCORPORATION OF RUNANGA

The Runanga Iwi Act 1990, Section 13

In the Maori Land Court  
of New Zealand

..... District

To: The Registrar of Runanga

WE, [*Here insert the full names and addresses of each applicant*]

.....  
being the persons chosen at a hui held in accordance with section 8 of the Runanga Iwi Act 1990, to make this application, and consenting to the making of this application, hereby apply on behalf of the .....  
.....iwi for the incorporation of a runanga for the said iwi.

The following particulars show that the requirements of section 5 of the Runanga Iwi Act 1990 have been met:

[*Provide particulars for each of the 5 paragraphs below*]

- (a) Descent from tupuna:
- (b) Hapu:
- (c) Marae:
- (d) Belonging historically to a takiwa:
- (e) An existence traditionally acknowledged by other iwi.

The description of the takiwa is as follows:

[*Provide full particulars of the takiwa*]

.....

The person who is authorised to receive any document for the purposes of Part I of the Runanga Iwi Act 1990 is

[*Here insert name and address of the person*]

.....

DATED this .....day of.....19.....

APPLICANTS:

[*Name*]

[*Signature*]

NOTE: The applicants must file with this application—

- (a) Two copies of the proposed charter for the incorporated runanga:
- (b) The application fee of \$500:
- (c) The statutory declaration made pursuant to section 13 (2) (c) (iii) of the Runanga Iwi Act 1990, in form 2.



SCHEDULE—continued

FORM 2

DECLARATION IN SUPPORT OF APPLICATION FOR INCORPORATION OF RUNANGA

The Runanga Iwi Act 1990, Section 13

In the Maori Land Court of New Zealand ..... District

I, ....., of ....., do solemnly and sincerely declare as follows:

- 1. That I am one of the applicants for the incorporation of a runanga for the ..... iwi.
2. That the proposal to seek incorporation of a runanga was discussed at a hui convened for the purposes of section 8 (1) of the Runanga Iwi Act 1990, and held on the ..... day of ..... 19....., at .....
3. That the hui supported the proposal to seek incorporation of a runanga.
4. That the hui chose each of the persons named in the application for incorporation to prepare and make the said application on behalf of the iwi.
5. That I have been authorised to make this declaration by each of the other applicants.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.

Declared at ..... this ..... day of ..... 19.... before me: [Signature of declarant]

A Solicitor of the High Court of New Zealand or A Justice of the Peace for New Zealand or Any other person duly authorised to take statutory declarations

SCHEDULE—continued

FORM 3

NOTICE OF WITHDRAWAL OF APPLICATION TO INCORPORATE A RUNANGA

The Runanga Iwi Act 1990, Section 14

In the Maori Land Court of New Zealand

..... District

To: The Registrar of Runanga

PLEASE take notice that at a hui held on the ..... day of ..... 19....., at ....., it was agreed that the application for the incorporation of a runanga for the ..... iwi be withdrawn. This notice is signed by the persons chosen by the above hui to undertake the steps necessary for the withdrawal of the application.

DATED this .....day of.....19.....

[Name and address of persons chosen by hui]

..... [Signature]

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SCHEDULE—*continued*

FORM 4

APPLICATION FOR REVIEW OF DECISION OF REGISTRAR OF RUNANGA

*The Runanga Iwi Act 1990, Section 16*

In the Maori Land Court  
of New Zealand  
..... District

In the matter of the application for  
incorporation of a runanga for the  
..... iwi

APPLICATION is hereby made under section 16 of the Runanga Iwi Act 1990 for a review of the decision of the Registrar of Runanga to refer back to the ..... iwi the application made on behalf of that iwi for the incorporation of a runanga.

The grounds are: *[State the grounds fully]*

This application is made by ....., *[Full name of applicant]* of ..... *[Full residential address]* whose address for service is:

*[Full postal address to which notices, copy of pleadings, and correspondence in respect of the application may be delivered or posted]*

Signed by the applicant..... }  
on the..... }  
day of .....19..... } *[Signature of applicant]*

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SCHEDULE—continued

FORM 5

NOTICE OF OBJECTION TO APPLICATION FOR INCORPORATION OF RUNANGA

The Runanga Iwi Act 1990, Section 18

In the Maori Land Court of New Zealand ..... District

In the matter of an application to incorporate a runanga for the ..... iwi

I, ....., of ....., hereby give notice of objection under section 18 of the Runanga Iwi Act 1990 to the application to incorporate a runanga for the [Here state the name of the iwi on whose behalf the application to incorporate the runanga was made] iwi, made on the ..... day of .....19.....

Upon the grounds that [Here state on which of the grounds set out in section 18 (3) of the Runanga Iwi Act 1990 that the objection is based].

I am a person who comes within paragraph [Here state which of paragraphs (a) to (e) apply to the objector] of section 18 (2) of the Runanga Iwi Act 1990.

The address for service is:

[Full postal address to which notices, copy of pleadings, and correspondence in respect of the application may be delivered or posted]

Signed by the objector..... on the..... day of .....19.....

} ..... [Signature of objector]

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SCHEDULE—continued

FORM 6

CERTIFICATE OF INCORPORATION OF RUNANGA

No.

*The Runanga Iwi Act 1990, Section 25*

I, ..... hereby certify that  
 .....  
 .....  
 was incorporated under the Runanga Iwi Act 1990 on the .....  
 .....day of ..... 19.....

Given under my hand and seal at .....this ..... day  
 of.....19.....

Registrar of Runanga

—

SCHEDULE—continued

FORM 7

APPLICATION FOR DIRECTIONS

The Runanga Iwi Act 1990, Section 30 (2)

In the Maori Land Court  
of New Zealand  
..... District

In the matter of the [*Here state the name of the incorporated runanga*]

I, ....., of ....., being a party to a dispute under section 30 (1) of the Runanga Iwi Act 1990, hereby apply for directions under section 30 (2) of the Runanga Iwi Act 1990.

The grounds are that the procedures specified in the charter of [*Here state the name of the incorporated runanga*] for the resolution of disputes have not been followed properly in the following respects: [*Here state the precise manner in which the procedures have not been properly followed*].

The address for service is:

[*Full postal address to which notices, copy of pleadings, and correspondence in respect of the application may be delivered or posted*]

Signed by the applicant..... }  
on the.....day of.....19.... }

.....  
[*Signature of applicant*]



SCHEDULE—continued

FORM 8

APPLICATION FOR ORDER TO SETTLE DISPUTE

The Runanga Iwi Act 1990, Section 30 (3)

In the Maori Land Court  
of New Zealand  
..... District

In the matter of [*Here state the name  
of the incorporated runanga*]

I, ....., of ....., being a party to a dispute under section 30 (1) of the Runanga Iwi Act 1990, hereby apply for an order under section 30 (3) of the Runanga Iwi Act 1990 that [*State the precise nature of the order sought*].

The grounds are: [*State the grounds fully*].

The address for service is:

[*Full postal address to which notices, copy of pleadings, and correspondence in respect of the objection may be delivered or posted*]

Signed by the applicant.....  
on the.....  
day of .....19.....

} .....  
[*Signature of applicant*]

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SCHEDULE—continued

FORM 9

APPLICATION FOR APPROVAL OF COURT TO AMENDMENT OF CHARTER

The Runanga Iwi Act 1990, Section 33

In the Maori Land Court of New Zealand

..... District

To: The Registrar of Runanga

APPLICATION is hereby made by the [Here insert name of the incorporated runanga] to the Court for approval to amend the charter of the said incorporated runanga.

The amendment in respect of which the approval of the Court is sought is: [Here state precisely the proposed amendment]

.....

DATED this .....day of.....19.....

THE COMMON SEAL of [Here insert name of incorporated runanga] was hereunto affixed pursuant to a resolution of the [Name of incorporated runanga] made on the .....day of..... 19....., in the presence of:

}  
}

NOTE: The applicants must file with this application the application fee of \$250.

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SCHEDULE—continued

FORM 10

APPLICATION FOR ORDER WINDING UP INCORPORATED  
RUNANGA

*The Runanga Iwi Act 1990, Section 42*

In the Maori Land Court  
of New Zealand  
..... District

In the matter of the [*Here state the  
name of the incorporated runanga*]

APPLICATION is hereby made for an order winding up the [*Here state the  
name of the incorporated runanga*] upon the following grounds:

I/WE am/are a person/persons chosen, at a hui held in accordance with  
section 43 of the Runanga Iwi Act 1990, to make this application. [*Delete if  
the application is not made on behalf of the iwi which incorporated the incorporated  
runanga.*]

DATED the .....day of.....19.....

APPLICANT(S)

[*Name and address*]

[*Signature(s)*]

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SCHEDULE—continued

FORM 11

DECLARATION OF DISSOLUTION OF INCORPORATED RUNANGA

*The Runanga Iwi Act 1990, Section 51 (1)*

In the Maori Land Court  
of New Zealand

..... District

I, ....., Registrar of Runanga, being satisfied—

\* (a) After sending a registered letter in accordance with section 51 (4) of the Runanga Iwi Act 1990, that the [*Here insert name of the incorporated runanga*] is no longer carrying on its operations; or

\* (b) That the [*Here insert the name of the incorporated runanga*] has been incorporated by reason of mistake of fact or mistake of law—

declare that the [*Here state the name of the incorporated runanga*] is hereby dissolved as from the date of this declaration.

DATED this .....day of.....19.....

Registrar of Runanga

\*[Delete whichever paragraph does not apply]

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SCHEDULE—*continued*

FORM 12

REVOCATION OF DECLARATION OF DISSOLUTION OF  
INCORPORATED RUNANGA

*The Runanga Iwi Act 1990, Section 51 (3)*

In the Maori Land Court  
of New Zealand

..... District

I, ....., Registrar of Runanga, being satisfied that the declaration of dissolution of the [*Here insert the name of the incorporated runanga*] made on the .....day of .....19....., and published in the *Gazette* on the ..... day of ..... 19...., was made in error and ought to be revoked, hereby declare the said declaration of dissolution is revoked.

DATED this .....day of.....19.....

Registrar of Runanga

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SCHEDULE—continued

FORM 13

APPLICATION FOR REGISTRATION OF AUTHORISED VOICE

The Runanga Iwi Act 1990, Section 60

In the Maori Land Court  
of New Zealand

..... District

To: The Registrar of Authorised Voices

WE, [*Here insert the full name and address of each applicant*]

.....  
being the persons chosen, at a hui held in accordance with section 55 of the Runanga Iwi Act 1990, to make this application, and consenting to the making of this application, hereby apply on behalf of the .....iwi for the registration of the [*Here state the name of the body corporate*] as the authorised voice of the said iwi.

The following particulars show that the requirements of section 5 of the Runanga Iwi Act 1990 have been met:

[*Provide particulars for each of the 5 paragraphs below*]

- (a) Descent from tupuna:
- (b) Hapu:
- (c) Marae:
- (d) Belonging historically to a takiwa:
- (e) An existence traditionally acknowledged by other iwi.

The description of the takiwa is as follows:

[*Provide full particulars of the takiwa*]

.....  
The person who is authorised to receive any document for the purposes of Part III of the Runanga Iwi Act 1990 is [*Here insert name and address of the person*]

.....  
DATED this .....day of.....19.....

APPLICANTS:

[*Name*]

[*Signature*]

NOTE: The applicants must file with this application—

- (a) The application fee of \$500:
- (b) The statutory declaration made pursuant to section 60 (c) (ii) of the Runanga Iwi Act 1990, in form 14.



SCHEDULE—continued

FORM 14

DECLARATION IN SUPPORT OF APPLICATION FOR REGISTRATION OF BODY CORPORATE AS AUTHORISED VOICE OF IWI

The Runanga Iwi Act 1990, Section 60

In the Maori Land Court of New Zealand ..... District

I, ....., of ....., do solemnly and sincerely declare as follows:

- 1. That I am one of the applicants for the registration of the [Here state the name of the body corporate] as the authorised voice of the ..... iwi.
2. That the proposal to seek registration as the authorised voice was discussed at a hui convened for the purposes of section 55 (1) of the Runanga Iwi Act 1990, and held on the ..... day of ..... 19....., at .....
3. That the hui supported the proposal to seek registration of the [Here state the name of the body corporate] as the authorised voice of the iwi.
4. That the hui chose each of the persons named in the application to prepare and make the said application on behalf of the iwi.
5. That I have been authorised to make this declaration by each of the other applicants.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Oaths and Declarations Act 1957.

Declared at ..... this ..... day of..... 19.... before me: [Signature of declarant]

A Solicitor of the High Court of New Zealand or A Justice of the Peace for New Zealand or Any other person duly authorised to take statutory declarations



SCHEDULE—continued

FORM 15

NOTICE OF WITHDRAWAL OF APPLICATION TO REGISTER AS THE  
AUTHORISED VOICE OF AN IWI  
*The Runanga Iwi Act 1990, Section 61*

In the Maori Land Court  
of New Zealand  
..... District

To: The Registrar of Authorised Voices

PLEASE take notice that at a hui held on the ..... day of .....  
19....., it was agreed that the application for the registration of [*Here state  
the name of the body corporate*] as the authorised voice of the .....  
..... iwi be withdrawn. This notice is signed by the persons chosen  
by the above hui to undertake all the steps necessary for the withdrawal of  
the application.

DATED this .....day of.....19.....

[*Names and addresses of persons  
chosen by hui*]

.....  
[*Signature(s)*]

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SCHEDULE—continued

FORM 16

APPLICATION FOR REVIEW OF DECISION OF REGISTRAR OF  
AUTHORISED VOICES

*The Runanga Iwi Act 1990, Section 63*

In the Maori Land Court  
of New Zealand  
..... District

In the matter of the application for  
registration of [*Here insert name of the  
body corporate*] as the authorised  
voice of the [*Here insert the name of  
the iwi*] iwi.

APPLICATION is hereby made under section 63 of the Runanga Iwi Act  
1990 for a review of the decision of the Registrar of Authorised Voices to  
refer back to the [*Here insert the name of the iwi*] iwi the application made on  
behalf of that iwi for the registration of [*Here state the name of the body  
corporate*] as the authorised voice of the said iwi.

The grounds are: [*State the grounds fully*]

This application is made by ....., [*Full name of  
applicant*] of ..... [*Full residential  
address*] whose address for service is:

[*Full postal address to which notices,  
copy of pleadings, and correspondence  
in respect of the objection may be  
delivered or posted*]

Signed by the applicant.....  
on the.....  
day of .....19.....

} .....  
[*Signature of applicant*]

\_\_\_\_\_

SCHEDULE—continued

FORM 17

NOTICE OF OBJECTION TO APPLICATION FOR REGISTRATION AS AUTHORIZED VOICE

The Runanga Iwi Act 1990, Section 65

In the Maori Land Court of New Zealand ..... District

In the matter of an application to register the [Here state the name of the body corporate] as the authorised voice of the [Here state the name of the iwi] iwi.

I, ....., of ....., hereby give notice of objection under section 65 of the Runanga Iwi Act 1990 to the application to register the [Here state the name of the body corporate] as the authorised voice of the [Here state the name of the iwi on whose behalf the application was made] iwi, made on the ..... day of ..... 19....

The grounds are: [Here state on which of the grounds set out in section 65 (3) of the Runanga Iwi Act 1990 the objection is based].

I am a person who comes within paragraph [Here state which of paragraphs (a) to (e) apply to the objector] of section 65 (2) of the Runanga Iwi Act 1990.

The address for service is:

[Full postal address to which notices, copy of pleadings, and correspondence in respect of the objection may be delivered or posted]

Signed by the objector..... on the..... day of .....19....

} ..... [Signature of objector]

—

SCHEDULE—continued

FORM 18

CERTIFICATE OF REGISTRATION AS AUTHORISED VOICE No.   
The Runanga Iwi Act 1990, Section 72

I, ..... hereby certify that [*Here name the body corporate*] was registered under the Runanga Iwi Act 1990 as the authorised voice of the [*Here state the name of the iwi for which the body corporate is the authorised voice*] iwi on the ..... day of ..... 19.....

Given under my hand and seal at .....this ..... day of.....19.....

Registrar of Authorised Voices

MARIE SHROFF,  
Clerk of the Executive Council.

EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations prescribe forms, fees, and other particulars for the purposes of the Runanga Iwi Act 1990.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 27 September 1990.

These regulations are administered in the Ministry of Maori Affairs.