

Title	Describe the implications of constitutional documents and legal frameworks within a Māori authority/Māori entity		
Level	4	Credits	4

Purpose	People credited with this unit standard are able to: describe the implications of constitutional documents and legal frameworks operating within a Māori authority/Māori entity.
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Classification	Whenua > Governance of Māori Authorities
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Available grade	Achieved
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Guidance Information

1 Definitions

A *Māori authority* is an entity status that is subject to specific legislative requirements, including a specific tax rate, accounting and compliance procedures. A Māori authority may be a trustee of a trust or company. There is set criteria that govern what types of organisations that are eligible to become a Māori authority. Generally, it includes entities that manage or administer assets held in common ownership by Māori. However, while an organisation may be eligible, there is no mandatory requirement for them to become a Māori authority.

A *Māori entity* refers to ahu whenua trusts, pūtea trusts, whānau trusts, whenua tōpū trusts, kaitiaki trusts, Māori incorporations, Māori reservations (e.g. marae/Māori committees), rūnanga, iwi authorities, hapū cluster groups, hauora organisations, Māori asset holders, kura kaupapa Māori, kōhanga reo, wānanga, all Māori non-government organisations (e.g. Māori Woman's Welfare League), New Zealand Māori Council, district Māori councils, local government sector, Māori/iwi advisory groups, and community committees with generic kaupapa Māori (e.g. sports club, church groups, kaumātua groups).

- 2 Legislation includes but is not limited to – Te Ture Whenua Māori Act 1993; Trusts Act 2019; and Māori Reservations Regulations 1994, their amendments and any other relevant Acts, available at www.legislation.govt.nz.

3 Resource Support

Campbell, B. (2011). *Governance in the collective: A study of two models*. Massey University.

Edwards, S. (2012). Nā te mātauranga Māori ka ora tonu te ao Māori. In *Conversations On Mātauranga Māori* (pp. 36-58). New Zealand Qualifications Authority. <https://www.nzqa.govt.nz/assets/Maori/ConversationsMMv6AW-web.pdf>.

Edwards, S. (2009). *Titiro whakamuri kia mārama ai te wao nei: Whakapapa Epistemologies and Maniapoto Māori Cultural Identities*. (Unpublished doctoral thesis) Massey University, Palmerston North, New Zealand.

Smith, L.T. (1999). *Decolonising methodologies: Research and indigenous peoples*. London: Zed Books.

Te Puni Kōkiri. (2020). *Tupu NZ. Māori Land: Growing whānau through whenua*. <https://www.tupu.nz/>.

Te Tumu Paeroa (2020). *Te Tumu Paeroa, Māori Trustee and Māori Land Court*: <https://www.tetumupaeroa.co.nz/about-us/te-tumu-paeroa-maori-trustee-maori-land-court/>.

- 4 Resource support listed above is given as a guide only and is not intended to be in any way prescriptive. It is envisaged that different areas may have their own written and unwritten repositories of knowledge relevant to this unit standard.

Outcomes and performance criteria

Outcome 1

Describe the implications of constitutional documents and legal frameworks within a Māori authority/Māori entity.

Performance criteria

- 1.1 Describe constitutional documents within a Māori authority/Māori entity terms of their implication and effect on Māori.

Range constitutional documents may include but are not limited to charter, trust order, ahu whenua trust order, draft marae charter, whānau trust order, vesting order.
evidence of two constitutional documents is required.

- 1.2 Describe a legal framework operating within a Māori authority/Māori entity in terms of their implication and effect on Māori.

Range legal frameworks may include but are not limited to Te Ture Whenua Māori Act 1993; Charitable Trust Act 1957; Income Tax Act 2007; Companies Act 1993; Health and Safety at Work Act 2015; Resource Management Act 1991; Māori Reservation Regulations 1994; Trusts Act 2019, Incorporated Societies Act 1908;
evidence of two legal frameworks is required.

Planned review date	31 December 2025
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Status information and last date for assessment for superseded versions

Process	Version	Date	Last Date for Assessment
Registration	1	22 August 2005	31 December 2016
Review	2	16 April 2010	31 December 2017
Review	3	10 December 2015	31 December 2021
Review	4	24 June 2021	N/A

Consent and Moderation Requirements (CMR) reference	0166
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This CMR can be accessed at <http://www.nzqa.govt.nz/framework/search/index.do>.

Comments on this unit standard

Please contact the NZQA Māori Qualifications Services mqs@nzqa.govt.nz if you wish to suggest changes to the content of this unit standard.