

Kia ora rangatira
Tera Korua
Tera koroua

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Ko Takitimu te Waka,
Ko Manua te Maunga
Ko Tauranga te Moana,
Ko Ngati Ranginui te Iwi,
Ko Poua te Rangi te Marae,
Ko Neville Bebo's toku ingoa.

I have resided back in Te Puna and been a rate-payer since yr 2000. I have been involved in projects within the hapu, marae and community since arriving back. Presently I am a member of the Purvakau Tribal Authority Kawere Runge and chair of the P.T.A. Former complaints committee I am also a founding member of Priority Te Puna Incorporated Society. A fair and accurate account of where I come from and who I am was written about me approx 6 yrs ago in relation to a nation-wide competition. ^{find} Google Nev Bebo's = love racing.

I am the great-great grandson of Frenchman Louis Bebo's and prestigious maori woman Irirapeta Whakamama. Through her connection I whakapapa back to one of the commanders of the Takitimu waka, Tamatea Pora Whenua and his second wife Ihuparapara.

In relation to the Pukewhanake Pa, situated on Station Rd, Te Puna, the surrounding areas being the Waeroa River to the east, Tahataharoa out from the north face and the Hakao valley bordering against the north face (heading west (now dissected) by station Rd and the railway line) then heading south at the western end of the Pa up to the Maiden area. History of this area has been passed down orally from tupuna, and recorded with the arrival of the missionaries as having huge cultural and wahi tapu significance to those that have whakapapa links to Pukewhanake Pa.

From the arrival of the Takitimu waka this area

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has not escaped the perils of peaceful times and conflicts between peoples. Korero passed down through the generations, say by conquest, Ranginui the son of Tamatea-Pohau-Whenua, over-ran the original people, Ngamarama and took over occupation of the Pukewharake Pa and surrounding areas. The Ngamaramas fled to the Whakamarama bush area and become known as the bush dwellers or Pirirakau. Remnants stayed and blended in with Ranginui's people. Ngati Ranginui Iwi descend from our tupuna Ranginui.

Around the 16th century Pukewharake Pa and surrounding areas were invaded and occupied by Ngaiterangi chief, Te Wera. Ngati Rangi peoples existed as a vassal tribe of Ngaiterangi.

Land confiscation by the Crown in the 1860's caused deep hurt and grievances between maori and the crown. During the Ngati Ranginui Bush Campaign in 1867, objecting to the terms of the confiscation, Pukewharake Pa and surrounding areas were included but not surrendered to the crown. Records show the people of Ranginui didn't surrender either and were subsequently tagged as being Pirirakau or Rebels.* Grievances ran deep on the distribution of confiscated whenua to those friendly to the crown. That hurt still exists today. Being alienated from their whenua over the ensuing years our tupuna and today's people have watched it being sold, worked and now development starting to take place with total disregard to the mauri (life force) wairua (spiritual) and wahi tapu (sacred) of this area. What is being allowed to happen down station Rd now is certainly no cure for their hurt. That still exists today.

Around 1940 the railway line and station Rd were built through the lower Kūkoro valley area, subsequently disturbing the natural environment with no regards to the cultural links to the people. In 1965 whenua taken from the eastern and northern sides of Pukewharake Pa for the Wairoa river bridge road approaches, unearthed

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Koivu and damaged the Pa.

Fourth generation resident Peter Lockhead whose family have worked the Te Hākau valley since 1886 confirmed to me recently how koivu was left in bags on the side of the road before being taken over to the Ngati Kahu side of the river to be buried. There are Kaumātua/Kuia who can still recall that event and suffer in silence.

Peter's family over the yrs have records from the time they dug the first stream (now known as the Hākau stream) from the upper to lower valley to drain the area to farm. And I may add records of locals who worked for their family over the years.

My understanding is the seed of this business park development in station Rd was planted by W.B.O.P.D.C, B.O.P.R.C, Barry Daniels and other parties in the early 2000's. When this business park hearing commenced in October 2004, submissions were put forward to the Environment Court on behalf of the Puraraka Rohe by the late Peter Rolleston, representatives of other community organizations and individuals, all in good faith. Peter initially opposed the application but with a slight variation to certain conditions Peter reluctantly agreed for the development to proceed. For example two conditions of many he agreed to was the planting of 3 hectares of wetland areas and water quality testing on a regular basis of the Hākau stream and Wairoa river by the W.B.O.P.D.C. and B.O.P.R.C.

It appears the moral and social agreement that Peter and others reluctantly agreed to on behalf of the hapu based on Judge Smith's Environment Court rulings have been chucked out the window. Where is the good faith in that. From those that planted the seed in the early 2000's, that seed has now sprouted into a monster that's spreading harm in the community ^{and environment} and I guess doesn't fit in at all with Judge Smith's Environment Court rulings. After 18+ yrs the promised 3 hectares of trees should be over 100ft tall and the question must be answered on the water quality. It is a total insult to Peter's mana for all the fine work he has done for

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the hapu and community up until his unfortunate passing.

Mrs Allison Cowley, chair of Priority Te Puna Inc society and myself recently represented our organization in the environment court opposing R.C. 13924L submitted by Mr & Mrs Daniels Tinex group for a resource consent allowing him to continue along with his illegal activities and showing total disrespect to the mauri, wairua and wehi tapu of this area. I cant be wrong but the recent Environment court hearing exposed his actions in consistently and blatantly not adhering to Judge Smiths Environment court rulings. Hes had 18 yrs to comply. One of many blatant examples that I'm not happy with was not submitting a professional landscaping plan into the W.B.O.P.D.C. for approval before planting of the bunds. He went ahead with this work in a devious manner. I have a document in my possession for landscape mitigation planting at 245 station Rd. The background of this document states Garden H.Q. was engaged by the Daniels to prepare a plan. Following the submission and acceptance of the plan the site was cleared for planting. It also states Barry & Beth engaged local Iwi - Pirirakau to assist with plant layout and installation. A prestart induction was undertaken to ensure all planters were familiar with the site and fully versed in good planting methodology. My understanding on making enquiries was Mr Daniels to supply plants, fee negotiated by person representing Pirirakau to plant and a deal done with a local sports club to plant trees for a donation. I spoke kanohe te kanohe with the chairperson at the time the club was involved and that person confirmed to me that most was correct. He also confirmed no induction in planting or site familiarization had taken place. He confirmed planting took place on a saturday in early June 2020. From what he told me, sounded like a Mickey Mouse performance, approx 12-15 crew, some never planted a tree in their life, frustration set in striking concrete and other objects while digging, below the surface of the bunds, the jobs wasn't completed up to standard so

the Pirirakau person who made the arrangements got some-one else in to tidy up the mess and complete the job as the owner wasn't happy. This is just another example of Daniels centering along doing things in a ad-hoc manner. Gives a one finger salute to the community and the councils, cause he knows he can get away with it. And he disrespectfully tramples on Judge Smith's moral and environment court rulings. In relation to this document

I have in my possession contact has been made to the owner of Garden H.Q. and he totally distances himself from this document. I have seeked professional opinions on this document and I have been assured, with no phone contact details (only company name), its a cut and paste document, very unprofessional site plan and not signed.

Most disturbing to me personally, this document is referring to Pirirakau as being a Iwi. In Tikanga terms Iwi are named after a tupuna. If this letter writer can tell me who Pirirakau's mother and father is, well and good, if they can't it will confirm to me that the professional opinions are correct when they say this is a fraudulent document. The question must be answered, was this document forwarded to the W.B.O.P.D.C. for approval of the planting of the bunds. A paper trail I have, clearly shows a professional landscaper was engaged after the planting was started. I guess maybe to fix the first botch-up and to comply with Judge Smith's Environment Court rulings.

Personally I have spent most of my working life in the construction industry working throughout Aotearoa and overseas. Qualifications I presently hold were gained from the N.Z Labour Dept, then name changed to O.S.H. (Occupation Safety and Health) and now called Work-safe. My Construction Safety Supervisor and Construction Supervisor qualifications relate to the present type of activities being carried out on that site in one form or another. Driving past that site over the past few years, I have seen activities being carried out that would be immediately closed down through not complying with the construction act. Examples

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such as concrete crushing without screens, old houses being renovated that have asbestos related material not covered or protection cover to stop the spreading of contaminated material, access road and yards not sealed to prevent contaminated dust being blown around and no watersprinklers for dust control. Tyre storage which is potentially a huge fire risk. All hazards that have the potential to cause huge damage to the environment, orchards and have an effect on the health of the people. These risks are only what I've observed from the roadside. Would be interesting to know what's in the so called clean fill when you see what's running into the northern Hakeko drain. Photo evidence I produced in the R.C. 13924 & E.C. hearing showing a brown scum flowing through drainage pipes under the northern bund into that stream is getting worse. I did mention in that hearing the river bank where this was occurring was ready to collapse. Well you guess it, it collapsed a few days after the court hearing ended. Just recently approx 200 metres west of this catastrophe happening, a tomo has opened up approximately 1.2 metres from the tarseal, same side of the road, at a culvert crossing to business on the other side of the road. The tomo is approx 500-600 ml across and only the taniwha knows how deep it is. The edges around both sides of the culvert are starting to collapse. I have photos taken on the 26/9/2023 and it's getting worse. What damage is there under station Rd you can't see. Some poor buggar will probably drive into a tomo a few days after this hearing ends. I mentioned in the E.Court hearing you can't beat nature, maybe these two events are a sign of things to come, who knows apart from our tupaia and taniwha. As we all know, this is a low lying wetland area, a natural flood plain, prone to flooding from not only rain but spring high tides. And I may add everyone is forgetting about the elephant in the room, climate change. What is the B.O.P.R.C. predicted modelling for sea level rises in this area of the Tauranga Moana. Was the

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storms and flooding we had in late January are a sign of things to come. You only have to look around this broken world to see the adverse affects of climate change. The councils by allowing Mr Daniels to create this business monster have stuffed up big time.

Makes me wonder whether this tomo that's appeared on the scene is a hole the councils dug its self into and cant find a way out. This business park has just been plonked over a natural water filtration flow which is now being choked off by approx 40,000 C^m of illegal fill. I believe he has applied for a consent from the council to leave it there. If it was a maori dumping a wheel barrow load down there he go to jail. Daniels showing his arrogance once again, dump the fill there and worry about things latter. It appears hes having a dream run by not being monitored by council or work-safe. You council engineers get off your bums and have a look at whats happening at low tide. It was noticed by a few community members how the site was cleaned up before the R.C.139242 court hearing. I guess to pull the wool over the commissioners eyes during there site visit. Build up of sediments and pollution comming off Daniels, Bax's and Overtons business sites are flowing down the northern Hukao drain, right along the full length of station Rel, from Bax's property, then onto the Wauroa river and Tauranga harbour. This will have an adverse affect on benthic communitys and habitats. N.Z Forest and Bird have a report showing the giant Kokopeu, giant Bully, long fin eel, fresh water mussel at risk/declining and Grey/Brown duck threatened in this area. The southern side of Daniels business park where the main Hukao stream flows is full of sediment (which needs cleaning out to get a better flow) and the banks are colapsing. Admittly some of the sediment is comming from higher up the valley. The bunds arent in the right place, and no swales to be seen for retention of water run-off from his site. Once again thumbing his nose up at the council. The eastern end of the stream from Daniels house

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exposes all the shitty, scummy brown water (looks like sewage run-off probably from his house and the business up stream on the other side of station Rd) I may add at the western end at low tide, the drains both sides of station Rd are still full, not flowing properly and that in turn is not allowing water to drain off surrounding areas and causing further problems up the Hakaio valley. Common sense tells you, it goes back to Daniels illegal dumping of the fill. A repeat of the hunds situation, do things illegally, he knows he can get away with it cause it appears he has the councils wrapped around his little finger, one finger salute to the community and a who cares attitude.

The councils have a moral obligation and duty of care to its ratepayers to make him remove that illegal fill using that maori fellas wheelbarrow, at his cost, not the ratepayers, and prosecute. With his ad-hoc attitude and practises he should be closed down, no more favours any more. I'm a betting man, I would put money on both councils are having problems finding a solution for the storm-water infrastructure. In such a low lying area would it be capable of handling the water flows in this flood prone area, (especially with climate change upon us.) lots of issues to solve around this one.

Me, hapu members, the community and our Tanuwha have no flash degrees (well some have but told to shut up no it all like the people who have created this monster but we got common sense and real life experiences. Some councillors are like politicians, promise everything, get into power and botch things up. Only one fella I know who had honest intentions of getting into parliament and if a person come along with his attitude to run for council I'd run myself broke supporting him, I'm talking about some-one like Guy Fewkes. We can fix it tomorrow by taking it back to the Environment Court or maybe Waitangi Tribunal and get the whole shambles shut-down. That will save the ratepayers and future generations millions by not having to prop up these developers and not waste money trying

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to beat nature. With the roading network not up to standard for heavy vehicles and the increase in traffic it's just creating a dangerous environment for motorists, cyclists and pedestrians, especially for children with the Te Puna Primary School so close.* Noticed just recently the red dragon and others are trying to circumnavigate the Environment Court rulings to get resource consent to move into station Rd. That would create havoc for the roads and community. Our Taniwha won't be happy seeing the monsters red dragon mate moving in.

Talk to people in Te Puna, the majority understand you can't stop progress but in such a cultural and environmental sensitive area it's just not the right place for this type of activity. Rangiuru Business park is all ready set up for these types of activities. The intent in Judge Smiths Environment Court rulings must be adhered to.

In the Environment Court hearing for R.C.13924L all the business owners and representatives waffled on about Daniels sites being more affordable blah blah blah but not one squeak about not contributing to the infrastructure the rate-payers are forking out for them to use, or how easy they can get away with Judge Smiths Environment Court rulings and how soft the W.B.O.P.D.C and B.O.P.R.C are.

Te Puna Business park recently applied for a resource consent application R.C.13924L to carry on operating in his ad-hoc ways for 2 yrs. Our group specifically targeted opposing this application to test our skills. We only had a short time to lodge our submissions. I asked a couple of hapu members if they would like to fill a form out. After explaining what it was all about they asked for a couple forms and went away. When word got out amongst hapu members I was flooded by phone calls and visited by hapu members wanting to fill out a submission opposing Daniels application and wanting to support our group. I only had 9 days before submissions closed but our group managed to deliver 60 submissions from Kaunataia/Kua down to the young ones. to the council/developer before close off time.

Twelve returned theirs to late and I was told some were done online. I received enquiries from Matakona Island, Ngati Pukenga and Ngati Haua from over the Kaimai's but unfortunately after submissions closed. Just about every one of them told me it was the first time they had the opportunity to fill out a form to oppose Daniel's resource consent and our group say a big thank-you for that.

They know how important in their hearts what Pukehenake Pa and surrounding areas meant to their tupuna and them-selves. Due to more emphasis on cultural awareness, understanding and education, a lot of the younger ones I spoke to while doing their submissions passed comment how they have a better understanding of how their tupuna Koro and Pans have suffered in silence over what has happened in the past and things are still happening like this development down station Rd.

I have declared my hapu involvement in regards to the Kawae Runga. One of the rules of the Perirakau Tribal Authority constitution = Rule 5 bullet point 1. Kaumata/Kua are the guardians of the Tikanga-Kawe-Mana-Toanga-Reo Kawae Runga clause 5 = Must be notified of any issues that impacts upon Perirakau and the righting of such issues. I'm not going to touch much on this as it involves hapu issues. It came to my attention in the Environment Court hearing in relation to R.C13924L that Barry Daniels had hapu support in regards to his application which I was told had a confidentiality clause attached to it. I raised this issue at a Kawae Runga hui. I received a phone call last sat 7/10/23 from the hapu member who assisted Mr Daniels supporting his application. My understanding of that phone call was that person has withdrawn that support by adopting a neutral position. That person indicated there were other issues to work through with Mr Daniels that are separate issues that do not concern the phone conversation that took place between myself and that person. Perirakau Tribal Authority Kawae Runga is all about protecting and restoring the Mana of the Hapu, not money.

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It has come to my attention that Mr Daniels is doing things on his site in accordance with the Treaty of Waitangi principals. I strongly refute that when I see him showing total disrespect to the "ALL IN GOOD FAITH" clause. Maybe a good case to test with the Treaty Tribunal. Another is a name change of the business park. Judge Smith's ruling refers to it as just that. The question must be answered, does a name change go back to the High Court then referred back to the Environment Court. The third item, negotiating on erecting a Pou. In tikanga terms briefly it must be discussed at taumata level and I may add it is an entirely male domain.

Personally I experienced much pleasure going around the rohe assisting hapu members and the wider community sitting with Kaumatua/Kua in their home environment or on the marae, having a cup of tea, korero kanohe te kanohe laughs, as one Kua said words to the effect "boy when I was young growing up us maori were called dumb, but we always spoke 2 language, pakeha and te reo, these pakeha who making decisions allowing people to trample on our mana, like down there (meaning station Rd) only speak pakeha, who's the dumb one." Comment from a Kaumatua "all these years we've had to just suck it up." Also heard and felt how this development is affecting the mental health and well being of whanau and the wider community members.

Some interesting korero emerged talking about Pukehanganui Pa and the surrounding areas. I could see the mana in their eyes, heard it in the quivering of their voice, felt it in what seemed like an everlasting length of silence. I felt very privileged and trusted when they revealed the hidden korero behind that silence. Development is opening up some of those secrets all over Aotearoa. It is now a proven and accepted fact in the archeology community that maori have used swamps, coastal areas, and wetland areas for centuries to hide their tupuna, toanga and they know the reasons why areas are wahi tapu. Pukehanganui Pa and surrounding areas

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fit the bill perfectly and she proved that in 1965. Also orally passed down for centuries, Tahataharoa being the ancestral burial ground of Paramount Chief, Tuterounga hidden from prying eyes, but not from the reason he wanted to lay there, "to always hear the gentle murmur of the *mauna*. When the old people say an area is *wahitapu* you listen.

After 18 yrs all peoples of the rohe and wider communities have had this opportunity to voice their concerns. Over this time they have seen the negative effects it has on the community, they see and feel the unfairness, the trampling on the *mana* of the culture, environment and wellbeing of the people. They feel the council has the power and responsibility to own the problem, take it back and consider a complete reset. Times have changed over these 18 yrs. Let common sense prevail.

To all those who have supported Priority Te Puna in opposing this R.C.13924L to create a better community moving forward, members of the both councils who have helped our organization and to both commissioners who have sat patiently listening to our concerns.

Nga Mihi Nui.