Te Kooti Whenua Māori
Māori Land Court

Form 34
Rule 11.21

CONFIRMATION OF RESOLUTION PASSED AT FAMILY GATHERING

Te Ture Whenua Māori Act 1993
Sections 151 and 176

For more information visit www.māorilandcourt.govt.nz

RESET FORM

WHAT IS THIS FORM FOR?

This form may be used to apply to the Court to confirm one or more resolutions passed by owners in Māori Freehold Land or General Land owned by Māori who together are members of the same family and who have taken the opportunity to meet together following a family gathering (such as tangi, wedding or reunion).

The matters that maybe dealt with by at an informal gathering are set out in the schedule at the end of of this form

HOW TO FILE AND COMPLETE THIS APPLICATION FORM

(i) This form must be accompanied with the appropriate application fee and be filed with the Registrar in the District in which the land is located;

(ii) Please ensure that all information required on the form is completed;

(iii) Where tick boxes ☑ are provided please ensure you tick all those boxes that apply to your application, unless you are required to select one box, then only select the box that applies;

(iv) If there is insufficient room on the form to provide all the required information you should continue your application on a separate sheet of paper;

(v) Additional information – in addition to completing this form, if the application requires you to provide further information you must include all documents, information or evidence you wish the Court to consider; and

(vi) Comply with the requirements set out in the Checklist at the end of this form.

Office use:

Application: ACCEPTED / REFUSED

Dated: .....

Signed: .....

Name: .....

Designation: .....

The Māori Land Court of New Zealand

(please select the name of the Māori Land Court District in which some of all of the land is located)

Please select one District	☐ Taitokerau	☐ Waikato Maniapoto	☐ Waiariki
☐ Tairāwhiti	☐ Tākitimu	☐ Aotea	☐ Te Waipounamu

SUBJECT OF APPLICATION

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(State name and block number of land, Māori Incorporation, or other matter in respect of which the application is made)

APPLICATION:

I / We .....

.....(full name),

apply for confirmation of the resolution(s) passed by the owners at a family gathering at

Place .....

Date .....

as follows: (specify resolution(s) passed).

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PREFFERED PLACE OF HEARING: Whangārei

SIGNATURE OF APPLICANT(S)

Dated: / /

Dated: / /

Dated: / /

CONTACT DETAILS

Contact Address: .....

.....

.....

(Address to which documents or correspondence in connection with the application can be posted or delivered)

PHONE NUMBER(S):

Home:	Work:
Mobile:	Fax:

Email Address:

NOTE: Where fax or email addresses are given these may be used as a means of notice and service.

Fee: $ 228.00

CHECKLIST OF DOCUMENTS REQUIRED:

- ☐ List of owners present at the gathering
- ☐ Statement setting out how the alienee is a member of one of the preferred classes of alienees (if applicable), including any necessary whakapapa details
- ☐ Roll valuation or special valuation of the land and any improvements to it by a registered valuer (as applicable)
- ☐ Minutes of the family gathering or, if no minutes were kept, a statement of the pertinent issues discussed at the gathering - including the details of:
  - every proposal put to the meeting;
  - the manner in which voting was conducted;
  - the result of the vote on any resolution; and
  - a list of all owners present who voted for and against the resolution

NOTE: The minutes or statement must be signed as correct by a person present at the gathering and be countersigned by at least one other person who was present.

SCHEDULE 1: MATTERS THAT MAY BE DEALT WITH BY ASSEMBLED OWNERS

Section 172, Te Ture Whenua Māori Act 1993:

The assembled owners of any land may consider, and, where appropriate, pass resolutions concerning, any 1 or more of the following matters:

(a) a proposal that the owners of the land or any part of it shall, either by themsleves or together with owners of any other land, become incorporated under part 13 [of Te Ture Whenua Māori Act 1993 as a Māori Incorporation]

(b) a proposal that any defined land of the owners be included in an existing [Māori Incorporation] pursuant to section 251 of the [Te Ture Whenua Māori Act 1993]

(c) a proposal that the Māori Trustee or some other named person be appointed or reappointed, or appointed to replace any other person previously ap-pointed pursuant to [section 172(c) of Te Ture Whenua Māori Act 1993] to act as the agent of the owners to investigate, consider and report to the owners on any suggestion for the utilisation or alienation of the land or any part of it owned by the assembled owners, or to carry into effect any resolution of the owners relatin to any such suggestion

(d) a proposal that any money presently held on behalf of the owners, or any money that may in the future be held on behalf of the owners, in respect of the land be applied for any specific purpose

(e) a proposal that the land or any defined part of it be alienated to any named person on such terms and conditions as are specified in the proposal

(f) a proposal that the land or any defined part of it be vested in a nominated tipuna

(g) a proposal that: -

(i) the leasee under any lease to which the land is subject be remitted in whole or in part or payment of it be postponed; or

(ii) any rent due and payable under the lease be remitted in whole or in part or payment of it be postponed; or

(iii) the rent under a lease be reduced; or

(iv) the terms and conditions of a lease be varied, with the consent of the lessee, in the manner set out in the proposal

(h) any other matter of common interest to the owners or any of them, or on which the opinion of the owners is sought by the Court..

MĀORI LAND COURT CONTACT DETAILS

This application should be lodged with the Registrar in the District in which the land is located

Print

TAITOKERAU

Level 1
16 Rathbone Street
WHANGĀREI

DX Box AX 10086
WHANGĀREI

PH: (09) 983 9940
Fax: (09) 983 9941
mlctaitokerau@justice.govt.nz

TAITOKERAU

Auckland Information Office
Avanti Finance Building
65B Main Highway
Ellerslie, AUCKLAND

DX Box EX10912
AUCKLAND

PH: (09) 279 5850
Fax: (09) 279 5852
mlctamakimakaurau@justice.govt.nz

WAIKATO MANIAPOTO

L2, BNZ Centre
354-358 Victoria St
HAMILTON

DX Box GX10101
HAMILTON

PH: (07) 957 7880
Fax: (07) 957 7881
mlcwaikato@justice.govt.nz

WAIARIKI

Hauora House
1143 Haupapa St
ROTORUA

DX Box JX10529
ROTORUA

PH: (07) 921 7402
Fax: (07) 921 7412
mlcwaiariki@justice.govt.nz

TAIRĀWHITI

Ngā Wai e Rua Building
Cnr Lowe Str & Reads Quay
GISBORNE

DX Box PX10106
GISBORNE

PH: (06) 869 0370
Fax: (06) 869 0371
mlctairawhiti@justice.govt.nz

TĀKITIMU

Hastings District Court
106 Eastbourne Street West
HASTINGS

DX Box MX10024
HASTINGS

PH: (06) 974 7630
Fax: (06) 974 7631
mlctakitimu@justice.govt.nz

AOTEA

Ingestre Chambers
74 Ingestre Street
WHANGANUI

DX Box PX10207
WHANGANUI

PH: (06) 349 0770
Fax: (06) 349 0771
mlcaotea@justice.govt.nz

TE WAIPOUNAMU

Level 1
20 Lichfield Street
CHRISTCHURCH

DX Box WX11124
CHRISTCHURCH

PH: (03) 962 4900
Fax: (03) 962 4901
mlctewaipounamu@justice.govt.nz