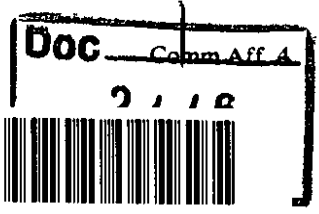


631035
17/6/94



INCORPORATED SOCIETIES



Declaration by a Member of a Society, or a Solicitor, that the signed or sealed

I, (1) LEWIS MORGAN, of (2) PUTARURU

RETIRED

(3) do solemnly and sincerely declare

as follows Member

- 1 That I am a (4)
- 2 That a majority of the members of (5) WHANGANUI BAY MARAE O TAUPO MOANA INCORPORATED

has consented to the application for incorporation of the said society, and that such consent has been obtained by (6) holding of a general meeting of the Society at Whanganui Bay on the 24/4/94 where a motion

- 3 That the rules accompanying the application as set out in the document marked "A" hereto annexed (7) and signed or sealed by the subscribers are the Rules of the Society

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

Signed (8) *L Morgan*

Declared at Putaruru, this 16th day of June

1994
10 Jun 94 14:15:39
Paras: 414235/01
MKH/116/JAUCKUS
Company: 631035
New Incorporated Society, Registration
22.00 FEE + 0.00 L/FEE = 22.00

[Signature]

(9) A Justice of the Peace, Post Master, Solicitor, Notary Public or other person authorised to take a Statutory Declaration

- NOTES
- (1) Full name of the person making the declaration
 - (2) Place of abode e.g. Wellington or Dunedin
 - (3) Occupation e.g. Driver or Cleaner or Clerk
 - (4) State whether you are a member of the society or its solicitor
 - (5) The full name of the society
 - (6) State the way in which consent has been obtained
 - (7) The document attached must have written upon it a capital A plus the following

"This is the document marked "A" referred to in the annexed declaration of (1) made at this day of 19 before me"

This will be completed and signed by the person taking the statutory declaration (refer to note 8 below)

- (8) To be signed by the person making the declaration
- (9) Statutory Declarations can only be taken by persons specially authorised for the purpose. The JP etc must sign here and complete the exhibit note referred to in note (6) above

WHANGANUI BAY MARAE O TAUPO MOANA INCORPORATED

1. NAME OF THE SOCIETY:

The name of the Society shall be "Whanganui Bay Marae O Taupo Moana Incorporated" hereinafter referred to as "Whanganui Marae".

2. INTERPRETATION:

In these rules unless the context otherwise requires:

"Whanganui Marae"	means the "Whanganui Bay Marae O Taupo Moana Incorporated".
"Tiamana"	means the chairman of the "Whanganui Marae".
"Kai Tuhi"	means the Secretary of the "Whanganui Marae".
"Kai Tiaki Moni"	means the treasurer of the "Whanganui Marae".
"Poari"	means the Board being the Executive of the "Whanganui Marae".
"Ngati TeMaunga"	is the name of the Hapu (tribe) at Whanganui Bay on the Western Shores of Lake Taupo.
"Kaupapa"	means the constitution of "Whanganui Bay Marae O Taupo Moana Incorporated".

3. REGISTERED OFFICE:

The registered office of "Whanganui Marae" shall be situated wherever the residence of the Kai tuhi is located.

4. OBJECTIVES:

- (1) To build and develop a full range of facilities consistent with the functions of a marae - ie meeting houses, dining halls, health centres, kaumatua flats, kohanga Reo buildings, ablution blocks, and buildings to accomodate cultural, Social and Spiritual activities.
- (11) To purchase, erect, extend, develop, alter, improve, repair or maintain, and furnish and equip any buildings acquired by "Whanganui Marae".
- (111) To solicit, borrow funds and apply for grants, for the erection, extension, development, alterations, improvement, repairs or maintenance and furnishing and equipping any buildings acquired by "Whanganui Marae".

- (iv) To develop enhance preserve and educate any programme of Te Tikanga Maori, cultural, spiritual and of historic interest to Ngati-TeMaunga, waiata, korero, kawa, mana and Taonga, that will give effect to the objectives of "Whanganui Marae".
- (v) To maintain a close liaison with the Trustees of Whanganui Maori Reservation Section 338 of the Te Ture Whenua Maori Land Act 1993
- (vi) To have granted from the Trustees a license on Lease for a defined period of the Marae site, on terms and conditions mutually acceptable.

5. **MEMBERSHIP:**

- (a) Membership shall be open to persons wishing to participate.
- (b) **Joining procedures** - Persons may become members by making a written application to the kai tuhi of the "Whanganui Marae" for approval by the Poari.
- (c) **Removal of members** - members may voluntarily resign by notifying the "Whanganui Marae" in writing.
 - members will cease to be members 30 days after their subscription has expired.
 - The Poari may by a majority expel any member whose conduct in its opinion renders his or her unfit to remain a member of the Society PROVIDED THAT the members whose conduct is being considered shall be first given written notice setting out in detail complaints against him or her and inviting such member to respond verbally or in writing to such complaints and as well the Poari shall give such member prior opportunity of appearing before it in relation to such complaints. The Poari shall thereafter provide any member involved in the aforesaid complaints procedure with written notice of its final decision.

6. **ALTERATION TO RULES:**

These rules may be altered, added to, rescinded or otherwise amended in the following manner:

- (1) Notice of any proposed alteration, addition, recession or otherwise amendment of these rules, must be given in writing to the Kai tuhi of "Whanganui Marae" at least 21 days prior to the date of the next meeting.
- (11) A formal recommendation may be passed at a General Meeting of members, or in case of conflict by seventy-five percent (75%) of those members present eligible to vote. This recommendation shall be submitted to a Special Meeting for consideration.

alteration to rules

- (iii) The kai tuhi of the "Whanganui Marae" shall forthwith upon receipt of such notice send a copy to each member 7 clear days before the date of the meeting
- (iv) Copies of every such alteration, addition, recession or amendment shall forthwith be delivered to the Registra of Incorporated Societies for registration purposes within 7 days of the General Meeting at which such change was adopted.
- (v) Any such change to the constitution shall have no effect until so registered.

(vi) *addition. Refer doc 3*

7. GENERAL MEETINGS:

(i) Annual General Meeting

- A. The Annual General Meeting of "Whanganui Marae" shall be held not later than three and a half months after the end of its financial year.
- B. At least fourteen (14) clear days notice of the meeting shall be given and shall be advertised in a local newspaper.
- C. The business of the Annual General Meeting shall be:-
 - To receive the annual report and audited statement of accounts of "Whanganui Marae" for the year ended on the ~~thirtieth~~^{21st} day of the preceding ~~September~~^{March}.
 - To consider proposed amendments to the kaupapa of which notice shall have been duly given.
 - To elect officers where necessary.
 - To appoint an auditor.
 - To appoint such other persons as covered by the kaupapa.
 - To plot the general course of the affairs of "Whanganui Marae" for the ensuing year by which the Poari will be guided in the affairs of the Society for such year.

*Altered
Refer doc 3*

(ii) Special General Meeting

- A. A Special General Meeting of members may be called at any time by the Poari to consider any written motions received from Society members on matters of an urgent nature. Written notice of the motion must be sent to all affiliated members of the Society together with notice of the Special General Meeting which notice provides at least twenty-one (21) clear days prior to the date of that meeting, and the meeting shall be advertised in a local newspaper.
- B. **otherwise**
A minimum of fifteen percent (15%) of members must sign a written notice before a Special General Meeting must be held.

8. **EXECUTIVE COMMITTEE:**

(Hereinafter referred to as Poari)

- to
- (1) The business affairs of the "Whanganui Marae" shall be conducted by the Poari.
 - (11) The Poari shall hold such meetings on a monthly basis to discuss matters that reflects the kaupapa of "Whanganui Marae". Such meetings shall be held in a business like manner with each member of the Poari giving due thought to the issues raised.
 - (111) The Poari shall be responsible for the day to day affairs of the "Whanganui Marae" and has the power to appoint Operatives to undertake such management, as it deems fit
 - (iv) All Operatives are to be directly responsible to the Poari.
 - (v) Meetings of the Poari may be called by the kai tuhi at any time as the Poari itself shall determine.
 - (vi) Where any officer or member of the Poari fails to attend any three consecutive hui of the Poari without satisfactory reasons being tendered, the Poari may by resolution declare that such officer or member has vacated his/her office or seat and, on such resolution being passed, the defaulting officer or member shall in no case be eligible for re-appointent during the current year.
 - (vii) Any persons whose actions are of a nature that has caused embarrassment to "Whanganui Marae" in the view of the Poari, shall not be eligible to hold office as an Officer

9. **ELECTION OF OFFICERS:**

- (1) The definition of Officers shall be a Tiamana, a Kai Tuhī, and a Kai Tiaki moni. In addition there shall be eight (8) Poari members. No person shall be able to hold office unless he/she is of maori descent.
- (11) Officers shall be elected at the Inaugural Meeting of the "Whanganui Marae" and shall hold office for two years (2yrs) with the right of re-election for another term.
- (111) The notice of intention to elect Officers shall be advertised in a local newspaper at least fourteen (14) days prior to the Annual General Meeting.
- (iv) The Tiamana shall be a **male** of maori descent, and not necessarily a member or descendant of Ngati TeMaunga. He must also have served at least one year (1yr) on the Poari preceding his election to that office.

election of officers

9. (v) Nominations for officers may be made by General membership and any member of the Poari, and must be made in writing and be in the hands of the kai tuhi of "Whanganui Marae" prior to the Annual General Meeting. Nominations must be signed by the nominee and nominor.
- (vi) When more than the required number of candidates are nominated for any office, the election shall be by a show of hands, unless the motion calls for a ballot.
- (vii) Vacancies in any offices may be filled by appointments of the Poari and such appointees shall hold office till the next annual hui.

10. DUTIES OF SENIOR OFFICERS:

(i) **Tiamana**

- A. The tiamana shall chair the meeting in a manner directed at achieving the objectives of the society.
- B. He shall be a person of sufficient knowledge, experience and maturity in administration and leadership.
- C. He shall give support to all activities of the kai tuhi and kai tiaki moni and shall also act in an advisory capacity wherever necessary.

(ii) **Kai Tuhi**

- A. The kai tuhi shall perform all clerical duties of the "Whanganui Marae".
- B. He/she shall be a person of sufficient knowledge, experience and maturity in clerical administration.
- C. His/her duties shall include:
- the correct recording of all minutes
 - file all correspondence, inward and outward
 - to carry out all clerical administration duties, and other such duties as may be determined by the "Whanganui Marae".

(iii) **Kai Tiaki Moni**

- A. The kai tiaki moni shall ensure the clear and correct keeping of the books of account and to carry out all such duties, customary to such office and to carry out any other such duties determined by the "Whanganui Marae".
- B. He/she shall be a person of sufficient knowledge experience and maturity in financial administration.

10. C. His/her duties shall include.

- collecting all koha and the like and to keep proper books of account for the same
- to pay all funds into a bank account in such bank as agreed upon by the Poari
- to sign all cheques for disbursement with one of the three other members appointed for that as hereinafter referred to.
- to ensure that for each financial year, full accounts of the operations of "Whanganui Marae" are prepared. These accounts should include.
 1. an income and expenditure account
 11. a balance sheet and asset schedule
- to ensure that all accounts are audited before submitting to each Annual General Meeting
- issuing receipts for all monies received

11. INDEMNITY:

The Poari and other officers of the Society shall be indemnified against all disbursements, expenses, liabilities and losses incurred by them in or about the discharge of their duties except such as happens from their own wilful Act, neglect or default.

12. COMMON SEAL:

The Poari committee kai tuhi shall be responsible for the safe custody and control of the Common Seal of "Whanganui Bay Marae O Taupo Moana Incorporated". All written documents or other instruments requiring to be signed under Seal pursuant to resolution of "Whanganui Bay Marae O Taupo Moana Incorporated" shall be signed and sealed by the Tiamana, Kai Tuhī and one other member of the Poari.

13. FINANCIAL ADMINISTRATION:

(1) Financial Year

*altered
Refer doc 3* { The financial year of "Whanganui Marae" shall be from 1st ~~October~~ each year to the ~~30th September~~ of the following year. *April 31 March*

(11) Bank Account

- A. All monies of "Whanganui Marae" shall be paid into such Bank to the credit of "Whanganui Marae" with the exact title of the Account being determined by formal resolutions as hereinafter referred to.
- B. The signatories of "Whanganui Marae" bank account shall comprise of the duly appointed kai tiaki moni, the tiamana and two other members of the Poari appointed by the same.

13. C. The kai tiaki moni and at least one other of the appointed signatories may sign the "Whanganui Marae" account.

(111) Payment of Accounts

The kai tiaki moni shall receive all accounts for payment and submit the same to the Poari for approval.

(1v) Books of Account

Finance officers duly appointed by "Whanganui Marae" shall be responsible for keeping and filing accurate records of all financial affairs and transactions of "Whanganui Marae" and shall prepare and present interim and financial statements when required by the "Whanganui Marae".

D. Investment of Surplus Funds

All surplus funds of the "Whanganui Marae" shall be invested in a Bank offering the Highest Interest Rates or in Post Office Bonus Bonds as resolved by the Poari.

E. Powers to Borrow

The "Whanganui Marae" shall have the power to borrow funds as authorised from time to time by the Poari to achieve the objectives of the "Whanganui Marae"

14. ACCOUNTS AND ANNUAL FINANCIAL STATEMENTS:

- (1) The Poari shall at a date no later than three (3) months after the end of the financial year submit an Annual Report which includes an Income and Expenditure Account, and a Statement of financial position for the financial year at a General Meeting.

(11) The Annual Report shall include an Auditors report.

15. AUDITOR:

The Auditor shall be appointed at the Annual General Meeting of the "Whanganui Marae".

16. QUORUM:

The quorum of the Poari shall be a number equal to two-thirds of the number of Poari members, and that of any Annual Meeting or Special Meeting, shall be a number equal to one-third of the number entitled to be present, but if in calculating a quorum a fraction shall result, the quorum shall be the nearest whole number.

17. VOTING:

At all Annual General Meeting and Special General Meeting of "Whanganui Marae" Poari, every question put to the vote at the meeting shall unless otherwise herein provided, be decided by a majority of those present or as decided.

In case of equality of votes, the chairman should have a further or casting vote which if exercised, shall be cast, except for elections when there shall be a rebalot with regards to the status quo.

Voting shall be by a show of hands, unless a ballot is called by a majority of those present as decided by the Tiamana.

18. RIGHTS OF MEMBERS:

Any financial member is entitled to question, query or request a hearing with the Poari with regards to any aspect of the financial and/or non financial affairs of the "Whanganui Marae".

19. VOLUNTARY WINDING UP:

In accordance with section 24 of the Incorporated Societies Act 1908, when members of a Society feel that the society should be wound up (ie, brought to an end) they can do this by passing a resolution to that effect at a General Meeting. The resolution needs only a simple majority of all the valid votes cast by members voting at the General Meeting in person. A simple majority is half the votes plus one. The rules cannot change the requirements for a simple majority as this is specified by section 24 (1A) of the Act.

If such a resolution is passed a second general meeting must be called not earlier than thirty days from the first meeting to pass a resolution confirming the earlier decision to wind up the Society.

Once again a simple majority is required to pass the resolution. If the resolution is lost then the earlier resolution lapses. If the confirming resolution is passed the members must appoint one or more liquidators to wind up the affairs of the Society.

20. MATTERS NOT PROVIDED FOR:

If any matter shall arise which is not, or which in the opinion of the Society is not provided for by or under this constitution, the same shall be determined by the Society in such manner, as it shall deem fit, and every such determination shall be binding upon the Society and its members unless and until set aside by a resolution of a General Meeting.

21. DISSOLUTION:

If upon the Winding Up or resolution of "Whanganui Bay Marae O Taupo Moana Incorporated" remains after the satisfaction of all costs and its debts and liabilities any property or assets whatsoever, the same shall not be paid to or distributed among the members of "Whanganui Bay Marae O Taupo Moana Incorporated" but shall be given to, transferred to, some other organisation having a similar kaupapa to "Whanganui Bay Marae O Taupo Moana Incorporated" (ie, maintenance of a Marae at Whanganui Bay) and which shall prohibit the distribution of its or their income and property among its or their members to an extent at least as great as is imposed on "Whanganui Bay Marae O Taupo Moana Incorporated", such organisation to be determined by the members of "Whanganui Bay Marae O Taupo Moana Incorporated" at or before the time of dissolution or in default thereof by a Judge of the High Court of New Zealand or in the absence of any organisation then to such Public Charities as the said Judge may determine.

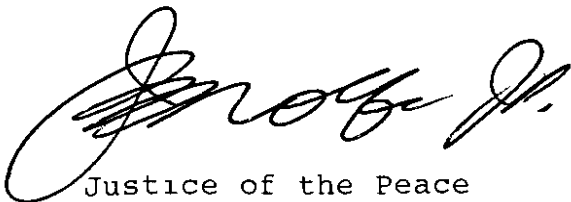
The initial nomination shall be made by a resolution of members at a General Meeting as to where the surplus assets are to be distributed.

Additional Clause. Refers to 3
"Pecuniary Profit"

COMMERCIAL AFFAIRS DIVISION
17 JUN 1994
HAMILTON

"A"

"This is the document marked "A" referred to in the annexed declaration
of ^{LEON} ~~LEON~~ MORGAN made at Putaruru
this SIXTEENTH day of JUNE 1994 before
me:"


Justice of the Peace

APPLICATION FOR INCORPORATION

We, the ~~five~~ persons whose signatures appear below, are members of

(name of Society)

WHANGANUI BAY MARAE O TAUPO MOANA INCORPORATED

As members of the society we hereby apply for the incorporation of our society under the Rules of the Society as supplied with this application, in accordance with the Incorporated Societies Act 1908

Dated this 24 day of April 1989

APPLICANT		WITNESS					
1 Signature Occupation	<i>J. D. Dixon</i> Retired	Address	6 Blake Rd Waitahamun Taupo	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
2 Signature Occupation	<i>Lena Morgan</i> Retired	Address	5 Ruku Crescent Putaruru	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
3 Signature Occupation	<i>B. H. Okeke</i> Home Executive	Address	174 Rifle Range Taupo	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
4 Signature Occupation	<i>I. Grant</i> Saw Doctor	Address	47 Terence St Taupo	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
5 Signature Occupation	<i>A. Hay</i> Retired	Address	15 Kauhua Rd Taupo	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
6 Signature Occupation	<i>D. R. Henry</i> Retired	Address	9 Margeti St Taupo	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
7 Signature Occupation	<i>Makeke Paahi</i> Typesetter	Address	257 Taharapa Rd Taupo	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
8 Signature Occupation	<i>O. J. Pini</i> Courier WBT	Address	84 Rangatahi Drive - Mangakino	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
9 Signature Occupation	<i>J. R. Mori</i> Farmer	Address	R O I Turangi	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	HANUNGAROA 2C Block R O I TURANGI
10 Signature Occupation	<i>B. T. Morgan</i> Home Executive	Address	5 Ruku Crescent Putaruru	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	6 HINEMOA AVE TAUPO
11 Signature Occupation	<i>B. M. Brewster</i> Fencer	Address	R O I Turangi	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	HANUNGAROA 2C Block R O I TURANGI
12 Signature Occupation	<i>M. Lindhi</i> MACHINIST	Address	Whakaraua BLOCK R O I TURANGI	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	HANUNGAROA 2C Block R O I TURANGI
13 Signature Occupation	<i>J. M. Hepi</i> Housewife	Address	32 Rawling St Hamell Kaw.	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	HANUNGAROA 2C Block R O I TURANGI
14 Signature Occupation	<i>M. J. Bennett</i> RD 1	Address	R O I Turangi	Signature Occupation	<i>J. E. Dull JP</i> Retired from Business	Address	HANUNGAROA 2C Block R O I - TURANGI
15 Signature Occupation	<i>Peter Brown</i> Environment officer	Address	Whanganui Bay	Signature Occupation	<i>Janet Hepi</i> Residential assistant	Address	84 Rangatahi Drive - Mangakino

NOTES A TWO copies of this application are required Applicants should sign in the same place on each copy
B A person who is an applicant CANNOT be a witness to the signature of any of the other applicants