



Te Runanga o NGAI TAHU

A GUIDELINE FOR FILMING WITHIN THE ROHE OF NGAI TAHU

Background

These guidelines have been jointly prepared by Ngai Tahu and the Screen Producers and Directors Association of New Zealand (SPADA) as information for screen production companies intending to film within the South Island Ngai Tahu boundaries.

Ngai Tahu is the Maori tribe of the southern islands of New Zealand. For a brief written description of Ngai Tahu boundaries see www.ngaitahu.iwi.nz/office-profile-southisland.html

Filming means screen production including television programmes, feature films and commercials.

These guidelines were prepared to help address concerns raised by Ngai Tahu over filming within their tribal area. The fundamental rationale of these guidelines is to promote mutual respect. The guidelines have been prepared to foster mutual understanding and to provide production companies with information which allows them to plan effectively.

The concerns of Ngai Tahu, which will require prior thought by production companies, include:

- use of indigenous knowledge without consultation with the owners of that knowledge
- misuse/misappropriation of iwi history/stories/ legends
- perceived inappropriate use of culturally significant images eg. Aoraki/Mt Cook; marae; traditional carvings etc. Inappropriate use can include the subject of filming (eg. a toilet paper or cigarette commercial) or the depiction of Aoraki/Mt Cook (eg. standing on the summit)
- significant adverse effects on the environment, including indigenous species, caused by the production
- consulting with the wrong iwi / Papatipu Runanga and/or individual
- resourcing for significant time spent on helping the production company get the required Department of Conservation and/or Council consents
- resourcing for iwi liaison when the filming involves sourcing iwi talent, locations, props etc

1. Intellectual property issues

There should be NO use of Ngai Tahu spiritual, cultural, historical or traditional association (“intellectual property”) in the production or its subject matter without first obtaining the permission of Te Runanga o Ngai Tahu and the relevant Papatipu Runanga.

Conditions that will be sought when there is use of Ngai Tahu intellectual property in the production may include any or all of the following:

- payment for iwi liaison to source talent, props, locations, and negotiate locations agreements
- release forms/vetting of information
- agreed designated uses of footage
- acknowledgment by the production company of the rights of tangata whenua to its intellectual property
- acknowledgment by tangata whenua of the rights of the production company to its intellectual property
- acknowledgment in the credits
- where negotiated, a VHS copy of the final film material
- where negotiated, a copy of field footage and/or stills

2. Location issues

These centre on the appropriateness of the location planned for filming in terms of possible cultural effects (eg. Wahi tapu areas; tribal properties; significant sites such as Topuni) and environmental effects.

For land administered by the Department of Conservation, there is a requirement on the Department to consult with Ngai Tahu over filming in Topuni areas, nohoanga sites, tribal properties, and any other areas specified by the Papatipu Runanga to the Department. In addition, it is expected that consultation will occur over any major film occurring on land administered by the Department of Conservation and over filming applications where the Department has significant concerns over effects. Prior consultation with Ngai Tahu before seeking a Department of Conservation concession can be useful so production companies can plan their concession application effectively.

For lands not administered by the Department of Conservation production companies will need to consult over filming in Statutory Acknowledgment areas. It would also be a courtesy to notify the local Papatipu Runanga and Te Runanga o Ngai Tahu over major filming projects in their area.

Topuni sites and other special areas to Ngai Tahu can be found on www.ngaitahu.iwi.nz/office-claim-cultural-mana.html.

Conditions sought may include an iwi representative being on site for filming in sensitive sites to ensure the correct protocols are followed. This would involve a contract of service.

3. Relationship issues

For productions proposing to use a special area (see website) for locations filming, it is strongly advised that the applicants make direct contact with Te Runanga o Ngai Tahu as early as possible. The aim is to develop a good relationship and make the consultation process work as smoothly as possible. Te Runanga can also advise on potential issues for Ngai Tahu at this early stage in case there are significant cultural concerns of which the applicants may be unaware.

For filming where there is significant Ngai Tahu content as part of the subject matter of the film, it will often be necessary to employ an iwi liaison person to work directly with the Ngai Tahu people concerned. Ngai Tahu Radio and Television ("NTR&T") will be the normal channel for this liaison. Their role includes sourcing iwi talent, ensuring proper protocols are followed, advising on appropriateness of content, assisting with contracts and protecting tangata whenua intellectual property rights. The goal is to ensure that the film making process is efficient, respectful and mutually beneficial.

4. Costs and charging

- (a) For *minor productions requiring consultation over Department of Conservation locations*, no charge will be made.
- (b) For *productions requiring consultation over location only*, especially where proposed use is significant, the production company will need to consult directly with the Papatipu Runanga. In this case, it is normally courteous to provide a monetary koha. This is in recognition of time spent by the Papatipu Runanga to assist the applicant getting the necessary Department of Conservation and/or Council consents, and to cover marae/office costs for the meeting. In some cases, the Papatipu Runanga may have a charging policy in place. It is recommended that the applicant seek this information prior to the meeting.

Contact details for the Papatipu Runanga may be obtained from Te Runanga o Ngai Tahu

- (c) For *filming that involves significant Ngai Tahu content*, NTR&T is the designated iwi liaison contact. A contract of service will normally be required. Please note that there will be a standard one-off processing fee of \$112 for an hour and a half, with \$120 an hour thereafter for liaison on these films.

5. Contacts

Te Runanga o Ngai Tahu

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6. Glossary of Terms

(For the information of offshore filming personnel)

<i>concession</i>	A permit for commercial use of lands administered by the Department of Conservation
<i>Iwi</i>	Maori tribe
<i>Koha</i>	A donation; gift
<i>Ngai Tahu</i>	The Maori tribe of the southern islands of New Zealand
<i>Nohoanga</i>	Temporary camping area
<i>Papatipu Runanga</i>	Local tribal council. There are 18 Papatipu Runanga within the Ngai Tahu rohe
<i>Rohe</i>	Tribal area
<i>Statutory</i>	
<i>Acknowledgment areas</i>	Waterways of significance to Ngai Tahu
<i>Te Runanga o Ngai Tahu</i>	The tribal organisation of Ngai Tahu. The 18 Papatipu Runanga each have a member elected on to the tribal council
<i>Topuni</i>	An area managed by the Department of Conservation and recognised as particularly special to Ngai Tahu
<i>Wahi tapu</i>	Sacred sites