MĀORI LAND COURT SUCCESSIONS

Q. How do I apply for succession?

A. You need to file an application for succession at the Maori Land Court. You will need to provide the following:

- Original death certificate or a certified copy
- Original will (or grant of administration) if there is one
- Fully completed application papers
- Application fee of $66.00 (check Pataka Whenua for current fee).
- Details of the deceased's whanau, that is parents, brothers, sisters and children.
- Shareholding information from the various secretarial offices that hold share registers

When obtaining Court land records, you must tell them if the deceased person is in an **Incorporation** as the Court **does not** maintain registers for Incorporations. They will then ask you to provide the Incorporation shareholding information which you can obtain by contacting the Secretary for each Incorporation.

If you don't know whether the deceased has interests in an Incorporation approach Deloitte (Share Registry Team), NWTL, GHA, Kusabs Lasike, Perpetual Guardian Trust and Te Tumu Paeroa (Maori Trustee), for the Incorporation record/s of the person you are applying to succeed to, to add to your application. Also check the Register of **Māori Incorporations for NZ** for a full list of Incorporations in each district.

Q. How much does it cost?

A. The application fee is currently $66.00 (check Pataka Whenua for the current fee). That is the only cost payable to the Maori Land Court. You may incur other costs obtaining copies of death certificates and if you have to consult a lawyer. You should discuss this with Court staff.

Succession to further interests application, e.g. missed Incorporation shareholdings, will incur a $22.00 fee (check Pataka Whenua to obtain the current fee).

Q. What happens when I lodge my application?

A. Maori Land Court staff will undertake a search of their records to obtain details of the deceased's land interests. You will receive a copy of that search and will be advised by letter when you have to go to court, in the area you selected in your application. When you arrive at court, you will firstly speak to a Court officer who will confirm the details of your application. The Judge of the Court will then re-confirm those details in court. Following the court sitting, you will receive a copy of the court minutes, which is a record of the hearing. This is confirmation of what happened at the hearing.

You will receive a Vesting Order sometime after the hearing. This is the legal document that states who has succeeded to the land interests of the deceased and in what proportion.

Please provide a copy of the Vesting Order to the Share Registry team at the address below who will contact you regarding the information required to update the Share Register record.

Pukeroa Oruawhata Pukeroa Oruawhata House 1st Floor, 1176 Amohau St PO Box 12031 Rotorua 3045 Phone +64 7 9299 806	Ngāti Whakaue Management Office Pukeroa Oruawhata House 1st Floor, 1176 Amohau St PO BOX 12031 Rotorua 3045 Phone +64 7 348 8887

(For Incorporations administered by other service providers, e.g. Ngāti Whakaue Tribal Lands, GHA, Kusabs Lasike, Perpetual Guardian Trust) please also provide the Vesting Order to them so they can update their registers.)

When you provide the Vesting Order you will be asked to complete a **BDA** (Bank Deposit Authority) form. Please provide the following;

1. Verified bank deposit slip
2. IRD number
3. Identification (driver's licence, passport or birth certificate).

If a Whanau Trust has been established, the same information above is required, however, the principal contact details need to be those of the Secretary/administrator of the Whanau Trust. (the Share Register can hold many trustee names & contact details however, communication will be first and foremost to the Secretary/Administrator).

Q. Do I have to get a lawyer?
A. In most cases, you can complete succession yourself. You should discuss whether or not you need a lawyer with Court staff.

Q. What is probate?

A. When the High Court confirms the appointment of an executor to look after the affairs of a deceased person, the court's authority for that person to act is given in a grant of probate.

If you would like assistance with succession, please contact your nearest Māori Land Court and/or contact Te Tumu Paeroa for a nationwide search of interests held in the name of the deceased.

Rotorua Secretary/Administrators

Te Tumu Paeroa (Maori Trustee) Te Puni Kokiri House, 1230 Haupapa St (0800943 682)

GHA (Glenn Hawkins Accountants) GHA Centre, Level 1, 1108 Fenton St. (07 348 3599)

Kusabs Lasike – 1141 Pukaki St. (07 347 7533)

Perpetual Guardian Trust 1130 Pukaki St, 3010 (07 921 7680)

Deloitte – Level 2, Pukeroa Oruawhata House,1156 Amohau St. (07 343 1050)

Also check with - Rotoiti 15, Rotoma no1, Tauhara North etc.

For further information on Pukeroa Oruawhata Trust - check the website **pukeroa.co.nz**

For further information on Ngāti Whakaue Tribal Lands – check **ngatiwhakaue.iwi.nz**

For a nationwide search of interests held in Maori Land contact Te Tumu Paeroa.