



Te Kawa a Māui

MAOR 409

Te Ao Onamata Issues in Traditional Māori Society

Course Reference Number (CRN): 8688

Trimester 1, 2012 dates

Lectures begin Monday, 5 March

Lectures end Friday, 8 June

Mid-trimester break 6 April - 22 April

Study week 11 - 15 June

Assessment/examination period 15 June - 4 July

Trimester 2, 2012 dates

Lectures begin Monday, 16 July

Lectures end Friday, 19 October

Mid-trimester break 27 August - 9 September

Study week 22 - 26 October

Assessment/examination period: 26 October - 17 November

This course examines a range of Māori customary concepts and institutions that are topical in Māori and New Zealand society at the moment. The course will particularly focus on the analysis of selected readings around these customary concepts and institutions with discussions on their traditional significance and functions as well as their contemporary manifestations.

1 KO NGĀ WHAKAHAERE Course Administration

Ko te Pūkenga	Paul Meredith Room 213, Robert Stout Building (RS) Telephone 463 5222 Email paul.meredith@vuw.ac.nz
Hāora Wātea	By appointment – feel free to contact me anytime by phone or email
Class Times	Lectures will be held every other week with a day and time tbc
Venue	Room and building number tbc In addition to lectures, students will be required to attend: <ul style="list-style-type: none">• organised visits to the National Library, the Alexander Turnbull Library, and Archives New Zealand, and• a wānanga for research presentations.

Notices and course information will be emailed to you OR announced in class.

2 KO NGĀ WHĀINGA ME NGĀ HUA Course Prescription, Aims and Learning Objectives

2.1 Course Prescription

This course focuses upon issues in traditional Māori society, especially recent studies in 'Māori custom law'. The course seeks to describe and evaluate the custom law structures put in place by Māori prior to European arrival in New Zealand, especially as envisioned by Mr Justice Eddie Durie, former Chief Justice of the Māori Land Court. The course also examines the impact upon custom law, after contact, of European thinking, and especially legislative action, particularly the Native Land Court. Modern Māori and New Zealand society is grappling with understanding and applying concepts and institutions from traditional Māori society, and in particular Māori customary law. This course aims to critically study and analyse the fundamental foundations of Māori customary law functioning prior to European arrival in New Zealand, and to examine the impact upon and the evolutionary nature of those concepts and institutions after European contact.

2.2 Aims

The course aims to provide students with advanced knowledge in specific areas of Māori customary law building on from MAOR 313: Ngā Tikanga Tuku Iho through more extensive and in depth readings and discussions. The course also aims to develop student's analytic, research and communication skills by completing and presenting (orally) a significant piece of research work drawing in particular on primary source material.

2.3 Learning Objectives

Students will:

- critically and comprehensively analyse a range of concepts and institutions such as mana whenua, tangihanga, rahui and whangai amongst others, with a view to understanding their traditional significance and modern manifestations
- be exposed to the concepts by reading and discussing the source material for the course
- develop primary research knowledge and skills through directed and independent research activity during this course
- identify, research and write an individual and significant piece of research around Māori customary law, and
- also present (orally) the research.

2.4 Goals

By the end of this course students who successfully complete will be able to evaluate and critically:

- identify and understand a range of fundamental concepts and institutions in traditional Māori society. and interpret them within a Māori world-view framework
- understand the place of those traditional Māori concepts and institutions in contemporary Māori and New Zealand society
- analyse the source material for the course, and
- demonstrate improved reading, comprehension and oral discussion skills within a Māori world-view framework.

3 KO NGĀ MAHI Course Work

Course work will be conducted through lectures and noho. Lectures will cover the main aspects of the course, with students participating in noho as arranged. Students are expected to attend nine of the 11 lectures presented in this course.

4 KO NGĀ TATAURANGA Assessment Requirements

4.1 Course Work

The assessment components are designed to facilitate sound historical research and writing skills and ensure that students complete the Research Paper by the due date. The assessment components will assist students to successfully complete a robust piece of research. There is no final examination for this course.

4.2 Assessment Components

Component	% Final Mark	Due Date
An approved research proposal	5%	5:00pm 28 April
Annotated (interim) bibliography	15%	5:00pm 25 May
First draft of research paper	10%	5:00pm 25 August
Oral presentation of topic and findings of research paper	20%	Week beginning 24 September – further details to follow
Final research paper	50%	5:00pm 2 November

The Research Paper is the key assessment for this course. Students are encouraged to research topics relevant to those listed in the lecture schedule to develop a general understanding of the key research areas. However, if you prefer to develop a new or different topic (not listed in the schedule), please discuss this with the Lecturer and I will endeavour to facilitate this.

The timetable for settling topics and completion of the final written research paper follows the assessment components as set out in the table above:

Research Proposal 28 April, 5:00pm (5%)

Students must select a topic for their research paper and submit an approved research proposal by 28 April. The submission should be approximately 2-3 pages in length.

Annotated Bibliography 25 May, 5:00pm (15%)

Students must submit an interim annotated bibliography by 25 May. The bibliography must include at least 25 relevant sources of which 10 must be primary sources. The annotations must indicate how the source relates to and is useful for the research topic. The bibliographic citations must comply with the *Te Kawa a Maui Academic Writing Guide*.

First Draft of Research Paper 25 August, 5:00pm (10%)

Students must submit a first draft of the research paper by 25 August. It is recognised that the first draft is a work in progress but students are expected to have completed 80% of the research by this stage. The first draft should include:

- a research question or questions that need to be answered (thesis statement)

- an introduction
- a clear structure (for the substantive content)
- primary and secondary sources
- key arguments, and
- a bibliography that complies with the *Te Kawa a Maui Academic Writing Guide*.

Oral Presentation (20%)

To be held during overnight noho in the Week beginning 24 September at Te Herenga Waka Marae. Further details to follow.

Students must give a 20 minute oral presentation of their paper. Each student will be expected to discuss their topic, relevant issues, evidence, conclusions, and any contrary arguments. A further ten minutes will be allowed for questions from the lecturers and class.

Final Research Paper 2 November, 5:00pm (50%)

Students must submit the final research paper by 2 November.

4.3 World Limit

The word limit for the Final Research Paper is **7000 words**, exclusive of footnotes and appendices.

4.4 Workload

The workload for MAOR 409 is consistent with other Humanities Faculty Honours courses. As such, students should allow on average some 20 hours per week. This weekly average will ensure that each student can achieve satisfactory progress.

4.5 Assessment Criteria

Students will be assessed on the following:

- **quality of approach and argument** – inclusion of essential points, analysis of argument, logic of argument, understanding of subject, and
- **presentation style** – essay structure, clarity of expression and quality of presentation.

4.6 Research Paper Referencing

It is very important that students read and follow the conventions for essay writing as set out in the *Te Kawa a Māui Academic Writing Guide 2011 Edition*.

4.7 Final Assessment

For the **entire Honours course** (ie four courses), assessment is made at the end of the course and the final overall grade is based on all-round scholarly performance in oral and written work.

5 Additional Information

5.1 Scholarly Performance

The assessment will be made of the student's quality of mind and command of the subject displayed over a range of material and tasks. Marks therefore are only an indication of overall performance.

5.2 Graduate Students' Seminars

Honours students are encouraged to attend the seminars arranged by Te Kawa a Māui.

5.3 Language

All written work may be submitted in Te Reo Māori or English.

5.4 Handing in Assignments

All work submitted for this course MUST be posted in the Assignment Box, Māori Studies Office, 50 Kelburn Parade. All assignments are registered in the Māori Studies Office. DO NOT hand or email work to the Course Coordinator, or leave assignments under the Course Coordinator's door. Please keep a copy of your work.

You are required to use the standard cover sheet for Te Kawa a Māui assignments. Hard copies of this are available by the Assignment Box.

5.5 Academic Writing Guide

Te Kawa a Māui Academic Writing Guide, 2011 edition. Wellington: Victoria University. This edition will not be available in print form, though you may of course print your own if you wish from Blackboard or download a copy from the School's website at:

www.victoria.ac.nz/maori/study/resources.aspx

6 KO NGĀ WHIUNGA Penalties

Careful planning and time management will aid you in submitting your work by the required date. For your information, the following is the Te Kawa a Māui policy on late assignments.

By prior arrangement and only for very good reasons an extension might be granted. However, without an express extension from the Course Coordinator, the following late penalties will apply:

- 5% will be deducted for every day or part day that the assignment is late. Note, 5% is equivalent to one grade – ie, from an A+ to an A
- after eight days the assignment will be accepted for the purposes of meeting the 'course requirements' but no mark will be given.

7 KO NGĀ MAHI
Mandatory Course Requirements

In order to complete this course, students must:

- attend 9 of the 11 lectures presented in this course
- have approved their submitted thesis statement
- submit an annotated bibliography
- submit a first draft of the research essay
- present and pass the set research seminar, and
- complete and pass the set research paper.

8 KO TE MĀHERE MAHI
Course Programme

Week	Lecture	Lecture Topic	Reading
TRIMESTER 1			
2	1	Course introduction	Course outline
4	2	Mana whenua and mana moana	Handout
6	3	Tangihanga and tūpāpaku	Handout
8	4	Rāhui and wāhi tapu	Handout
10	5	Tuku and hoko	Handout
12	6	Tūrangawaewae, ahi ka and whenua	Handout
TRIMESTER 2			
2	7	Mauri, hau and wairua	Handout
4	8	Hohou i te Rongo, muru and utu	Handout
6	9	Rūnanga and rangatira	Handout
8	10	Kaitiakitanga and taniwha	Handout
10	11	Whāngai and whakapapa	Handout
12	12	Whānau, hapū, iwi and waka	Handout

9 KO NGĀ PUKAPUKA
Reference Texts

Many of the following texts will be included as primary or supplementary texts for weekly study topics.

Angas, G.F. 1847. *Savage Life and Scenes in Australia and New Zealand*, 2 vols. London.

Babbage, Alfred Whitmore. 1899. 'Diary of a journey from Waitara to Auckland including several days at Kawhia', Alexander Turnbull Library Ref: MS-Papers-3391.

Ballara, A. 1976. 'The role of warfare in Maori society in the early contact period' in *Journal of the Polynesian Society*, Vol. 85, No. 4.

Barton, Chris, 2006. The battle for Auckland. *Auckland: Weekend Herald* July 29, pp.B1-B3.

Beaglehole, Ernest. 1940. 'The Polynesian Maori', in I.L.G. Sutherland (ed) *The Maori People of Today*. Christchurch: Whitcombes and Tombs Limited. pp.49-74.

Beaglehole, Ernest and Pearl. 1946. *Some Modern Maoris*. Wellington: New Zealand Council for Educational Research.

Bennett, Hemi. 1957. 'The Kereru Yesterday and Today'. *Te Ao Hou*, No. 21, pp.45-48.

Benton, Richard A. 2006. 'Lexicography, Law and the Transformation of New Zealand Jurisprudence', in R. Benton (ed) *Conversing with the Ancestors: Concepts and Institutions in Māori Customary Law*. Hamilton: Te Mātāhauariki Institute, University of Waikato.

Best, Elsdon. 1907. 'Maori Eschatology', *Transactions of the New Zealand Institute*, Vol. 38, p.59.

Best, Elsdon . 1923. *The Maori School of Learning*, Dominion Museum Monograph No.6, Wellington: Government Printer.

Best, Elsdon. 1924a. *The Maori*, Vol. 1. Wellington: Board of Ethnological Research for The Polynesian Society.

Best, Elsdon. 1924b. *The Maori*, Vol. 2. Wellington: Board of Ethnological Research for The Polynesian Society.

Biggs, Bruce. 1970. *Maori Marriage*. Wellington: Reed for the Polynesian Society.

Binney, Judith, Gillian Chaplin and Craig Wallace. 1979. *Mihaia: The Prophet Rua Kenana and His Community at Maungapohatu* (Reprinted with corrections, 1990). Auckland: Auckland University Press.

Braybrooke, E.K. 1951. 'Custom as a Source of English Law', *Michigan Law Review* Vol.50.

Buck, Sir Peter (Te Rangi Hiroa). 1958. *Vikings of the Sunrise*. Christchurch: Whitcombe and Tombs Limited.

Buck, Sir Peter (Te Rangi Hiroa). 1949. *The Coming of the Māori* (First Edition). Christchurch: Whitcombe and Tombs Limited.

Buller, Walter. 1894. 'Observations on some peculiar Maori Remains, with Remarks on the Ancient Institution of Tapu', *Transactions and Proceedings of the Royal Society of New Zealand*, Vol 27.

Buse, Jasper & Raututi Taringa. 1995. *Cook Islands Māori Dictionary*. Rarotonga: Ministry of Education, Government of the Cook Islands.

Campbell, John Logan. 1881. *Poenamo*, Edinburgh: Williams and. Norgate.

Chapman, Thomas. 1854-69. *Letters and Journals*, Vol. 3, 1854 - 1869, Alexander Turnbull Library, Wellington, MS-Papers-QMS-0426.

Chapman, Thomas. 1792-1876 'Journal', Alexander Turnbull Library Ref: MS-0498-0499.

Churchward, C.M. 1959. Tongan Dictionary. London: Oxford University Press.

Clarke, George. 1842. Letter to the Editor (dated 31 December 1841). Te Karere Nui o Tireni, Vol. 1, No. 1, 1 January.

Cloher, Dorothy Ulrich. 2003. Hongi Hika Warrior Chief. Auckland: Viking.

Cooper, G.S. 1851. Journal of an Expedition Overland from Auckland to Taranaki. Auckland: Williamson and Wilson.

Cowan, James. 1903. 'The Gods of the Maori: Some Curious Beliefs', Otago Witness, 23 December.

Cowan, James. 1910. The Maoris of New Zealand. Christchurch: Whitcombe & Tombs.

Cowan, James. 1955. The New Zealand Wars, Vol. 1 (First published 1922). Wellington: Government Printer.

Curnow, Jenifer, Ngapare Hopa and Jane McRae (eds.). 2002. Rere atu, taku manu : discovering history, language and politics in the Māori language newspapers. Auckland: Auckland University Press.

Dordillon, Rene I. 1931. Dictionnaire de la Langue des Iles Marquises. Paris: Institut d'Ethnologie.

Downes, T.W. 1915. Old Whanganui. Hawera: W.A. Parkinson & Co.

Durie, E. 2000. "Maori Custom Law" Unpublished manuscript held by Te Mātāhauariki.

Elbert, Samuel H. 1975. Dictionary of the language of Rennell and Bellona. Copenhagen : National Museum of Denmark.

Elder, J. R. (ed.). 1932. *The Letters and Journals of Samuel Marsden, 1765–1838*. Dunedin: Coulls, Somville Wilkie & A.H. Reed.

Elder, J. R. 1934. Marsden's Lieutenants. Dunedin: A. H. Reed.

Fenton, F.D. 1858. 'The Laws of England' Compiled and Translated into the Māori Language by direction of His Excellency Colonel Thomas Gore Browne, C.B., Governor of New Zealand. Auckland: W.C. Wilson for the New Zealand Government.

Firth, Raymond. 1959. Economics of the New Zealand Maori, 2nd Edition. Wellington: Government Printer.

Firth, Raymond. 1973. Economics of the New Zealand Māori (Second Edition). Wellington: Government Printer.

Firth, Raymond. 1967. Tikopia Ritual and Belief. Boston: Beacon Press.

- Fowler, Leo. 1957. 'A New Look at Te Kooti'. Te Ao Hou, No. 21, pp.18-22.
- Fowler, Leo. 1962. "The Banishment" in Te Ao Hou No.40, pp.16-20.
- Frame, Alex and Paul Meredith. 2005. 'Performance and Māori Customary Legal Process', Journal of the Polynesian Society, Vol.114.
- Frame, Alex. 2002. Grey and Iwikau : A Journey into Custom, Wellington: Victoria University Press.
- Fuentes, Jordi. 1960. Diccionario y Gramatica de la Lengua de las Isla Pascua. Sanitago: Editorial Andres Bello.
- Fuller, Lon. 1969. The Morality of Law (first published in 1964), revised edition. New Haven, Conn: Yale University Press.
- Goldie, W.H. 1904. 'Maori Medical Lore' (Paper read before the Auckland Institute, 7 September 1903). Transactions of the New Zealand Institute, Vol.37 (1904), p.1, at p.110.
- Gorst, John. 2001. The Maori King. (First published by Macmillian & Co., London 1864) Auckland: Reed.
- Grace, Thomas Samuel. 1928. A Pioneer Missionary among the Maoris, 1850-1879, being letters and journals of Thomas Samuel Grace, edited jointly by S.J. Brittan, G.F., C.W. & A.V. Grace. Palmerston North: G. H. Bennett.
- Graeber, David. 2001. Toward an Anthropological Theory of Value: The False Coin of Our Own Dreams. New York: Palgrave.
- Grey, Sir George. 1857. Ko nga Whakapepeha me nga Whakaahuareka a nga Tipuna o Aotearoa: Proverbial and Popular Sayings of the Ancestors of the New Zealand Race. Cape Town: Saul and Solomon , Cape Town.
- Harawira, A. 1903. Letter to the Editor. Te Puke ki Hikurangi, Vol. 5, No. 15, 30 January, p.3.
- Hau, Te Angiangi. 1930. Letter to the Editor. Toa Takitini No. 9, October, p.2161.
- Hobsbawm, Eric & Terence Ranger (eds.) 1983. The Invention of Tradition. Cambridge: Cambridge University Press.
- Hoebel, E. Adamson. 1954. The Law of Primitive Man : A Study of Comparative Legal Dynamics. Cambridge, Mass: Harvard University Press.
- Hutana, Ihaiia. 1902. 'Mo te Whāngai' (Letter to the Editor). Te Puke ki Hikurangi, Vol. 5, No. 1, August 30, p.2.
- Johansen, J. Prytz. 1954. The Maori and His Religion in Its Non-Ritualistic Aspects. Copenhagen: Ejnar Munksgaard.
- Jones, Pei Te Hurinui. 1959. King Potatau. Wellington: Polynesian Society.

Jones, Pei te Hurinui & Bruce Biggs. 1995. *Nga Iwi o Tainui*. Auckland: University of Auckland Press.

Karetu, Timoti. 1990. 'The Clue to Identity'. *New Zealand Geographic* 5.

Kauika, Wiremu. [1887] 1965. 'Te Kitenga o Te Awhiorangi: The Finding of Te Awhiorangi', *Te Ao Hou* No. 51, pp.40, 39-42.

Kawepo, Renata, Arihi Teinahu, Te Watene Hapuku, Renata Pukututu. 1878. Notice concerning Lake Roto-a-Kiwa (Advertisement). *Te Wananga*, Vol. 5, No. 44, 2 November, p.550.

Kawharu, I.H. 1977. *Maori Land Tenure*. Oxford: Oxford University Press.

Keesing, Roger. 2000. 'Creating the Past : Custom and Identity in the Contemporary Pacific' in *Voyaging Through the Contemporary Pacific* , ed. D. Hanlon and G.M. White. Lanham, Md: Rowman and Littlefield Publishers.

Kirch, Vinton & Roger Green. 2001. *Hawaiki, Ancestral Polynesia*. Cambridge: Cambridge University Press.

Kohere, Reweti. 1949. *The Story of a Maori Chief*. Wellington: Reed.

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Law Commission, New Zealand. 2006. *Converging Currents: Custom and Human Rights in the Pacific*. Wellington: Law Commission.

Les Missionnaires Catholiques [des Isles Gambier]. 1908. *Grammaire et Dictionnaire Mangaréviens*. Braine-Le-Comte: Zech et Fils.

Linnekin, Jocelyn. 2000. "Response to 'Creating the past: custom and identity in the contemporary Pacific,' by Roger Keesing" in *Voyaging Through the Contemporary Pacific* , ed. D. Hanlon and G.M. White. Lanham, Md: Rowman and Littlefield Publishers.

Lucas, Paul F. Nahoā. 1995. *A Dictionary of Hawaiian Legal Land-Terms*. Honolulu: Native Hawaiian Legal Corporation.

Maclaurin, R.C. 1901. *On the Nature and Evidence of Title to Realty*. London : C.J. Clay and Sons.

Maine, Sir Henry. 1959. *Ancient Law* (first published 1861), with Introduction by Sir Carleton Allen. London: The World's Classics.

Mair, Gilbert. 1897. 'The Building of Hotunui, Whare Whakairo, W. H. Taipari's Carved House at Thames, 1878', *Transactions and Proceedings of the Royal Society of New Zealand* Vol. 30.

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Mangakahia, H. 1900. "He Kimihanga he Rapunga i te Take o te Ngakau Pouri", *Te Puke ki Hikurangi*, Vol 3, No. 19 (15 December), p.1.

Maning, Frederick. 1863a. Old New Zealand; a tale of the good old times. By a Pakeha Maori, Auckland: Robert J. Creighton & Alfred Scales.

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McEwen, J.M. 1970. Niue Dictionary. Wellington: Department of Māori and Island Affairs.

Mead, H.M. 1997. Landmarks, Bridges and Visions: Aspects of Maori Culture. Wellington: Victoria University Press. 1997.

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Mead, H. M. and N. Grove. 2001. Nga Pepeha a nga Tipuna: The Sayings of the Ancestors, Wellington: Victoria University Press.

Metge, Joan. 1995. New Growth from Old: The Whanau in the Modern World. Wellington: Victoria University Press.

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Mokena, Rewi. 1911. "Letter to the Editor". Te Pīpīwharau: He Kupu Whakamarama, No. 153 (January), p.7.

Ngata, A, and Jones, P.T.H. 2004. Ngā Mōteatea, Part I. Auckland: Auckland University Press.

Ngata, A, and Jones, P.T.H. 2005. Ngā Mōteatea, Part II. Auckland: Auckland University Press.

Ngata, A, and Jones, P.T.H. 2006. Ngā Mōteatea, Part III. Auckland: Auckland University Press.

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Palmer, Jackson. 1908. Memorandum on adoption of European children by Māori. AJHR, 1908, G-5.

Parkinson, Phil & Penny Griffith. 2004. Books in Māori, 1815-1900 : an annotated bibliography = Ngā tānga reo Māori : ngā kohikohinga me ōna whakamārama Auckland: Reed, 2004.

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- Ross, Malcolm , Andrew Pawley and Meredith Osmond (eds.). 1998. *The Lexicon of Proto Oceanic 1. Material Culture*. Canberra: Research School of Pacific Studies, The Australian National University.
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- Salmond, Anne. 2003. *The Trial of the Cannibal Dog: Captain Cook in the South Seas*. Auckland: Penguin Books.
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- Scwhimmer, Erik. 1963. 'Guardian Animals of the Maori'. *Journal of the Polynesian Society*, Vol. 72.
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- Te Ahu, Riwai. 1857. Letter to the Editor. *Te Karere o Poneke*, Vol. 1, No. 2, 24 Sept., p.3.
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Te Mātāhauariki Institute. Te Pū Wānanga Transcript No. 6, seminar with Mabel Waititi, QSM, 27 September 2001.

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Te Waaka Tamaira. 1905. Letter to the Editor. Te Puke ki Hikurangi, vol 6, no. 10, April 29th, p.5.

Te Wehi. 1874. Contribution to Open Column. Te Waka o Te Iwi, Vol 10, No. 19, 22 September, 1874.

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10 ACADEMIC INTEGRITY AND PLAGIARISM

Academic integrity means that University staff and students, in their teaching and learning are expected to treat others honestly, fairly and with respect at all times. It is not acceptable to mistreat academic, intellectual or creative work that has been done by other people by representing it as your own original work.

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11 WHERE TO FIND MORE DETAILED INFORMATION

- Find key dates, explanations of grades and other useful information at:
www.victoria.ac.nz/home/study
- Find out how academic progress is monitored and how enrolment can be restricted at:
www.victoria.ac.nz/home/study/academic-progress
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- Other useful information for students may be found at the website of the Assistant Vice-Chancellor (Academic) at:
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12 WITHDRAWAL DATES

Have you changed your mind about the courses you want to do this trimester? If you do not withdraw from a course in time, you will receive a fail grade. A fail grade stays permanently on your academic record. You can avoid the fail grade by withdrawing properly from courses before it is too late!

It is not enough just to stop attending lectures and tutorials, or to tell your lecturer or school administrator. You must complete a course/add drop form, available from your Faculty, Student and Academic Services Office, and submit it by the due dates specified at:

www.victoria.ac.nz/home/admisenrol/payments/withdrawalsrefunds.aspx

Information about refunds may also be found here.