Reconciliation, Representation and Indigeneity

An International Conference hosted by Johannes Gutenberg University of Mainz and Victoria University of Wellington.

Wellington, 21-24 March 2013
CONFERENCE PROGRAMME

Thursday 21 March

9.30am – approx. 4pm  A day at Te Papa ‘behind the scenes’ (discussions with curators, short lectures, guided tour through exhibitions; the exact programme will be distributed separately) – Coordinator: Tanja Schubert-McArthur.

Friday 22 March

9am                      Welcome onto Te Herenga Waka Marae
10.30am                  Cup of Tea

Engaged/activist scholarship and treaty claims

Chair: Peter Adds, Victoria University

11am  Associate Prof. Peter Adds (Head of School, Te Kawa a Maori / School of Maori Studies)
11.45am  Dr Maria Bargh (Senior Lecturer in Maori Studies)
12.30pm  Associate Prof. Rawinia Higgins (Associate Professor in Maori Studies; Member of the Waitangi Tribunal)
1.15pm  Lunch

Reflecting on Negotiations

Chair: Richard Hill

2.00pm  Prof. Richard Boast (Faculty of Law, Victoria University) and Deborah Edmunds (Kensington Swan Law): How Negotiations for Reconciliation can Exacerbate Division as well as Promote Reconciliation
2.45pm  Dr Alex Frame (Professor Emeritus, University of Waikato) and Paul Meredith (Pou Hautu, Executive Officer (Maori), Office Pro-Vice Chancellor (Maori), Victoria University): Play Fighting and Performed Reconciliation – Some Examples from Maori and Tahitian custom.
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<td>Prof. Lindsay G. Robertson (Faculty Director, Center for the Study of American Indian Law and Policy, University of Oklahoma): Indigenous Peoples' Rights in the United States.</td>
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<td><strong>After Dinner Speaker: Sir Edward Durie on Reconciliation Processes in New Zealand</strong></td>
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**Saturday 23 March**

**Reflecting on Modes of Engagement**

Chair: Gerd Becker

- **10.00am** Therese Crocker (Stout Research Centre for New Zealand Studies, Victoria University): Negotiations: The Role of Office of Treaty Settlements in Reconciliation Processes.
- **10.30am** Martin Fisher (Stout Research Centre for New Zealand Studies, Victoria University): Treaty of Waitangi Negotiations: The Pioneering Settlements
- **11.00am** Richard Hill (Professor of New Zealand Studies, Stout Research Centre for New Zealand Studies, Victoria University; Member of the Waitangi Tribunal): Comparative Perspectives on Engagement in Treaty of Waitangi Resolution Processes: Crown, Claimant and Tribunal Milieus.
- **11.30am** Keynote address: Phil Fontaine (President, Ishkonigan): The Processes and Faces of Reconciliation in Canada.
- **12.30 pm** Lunch

*Afternoon Session held at the Stout Research Centre for New Zealand Studies, 12 Waiteata Rd, Kelburn Campus, Victoria University.*
Comparing Reconciliation in Aotearoa New Zealand with other Fields of Engagement

Chair: Brigitte Bönisch-Brednich

2.00pm    Round table discussion led by Prof. Anton Escher (Geography) and Prof Mita Banerjee (American Studies) with: Prof. Michael Bachmann (Theatre Studies), Prof. Dieter Doerr (International Law), Prof Silke Jansen (Roman Language Studies), Prof. Birgit Däwes (Canadian Studies).

4.00pm    Tea / coffee

4.15pm    Round table discussion: Possibilities for a comparative Approach to Representation and Reconciliation Processes.

5.00pm    Rapporteurs (at close of round table discussion): Anton Escher and Mita Barnerjee.

Sunday 24 March

10 – 12.30pm Working session on possible collaboration for funding application.
**SPEAKER’S BIOGRAPHICAL NOTES**

**Peter Adds** is the current Head of School for Te Kawa a Māui - School of Māori Studies. He has worked in Māori Studies at Victoria since 1984 and has amassed experience in university administration, teaching and research. His primary tribal affiliation is to Te Āti Awa in Taranaki and his academic training is in anthropology and archaeology. His research interests are international indigenous issues, Treaty of Waitangi issues in New Zealand and Māori development.

**Michael Bachmann** teaches theatre and comparative media studies at Johannes Gutenberg-University Mainz, where he is Junior Professor in Theatre Studies. In 2010, he published his Ph.D. dissertation on authorizing strategies in Holocaust representation. He is the co-editor of Politik mit dem Körper (2009), a volume on performative practices in theatre, popular culture and media after 1968, and of Theatre and the Making of Subjects (2012).

**Mita Banerjee** is Professor of American Studies at the University of Mainz. She is currently a Research Fellow of the Gutenberg Research College (GFK), as well as the director of the newly-founded Center for Comparative Native and Indigenous Studies (CCNIS). Her research interests include postcolonial literature, ethnic American literature and culture and the American Renaissance. She is currently working on a project which explores the intersection between naturalism and naturalization in American literature.

**Maria Bargh** is a Senior Lecturer in Maori Studies and has a PhD in Political Science and International Relations from the Australian National University. She teaches Maori Politics and Maori Resource Management. She is active with her own hapu, Ngati Kea/Ngati Tuara and has been working with them on projects around sustainable self-determination. Maria’s recent research has been on Indigenous peoples involved in the energy sector, particularly geothermal and she is now starting a new project on Maori working for Private Military Security Companies.

**Gerd Becker** is a film maker and anthropologist. He studied in Berlin, Nsukka (Nigeria) and Hamburg and conducted fieldwork in Morocco, Columbia and the South Pacific. In his role at the Centre of Intercultural Studies at Johannes Gutenberg-University Mainz he has been a visiting scholar at the Department of Cultural Anthropology of Victoria University of Wellington in summer 2013. Mr Becker is currently resident scholar at the Stout Research Centre.

**Richard Boast** is a professor of law at Victoria University of Wellington where he teaches courses in legal history, Maori land law, and property law. He has written numerous papers and books about Maori land and New Zealand legal history, and his book ‘Buying the Land, Selling the Land’ was awarded the Montana Book Award for history in 2009. Richard practises law as barrister specialising in historical claims in the Waitangi Tribunal, and also has considerable experience working as a consultant historian in the current historic claims settlement process, providing historical advice and drafting the historic account section of a number of settlement deeds.
**Brigitte Bönisch-Brednich** is Professor of Cultural Anthropology at Victoria University of Wellington. She teaches on modern ritual, visual anthropology and ethnographic methodology. Her research interests are in the field of intercultural studies, especially first world migration, migrant narratives and inter-ethnic relations in New Zealand. She holds a PhD from Philipps University of Marburg (1994) and was awarded her habilitation in European Ethnology from Georg August University of Göttingen, Germany in 2000.

**Therese Crocker** is a PhD student at the Stout Centre at Victoria University of Wellington. Therese has worked as an historian in the field of Treaty Settlements since 1994. Her doctoral research focuses on the development of the Treaty of Waitangi claims settlement process, from 1988 to 1998.

**Birgit Däwes** is currently Junior Professor of Native American Studies at JGU Mainz. She received her PhD and post-doctoral degree (Habilitation) from the University of Würzburg and spent some of her academic time at UC Galway (Ireland), Amherst College, MA, Middlebury College, VT, and NSYSU, Kaohsiung, Taiwan, among other places. Among her publications are two award-winning monograph studies on Native North American Theatre in a Global Age (Heidelberg: Winter, 2007) and on Ground Zero Fiction: History, Memory, and Representation in the American 9/11 Novel.

**Dieter Dörr** has been Professor of Public Law, European and International Law, Media Law at the Johannes-Gutenberg-University of Mainz since 1995. From January 2000 he has held the position of Director at the Mainz Media Institute; from July 2007 he has also been a member of the executive committee of the “Gutenberg-Forschungskolleg” at Johannes-Gutenberg-University Mainz. He started research on indigenous peoples’ legal status in North America in 1987. From 2003 Dr. Dieter Dörr has also been Judge at the Oberlandesgericht (OLG) Koblenz (Regional Appeal Court).

**Sir Edward "Eddie" Taihakurei Durie,** KNZM was the first Māori appointed as a Justice of the High Court of New Zealand and is regarded as leading legal expert on the Treaty of Waitangi. He is of Rangitāne, Ngāti Kauwhata and Ngāti Raukawa descent. Eddie Durie was the Chief Judge of the Māori Land Court from 1980–1998 and Chairman of the Waitangi Tribunal from 1980–2004 and Law Commissioner. In 1998 he was appointed to the High Court; he retired in 2004. In the 2008 New Year’s Honours list he was appointed a Distinguished Companions of New Zealand Order of Merit which was later converted to Knight Companion of New Zealand Order of Merit in 2009. Also in 2009, he was appointed by Attorney-General Chris Finlayson to chair the Ministerial taskforce on the Foreshore and Seabed Act.

**Deborah Edmunds** leads the Maori Legal team at Kensington Law with over two decades experience in most aspects of the law affecting Maori, the Treaty and iwi organisations. She has advised numerous iwi, the Crown and public organisations, but in particular has worked closely with Maori and Maori organisations in the areas of Maori land and resource development, Treaty claims and negotiations, and iwi and hapu consolidation and development. She has led numerous Treaty negotiations legal teams advising clients on mandating and negotiation planning, project planning and negotiation redress strategies.
Anton J. Escher is professor of Geography at the Department of Cultural Geography at the University of Mainz. His main research interests comprise the perception and construction of space(s) through the medium of feature films and documentaries; the social construction of nature, and the mediatisation of cultural phenomena in context of nature, migration and tourism. At regular intervals he has been visiting Professor at the University of Vienna, Austria, and the University of Rabat, Morocco (University Mohammad V). Since 2005 Prof. Escher has also been head of the Centre for Intercultural Studies (ZIS) in Mainz.

Martin Fisher was born in Budapest, Hungary but was raised in Toronto, Canada and Wellington, New Zealand. He completed a BA (Honours) majoring in History at the University of Otago, Dunedin and a M.A. (History) at McGill University, Montreal, Canada. Martin is currently in the final stages of a Ph.D (History) which focuses on the recent history of Waikato-Tainui and Ngai Tahu’s Treaty Settlement Negotiations with the New Zealand Government during the late 1980s and 1990s.

Phil Fontaine is a Special Advisor of the Royal Bank of Canada and Norton Rose. He serves as a director for numerous private and public companies including Next Alternative Inc., Chieftain Metals and Avalon Rare Metals. Mr Fontaine served as National Chief of the Assembly of First Nations for an unprecedented three terms. He is a Member of Order of Manitoba and has received a National Aboriginal Achievement Award, the Equitas Human Rights Education Award, the Distinguished Leadership Award from the University of Ottawa, the Queen’s Diamond Jubilee, and most recently was appointed to the Order of Canada.

Alex Frame LL.D is a barrister and law teacher, and advises on constitutional questions in the South Pacific. Most recently he has been Professor of Law at the University of Waikato. His 1995 biography of New Zealand’s most famous jurist, Sir John Salmond (1862–1924), Salmond: Southern Jurist, was awarded the E.H. McCormick Prize at the 1996 Montana Book Awards as well as the University of Auckland Law Foundation’s JF Northey Prize. In 2002 Alex published a study of the ways in which our legal system might better reflect Maori customary law: Grey and Iwikau - A Journey into Custom.

Associate Professor Rawinia Higgins (Tūhoe) has been at Te Kawa a Māui since 2009. She is Co-Primary Investigator of Te Kura Roa, a 3-year Ngā Pae o Te Māramatanga Research Programme examining the Value of the Māori Language. She leads the Community Responsiveness Project in collaboration with Te Kōhanga Reo National Trust and Te Ataarangi. She is also a Trustee of Te Kotahi a Tūhoe (Tūhoe Treaty Negotiation Settlements Trust) and the Tūhoe Fisheries Charitable Trust and was recently appointed as a member of the Waitangi Tribunal.

Richard Hill is a Professor of New Zealand Studies at the Stout Research Centre for New Zealand Studies at Victoria University of Wellington, where he also directs the Treaty of Waitangi Research Unit. He is an historian specialising in two broad subjects: colonial policing/social control history, and state-Maori relations. He was formerly Chief Historian and negotiator in the New Zealand Crown’s negotiating processes with Maori claimants under the Treaty of Waitangi, and later worked for claimant tribes in those processes. He is
currently a Member of the Waitangi Tribunal, the standing commission of enquiry into Treaty-based claims.

**Silke Jansen** is a professor of Spanish and Portuguese linguistics at the University of Mainz. Her research interests include language contact and creolisation phenomena, language policy and second language acquisition. She has worked on different language contact situations in Latin America and is currently leading the research group "Hispania submersa", which investigates historical language contact in the Caribbean area, including the vestiges of indigenous languages in modern Caribbean languages.

**Paul Meredith** is currently holding the position of Pou Hautu at Victoria University of Wellington’s Pro Vice Chancellors Māori Office. He is of Ngati Kaputuhi, Maniapoto and Pakeha descent. Paul has degrees in law and Maori studies and was a Research Fellow at Te Matahauariki Institute. Paul has a particular interest in historical Maori language manuscripts, letters and newspapers.

**Lindsay G. Robertson** joined the University of Oklahoma law faculty in 1998 after serving as a visiting professor in 1997. He teaches courses in Federal Indian Law, Comparative Indigenous Peoples Law, Constitutional Law and Legal History and serves as Faculty Director of the OU Center for the Study of American Indian Law and Policy. Prior to coming to OU, Robertson taught Federal Indian Law at the University of Virginia School of Law and the George Washington University National Law Center. He currently serves as Special Justice on the Supreme Court of the Cheyenne-Arapaho Tribe.