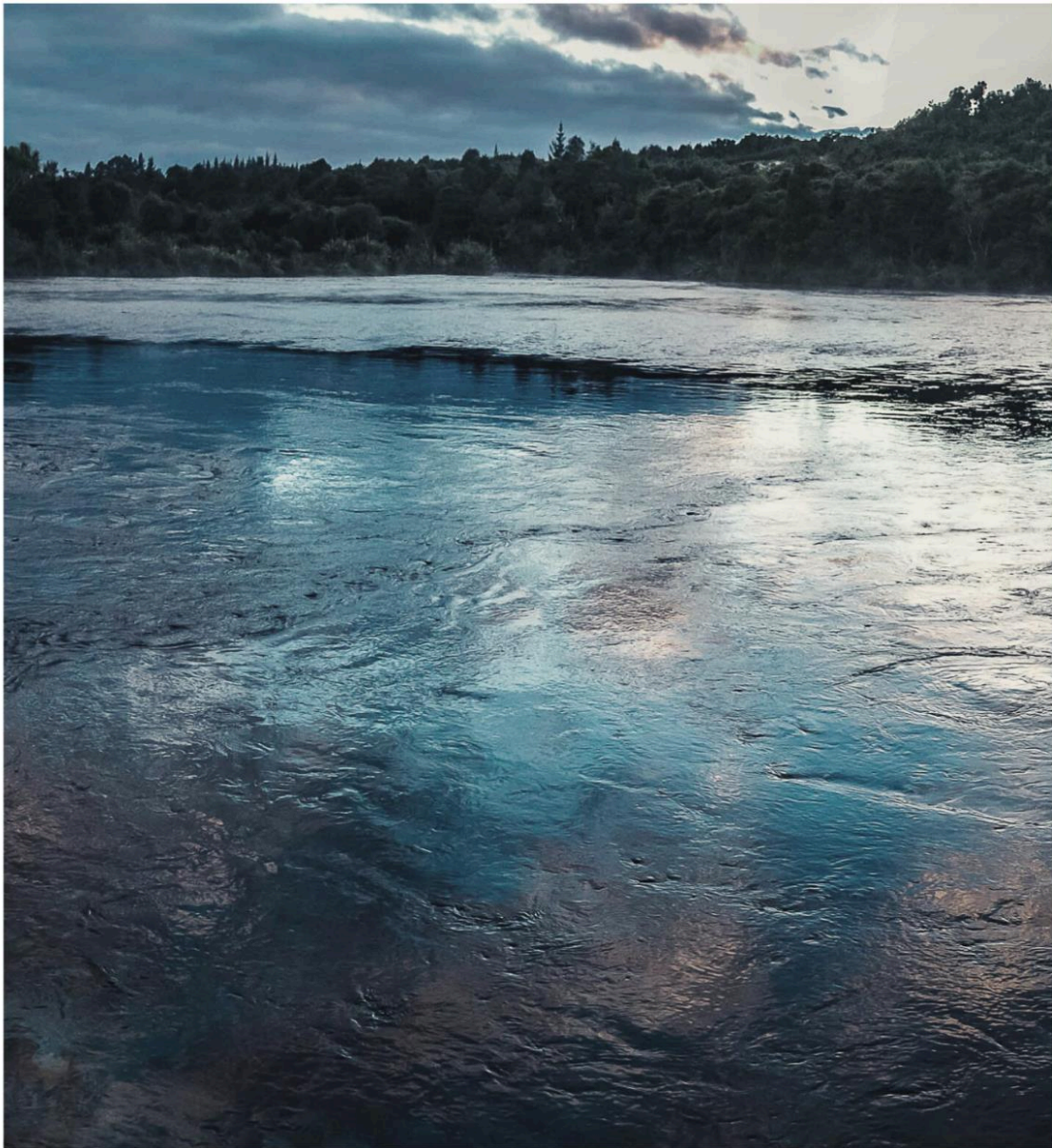


TE MANA O TE WAI TRAINING PROGRAMME

COUNCIL FOCUS





Contents

1	Te Mana o Te Wai Training Programme	3
1.1	Rangiratanga o Te Wai Facilitation Programme	3
2	Purpose and Content Summary	4
2.1	Assessment Summary	4
3	Te Mana o Te Wai – Te Whakatau	6
3.1	Overview	6
4	Te Mana o Te Wai – Mana Whenua	8
4.1	Overview	8
5	Te Mana o Te Wai – Te Tiriti o Waitangi.....	10
5.1	Overview	10
6	Te Mana o Te Wai – Matauranga Maori.....	12
6.1	Overview	12
7	Te Mana o Te Wai – Understanding Maori Representation - *rohe specific	14
7.1	Overview	14
8	Te Mana o Te Wai – Collaboration, Co-Design, Engagement and Effective Participation.....	17
8.1	Overview	17
9	Te Mana o Te Wai – Tiriti informed process and practice design.....	19
9.1	Overview	19
10	Te Mana o Te Wai – Implementing Te Mana O Te Wai *rohe specific.....	21
10.1	Overview	21
10.2	Limits.....	21
10.3	Monitoring and Enforcement	21



1 Te Mana o Te Wai Training Programme

The Te Mana o Te Wai Training Programme has been developed as a minimum training standard for those with statutory roles within, or proximate to, the freshwater estate. It is of particular relevance to those who have obligations under the Resource Management framework, and the National Policy Statement on Fresh Water.

The ***Te Mana o Te Wai Training Programme*** is for:

- all Council staff interfacing with Te Mana o Te Wai
- Senior managerial staff at local and regional Councils
- Governance members of local and regional Councils

1.1 Rangatiratanga o Te Wai Facilitation Programme

The Rangatira o Te Wai Facilitation Programme has been developed to assist and empower iwi, hapu and mana whenua to prepare for Te Mana o Te Wai based engagement. The programme recognises that iwi, hapu and mana whenua have a unique standing, and have distinct rights, entitlements, and obligations in respect of their ancestral estate, matauranga and wellbeing. Importantly, the programme does not presume to tell indigenous peoples their rights, entitlements, and obligations; but instead provides a primer to access to information about the Resource Management regime, how and where there are levers for mana whenua influence and direction, and to develop (or revise) mana whenua plans, strategies, and modalities for wai Maori.

The **Rangatiratanga o Te Wai Facilitation Programme** is for

- Iwi, hapu, mana whenua groups exercising mana in relation to wai
- Iwi, hapu or mana whenua representative organisations



2 Purpose and Content Summary

The purpose of the dual training programmes is to concurrently equip, with some speed and intensity, both local Councils and iwi/hapu with baseline information around Te Mana o Te Wai - so that they can both understand it, within the context of the NPSFW, and so that each feel sufficiently enabled to work together towards implementing Te Mana o Te Wai collaboratively.

Te Mana o Te Wai is not a new concept, it is ancient and enduring. It is, however, transformative that it has been incorporated, with active and positive obligations, within colonial law. This shift creates a challenge to decision makers to ensure that they are properly prepared and adequately understand the concept of Te Mana o Te Wai, and the obligations it creates.

The two training programmes are aligned but tailored to the distinct needs of Council(s) and iwi/hapu respectively.

Module	Te Mana o Te Wai Training Programme	Te Rangatiranga o Te Wai Facilitation Programme		
1	Te Whakatau	Te Whakatau		
2	Mana Whenua	Mana Whenua <i>*with varied learning outcomes</i>		
3	Te Tiriti o Waitangi	Te Tiriti o Waitangi		
4	Matauranga Maori	Te Whakapapa o Te Wai Maori		
5	Understanding Maori Representation - <i>*rohe specific</i>	Understanding Local and Central Government within the freshwater estate		
6	Collaboration, Co-Design, Engagement and Effective Participation	Collaboration, Co-Design, Engagement and Effective Participation		
7	Tiriti informed Process and Practice Design	Tiriti informed Process and Practice Design <i>*with varied learning outcomes</i>		
8	Implementing Te Mana o Te Wai <i>*rohe specific</i>	Implementing Te Mana o Te Wai <i>*hapu/iwi specific</i>		
<i>Same module across both programmes</i>		<i>Same module but with varied learning outcomes across the programmes</i>	<i>Council specific module</i>	<i>Iwi/hapu specific module</i>

2.1 Assessment Summary

Module	Te Mana o Te Wai Training Programme	Assessment Type(s)	Weighting
1	Te Whakatau	Written summary of key learnings Personal reflective statement	10%
2	Mana Whenua	Written summary of key learnings Personal reflective statement	10%
3	Te Tiriti o Waitangi	Active, engaged participation in facilitated workshop	35%
4	Matauranga Maori		
5	Understanding Maori Representation - <i>*rohe specific</i>	Written summary of key learnings Personal reflective statement	45%
6	Collaboration, Co-Design, Engagement and Effective Participation	Active, engaged participation in facilitated workshop	
7	Tiriti informed Process and Practice Design	Written summary of key learnings Personal reflective statement	
8	Implementing Te Mana o Te Wai <i>*rohe specific</i>		



Module	Te Rangatiratanga o Te Wai Facilitation Programme		
1	Te Whakatau	Written summary of key learnings Personal reflective statement	10%
2	Mana Whenua <i>*with varied learning outcomes</i>	Written summary of key learnings Personal reflective statement	10%
3	Te Tiriti o Waitangi	Active, engaged participation in facilitated workshop	35%
4	Te Whakapapa o Te Wai Maori		
5	Understanding Local and Central Government within the freshwater estate	Written summary of key learnings Personal reflective statement	
6	Collaboration, Co-Design, Engagement and Effective Participation	Active, engaged participation in facilitated workshop Written summary of key learnings	45%
7	Tiriti informed Process and Practice Design <i>*with varied learning outcomes</i>	Personal reflective statement	
8	Implementing Te Mana o Te Wai <i>*hapu/iwi specific</i>		

*Assessment is necessary in Te Rangatiratanga o Te Wai programme if iwi/hapu participants seek formal accreditation/certification. If they do not, assessment criteria are voluntary, but recommended.



3 Te Mana o Te Wai – Te Whakatau

SUBJECT	LEARNING TYPE	WEIGHTING	DATE
Te Whakatau	Self-Directed	10%	Week 1

3.1 Overview

This module readies the learner to engage in the Te Mana o Te Wai Training Programme. It is vitally important to prepare the learner to engage with new learning and, given Te Mana o Te Wai is a concept that requires transformation and re-learning, this module focuses on providing basic, foundational information to the learner, and aims to ensure that all participants in the Te Mana o Te Wai Training Programme are engaging with the core basic information, and able to apply it appropriately. The module is self-directed, meaning the learner is able to access and complete the learning independently.

OBJECTIVES	To provide the learner with vital background information to consider by way of preparation for the completion of the Te Mana o Te Wai Training Programme.	
KEY LEARNING QUESTIONS	What is Te Mana o Te Wai? Why is it in the National Policy Statement on Freshwater? What obligations does it create?	
ACTIVITY RESEARCH	Locate key documents Read the NPSFW Read Te Mana o Te Wai Consider, reflect – identify information/knowledge gaps, any issues/barriers, thoughts/reactions	
LEARNING OUTCOME	Students will be able to articulate what the NZPSFW is, and how Te Mana o Te Wai is referenced within it. Students will be able to identify what Te Mana o Te Wai is, within the NZPSFW framework, and have read its contents. Students can identify	



	<p>information/knowledge needs, gaps, strengths.</p> <p>Students can start identifying what obligations the incorporation of Te Mana o Te Wai creates for those fulfilling a statutory role in relation to freshwater.</p>	
ASSESSMENT	<p>Reflective written/verbal assessment:</p> <ol style="list-style-type: none">(1) Providing summary of key learnings(2) Demonstrating understanding of the location, authority, and inter-relationship between the NPSFW, Te Mana o Te Wai, and(3) preliminary identification of obligations upon Council and other statutory roles/entities.(4) Preliminary identification of issues, risk, needs.(5) Personal reflective statement	10%
RESOURCES	<ul style="list-style-type: none">• NPSFW• Te Mana o Te Wai documentation	
NOTES	<p>This module is compulsory for all participants.</p>	



4 Te Mana o Te Wai – Mana Whenua

SUBJECT	LEARNING TYPE	WEIGHTING	DATE
Mana Whenua	Self-Directed	10%	Week 2

4.1 Overview

This module readies the learner to engage in the Te Mana o Te Wai Training Programme. It is vitally important to prepare the learner to engage with new learning and, given Te Mana o Te Wai is a concept that requires transformation and re-learning, this module focuses on providing basic, foundational information to the learner, and aims to ensure that all participants in the Te Mana o Te Wai Training Programme are engaging with the core basic information, and able to apply it appropriately. The module is self-directed, as an initial backgrounder, meaning the learner can access and complete the learning independently. Aspects of this module will be revisited and unpackaged further in subsequent facilitated sessions.

OBJECTIVES	To provide the learner with vital background information to consider by way of preparation for the completion of the Te Mana o Te Wai Training Programme.	
KEY LEARNING QUESTIONS	Who are the iwi/hapu within the rohe? How do we know that?	
ACTIVITY - RESEARCH	Identify, locate, and read all Treaty settlements within rohe Identify any enabling legislation or Treaty derived arrangements, located, and read Identify, locate, and read any iwi environmental plans (or like documents) authored by mana whenua hapu/iwi within the rohe Consider, reflect – identify information/knowledge gaps, any issues/barriers, thoughts/reactions Summarise key findings/observations	



LEARNING OUTCOME	Students can start identifying who the mana whenua are, where their territories are located, matters pertinent to their history and sacred geography, and any modern articulations of their aspirations/strategic planning	
ASSESSMENT	Provide summary of key learnings Personal reflective statement	10%
RESOURCES	<ul style="list-style-type: none">• Treaty settlement documents• Iwi environmental planning documents	
NOTES	This module is compulsory for all participants.	



5 Te Mana o Te Wai – Te Tiriti o Waitangi

SUBJECT	LEARNING TYPE	WEIGHTING	DATE
Te Tiriti o Waitangi+	Approved Facilitation	1/25%	Week 3

5.1 Overview

This module introduces (or for some, reintroduces) Te Tiriti o Waitangi, from an indigenous worldview – as this provides vital context for Te Mana o Te Wai and the recognition of Maori rights and interests in freshwater. It challenges long standing legal fictions, and the Crown’s assumed monopoly on interpreting and determining the nature and extent of the Treaty relationship; particularly considering the Waitangi Tribunal’s finding that sovereignty was not ceded upon the signing of Te Tiriti o Waitangi.

The module takes a critical look at Te Tiriti o Waitangi; the context for its signing, its content, and its subsequent application or breach. It looks at Treaty settlements, and in particular looks at local case study application to inform the learner. The module also looks at the United Nations Declaration of the Rights of Indigenous Peoples – particularly the provisions relating to self-determination, political representation, land, territories, and resources.

OBJECTIVES	<p>To challenge the learner’s current understanding of Te Tiriti o Waitangi</p> <p>To provide the learner with new information around Treaty jurisprudence/analysis to assist in understanding how, what, and why Te Tiriti has an elevated and esteemed place in Aotearoa/NZ</p>	
KEY LEARNING QUESTIONS	<p>What is Te Tiriti o Waitangi? How is it relevant?</p> <p>What is the UNDRIP? How is it relevant?</p>	
ACTIVITY - RESEARCH	<p>Read rohe specific Te Tiriti o Waitangi</p> <p>Read UNDRIP</p> <p>Participate in facilitated workshop</p> <p>Consider, reflect – identify information/knowledge gaps, any issues/barriers, thoughts/reactions</p>	



LEARNING OUTCOME	<p>Students will be able to articulate what Te Tiriti o Waitangi is, what it says, and why it is relevant.</p> <p>Students will be able to articulate what UNDRIP is, and locate provisions specifically relating to self-determination, political representation, territorial rights, and the environment.</p>	
ASSESSMENT	<p>Provide summary of key learnings in relation to Te Tiriti, UNDRIP</p> <p>Preliminary identification of obligations upon Council and other statutory roles/entities</p> <p>Preliminary identification of issues, risk, needs</p> <p>Personal reflective statement</p>	<p>This module forms 1 part of 3 intersecting modules that together are valued at 25% of the total course weighting. In delivery terms, they will form the first full day of the facilitated learning workshop.</p>
RESOURCES	<ul style="list-style-type: none">• Te Tiriti o Waitangi• UNDRIP• He Puapua• Matike Mai• Waitangi Tribunal Wai Maori	
NOTES	<p>This module is compulsory for all participants.</p>	



6 Te Mana o Te Wai – Matauranga Maori

SUBJECT	LEARNING TYPE	WEIGHTING	DATE
Matauranga Maori	Approved Facilitation	2/25%	Week 3

6.1 Overview

This module explores Matauranga Maori – what it is, where it fits, how it is relevant. There is a key interplay between colonial law and Maori customary concepts within the Te Mana o Te Wai schema. In order to grapple with that interplay, and retain the integrity of Te Mana o Te Wai, it is important to understand the educative framework it exists within.

The NPSFW requires the use of ‘best information’ to make decisions; and this provision, like all others in the plan, is subject to the overarching requirement to ensure that Te Mana o Te Wai is upheld. That necessarily means a push away from a strict Eurocentric-lens based statutory interpretation, and in particular has relevance to how Te Mana o Te Wai, and Te Tiriti o Waitangi, are given effect to by decision makers. The module explores the legitimacy of a Matauranga Maori based system of science and intergenerational knowledge. It encourages learners to understand the benefit, legitimacy and application of indigenous lifeways, worldview; and with reference to environmental knowledge. This is not a catch all download of Maori environmental knowledge, instead it is an exploration of duality and pluralism in relation to freshwater.

OBJECTIVES	<p>The learner is introduced to Matauranga Maori, with a specific focus on Wai Maori.</p> <p>Te Mana o Te Wai is contextualized for the learner within a greater indigenous worldview.</p>	
KEY LEARNING QUESTIONS	<p>What is matauranga Maori?</p> <p>How, where, and when is it relevant?</p> <p>How can it be incorporated to assist better, fairer, and more robust decision making?</p>	
ACTIVITY - RESEARCH	<p>Read curriculum readings provided for this module;</p> <p>Consider, reflect – identify information/knowledge gaps, any issues/barriers, thoughts/reactions</p>	



LEARNING OUTCOME	<p>Students will be able to articulate what Maturanga Maori as a system is;</p> <p>Students will be able to identify how Maturanga Maori is integral to understanding and applying Te Mana o Te Wai, within the NZPSFW framework. Students can identify information/knowledge needs, gaps, strengths.</p> <p>Students can start identifying what obligations the incorporation of Te Mana o Te Wai creates for those fulfilling at statutory role in relation to freshwater.</p>	
ASSESSMENT	<p>Reflective written/verbal assessment:</p> <p>(6) Providing summary of key learnings</p> <p>(7) Demonstrating understanding of the location, authority, and inter-relationship between the Maturanga Maori, Te Mana o Te Wai, and the NPSFW, and</p> <p>(8) preliminary identification of obligations upon Council and other statutory roles/entities.</p> <p>(9) Preliminary identification of issues, risk, needs.</p> <p>(10) Personal reflective statement</p>	<p>This module forms 1 part of 3 intersecting modules that together are valued at 25% of the total course weighting. In delivery terms, they will form the first full day of the facilitated learning workshop.</p>
RESOURCES	<ul style="list-style-type: none">• NPSFW• Te Mana o Te Wai documentation• Maturanga Maori readings/video	
NOTES	<p>This module is compulsory for all participants.</p>	



7 Te Mana o Te Wai – Understanding Maori Representation - *rohe specific

SUBJECT	LEARNING TYPE	WEIGHTING	DATE
Understanding Maori Representation *rohe specific	Approved Facilitation	3/25%	Week 3

7.1 Overview

This module readies the learner to engage in discussing what current mana whenua political representation and structures look like, how they are constituted. It identifies relevant mana whenua recognition, where it has occurred, through traditional iwi and/or external avenues; with particular focus on acknowledgements that have occurred through the Treaty settlement process (either in a Waitangi Tribunal report, via court proceedings or via directly negotiated settlement agreements) and will unpackage those insofar as they relate to governance arrangements, strategic alignment, and representation.

This module will draw upon Module 2; where learners have engaged in prior research, analysis, and reflection as part of the preparation for facilitated learning sessions.

OBJECTIVES	<p>The learner can identify or summarise representation issues (not resolve them);</p> <p>The learner can identify when they need help</p>	
KEY LEARNING QUESTIONS	<p>What is mana whenua?</p> <p>How is it different from tangata whenua? Hapu? Iwi? PSGE? Land blocks? Iwi trusts and incorporations?</p> <p>Specifically in relation to the rohe; who are identified or acknowledged as mana whenua hapu/iwi? What is the quality of the current relationship between mana whenua and the Council? How will that be strengthened to give effect to Te Mana o Te Wai?</p>	
ACTIVITY - RESEARCH	<p>Revise key Treaty settlements, iwi management plans or other planning documents provided/located for Module 2.</p>	



LEARNING OUTCOME	<p>Students will demonstrate an understanding of some of the complexity around Maori representation</p> <p>Students will be able to identify local mana whenua, where appropriate, or be able to talk through a process design for finding that out.</p> <p>Students will revisit and refresh knowledge of operative iwi management plans; and explore mana whenua related case studies</p> <p>Students can start identifying what obligations the incorporation of Te Mana o Te Wai creates for those fulfilling at statutory role in relation to freshwater.</p>	
ASSESSMENT	<p>Reflective written/verbal assessment:</p> <p>(11) Providing summary of key learnings</p> <p>(12) Identify why representation matters; and how colonization has impacted upon modern day representation; understanding of iwi/hapu variations to representation</p> <p>(13) preliminary identification of obligations upon Council and other statutory roles/entities</p> <p>(14) Preliminary identification of issues, risk, needs.</p> <p>(15) Personal reflective statement</p>	<p>This module forms 1 part of 3 intersecting modules that together are valued at 25% of the total course weighting. In delivery terms, they will form the first full day of the facilitated learning workshop.</p>
RESOURCES	<ul style="list-style-type: none">• Maps• Maturanga Maori based knowledge• Treaty settlement documentation• Iwi Management Plans	



NOTES	This module is compulsory for all participants.	
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8 Te Mana o Te Wai – Collaboration, Co-Design, Engagement and Effective Participation

SUBJECT	LEARNING TYPE	WEIGHTING	DATE
Collaboration, Co-Design, Engagement and Effective Participation	Approved Facilitation	1/25%	Week 4

8.1 Overview

This module looks at models and philosophies relating to collaboration, co-design, co-governance, co-government; and reflects the general shift away from ‘consultation’ to ‘engagement’ – asking whether Te Mana o Te Wai requires decision makers to go further still. It will explore both procedural methodology, substantive engagement, and conceptual application – and look at the impact of procedural design and integrity on the expression of rights and interests.

OBJECTIVES	To provide the learner with an understanding of the design process, varying approaches, and styles, and enable the student to critically analyse developmental tools for their ability to facilitate (or undermine) giving effect to Te Tiriti o Waitangi	
KEY LEARNING QUESTIONS	<p>What is process design? What is strategic alignment?</p> <p>What is equity? What is equality?</p> <p>What is prejudice? What is marginalization?</p> <p>What is fiduciary duty? What are the obligations on decision makers to make good, fair, Treaty compliant, decisions?</p>	
ACTIVITY - RESEARCH	<p>Case study analysis, using real examples, or engagement – analyse and critique.</p> <p>Consider what principles or benchmarks a truly co-designed process would have.</p>	



	Measure the current practice, and plan pathway to transition to more inclusive 'Treaty compliant' process	
LEARNING OUTCOME	<p>Students should be able to look critically at process design (including utilisation of past and present working examples);</p> <p>Students should gain familiarity with the concept of free, prior, and informed consent;</p> <p>Students will be able to identify where engagement is required, and the impact of engagement decisions upon hapu/iwi and the integrity of the process/duty on Council</p>	
ASSESSMENT	<p>Verbal group presentation analysing case study</p> <p>Peer review of other group presentations</p> <p>Student recommendations for baselines underpinning procedural design</p>	This module forms 1 part of 3 intersecting modules that together are valued at 25% of the total course weighting. In delivery terms, they will form the first full day of the facilitated learning workshop.
RESOURCES	Collaboration/think tank documentation	
NOTES	This module is compulsory for all participants.	



9 Te Mana o Te Wai – Tiriti informed process and practice design

SUBJECT	LEARNING TYPE	WEIGHTING	DATE
Tiriti informed process and practice design	Approved Facilitation	3/25%	Week 4

9.1 Overview

This module asks the question ‘What would a process that upholds Te Tiriti o Waitangi’ look like? It will explore both procedural methodology, substantive engagement, and conceptual application. Drawing on the learnings from Module 5 this module will look to explore, through regional application, how Te Mana o Te Wai processes can be co-designed, co-constructed and co-owned by hapu/iwi and the Council/Crown – and will examine specifically what it would take to shift the Council from current practice to ‘Treaty compliant best practice’.

OBJECTIVES	To provide the learner with a critical opportunity to test Treaty application within the context of Te Mana o Te Wai	
KEY LEARNING QUESTIONS	<p>What does Te Tiriti say, in relation to this rohe?</p> <p>What does that mean, for tangata whenua? How do we know?</p> <p>What does that mean, for the Council? How do we know?</p> <p>Does the current process honourably implement Te Tiriti? How do we know?</p> <p>What could a Treaty informed process look like?</p>	
ACTIVITY RESEARCH	Students will explore the procedural development of systems and processes that ‘uphold Te Tiriti o Waitangi’ and do not undermine current or future Treaty settlements	



	Students will identify who needs to be involved, when, and how; and, where relevant, identify risks, issues and further information required	
LEARNING OUTCOME	<p>Students will have some understanding and appreciation of how to implement the free, prior, and informed consent international standard, and have some insight into the entitlement for hapu/iwi to participate;</p> <p>Students will gain some understanding of how procedural involvement or invisibility impacts upon substantive rights</p>	
ASSESSMENT	<p>Reflective written/verbal assessment:</p> <ol style="list-style-type: none">(1) Providing summary of key learnings(2) Preliminary identification of issues, risk, needs.(3) Personal reflective statement	<p>This module forms 1 part of 3 intersecting modules that together are valued at 25% of the total course weighting. In delivery terms, they will form the second full day of the facilitated learning workshop.</p>
RESOURCES	<p>Te Tiriti o Waitangi</p> <p>UNDRIP</p> <p>Te Mana o Te Wai/NPSFW</p> <p>Treaty settlements</p> <p>Iwi environmental plans</p>	
NOTES	<p>This module is compulsory for all participants.</p>	



10 Te Mana o Te Wai – Implementing Te Mana O Te Wai *rohe specific

SUBJECT	LEARNING TYPE	GRADE	DATE
Implementing Te Mana o Te Wai *rohe specific	Approved Facilitation	3/25	Week 4

10.1 Overview

This module focuses on the implementation of Te Mana o Te Wai locally, as it applies to specific regions, Councils, or iwi territories. It will look at the ‘nuts and bolts’ of implementation, and test where and how those matters can be progressed with hapu/iwi partners. Specifically, the module will take students through

10.2 Limits

Navigating the ‘how do we set limits’ minefield, and assist them in working through a process they can have confidence in.

10.3 Monitoring and Enforcement

A critical look at strengthening the system by way of monitoring and enforcement – requiring a robust investigation into what the drivers and barriers for monitoring and enforcement are.

OBJECTIVES	To provide the learner with vital tools to implement Te Mana o Te Wai regionally	
KEY LEARNING QUESTIONS	What is Te Mana o Te Wai? Why is it in the National Policy Statement on Freshwater? What obligations does it create?	
ACTIVITY RESEARCH	- Locate key documents Read the NPSFW Read Te Mana o Te Wai Consider, reflect – identify information/knowledge gaps, any issues/barriers, thoughts/reactions	



LEARNING OUTCOME	<p>Students will be able to articulate what the NZPSFW is, and how Te Mana o Te Wai is referenced within it.</p> <p>Students will be able to identify what Te Mana o Te Wai is, within the NZPSFW framework, and have read its contents. Students can identify information/knowledge needs, gaps, strengths.</p> <p>Students can start identifying what obligations the incorporation of Te Mana o Te Wai creates for those fulfilling at statutory role in relation to freshwater.</p>	
ASSESSMENT	<p>Reflective written/verbal assessment:</p> <p>(16) Providing summary of key learnings</p> <p>(17) Demonstrating understanding of the location, authority, and inter-relationship between the NPSFW, Te Mana o Te Wai, and</p> <p>(18) preliminary identification of obligations upon Council and other statutory roles/entities.</p> <p>(19) Preliminary identification of issues, risk, needs.</p> <p>(20) Personal reflective statement</p>	<p>This module forms 1 part of 3 intersecting modules that together are valued at 25% of the total course weighting. In delivery terms, they will form the second full day of the facilitated learning workshop.</p>
RESOURCESS	<ul style="list-style-type: none">• NPSFW• Te Mana o Te Wai documentation	
NOTES	<p>This module is compulsory for all participants.</p>	