

MEMORANDUM OF UNDERSTANDING

**TO ESTABLISH
A NATIONAL CENTRE FOR PEACE AND
CONFLICT STUDIES
IN AOTEAROA NEW ZEALAND**

MEMORANDUM OF UNDERSTANDING

BETWEEN THE AOTEAROA NEW ZEALAND PEACE AND CONFLICT STUDIES
CENTRE TRUST ('the Trust')

AND THE UNIVERSITY OF OTAGO ('the University')

(Hereinafter together referred to as "the Parties")

INTERPRETATION

"*Tangata Whenua peace centres*" means and refers in the first instance to those peace centres established by Moriori on Rekohu and Taranaki whanui in Parihaka and also includes such other centres that may declare themselves tangata whenua peace centres in the future. Moriori has established Kopinga Marae on Rekohu as a peace centre. Parihaka has a long tradition of peace in New Zealand dating back to the 1860s and has a peace centre established in Parihaka.

BACKGROUND

- A The Trust is a Charitable Trust established for purposes in connection with teaching, research and practice in relation to peace and conflict, and the Trust intends to work in pursuit of these aims in a relationship of equality and mutual respect with the tangata whenua in Rekohu/Aotearoa me Te Waipounamu/ New Zealand (hereafter referred to as New Zealand)
- B In order to advance its objects, and in order to provide a focal point for peace and conflict as areas of study and research in New Zealand, the Trust has made provision by way of a gift to the University of Otago Foundation Trust to establish an endowment to support a professorial chair in Peace and Conflict Studies ('the Chair'), and to support a National Centre for Peace and Conflict Studies ('the Centre') at the University.
- C The Parties wish to enter this Agreement to record certain understandings in connection with the Chair and the operation of the Centre.

AGREEMENT

Principles and Values

1. Recognising the fundamental requirements of academic freedom and concomitant responsibilities, the Parties record that the activities of the Centre are expected to reflect the importance of the following agreed principles, values and issues:

- a) non-violence as an ideal to be sought and affirmed in all relationships;
- b) the international human rights framework;
- c) truth, compassion, and social justice;
- d) a focus on New Zealand's contribution to international peacemaking;
- e) honouring Te Tiriti o Waitangi/Treaty of Waitangi;
- f) bicultural principles and processes in New Zealand, within an increasingly multi-cultural society;
- g) integrity and credibility in academic endeavour;
- h) the role of universities as critics and conscience of society;
- i) the role of the University in community education;
- j) a teaching methodology which is harmonious with the aims of peace and conflict resolution;
- k) inter-faith and intra-faith exploration and dialogue in the area of peacemaking and peace building;
- l) the role of religion and spirituality in providing resources for peacemaking and peace building;
- m) the role of women in peacemaking and peace building;
- n) the role of indigenous and traditional peoples worldwide to foster peace and harmony on earth.

Tangata Whenua

- 2. The Trust and the University acknowledge the value of learning grounded in the indigenous knowledge and values of peace practices and traditions that were founded many generations ago by major ancestral figures such as Rongomaiwhenua and Nunuku Whenua (Moriori), and Te Whiti o Rongomai and Tohu Kakahi (Parihaka). The Waitaha people of Te Waipounamu also have a long history of peace keeping.
- 3. The parties agree that strong partnerships with, and the full and effective participation of, the indigenous peoples of New Zealand (through the involvement of tangata whenua and tangata whenua peace centres) will add a unique and essential dimension to the Centre.
- 4. The University acknowledges the potential for tangata whenua peace centres to be an appropriate and effective way by which tangata whenua may participate in the activities of the Centre. The University will explore relationships with existing

and new tangata whenua peace centres and means by which they may enhance the work of the Centre.

5. The Trust and the University are committed to the exploration of opportunities to develop and foster these partnerships with tangata whenua in the delivery of modules that form an integral part of the Centre's academic programmes.

Objects

6. The agreed objects of the Centre are:
 - a) to integrate research, teaching, tikanga, theory and practice in the study of peace and conflict, non-violence, conflict resolution and peace building and to provide a focal point for universities, teachers, students, researchers, practitioners, and policy makers in New Zealand;
 - b) to recognise the importance of tangata whenua partnerships in peace studies in New Zealand;
 - c) to act in a manner that honours Te Tiriti o Waitangi/the Treaty of Waitangi and its significance as the founding constitutional document(s) of New Zealand;
 - d) to promote and bring together as far as practicable, tertiary peace and conflict studies, initiatives and activities in New Zealand;
 - e) to recognise and develop peace and conflict resolution courses and programmes;
 - f) to conduct research and engage with other scholarly activities related to peace and conflict resolution;
 - g) to pursue the development of relationships with like-minded peoples and organisations around the Pacific and internationally;
 - h) to liaise and make academic links with peace research institutes and centres around the world;
 - i) to liaise and establish relationships with relevant international institutions and non-governmental organisations;
 - j) to liaise and establish relationships with peace groups and initiatives in the community.
7. The University acknowledges that to be effective in achieving these objects the Centre will need to undertake activities beyond Dunedin and in particular will require a significant presence in Auckland.

Teaching and research

8. The University agrees that, whenever adequate financial resources are available, the Centre will:
 - a) undertake research and teaching and encourage praxis in peace and conflict studies across the disciplines including matauranga Moriori and Maori, natural and human sciences, engineering, medicine, history, philosophy, political studies, law and theology;
 - b) provide teaching and undertake research in peace and conflict studies, including non-violence and its role in conflict prevention, management, resolution and transformation at Dunedin, Auckland and other suitable locations;
 - c) focus initially on postgraduate programmes in peace and conflict studies but as resources allow broaden its focus to include undergraduate and community education;
 - d) liaise with interested lecturers and researchers in tertiary institutions throughout New Zealand and overseas;
 - e) undertake to establish reciprocal arrangements for cross-crediting on appropriate courses on peace and conflict studies in other tertiary educational institutions including wananga in New Zealand;
 - f) establish a database of teaching and research on peace and conflict studies within New Zealand;
 - g) establish collaborative research teams;
 - h) tender for research and training contracts from government, iwi and private sector groups;
 - i) make provision for students to learn from and work with tangata whenua, peace centres and other appropriate community organisations;
 - j) act in accordance with recognised international standards of best practice and ethics.

Liaison and advice

9. The parties agree to establish a Liaison Group normally comprising four members to which the Trust shall be entitled to appoint two representatives.
10. The role of the Liaison Group shall be to review and advise on the direction of the Centre and on the relationship between the parties.
11. The Liaison Group shall be provided with full information relevant to its function, and shall meet as often as may be required by the Pro-Vice-Chancellor (Humanities) to ensure that it can provide informed and effective advice to the

Director in relation to the activities of the Centre. Without limiting this provision, it is agreed that the Trust may call for at least two formal meetings of the Liaison Group in each year.

12. Whenever a Director is appointed it is expected that the Trust will be represented on the advisory committee for the appointment.
13. It is expected that the Director will establish an Advisory Committee with broad representation, including from tangata whenua, other universities and institutes and organisations.
14. The role of the Advisory Committee is expected to include
 - a) advising on the establishment and delivery of courses;
 - b) advising on issues in connection with research;
 - c) advising on liaison and collaboration with:
 - (i) tangata whenua;
 - (ii) other universities, institutes and organisations in New Zealand;
 - (iii) overseas universities and organisations;
 - (iv) the communities of New Zealand.

Ongoing Support and Development

15. The parties record their intention to seek further support for the Centre through the raising of funds, the seeking of donations and sponsorship from individuals and organisations, and by seeking government funding and support.
16. The Trust acknowledges that its support of the Centre will be a major focus for it but it is agreed that nothing in this Memorandum shall prevent the Trust from undertaking activities independent of the Centre where good reason exists to make that appropriate.

Term, Variation and Assignment

17. It is agreed that the endowment of the Chair is intended to see it, and the Centre, continue in existence at the University in perpetuity. Accordingly it is agreed that the commitments in this memorandum shall continue for so long as the Trust may require.
18. The parties may vary this agreement in writing at any time by mutual agreement.
19. The University will not unreasonably withhold its agreement should the Trust wish to assign its rights and responsibilities hereunder to a third party.

Dispute Resolution

20. The parties commit themselves to the resolution of any disputes which may arise concerning the interpretation or implementation of this Memorandum in a manner and spirit which is consistent with the objects, values and principles of the Centre. The Parties further commit to resolving any dispute in a way which respects the mana of all parties affected by the dispute.
21. In the first instance, any dispute shall be referred to the Liaison Group for discussion and resolution. In the event that any dispute cannot be resolved by the Liaison Group, the matter shall be referred to a committee comprising one representative of the Trust or its nominee and the Vice-Chancellor or his or her nominee ("the dispute resolution committee").
22. The dispute resolution committee will decide what course of action is reasonably necessary to resolve the dispute, including processes of structured discussion and referring the dispute to a mediator.
23. In the event that any dispute cannot be resolved, the endowment funds shall be dealt with in accordance with the terms of the Deed of Gift between the Trust and the University.

Dated this 21st day of August 2007



THE COMMON SEAL of THE
AOTEAROA NEW ZEALAND
PEACE AND CONFLICT
STUDIES CENTRE TRUST
was affixed

in the presence of:

Witness to Signature
of Mavi Ashley SOLOMON

[Signature]
Brian Geary
Solicitor
Wellington

[Signatures] Bradley G. Brown Chris Barfoot

[Signatures] M. Redwood

Witness Signature:

[Signature] Ruth Barton
(for Brown & Barfoot)

Witness Full Name:

Ruth Barton (You can't read it)

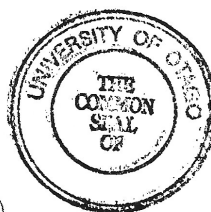
Witness Occupation:

university lecturer volunteer worker

Witness Address:

49 Kingsview Rd 1/5 Seymour St
Mt Eden 10424 Ponsonby
Auckland

THE COMMON SEAL of the
UNIVERSITY OF OTAGO
affixed



in the presence of:

Reynolds (Chancellor)

W. J. Skye

Witness Signature:

E. Bradshaw

Witness Full Name:

Tracey Erica Bradshaw

Witness Occupation:

office manager

Witness Address:

Development office, University of Otago
PO Box 56, Dunedin