

# Indigenous Knowledge Forum

*“Comparative Systems for Recognising and Protecting  
Indigenous Knowledge and Culture “*

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# Outline

- What is Tikanga? – a knowledge system
- Example
- What is Maturanga Maori or traditional knowledge?
- New Zealand legislation
- Wai 262
- Thoughts forward

# Tikanga Maori

- ‘straight, direct’ – moral connotations of justice – correct and right
- Implementation of this standard sets precedents that give effect to ground rules (kaupapa)
- Framework – gives effect to further concepts
- Mana – tapu act as regulators
- Whakapapa
- Legal lens – Tikanga is the legal structure that gives effect to basic principles and further concepts regulate the relationships between people, environment and spiritual world
- Aim = balance

# Example

- Fishing
- Tikanga – ground rules - time, place, species
- Regulators
- Mana who would fish – Tapu provide restrictions
- Overfishing would cause an imbalance
- Tapu or rahui
- Restore balance

# Matauranga

- All knowledge and manifestations of
- Tikanga Maori provides the framework to regulate and protect Matauranga
- Haka
- Rongoa
- Regulators

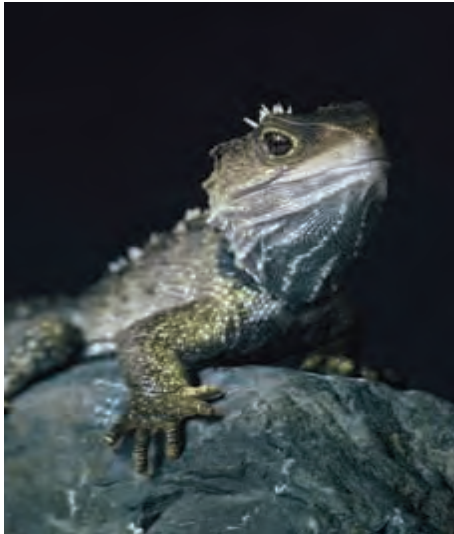
# NZ Legislation

- Copyright Act
- Trade Marks
- Patents Act



# Wai 262

- Pan tribal claim
- Main findings
- Kaitiaki – caretaker
- No veto
- Commission



# Thoughts and Conclusions

- Starting point – flawed
- Trust – as a model?

