Contents

List of Photographs	xi
List of Tables	xiii
Preface and Acknowledgements	χν
Abbreviations	xx
Note on citations	xxi
1 Introduction	1
Victims and Manipulators	14
New Zealand as a Colony of Settlement	17
The Pre-emption Era 1840–1862	19
Basic Statistics: Acquisition Rates and Capital Transfer	32
2 The Legal Framework: The Native Lands Acts, the Native Land Court and the Confiscations	41
Liberalism and Customary Tenure	41
Precedents for Confiscation	49
Raupatu: Analogies and Precedents	50
Confiscation on the Ground	<i>55</i>
Origins and Development of the Native Lands Acts	61
The Native Land Court	66
Costs	7 3
Procedure and Evidence	80
A Doctrinaire Court?	93
Judges, Assessors and Judicial Independence	95
Tenurial Revolution	104
The Land Court and Maori Social Organisation: A Microhistory	109
Verdict on the Native Lands Acts and the Native Land Court	117

3	From McLean to the Liberals: Native Land Policy in	
	its Political Context 1869–1891	121
	McLean as Native Minister 1869–1875	127
	Settling the Great Bush	134
	Peace with the Kingitanga	136
	The Hawke's Bay Commission and the Native Lands Act 1873	137
	McLean's Native Department	144
	Grey and Sheehan 1877–1879	149
	Retrenchment, Pre-emption and Experiment: Bryce, Rolleston, Ballance and	
	Mitchelson 1879–1891	155
	'Sentimental nonsense': Smoothing Down the Pillow?	163
	Regional Restorations of Pre-emption: Rotorua-Taupo and the King Country	169
4	The Liberals and Reform 1891–1929	177
	Maori Land and the Liberal Ethos	177
	The Native Land Laws Commission 1891	186
	Liberal Legislation 1891–1899	192
	Te Urewera	202
	Taihoa and Confusion: James Carroll and the Liberals 1899–1912	213
	The Native Lands Act 1909 and the Last Years of the Liberal Regime	228
	Herries and Reform 1912–1921	231
	Coercion's Last Gasp: The Invasion of Maungapohatu 1916	239
	Epilogue: Coates and Ngata 1921–1929	242
	Conclusions	244
5	Land, Economy and Environment 1870-1920	249
	'It was thick with silence'	249
	Health and Wellbeing	254
	Advances to Settlers and Maori Farming	260
	Class Formation	262
	Tourism	265
	Leasing and Capital Formation	269
	Land Selling and Capital Formation	274
	Regional Variations	275
	Ngati Te Ata	276
	Northern Hawke's Bay circa 1880–1900	282
	Sheepfarming	284
	Maori and the Dairy Industry	287
	Environment and Ecology	291
100	Dulling the Threads Tagether	296

6	'The Potency of the Chequebook': The Land Purchasing Process	297
	The Evolution of Native Department Practice	297
	Other Departments and Local Government	310
	Subdivision and Purchase	312
	Crown Purchasing and the Native Land Court	313
	Commencing Purchase	315
	The Role of the Native Land Purchase Board	321
	Valuation	322
	Excluding the Private Sector	324
	Leasing and Purchasing	327
	The Formal Offer and the Owners' Meeting	329
	'Combing out'	329
	The Crown as Owner of Undivided Shares	333
	Partition	337
	Summary	339
7	Two Block Case Studies: Ruapehu-Tongariro and Tutira	341
	Introduction	341
	Ruapehu, Tongariro and the 'gift of the mountains'	341
	Tutira and Herbert Guthrie-Smith	353
	Crown acquisition of Tutira	355
	The Tutira Partitions	362
	Survey Issues	367
8	A Regional Case Study: Turanga (Poverty Bay)	373
	Introduction	373
	Turanganui and its People	374
	Settlement, War and Confiscation	378
	Crown Purchasing in Poverty Bay	381
	Land Companies and Trusts	383
	Tahora: Crown Purchasing, Survey Liens and the East Coast Trusts	392
	Conclusions	400
9	Sellers	401
	'A continual stream of sellers'	401
	Pakuratahi	403
	The Pursuit of Mana?	406
	'We are in want of food': Poverty and Debt	407
	and the property of the control of t	

The Native Land Court Process	412
Selling and Capital	413
Te Hoko a Rua: Rua Kenana and Land Selling in Te Urewera	416
Residence and Land Selling	420
Alienation Proclamations	422
Opposition to Proclamations: Ngati Tarawhai and the Okataina Block	426
Other Factors	428
10 Non-Sellers	429
Part-selling Part-selling	430
'We refrain from saying more just now but we have a lot left': Tuhua	431
Waima	438
Statutory Extinguishment of Non-Sellers' Shares: Little Barrier Island	439
11 Retrospect	443
The End of the Affair: 'A vast amount of unnecessary suffering, crippling and mortality'	443
'They get no benefit from the transactions': Colonisation, Property and Contract	448
Policy Failute	450
References	454
Index	471