

NOTICE

Formation of the Mauna a Wakea Grievance Mechanism Design Committee, per Section OI-4 of the Comprehensive Management Plan. Open to Kanaka Maoli and all Hawaiian Peoples.

Overview: The Comprehensive Management Plan (CMP) is the primary framework for the management of Mauna a Wakea.

“The CMP is intended to provide a guide for managing existing and future activities and uses, and to ensure ongoing protection of Mauna Kea’s cultural and natural resources, many of which are unique” (CMP Executive Summary, page iii).

The CMP was approved by the state Board of Land and Natural Resources (BLNR) in April 2009.

“Based upon extensive community outreach and the best information available about the cultural and natural resources, this CMP is the most responsible course of action (as opposed to doing nothing) to preserve and protect the valuable cultural and natural resources of Mauna Kea by managing the multiple uses and activities within the UH Management Areas” (CMP, page v).

<http://www.malamamaunakea.org/management/comprehensive-management-plan>

Through its directives, Kanaka and all Hawaiian Peoples are guaranteed that Mauna a Wakea’s cultural, spiritual and natural resources shall be managed in accordance with the principals of:

Mākia, Mahalo, Ha’aha’a, Hilina’i, No’ono’o, Pono, Ho’omau, Kuleana

“4.2 Consultation Principles The consultation process is intended to be not only responsive to community involvement, but also attempts to establish a meaningful relationship between the University and the community. As with any relationship, shared commitments and values are central to its health and longevity. The University implemented its community consultation process grounded in several principles that are intended to be the foundation for sustaining a long term relationship with the community. These principles, common in most cultures, are especially important in a Hawaiian context... (CMP p 4-1)

...However, despite the cautious optimism expressed, stakeholders continued to express frustrations that the CMP management actions do not go far enough to ensure compliance and commitment by the University to the policies it previously established. As noted above, however, the true test of the effectiveness of the CMP will lie with its implementation and the extent to which the University and its subsidiary agencies can continue to embrace the values outlined in Section 4.2” (CMP page 4-7).

But according to Tiffnie Kakalia, Kahu Ku Mauna is still not being consulted:

<http://www.bigislandvideonews.com/2015/07/12/video-kahu-ku-mauna-has-not-been-consulted-member-says/>

When the management of Mauna a Wakea is not in harmony with these principals, the CMP through Section OI-4* provides for correction, by means of a Grievance Mechanism (GM), which is now being designed in an open and responsive process and must by law, be in place, no later than December 31, 2016.

This GM will provide the Kapu Aloha necessary to insure that UH and all related entities are in accord with what has now been guaranteed by the Hawaii State Judiciary and the CMP.

The CMP addresses the management of Mauna a Wakea from a cultural, natural and sacred perspective:

“Mauna Kea is where heaven, earth and stars find union. Not just any heaven, but Wākea, not just any earth, but Papahānaumoku, and not just any constellation of twinkling lights, but Ho’ohōkūkalani, whose children descend and return to the stars” (CMP Cultural Anchor, page i).

“Mauna Kea is probably one of the most significant cultural and astronomical sites in the world. For the Hawaiian people Mauna Kea is their cultural connection or piko (umbilical cord) to Papa and Wākea, it is the beginning and the end. For the astronomical community Mauna Kea is the scientific umbilical cord to the mysteries of the universe. It is the goal of this Comprehensive Management Plan for the University of Hawai’i Management Areas (CMP) that these two cultures co-exist in such a way that is mutually respectful and yet honors the unique cultural and natural resources of Mauna Kea” (CMP Executive Summary, p iii).

TMT Corporation has agreed that all their actions shall be in accord with the CMP.

“The CMP and its subplans provide the primary framework for managing the development and operation of astronomy and other uses within the UH management areas on Mauna Kea” (TMT Conservation District Use Permit Application, page 2-4).

“TMT Observatory Corporation has also developed a TMT Management Plan that adopts the approach, goals, objectives, findings recommendations and management strategies and actions of the CMP and subplans in their entirety” (TMT Conservation District Use Permit Application, page 2-1).

Compliance with the CMP however can only be accomplished if Kanaka Maoli and the Hawaiian Peoples come together now and fully participate in the design and implementation of a Grievance Mechanism.

*”OI-4. Grievance Procedures OMKM should establish grievance procedures to address issues as they arise. All grievances should be presented to the OMKM director, who will determine the best way to resolve the issue. If the issues represent broad planning or policy questions beyond the management authority of OMKM, the director should refer the questions or questioner to specific contacts at the appropriate agencies, usually DLNR, the UH-Hilo Chancellor, the President, or the University Board of Regents as appropriate. OMKM should follow the progress of the grievance and assist where it is able. When the grievance concerns management issues or items within the jurisdiction of OMKM, the director will receive and respond to the questions. If the issue requires management, operational, or other changes by OMKM, the director will research the question and bring it before the MKMB for review. All grievances should be handled in a sensitive and timely manner (Group 70 International 2000) (CMP 7-62).”

This CMP language in OI-4 above is only the beginning point and it has been proposed that following document guide the initial design process:

<http://www.cao-ombudsman.org/howwework/advisor/documents/implemgrieveng.pdf>

For more information on how you can be involved on the GM design team contact Andrew Brewer:

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