

Whakarāpopototanga

Ka arotake tēnei rangahau whakapuaho i te whakamamaetanga, i te tūkinotanga me te whakahapatanga o ngā tāngata i whakaurua, i te nuinga o te wā he papa kore, ki te manga tamariki me te rangatahi o Lake Alice Psychiatric Hospital I Ākuhata 1972 ki Tīhema 1980.¹ Neke atu i te 40 tau kua taha, muramura tonu ana ngā maharatanga i te pūmahara o ngā purapura ora.²

I whakatūngia te manga i roto i te hōhipera o Manawatū, ko Ngāti Apa tērā. He whare i whakatūngia hei rongoā i ngā tamariki me ngā rangatahi i pāngia ki te auhitanga ā-hinengaro, te mate hinengaro rānei. He māori noa iho aua whare i taua wā. Heoi anō, i huri kē hei wāhi tūkino mā te kaimātai mate hinengaro o reira, mā Dr Selwyn Leeks. Ko āna mahi he mahi tūkino, waihoki, kāore i tika, ahakoa te takiwā. Mō te tini tāngata, he wāhi tūkino a Lake Alice - arā, o te kōtonga, te whakahapa, te whakawehi me te hawene.

He mea tautoko te whakatūnga o te manga e te Tari Hauora me te Tari o Te Ora, ā, nā te Tari Mātauranga i tautoko te whakatūnga o tētahi kura ki Lake Alice. I taua wā, ko ngā mātua, ko ngā whānau, ko te marea, ko ngā ringa ngaio mātāmua mō te mate hinengaro hoki i whakapono atu ki ngā taurangi a Dr Leeks e mea ana ka whai hua te hunga ka tae atu ki te manga i ngā rongoā mate hinengaro.

He nui te hunga i te manga i ahu mai i ngā pito pūhore, parahako rānei o te hapori. Neke atu i te hautoru o te hunga i whakaurua ki te manga he Māori, ka mutu, ko te nuinga i tae atu i ngā taurimatanga Kāwanatanga, he ara whakawhiti matua ki ngā taurimatanga mate hinengaro pēnei i a Lake Alice. Nā ngā mauhanga hukihuki, ngā hapa tautohu me te ngoikoretanga ki te tohu i te pūiohuhuatanga e kore nei tātou e mōhio e hia tāngata i tukuna ki te manga he tangata whaikaha. E kore hoki e mōhio ki te nui o ngā uri o Te Moananui-a-Kiwa me ētahi atu mātāwaka. I runga i aua momo take tonu, kāore he korero mō te tini tāngata nō te hapori Āniwaniwa i te manga.

I riwha kē ngā ao o ngā tamariki me ngā rangatahi nei nā te rawakoretanga me te pakukoretanga. He nui te hunga i whakawhitihia ki te manga i ō rātou kāinga tonu, i ngā kāinga taurima, i ngā kāinga me ngā whare rānei i whakahaerehia e te Kāwanatanga. Ko ētahi atu i tae atu i ngā kura, i whakawhitihia rānei i ngā hōhipera, i ngā whare hauora tamariki, i ngā wharenoho rānei. Ko ētahi i raru i te reo ā-waha, i te āhua rānei o ngā whanonga, i whakaatu hoki i ngā rautaki koke i ara ake i te pāmamae, pēnei i te whakatōhenehene, te ririhau rānei.³ He ruarua noa iho te hunga whai tautohu motuhenga nei o tētahi mate hinengaro tārū me mātua whai hōhiperatanga.⁴ Arā noa atu ngā tāngata i Lake Alice kāore nei he mate hinengaro, ā, i hē katoa tō rātou tukuna ki reira, e ai ki ngā paerewa tonu o ngā tau 1970. Me uaua kē ka arotakehia rātou e te hunga i noho haepapa ki te tiaki i a rātou, ka mārama rānei ki te pūtake o ngā whanonga “kino”. Kāore hoki i tino hāpaitia, ā-ngaio nei, ngā kaimahi.

Ko ngā paearu me ngā hātepe whakauru, he kumukumu. Kāore pea te Tari Toko I Te Ora i whai mana ki te whakauru tamariki, rangatahi hoki nō ōna whare me te rongoā, te whakarau rānei i a rātou ki Lake Alice mēnā kāore i whakaaetia e rātou. Manohi anō, he ture-kore ngā whakaurunga mēnā kāore i hāngai ki te haumanutanga o te mate hinengaro, ā, he whiu kē te whai, he āwhina rānei I kōpātanga o ngā whare toko i te ora ā-pāpori. Ahakoa he aha ngā herenga ā-ture, kāore te tari, kāore rānei ētahi atu umanga, i tuku, i whakarite rānei i ngā whakatau mātau e pā ana ki ngā whakaurunga. He rite tonu tā rātou kore i tonu i te whakaaetanga o te hunga i whakaraua, i whakamōhio pū atu rānei i ō rātou whānau.

I ngā tau e waru i tū ai te manga, i karawhiu, i hōmiromiro rānei a Dr Leeks me ētahi atu kaimahi, i ngā tūkinotanga kaitā - ko ētahi, he ōrite ki te whakamamae – I roto i tētahi āhua noho o te takakino, te tūkinu ā-tinana, te taikōkai me te tūkinu ā-kare ā-roto, te whakahapa, te whakatuma, te whakahāwea, me ētahi atu momo whakaiti. I whai wāhi ki ngā whakamamaetanga ko te patu hiko, i te nuinga o te wā kāore he whakarehu, i whakamaua, kaua anake ki te rae, engari ki ngā ringa me ngā wae, ki te tumu me te paehema hoki. I whai wāhi hoki ko ngā werohanga mamae nui, whakakōpā hoki o te rongoā whakahukihuki, i werohia rā e ngā kaimahi hei whiu, hei haumanu matakawa rānei. Kaua mō ngā take ā-rongoā tika. I puritia ngā tamariki me ngā rangatahi ki ngā nōhanga taratahi, i whakakorehia tā rātou noho herekore, me te aha, he wā ōna i roa te pērāhia o rātou. Ko te āhua noho i te manga, he āhua noho wehi nui.

I kī a Dr Leeks i pīrangi ia ki te whakatū i tētahi hapori haumanu ki Lake Alice. Engari kāore a Dr Leeks i aro ki ngā hiahia motuhake o ia tamaiti, rangatahi rānei me ngā take mate hinengaro e noho tūāpapa ana. I whai kē ia ki te whakatika i ā rātou whanonga “tikakore” me te rongoa i tāna i whakaaro ai he mate hinengaro. I te nuinga o te wā i pērā ia mā ngā mahi tūkinō i whakamāramahia i runga ake nei, arā, ko te haumanu matakawa. He iti noa iho ngā taunakitanga mō te taiao haumanu i kī nei a Dr Leeks i te whāia e ia.⁵

I pēnei a Dr Leeks i wātea kau ia ki te mahi i tāna i pai ai me te hunga i te manga, he porohuri nō te tokomaha o taua hunga mō ngā whare i whakahaerehia e te Tari Toko i Te Ora, he tīhoihoi rawa mō te Tari Mātauranga.⁶ I kīia rātou e Dr Leeks he “tamariki nō te tou o te kāho”. Ko ngā āhuetanga o te manga, he whakatoihara hauā, he kaikiri ki te Māori me ngā uri o Te Moananui-a-Kiwa, me te mae takatāpui. I pērā rawa te kaha o tēnei riri i tēnei taiao noho raupapa, tāne kiritea, i pāngia hoki te hunga kāore i pā hāngai atu, i runga noa iho i tā rātou noho ki te manga me te kite i ngā riritanga o ētahi atu.

He mana nui tō Dr Leeks ki ngā nēhi me ētahi atu kaimahi, nā reira i hē hoki tā rātou karawhiu i ō rātou mana ki te hunga i tiaki nei rātou. Arā tētahi āhuanoho whiunga-kore i whakamāori noa i ngā mahi tūkinō me te whakamamae. I hōrapa noa, i tepe-kore ngā tūkinotanga ā-tinana, ā-ahurea, ā-kare ā-roto anō hoki i te manga.

I pā kinotia te taha hinengaro me te taha wairua o ngā tamariki me ngā rangatahi I te mahuetanga i ō rātou hapori, whānau, me ngā hoa. I whakatikihia ngā tamariki me ngā rangatahi Māori, me ērā anō nō Te Moananui-a-Kiwa, i te ahurea, ka mutu, i pāngia hoki rātou e ngā taunu kaikiri me ngā whiunga kaha ake nā runga i ō rātou whakapapa. Nā te kūaretanga me te korenga i whai whakaaro ki te taha wairua I ngā rongoā ā-hinengaro, i nui rawa ai te tuku rongoā ki ngā purapura ora, ka tapaina ki te kino me te māuiui, ā, ka whiua anōtia.

Ahakoia i whakatūngia e te Tari Mātauranga tētahi kura whakangungu ki te manga, he ruarua noa iho te hunga i whai i ngā mātauranga tika i ngā wiki, i ngā marama rānei i noho ai rātou ki reira. I pērā rawa te nui o te pāngia o ētahi e te patu hiko me ētahi atu momo tūkinō, i piere nuku ai te aro atu, te ako, me te mahara ake.

Kāore te hunga i tukuna ki te manga i “whakatikahia”, engari kē i mate i te pōkaikaha, i te āmāimai, i te whakamā, i te kaniawhea, i te wehi, i te pōuri me te riri. I kōrero ngā purapura ora Māori mō te pānga ki te mana me te mauri, waihoki te whakamā o te noho ki te manga. Ko te nuinga i kohuki nui, ā, he nui hoki te hunga e rongō tonu ana i ngā pānga o tēnei kohukitanga.⁷ Kua rangona hoki ēnei pānga e ngā reanga i whai ake, me te aha, he kaitā ngā pānga ki te porihanga.

He nui te pānga o ngā mahi tūkino ki te hauora hinengaro o ngā purapura ora, ahakoa i whai wheako, ā, ahakoa i kitea noa iho rānei. Ko ētahi, kāore i mate wairangi i mua i te tukua o rātou ki te manga, kua tautohua ki tētahi māuiuitanga mate hinengaro. Ko ētahi tohumate mauroa whānui o ngā purapura ora i te manga ko te pahūtanga o te riri kāore nei e taea te kuku, te mimititanga o te pūmahara, te mataara pīkari me tētahi matakutanga noho roa ka whakahokia rātou ki Lake Alice, ahakoa kei te mōhio kē rātou kua roa te hōhipera e kati ana. He nui ngā purapura ora i pūrongo i tā rātou whirinaki atu ki te pūroi me te waipiro, nō te ohinga rā anō, hei whakamoe i te mamae ā-kare ā-roto, hei kaupare hoki i ngā maharatanga pāmamae. He nui te hunga kua hāmenehia mō te inu waipiro me te taraiwa, waihoki te mahi pūroi.⁸ I taumaha rawa te mamae ki ētahi, i te mutunga iho, kāore he kōwhiringa kē atu i te whakamamae i a rātou anō, i te whakamōmori rānei.⁹ He nawe, he tohumate anō ō ngā purapura ora, pēnei i te ānini pākaha me te ānini nā te patu hiko, te mamae o te tuarā, me ngā taotūnga mauroa ki te kōpiro nā ngā mahi taitōkai.

Mō ētahi atu purapura ora, ahakoa kāore he pānga ā-tinana, he ōrite tonu te pānga. Ko te mimititanga o ngā herenga ā-whānau, ā-ahurea tērā. I raru tā ngā purapura ora Māori me ngā purapura ora nō Te Moananui-a-Kiwa hono atu anō ki ō rātou whānau me ō rātou ahurea nō rātou ka tukuna i te manga. Kua kī te nuinga o ngā purapura ora, kua ngāhorohoro tō rātou whakapono ki te tangata. He rētō tō rātou ohititanga ki ngā tāngata karawhiu mana, ā, he uaua hoki te tuitui i ngā taura here tāngata hauora nei, mauroa nei. Nā tēnei ohititanga ki ngā mana, me ngā āhuatanga o te mātauranga, i uaua ai tā ngā purapura ora kimi mahi, noho rānei ki ō rātou wāhi mahi. I mate tētahi purapura ora ki te wehe i tana tūranga mahi nā te mea i hikaia anō e ngā mīhini mahi ōna maharatanga o te mīhini ECT I whakamahia rā e Dr Leeks - e whakaatu ana tērā i te nui o te kohukitanga i kawea rā e ia ki tōna pakeketanga rā anō.¹⁰

Kāore i rite tonu tā te Tari Toko i Te Ora arotake i te hāngai o te manga ki te hunga I tukuna ki reira. Ko ngā tamariki me ngā rangatahi, me ō rātou whānau hoki, kāore I āhei te amuamu mō ngā rongoā i te manga. Kāore te Tari Toko i Te Ora me te Tari Mātauranga i urupare tika ki ngā amuamu. I whāiti noa iho ngā hōmiromirotanga nō waho. He tūranga tepe, harangotengote hoki ō ngā kaitirotiro ā-rohe me ngā manuhiri ōkawa ki te hōhipera. Kāore ā rātou mahi i kaupare i ngā mahi tūkino.

Kāretahi ngā whare tūmatanui, i whiwhi nei i ngā amuamu o nāianeī, o tua atu rānei, i whai i te ara tika ki te tūhura, ki te hāmene rānei ngā kaitūkinō. I ngā rautau i whai ake, he rite tonu te ngana a ngā purapura ora kia noho haepapa ai a Dr Leeks, rātou ko ētahi atu kaimahi, ko ngā tari kāwanatanga tika. I whai rātou i ngā utu me ngā puretumu mō ngā mahi whakamamae, tūkinō, whakahapa hoki i pā ki a rātou mā te ture, mā te whiriwhiri, mā te karanga hoki ki te marea mō ngā whakatewhatewhatanga me ngā amuamu ki ngā Pirihimana.

Ko ngā whare me ngā umanga i karangahia ki te whakatika mai ko Te Tari Tiaki Mana Tangata, tētahi kōmihana whakatewhatewha, ngā Pirihimana, te Hauora Mō Ngā Iwi Katoa, te Kaunihera Rata o Aotearoa, he peka nō Aotearoa o the Royal Australian and New Zealand College of Psychiatrists, te Tari Hauora, te Tari Mātauranga, te Tari Toko i Te Ora, te Kāhui Minita, te Tari Ture o te Karauna, te Toihau Hauora, Hauātanga me ACC. Ahakoa ēnei ngananga katoa, kāore i noho haepapa ngā kaihara, kāore hoki ngā purapura ora i whiwhi i ngā puretumu torowhānui tika.

I taparere ngā tūhuratanga nā te mea i tepea te hōkaitanga, ngā rauemi rānei. I wawaohia ngā kōtitanga ahakoa te kī a te Solicitor-General, a Una Jagose, “I pūkanakana mai ngā taunakitanga i te puka”.¹¹

Arā ētahi angitutanga, pēnei i tētahi whakataunga ā-rōpū, e 95 purapura ora i tōna tīmatanga i te tau 2001 i muri i ngā whiriwhiringa tau-roa me te Karauna, engari I takaroa ēnei, waihoki, i tepea. Ko ngā whakapāhatanga i kohuku, ā, i whakatepea ngā puretumu ki ngā utu ā-pūtea. Kāore rātou i whakaaro ki ngā hiahia ā-ahurea o ngā purapura ora Māori, ngā purapura ora nō Te Moananui-a-Kiwa rānei.

I ngana te tūhuratanga Pirihimana o nā noa nei ki te whakatika i ngā ngoikoretanga o ngā tūhuratanga e toru o mua. I hāmenehia tētahi kaimahi o mua, engari nā te hipanga o te wā, i tōmuri rawa ki te hāmene i a Dr Leeks me ētahi atu tāngata tūkino, ko ētahi kua mate kē, ā, ko ētahi kua kaumātua rāwa, kua tārutu rawa kia hāmenehia.

I 2020 (nā runga i tētahi amuamu nā Paul Zentveld) me 2022 (nā tētahi amuamu nā Malcolm Richards) i tūhuratia e te United Nations Committee Against Torture kāore a Aotearoa i whai i tētahi tūhuratanga wawe, herekore, motuhake rānei o ngā whakapae whakamamaetanga i te manga, i tuku rānei i ngā puretumu tika.

Ko ngā tamariki me ngā rangatahi i te manga kāore i kitea, kāore i whakaarohia, ā, he tokomaha i whakamamaetia, i tūkinotia anō hoki. Ko rātou ko ō rātou whānau I pāngia ki ngā whakatūrorotanga kaitā, mauroa hoki nā te hunga i kīia nei he ringa ngaio. Kei te hē rawa atu te korenga o tētahi i noho haepapa, me te aha, e whanga tonu ana ngā purapura ora ki te tika. Ko te kōrero mō te manga tamariki me te rangatahi ki Lake Alice tētahi whakamātanga nui i te hītori o Aotearoa, ka mutu, me aro kanohi-ki-te-kanohi atu, takunga kore atu, whakamārama kore atu. Me whakapau kaha ki te āta whakatika kia kua rawa e tōaitia anō aua parekura.

Ngā tūtohitanga

Ngā āhuatanga i whakaurua ai te tangata ki te manga

1. Ko te nuinga o ngā tamariki me ngā rangatahi ki te hōhipera o Lake Alice, ki te manga tamariki me te rangatahi, i whakaurua mō ngā take ā-whanonga, he nui ngā wā i ara ake tērā i te mahi tūkino – te tūkino, te whakatūroro, te kohukitanga rānei, tērā i te auhitanga ā-hinengaro.
2. Ko te whai wāhitanga o te pūnaha tokoora tētahi ara whakawhiti whānui ki te manga, i pāhikahika ai te Māori. Tōna 41 ōrau o te hunga i whakaurua i ngā whare tokoora he Māori, ā, tōna 29 ōrau o te hunga i whakaurua i ngā kāinga, waihoki, he kōnae tokoora ā rātou, he Māori. Nā te mea kāore i kounga ngā mauhanga, kāore nei e taea te āta tuhi i ngā tatauranga tika.
3. Kāore te Tari Hauora, te Tari Toko i Te Ora me ngā kaimahi i te manga i whakarite i ngā hātepe tika hei whakaū i te hāngaitanga ā-ture o ngā whakaurunga, o ngā rongoā me ngā whakaraunga o ngā tamariki me ngā rangatahi ki te manga.

Ngā pānga o te mahi tūkino

4. I pā ngā mahi tūkino i te manga ki te hauora ā-tinana, ā-hinengaro hoki o ngā purapura ora, otirā ki te orange ā-hinengaro, ā-kare ā-roto, ā-ahurea, ā-wairua anō hoki. I pāngia hoki ngā wawata ā-mātauranga, ā-ōhanga.
5. I tahuri te mahi a te purapura ora ki ngā mahi hara, ka mauheretia ai.
6. He mea tuku iho te whakatūrorotanga o ngā purapura ora.

Te āhua me te rangiwhāwhātanga o te mahi tūkino i te manga

7. I whai wahi ki ngā mahi tūkino kaitā – te tūkino, te whakatūroro me te kohukitanga – ko ēnei:
 - te patu hiko hei whiunga, i tukuna ki ngā wāhanga huhua o te tinana, tae ana ki te upoko, te tumu, ngā waewae me te paehema
 - te werohanga ki te patuhukihuki hei whiunga
 - te tūkino ā-tinana me te taitōkai nā ngā kaimahi me ētahi atu tūroro
 - te whakamahinga hē o te noho taratahi
 - te mahi tūkino ā-kare ā-roto, ā-hinengaro hoki
 - te noho mōrearea a ngā tūroro ki ngā tūraru ā-rata mārama-kore.
8. I pāngia ngā purapura ora e te kaikiri ā-pūnaha, te whakatoihara hauā me te mae takatāpui i te manga.
9. I hāngai te whakamahinga o te patu hiko me te patuhukihuki ki te whakamahukitanga o te whakamamae i kōrerohia e te Solicitor-General.

Ngā āhuatanga i hua ake ai, i whāngai rānei i te mahi tūkino i te manga

10. He mana tepenga-kore tō ngā kaimahi i te manga ki ngā tūroro mōrearea.
11. Nā te taiao taratahi o te manga i mahue ai ngā tūroro i ō rātou whānau, ahurea, taukaea tautoko anō hoki.
12. Kāore i rawaka ngā whakangungutanga me ngā rauemi a ngā kaimahi.
13. Nā ngā waiaro whakatoihara i whakaparahakohia ai ngā tūroro.

14. Nā te āhua noho whakarau i te manga i māori noa ai ngā mahi tūkino, i whāngai hoki i tētahi āhua noho whiu-kore.
15. He rite tonu tā te Tari Toko i Te Ora arotake i te hāngai rānei o te manga hei taiao tika mō ngā tamariki me ngā rangatahi i tana taurimatanga.
16. Kāore i rawaka ngā hōmiromirotanga me ngā aroturukitanga nō roto, i ngoikore hoki ngā āhuatanga amuamu me te whāki.
17. Kāore i tika te tūhuratia, te whakautuhia rānei o ngā amuamu ki te Tari Mātauranga me te Tari Toko i Te Ora.
18. I whāiti ngā āhuatanga aroturuki, hōmiromiro nō waho: i harangotengote ngā tūranga o ngā kaitirotiro ā-rohe me ngā manuhiri ōkawa, waihoki, he herenga ā-mahi ō rātou i iti ai te whai hua.

Te whai akoranga i te mahi tūkino: te haepapatanga me te puretumu

19. I whāiti te hōkaitanga me te roa o ngā whakatewhatewhatanga a te Tari Tiaki Mana Tangata me tētahi whakatewhatewhatanga i te hiku o ngā tau 1970, kāore hoki i rawaka te wātea o ngā kōrero.
20. I ngoikore te tūhuratanga tuatahi a New Zealand Police, i 1977.
 - I tau te āpiha tūhura ki tana whakakapinga i mua i tāna whiwhi taunakitanga matua.
 - I kūiti te hōkaitanga o te tūhuratanga, ā, kāore i uiuitia ngā kaiwhakaatu hirahira, tae ana ki te nuinga o ngā tūrora i te manga.
 - Kāore a NZ Police i kōrero mō ngā ngoikoretanga i te kupu mātanga i whai nei rātou.
21. I ngoikore ngā tūhuratanga me ngā mahi a ngā umanga rata ngaio i 1977.

- E ai ki te Medical Association, i noho mātāmua te tōkeketanga mō Dr Leeks, tērā i te haumarutanga me te oranga o ngā tūroro.
- I whakaae kurī noa atu te Medical Association me te Medical Council ki te urupare a Dr Leeks ki ngā whakapae.
- I ako te pekanga o Aotearoa o the Australian and New Zealand College of Psychiatrists mō ngā mahi a Dr Leeks i te hiku o ngā tau 1970 engari kāore rātou i haere hāngai atu ki a Dr Leeks, i wawao atu rānei mō ngā panonitanga.

22. I ngoikore tā te Karauna urupare ki ngā kerēme kirirarau a ngā purapura ora i ngā tau 1990 me te 2000.

- Ko ngā kōrero i wātea ki te Manatū Hauora me te Tari Ture a te Karauna i ngā tūāoma tōmua, i whakaatu i ngā meka o ngā kerēme, engari i te aro kē ngā mana ki te parepare i te haepapatanga, tērā i te mihi i ngā meka o ngā kerēme.
- I te hiku o ngā tau 1990, i whakatau ngā Minita kia wawaohia ngā kerēme i roto i te kōti, ahakoa ngā meka, hei whakatū i ngā taiapa ki te haepapatanga o te Karauna.
- Nā tētahi Kāwanatanga, kātahi anō ka kopoua, ngā mana i tohu kia whakatau i ngā kerēme o Lake Alice i 2000, engari he rite tonu tā ngā mana parepare i ngā whakataunga. I mate te Pirimia ki te tuku tōai i te tohutohu.
- I muri i te kokenga o te whakataunga, kāore i tōkeke, i tika rānei te manaakihia o ngā purapura ora e te Karauna, i whakaheke kē rātou i ētahi utu o ngā purapura ora.
- He nui noa atu ngā ngoikoretanga o te hātepe ā-ture.
 - I pōturi te hātepe ture, i kino kē atu nā ngā takaroatanga o te Karauna.
 - He nui ngā taipā ā-ture, ā-tikanga i whakatūngia e te pūnaha ture ki mua i ngā purapura ora, i taumaha ai rātou.
 - I whakamahi ngā rōia a te Karauna i ngā huanga ā-ture katoa kia hinga ai ngā kaikerēme, mā ngā whakaaro kakari, ahakoa ngā meka o ngā kerēme.
 - I horokukū te mahi a ngā mana me ētahi atu tāngata whai mana ki ngā kerēme me ngā kaikerēme, waihoki ā rātou māngai ā-ture.

- Kāore i uru atu ki ngā whakataunga te tūkino ā-tinana me te taikōkai.
 - Ko ngā whakataunga he 'kōaro kore'; arā, kāore he whākitanga o ngā hē.
 - Kāore i hua ake i te hātepe te haepapatanga ā-ture, te whiu ā-ngaio rānei.
 - Kāore i whakaurua ngā takahitanga o ngā tika tāngata, me te herenga o te Karauna ki te pūkai i tētahi tūhuratanga wawe, herekore hoki o ngā whakapae whakamamae.
 - Kāore i whai kia whakawhitiwhiti me ngā purapura ora Māori kia whakauru ai i tō rātou ahurea me ngā tikanga Māori.
 - Kāore i whai kia whakauru i ngā ahurea me ngā reo o ngā uri o Te Moananui-a-Kiwa.
 - Kāore i whai kia whakauru i ngā hiahia o ngā tāngata hauā.
23. I whakanau atu te Medical Council ki te pūkai i tētahi tūhuratanga hou o ngā mahi a Dr Leeks i 2000, he pōhēhē nō rātou i kapi katoa i ngā tūhuratanga o mua ngā take.
24. I whai mana te Royal Australian and New Zealand College of Psychiatrists ki te tātā, ki te tārewa me te tūwhiti i ngā mema, engari kāore ōna mana ki te tūhura, ki te whakahau i te whakaputanga o ngā kōrero, taunakitanga rānei e hāngai ana ki ngā hē o ngā kaimātai mate hinengaro.
25. Kāore te Accident Compensation Corporation i tuku atu i ngā taunakitanga hauata ā-rata o Dr Leeks ki te Medical Council kia tūhuratia ahakoa i tōna tikanga ka pērā – he hapa kaitā tērā.
26. Ahakoa tētahi tono kia pērā, kāore te Karauna i hoatu ki te Children's Commissioner ngā rawa i puritia e ia e pā ana ki ngā kaimahi o mua o Lake Alice i 2002, me te aha, kāore te Commissioner i koke tonu.
27. I 2005, kāore te Health and Disability Commissioner i whaiwhai tonu i tētahi amuamu mō Lake Alice, he whakapono nō rātou kāore he aha ka pahawa i

tētahi tūhuratanga anō. Ka mahue tā te tari o te Health and Disability Commissioner whakapuaki i tētahi pānga taupatupatu ki te kaiamuamu, ahakoa i hāngai te putanga ki ngā hātepe ā-roto.

28. I ngoikore te tūhuratanga tuarua a New Zealand Police, i te 2003 ki te 2006.
- E ai ki te āpiha whakahaere kāore he take o te tūhuratanga, ā, kāore hoki ia i mōhio ki te kōnae tūhuratanga o mua.
 - Kāore i noho mātāmua te tūhuratanga mō NZ Police, kāore hoki i tuku i ngā rauemi tika, i whanake rānei i te tūhuratanga mō ngā tau e whā (2003 ki te 2006)
 - I toro kupu āwhina a NZ Police i te Tari Ture a te Karuna nā runga noa iho i ngā taunakitanga a tētahi kaiamuamu kotahi, ahakoa e 33 anō ngā tauākī.
 - Kāore a NZ Police i whai i ngā tohutohu a te Tari Ture a te Karuna ki te tūhura tonu i te whakamahinga o te patu hiko me te patuhukihuki hei whiunga.
 - Kāore a NZ Police i whakahaere tika i te kōnae, me te aha, i riro ngā taunakitanga matua.
 - Kāore a NZ Police i whai i ngā tūāoma tūhura māmā noa iho nei pēnei i te uiui i ngā kaiamuamu, i ngā kaimahi rānei, te kimi rānei i ngā mauhanga, te uiui rānei i ētahi kaikaro.
 - I whakaaro kakari atu te āpiha whakahaere ki te pono o ngā kaiamuamu ahakoa te kore i uiui atu, i tūhura rānei i ā rātou amuamu.
29. I ngoikore te tūhuratanga tuatoru a New Zealand Police, i 2006 ki 2010.
- Kāore a NZ Police i whakamātāmua tika i te tūhuratanga, i whai rānei i ngā rauemi tika.
 - Kāore i tohua e NZ Police he 'tūhuratanga mātanga', me i pērā, kua whai wāhi atu ngā kaimahi mātanga me ngā rauemi nui ake.
 - I whakaheke a NZ Police i te hōkaitanga o te tūhuratanga ki te whakamahinga hē o te mīhini i whakamahia ai hei tuku i te patu hiko. I kāpō ki ngā mahi tūkino ā-tinana me te taikōkai, waihoki te whakamahinga ā-whiunga o te patuhukihuki.

- Kāore a NZ Police i uiui i ngā kaiamuamu tika, i tūhura rānei i ngā whakapae taikōkai kaitā.
 - I aro a NZ Police ki a Dr Leeks, **REDACTED**.
 - I whai kupu ā-ture a NZ Police e ai ki tētahi whakarāpopototanga hukihuki, hē o te kōnae.
 - I mariu ngā waiaro o NZ Police ki te hunga i whakaurua ki te manga, ānō nei he haurakiraki, he whangawhanga rātou. I pōhēhē a NZ Police he kiri ngaio ngākau-pai, ngākau titikaha ngā kaimahi.
30. Kāore te Tari Ture a te Karuna i whai whakaaro ki ngā herenga o Aotearoa i raro i te Conventon against Torture nō rātou e aro ana ki ngā kerēme o Lake Alice i ngā tau 1990 me te 2000. I whakatau te United Nations Committee against Torture, i takahi a Aotearoa i te tikanga, he kore nōna i whakaū i tētahi tūhuratanga wawe, herekore anō hoki ki te manga.

FOOTNOTES:

¹ I tēnei pūrongo, kua nanao atu mātou ki te whakamahukitanga o te 'torture' i whakamahia rā e Solicitor-General, e Una Jahose i tō mātou whakawātanga tūmatanui o te manga.

² Te Rūnanga o Ngā Wairiki Ngāti Apa (Grant Huwyler et al., 2022), p 46.

³ Te Rūnanga o Ngā Wairiki Ngāti Apa (Grant Huwyler et al., 2022), p 32.

⁴ Te Rūnanga o Ngā Wairiki Ngāti Apa (Grant Huwyler et al., 2022), p 32.

⁵ kī taurangi a Dr Selwyn Leeks, CRL0100116 (22 Hepetema1995), wh 9

⁶ The Dominion, "Psychiatrist Stands by Shock Decision", 12 Hūrae 1977.

⁷ *Tauākī kaiwhakaatu a Alan Hendricks*, EXT0016825 (RCAIC, 2021), kōwae 48.

⁸ *Tauākī kaiwhakaatu a Bryon Nicol*, WITN0350001 (RCAIC, 2021, kōwae 43; *Witness statement of Leota Scanlon*, WITN0355001, (Royal Commission of Inquiry into Abuse in Care, 23 Hune 2021), kōwae 75

⁹ *Tauākī kaiwhakaatu a Leota Scanlon*, WITN0355001, kōwae 77.

¹⁰ *Tauākī kaiwhakaatu a Mr JJ*, WITN0329001 (Royal Commission of Inquirt into Abuse in Care, 23 March 2021), kōwae 47.

¹¹ *Tauwhaituhi taunakitanga a Una Jagose QC*, TRN0000025 (Royal Commission of Inquiry into Abuse in Care, 2020), wh 26.