

IN THE WAITANGI TRIBUNAL

Wai 892
WAI 2358
Wai 762
Wai 1480

IN THE MATTER OF

the Treaty of Waitangi Act 1975

AND

IN THE MATTER OF

the National Fresh Water and
Geothermal Resources Inquiry

**MEMORANDUM OF COUNSEL FILING ANSWERS TO
WRITTEN QUESTIONS OF CLARIFICATION AND SEEKING LEAVE
TO FILE WITNESS REPLIES OUT OF TIME**

Dated: 24 March 2017



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MAY IT PLEASE THE TRIBUNAL

1. This memorandum of counsel is filed on behalf of;
 - a. David Hawea for and on behalf of himself, his whānau and the iwi Te Whānau a Kai (Wai 892); and
 - b. Evelyn Kereopa on behalf of Te Ihingarangi, a hapū of Ngāti Maniapoto (Wai 762).

(“the Claimants”)

2. On Wednesday 9 November and Friday 11 November 2016, Mr David Hawea, Mr Keith Katipa and Ms Evelyn Kereopa presented evidence at the National Freshwater and Geothermal Resources Inquiry.¹ Written questions of clarification were filed by Bennion Law on 28 November 2016.²
3. By Memorandum-Direction dated 1 February 2017,³ Chief Judge Isaac granted the Claimants an extension to file their answers to written questions by Friday 24 March 2017.
4. Accordingly, please find **attached** to this memorandum;
 - a. Appendix A; joint answers to questions in writing from Mr David Hawea and Mr Keith Katipa; and
 - b. Appendix B; answers to questions in writing from Ms Evelyn Kereopa.

Leave to file witness reply out of time

5. Ms Noeline Potts was initially going to file her responses with the Tribunal today. Unfortunately a private matter has arisen and she has asked if she could get a short extension while she attends to that matter. We therefore

¹ Brief of Evidence of David Hawea, Wai 2385, #D82, Brief of Evidence of Keith Katipa, Wai 2358, #D81 and Brief of Evidence of Ms Evelyn Kereopa, #D59.

² Memorandum of Counsel attaching Written Questions of Cross Examination for various witnesses, Wai 2358, #3.2.025.

³ Wai 2358, #2.6.10, Memorandum Directions of Chief Judge Isaac

respectfully seek leave to file Ms Noeline Potts responses by Friday 31
March 2017.

DATED at Auckland this 24th day of March 2017



Darrell Naden
Counsel Acting