

IN THE WAITANGI TRIBUNAL

CONCERNING

the Treaty of Waitangi Act 1975

AND

the Te Rohe Pōtae District Inquiry
(Wai 898)

MEMORANDUM-DIRECTIONS OF DEPUTY CHIEF JUDGE C L FOX
REGARDING THE PRE-PUBLICATION REPORT PRESENTATION

7 September 2018

Tēnā koutou,

1. This memorandum-directions confirms the venue and order of service for the pre-publication report presentation and responds to memoranda filed for the Wai 898 Te Rohe Pōtae District Inquiry.

Venue and order of service

2. The report presentation will be held at the Westpac Stadium, 105 Waterloo Quay, Pipitea, Wellington.
3. Parking is available on the inner plaza of the Westpac stadium. This is free of charge for this event. Any buses will be directed where to park by stadium security.
4. The confirmed order of service is attached to this memorandum-directions as **Appendix A.**

Joint memorandum on behalf of claimant counsel

5. On Wednesday 5 September 2018, Jerome Burgess and Aidan Warren filed a joint memorandum on behalf of themselves and 13 other claimant counsel (Wai 898, #3.5.77). Counsel raised the difficulty of confining or limiting the main claimant groupings to receive hardcopies of parts 1 and 2 at the report presentation.
6. Claimant counsel submit that for the purposes of the report presentation, the Ngāti Maniapoto grouping is best divided into sub-groups, namely the Maniapoto Māori Trust Board (MMTB), Maniapoto ki Te Raki, Ngāti Apakura, and Mōkau ki Runga, and that each of these groups would benefit from receiving a hard copy of parts 1 and 2. Counsel also advised of a number of claimant groupings that did not fit under those listed in my previous directions, including Ngāti Rereahu, Te Ihingarangi, Ngāti Kauwhata, Te Kotahitanga o Te Iwi o Ngāti Wehi Wehi and those in Aotea Harbour.
7. Counsel referred to my previous indication that a decision was yet to be made on a formal handover of the final published report and advised that there are a number of claimants and tangata whenua who wanted to attend the presentation of parts 1 and 2 of the report but were unable to due to age, infirmity or lack of resources. Counsel are supportive of the view that the Tribunal strongly consider holding any further report

presentations, including the handover of the final published report, back in the Te Rohe Pōtae district.

Memorandum on behalf of the MMTB

8. On Wednesday 5 September 2018, Matanuku Mahuika and Matewai Tukapua filed a memorandum on behalf of the MMTB (Wai 898, #3.5.78). The MMTB recorded its disappointment at the Tribunal's decision to hold the presentation ceremony in Wellington as it is of great significance to Ngāti Maniapoto and in the Trust Board's view, such an event should be held in the Ngāti Maniapoto rohe.
9. The Trust Board requested that the Tribunal reconsider the decision to hold the ceremony in Wellington and suggested Te Kotahitanga Marae in Otorohanga as an appropriate venue. If the ceremony is to remain in Wellington, the Trust Board considers that it should be widely publicly notified, along with the reasons for the choice of Wellington as the venue.
10. Counsel then advised that the deputy Chair, Mr Keith Ikin, would speak at the pōwhiri, receive the hardcopy on behalf of Ngāti Maniapoto and also respond to parts 1 and 2 of the report on behalf of Ngāti Maniapoto at the conclusion of the ceremony.

Memorandum on behalf of Wai 1327

11. On Friday 7 September 2018, Terena Wara filed a memorandum on behalf of the Wai 1327 claimants (Wai 898, #3.5.79). Counsel endorse the joint memorandum and also seek that any further report presentations, including the handover of the final report, be presented in the Te Rohe Pōtae inquiry district to enable the claimants to participate.

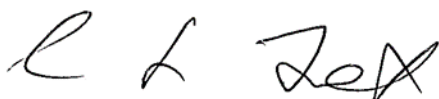
Decision

12. The claimant groupings notified by Mr Burgess and Mr Warren in the joint memorandum will receive hardcopies of parts 1 and 2 at the report presentation. Counsel are to advise Tribunal staff of the nominated representative for each grouping **by no later than midday, Monday 10 September 2018**. This is to ensure that the correct representative is called upon on the day of the presentation to receive the report.

13. We acknowledge and sympathise with the parties that are unable to attend the presentation in Wellington due to various factors. We accept that it is unusual for a report presentation to occur outside the inquiry district. However, for reasons beyond our control, this presentation must remain in Wellington.
14. After considering the parties' requests, we confirm that the handover of the final published report will take place in the Te Rohe Pōtae district in 2020. Any planning and arrangements for the final handover will be discussed with parties closer to the time.

The Registrar is to send this direction to all those on the notification list for Wai 898, the combined record of inquiry for Te Rohe Pōtae District Inquiry.

DATED at Gisborne on this 7th day of September 2018.



Deputy Chief Judge C L Fox
Presiding Officer

WAITANGI TRIBUNAL