Wai 2200, #2.1.68
Wai 757, #2.1
18/11/98
OAB
In 27

WAITANGI TRIBUNAL

OFFICIAL

Wai 757
#2.1

CONCERNING the Treaty of Waitangi Act 1975

AND a claim by Whamaro Mark Kiriona relating to Maori customary fishing regulations

MEMORANDUM-DIRECTIONS OF TRIBUNAL

The Registrar will please enter this matter on the Register of claims and give it the next available wai number. The Register should note that the claim was received on 28 October 1998.

Broadly, the claim concerns acts and omissions of the Crown in relation to customary food gathering of Maori and the use and management practices of Maori in the exercise of non-commercial fishing rights. More particularly, it relates to the process by which the Crown has developed draft regulations known as the Kaimoana (Maori Customary Non-Commercial Fishing) Regulations 1998, and to the substance of the draft regulations themselves.

Although it is not stated expressly in the claim or the covering letter of counsel, it appears that the claimants are seeking an urgent hearing of this matter. Claimant counsel are asked to confirm with the Tribunal that an urgent hearing is in fact being sought and to provide copies of the various documents referred to in the statement of claim. It would also assist the Tribunal if it were provided with the proposed time frame for promulgating the draft regulations.

The claimant may amend the claim at a later stage, if necessary.

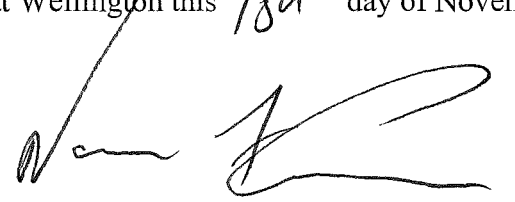
In their covering letter, counsel have stated that they believe that "all coastal iwi" should be given notice of the claim. To that end, counsel are asked to provide a list of who those iwi are, together with an address for service for each iwi. Meanwhile, the Registrar is to send a copy of this direction to claimant counsel and to give notice of the claim to:

Crown Law Office
Office of Treaty Settlements
Maori Land Information Office
Land Information New Zealand
Crown Forestry Rental Trust
Ministry of Fisheries
Te Ohu Kaimaona
National Maori Congress
New Zealand Maori Council
Claimant for Wai 698, Customary Fishing Regulations claim

1998/11/99/26C

and for his information, the Hon John Luxton, Minister of Fisheries

DATED at Wellington this 18th day of November 1998



Deputy Chief Judge NF Smith
Deputy Chairperson
WAITANGI TRIBUNAL

1998/1999/26C