

IN THE WAITANGI TRIBUNAL

Wai 2575

CONCERNING

the Treaty of Waitangi Act 1975

AND

the Health Services and
Outcomes Kaupapa Inquiry

**MEMORANDUM-DIRECTIONS OF JUDGE S R CLARK RELEASING
PRELIMINARY LIST OF CLAIMS RELATING TO DISABILITY TO BE
AGGREGATED OR CONSOLIDATED**

27 February 2020

Aggregation and consolidation for disability claims

1. This memorandum-directions sets out the preliminary list of claims relating to disability that this Tribunal will be inquiring into in the disability part of stage two of Wai 2575, the Health Services and Outcomes Kaupapa Inquiry.
2. Where there are multiple claims in an inquiry, the Tribunal's practice is to combine the record of inquiry for each claim into one common record of inquiry. In doing so, the record of each individual claim is either consolidated or aggregated within the combined record.
3. If a claim is consolidated, it means that all the allegations in the claim relate to disability. The entire claim will be heard in the disability part of stage two. If a claim is aggregated, it means that some allegations within the claim do not relate to disability. It may be that aspects of the claim are not related to the Wai 2575 inquiry, or that they may fall within the scope of later phases of this inquiry. This preliminary list of claims relates only to disability.
4. If claimants wish to file any submissions in response to the preliminary lists of claims set out below then they are directed to do so by no later than **midday, Friday 20 March 2020**. I will then consider those submissions before finalising the lists.
5. The claims preliminarily assessed as appropriate for consolidation are:
 - (a) Wai 2109, the Ngāti Kāpō (Tibble) Claim;
 - (b) Wai 2143, the Ngāti Turi (Wilson and Pointon) Claim;
 - (c) Wai 2672, the Healthcare of Disabled Māori Claim; and
 - (d) Wai 2894, the Disability and Rehabilitation Support Services (Kingi) Claim.
6. The claims preliminarily assessed as appropriate for aggregation are set out in the following table.

Wai no.	Claim name
179	the Māori Affairs Act and Burials and Cremations Act Claim
682	the Ngāti Hine Lands, Forests and Resources Claim
745	the Patuharakeke Hapū Lands and Resources Claim
762	the Waimiha River Eel Fisheries (King Country) Claim
861	the Tai Tokerau District Māori Council Claim
884	the Te Pa O Tahuhu (Mt Richmond, Auckland) Claim
996	the Ngāti Rangitahi Inland & Coastal Land Blocks Claim
1176	the Te Paatu Land & Resources Claim
1308	the Patuharakeke Hapū ki Takahiwai Claim
1341	the Ngāti Rehia Hapū Claim
1460	the Tauhinu ki Mahurangi Claim
1544	the Descendants of Hairama Pita Kino Claim
1589	the Descendants of Turongo (Native Lands Act) Claim
1677	the Orokawa 3B Block Claim
1781	the Ngai Tama Haua (Biddle) Claim
1886	the Ngāti Tara (Gabel) Claim

1941	the Kingi and Armstrong (Ngā Puhī) Claim
2005	the Te Mahurehure (Egen) Lands Claim
2006	the Upokorehe and Whakatoia Hapū Claim
2179	the Ngā Uri o Tama, Tauke Te Awa and Others Lands (Dargaville) Claim
2476	the Tohunga Suppression Act (Te Hira) Claim
2494	the Racism Against Māori Claim
2619	the Māori Disabled claim
2623	the New Zealand Māori Council Health Claim
2624	the Alcohol Healthcare Claim
2644	the Māori Health (New Zealand Māori Council) Claim
2682	the Medical Practitioners Racial Prejudice Claim
2704	the ACC Service Delivery Claim
2713	the Māori Nurses Claim
2728	the Mental Health Services (Campbell) Claim
2734	the Te Roopu Taurima (Thomas) Claim
2736	the Māori Stroke Sufferers Claim
2743	the Housing (Wikotū) Claim
2756	the Descendants of Ani Ngāpera and Whānau Claim
2849	the Health Services and Outcomes (Lawrence) Claim
2863	the Mana Wāhine (Cliffe) Claim
2869	the Mana Wāhine (Rogers) Claim
2893	the Health Services and Outcomes (Petera) Claim
2910	the Health Services and Outcomes (Moxon) Claim
2912	the Health Services and Outcomes (Te Puna Ora o Mataatua) Claim
2943	the National Hauora Coalition and all Māori Claim

7. Other claims include general health related allegations that form part of the claims that are currently being inquired into by Wai 1040, the Te Paparahi o Te Raki Inquiry. The claims assessed as appropriate for aggregation insofar as they contain allegations which relate to disability are:

(a) Wai 1464, the Te Kapotai and Ngāti Pare Hapū Claim;

(b) Wai 1531, the Land Alienation and Wards of the State (Harris) Claim;

(c) Wai 1546, the Waikare Inlet Claim;

(d) Wai 2003, the Ngāti Korokoro, Ngāti Wharara and Te Pouka (Turner and Others) Resource Management Claim.

8. Some claimants seeking to participate in the stage two inquiry concerning disability have been assessed as not appropriate for inclusion as they do not disclose allegations relating to disability. These are Wai 144, Wai 375, Wai 1758 and Wai 1787.

The Registrar is to send this direction to all those on the notification list for Wai 2575, the Health Services and Outcomes Kaupapa Inquiry.

DATED at Hamilton this 27th day of February 2020.

A handwritten signature in black ink, appearing to be 'S R Clark', written on a light-colored background.

Judge S R Clark
Presiding Officer

WAITANGI TRIBUNAL