

IN THE WAITANGI TRIBUNAL

**WAI 3060
WAI 3046**

IN THE MATTER of the Treaty of Waitangi Act 1975

AND the Wai 3060 Justice System Kaupapa Inquiry

AND the Wai 3046 Independent Police Conduct Authority
(Dennis) claim

**MEMORANDUM OF COUNSEL SEEKING INCLUSION IN THE WAI 3060
JUSTICE SYSTEM KAUPAPA INQUIRY**

DATED 25 AUGUST 2021

RECEIVED

Waitangi Tribunal

25 Aug 2021

Ministry of Justice
WELLINGTON



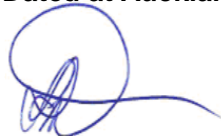
WACKROW WILLIAMS & DAVIES LTD
BARRISTERS & SOLICITORS

Level 5, 50 Kitchener Street
PO Box 461
DX CP20503
Auckland 1140
Te Kani Williams / Neuton Lambert / Kelly Davis
Ph. (09) 379 5026, Fax (09) 377 6553
Email: tekani@wwandd.co.nz

MAY IT PLEASE THE TRIBUNAL

1. On 11 February 2021, Hurimoana Dennis filed a statement of claim on behalf of himself and his whanau (“the claimant”) pursuant to s 6 of the Treaty of Waitangi Act 1975. The claim alleges that the Crown, through the New Zealand Police and the Independent Police Conduct Authority, have caused prejudice to the claimant in breach of Te Tiriti o Waitangi.
2. On 9 June 2021, counsel filed a Notice of Representation to notify the Tribunal of instructions to act for the claimant in respect of this claim.
3. The statement of claim was duly registered on 22 April 2021 as Wai 3046.¹ The Chief Judge noted that the claim was a contemporary claim likely to fall within the scope of the upcoming Justice System Kaupapa Inquiry.²
4. On 4 August 2021, the Chief Judge issued a Memorandum Direction commencing the Kaupapa Inquiry into claims concerning the Justice System, and appointing Judge Wainwright as the Presiding Officer.³
5. Counsel submit that the claim falls directly within the issues identified by the Chief Judge in that Direction at paragraphs 11(a)-(b), and at paragraphs 12(a)-(e).⁴ Counsel submit that the claim is eligible to participate fully in this inquiry as it is a contemporary claim that has not been heard in any other inquiry.
6. The claimant therefore seeks full inclusion in the Wai 3060 Justice System Kaupapa Inquiry. The claimant reserves the right to file a fully particularised amended statement of claim, and to file evidence and submissions in support of the claim.

Dated at Auckland this 25th day of August 2021



Te Kani Williams
Counsel for Wai 3046

¹ Wai 3046, 2.1.1.

² Wai 3046, 2.1.1.

³ Wai 3060, 2.5.1.

⁴ Wai 3060, 2.5.1 at [11]-[12].