

In the Waitangi Tribunal
Remaining Historical Claims: South Island Claims

Wai 2800
Wai 2163

In the Matter of the Treaty of Waitangi Act 1975

And

In the Matter of the inquiry into the Remaining Historical Claims: Southern North Island and South Island Claims

And

In the Matter of a claim by Benjamin Iwikau Te Aika on behalf of the late Mahara Moruka Te Aika, Kati Urihia Hapū, Ngai Matamata Hapū, Te Aika Whānau, our ancestors, and all our descendants (Wai 2163)

Memorandum of Counsel Providing Update in respect of Claim Assessment

Dated 2nd November 2022

RECEIVED

Waitangi Tribunal

2 Nov 22

Ministry of Justice
WELLINGTON

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MAY IT PLEASE THE TRIBUNAL

1. This Memorandum of Counsel (**memorandum**) is filed in respect of a claim by Benjamin Iwikau Te Aika on behalf of the late Mahara Moruka Te Aika, Kati Urihia Hapū, Ngai Matamata Hapū, Te Aika Whānau, our ancestors, and all our descendants is filed (**Wai 2163**).
2. This memorandum is filed in response to the Tribunal's Memorandum-Directions dated 20 September 2022, in which the Chairperson directed that claimant responses to the Tribunal's claim assessments for Wai 2163 and others be filed by 18 October 2022.¹
3. Counsel have attempted to seek instructions, assisted by the Wai 158 claimant. We are advised by the current named claimant, Mr Benjamin Te Aika, that he does not wish to pursue the Wai 2163 claim as filed by his mother, the late Mrs Mahara Te Aika.
4. Counsel no longer act for Mr Te Aika, and do not know whether he has current legal representation.

Dated at Wellington this 2nd day of November 2022



Dr B D Gilling, D T Hilton and E Coffey
Counsel for the Claimants

¹ Wai 2800 #2.5.10.