
KEI MUA I TE AROARO O TE RŌPŪ WHAKAMANA
I TE TIRITI O WAITANGI

BEFORE THE WAITANGI TRIBUNAL

WAI 3325

IN THE MATTER OF the Treaty of Waitangi Act 1975

AND

IN THE MATTER OF the Climate Change Priority Inquiry

MEMORANDUM OF COUNSEL FOR THE CROWN

16 Hūrae | July 2025



**Te Tari Ture
o te Karauna**
Crown Law

Pouaka Poutāpeta PO Box 2858
Te Whanganui-a-Tara Wellington 6140
Waea Tel: 04 472 1719

Whakapā mai: Contacts:

Nixon Fong | Grace Seeley
nixon.fong@crownlaw.govt.nz | grace.seeley@crownlaw.govt.nz

Barrister instructed:

Jeremy Prebble
jeremy.prebble@hawkestone.co.nz

RECEIVED

Waitangi Tribunal

16 Jul 25

Ministry of Justice
WELLINGTON

MAY IT PLEASE THE TRIBUNAL:

1. By memorandum-directions dated 23 May 2025, the Crown was granted an extension, to 31 July 2025, to file its evidence.¹
2. The Crown has been working to prepare its evidence and expects to file 24 briefs from 10 different agencies and several expert witnesses.
3. The Crown intends to file as much evidence on, or as close to, the current filing date as possible.
4. However, it has become clear that due to the availability of resourcing and the breadth of evidence involved, that it will not be possible for the Crown to file all its evidence by 31 July 2025.
5. Therefore, the Crown respectfully seeks an extension until 29 August 2025 to file its evidence.
6. An extension until 29 of August 2025 would not prejudice parties to the inquiry. Further hearing dates have not yet been set down and in any event, Crown evidence is unlikely to be heard in the next two hearing weeks.²
7. Counsel for the Crown have contacted claimant co-ordinating counsel to understand how the extension request may impact their inquiry forward-planning. To the extent that it is possible to fit the requested extension with inquiry forward-planning, the Crown will endeavour to do so.
8. Lastly, the Tribunal in its memorandum-directions dated 10 July 2025,³ has directed the Crown to file any further questions for Ms Tui Shortland by 15

¹ Wai 3325, #2.6.9 at [12].

² The claimants have previously indicated that they will likely require a total of six hearing weeks for claimant evidence (Wai 3325, #3.2.2 at [10]).

³ Wai 3325, #2.6.11.

July 2025. On reflection, the Crown does not have further questions for Ms Shortland and thanks her for her evidence.

16 Hūrae | July 2025



J Prebble / N Fong / G Seeley / A McTaggart
Counsel for the Crown

TO: The Registrar, Waitangi Tribunal

AND TO: Claimant Counsel