

**IN THE WAITANGI TRIBUNAL
I TE RŌPŪ WHAKAMANA I TE TIRITI O WAITANGI**

**Wai 1040
Wai 2389**

In the Matter of the Treaty of Waitangi Act 1975

And

In the Matter of Te Paparahi o Te Raki Inquiry (Wai 1040)

And

In the Matter of a claim by Tahua Murray, the late Rapine Hona, the late Louis Hohaia, the late Charlie Hikuwai, the late Mereihe Kool and Kawhena Paul on behalf of themselves and Ngāti Ruamahue (Wai 2389)

MEMORANDUM OF COUNSEL SEEKING AGGREGATION

Dated 18 April 2024

RECEIVED

Waitangi Tribunal

18 Apr 24

Ministry of Justice WELLINGTON

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MAY IT PLEASE THE TRIBUNAL

1. This Memorandum of Counsel is filed on behalf of Wai 2389, Tahua Murray, the late Rapine Hona, the late Louis Hohaia, the late Charlie Hikuwai, the late Mereihe Kool and Kawhena Paul on behalf of themselves and Ngāti Ruamahue (**Claimants**).
2. The Wai 2389 claim is currently consolidated into the Wai 1040: Te Paparahi o Te Raki Inquiry (**Wai 1040 Inquiry**).¹
3. The Claimants are participating in and/or have sought leave to participate in several kaupapa inquiries, namely the Wai 2575 Health Services and Outcomes Kaupapa Inquiry, the Wai 2700 Mana Wāhine Kaupapa Inquiry, the Wai 2750 Housing Policy and Services Kaupapa Inquiry and the Wai 3300 Tomokia ngā tatau o Matangireia – Constitutional Kaupapa Inquiry.
4. The Claimants therefore request that the Wai 2389 claim be amended from consolidated to aggregated to enable the claim to be heard in other inquiries.
5. The issues being advanced by the Claimants in the each of the separate inquiries set out above, are new and distinct across those inquiries, and were not heard before the Wai 1040 Inquiry. The issues are both historical and contemporary in nature, and include those at a national level, which are outside the scope of the Wai 1040 Inquiry.
6. Given that the above inquiries are currently underway, and in some cases with fixtures imminent, Counsel respectfully seek that this request for aggregated status be confirmed as soon as practicable.

Dated at Wellington this 18th day of April 2024



Dr B D Gilling and T E Knipping
Counsel for the Claimants

¹ Wai 1040, #2.6.128.