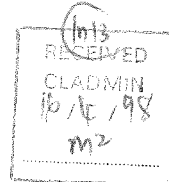


Wai 1200, 2.1.83



WAITANGI TRIBUNAL



Wai 211

CONCERNING

the Treaty of Waitangi Act 1975

#2.1

AND

a claim by Peter Clarke relating to Tauhara Middle No 4 block

MEMORANDUM-DIRECTIONS OF TRIBUNAL

The Registrar will please enter this matter on the Register of claims and give it the next available wai number. The Register should note that the claim was received on 17 May 1996.

The claim concerns land formerly known as Rotoakui Reserve which was a part of the Tauhara Middle Block and which allegedly became part of a land exchange with the Department of Lands and Survey for forestry purposes. The claimant states that circumstances surrounding the exchange amount to breaches of the principles of the Treaty of Waitangi.

To the extent, if at all, that the claimant is seeking the return of land which is "private land" (as defined by section 2 of the Treaty of Waitangi Act 1975), the Tribunal notes that, under section 6(4A) of the same Act, it is prevented from recommending the return to Maori ownership of any private land or the acquisition by the Crown of any private land. This restriction, however, is qualified by the resumption provisions of the Treaty of Waitangi Act 1975 (see sections 8A to 8HJ of the Act).

The claim requires research to be completed before it can be heard and should be grouped for inquiry with: Wai 398 (the Tauhara Middle Block claim), Wai 445 (the Tauhara Middle Block (No 2) claim), Wai 500 (the Tauhara Middle No 1 Block claim), Wai 575 (the Tuwharetoa Comprehensive claim), Wai 592 (the Mangakoura Whanau Trust claim), Wai 665 (the Tauhara Middle Block (Ngati Hinerau) claim), Wai 669 (the Tauhara Middle Block (Ngati Hineure) claim) and Wai 670 (the Tauhara Middle Block (Ngati Te Urunga) claim).

The claimant may amend the claim at a later stage, if necessary.

The Registrar is to send a copy of this direction to the claimant and to give notice of the claim to:

Crown Law Office
Office of Treaty Settlements
Maori Land Information Office
Land Information New Zealand
Crown Forestry Rental Trust
Ministry of Agriculture and Forestry
Office of the Maori Trustee

1997/1998/70

Claimants or their counsel for:

Wai 57	Rotokawa claim
Wai 226	Tuwharetoa Geothermal Areas claim
Wai 398	Tauhara Middle Block claim
Wai 445	Tauhara Middle Block (No 2) claim
Wai 500	Tauhara Middle No1 Block claim
Wai 575	Tuwharetoa Comprehensive claim
Wai 592	Mangakoura Whanau Trust claim
Wai 604	Runanga Blocks claim
Wai 665	Tauhara Middle Block (Ngati Hinerau) claim
Wai 669	Tauhara Middle Block (Ngati Hineure) claim
Wai 670	Tauhara Middle Block (Ngati Te Urunga) claim

Tuwharetoa Maori Trust Board

Taupo District Council

Waikato Regional Council

DATED at Wellington this *15th* day of April 1998



Deputy Chief Judge NF Smith

Deputy Chairperson

WAITANGI TRIBUNAL