



WAITANGI TRIBUNAL

Wai 726

CONCERNING

the Treaty of Waitangi Act 1975

AND

a claim by Janet Carson and another relating to Ngati Haka and Patuheuheu lands and waters in the Urewera district

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 5 February 1998.

The claim concerns the traditional rohe of Ngati Haka and Patuheuheu including Matahina, Waiohau, Ruatoki, Kaingaroa, Murupara, Urewera, Te Houhi, Aniwhenua dam, Matahina dam, Te Umutaoroa, and all waters and associated fisheries within their rohe. The claimants claim that they are prejudicially affected by legislation, and actions of the Crown, which are contrary to the principles of the Treaty of Waitangi. The particular matters are:

- the invasion of the Urewera by Crown forces during the New Zealand Wars
- the establishment of the Urewera District Native Reserve and the Urewera National Park
- the operation of the Native Land Court and the Urewera Commission
- the implementation of the Urewera Lands Act
- the taking of Ngati Haka and Patuheuheu land for public purposes.

The claimants are seeking the return of Crown forest land within their rohe under the provisions of the Crown Forests Assets Act 1989. To the extent, if at all, that the claimants are 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 go to hearing and will be heard with other claims with which it overlaps. The claimants' request for the Tribunal to commission a researcher is noted and will be responded to by a member of the Tribunal's research staff.

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

The Registrar is to send a copy of this direction to the claimants 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
Department of Conservation
Te Puni Kokiri
Crown Forestry Management Limited

1007/1998/1130

Fletcher Challenge Forests

Claimant/counsel for:

- | | |
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| Wai 36 | Tuhoe Lands claim |
| Wai 40 | Waiohau B9B and other Blocks claim |
| Wai 46 | Eastern Bay of Plenty claims |
| Wai 66 | Te Whaiti 1 and 2 Blocks claim |
| Wai 144 | Ruapani Lands claim |
| Wai 212 | Ika Whenua Lands and Waterways claim |
| Wai 247 | Waiohau C26 - Metal Extraction claim |
| Wai 248 | Omataroa Rangitaiki - Metal Extraction claim |
| Wai 257 | Ngati Manawa Lands and Rangitaiki Plains claim |
| Wai 269 | Kaingaroa Forest claim |
| Wai 288 | Kaingaroa Forest claim |
| Wai 319 | Kaingaroa Forest claim |
| Wai 333 | Lake Waikaremoana claim |
| Wai 358 | Tatua and Tuhingamata West claim |
| Wai 386 | Matahina F Block claim |
| Wai 398 | Tauhara Middle Block claim |
| Wai 481 | Ruakituri Valley (No 1) claim |
| Wai 500 | Tauhara Middle No. 1 Block claim |
| Wai 506 | Ruakituri Valley (No 2) claim |
| Wai 509 | Urewera Consolidation Act claim |
| Wai 524 | Ruawahia claim |
| Wai 554 | Makotuku and Ruapehu Survey Districts claim |
| Wai 560 | Waiohau 1B Block and Te Houhi Village claim |
| Wai 575 | Ngati Tuwharetoa Comprehensive claim |
| Wai 604 | Runanga Blocks claim |
| Wai 621 | Kahungunu Ki Wairoa claim |
| Wai 675 | Lake Okataina and Surrounding Lands claim |
| Wai 687 | Kahungunu-Rongomaiwahine (Te Okoro Joe Runga) claim |
| Wai 724 | Murupara Section and Rating Powers Act 1988 claim |

Ngati Haka Patuheuheu Trust

Ngati Whare Iwi Claim Office

Te Arawa Maori Trust Board

Te Runanganui O Te Arawa

Te Runanganui O Te Ika Whenua

Te Runanga O Ngati Awa

Tuhoe-Waikaremoana Maori Trust Board

Wairoa-Waikaremoana Maori Trust Board

Rotorua District Council

Whakatane District Council

Bay of Plenty Regional Council

DATED at Wellington this *25th* day of June 1998



Deputy Chief Judge NF Smith

Deputy Chairperson

WAITANGI TRIBUNAL