OFFICIAL

BEFORE THE WAITANGI TRIBUNAL **WAI 3502**

IN THE MATTER OF	the Treaty of Waitangi Act 1975
AND	
IN THE MATTER OF	a claim by **Te Riwhi Whao Reti, Hau Hereora, Romana Tarau, Karen Herbert, Edward Cook, Pearl Reti** for and on behalf of **Te Kapotai (Wai 1464/1546)** in relation to the amendments to the Education and Training Act 2020 and the proposed Curriculum reset
AND	
IN THE MATTER OF	he kerēme **nā Watson Ohia, Heywood Kuka** me **Sophie Tukukino** mā/mō **Ngā Kura ā Iwi o Aotearoa (WAI 3502)**

MEMORANDUM OF COUNSEL

I tēnei rā, te 17 o Tīhema 2025

ANNETTE SYKES & Co.
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RECEIVED
Waitangi Tribunal
17 Dec 2025
Ministry of Justice
WELLINGTON

TĒNĀ E TE TARAIPIUNARA:

1. This memorandum of counsel is filed for and on behalf of

   1.1 **Wai 3502** – he kerēme nā Watson Ohia, Heywood Kuka me Sophie Tukukino mā/mō Ngā Kura ā Iwi o Aotearoa (WAI 3502) **("the Interested Parties")**

2. This memorandum is filed to support the applications made by Ngāti Hine (Wai 682) and Te Kapotai (Wai 1464/1546) and New Zealand Education Institute (NZEI) and NZEI Te Riu Roa (Wai 3503) in relation to the recent amendments to the Education and Training Act 2020 and the New Zealand Curriculum – Te Mātaiaho, which remove, weaken and deprioritise Te Tiriti o Waitangi ("Te Tiriti").[1]

3. By way of Memorandum Directions dated 19th November, Her Honour Judge Reeves directed the applicant to respond to submissions of the Crown and interested parties by 17 December 2025.[2]

4. On 5 December 2025, the Tribunal received a memorandum of counsel and interested party request, filed by Annette Sykes & Co., on behalf of Ngā Kura ā Iwi o Aotearoa (NKAI).

5. On 5 December 2025, the Deputy Chairperson through electronic email, informed counsel that the interested party request was granted.

[1] Application for urgency, 18 November 2025 (Wai 1464/1546, #3.1.16).
[2] Wai 49, #2.8, Wai 682, #2.84, Wai 1464, #2.5.1, Wai 1546, #2.5.1, Memorandum Directions of The Deputy Chairperson Regarding an Application for an Urgent Inquiry [19 Noema 2025].

6. Accordingly, this memorandum files the Interested Party's response to the Crown's submissions.

DATED at Rotorua this 17 day of December 2025

Annette Sykes	Kalei Delamere-Ririnui	Maia Te Hira	Jack Potaka	Rangipurei Manley

Counsel for the Applicants