

IN THE WAITANGI TRIBUNAL

**WAI 3325
WAI 3262**

**IN THE MATTER
AND**

of the Treaty of Waitangi Act 1975

**IN THE MATTER
AND**

of the Climate Change Priority Inquiry

IN THE MATTER

of a claim by Emily Tuhi-Ao Bailey on behalf of herself
and Climate Justice Taranaki

MEMORANDUM OF COUNSEL

Dated: 10 March 2026

<p>RECEIVED</p>
<p>Waitangi Tribunal</p>
<p>11 Mar 26</p>
<p>Ministry of Justice WELLINGTON</p>

**BENNION
LAW**

Barristers and Solicitors
L1, 1 Ghuznee Street
PO Box 25433
Panama Street
Wellington 6011

Counsel: Tom Bennion / Emma Whiley / Kudrat
tom@bennion.co.nz / emma@bennion.co.nz / kudrat@bennion.co.nz

MAY IT PLEASE THE TRIBUNAL:

1. This memorandum is filed on behalf of Wai 3262, a claim by Emily Tuhi-Ao Bailey on behalf of herself and Climate Justice Taranaki.
2. Claimant counsel were given leave to file evidence in reply by 9 March 2026.¹ Counsel have previously indicated that Professor Ilan Noy will provide reply evidence to that of Mr Kierran Murray.²
3. Unfortunately, Professor Noy has been unable to finalise his evidence this week due to competing priorities. Counsel respectfully seek an extension till 18 March 2026 to do so and submit that minimal prejudice should occur given that Mr Murray will not be appearing until hearing week seven. Crown counsel have been notified of this request and have advised us that they have no issues with it.

Dated at Wellington this 10th day of March 2026



Tom Bennion / Emma Whiley / Kudrat
Counsel for Wai 3262

¹ Wai 3325, #2.6.22(a).

² Wai 3325, A127 – Brief of evidence of Kieran Murray.