TE RŌPŪ WHAKAMANA I TE TIRITI O WAITANGI

Wai 2200

E PĀ ANA KI
CONCERNING

te Treaty of Waitangi Act 1975

Ā,
AND

te Porirua ki Manawatū District Inquiry

HE PĀNUI WHAKAHAU A TE MANA WHAKAHAERE (NAMA 469)

MEMORANDUM-DIRECTIONS (NO. 469) OF CHIEF JUDGE DR C L FOX REGARDING FURTHER POST-HEARING DIRECTIONS AND QUESTIONS IN WRITING FOR HEARING FIVE OF THE WIDER INQUIRY PHASE

11 Hereturikōkā 2026

Tēnā koutou katoa

1. This memorandum-directions concerns further matters arising from hearing five of the Wider Inquiry phase for the Porirua ki Manawatū (Wai 2200) District Inquiry held at the Central Energy Trust Arena from 13 to 17 July 2026.

Ngā pātai ā-tuhinga mō Tā Taihākurei Durie me te whakatakototanga o te pūrongo a Ahorangi Michael Belgrave / Post-hearing questions in writing for Tā Taihākurei Durie and filing of Professor Michael Belgrave's report

2. On 3 August 2026, Tom Bennion, Emma Whiley and Kudrat, counsel for the Muaūpoko Lands and Resources (Wai 2139) claim, sought leave to put questions in writing to Tā Taihākurei Durie concerning his collaborative brief of evidence (Wai 2200, #X22). Counsel seek responses regarding (Wai 2200, #3.2.2038):

   (a) the sources relied upon for Tā Taihākurei Durie's discussion of the alleged sanctuary and the 20,000-acre figure; and

   (b) whether Tā Taihākurei Durie has any comment on Professor Belgrave's recent explanation of the origin of that figure in evidence prepared for the upcoming rehearing of Kāpiti Coast applications under the Marine and Coastal Area (Takutai Moana) Act 2011 (MACA).

3. During hearing five, counsel sought to cross-examine witnesses using extracts from Professor Belgrave's 'From the Foreshore to the Mountains: Contested Interests in the Kukutauaki and Horowhenua Blocks' report (Wai 2200, #X25). I noted, however, that it would not be equitable to expect witnesses to respond to selected extracts without having the opportunity to review the report in its entirety. I indicated that, if reliance was to be placed on Professor Belgrave's report analysis in this inquiry, the full report would need to be filed on the Wai 2200 Record of Inquiry and made available to all parties.

4. Accordingly, counsel are directed to file a complete version of Professor Belgrave's report by **5 pm, Tuesday 18 August 2026.**

5. In the interim, the leave sought is declined, however, following receipt of Professor Belgrave's report, the questions in para 7(a)–(b) of #3.2.2038 may be put to Tā Taihākurei, whose answers should be filed by **5 pm, Tuesday 1 September 2026**.

Ngā pātai ā-tuhinga o te Taraipiunara / Post-hearing five Tribunal questions

6. Questions in writing from Tribunal member Dr Grant Phillipson concerning the evidence of Associate Professor Linda Te Aho (Wai 2200, #X22(b), part 1), Dr Robert Joseph (Wai 2200, #X22(b), part 2), Dean Wilson and Dr Jonathan Procter (Wai 2200, #X4), Grant Huwyler (Wai 2200, #X9), Dianne Rump (Wai 2200, #X10), Vivienne Taueki (Wai 2200, #X15), and Mark Moses (Wai 2200, #X16(a)) are appended.

7. Counsel for the witnesses above are directed to file responses by **5 pm, Tuesday 8 September 2026.**

He Aituā / Passing of Haimona Hemi Te Nahu

8. He heu uta ka kitea, he heu moana e kore e kitea. He tao huata e taea te karo, he tao nā Aituā, e kore. Ka tangi hoki te ngākau ki te rongo i te karere kua tāwhati a Haimona Hemi Te Nahu.

9. E tangi ana mōu, e te pou tokomanawa o te ture, te ringa raupā i ngā mahi o te Taraipiunara o Waitangi, te kaikōkiri i ngā wawata o te iwi Māori. I ngā tau e maha o tō mahi rōia hei kaitautoko mō ngā kaupapa Māori, i kitea tō ū ki te kaupapa, tō manaaki i te tangata, me tō kaha ki te hāpai i ngā whānau, ngā hapū me ngā iwi e rapu ana i te tika.

10. Ahakoa kua mene atu koe ki te pō, kua waiho iho mai koe ngā hua o āu mahi hei taonga tuku iho mō ngā whakatupuranga e heke mai nei. Ka mau tonu tō ingoa i roto i ngā kōrero o te Taraipiunara, i roto hoki i ngā ngākau o te hunga i mahi tahi ki a koe, i tautokohia rānei e koe.

11. Ki te whānau pani, ki ō hoa, ki ō hoa mahi, ki ngā iwi me ngā hapū i whai wāhi ki tō haerenga, tēnei mātou e tuku atu nei i te aroha nui, te whakaaro nui, me ngā mihi whakamaumaharatanga i tēnei wā o te pōuri nui. Kia tau ngā manaakitanga ki runga i a koutou katoa.

12. The Tribunal acknowledges with regret the passing of Haimona Hemi Te Nahu. We note his long involvement in matters before the Waitangi Tribunal and his work in support of whānau, hapū, and iwi in pursuing their claims and aspirations. We record our appreciation for his contributions to this inquiry, and to the law more generally, and recognise the lasting impact of his work. We extend our sincere sympathies to his whānau, friends, colleagues, and all those who mourn his passing.

Me tuku atu te Kairēhita i tētehi kape o tēnei whakahau ki ērā ki te rārangi whakamōhio mō Wai 2200, the Porirua ki Manawatū District Inquiry.

The Registrar is to distribute this direction to all parties on the notification list for Wai 2200, the combined record for claims in the Porirua ki Manawatū District Inquiry.

WHAKAPŪMAUTIA ki Te Whanganui-ā-Tara i te rā 11 o Hereturikōkā 2026

Kaiwhakawā Matua Tākuta C L Fox
Te Mana Whakahaere
TE RŌPŪ WHAKAMANA I TE TIRITI O WAITANGI