,

KEI MUA I TE AROARO O TE RŌPŪ WHAKAMANA I TE TIRITI O WAITANGI

BEFORE THE WAITANGI TRIBUNAL **WAI 1750**

IN THE MATTER OF	**the Treaty of Waitangi Act 1975**
AND	
IN THE MATTER OF	**the North-Eastern Bay of Plenty Inquiry**

MEMORANDUM OF COUNSEL FOR THE CROWN

24 August 2026

Te Tari Ture o te Karauna
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RECEIVED
Waitangi Tribunal
24 Aug 26
Ministry of Justice
WELLINGTON

MAY IT PLEASE THE TRIBUNAL:

1. Filed with this memorandum for the Tribunal's information is a letter sent by Te Tari Whakatau to the Ngaitai Iwi Authority, dated 17 August 2026.

2. The letter refers to Cabinet's recent decision agreeing the Ngai Tai settlement legislation will include a modified ouster clause to preserve the Tribunal's jurisdiction in this district inquiry to inquire into the historical claims of Ngai Tai post-settlement. The Tribunal would have jurisdiction to make findings, but not recommendations, on the historical claims. The Tribunal will be aware that these matters will be subject to ratification of an initialled deed of settlement by the Ngai Tai claimant community and enactment of settlement legislation by Parliament

24 August 2026

C Linkhorn / D Hunt
Counsel for the Crown

TO: The Registrar, Waitangi Tribunal
AND TO: Claimant Counsel