IN THE WAITANGI TRIBUNAL

WAI 1750
WAI 78

IN THE MATTER OF	**the Treaty of Waitangi Act 1975**
AND	
IN THE MATTER OF	**the North-Eastern Bay of Plenty District Inquiry (WAI 1750)**
AND	
IN THE MATTER OF	**a claim by Lucy Steel, Kaareen Hotereni and Ruahine Te Moana brought on behalf of Ngāi Tai (WAI 78)**

MEMORANDUM OF COUNSEL FOR WAI 78

Dated this 8th day of September 2026

RECEIVED
Waitangi Tribunal
8 Sep 26
Ministry of Justice
WELLINGTON

Oranganui Legal

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MAY IT PLEASE THE TRIBUNAL

Introduction

1. This memorandum of counsel is filed on behalf of Wai 78, a claim brought by Lucy Steel, Kaareen Hotereni and Ruahine Te Moana, on behalf of Ngāi Tai.

Hearing week seven suggested transcript corrections

2. On 20 August 2026, the Waitangi Tribunal released the draft public transcript for hearing week 7 of the North-Eastern Bay of Plenty (Wai 1750) District Inquiry, held on 23 February – 27 February 2026 at Ōmaramutu Marae, Toatoa.[1]

3. The Tribunal invited parties to correct any inaccuracies such as misspellings, typographical errors and missing words by no later than 5pm, 11 September 2026.[2]

4. Accordingly, counsel for Wai 78 file alongside this memorandum of counsel, **Appendix A**, which contains minor corrections to the Wai 1750 hearing week 7 transcript.

Post-Hearing week ten questions in writing

5. From 24 August to 28 August 2026, the Tribunal convened hearing week ten of the North-Eastern Bay of Plenty (Wai 1750) District Inquiry at Terere Marae, Ōtara.

6. During the cross-examination of Mr Tony Walzl on Thursday 27 August 2026, counsel for Wai 78 sought leave to file additional questions in writing, due

[1] Wai 1750, #4.1.025.
[2] Wai 1750, #2.6.070.

to time constraints on claimant counsel cross-examination. His Honour, Judge Doogan, granted this leave in person.

7. On 29 June 2026, the Tribunal confirmed all post-hearing questions in writing for technical witnesses are to be filed by 8 September 2026.[3]

1. Accordingly, counsel file **Appendix B** alongside this memorandum, containing questions in writing for Mr Walzl, regarding his report, *Economic Development, Social Services, and Cultural Impacts Overview Report – Vol I: 1870-1930*.[4]

DATED at Paraparaumu this 8th day of September 2026

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Eve Rongo
Counsel for Wai 78

[3] Wai 1750, #2.6.065(a).
[4] Wai 1750, #A38.