REFILING NOTICE

IN THE WAITANGI TRIBUNAL
WAI [TO BE ASSIGNED]

REFILING NOTICE

I, Alaina Koreena Teki-Clark, Chair of Koriniti Marae Māori Reservation Trust, speaking for Ngāti Pāmoana and the legacy of Tauira (Granddaughter of Chief Poutama), file this notice to refile my claim.

1. PROCEDURAL HISTORY

1.1 I filed a Statement of Claim on 9 May 2026, a Supplementary Memorandum on 18 May 2026, an Urgency Application on 18 May 2026, and a Corrected Response on 22 May 2026.

1.2 The Tribunal advised me by letter dated 8 June 2026 that the claim could not be registered while the Ngā Hapū o Te Iwi o Whanganui Claims Settlement Bill was before the House, due to section 6(6) of the Treaty of Waitangi Act 1975 [Exhibit 07].

1.3 On 10 September 2026, the Deputy Registrar confirmed by email that once the Bill received Royal Assent, the Tribunal would be able to register the claim, subject to the Tribunal's filing and jurisdictional requirements [Exhibit 85].

1.4 The Bill received Royal Assent on 11 September 2026 [Exhibit 01]. The Bill is no longer before the House. The section 6(6) bar has lifted.

1.5 I file this notice on that basis, as directed by the Tribunal's letter of 8 June 2026 and the Deputy Registrar's email of 10 September 2026 [Exhibit 85]. I ask that the claim now be processed for registration.

2. CHANGE IN CIRCUMSTANCES: THE WAIRARAPA MOANA DECISION

2.1 On 16 June 2026, the Court of Appeal delivered judgment in *Wairarapa Moana Ki Pouākani Incorporation v Attorney-General* [2026] NZCA 255.

2.2 That decision confirms that finality clauses in Treaty settlement legislation are to be read widely, and that the implementation carve-out in clause 17(5) is narrow.

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2.3 I have considered that decision carefully. I have reframed my claim to focus on the Crown's ongoing failure to implement the settlement properly, a dispute that falls within the implementation carve-out.

2.4 I no longer seek findings on the mandate or ratification process. I seek findings on the Crown's failure to implement the settlement under its own framework and obligations.

3. URGENCY

3.1 The settlement date is 40 working days after Royal Assent. On the settlement date, the Crown will begin transferring assets to the PSGE, including the Koriniti Scenic Reserve.

3.2 The Initial Trustees are named in clause 5.1 of the Trust Deed. They hold overlapping governance and management roles across the Trust and related entities. The Crown's own OIA confirms it did not assess their suitability or whether governance concerns affected the PSGE's fitness for purpose before transferring the assets [Exhibit 09].

3.3 The prejudice is ongoing and intensifying.

3.4 The ouster clause operates on and from the settlement date. Once that date passes, the Crown will argue the Tribunal lacks jurisdiction. Urgency is therefore critical.

4. REQUEST

4.1 I request that the claim be registered and referred to a presiding officer for consideration of the urgency application.

4.2 I ask that urgency be considered as soon as practicable, and that the claim be heard before the settlement date.

5. INTERESTED PARTIES TO BE NOTIFIED

5.1 The following persons and organisations should be notified of this claim:

(a) Te Tari Whakatau / Te Puni Kōkiri, the Crown agencies responsible for the settlement;
(b) Whanganui Land Settlement Negotiation Trust (WLSNT);
(c) Takapau Whāriki Trust;
(d) Tūpoho Investments Ltd / Tūpoho Whānau Trust;

(e) Whanganui District Council, as lender and land seller;
(f) Ken Mair, Tracey Waitokia, Sandi Ranginui, as named trustees and guarantors in the record;
(g) Ngā Hapū o Te Iwi o Whanganui, the 22 hapū and 17 marae, as potentially affected parties.

6. DOCUMENTS FILED

(a) Updated Statement of Claim
(b) Urgency Application
(c) Special Aid Application
(d) One Page Summary
(e) Schedule of Exhibits
(f) Impact Statement: Ngāti Pāmoana
(g) Thematic Table of Contents
(h) Cover Letter
(i) 87 exhibits, available at the following Google Drive folders:

- PART ONE: CURRENT AND CORE EVIDENCE (Exhibits 01–17): https://drive.google.com/drive/folders/1SBFGbsEMGuX2k3CXtT2MRpk0JHXzam-D?usp=drive_link
- PART TWO: BACKGROUND CHRONOLOGY (Exhibits 18–39): https://drive.google.com/drive/folders/1zgst73Wf5AuEjXLQtBmsVwUQhMKX382i?usp=drive_link
- PART THREE: SUPPORTING EVIDENCE (Exhibits 40–87): https://drive.google.com/drive/folders/1ZY0ylFcYoifdE-Hg7hs3CoU2qDuxX8yv?usp=drive_link
- MAIN CLAIM DOCUMENTS (Documents 00–08): https://drive.google.com/drive/folders/1REhkw_1Km6MvSkZwAG_u-4AySYuVRZhU?usp=drive_link
- MASTER FOLDER: ALL FOLDERS: https://drive.google.com/drive/folders/1_pfAFyhHvBKr7XB1--eVRyml7veUhhxh?usp=drive_link

SIGNED:

Alaina Koreena Teki-Clark
Chair, Koriniti Marae Māori Reservation Trust

Speaking for Ngāti Pāmoana and the legacy of Tauira (Granddaughter of Chief Poutama)

[redacted]

11 September 2026