TE RŌPŪ WHAKAMANA I TE TIRITI O WAITANGI

Wai 3300

E PĀ ANA KI *CONCERNING*	te Treaty of Waitangi Act 1975
Ā, *AND*	Tomokia ngā tatau o Matangireia – the Constitutional Kaupapa Inquiry

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HE PĀNUI WHAKAHAU A KAIWHAKAWĀ MATUA DR C L FOX

MEMORANDUM-DIRECTIONS OF CHIEF JUDGE DR C L FOX RELEASING THE AGENDA AND NGĀ PĀTAI MŌ NGĀ POU TIKANGA AHEAD OF THE POU TIKANGA WĀNANGA

14 Haratua 2026

Purpose

1. This memorandum-directions releases the:

    (a) agenda for the pou tikanga wānanga to be held on **Wednesday 20 May 2026**; and

    (b) final questions for the pou tikanga to focus the discussion at the wānanga.

Procedural background

2. In memorandum-directions dated 1 October 2024, I confirmed that staff of the Tribunal would produce a draft report that captures the principles, themes, and issues raised during the wānanga ā-rohe phase of Tomokia ngā tatau o Matangireia – the Constitutional (Wai 3300) kaupapa inquiry. I noted that the final version of the report will be added to the record of inquiry to inform an inquiry tūāpapa, or foundation (Wai 3300, #2.6.19 at [28] – [29]).

3. The draft wānanga ā-rohe report was circulated to parties on 13 March 2026 via memorandum-directions (Wai 3300, #2.6.83 & #2.6.83(a)). I invited parties to file any feedback on the draft report by 24 March 2025 (Wai 3300, #2.6.82 at [18]). I subsequently invited claimant counsel who provided further oral feedback at the judicial conference held on 30 March 2026 to file written submissions by 21 April 2026 (Wai 3300, #2.6.85 at [18]).

4. I previously confirmed that once any feedback arising from parties' submissions had been considered for incorporation into the draft wānanga ā-rohe report, the Tribunal would convene, via audio-visual link (AVL), a panel of pou tikanga to consider the draft report and tikanga principles raised during the wānanga ā-rohe phase. I further advised that the kōrerorero arising from the pou tikanga wānanga will comprise the final section of the wānanga ā-rohe report (Wai 3300, #2.6.82 at [21] – [23]).

5. The Wai 3300 panel prepared a set of initial questions based on the draft wānanga a-rohe report to focus the kōrerorero during the wānanga. These questions were circulated to parties via memorandum-directions on 13 March 2026 (Wai 3300, #2.6.83(c)).

6. In the same memorandum-directions, I invited parties to file any written submissions on the Tribunal panel questions for the pou tikanga by 24 March 2026 (Wai 3300, #2.6.83 at [26]). I subsequently invited claimant counsel who provided further oral feedback at the judicial conference to file written submissions by 21 April 2026 (Wai 3300, #2.6.85 at [28]).

Pou tikanga wānanga

7. In memorandum-directions dated 17 April 2026, I confirmed that the pou tikanga expert wānanga will take place on **Wednesday 20 May 2026** via AVL and advised that Dr Hana O'Regan will both facilitate and participate in the discussion between the pou tikanga panel (Wai 3300, #2.6.85 at [24] & [26]).

8. In memorandum-directions dated 8 May 2026, I confirmed that the pou tikanga panel will comprise (Wai 3325, #2.6.86 at [33]):

    (a) Dr Hana O'Regan;

    (b) Kingi Kiriona;

    (c) Gerrard Albert;

    (d) Dr Ruakere Hond;

    (e) Tā Pou Temara;

(f) Dr Hīria Hape; and

(g) Dr Anaha Hiini.

9. An agenda for the pou tikanga wānanga is accordingly **attached** as **Appendix A.**

10. Participation will be limited to the pou tikanga and members of the Wai 3300 panel. Claimants, claimant counsel, and the Crown will have the opportunity to view the wānanga via AVL, however no questioning by those parties will be permitted. The livestream will include simultaneous translation and both the te reo Māori and English kōrero will be recorded in an official transcript and placed on the record of inquiry (Wai 3300, #2.6.85 at [30]).

Ngā pātai mō ngā pou tikanga

11. I have considered parties' submissions on the initial set of questions for the pou tikanga (Wai 3300, #2.6.83(c)) and accordingly **attach** the final set of questions as **Appendix B.**

12. A supplementary list of questions filed by Darrell Naden and Hugo Fletcher, counsel for the Ngāti Pahaki (Aldridge) (Wai 2377) claim and several other claims (Wai 3300, #3.2.425(b)) are attached as **Appendix C** and may assist the panel in any further interrogation of the primary questions, should time permit during discussion.

Next steps

13. Following the wānanga, Dr O'Regan will produce summaries of the kōrerorero arising, first in te reo Māori, and subsequently in an English translation.

14. I previously directed parties to file submissions on the outcome of the pou tikanga wānanga by 2 June 2026 (Wai 3300, #2.6.85 at [31]) however, given the time required to produce a transcript and the final section of the report, an amended date to make any comment on the transcript or the summary of the wānanga will be confirmed as soon as possible.

15. To preserve the mana of the pou tikanga's kōrero, the final section of the wānanga ā-rohe report will not be amended (Wai 3300, #2.6.85 at [32]).

Me tuku atu te Kairēhita i tētehi kape o tēnei whakahau ki ērā ki te rārangi whakamōhio mō Wai 3300, Tomokia ngā tatau o Matangireia – the Constitutional Kaupapa Inquiry.

The Registrar is to send a copy of this direction to all those on the distribution list for Wai 3300, Tomokia ngā tatau o Matangireia – the Constitutional Kaupapa Inquiry.

WHAKAPŪMAUTIA ki Te Whanganui-a-Tara i te 14 o te Haratua 2026

Kaiwhakawā Matua Dr C L Fox
Tumuaki
TE RŌPŪ WHAKAMANA I TE TIRITI O WAITANGI