WAITANGI TRIBUNAL

Wai 898

CONCERNING the Treaty of Waitangi Act 1975

AND the Te Rohe Pōtae District Inquiry

MEMORANDUM-DIRECTIONS OF JUDGE D J AMBLER

1. Pursuant to clause 5A of the second schedule to the Treaty of Waitangi Act 1975, Leanne Boulton was commissioned on 24 September 2009 to complete a research report on Land Alienation and Land Title Issues 1840 – 1865 for the Te Rohe Pōtae district inquiry (Wai 898, #2.3.25).

2. As this report was seen to constitute the first part of a larger thematic report covering all nineteenth century land issues, I granted Ms Boulton the opportunity to amend and refile the report without prejudice at the completion of the work on land alienation (Wai 898, #2.3.25).

3. On 30 October 2009 this report was filed and entered on the Wai 898 record of inquiry as Wai 898, #A19. The memorandum-directions releasing the report contained a minor typographical error in the date range of the report title (Wai 898, #2.3.30). The correct title of the report is:

   > Hapu and Iwi Land Transactions with the Crown and Europeans in Te Rohe Pōtae Inquiry District c.1840 – 1865

4. On 2 September 2011 Ms Boulton filed her amended report with no substantive changes. I issued memorandum-directions directing the Registrar to enter the report on the Wai 898 record of inquiry (Wai 898, 2.3.75). This was entered on record as Wai 898, #A70.

5. I appreciate that the presence of both #A19 and #A70 on the Rohe Pōtae record of inquiry has caused some confusion; however, I consider that both documents must remain on the record of inquiry for evidential and referencing purposes.

6. Therefore to provide further clarification, I direct the registrar to amend the #A19 document title to include its 'preliminary' status. The #A19 report title will now be recorded on the record of inquiry as:

   > Hapu and Iwi Land Transactions with the Crown and Europeans in Te Rohe Pōtae Inquiry District c.1840 – 1865: a preliminary report.

7. The #A70 final report title will remain as:

   > Hapu and Iwi land Transactions with the Crown and Europeans in Te Rohe Pōtae inquiry district c.1840 – 1865

8. Accordingly, while both #A19 and #A70 are on the record, counsel and the parties are expected to refer to #A70 in any documents filed in the future.

The Registrar is to send copies of this direction to Ms Leanne Boulton and all those on the notification list for Wai 898, the combined record for the Te Rohe Pōtae District Inquiry.

Dated at Whangarei this 26th day of October 2011

Judge D J Ambler
Presiding Officer
WAITANGI TRIBUNAL