

IN THE WAITANGI TRIBUNAL

WAI 2374

WAI 2378

IN THE MATTER OF

The Treaty of Waitangi Act 1975

AND

IN THE MATTER OF

The Latimer and Piripi Claim

AND

IN THE MATTER OF

The Legal Aid (Holloway, Mack
and Mahara and) Claim

**MEMORANDUM OF COUNSEL SEEKING ADJOURNMENT OF
PROCEEDINGS**

DATED 17 OCTOBER 2012

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| RECEIVED |
| Waitangi Tribunal |
| 18 Oct 2012 |
| Ministry of Justice WELLINGTON |

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MAY IT PLEASE THE TRIBUNAL

1. By way of memorandum of counsel dated 5th October 2012¹ counsel advised that the Ministry of Justice and counsel are to enter mediation.
2. Positive progress is being made.
3. A mediator has now been confirmed and a date for mediation has been set down for 29th October 2012.
4. By way of memorandum of counsel dated 25 September 2012² counsel filed the 'Review of Waitangi Legal Aid invoice payment delays'³ ("the Review").
5. The Review addressed and made recommendations which if instigated would resolve many of the issues pleaded to in the Wai 2378 claim.
6. The mediation will attempt to address and resolve the remaining outstanding issues not addressed by the Review.
7. Counsel is aware that all alternatives to an urgent hearing including mediation should be investigated. Accordingly while mediation is being utilised and as a matter of good faith, counsel seeks to adjourn the Wai 2378 claim for a period of eight weeks to enable enough time for both parties to try to address and resolve the remaining issues.
8. Counsel advises that the Ministry of Justice concur and agree with the adjournment sought.

¹ Wai 2378,#3.1.18

² Wai 2378,#3.1.16

³ Wai 2378,#A008

DATED at Auckland this 17th October 2012.

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David Martin Stone

TO: The Registrar, Waitangi Tribunal, Ian Millard QC and those on the Wai 2374
and Wai 2378 notification lists.