IN THE WAITANGI TRIBUNAL

WAI 898
WAI 1112
WAI 1113

IN THE MATTER of The Treaty of Waitangi Act 1975 (as amended)

AND Claims in Te Rohe Pōtae Inquiry consolidated under Wai 898

AND the Wai 1112 claim by **MANIHERA FORBES** and **MERE GILMORE** on behalf of themselves and Ngāti Hikairo

AND the Wai 1113 claim by **MANIHERA FORBES** and **MERE GILMORE** on behalf of themselves and Ngāti Hikairo

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MEMORANDUM OF COUNSEL FOR NGĀTI HIKAIRO ON EVIDENCE FROM SECOND HEARING DATED THE 18th DAY OF FEBRUARY 2013

RECEIVED
Waitangi Tribunal
18 Feb 2013
Ministry of Justice
WELLINGTON

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MAY IT PLEASE THE TRIBUNAL

1. This memorandum reports on the filing of evidence as directed by the Presiding Office in his Memorandum and Directions of 18 December 2013 (doc #2.6.4) and seeks an extension to the filing date for the written answers to questions of cross-examination provided by the Crown.

2. The evidence of Frank Thorne that was presented at the second hearing week on Te Pitihana (Te Ōhākī Tapu) included visual presentations of pictures and of maps. Due to their size, electronic copies of the presentations have been filed directly, and in person, with the Waitangi Tribunal. In these circumstances counsel have not served copies on the Crown and other parties. Given that the presentations have already been made and cross-examination undertaken viva voce, it is submitted that there is no prejudice to any party by the failure to serve in this instance and that parties will receive copies in due course through the Waitangi Tribunal's own registration process.

3. Mr Tom Moke is due to file his answers to questions of cross-examination today. We have received nine questions from the Crown. Mr Moke has asked us for further time to file his answers (we note he has been busy in the preparation of a brief of evidence for another group that was filed today). We seek leave to file his answers to the Crown's questions of cross-examination on or by Friday 22 February 2013.

DATED at Auckland this 18th day of February 2013

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Dominic Wilson
Counsel for the Wai 1112/1113 Claimants