IN THE WAITANGI TRIBUNAL
TE ROHE POTAE INQUIRY

WAI 898

IN THE MATTER of the Treaty of Waitangi Act 1975

AND

IN THE MATTER of Te Rohe Potae inquiry (Wai 898)

AND

IN THE MATTER of a claim by Rodney Graham and others on behalf of themselves and the Kauwhata Treaty Claims Komiti and Nga Uri Tangata o Ngati Kauwhata ki Te Tonga (Wai 784)

AND

IN THE MATTER of a claim by Edward Penetito and others on behalf of Ngati Kauwhata Claims Komiti, Te Marae Komiti of Kauwhata Trust and Nga Uri Tangata o Ngati Kauwhata ki Te Tonga (Wai 972)

AND

IN THE MATTER of a claim by Richard Edward Orzecki, Ropata William Miratana and Patricia Ngatakutai Jacobs on behalf of themselves, and of Te Kotahitanga o te Iwi o Ngati Wehi Wehi (Wai 1482)

JOINT MEMORANDUM OF COUNSEL REGARDING MATTERS ARISING FROM HEARING WEEK 4

Dated: this 28th day of June 2013

RECEIVED
Waitangi Tribunal
28 Jun 2013
Ministry of Justice
WELLINGTON

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MAY IT PLEASE THE TRIBUNAL:

1. This Joint Memorandum of Counsel is filed on behalf of the following claims:

   (a) a claim by Rodney Graham and others on behalf of themselves and the Kauwhata Treaty Claims Komiti and Nga Uri Tangata o Ngati Kauwhata ki Te Tonga (Wai 784) (represented by Rainey Collins);

   (b) a claim by Edward Penetito and others on behalf of Ngati Kauwhata Claims Komiti, Te Marae Komiti of Kauwhata Trust and Nga Uri Tangata o Ngati Kauwhata ki Te Tonga (Wai 972) (represented by Morrison Kent); and

   (c) a claim by Richard Edward Orzecki, Ropata William Miratana and Patricia Ngatakutai Jacobs on behalf of themselves, and of Te Kotahitanga o te Iwi o Ngati Wehi Wehi (Wai 1482) (represented by Rainey Collins),

   together, "the Claimants".

2. This Memorandum is filed in relation to matters raised during hearing week 4.

Wharepuhunga List of Owners

3. At the conclusion of the presentation of the Wai 1482 claim on 12 April 2013, counsel for Wai 784 and Wai 1482 were granted leave to file a list of Ngati Kauwhata and Ngati Wehi Wehi tupuna included in the list of owners for the Wharepuhunga block.

4. Accordingly, the Claimants have now identified the following persons included in the Wharepuhunga list of owners[1] as being of Ngati Kauwhata and/or Ngati Wehi Wehi descent:

[1] Otorohanga MB No.4, pp 325-336

(a) Akapita Tahitanga

(b) Amene te One

(c) Harihona te Whetu

(d) Hanita te Kooro

(e) Harihona Te Whetu

(f) Heneti Erena (correct spelling Heneti Erana (Te Wanui))

(g) Hoani Taipua

(h) Ihakra te Tuku (correct spelling Ihakara Te Tukumaru)

(i) Pareuhuia Tino

(j) Ruiha te Oha

(k) Ruera te Nuku

(l) Tarei Tahitanga

(m) Toroa Renata

(n) Te Koti Paora

(o) Taongahuia Kiri

(p) Tino Tangata

(q) Te Arai te Kooro

(r) Te Iwi Ngaro te Kooro

(s) Te Kooro Renao

(t) Te Tauhu Hukiki

(u) Riingi Raimapuha

(v) Te Amene Te One (correct spelling Te Amine Te One)

(w) Waharoa Ihakara (Tukumaru)

(x) Waikiekie Ihakara (Tukumaru)

(y) Waretini Tuainuku

5. The Claimants wish to note that the Ngati Kauwhata/Ngati Wehi Wehi descent of the abovenamed persons does not preclude any other whakapapa affiliations these persons may have.

6. The Claimants further say that they have identified people who are of Ngati Kauwhata/Ngati Wehi Wehi descent only as means of demonstrating that Ngati Kauwhata/Ngati Wehi Wehi as a whole had interests in the area of land which became the Wharepuhunga Block. The Claimants are not in any way endorsing the individualisation of title that occurred.

Dated this 28th day of June 2013

Peter Johnston