

IN THE WAITANGI TRIBUNAL

WAI 898

IN THE MATTER of The Treaty of Waitangi Act 1975

AND Claims in Te Rohe Pōtae Inquiry and consolidated under Wai 898

AND the Wai 928, 1255, 987 and 1230 claims

**MEMORANDUM OF COUNSEL PROVIDING QUESTIONS OF
CLARIFICATION AND CROSS EXAMINATION INDICATIONS FOR
HEARING WEEK 8 TECHNICAL WITNESSES**

14 OCTOBER 2013

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Waitangi Tribunal
14 Oct 2013
Ministry of Justice WELLINGTON

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MAY IT PLEASE THE TRIBUNAL

1. This memorandum is filed in response to the memorandum-directions of the Presiding Officer directing that questions of clarification and requests to cross-examine technical witnesses appearing in Week 8 should be filed by midday Monday 14 October 2013.¹
2. This memorandum is filed on behalf of:
 - i The Wai 928 claim by Raymond Tawhaki WI, Michael Tangahoe Burgess and Jane Crown on behalf of themselves and the hapū of Ngāti Raerae;
 - ii The Wai 1255 claim by John Titari Wi, Pauline Kay Stafford, Hone Titari Turu and Mere McGee on behalf of themselves and the hapū of Ngāti Urunumia;
 - iii The Wai 987 claim by Tame Te Nuinga Tuwhangai and Wayne Anthony Houpapa on behalf of themselves and the hapū of Ngāti Hari/Ngāti Urunumia; and
 - iv The Wai 1230 claim by Tame Te Nuinga Tuwhangai, Wayne Anthony Houpapa, Abra Matena, Terry Turu and Rangi Tahuri Te Ruruku on behalf of themselves and the hapū of Ngāti Huru.

Questions of clarification and cross examination indications

3. Counsel seek leave to file questions of clarification and cross examination indications for the report #A100 *Ngāti Maniapoto Mana Motuhake: Report for Ngāti Maniapoto Claimants and the Waitangi Tribunal*.
4. Leave is sought to file the questions of clarification attached hereto and marked "Appendix A".
5. Leave is reserved to file cross examination topic indications on the above matters depending on the answers provided in response.

¹ Wai 898 # 2.1.259.

6. Counsel seek leave to cross examine the authors of the above report as follows:
 - i For Wai 1255 Ngāti Urunumia on the Ngāti Urunumia case study (page 166 – 178);
 - ii For Wai 1230 on Ngāti Huru presence within the Ngāti Maniapoto rohe;
 - iii For Wai 987 on Ngāti Hari/Ngāti Urunumia relationships; and
 - iv For Wai 928 on Ngāti Raerae interactions within the Ngāti Maniapoto rohe.
7. Counsel estimates that 10 minutes will be required for this cross-examination

Potential addition of further report to be heard during hearing week 8

8. Counsel understand that the hearing week 8 timetable is being finalised by hearing week 8 claimant counsel. Counsel further understand that there is the possibility that Jane Luiten's report #A24 *Local Government in Te Rohe Pōtae* may be heard during hearing week 8 should hearing time allocations allow.
9. In the event that Ms Luiten's #A24 report is scheduled to be presented in hearing week 8, counsel will seek leave to file questions of clarification and cross examination indications for the report at that time.

Dated this 14th day of October 2013 at Auckland



Counsel for the claimants
Bernadette Arapere / James Fong