IN THE WAITANGI TRIBUNAL **WAI 1040**

IN THE MATTER of the Treaty of Waitangi Act 1975

AND

IN THE MATTER of Te Paparahi o Te Raki Inquiry (WAI 1040)

MEMORANDUM OF COUNSEL

DATED THIS 12TH DAY OF NOVEMBER 2013

RECEIVED
Waitangi Tribunal
12 Nov 2013
Ministry of Justice
WELLINGTON

AURERE LAW
Barristers & Solicitors
P.O. Box 1693
DX JP30025
ROTORUA
Tel: 07 348 0034
Fax: 07 346 2933

Counsel Acting: Terena Wara

MAY IT PLEASE THE TRIBUNAL

1. This memorandum is filed by the Coordinating Counsel for the Mangakahia Taiwhenua with regard to planning issues for Hearing Week Six.

2. The Mangakahia Taiwhenua had a Hui on Saturday 9 November 2013 at Te Aroha Marae. Presentations were made at the Hui by those claimants seeking hearing time for Hearing Week Six,[1] and a detailed hearing plan has been prepared based on the decisions of that Hui.

3. The detailed hearing plan is attached to this memorandum at **Appendix A**.

4. The Tribunal has intimated its desire to depart the hearing venue on Friday 20 December 2013 by 3:00pm. Given the loss of time to Hearing Week Six if it is to be concluded by 3:00pm, the claimants seek that the hearing time of Monday 16 December 2013 to Thursday 19 December 2013 is extended to conclude at 5:30pm.

5. To clarify the position of technical evidence, we confirm that summaries of the following reports will be presented during Hearing Week Six:

   a. T Walzl, Wai 1040, Doc #E34

   b. Peter McBurney, Wai 1040, Doc #A13

6. With regard to the site visit, leave is sought for a site visit to take place on Sunday 15 December 2013 following the powhiri at Korokota Marae.

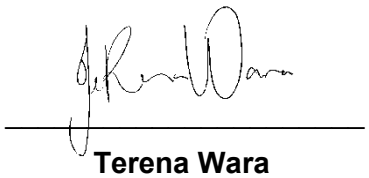
7. The claimants have also intimated a desire for a second site visit to take place at some stage during the hearing week, however the logistics of this are still being worked through by the claimants.

[1] The claimants present at the Mangakahia Taiwhenua Hui who sought hearing time included the following claims: Wai 990; Wai 1430; Wai 1930; Wai 861; Wai 1537; Wai 2021; Wai 2217; Wai 1524; Wai 1537; Wai 2355 & Wai 688.

8. The Mangakahia Taiwhenua is yet to approve a detailed site visit plan, and the next Taiwhenua Hui is scheduled for Saturday 30 November 2013.

9. We therefore seek leave to file a detailed site visit plan following the next Mangakahia Taiwhenua Hui, on Monday 02 December 2013.

Dated at Rotorua this 12th day of November 2013



Terena Wara