

IN THE WAITANGI TRIBUNAL

Wai 1040

CONCERNING

the Treaty of Waitangi Act 1975

AND

the Te Paparahi o Te Raki
Inquiry

MEMORANDUM-DIRECTIONS OF JUDGE C T

COXHEAD 24 February 2023

Requests regarding handover of Stage Two Report

1. The Waitangi Tribunal has received a number of requests regarding holding a handover ceremony for *Tino Rangatiratanga me Te Kāwanatanga, Part 1 of the Report on Stage 2 of Te Paparahi o Te Raki Inquiry*.
2. Submissions on this matter were received between 20 December 2022 and 25 January 2023 from the following:
 - a) Bryce Lyall on behalf of Puketotara Block (Wai 421) claim, Taraire 1E2 Block (Wai 593) claim, Inland Kerikeri (Wai 869) claim, Kororipo Lands & Resources (Wai 1247) claim, Kauwhata, Rangi and Wharetōtara (Wai 1383) claim, Te Whiu and Kin Hapū (Wai 1890) claim, and Taniwha and Others Lands (Wai 2010) claim (Wai 1040, #3.4.48).
 - b) Annette Sykes, Kalei Delamere-Ririnui and Te Maiora Rurehe on behalf of Tai Tokerau Land (Wai 354) claim, Geoffrey Fuimaono-Karena on behalf of the Kaneihana Wairemana Trust, the Wairemana Whānau Trust, the Eruera Garland Whānau Trust and the Wire Mohi Whānau Trust (Wai 1151-1169) claim, Ngāti Kawa & Ngāti Manu Customary Title, Rights & Custom (Wai 1514) claim, Ngāti Manu Hapū (Baker) (Wai 1535) claim, and Ngāti Rahiri Hapū o Ngāpuhi (Tane, Baker and Davis) (Wai 1664) claim (Wai 1040, #3.4.49).
 - c) Darrell Naden and Steph Roughton on behalf of Ngāti Tai Lands (Cotter-Williams) (Wai 2063) claim, Te Whānau o Rataroa (Aldridge) (Wai 2376) claim, Ngāti Pahaki (Aldridge) (Wai 2377) claim, and Tahawai (Aldridge) (Wai 2382) claim (Wai 1040, #3.4.50).
 - d) Dr Bryan Gilling, Rox Soriano and Daniel Hilton on behalf of Whangaroa Lands and Fisheries (Wai 58) claim, Puhupuhi State Forest (Wai 246) claim, Te Waimimiti Block (Wai 605) claim, Te Waimate-Taiamai and other lands (Bay of Islands) (Wai 862) claim, Te Atatu Lands (Auckland) (Wai 914) claim, Pāremata Mōkau A16 Land (Wai 1148) claim, Kapa Whanau (Wai 1515) claim, Wainui D Block (Wai 1613) claim, Pāremata Mōkau A13 Block (Wai 1726) claim, Te Orewai Te Horo Trust (Wai 1753) claim, Block 1H8A (Leslie) (Wai 1943) claim, and Walls Bay Reserve Environmental Degradation (Wai 2424) claim. (Wai 1040, #3.4.51).
 - e) Daniel Watkins on behalf of Taepa Kiwa - Te Uri o Te Aho (Wai 1259) claim, Ihutai Hapū (Wai 1538) claim, and Descendants of Wharepapa Tohu (Wai 1543) claim. Counsel is (Wai 1040, #3.4.52).
 - f) Alana Thomas, Ihipera Peters and Aroha Herewini on behalf of Kororipo Pa (Wai 492) claim, Ngāti Rēhia Hapū (Wai 1341) claim, and Wharetapu o Ngāpuhi (Pou) (Wai 2062) claim (Wai 1040, #3.4.53).
 - g) Andrew Irwin on behalf of the Crown (Wai 1040, #3.4.54).
3. All of the submissions supported a handover ceremony and there was a specific request for a formal handover to Ngā Hapū o Ngāpuhi (over at least two days) before May 2023 (Wai 1040, #3.4.53(a)).

Decision

4. I can confirm that the Tribunal will convene a handover ceremony for *Tino Rangatiratanga me Te Kāwanatanga, Part 1 of the Report on Stage 2 of Te Paparahi o Te Raki Inquiry*.
5. However, this will take place when the pre-publication version has been made final.
6. The panel has already started the process of finalising the report. I recently invited all parties in the inquiry to submit any proposed revisions concerning typographical and referencing errors only by 5pm, Friday 31 March 2023 (Wai 1040, #2.7.35).
7. Given the finalisation process required for the report, it is unlikely that a handover will be able to be performed before May 2023 as requested.
8. Claimants, counsel and interested parties will be notified of a suitable date for the handing over of the finalised report as soon as this indication can be provided.
9. We do not see a delay in the handover of the report impacting the important steps forward that claimants and the Crown need to enter into to settle their claims. We would hope that the report in pre-publication form assists with those discussions. It was our intention that in providing the report earlier on a pre-publication basis that the Crown and claimants in Te Paparahi o Te Raki would use the report to advance their discussions and negotiations.

The Registrar is to send this direction to all those on the notification list for Wai 1040, the Te Paparahi o Te Raki inquiry.

DATED at Te Matatini, Tāmaki Makaurau, this 24th day of February 2023



Judge C T Coxhead
Presiding Officer

WAITANGI TRIBUNAL