

IN THE WAITANGI TRIBUNAL

Wai 2500

CONCERNING

the Treaty of Waitangi Act 1975

AND

the Military Veterans Kaupapa
Inquiry

**MEMORANDUM-DIRECTIONS OF CHIEF JUDGE W W ISAAC REGARDING
PLANNING FOR HEARING ONE OF THE STAGE ONE INQUIRY**

26 April 2023

Hearing planning

Background

1. On 17 February 2023, I issued a memorandum-directions confirming that the Military Veterans Kaupapa Inquiry (Wai 2500) will proceed in two stages (Wai 2500, #2.5.83 at [28]):
 - (a) Stage one will focus on claims concerning Parts Three, Four and Five of the Tribunal Statement of Issues (TSOI).
 - (b) Stage two will focus on claims concerning historical conflicts reflected in Parts One and Two of the TSOI.
2. I also confirmed that hearing one of stage one will be held in the week of 12 June 2023, in Rotorua. The venue was to be confirmed in future memorandum-directions (Wai 2500, #2.5.83 at [34]).
3. To assist with stage one hearing planning, I directed co-ordinating counsel to confer with inquiry parties and file a memorandum advising (Wai 2500, #2.5.83 at [32]):
 - (a) the conflict(s) or operation(s) in which the claimants intend to bring evidence;
 - (b) the number and location of any veteran witnesses counsel intend to call; and
 - (c) the specific witnesses counsel intend to recall from our earlier oral evidence hearings phase.
4. I sought responses from parties on several matters, including proposals for further research, claims concerning nineteenth-century domestic campaigns, and the Crown's updated timeframe for filing its final statement of response (and any early concessions or acknowledgements). (Wai 2500, #2.5.83).
5. I confirm that the Tribunal has received the responses outlined at [3] – [4] above, as directed.

Hearing one

6. I am mindful that there is not an abundance of time until the first hearing scheduled in June 2023, and that there is a need to provide certainty to parties in preparation for this hearing.
7. Therefore, I now direct co-ordinating counsel to file a memorandum by **12pm, Wednesday 10 May 2023** addressing:
 - (a) the claims to be heard in hearing one;
 - (b) the number of days required for hearing; and
 - (c) a suggested hearing venue in Rotorua.
8. In my 17 February 2023 memorandum-directions, I confirmed the hearing of two Tribunal-commissioned reports: Wai 2500 #A251, chapters 5-9; and Wai 2500 #A250 (Wai 2500, #2.5.83 at [35]). This evidence will require two days to present.



9. The Tribunal's preferred approach to organising stage one hearings more generally will be confirmed in due course.

Draft inquiry timetable

10. **Attached** as **Appendix A** is a draft inquiry timetable, noting key filing dates and milestones ahead of hearing one.

11. Counsel are now invited to provide any feedback on this draft by **12pm, Wednesday 10 May 2023**.

Wider inquiry planning matters

12. Finally, I confirm that the Tribunal will address wider inquiry planning matters in a future memorandum-directions.

The Registrar is to send this direction to all those on the notification list for Wai 2500, the Military Veterans Kaupapa inquiry.

DATED at Gisborne this 26th day of April 2023



Chief Judge W W Isaac
Presiding Officer

WAITANGI TRIBUNAL