

**IN THE HIGH COURT OF NEW ZEALAND
AUCKLAND REGISTRY**

**I TE KŌTI MATUA O AOTEAROA
TĀMAKI MAKĀURAU ROHE**

**CIV-2017-404-563
CIV-2017-404-558
CIV-2017-404-539
CIV-2017-404-537**

UNDER The Marine and Coastal Area (Takutai Moana) Act 2011

IN THE MATTER Of strike out applications under the Marine and Coastal Area (Takutai Moana) Act 2011

BETWEEN TE RŪNANGA O NGĀTI WHĀTUA Applicant

AND JOSEPH (HOHEPA) ROBERT KINGI on behalf of NGAPUHI NUI TONU, NGATI RAHIRI, NGATI AWA, NGA TAHUHU AND NGAITEWAKE
CIV-2017-404-537
First Respondent

RIHARI DARGAVILLE on behalf of NGATI KAUWĀU AND NGATI AWA
CIV-2017-404-558 CIV-2017-404-539
Second Respondent

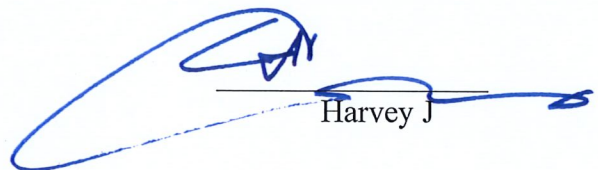
Date: 7 December 2022

Counsel: M Chen and C J Saunders for Applicant
T J Castle for Respondents
G S G Erskine for Interested Party
G L Melvin for Attorney-General – Interested Party
(All by telephone)

Minute: 7 December 2022

**TELEPHONE CONFERENCE MINUTE OF HARVEY J
(Re: Strike Out Applications)**

- [1] Earlier today a telephone conference was convened with counsel.
- [2] Following that, I directed Ms Chen to file and serve her written submissions from today's conference by **5.00 pm today**.
- [3] Mr Castle is to file his client's submission in reply by **20 December 2022**.
- [4] I also grant leave to Ms Chen to file the affidavit of Dame Naida Glavish, as discussed during the conference, as soon as possible. I reserve leave for Mr Castle's clients to file a reply affidavit, if required.
- [5] Ms Chen is granted leave to file an application to seek the opportunity to file a further reply submission to that of Mr Castle, if necessary.
- [6] Mr Melvin is granted leave to file a submission to either submission of Ms Chen or Mr Castle. It would assist if he could confirm his intention to do so or otherwise also by **20 December 2022**.
- [7] If Mr Erskine wishes to file a written submission arising out of today's conference then, like Ms Chen, he may do so by the end of today.
- [8] Leave is reserved for counsel to seek further directions on any matter arising out of this Minute.



Harvey J

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