

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

**I TE KŌTI MATUA O AOTEAROA  
TE WHANGANUI-A-TARA ROHE**

**CIV-2017-404-481  
CIV-2017-485-221  
CIV-2017-485-224  
CIV-2017-485-232  
CIV-2017-485-259  
CIV-2017-485-260  
CIV-2017-485-267  
Group M Stage 1(a)**

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

IN THE MATTER OF an application for orders recognising  
Customary Marine Title and Protected  
Customary Rights

On the Papers

Minute: 3 October 2023

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**MINUTE OF GWYN J  
(Directions for joint memorandum; recalling witness; site visit)**

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[1] I thank counsel for the applicants for their joint memorandum of 29 September 2023 in respect of timetabling matters and questions for the Pūkenga (joint memorandum), and the 2 October 2023 memorandum of counsel for Te Hika o Pāpūma as to the proposed further evidence on mean high-water springs (MHWS evidence).

[2] I have just now received a memorandum from counsel for the Attorney-General, but have not yet had an opportunity to consider it fully. In addition, counsel for the applicants signal in the joint memorandum that they will file an updating memorandum, in relation to the MHWS evidence and its possible impact on timetabling and the Stage 1(a) and 1(b) hearing areas, by Friday 6 October 2023. That memorandum should also address the Attorney-General's memorandum of

25 September 2023, where counsel flagged an overlap between the Group M and Group N hearing areas and sought directions accordingly.

[3] The Court is conferring with the Pūkenga about the proposed amended questions.

[4] In the meantime, I confirm that the further evidence of Tony Walzl will be heard at **10.00 am on Friday 6 October 2023** (participation by VMR available) and that the third site visit will take place on **Tuesday 10 October 2023** (weather permitting).

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**Gwyn J**