

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

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

**CIV-2017-404-481
CIV-2017-485-193
CIV-2017-485-220
CIV-2017-485-221
CIV-2017-485-224
CIV-2017-485-226
CIV-2017-485-232
CIV-2017-485-259
CIV-2017-485-260
CIV-2017-485-267**

Group M

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:

Counsel: J P Ferguson for Trustees of Ngāti Kahungunu ki Wairarapa Tāmaki-nui-a-
Rua Settlement Trust (CIV-2017-485-221)
D C F Naden and S Yogakumar for Te Hika o Papaūma
(CIV-2017-485-226)

Minute: 7 February 2023

**MINUTE (NO 4) OF CHURCHMAN J
[Appointment of pūkenga]**

[1] In my minute of 10 November 2022,¹ I directed Mr Ferguson to confirm that Dr Joseph was willing and able to accept appointment as pūkenga in the Group M Stage 1(b) proceedings.

¹ The Marine and Coastal Area (Takutai Moana) Act 2011, *Minute (No 2) of Churchman J, Pūkenga appointment*, 10 November 2022.

[2] Mr Ferguson filed a memorandum on 24 November 2022 confirming that he had contacted Dr Joseph and ascertained that Dr Joseph was willing and able to accept appointment as the pūkenga for the Group M Stage 1(b) hearing scheduled to commence on 12 February 2024.

[3] In my minute of 10 November 2022, I had directed that any counsel opposing the appointment of Dr Joseph as pūkenga in the Group M Stage 1(b) hearing should file a memorandum.

[4] Only one memorandum has been received. That was by Mr Naden on behalf of Te Hika o Papaūma. He confirms that his client consents to the appointment of Dr Joseph as pūkenga in this matter.

[5] No other memoranda commenting on this proposal have been received. Accordingly, Dr Robert Joseph is hereby appointed as pūkenga for the Group M Stage 1(b) hearing.

[6] Subject to the possibility of amending or adding to the questions that Dr Joseph is required to answer, I propose that they be the same questions as set out in relation to the Group M Stage 1(a) hearing.

Churchman J