

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

**I TE KŌTI MATUA O AOTEAROA
NGĀMOTU ROHE**

**CIV-2017-485-282
CIV-2011-285-797
CIV-2011-485-814
CIV-2017-485-803
CIV-2017-485-210
CIV-2017-485-213
CIV-2017-485-293
CIV-2017-485-300
CIV-2017-485-183
CIV-2017-485-243**

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 Inns for Te Rūnanga o Ngāti Ruanui Trust (CIV-2017-485-282)
E Rongo for Ngāti Manuhiakai (CIV-2011-485-797)
E Rongo for Kanihi-Umutahi Hapū (CIV-2011-485-814)
E Rongo for Okahu Inuawai Hapū (CIV-2011-485-803)
L Black for Araukuuku Hapū (CIV-2017-485-210)
L Black for Ngāti Tū Hapū (CIV-2017-485-213)
D Bullock for Ngāti Hāua Hapū, Ngāruahinerangi (CIV-2017-485-293)
T Bennion for Ngāti Tamaahuroa and Titahi Hapū and Oeo Pa Trustees
(CIV-2017-485-300)
M Piripi for Te Kāhui o Rauru Trust (CIV-2017-485-183)
D Edmunds for Te Korowai o Ngāruahine Trust (CIV-2017-485-243)
G Melvin for Attorney-General

Minute: 1 March 2023

**MINUTE OF CHURCHMAN J
[Case Management Conference – New Plymouth (No 3)]**

[1] Counsel for all 11 applicant groups in this South Taranaki area have filed a joint memorandum dated 28 February 2023. The memorandum seeks various timetable directions in respect of the hearing of the recognition orders applied for by these applicants.

[2] Attached to the application was a map depicting the proposed hearing area. The map does not define the boundaries of the hearing area by precise geographic coordinates but the northern boundary is depicted as being a point on the coast approximately half-way between Opunake in the north and Pihama towards the south.

[3] The southern boundary is an area on the coast slightly to the west Kai Iwi. The southern boundary incorporates most of the application area of Ngā Rauru (CIV-2017-485-183) but exclude a triangular area where that application overlaps with Patutokotoko (CIV-2017-485-254) and Te Awa Tupua (CIV-2017-485-301).

[4] The memorandum records that the applicants are considering requesting that the proposed hearing take place at a marae/pā. It does not propose any specific location but says that further discussions will be held. Presently, it is intended that the hearing will be held in the High Court at New Plymouth.

[5] The following indicative timetable is proposed.

Action	Date
Applicants file their evidence (35 weeks before hearing)	1 July 2024
Joint mapping project filed (35 weeks before hearing)	1 July 2024
Interested parties, other than the Attorney-General, file their evidence (23 weeks before hearing)	16 September 2024
Attorney-General files evidence (18 weeks before hearing)	21 October 2024
Close of pleadings date (16 weeks before hearing)	4 November 2024

Applicants' evidence in reply to be filed (14 weeks before hearing)	18 November 2024
Applicants' file opening submissions, statement of agreed facts, and bundles of authorities (11 weeks before hearing)	9 December 2024
Attorney-General files submissions and bundles of authorities (2 weeks before hearing)	3 February 2025
Interested parties file submissions and bundles of authorities (2 weeks before hearing)	3 February 2025
Draft joint hearing timetable to be filed (2 weeks before hearing) (Filed by counsel to assist Court, noting that the Court will regulate its own timetable)	3 February 2025
Hearing begins	17 February 2025

[6] The memorandum confirms that counsel for the Attorney-General had been consulted and agreed with the proposed timetable.

[7] Accordingly, the proposed timetable is adopted.

[8] The memorandum also addressed the issue of appointment of a pūkenga and the setting of questions for the pūkenga. It was proposed that this should occur following filing of evidence.

[9] All evidence will be filed no later than **21 October 2024** and, as at that date, counsel for the applicant groups are to file submissions as to the identity of any proposed pūkenga and proposed questions.

Churchman J