

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

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

CIV-2011-485-821

IN THE MATTER OF the Marine and Coastal Area (Takutai
Moana) Act 2011

IN THE MATTER OF an application by the Trustees of the
Ngāti Pahauwera Development Trust
TORO WAAKA, TANIA HODGES,
TUREITI MOXON,
CHAANS TUMATAROA-CLARKE,
NGAIRE CULSHAW, REX ADSETT and
RICHARD ALLEN on behalf of NGĀTI
PAHAUWERA for Customary Marine
Title, Wahi Tapu Protection and Protected
Customary Rights, originally filed by
WAYNE TAYLOR, RUKUMOANA
WAINOHU and KUKU GREEN as an
application for protected customary rights

On the papers:

Counsel: R N Smaill and E James for Trustees of the Ngāti Pahauwera
 Development Trust
 S Eccles for Trustees of Maungaharuru Tangitu Trust
 S J Roughton for Ngai Tahu o Mohaka Waikare
 J Mason for Maanu Paul, Evelyn Ratima and Hillary Seymour
 L Underhill-Semm for Ngāti Parau
 G L Melvin for Attorney-General (Interested Party)
 M Williams for Pan Pac Forest Products Ltd (Interested Party)

Minute: 14 February 2020

MINUTE (NO. 1) OF CHURCHMAN J

[1] At the case management conference (CMC) held in Napier on 4 February 2020, interested parties made a strike-out application in respect of that part of the revised claim

lodged on behalf of Ngāti Pahauwera that related to the area south of the current mouth of the Esk River.

[2] Time has now been made available for the hearing of the interlocutory strike-out application which will be heard in the High Court at Napier on 6 and 7 April 2020.

[3] Counsel appearing for parties in support of the strike-out application are required to file their submissions no later than 10 working days prior to 6 April 2020, with counsel for Ngāti Pahauwera and any other party that might oppose the strike-out application to file and serve their submissions no later than five working days prior to 6 April.

Churchman J