

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

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

CIV-2011-485-817

IN THE MATTER OF	the Marine and Coastal Area (Takutai Moana) Act 2011
IN THE MATTER OF	an application for an order recognising Customary Marine Title and Protected Customary Rights
BY	the late Claude Augustin Edwards (deceased), Adriana Edwards and others on behalf of Te Whakatōhea

On the papers:

Counsel: H K Irwin-Easthope for Te Runanga o Ngāti Awa
(CIV-2017-485-196)

Minute: 13 May 2020

MINUTE (NO. 13) OF CHURCHMAN J

[1] Counsel for Ngāti Awa filed a memorandum dated 1 May 2020, together with an unsworn affidavit of Leonie Simpson.

[2] The memorandum sought leave to file the affidavit unsworn on the basis that it had not been possible to print an annex to the affidavit large research reports and that as soon as it was possible to do that, an affidavit affirmed by Ms Simpson would be filed. Leave is granted to file the unsworn affidavit on that basis.

[3] The memorandum also sought an extension of two weeks to file an affidavit from Dr Hohepa Mason. Dr Mason is 87 years old and issues to do with the COVID-19 Alert Level 4 and 3 restrictions, it meant that he had been unable to finalise his affidavit. His affidavit was said to be supplemental to that of Ms Simpson's. An extension of two weeks from the due date is granted.

[4] The memorandum confirmed that Ngāti Awa did not wish to have that part of its application (CIV-2017-485-196) that overlaps with the Whakatōhea application and the other cross-applications to be heard and determined by the Court as part of these proceedings. The memorandum recorded that Ngāti Awa would actively participate in the hearing to oppose those parts of the application where there was an overlap between the applicants and Ngāti Awa's claims.

[5] The memorandum also put forward the name of Te Kei Merito for consideration for appointment as a pukenga. That issue will be the subject of a separate minute.

Churchman J