

**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 Pāhauwera Development Trust TORO WAAKA, TUREITI MOXON, CHAANS TUMATAROA-CLARKE, REX ADSETT, GERALD ARANUI, AMIRIA TOMOANA and TOM KEEFE on behalf of NGĀTI PĀHAUWERA for Customary Marine Title, Wāhi Tapu Protection and Protected Customary Rights

On the papers:

Counsel: R N Smail, E A James and B Saldanha for Trustees of the
Ngāti Pāhauwera Development Trust
M Mahuika, L Underhill-Sem and T Afoa for Ngāti Pārau
G S G Erskine, D C F Naden, S M Yogakumar and M Sreen for
Ngāi Tahu ō Mōhaka Waikare
K Anderson, A Buchanan and M Dicken for Maungaharuru-Tangitū
Trust
B Lyall and L Thornton for Mana Ahuriri Trust
H P Harwood for Hawke's Bay Regional Council
M Williams for Pan Pac Forest Products Limited
R Roff, R Budd and S Gwynn for Attorney-General

Minute: 10 May 2021

MINUTE (NO. 14) OF CHURCHMAN J

[1] The Court has now released the decision in *Re Edwards (Whakatōhea No. 2)*.¹

¹ *Re Edwards (Whakatōhea No. 2)* [2021] NZHC 1025.

[2] This decision addresses a number of the issues that were the subjects of submissions in the present case.

[3] In the interests of fairness, it is appropriate that I give all counsel the opportunity of filing further written submissions on points arising directly from the decision in *Re Edwards (Whakatōhea No. 2)* that are relevant in the present case.

[4] Accordingly, should counsel wish to file further submissions addressing these issues, such submissions are to be filed and served by **5 pm, Monday 17 May 2021**.

A handwritten signature in black ink, reading "P.B. Churchman J". The signature is written in a cursive, flowing style.

Churchman J