

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

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

**CIV-2017-485-167  
CIV-2017-485-171  
CIV-2017-485-172  
CIV-2017-485-182  
CIV-2017-485-218  
CIV-2017-485-251  
CIV-2017-485-266  
CIV-2017-485-365  
CIV-2017-485-251**

IN THE MATTER OF     an application for recognition orders under the  
Marine and Coastal Area (Takutai Moana) Act 2011

BY                         Te Rūnanga a Rangitāne Kaituna  
                              (CIV-2017-485-167)  
                              Tahauaroa-Riwaka Houra Whānau  
                              (CIV-2017-285-171)  
                              Tahaura-Watson Whānau (CIV-2017-485-172)  
                              Henare Tahauaroa-Watson Whānau  
                              (CIV-2017-485-182)  
                              Ngāti Koata (CIV-2017-485-218)  
                              Rangitāne o Wairau (CIV-2017-485-251)  
                              Ngāi Tūāhuriri (CIV-2017-485-266)  
                              Te Ātiawa o Te Waka-a-Māui (CIV-2017-485-365)  
                              West Coast Regional Council (Interested Party)

On the papers:

Counsel:     T Castle for CIV-2017-485-167  
                  T Bennion and L Black for CIV-2017-485-171, CIV-2017-485-172, and  
                  CIV-2017-485-182  
                  A Irwin for CIV-2017-485-218  
                  M Radich and S Wadworth for CIV-2017-485-251  
                  J Appleyard for CIV-2017-485-266  
                  M Houra for CIV-2017-485-365  
                  A Logan for CIV-2017-485-365 and CIV-2017-485-251 (Interested Party)  
                  G Melvin for Attorney-General

Minute:       31 May 2021

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**MINUTE (NO. 5) OF CHURCHMAN J**  
**[Case Management Conferences 2021]**

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*CIV-2017-485-167*

[1] Mr Castle has filed a memorandum advising that evidence preparation is underway but that the matter will not be ready for hearing for at least 12 months.

[2] As requested, the matter is adjourned until the 2022 CMCs. Counsel's attendance at the CMC in Nelson on 11 June 2021 is excused.

*CIV-2017-485-171, CIV-2017-485-172, and CIV-2017-485-182*

[3] Mr Bennion has filed a memoranda recording that the applicant is engaged in discussions with overlapping applicants and is making progress with historical research. It is likely that the applicant will seek a hearing date at the next CMC.

[4] As sought, this application is adjourned until the 2022 CMCs.

[5] The applicant is encouraged to continue to engage with overlapping claimants. The Court will expect that the memorandum filed prior to the next CMC will report on the outcome of discussions with overlapping claimants and also identify those overlapping claims which the applicant believes may suitably be heard at the same time as this application.

[6] Counsel's attendance at the CMC on 11 June 2021 is excused.

*CIV-2017-485-218*

[7] Mr Irwin has filed a memorandum confirming that direct engagement with the Crown is proceeding and that the applicant has provided the Crown with the evidence in support of its application.

[8] This application is adjourned for 12 months until the 2022 CMCs. The appearance of counsel at the 11 June 2021 CMC is excused.

*CIV-2017-485-251*

[9] Ms Wadworth filed a memorandum recording that despite the applicant's preference of direct engagement, there has been no meaningful response from the Crown on this topic, and that the Crown's draft Engagement Strategy indicates that engagement with Te Tau Ihu is not scheduled until 2035-2045. The memorandum records ongoing progress with evidence preparation.

[10] As requested, this matter is adjourned for 12 months until the 2022 CMCs. Counsel's attendance at the CMC scheduled for Nelson on 11 June 2021 is excused.

*CIV-2017-485-266*

[11] Ms Appleyard's memorandum confirms that evidence preparation is proceeding and that the applicant has also been engaging in discussions with overlapping applicants. It is indicated this may possibly result in the withdrawal of parts of the claim.

[12] The applicant is encouraged to continue with this dialogue. This application is adjourned for 12 months until the 2022 CMCs. The appearance of counsel at the 11 June 2021 CMC is excused.

*CIV-2017-485-365*

[13] Ms Houra filed a memorandum confirming that evidence preparation is underway but the application is not ready for timetabling. The memorandum refers to an intention to discuss matters with overlapping applicants, and the applicant is strongly encouraged to do that.

[14] The application is adjourned for 12 months to the next round of CMCs. Counsel's appearance at the 11 June 2021 CMC is excused.

*CIV-2017-485-365 and CIV-2017-485-251*

[15] Mr Logan has filed a memorandum on behalf of the West Coast Regional Council (the Council) in respect of these two matters where the Council was an interested party. The memorandum advises that the Council has reviewed its participation and no longer wishes to continue as a party.

[16] Accordingly, the Council is removed as a party to these proceedings and the appearance of counsel at the CMC on 11 June 2021 is excused.

**Churchman J**