

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

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

CIV-2011-485-793

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

IN THE MATTER OF Application by Colin Francis Reeder and Ors
on behalf of Ngā Pōtiki a Tamapāhore trust
for an order recognising Customary Marine
Title and Protected Customary Rights

Date of 30 November 2021
Conference:

Appearances: J Lewis for Ngā Pōtiki ā Tamapāhore Trust (CIV-2011-485-793)
M Sharp for Ngāti Hē Hapū Trust (CIV-2017-485-219)
T Bennion for Te Tāwharau o Ngāti Pūkenga (CIV-2017-485-250) and
Ngāi Te Hapū (CIV 2017-485-257)
J Gear for Ngāi Te Rangī Settlement Trust (CIV-2017-485- 244H)
K Feint QC and I Peters for Ngā Hapū o Te Moutere o Motiti
(CIV-2015-485-767)
H Irwin-Easthope and K Tarawhiti for Te Rūnanga o Ngāti Awa
(CIV-2017-485-196)
B Cunningham for Te Uri a Tehapū (CIV-2017-404-562)
J Koning for Ngāti Whakahemo (CIV-2017-485-223)
J Kahukiwa for Ngā Koromatua Hapū o Ngāti Whakaue Te Arawa Waka
(CIV-2017-404-568H)
J Mason for Te Rūnanga o Ngāti Whakaue ki Maketū Inc
(CIV-2016-485-770)
J Pou for Ngāti Makino Heritage Trust and Ngāti Pīkiao Iwi Trust
(CIV-2017-485-291)
C Bidois for Te Kapū o Waitaha Trust
R Budd and A Goosen for the Attorney General
L Murphy for Ford Land Holdings PTY Limited, Te Tumu Kaituna 14
Trust, Sunchaser Investments Limited Partnership and Carrus
Corporation Limited
B Scott for the Seafood Industry Representatives
R Boyte for Tauranga City Council
C Bulow for Bay of Plenty Regional Council

Date of Minute: 30 November 2021

**CONFERENCE MINUTE (No. 21) OF POWELL J
[Ngā Pōtiki Minute No. 30]**

[1] As foreshadowed in [16]-[19] of Minute (No. 20) this conference was convened for the purpose of hearing submissions on four issues that had arisen in the course of closing submissions. The submissions made at the conference will be considered in the Ngā Pōtiki Stage 2 judgment in due course.

[2] In addition, leave was granted for additional submissions to be filed as follows:

- (a) to enable Ngāti Whakahemo to reply to the Crown submissions presented in the closing submissions hearing on whether the foreshore of Motunau is included within the certificate of title; and
- (b) to enable counsel generally to complete or correct cross-referencing of evidence relied upon in closing submissions, with such to be included in separate memoranda rather than through filing updated closing submissions.

[3] All additional material set out in [2] above is to be filed by 14 December 2021.



Powell J