

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

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

CIV-2017-485-305

UNDER	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	Tamihana Paki on behalf of Te Parawhau (CIV-2017-485-000305)
BY	Korokota Marae on behalf of Te Parawhau Hapū (CIV-2017-485-799)
BY	Patuharakeke Te Iwi Trust Board (CIV-2017-485-281)
BY	Stephen Panoho on behalf of Te Rae Ahu Whenua Trust (CIV-2017-485-239)
BY	Te Rūnanga o Ngāti Whātua on behalf of Ngāti Whātua (CIV-2017-404-563)
BY	Pereri Mahanga on behalf of Te Waiariki, Ngāti Korora, Ngāti Takapari (CIV-2017-404-566)
BY	Ngatiwai Trust Board on behalf Ngatiwai (CIV-2017-485-283).
BY	Kare Rata on behalf of Ngā Hapū o Ngāti Wai (CIV-2017-404-554)
BY	Louise Collier on behalf of Ngāti Kawau and Te Waiariki Korora (CIV-2017-485-398)
BY	Te Tawharau o Ngāti Pūkenga o behalf of Ngāti Pukenga (CIV-2017-485-250)

Continued: .../2

BY	Te Rūnanga o Ngāti Hine on behalf of Ngāti Hine (CIV-2017-485-231)
BY	Elvis Reti on behalf of the Reti Whānau (CIV-2017-485-515)
BY	Maia Honetana on behalf of Ngāi Tahuu, Ngāti Tu ki Ngāti Kūkukea (CIV-2017-404-573)
BY	Waimarie Kingi on behalf of Ngā Hapū o Tangaroa aki Te Ihu o Manaia tae atu ki Mangawhai (CIV-2017-404-579)
BY	Joseph Kingi on behalf of Ngāpuhi Nui Tonu, Ngāti Rahiri, Ngā Tahuu and Ngaitawake (CIV-2017-404-537)
INTERESTED PARTIES	The Attorney-General J Kingi on behalf of Ngāpuhi hapū and Ngāpuhi-nui-tonu (MAC-01-01-50) Channel Infrastructure NZ Ltd Marsden Cove Canals Management Ltd Northport Ltd Fletcher Concrete and Infrastructure Ltd (Golden Bay) Marine Park Ltd and Port Road Ltd trading as Port Nikau Joint Venture; and Waka Kotahi NZ Transport Agency Langs Beach Society

Hearing: On the papers

Counsel: C Hockly for Te Parawhau (CIV-2017-485-000305)
R and M Enright for Korokota Marae on behalf Te Parawhau Hapū (CIV-2017-485-799)
K Dixon, L Tothill and T Talamaivao for Patuharakeke Te Iwi Trust Board (CIV-2017-485-281)
B Lyall and H Swedlund for Te Rae Ahu Whenua Trust (CIV-2017-485-239)
I Paniora for Te Rūnanga o Ngāti Whātua (CIV 2017-404-563)
J P Kahukiwa for Te Waiariki, Ngāti Korora, Ngai Takapari (CIV-2017-404-566)
J Inns and K van Wijngaarden for Ngāti Wai (CIV-2017-485-283; CIV-2017-404-554)
J Mason, U Kuddus and P Corbett for Ngāti Kawau (CIV-2017-485-398); Ngā-Puhi-nui-tonu (CIV-2017-404-537); Reti Whānau (CIV-2017-485-515)

T Bennion and O Ford Brierley for Ngāti Pūkenga
(CIV-2017-485-250)
C Terei-Tipene for Ngāti Hine (CIV-2017-485-231)
T Afeaki and G Erskine for Ngā Hapū O Tangaroa aki Te Ihu o
Manaia tae atu ki Mangawhai (CIV-2017-404-579)
J Golightly for North Port Limited
J Golightly for Marsden Cove Management Ltd
C Simmons, E Ellis for Channel Infrastructure NZ Ltd
R Roff, Y Moinfar-Yong for Attorney-General
G Mathias for Langs Beach Society

Date: 4 March 2026

MINUTE OF HARVEY J

[1] I thank counsel for Te Rūnanga o Ngāti Whātua for their 12 September 2025 memorandum. By that memorandum, counsel confirmed that her client seeks the discontinuance application regarding Whangārei Harbour. A notice of discontinuance was filed per r 15.20 of the High Court Rules 2016. To avoid doubt, in subsequent correspondence with the Registrar, counsel confirmed that the discontinuance applied only to the Whangārei Harbour area and not the Whangārei coast.

[2] I direct the Registrar to formally note the Court's record that the application by Te Rūnanga o Ngāti Whātua to the Whangārei Harbour is discontinued and that the Runanga's claims to the Whangārei coast remain extant.

[3] There is no issue as to costs.

Harvey J