

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

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

**CIV-2017-485-299**

UNDER the Marine and Coastal Area (Takutai Moana)  
Act 2011

IN THE MATTER of an application for orders recognising  
Customary Marine Title and Protected  
Customary Rights

BY The late Claude Augustin Edwards  
(deceased), Adrian Edwards and others on  
behalf of Te Whakatōhea

Dean Flavell on behalf of Hiwarau C,  
Turangapikitoi Waiōtahe and Ōhiwa of  
Whakatōhea (CIV-2017-485-375)

Larry Delamere on behalf of Pākōwhai Hapū  
(CIV-2017-485-264), and Te Whānau-a-  
Apanui (CIV-2017-485-278)

Tracy Francis Hillier on behalf of  
Ngāi Tamahaua Hapū (CIV-2017-485-262),  
and Te Hapū Titoko o Ngāi Tama  
(CIV-2017-485-377)

Muriwai Maggie Jones on behalf of Ngāi Tai  
(CIV-2017-485-270), and Muriwai Maggie  
Jones and Te Aururangi Davis on behalf of  
Ririwhenua Hapū (CIV-2017-485-272)

Te Ūpokorehe Treaty Claims Trust and others  
on behalf of Te Ūpokorehe (CIV-2017-485-  
201)

Christina Davis on behalf of Ngāti Muriwai  
Hapū (CIV-2017-485-269)

Pita Tori Biddle and Karen Stefanie  
Mokomoko on behalf of Te Uri o Whakatōhea  
Rangatira Mokomoko (CIV-2017-485-355)

Bella Savage and Waipae Perese on behalf of  
Te Whānau a Harawaka (CIV-2017-485-238)

John Hata, Te Ringahuia Hata and Antoinette  
Hata on behalf of Ngāti Patumoana (CIV-  
2017-485-253)

Te Tāwharau o Te Whakatōhea (formerly  
Whakatōhea Māori Trust Board) on behalf of  
Whakatōhea Hapū (CIV-2017-485-292)

Hearing: On the papers

Counsel: A Sykes & S Fletcher for Ngāti Ira o Waiōweka (CIV-2017-485-  
299)  
C Panoho-Navaja & J Alexander for Ngāi Tamahaua Hapū  
(CIV-2017-485-262) & Te Hapū Titoko o Ngāi Tama (CIV-2017-  
485-377)  
M Smith KC & T Bennion for Ngāti Patumoana (CIV-2017-485-  
253)  
B Lyall for Te Ūpokorehe Treaty Claims Trust (CIV-2017-485-201)  
M Sharp for Ngāti Muriwai Hapū (CIV-2017-485-269)  
E Rongo for: Ngāi Tai (CIV-2017-485-270) & Ririwhenua Hapū  
(CIV-2017-485-272)  
R Siciliano for Te Uri o Whakatōhea Rangatira Mokokoko (CIV-  
2017-485-355)  
C Leaunga for Te Whānau a Harawaka (CIV-2017-485-238)  
J Pou for Te Tāwharau o Te Whakatōhea (CIV-2017-485-292)  
K Feint KC for Ngāti Ruatakenga  
B Cunningham for Te Whakatōhea (CIV-2011-485-817), Hiwarau  
C, Turangapikitoi Waiōtahe and Ōhiwa of Whakatōhea (CIV-2017-  
485-375), Pākōwhai Hapū (CIV-2017-485-264) & Te Whānau-a-  
Apanui Hapū (CIV-2017-485-278)

Interested Parties:

H Irwin-Easthope for Te Rūnanga o Ngāti Awa (CIV-2017-485-  
196)  
M Mahuika & N Coates for Te Rūnanga o te Whānau-a-Apanui  
(CIV-2017-485-318)  
R Roff for Attorney-General  
A Green and for Whakatāne District Council  
M Hill for Ōpōtiki District Council  
R M Boyte for Bay of Plenty Regional Council  
B Scott for Seafood Industry Representatives

Minute: 14 May 2026

---

**MINUTE OF HARVEY J**

---

[1] I thank counsel for their joint memorandum of 15 December 2025.

[2] I am currently exploring options for the assigning of a Judge to hear the proposed two-week rehearing proceedings. Once that has been resolved, then the assigned Judge will need to confer with scheduling to find available dates.

[3] In the meantime, these and related matters can be discussed at the annual case management conference round tentatively scheduled for the end of August 2026. If, however, counsel would prefer an earlier case management conference via VMR then they should let the Registrar, Mr Lange, know by memorandum.

Harvey J