

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

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

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

IN THE MATTER OF See Schedule
APPLICATIONS BY

Hearing: On the papers

Counsel: R A Siciliano, C T Maitara for Ngā Pōtiki and Whakatōhea
Rangatira Mokomoko
K S Feint KC for Ngā Hapū O Te Moutere O Motiti and Ngāti
Ruatakenga
J Mason for Te Rūnanga O Ngāti Whakaue ki Maketu Inc,
Tangihia Hapū and Manu Paora Whanau
C B Hirschfeld for Ngāti Hei, Ngāti Huarere ki Whangapoua,
Ngāti Pu, and Ngāti Hako
B R Lyall for Ngāti Porou ki Hauraki, Te Upokorehe
J P Kahukiwa for Ngāti Whakaue
J P Koning for Ihakara Tangitu Reserve and Ngāti Whakahemo
M J Sharp for Ngāti He
H P Richards-Coxhead for Ngāti Tara Tokanui
J N Gear for Ngā Hapū o Ngāi Te Rangi
T H Bennion for Ngāti Pūkenga, Ngāi Te Hapu, and Ngāti
Patumoana
J M Pou for Ngāti Makino and Ngāti Pikiāo and Whakatōhea
Maori Trust Board

Cont/2

Minute: 7 September 2026

**MINUTE OF HARVEY J
[Eastern Bay of Plenty]**

T Sinclair for Edwards on behalf of Te Whakatōhea, Te Uri A Te Hapu, Whakatōhea Pakowhai, Whanau A Apanui Hapū and Hiwarau, Turangapikitoi and Ohiwa of Whakatōhea
 N R Coates and S C Burton for Ngāi Taiwhakaea Hapu
 H K Irwin-Easthope , W I Gucake for Ngāti Awa
 L H Watson for Ngāti Hikakino, Ngāi Te Rangihouhiri II, Te Tāwera
 C R Leauga for Te Whānau a Te Harawaka
 C M Panoho-Navaja and J C Alexander for Ngāi Tamahaua and Te Hapu O Titoko Ngāi Tama
 M J Sharp for Ngāti Muriwai
 E K Rongo for Ngāi Tai and Ririwhenua Hapu
 M K Mahuika for Ngāti Ranginui,
 M K Mahuika and N R Coates for Te Whānau ā Apanui
 A T Sykes, S W Fletcher for Ngāti Ira o Waioweka Rohe
 T N Hauraki for Trustees of Rurima Island Maori Reservation

Schedule

CIV-2011-485-793 Ngā Pōtiki
 CIV-2015-485-767 Ngā Hapū o Te Moutere o Motiti
 CIV-2016-485-770 Te Rūnanga o Ngāti Whakaue ki Maketu Inc
 CIV-2017-404-480 Ngāti Hei
 CIV-2017-404-482 Ngāti Huarere ki Whangapoua
 CIV-2017-404-483 Ngāti Pu
 CIV-2017-404-528 Ngāti Hako
 CIV-2017-404-556 Ngāti Porou ki Hauraki
 CIV-2017-404-568 Ngāti Whakaue
 CIV-2017-485-195 Ihakara Tangitu Reserve
 CIV-2017-485-219 Ngāti He
 CIV-2017-485-222 Ngāti Tara Tokanui
 CIV-2017-485-223 Ngāti Whakahemo
 CIV-2017-485-244 Ngā Hapū o Ngāi Te Rangi
 CIV-2017-485-250 Ngāti Pūkenga
 CIV-2017-485-257 Ngāi Te Hapu
 CIV-2017-485-291 Ngāti Makino and Ngāti Pikiao
 CIV-2017-485-514 Tangihia Hapū

CIV-2011-485-817 Edwards on behalf of Te Whakatōhea
CIV-2017-404-562 Te Uri A Tehapu
CIV-2017-485-185 Ngāi Taiwhakaea Hapu
CIV-2017-485-196 Ngāti Awa
CIV-2017-485-201 Te Upokorehe
CIV-2017-485-227 Ngāti Hikakino, Ngāi Te Rangihouhiri II, Te
Tāwera
CIV-2017-485-238 Te Whānau a Te Harawaka
CIV-2017-485-253 Ngāti Patumoana
CIV-2017-485-262 Ngāi Tamahaua
CIV-2017-485-264 Whakatōhea Pakowhai
CIV-2017-485-269 Ngāti Muriwai
CIV-2017-485-270 Ngāi Tai
CIV-2017-485-272 Ririwhenua Hapū
CIV-2017-485-278 Whānau ā Apanui Hapū
CIV-2017-485-292 Whakatōhea Māori Trust Board and Ngāti
Ruātākenga
CIV-2017-485-294 Ngāti Ranginui
CIV-2017-485-299 Ngāti Ira o Waioweka Rohe
CIV-2017-485-317 Trustees of Rurima Island Maori Reservation
CIV-2017-485-318 Te Whānau ā Apanui
CIV-2017-485-355 Whakatōhea Rangatira Mokomoko
CIV-2017-485-375 Hiwarau, Turangapikitoi and Ohiwa of
Whakatōhea
CIV-2017-485-377 Te Hapu O Titoko Ngāi Tama
CIV-2017-485-513 Manu Paora Whānau

CIV-2011-485-817 Edwards for Te Whakatōhea; CIV-2017-485-185 Ngāi Taiwhakaea Hapū; CIV-2017-485-196 Ngāti Awa; CIV-2017-485-201 Te Upokorehe; CIV-2017-485-253 Ngāti Patumoana; CIV-2017-485-262 Ngāi Tamahaua; CIV-2017-485-270 Ngāi Tai; CIV-2017-485-272 Ririwhenua Hapū; CIV-2017-485-292 Ngāti Ruatakenga; CIV-2017-485-292 Whakatōhea Māori Trust Board; CIV-2017-485-299 Ngāti Ira o Waioweka Rohe; CIV-2017-485-318 Te Whanau a Apanui; CIV-2017-485-355 Whakatōhea Rangātira Mokomoko; CIV-2017-485-377 Te Hapū O Titoko Ngāi Tama; and CIV-2017-485-513 Manu Paora Whanau

[1] Further to the recent case management conference, the registrar confirms that the following dates have been identified as available for the rehearing of the *Edwards* proceeding:¹

(a) 1 February to 12 February 2027 – nine days; and

(b) 22 March to 25 March 2027 – four days.

[2] These dates take into account the *Ngāti Pāhauwera* two week proceeding in the Court of Appeal in March 2027.² While the precise start and end date may change once Churchman J resumes carriage of the matter, I now confirm these dates so that applicants can access funding and commence preparations in earnest.

[3] Counsel should file a memorandum if there are any issues with these dates.

Harvey J

¹ *Re Edwards Whakatōhea* [2021] NZHC 1025, [2022] 2 NZLR 772.

² *Re Ngāti Pāhauwera (Stage 1)* [2021] NZHC 3599; *Re Ngāti Pāhauwera (Stage 2)* [2023] NZHC 15.