

**IN THE SUPREME COURT OF NEW ZEALAND**

**SC49/2007  
[2008] NZSC 34**

BETWEEN NEW ZEALAND MAORI COUNCIL  
First Appellant

AND THE FEDERATION OF MAORI  
AUTHORITIES INCORPORATED  
Second Appellant

AND TUMU TE HEUHEU  
Third Appellant

AND ATTORNEY-GENERAL  
First Respondent

AND SIR GRAHAM LATIMER, PAUL  
MORGAN, KINGI SMILER, JANET  
MASON, GREGORY FORTUIN AND  
ANGELA FOULKES  
Second Respondent

AND TE PUMAUTANGA O TE ARAWA  
TRUST  
Third Respondent

AND **SC 50/2007**

BETWEEN NEW ZEALAND MAORI COUNCIL  
First Appellant

AND THE FEDERATION OF MAORI  
AUTHORITIES INCORPORATED  
Second Appellant

AND TUMU TE HEUHEU ARIKI OF NGATI  
TUWHARETOA  
Third Appellant

AND ATTORNEY-GENERAL  
First Respondent

AND SIR GRAHAM LATIMER, PAUL  
MORGAN, KINGI SMILER, JANET  
MASON, GREGORY FORTUIN AND

ANGELA FOULKES  
Second Respondents

AND

TE PUMAUTANGA O TE ARAWA  
TRUST  
Third Respondent

Court: Elias CJ, Blanchard and Wilson JJ

Judgment: 6 May 2008

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**JUDGMENT OF THE COURT GRANTING LEAVE TO INTERVENE**

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- A. Leave to intervene is granted to Ngati Makino Heritage Trust.**
- B. The Intervener's written submissions must be filed and served by 19 May.**
- C. The court will determine at the hearing whether the Intervener will be given the opportunity of making oral submissions.**

Solicitors:

Kathy Ertel & Co., Wellington for First and Second Appellants  
Feint & Co., Wellington for Tumu Te Heuheu  
Crown Law Office, Wellington, for First Respondent  
Buddle Findlay, Wellington for Second Respondents  
Bell Gully, Wellington for Third Respondent  
Rangitauira & Co., Rotorua, for Ngati Makino Heritage Trust (Intervener)