

KEI MUA I TE ROOPU WHAKAMANA I TE TIRITI O WAITANGI

WAI 2341
WAI 1040

MO TE TAKE O

Te Ture Te Tiriti o Waitangi 1975

ME

TE TAKE O

an application for an urgent hearing by Rudolph Taylor, Lizzie Mataroria, Heremoananuiakiwa Kingi and others for and on behalf of themselves and a number of hapu who support Te Kotahitanga o Nga Hapu Ngapuhi

BRIEF OF EVIDENCE OF PITA TIPENE

Dated this 12th Day of March 2014

RECEIVED

Waitangi Tribunal

12 Mar 2014

Ministry of Justice
WELLINGTON

Director

Aidan Warren

Solicitor Acting

Season-Mary Downs

One on London
1 London Street
PO Box 9348
Hamilton 3240
New Zealand

DX GP 20020

T 64-7-838 2079

F 64-7-839 4652

W www.mccawlewis.co.nz



McCaw Lewis
LAWYERS

MENA E PAI ANA KI TE ROOPU WHAKAMANA I TE TIRITI O WAITANGI:

1. My name is Pita Tipene and I am the Chairman of the Nga Hapu o Te Takutai Moana Taiwhenua (sub-region).
2. I provide this brief of evidence to update the Tribunal on recent developments within Nga Hapu o Te Takutai Moana in respect of the Crown's recognition of the Tuhoronuku Deed of Mandate.
3. At the Nga Hapu o Te Takutai Moana meeting held on 11 March 2014 the following resolutions were passed:

- (a) That Ngati Hine, Ngati Manu, Te Kapotai, Te Roroa, Ngati Kuta and Patukeha reconfirm our opposition to the Tuhoronuku Deed of Mandate.

Moved: Phillip Bristow/Pita Clark.

- (b) That Nga Hapu o Te Takutai Moana write a letter to the Crown outlining our Nga Hapu o Te Takutai Moana position in response to their letter dated 14 February 2014 recognising the Tuhoronuku Deed of Mandate.

Moved: Moka Puru/Arapeta Hamilton.

- (c) That Nga Hapu o Te Takutai Moana file a joint memorandum in support of Wai 2341 application for an urgent hearing.

Moved: Arapeta Hamilton/Iris Niha.

- (d) That each Wai claim and hapu file an individual memorandum in support of Wai 2341 and Nga Hapu o Te Takutai Moana prepare individual and collective affidavits.

Moved: Arapeta Hamilton/Richard Nathan.

4. A comprehensive submission was made by Nga Hapu o Te Takutai Moana during the public submission process in opposition to the Tuhoronuku Deed of Mandate (Submission dated 18 August 2014 **attached** as

Appendix A). We do not believe that the Crown has addressed the issues raised in our submission and we continue to oppose the forced inclusion of hapu, marae and claims in the Tuhoronuku Deed of Mandate.

5. We have also requested copies of the submissions made in respect of the Tuhoronuku Deed of Mandate and the Crown has not yet released these. We therefore support paragraph 11 of the memorandum of counsel filed by Aurere Law which seeks that a teleconference be convened to discuss the release of official information and to recommence the application for an urgent hearing.¹
6. In line with the above resolutions, claimants and counsel will file additional memoranda in respect of the Wai 2341 application for an urgent hearing. I will also file further evidence fully updating the Tribunal in the near future.

Dated this 12th Day of March 2014

A handwritten signature in black ink, appearing to read 'Pita Tipene', is centered on the page. The signature is written in a cursive, flowing style.

Pita Tipene
Chairman of Nga Hapu o Te Takutai Moana

¹ Memorandum of Counsel filed by J Pou, 5 March 2014, para 11.