

APPENDIX III

RECORD OF HEARING

The claim was first notified by a letter of 19 January 1984, was redefined in a 'submission' dated 24 June 1984 and finally defined in a further 'submission' dated 8 March 1985 which appears in Appendix 1.

The Tribunal was constituted to comprise Chief Judge Durie (Chairman), Mr W Herewini QSO, JP and Mr MJQ Poole. Notice of the initial claim and of a hearing scheduled for Paoa Whanaunga marae, Kaiaua on 25 March 1985 was despatched on 22 February 1985 to:

- ▶ The members of the Board of Maori Affairs being the Minister of Maori Affairs, Hon MB Couch, the Secretary for Maori Affairs Mr IK Puketapu, the Director-General of Lands, the Valuer-General, Mr KT Wetere MP (as he then was), Sir Graham Latimer, Sir Hepi Te Heuheu, Mrs G Kirby, Mr J Bennett, Ms D Henare, Mr P Kaua, Mr J Karetai, Mr B Mackie and Mr T Te Kani.
- ▶ The Director and Assistant Director of Department of Maori Affairs, Hamilton
- ▶ The Member of Parliament for Northern Maori
- ▶ Mr G Evans and the Evans Family Partnership
- ▶ The Secretary, Tainui Maori Trust Board
- ▶ Mr G Rogers for Waiheke Land Action Society Inc.,
- ▶ Mr G Blair and Ms V Rickard

Public notice was given in the *New Zealand Herald* and *Auckland Star* on 23 February. The further particulars of claim subsequently filed were despatched to those abovenamed on 14 March 1985.

Following the death of Mr Herewini on 24 March 1985, those abovenamed were individually advised of the postponement of the hearing and public notice of the postponement was given by radio and newspaper on 25 March 1985.

The Tribunal was constituted to comprise Chief Judge Durie (Chairman), Mr ED Nathan JP and Mr MJQ Poole.

Notice of hearing at Paoa Whanaunga marae, Kaiaua on 2 September 1985 was despatched 2 August 1985 to those abovenamed and to Mr T Pihama, and Dr DV Williams who had since expressed an interest.

Public notice was given in the *Auckland Star*, *New Zealand Herald* and *Waikato Times* on 3 August 1985 and 17 August 1985.

REPORT ON THE WAIHEKE ISLAND CLAIM

The hearing opened at Paoa Whanaunga marae, Kaiaua on 2 September 1985 and closed on 6 September 1985.

At the hearing:

- ▶ Ms C Shaw appeared for the claimants
- ▶ Mr W Archibald appeared for the Board and Department of Maori Affairs and Miss I Te Uira was appointed Interpreter.

In addition to Counsel, those who gave evidence or submissions were, in this order:

- ▶ Hariata Gordon of Ngati Paoa
- ▶ Kaaho Andrews of Urikaraka/Ngati Paoa
- ▶ Pateriki Thompson of Ngati Hura/Ngati Paoa
- ▶ Dan Rawiri of Ngati Paoa
- ▶ Tanu Andrews of Ngati Tamariki/Ngati Marutuahu/Ngati Paoa
- ▶ Roro Puke of Ngati Paoa/Ngati Wairere
- ▶ Wharetoroa Kerr of Waiohua
- ▶ Huhurere Tukukino of Ngati Tamatera/Ngati Paoa
- ▶ Dick Rakena of Ngati Tamatera/Ngati Paoa
- ▶ John Clark of Ngati Paoa
- ▶ Hemi Watene of Ngati Whatua
- ▶ Hera Kahi of Ngati Hura/Ngati Paoa
- ▶ Des Castle of Ngati Paoa/Ngati Hako
- ▶ Tupu Rawiri of Ngati Paoa/Ngati Whanaunga
- ▶ Shirley Cox of Ngati Maniapoto
- ▶ Pat McDonald of Ngati Hei/Ngati Paoa
- ▶ Rickard, Archeologist, Historic Places Trust
- ▶ Bulmer, Regional Archeologist, Historic Places Trust
- ▶ Mr G M Evans of Waiheke
- ▶ Dr T Reedy, Secretary, Maori Affairs
- ▶ Mr B S Robinson, Deputy Secretary
- ▶ Mr P Little, Director of Land Development, Department of Maori Affairs
- ▶ Mr B Mackie, Member of Board of Maori Affairs
- ▶ Mr D Wright, Director of Maori Affairs, Hamilton
- ▶ Mr N Waaka, Deputy Director of Maori Affairs, Hamilton
- ▶ Mr G Rogers, Waiheke Land Action Society Inc.
- ▶ Mr G Blair, Waiheke
- ▶ Gilbert Thompson of Ngati Hura/Ngati Paoa
- ▶ Dr D V Williams, Senior Lecturer in Law, University of Auckland
- ▶ Kaaho Andrews Jnr (on behalf of several named Rangatahi or youth of Ngati Paoa)
- ▶ Ted Andrews of Urikaraka/Ngati Paoa
- ▶ William Andrews of Urikaraka/Ngati Paoa

RECORD OF HEARING

- ▶ Miria Andrews of Urikaraka/Ngati Paoa
- ▶ Glenys Rink of Ngati Paoa
- ▶ Tuku Morgan of Ngati Paoa
- ▶ Ina Te Uira of Waikato/Ngati Paoa
- ▶ John Temaru of Ngati Paoa
- ▶ Reitu Hobson of Ngati Paoa
- ▶ Mr RT Mahuta for Tainui Maori Trust Board.

54 documents or batches of documents were admitted to the record of the proceedings.

