

## APPENDIX II

### RECORD OF INQUIRY

#### RECORD OF HEARINGS

##### THE TRIBUNAL

On 30 November 1990, the chairperson of the Waitangi Tribunal constituted a Tribunal to hear matters relating to claim Wai 145, which had been granted urgency. This Tribunal comprised William Wilson (presiding), Professor Gordon Orr, and Georgina Te Heuheu. Subsequently, by direction of 25 March 1991, the Right Reverend Manuhua Bennett was added to the panel.

By a further direction of the chairperson on 3 August 1994, the Tribunal was reconstituted. Upon his request, William Wilson was removed owing to his unavailability (and was replaced as presiding officer by Professor Gordon Orr) and Professor Keith Sorrenson was added.

In a memorandum on 8 August 1996, the parties were advised that Mrs Te Heuheu would be unavailable for any further sittings of the Wellington tenths Tribunal, owing to her having been appointed a list candidate for the National Party in that year's general election. Mrs Te Heuheu was elected to Parliament and she subsequently resigned from the Tribunal, which left the Wellington tenths Tribunal with the minimum number of members required for a quorum.

On 10 October 1997, the presiding officer issued a memorandum notifying the parties that Professor Sorrenson was to be out of the country during the first half of 1998. In order that the Tribunal could sit during the period that Professor Sorrenson was overseas, it was proposed that John Clarke be appointed to the panel. (Notwithstanding this appointment, the presentation of final submissions was to be deferred until Professor Sorrenson's return.) Counsel for the Crown and the Wellington Tenths Trust had no objections to Mr Clarke being added to the Tribunal, and the

other claimant groups party to the inquiry were requested to make known their views on the matter by 31 October 1997.

On 6 November 1997, no objections to Mr Clarke's addition having been received, the chairperson issued a direction appointing him to the Tribunal.

As of November 1997, the Tribunal thus comprised Professor Gordon Orr (presiding), the Right Reverend Manuhua Bennett, John Clarke, and Professor Keith Sorrenson. However, owing to Bishop Bennett being indisposed, the Tribunal was reconstituted by direction of the chairperson on 18 June 1998 for the purpose of hearing and determining an application by the Wellington Tenths Trust concerning the proposed sale of Government Property Services Limited. The reconstituted Tribunal comprised Professor Gordon Orr (presiding), John Clarke, and Areta Koopu, and the hearing took place on 26 and 29 June. The Tribunal's decision on the application was released on 27 July 1998.

The Tribunal's membership then reverted to that of November 1997, and it was with this membership that the Tribunal heard the closing submissions in the first quarter of 1999 and went on to start the writing of the report. However, Bishop Bennett passed away on 20 December 2001, before the report could be released.

Because the Waitangi Tribunal's governing statute, the Treaty of Waitangi Act 1975, did not specifically provide for the replacement of members and presiding officers in inquiries, the release of the Wellington tenths Tribunal's report had to await the passing of legislation that validated such replacements. In 2003, the Government passed this legislation, the Treaty of Waitangi Amendment Act 2003, which came into force on 10 April 2003. The report was released shortly thereafter.

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**THE COUNSEL**

During the course of the hearings, counsel appearing included Phillip Green for the Wai 145 claimants; Layne Harvey and Spencer Webster for the Wai 175 and Wai 543 claimants; Tom Bennion, Deborah Edmunds, Karl Upston-Hooper, and Claire Woolley for the Wai 207 claimants; Maui Solomon for the Wai 366 claimants; Rachel Steel and Carrie Wainwright for the Wai 377 and Wai 474 claimants; Tom Bennion for the Wai 734 and Wai 735 claimants; and Helen Aikman; Natalie Baird; Helen Carrad; Ellen France; Briar Gordon; Jennifer Lake; Andra Mobberley; and Fergus Sinclair for the Crown.

**THE HEARINGS**

**The first hearing**

The first hearing was held at Te Tatau o Te Po Marae in Lower Hutt from 25 to 28 March 1991.

**The second hearing**

The second hearing was held at Te Tatau o te Po Marae in Lower Hutt on 17 and 18 August 1994.

**The third hearing**

The third hearing was held at Seabridge House in Wellington from 31 October to 4 November 1994.

**The fourth hearing**

The fourth hearing was held at Te Tatau o te Po Marae in Lower Hutt and at Seabridge House in Wellington on 7 and 8 to 9 December 1994 respectively.

**The fifth hearing**

The fifth hearing was held at Pipitea Marae in Wellington on 19 February 1996.

**The sixth hearing**

The sixth hearing was held at Pipitea Marae in Wellington from 18 to 20 March 1996.

**The seventh hearing**

The seventh hearing was held at Pipitea Marae in Wellington from 9 to 12 September 1996.

**The eighth hearing**

The eighth hearing was held at Hongoeka Marae, Plimmerton and Te Herenga Waka Marae in Wellington from 7 to 11 July 1997

**The ninth hearing**

The ninth hearing was held at Te Tatau o te Po Marae in Lower Hutt on 15 and 16 December 1997.

**The tenth hearing**

The tenth hearing was held at the District Court in Wellington on 26 June 1998.

**The eleventh hearing**

The eleventh hearing was held at Pipitea Marae in Wellington from 24 to 26 August 1998.

**The twelfth hearing**

The twelfth hearing was held at Pipitea Marae in Wellington on 28 September 1998.

**The thirteenth hearing**

The thirteenth hearing was held at the District Court in Wellington on 7 and 9 December 1998.

**The fourteenth hearing**

The fourteenth hearing was held at the District Court in Wellington on 1 and 2 March 1999.

**The fifteenth hearing**

The fifteenth hearing was held at Te Tatau o te Po Marae in Lower Hutt from 29 March to 1 April and on 6 and 7 April 1999.

**The sixteenth hearing**

The sixteenth hearing was held at the District Court in Wellington from 5 to 7 and 13 May 1999.

**RECORD OF PROCEEDINGS**

**1. CLAIMS**

**1.1 Wai 105**

Claim severed from inquiry (see paper 2.200)

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**1.2 Wai 145**

A claim by Makere Rangiatea Ralph Love and Ralph Heberley Ngatata Love on behalf of themselves and the beneficiaries of the Taranaki Maori Trust Board and Nga Iwi o Taranaki concerning the sacking of Parihaka, their loss of land and fishing rights, and the Crown's imposition of perpetual leases and failure to reserve a tenth of the Port Nicholson block for Maori, 23 December 1987

(a) Amended statement of claim, 18 July 1995

(b) Second amended statement of claim, 18 August 1995

(c) Third amended statement of claim, June 1996

(d) Fourth amended statement of claim, 7 April 1999

**1.3 Wai 175**

A claim by Piri Te Tau and others on behalf of themselves and descendants of the Tipuna Ngati Hamua Mokopuna of Rangitane and other descendant groups concerning the Crown's purchase of land in the south-west of the North Island, 29 October 1990

(a) First amended statement of claim, 11 July 1997

(b) Second amended statement of claim, 26 August 1998

**1.4 Wai 183**

Claim severed from Wai 145 inquiry (see paper 2.200)

**1.5 Wai 207**

A claim by Akuwhata Wineera and others of Ngati Toa on behalf of themselves and descendants of the iwi and hapu of Ngati Toa Rangitira concerning loss of tino rangatiratanga and loss of lands, waters, wahi tapu, and taonga in the south-west of the North Island and north of the South Island, undated

(a) Amended statement of claim, 27 June 1997

(b) Addition to the amended statement of claim, 12 September 1997

**1.6 Wai 366**

A claim by Roger Herbert on behalf of himself and Ngati Rangatahi concerning loss of land in the Hutt Valley, the expulsion of Ngati Rangatahi from the Hutt Valley, and the rejection of Ngati Rangatahi's land claims by the Spain commission, 14 July 1993

(a) Amended statement of claim, March 1998

(b) Amended statement of claim, March 1998

Covering letter from Wai 366 claimant to registrar naming Wayne Herbert as Wai 366 claimant, undated

Letter from Maui Solomon to Roger Herbert advising him that the amended statement of claim must be consented to by the original named claimant, 3 June 1999

**1.7 Wai 377**

A claim by Ngati Tama Te Kaeaea Trust on behalf of the descendants of Taringa Kuri concerning the forced sale of Kaiwharawhara and Hutt Valley lands, 2 August 1993

(a) Amended statement of claim, 19 July 1994

(b) Photocopy of section of Department of Lands and Survey 1:50,000 topographical map of Wellington (NZMS260, sheet R27, pt Q27), showing south-west Wellington region with 1840 Ngati Tama land boundary marked, undated

(c) Second amended statement of claim, 24 June 1997

**1.8 Wai 415**

A claim by Tata Parata, Brian Hemmingsen, and James Carroll concerning the Maori Purposes Act 1993, the Maori Affairs Restructuring Act 1989, and the proposed disposal of Kokiri Marae, 26 January 1994

**1.9 Wai 442**

A claim by Mark Te One and others concerning sections 1A, 2, 3, block XIV, Belmont survey district (the Waiwhetu Pa block), 7 May 1994

**1.10 Wai 474**

A claim by Michelle Marino on behalf of the beneficiaries of Ngati Tama and the descendants of Taringa Kuri concerning loss of land and cultivations at Kaiwharawhara, the lack of compensation awarded Ngati Tama by the Spain commission, and the expulsion of Ngati Tama from Here-taunga, 20 January 1995

**1.11 Wai 543**

A claim by Ruth Harris on behalf of herself and the descendants of the iwi and hapu of Rangitane ki Manawatu concerning the loss of land in the Wellington region, 25 July 1995

(a) First amended statement of claim, 11 July 1997

(b) Second amended statement of claim, 26 August 1998

**1.12 Wai 562**

A claim by Ihakara Puketapu on behalf of himself and the descendants of Te Matehou and Puketapu hapu of Te Atiawa concerning loss of Pipitea Pa lands and loss of control of lands, 14 November 1995

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**1.13 Wai 571**

A claim by Ralph Heberley Ngatata Love concerning the loss of Pipitea Street land and the Crown's failure to consult over and pay compensation for the land, 23 February 1996

**1.14 Wai 660**

Claim severed from Wai 145 inquiry (see paper 2.200)

**1.15**

Entry vacated

**1.16 Wai 52**

A claim by Tamihana Tukapua on behalf of himself and Muaupoko concerning the Crown dealings in regard to Muaupoko lands, 5 December 1988

(a) Amendment to claim, undated

(b) Letter from Tamihana Tukapua to registrar confirming that claim 1.16 includes the land at the corner of Queen and Oxford Streets, Levin (lots 1, 2, and 3 and part lot 4 DP1006, CT420/38, proclamation 2748, Wellington Land Registry), 13 September 1989

Notice from New Zealand Post Limited to Muaupoko advising that it had applied to the Waitangi Tribunal for recommendation that the land at the corner of Queen and Oxford Streets, Levin be no longer subject to resumption by the Crown, undated

(c) Letter from Tamihana Tukapua to registrar advising that claim 1.16 is amended to include Te Whanganui a Tara, 7 September 1992

(d) Amended statement of claim, 18 December 1997

(e) Amended statement of claim, 14 April 1999

**1.17 Wai 623**

A claim by John Hanita Paki, Mario Hori Te Pa, Peter Huria, and Ada Tatana on behalf of themselves, Muaupoko iwi, and Ngarue, Whano ki Rangi, Ngati Ao, and Pariri hapu concerning the Horowhenua Block Act 1865, Native Land Acts, and the loss of land in the Muaupoko rohe, 29 August 1996

(a) First amended statement of claim, 23 September 1996

(b) Second amended statement of claim, 23 December 1997

**1.18 Wai 734**

A claim by Toarangatira Pomare on behalf of himself, the whanau of Pomare Ngatata, and the de-

scendants and successors of Ngati Mutunga concerning the loss of Ngati Mutunga lands in Te Whanganui a Tara and the Crown's failure to actively protect Ngati Mutunga, 24 August 1998

**1.19 Wai 735**

A claim by Te Puoho Katene and Te Taku Parai on behalf of themselves, their whanau, and the descendants and successors of Ngati Tama ki Te Whanganui a Tara concerning the loss of land and rights in Te Whanganui a Tara and the Crown's failure to actively protect Ngati Tama, 25 August 1998

**2. PAPERS IN PROCEEDINGS**

**2.1** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)

**2.2** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)

**2.3** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)

**2.4** Letter from chairman, Wellington Tenth and Palmerston North Reserved Lands Trust, to Tribunal concerning Pipitea Street properties, 3 July 1990

**2.5** Letter from chairman, Wellington Tenth and Palmerston North Reserved Lands Trust, to chairperson requesting urgency, undated

**2.6** Memorandum of chairperson summarising judicial conference of 22 June 1990, 26 June 1990

**2.7** Letter from Wai 145 claimant counsel to chairperson requesting urgent chambers hearing to appoint counsel and discuss research programme and hearing schedule, 18 October 1990

**2.8** Memorandum of chairperson concerning chambers hearing of 18 October 1990 and constituting Tribunal of William Wilson (presiding), Professor Gordon Orr, and Georgina Te Heuheu to hear claim Wai 145, 30 November 1990

**2.9** Letter from Wai 145 claimant counsel to registrar concerning research funding for Wai 145, 19 December 1990

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- 2.10** Application of claimants requesting hearing of part of Wai 145 relating to reserve land leased to the Crown and Crown agencies, 20 December 1990
- 2.11** Memorandum from chairperson to registrar directing latter to register claim 1.3 as Wai 175, 25 January 1991
- 2.12** Declaration that notice of registration of claim 1.3 given, 30 January 1991  
Letter from registrar to chairman, Rangitane o Wairarapa, giving notice of registration of claim 1.3, 30 January 1991  
Form letter from registrar to parties giving notice of registration of claim 1.3, 30 January 1991  
List of parties sent notice of registration of claim 1.3, undated
- 2.13** Memorandum of Tribunal to parties setting date of first hearing and subject-matter to be considered and directing claimants to file lists relating to Crown and other leases, 20 February 1991
- 2.14** Notice of first hearing, 20 February 1991
- 2.15** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)
- 2.16** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)
- 2.17** Declaration that notice of registration of claim 1.2, notice of paper 2.13, and notice of first hearing given, 22 February 1991  
Form letter from registrar to parties giving notice of registration of claim 1.2, 22 February 1991  
List of parties sent notice of registration of claim 1.2, notice of paper 2.13, and notice of first hearing, undated
- 2.18** Form letter from registrar to parties giving notice of registration of claim 1.2 and notice of first hearing, 11 March 1991  
List of parties sent notice of registration of claim 1.2 and notice of first hearing, undated
- 2.19** Memorandum from Tribunal to parties concerning agenda of first hearing, 18 March 1991
- 2.20** Letter from property manager, Government Property Services Limited, to registrar acknowledging first hearing and setting out position in regard to Pipitea Street properties, 18 March 1991
- 2.21** Memorandum from chairperson to parties directing that Bishop Manuhuia Bennett be appointed to Tribunal hearing claim Wai 145, 25 March 1991
- 2.22** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)
- 2.23** Memorandum from Tribunal to parties directing that Philip Green be appointed Wai 145 claimant counsel from 17 December 1990 to 28 March 1991, 17 April 1991
- 2.24** Memorandum from Tribunal to parties concerning Crown's response to claimants' case, claimants' identification of Treaty breaches, and possibility of second hearing, 17 April 1991
- 2.25** Memorandum of Crown counsel accepting that Maori Reserved Land Act 1955 disadvantages Maori landowners and proposing that hearing be adjourned for six months pending review of Act, 19 April 1991
- 2.26** Memorandum of claimant counsel concerning alleged Crown Treaty breaches in respect of Russell Terrace and Pipitea Street properties, 30 April 1991
- 2.27** Application of claimant counsel for orders and recommendations pursuant to Treaty of Waitangi (State Enterprises) Act 1988, 1 May 1991  
Deed of purchase of Port Nicholson block, 27 September 1839  
Map of Wellington district showing extent of Port Nicholson purchase, undated
- 2.28** Letter from Crown counsel to registrar concerning paper 2.27 and advising of Crown's desire to be heard on that application, 6 May 1991
- 2.29** Letter from claimant counsel to registrar concerning monetary loss to Wellington tenths beneficiaries in respect of Pipitea Street properties, 13 May 1991
- 2.30** Memorandum from Tribunal to registrar directing latter to register claim 1.5 as Wai 207, 29 May 1991

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- 2.31** Notice of registration of claim 1.5 as Wai 207, 18 June 1991  
Form letter from registrar to parties giving notice of registration of claim 1.6, 9 August 1993  
List of parties sent notice of registration of claim 1.6, August 1993
- 2.32** Direction of Tribunal extending appointment of claimant counsel, 24 June 1991
- 2.33** Letter from chairman, Ngai Tahu Maori Trust Board, to chairperson stating interest of Ngai Tahu in Wai 207, 24 June 1991
- 2.34** Memorandum of Crown counsel to Tribunal concerning ministerial inquiry into Maori reserved lands and covering letter from Crown counsel to registrar, 17 October 1991
- 2.35** Direction of Tribunal extending appointment of claimant counsel, 21 January 1991
- 2.36** Letter from chairman, justice committee, Te Runanga o Toa Rangatira Incorporated, to registrar requesting stay of proceedings in respect of Wai 145, 25 February 1992  
(a) Direction of Tribunal releasing 'Exploratory Report on Early Crown Purchases Whanganui ki Porirua' by Jane Luiten, 16 April 1992
- 2.37** Form letter from registrar to parties giving notice of judicial conference, 29 May 1992  
List of parties sent notice of judicial conference, undated  
(a) Direction of Tribunal instructing registrar to distribute report by Jim Rudolph, 16 December 1992
- 2.38** Direction of Tribunal instructing registrar to distribute document A41, 20 December 1992
- 2.39** Memorandum of claimant counsel to chairperson requesting urgent hearing and seeking recommendations that Crown take no steps to sell Pipitea Street properties, Petone Central School, or land at Fort Dorset, 2 April 1993
- 2.40** Memorandum from Tribunal to registrar directing latter to register claim 1.6 as Wai 366, 6 August 1993
- 2.41** Letter from registrar to Roger Herbert, giving notice of registration of claim 1.6, 9 August 1993
- 2.42** Memorandum from Tribunal to registrar directing latter to register claim 1.7 as Wai 377, 2 September 1993
- 2.43** Form letter from registrar to parties giving notice of registration of claim 1.7, 6 September 1993  
List of parties sent notice of registration of claim 1.7, undated  
(a) Direction of chairperson instructing registrar to distribute report by Victoria Fallas, 18 November 1993
- 2.44** Memorandum from Tribunal to registrar directing latter to register claim 1.8 as Wai 415, 10 February 1994
- 2.45** Direction of chairperson placing document A44 on the record, 10 March 1994
- 2.46** Form letter from registrar to parties giving notice of registration of claim 1.8, 17 March 1994  
List of parties sent notice of registration of claim 1.8, 17 March 1994
- 2.47** Letter from Wai 377 claimant counsel to Landcorp concerning sale of Landcorp properties at Kaiwharawhara, 20 June 1994
- 2.48** Statement of issues of Wellington Tenth Trust, 23 June 1994
- 2.49** Memorandum of Tribunal recording decisions made at judicial conference of 29 June 1994 concerning resumption of hearing of claim, representation, withdrawal of William Wilson from Tribunal, hearing of claimant and Crown evidence, and any interests of section 438 trusts in claim Wai 145, 14 July 1994
- 2.50** Declaration that notice of second hearing given, 22 July 1994  
Form letter from registrar to Tribunal members giving notice of second hearing, 22 July 1994  
Form letter from registrar to parties giving notice of second hearing, 22 July 1994

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- 2.51** Notice of second hearing, 22 July 1994
- 2.52** Direction of chairperson appointing Professor Gordon Orr presiding officer of Tribunal hearing claim Wai 145 (replacing William Wilson) and adding Professor Keith Sorrenson, 3 August 1994
- 2.53** Memorandum from Tribunal to registrar directing latter to register claim 1.9 as Wai 442, 18 November 1994
- 2.54** Memorandum from Crown counsel to Tribunal concerning presentation of evidence by David Armstrong and Bruce Stirling, 19 October 1994
- 2.55** Directions of Tribunal concerning document B7 and paper 2.54, 19 October 1994
- 2.56** Notice of third hearing, 10 October 1994
- 2.57** Letter from Crown counsel to Wai 145 claimant counsel concerning cross-examination of John Isles, 26 October 1994
- 2.58** Submission of Te Runanganui o Taranaki Whanui ki te Upoko o te Ika a Maui supporting claim of Wellington Tenth's Trust, concerning payment of compensation, and seeking opportunity to be heard on any Tribunal recommendations, 31 October 1994
- 2.59** Notice of fourth hearing, 9 November 1994
- 2.60** Form letter from registrar to parties giving notice of registration of claim 1.9, 21 November 1994  
List of parties sent notice of registration of claim 1.9, 21 November 1994
- 2.61** Memorandum from Tribunal to registrar directing latter to register claim 1.10 as Wai 474 and to ascertain whether urgency is sought and what research is needed, 27 February 1995
- 2.62** Form letter from registrar to parties giving notice of registration of claim 1.10, 6 March 1995  
List of parties sent notice of registration of claim 1.10, 6 March 1995
- 2.63** Letter from Crown counsel to Tribunal concerning filing of joint memorandum of Crown and claimant counsel on transfer of leasehold interests in Pipitea Street properties, 8 June 1995
- 2.64** Memorandum of Tribunal recording discussions at judicial conference of 6 June 1995 concerning overlapping claims, future hearings, claimant submissions, remedies, and an interim Tribunal report, 8 June 1995
- 2.65** Memorandum from Wai 377 and Wai 474 claimant counsel to Tribunal concerning consolidation of claims Wai 377 and 474, representation and research issues, and being heard as part of Wai 145, 31 July 1995
- 2.66** Memorandum of Tribunal recording discussions at judicial conference of 31 July 1995 concerning claims 1.2(a) and 1.11, readiness of overlapping claims, and future hearings, 1 August 1995
- 2.67** Memorandum from Tribunal to registrar directing latter to register claim 1.11 as Wai 543 and noting that it should be heard with Wai 145, 31 August 1995
- 2.68** Notice of Wai 543 claim, 13 September 1995  
Form letter from registrar to parties giving notice of registration of claim 1.11, 13 September 1995  
List of parties sent notice of registration of claim 1.11, 13 September 1995
- 2.69** Directions of Tribunal aggregating claims Wai 105, 145, 175, 183, 207, 366, 377, 415, 442, 474, and 543 under Wai 145 and consolidating the records of inquiry, 6 October 1995
- 2.70** Memorandum from Tribunal to registrar directing latter to register claim 1.12 as Wai 562 and to aggregate the record of inquiry of Wai 562 with that of Wai 145, 30 January 1996
- 2.71** Form letter from registrar to parties giving notice of registration of claim 1.12, 30 January 1996  
Letter from registrar to Ihakara Puketapu giving notice of registration of his claim, 30 January 1996  
List of parties sent notice of registration of claim 1.12, January 1996
- 2.72** Facsimile from Crown counsel to Tribunal concerning claimant evidence, timely filing of claimants' historical and expert evidence, hearing schedules, consolidation of overlapping claims, and claimant counsel, 10 January 1996
- 2.73** Notice of fifth hearing, 2 February 1996

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- 2.74** Declaration that notice of fifth hearing given, 2 February 1996  
Notice of fifth hearing, 2 February 1996  
List of parties sent notice of fifth hearing, 2 February 1996
- 2.75** Memorandum from Tribunal to Stephen Quinn directing him to attend fifth hearing and give evidence on behalf of Wellington Tenth Trust and to produce document E13, 2 February 1996
- 2.76** Facsimile from Crown counsel to Tribunal concerning late filing of claimant evidence, 14 February 1996
- 2.77** Memorandum of Tribunal recording discussions at judicial conference of 1 February 1996 concerning advance provision of claimant evidence for fifth hearing, provision of interim final submission of Wai 145 claimant counsel and further amended statement of claim for Wai 145, and sale of Pipitea Street land, 14 February 1996
- 2.78** Application of Wai 145 claimant counsel for urgent hearing on resumption of Pipitea Street land (section 1, CT36C/251, Wellington registry), 20 February 1996
- 2.79** Application of Wai 145 claimant counsel for resumption of Pipitea Street land (section 1, CT36C/251, Wellington registry), 20 February 1996
- 2.80** Memorandum of Tribunal granting urgency for hearing of Wai 145 claimant counsel's application for resumption of Pipitea Street land (paper 2.79), 22 February 1996
- 2.81** Application of Wai 145 claimant counsel for severance from claim Wai 145 of claim concerning application for resumption of Pipitea Street land, 23 February 1996
- 2.82** Entry vacated
- 2.83** Memorandum from Crown counsel to Tribunal concerning response to urgent hearing on claimants' application for resumption, 23 February 1996
- 2.84** Memorandum of Tribunal recording reasons for granting an urgent hearing on claimants' application for resumption, 29 February 1996
- 2.85** Memorandum from Crown counsel to Tribunal setting out Crown position on application for severance and statement of issues (papers 2.81, 2.82), 1 March 1996
- 2.86** Memorandum from Tribunal to parties granting Wai 145 claimant counsel's application for severance (paper 2.81) and directing registrar to register resulting claim as Wai 571, 1 March 1996
- 2.87** Memorandum from Crown counsel to Tribunal filing transcript of cross-examination of Morris Love and evidence of Fergus Sinclair, Ralph Winmill, and Graeme Aitken, 11 March 1996
- 2.88** Memorandum of Tribunal recording discussions at judicial conference of 28 February 1996 concerning urgent hearing and filing of evidence for Wai 145, 12 March 1996  
(a) Letter from Crown counsel to Tribunal requesting amendments to record of judicial conference of 28 February 1996 (paper 2.88), 26 March 1996
- 2.89** Facsimile from Crown counsel to Tribunal concerning jurisdiction of Tribunal to issue mandatory orders for resumption, 13 March 1996
- 2.90** Memorandum of Tribunal reserving ruling on jurisdiction of Tribunal to issue mandatory orders for resumption until after presentation and consideration of all evidence at urgent hearing, 14 March 1996
- 2.91** Facsimile from Crown counsel to Tribunal requesting clarification of proposed process for ruling on jurisdiction of Tribunal to issue mandatory orders for resumption, 14 March 1996
- 2.92** Memorandum of Crown counsel to Tribunal summarising 18 March 1996 oral submissions of Crown counsel on jurisdiction of Tribunal to issue mandatory orders for resumption, 19 March 1996
- 2.93** Memorandum of Tribunal concerning procedure to determine whether claim Wai 571 is well founded, 20 March 1996
- 2.94** Memorandum of Tribunal directing registrar to aggregate record of inquiry of Wai 571 with that of Wai 145, 1 May 1996

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- 2.95** Memorandum of Crown counsel to Tribunal concerning procedure in regard to overlapping claims in Wai 145 inquiry, 9 May 1996
- 2.96** Memorandum of Tribunal recording discussions at judicial conference of 9 May 1996 concerning seventh hearing, Wai 145 claimant evidence for seventh hearing, interim final submission and second amended statement of claim of Wai 145 claimants, and overlapping claims, 13 May 1996
- 2.97** Memorandum from Tribunal to registrar directing latter to register amendment to Wai 145 as claim 1.2(c), 4 July 1996
- 2.98** Memorandum of Tribunal recording discussions at judicial conference of 7 August 1996 concerning interim final submission and third amended statement of claim of Wai 145 claimants, Wai 145 claimant evidence, seventh hearing, overlapping and non-overlapping claims grouped with Wai 145, and constitution of Tribunal, 8 August 1996
- 2.99** Notice of seventh hearing, 13 August 1996  
**(a)** Declaration that notice of seventh hearing given, 13 August 1996  
List of parties sent notice of seventh hearing, 13 August 1996
- 2.100** Memorandum from Crown counsel to Tribunal seeking clarification on proposed constitution of Tribunal, 16 August 1996
- 2.101** Memorandum from Crown counsel to Tribunal challenging jurisdiction of Tribunal to inquire into acts or omissions of Maori or Native Trustee, 16 August 1996
- 2.102** Memorandum from Crown counsel to Tribunal concerning failure of Wai 145 claimant counsel to file evidence, 27 August 1996
- 2.103** Memorandum from chairperson to registrar noting filing of document G1 and directing that it be distributed to named parties, 28 August 1996
- 2.104** Memorandum from chairperson to registrar noting filing of document G2 and directing that it be distributed to named parties, 28 August 1996
- 2.105** Letter from Ihakara Puketapu to Tribunal granting consent for Tribunal to make recommendation that Crown's leasehold interests in land at 9, 13, and 15 Pipitea Street be no longer liable to resumption, 9 August 1996
- 2.106** Letter from Wai 145 claimant counsel to Crown counsel concerning evidence of Dr Patricia Berwick, 5 September 1996
- 2.107** Memorandum of Tribunal concerning filing and presentation of witness evidence in respect of eighth hearing, 15 November 1996
- 2.108** Letter from Crown counsel to Wai 145 claimant counsel concerning filing of interim final submission by claimant counsel and advising that no statement of defence would be filed by Crown counsel, 21 October 1996
- 2.109** Memorandum from chairperson to registrar noting filing of document H3 and directing that it be distributed to named parties, 17 February 1997
- 2.110** Memorandum from chairperson to registrar noting filing of document H4 and directing that it be distributed to named parties, 17 February 1997
- 2.111** Memorandum of Tribunal to parties concerning filing date for evidence to be presented at eighth hearing, 4 March 1997
- 2.112** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)  
Memorandum from deputy chairperson to registrar directing latter to register claim 1.14 as Wai 660 and to aggregate record of inquiry of Wai 660 with that of Wai 145, 10 March 1997
- 2.113** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)
- 2.114** Memorandum from Tribunal to registrar noting filing of document H5 and directing that it be distributed to named parties, 25 March 1997
- 2.115** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)
- 2.116** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)

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- 2.117** Memorandum from deputy chairperson to registrar noting filing of report by Duncan Moore and directing that it be distributed to named parties, 23 April 1997
- 2.118** Memorandum from chairperson to registrar directing latter to make arrangements for continuation of hearings for claims Wai 84, 145, and 201, and for commencement of hearings for claim Wai 262, 1 May 1997
- 2.119** Memorandum from Tribunal to parties requesting additional information on Port Nicholson purchase area, surplus lands, tenths reserves, reclamations and foreshore, and Palmerston North exchanges, and directing registrar to arrange judicial conference, 5 June 1997
- 2.120** Memorandum from Tribunal to parties outlining agenda for 20 June 1997 judicial conference, 18 June 1997
- 2.121** Notice of eighth hearing, 20 June 1997  
Outline of schedule for eighth hearing, undated  
(a) Declaration that notice of eighth hearing given, 20 June 1997  
Notice of eighth hearing, 20 June 1997  
List of parties sent notice of eighth hearing, 18 June 1997
- 2.122** Memorandum from Tribunal to parties directing those with claims overlapping Wai 145 inquiry to file amended statements of claim, 20 June 1997
- 2.123** Memorandum from chairperson to registrar noting filing of document H7 and directing that it be distributed to named parties, 19 June 1997
- 2.124** Memorandum from chairperson to registrar noting filing of document H8 and directing that it be distributed to named parties, 23 June 1997
- 2.125** Memorandum from Tribunal to parties recording discussions at judicial conference of 20 June 1997 concerning Port Nicholson purchase area, surplus lands, tenths reserves, reclamations and foreshore, Palmerston North exchanges, Maori Reserved Land Amendment Bill 1996, plan attached to Fitzroy's 1845 Crown grant, jurisdiction of Tribunal in respect of Maori Trustee, interim final submission of Wai 145 claimants, further research and evidence, evidence of Ngati Toa, and statements of claim of overlapping claimants, 25 June 1997
- 2.126** Letter from Wai 474 claimant to registrar advising that amended statement of claim for Wai 377 incorporating Wai 474 will be filed and requesting that claim Wai 474 be set aside, 17 June 1997
- 2.127** Memorandum from Tribunal to registrar directing latter to withdraw claim Wai 474 and to register Wai 377 amended statement of claim (claim 1.7(c)), 25 June 1997
- 2.128** Declaration that notice of registration of amendment to claim Wai 377 given, 27 June 1997  
Lists of parties sent notice of registration of amendment to claim Wai 377, 27 June 1997
- 2.129** Memorandum from Tribunal to registrar directing latter to register Wai 207 amended statement of claim (claim 1.5(a)), 2 July 1997
- 2.130** Declaration that notice of registration of amendment to claim Wai 207 given, 16 July 1997  
Lists of parties sent notice of registration of amendment to claim Wai 377, 16 July 1997
- 2.131** Memorandum from Wai 175 and 543 claimant counsel to Tribunal critiquing document H5 and requesting that it not be placed on the Wai 145 record of inquiry, 11 July 1997
- 2.132** Memorandum from Wai 207 claimant counsel to Tribunal concerning commissioning of further research by the Tribunal, 17 July 1997
- 2.133** Memorandum from Tribunal to parties advising of overlaps between claim Wai 145 and claims filed on behalf of Te Runanga ki Muau-poko (Wai 52, 108, 237, 310, 623, 624), advising of requests from Wai 207 claimant counsel concerning further commissioning of research by Tribunal, and directing registrar to inform Wai 207 claimant counsel of additional research being considered by Tribunal, 28 July 1997  
(a) Memorandum from Wai 52 claimant counsel to Tribunal objecting to Wai 145 hearings and seeking their adjournment pending Tribunal inquiry into claim Wai 52, 7 July 1997

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- 2.134** 'Deed of Agreement between the Minister in Charge of Treaty of Waitangi Negotiations on Behalf of the Crown and Ralph Heberley Ngatata Love on Behalf of Himself and on Behalf of the Beneficiaries of the Wellington Tenths Trust in Relation to Claim Wai 145', deed of agreement concerning the surrender of leasehold interests in 9, 13, and 15 Pipitea Street to the trust, the carrying out of maintenance work on the properties, and the paying of \$70,000 to the trust for refurbishment of the properties, 28 May 1997
- 2.135** Joint memorandum from the Office of Treaty Settlements and the Wellington Tenths Trust to Tribunal recording partial settlement of Wai 145 claim concerning properties at 9, 13, and 15 Pipitea Street (paper 2.134), 28 July 1997
- 2.136** Memorandum from Te Runanga ki Muaupoko to Tribunal, 8 August 1997
- 2.137** Memorandum from Tribunal to registrar directing latter to register amended statements of claim to Wai 543 and Wai 175 (claims 1.3(a), 1.11(a)), 22 August 1997
- 2.138** Declaration that notice of registration of amendments to claims Wai 175 and Wai 543 given, 1 September 1997  
Lists of parties sent notice of registration of amendments to claims Wai 175 and Wai 543, 1 September 1997
- 2.139** Memorandum from Tribunal to parties detailing agenda for judicial conference of 17 September 1997, 5 September 1997
- 2.140** Memorandum from Wai 175 and Wai 543 claimant counsel to Tribunal reiterating criticism of document H5 as detailed in paper 2.131 and requesting that further research be undertaken to fulfil terms of research commission 3.20, 16 September 1997
- 2.141** Memorandum from Tribunal to parties recording discussions at judicial conference of 17 September 1997 concerning claims filed on behalf of Te Runanga ki Muaupoko (Wai 52, 623, 624), ninth hearing, ancillary claims (Wai 105, 183, 415, 442, 660), further research, schedule for remainder of inquiry, and possible appointment of additional Maori member to Tribunal, 19 September 1997
- 2.142** Memorandum from Tribunal to parties requesting details of sources of historical or other evidence not already considered in reports received by the Tribunal, 19 September 1997
- 2.143** Letter from Wai 415 claimants to Tribunal requesting that claim Wai 415 be withdrawn without prejudice, 18 September 1997
- 2.144** Memorandum from Tribunal to registrar directing latter to withdraw claim Wai 415, 26 September 1997
- 2.145** Paper removed from record
- 2.146** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)
- 2.147** Paper removed from record pursuant to Tribunal direction of 29 September 1998 (see paper 2.200)
- 2.148** Memorandum from Tribunal to registrar directing latter to register claim 1.5(b), 26 September 1997
- 2.149** Declaration that notice of registration of amendment to claim Wai 207 given, 29 September 1997  
Lists of parties sent notice of registration of amendment to claim Wai 207, 29 September 1997
- 2.150** Memorandum from Tribunal to parties requesting comment on proposal to appoint John Clarke to Wai 145 Tribunal to enable hearings to continue in absence of Professor Sorrenson and following resignation of Georgina Te Heuheu, 10 October 1997
- 2.151** Memorandum from Wai 175 and Wai 543 claimant counsel to Tribunal in response to paper 2.142 listing sources of evidence relating to claims Wai 175 and 543, 17 October 1997
- 2.152** Declaration that notice of ninth hearing given, 5 November 1997  
List of parties sent notice of ninth hearing, undated  
Notice of ninth hearing, 5 November 1997  
(a) Dispatch of notice of ninth hearing, 5 November 1997

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- 2.153** Memorandum from Tribunal to registrar noting filing of document 16 and directing that it be distributed to named parties, 5 November 1997
- 2.154** Memorandum from Tribunal to registrar noting filing of document 17 and directing that it be distributed to named parties, 6 November 1997
- 2.155** Memorandum from Tribunal to parties advising of appointment of John Clarke to Wai 145 Tribunal, 6 November 1997
- 2.156** Memorandum from Tribunal to registrar noting filing of document E13 and directing that it be distributed to named parties, 26 November 1997
- 2.157** Memorandum from Tribunal to registrar noting filing of document 19 and directing that it be distributed to named parties, 26 November 1997
- 2.158** Memorandum from Tribunal to registrar noting filing of document 110 and directing that it be distributed to named parties, 26 November 1997
- 2.159** Memorandum from Tribunal to registrar noting filing of document 110 and directing that it be distributed to named parties, 26 November 1997
- 2.160** Memorandum from Tribunal to registrar noting filing of document 111 and directing that it be distributed to named parties, 26 November 1997
- 2.161** Memorandum from Tribunal to parties directing Wai 52, Wai 108, Wai 237, Wai 310, Wai 623, and Wai 624 claimants wishing to be heard in Wai 145 inquiry to file amended statements of claim by 19 December 1997, 5 December 1997
- 2.162** Entry vacated
- 2.163** Entry vacated
- 2.164** Memorandum from Tribunal to registrar directing latter to register Wai 52 amended statement of claim (claim 1.16(d)) and to aggregate record of inquiry of Wai 52 with that of Wai 145, 22 January 1998
- 2.165** Declaration that notice of registration of amendment to claim Wai 52 given, 26 January 1998  
Lists of parties sent notice of registration of amendment to claim Wai 52, 23, 26 January 1998
- 2.166** Memorandum from Tribunal to registrar directing latter to register Wai 623 amended statement of claim and to aggregate record of inquiry of Wai 623 with that of Wai 145, 22 January 1998
- 2.167** Declaration that notice of registration of amendment to claim Wai 623 given, 27 January 1998  
Lists of parties sent notice of registration of amendment to claim Wai 623, 26 January 1998
- 2.168** Memorandum from Tribunal to parties concerning scheduling of, venues for, and agendas for eleventh, twelfth, and thirteenth hearings, 27 March 1998
- 2.169** Letter from Wai 145 claimant counsel to Tribunal requesting urgent hearing on proposed sale of Government Property Services Limited, 11 May 1998
- 2.170** Letter from Crown counsel to Wai 145 claimant counsel agreeing to urgent hearing but complaining about lack of notice, 13 May 1998  
(a) Submission of Crown counsel opposing application of Wai 145 claimant counsel for urgent hearing on proposed sale of Government Property Services Limited, 14 May 1998
- 2.171** Submission of Crown counsel concerning matters raised at urgent hearing of 19 May 1998, material filed by claimants on 19 May 1998, 18 May 1998 affidavit of Dr Ngatata Love, and *Tumu Te Heu Heu Tuwharetoa Maori Trust Board and Others v Attorney-General and Others* (unreported, 15 May 1998, Robertson J, High Court Rotorua, CP44/96), 20 May 1998
- 2.172** Memorandum from Tribunal to registrar noting filing of document J6 and directing that it be distributed to named parties, 22 May 1998
- 2.173** Memorandum from Tribunal to registrar noting filing of document J7 and directing that it be distributed to named parties, 22 May 1998

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- 2.174** Memorandum from Tribunal to registrar noting filing of document J8 and directing that it be distributed to named parties, 22 May 1998
- 2.175** Letter from Wai 377 claimants to Tribunal supporting Wai 145 claimants' application for urgent hearing on, and expressing concern at, proposed sale of Government Property Services Limited, 27 May 1998
- 2.176** Memorandum from Tribunal to parties granting Wai 145 claimants' application for urgent hearing on proposed sale of Government Property Services Limited, 3 June 1998
- 2.177** Notice of urgent hearing on proposed sale of Government Property Services Limited, 4 June 1998  
(a) Declaration that notice of urgent hearing on proposed sale of Government Property Services Limited given, 4 June 1998  
Notice of urgent hearing on proposed sale of Government Property Services Limited, 4 June 1998  
List of parties sent notice of urgent hearing on proposed sale of Government Property Services Limited, 4 June 1998
- 2.178** Memorandum from Tribunal to parties concerning scheduling of urgent hearing on proposed sale of Government Property Services Limited and filing of evidence therefor, 4 June 1998
- 2.179** Memorandum from Tribunal to parties advising of Manuhua Bennett's illness and consequent unavailability for sittings and directing that Areta Koopu be appointed to Tribunal to enable urgent hearing on proposed sale of Government Property Services Limited to proceed, 18 June 1998
- 2.180** Notice of urgent hearing on proposed sale of Government Property Services Limited, 18 June 1998  
(a) Declaration that notice of urgent hearing on proposed sale of Government Property Services Limited given, 18 June 1998  
Notice of urgent hearing on proposed sale of Government Property Services Limited, 18 June 1998  
List of parties sent notice of urgent hearing on proposed sale of Government Property Services Limited, 18 June 1998
- 2.181** Memorandum from Wai 145 claimant counsel to Tribunal outlining recommendations to be sought at urgent hearing on proposed share float of Government Property Services Limited, 25 June 1998
- 2.182** Memorandum from Wai 145 claimant counsel to Tribunal listing documents likely to be referred to at urgent hearing, 25 June 1998
- 2.183** Memorandum from Tribunal to registrar noting filing of document H3 and directing that it be distributed to named parties, 16 July 1998
- 2.184** Memorandum from Tribunal to registrar noting filing of document K2 and directing that it be distributed to named parties, 16 July 1998
- 2.185** Memorandum from Tribunal to parties declining Wai 145 claimant counsel's application for a stay of the proposed share float of Government Property Services Limited but recommending that Crown give undertaking that the Tribunal's power to make binding recommendations in respect of State-owned enterprise land would remain unchanged or that sufficient land to protect Wai 145 and related claimants be landbanked, 27 July 1998
- 2.186** Memorandum from Tribunal to parties concerning reports commissioned as potential reference or source material for Professor Alan Ward's overview report on customary tenure (doc M1) and the presentation of that overview report, 28 July 1998
- 2.187** Notice of eleventh hearing, Wellington, 3 August 1998  
(a) Declaration that notice of eleventh hearing given, 3 August 1998  
Notice of eleventh hearing, 3 August 1998  
List of parties sent notice of eleventh hearing, undated
- 2.188** Memorandum from deputy chairperson to registrar noting filing of document K3 and directing that it be distributed to named parties, 11 August 1998
- 2.189** Memorandum from Crown counsel to Tribunal declining to follow Tribunal's recommendations of 27 July 1998 (paper 2.185), 25 August 1998  
Minister in Charge of Treaty of Waitangi Negotiations, 'Statement on Waitangi Tribunal GPS Decision', undated

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- 2.190** Memorandum from Tribunal to parties recording discussions at judicial conference of 24 August 1998 concerning filing of evidence, placing documents from Wai 65 and Wai 461 records of documents on Wai 145 record of documents, scheduling of twelfth and thirteenth hearings and final submissions, and status of claim Wai 183, 26 August 1998
- 2.191** Letter from Office of Treaty Settlements to Tribunal concerning nature of 31 May 1993 payment of \$50,000 by the Crown–Congress Joint Working Party to Te Runanga o Rangitane, 21 January 1998
- 2.192** Memorandum from Tribunal to parties concerning scheduling of twelfth and thirteenth hearings, 2 September 1998
- 2.193** Notice of twelfth hearing, 3 September 1998  
(a) Declaration that notice of twelfth hearing given, 3 September 1998  
Notice of twelfth hearing, 3 September 1998  
List of parties sent notice of twelfth hearing, 3 September 1998
- 2.194** Memorandum from deputy chairperson to registrar directing latter to register claim 1.18 as Wai 734 and setting out deadlines for filing of evidence, 3 September 1998
- 2.195** Declaration that notice of registration of claim 1.18 given, 4 September 1998  
List of parties sent notice of registration of claim 1.18, 4 September 1998
- 2.196** Memorandum from deputy chairperson to registrar directing latter to register claim 1.19 as Wai 735 and setting out deadline for filing of evidence, 3 September 1998
- 2.197** Declaration that notice of registration of claim 1.19 given, 4 September 1998  
List of parties sent notice of registration of claim 1.19, 4 September 1998
- 2.198** Memorandum from Tribunal to registrar directing latter to register claims 1.3(b) and 1.11(b), 16 September 1998
- 2.199** Declaration that notice of registration of claim 1.3(b) and 1.11(b) given, 24 September 1998  
List of parties sent notice of registration of claim 1.3(b) and 1.11(b), 24 September 1998
- 2.200** Memorandum from Tribunal to parties recording discussions at judicial conference of 28 September 1998 concerning evidence of Iwi Nicholson and Selwyn Katene, removal of sections of documents L2, L3, L4, L5 and L6, provision of information about Wai 734 and Wai 735 claimants, missing Wanganui Maori Land Court file, severing of claims Wai 105, Wai 183, and Wai 660 from Wai 145, appearance of Richard Bradley, final submissions, and Ngati Toa whakapapa evidence, 29 September 1998
- 2.201** Memorandum from deputy chairperson to registrar noting filing of document M1 and directing that it be distributed to named parties, 6 November 1998
- 2.202** Notice of thirteenth hearing, 11 November 1998  
(a) Declaration that notice of thirteenth hearing given, 11 November 1998  
Notice of thirteenth hearing, 11 November 1998  
List of parties sent notice of thirteenth hearing, 11 November 1998
- 2.203** Memorandum from Tribunal to parties recording discussions at judicial conference of 7 December 1998 concerning removal of sections of documents L2, L3, L4, L5 and L6, hearing of final submissions and provision of copies thereof, stenographic recording of thirteenth hearing and provision of transcripts thereof, and addition of documents M6 and M7 to Wai 145 record of documents, 10 December 1998
- 2.204** Notice of fourteenth hearing, 3 February 1999  
(a) Declaration that notice of fourteenth hearing given, 4 February 1999  
Notice of fourteenth hearing, 3 February 1999  
List of parties sent notice of fourteenth hearing, 4 February 1999
- 2.205** Notice of fifteenth and sixteenth hearings, 4 February 1999  
(a) Declaration that notice of fifteenth and sixteenth hearings given, 4 February 1999  
Notice of fifteenth and sixteenth hearings, 4 February 1999  
List of parties sent notice of fifteenth and sixteenth hearings, 4 February 1999  
(b) Declaration that notice of registration of claim 1.2(d), filing dates for submissions, and scheduling of closing submissions of Crown counsel given, 7 May 1999

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Form letter from registrar to parties giving notice of registration of claim 1.2(d), filing dates for submissions, and scheduling of closing submissions of Crown counsel, 7 May 1999

List of parties sent notice of registration of claim 1.2(d), filing dates for submissions, and scheduling of closing submissions of Crown counsel, 7 May 1999

**2.206** Memorandum from Wai 145 claimant counsel to Tribunal seeking to reserve right to respond to Crown documents filed after closing of Crown case, 5 March 1999

**2.207** Letter from Crown counsel to registrar concerning relevance of documents N1, N2, N3, N3(a)-(i), and N9 and possible need to make submissions thereon, 9 March 1999

**2.208** Memorandum from Tribunal to parties reserving leave to claimant counsel to respond to additional Crown documents, 16 March 1999

**2.209** Letter from Muaupoko Tribal Authority Incorporated to registrar confirming that it now represents Muaupoko iwi and requesting relevant papers, 4 March 1999

**2.210** Memorandum from Tribunal to registrar directing latter to register claim 1.16(e) and to amend register to show James Broughton as first named claimant (replacing the late Tamihana Tukapua), 22 April 1999

**2.211** Declaration that notice of registration of amendment to claim Wai 52 given, 29 April 1999  
Lists of parties sent notice of registration of amendment to claim Wai 52, 29 April 1999

**2.212** Memorandum from Tribunal to registrar directing latter to register claim 1.2(d), 4 May 1999

**2.213** Declaration that notice of registration of amendment to claim Wai 145 given, 7 May 1999  
Lists of parties sent notice of registration of amendment to claim Wai 145, 7 May 1999

**2.214** Memorandum from Tribunal to parties listing filing dates for remaining submissions of Crown and claimant counsel, 6 May 1999

**2.215** Memorandum from Wai 52 claimants to Tribunal requesting urgent hearing in respect of part of claim 1.16(e) relating to pollution of Ngai Tara/

Muaupoko in regard to proposed discharge of treated sewage onto land and into Lake Horowhenua by the Horowhenua District Council, 26 April 1999

**2.216** Memorandum from deputy chairperson to Wai 52 claimants requesting further information in respect of request for urgency (paper 2.215), 10 May 1999

**2.217** Paper refiled as document Q3

**2.218** Paper refiled as document Q5

**2.219** Paper refiled as document Q6

**2.220** Paper refiled as document Q7

**2.221** Paper refiled as document Q8

**2.222** Paper refiled as document Q9

**2.223** Entry vacated

**2.224** Paper refiled as document Q10

**2.225** Paper refiled as document Q4

**2.226** Memorandum from Tribunal to registrar directing latter to register claim 1.6(b) and to add Wayne Herbert as second named claimant, 14 July 1999

**2.227** Declaration that notice of registration of amendment to claim Wai 366 given, 16 July 1999  
Lists of parties sent notice of registration of amendment to claim Wai 366, 15 July 1999

**3. RESEARCH COMMISSIONS**

**3.1** Memorandum from Tribunal to Wai 145 claimants authorising them to commission Neville Gilmore and Duncan Moore to prepare a historical overview report, Catherine Love to prepare a social and economic report, and Charles Hohaia to assist in the preparation of those reports, 19 March 1991

**3.2** Letter from the director, Waitangi Tribunal Division, to Wai 145 claimant counsel setting out terms and conditions for funding of research outlined in commission 3.1, 19 March 1991

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- 3.3** Memorandum from Tribunal to Wai 145 claimants authorising their counsel to commission Duncan Moore Mark Te One, Neville Gilmore, and Professor Stuart Locke to prepare a report on the origin, location, and administration of the New Zealand Company reserves, land taken by the Crown for public works, Maori settlement of the Cook Strait area between 1846 and 1973, and the McCleverty awards, 21 June 1991
- 3.4** Memorandum from Tribunal to Wai 145 claimants authorising their counsel to commission Duncan Moore Mark Te One, Neville Gilmore, and Professor Stuart Locke to prepare a report, 21 June 1991
- 3.5** Memorandum from Tribunal to Wai 145 claimants authorising their counsel to commission Neville Gilmore to prepare a document bank of all significant material held at the Maori Land Court in Wanganui relating to Maori reserves within the boundaries of Wakefield's 1839 Wellington purchase, 26 August 1991
- 3.6** Memorandum from Tribunal to Wai 145 claimant counsel and Professor Stuart Locke increasing amount payable for completion of report on valuation matters, 8 November 1991
- 3.7** Memorandum from chairperson to Jane Luiten commissioning her to prepare a report on early Crown purchases in the Whanganui ki Porirua area, 15 December 1991
- 3.8** Memorandum from Tribunal to Wai 52, 88, 108, 113, 182, 207, 237, 265 claimants notifying them of the completion of Jane Luiten's 'Exploratory Report on Early Crown Purchases Whanganui ki Porirua' and inviting their comment thereon and advising them of a proposed judicial conference to consider further research, 16 April 1992
- 3.9** Memorandum from chairperson to Hepa Solomon authorising him to commission Graham and Susan Butterworth to prepare an exploratory report on the history of Ngati Toa in the Horowhenua region, 14 June 1992
- 3.10** Memorandum from Tribunal to Penny Ehrhardt commissioning her to prepare a report on customary Maori tenure in the Wellington region from the mid-1700s to the beginning of European settlement in the region, 15 June 1992
- 3.11** Memorandum from chairperson to Mark Te One commissioning him to prepare a report on Waiwhetu Pa land taken in 1928 under the Public Works Act 1908 for river protection purposes, 29 June 1995
- 3.12** Memorandum from chairperson to Mark Te One authorising him to commission researchers Damain and Derek Stone and extending term of commission 3.11, 12 September 1995
- 3.13** Memorandum from chairperson to Melanie Baker authorising her to commission a researcher to prepare a report on matters relating to the disposal of Kokiri Marae, 30 June 1995
- 3.14** Memorandum from chairperson to Philipa Biddulph commissioning her to prepare reports on public works takings of reserve land in the Whanganui a Tara region and Wellington Town section 542 and to assist Terence Green with his research for commission 3.15, 28 June 1996
- 3.15** Memorandum from chairperson to Terence Green commissioning him to prepare a report on the administration of the Wellington tenths by the Native or Maori Trustee between 1922 and the mid-1980s, 28 June 1996
- 3.16** Memorandum from Tribunal to Joy Hippolite commissioning her to prepare a report on Ngati Rangatahi, their history, migration to and expulsion from the Hutt Valley, and their relationship with Ngati Toa and Governor Grey, 25 July 1996
- 3.17** Memorandum from chairperson to Graham and Susan Butterworth extending term of commission 3.9, 2 August 1996  
(a) Memorandum from chairperson to Graham and Susan Butterworth further extending term of commission 3.9, 15 January 1997
- 3.18** Memorandum from chairperson to David Churton authorising him to commission Tony Walzl to prepare a report on matters of relevance to Ngati Tama's overlapping claim in respect of the Wellington tenths, 28 August 1996
- 3.19** Memorandum from chairperson to Wai 207 claimant counsel authorising her to commission Richard Boast to prepare a report on matters of relevance to Ngati Toa's overlapping claim in respect of the Wellington tenths, 28 August 1996

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- 3.20** Memorandum from chairperson to Heather Bauchop commissioning her to prepare a report on the interests of Rangitane in Te Whanganui a Tara and the relationship between Rangitane, other iwi, and the Crown during the settlement and administration of the region, 28 August 1996
- 3.21** Memorandum from chairperson to Joy Hippolite extending term of commission 3.16, 17 September 1996
- 3.22** Memorandum from chairperson to Wai 207 claimant counsel extending term of commission 3.19, 17 February 1997
- 3.23** Memorandum from Tribunal to Stephen Quinn commissioning him to prepare a report on the McCleverty reserves, their history, size, location, and management, and the positions of the Crown and Wai 145 claimants on them, 4 March 1997
- 3.24** Memorandum from Tribunal to Stephen Quinn amending commission 3.23, 27 March 1997
- 3.25** Memorandum from Tribunal to Tony Walzl extending term of commission 3.18, 27 March 1997
- 3.26** Memorandum from chairperson to Tata Lawton commissioning him to prepare a report on block 14, Belmont survey district (Waiwhetu Pa) and the Waiwhetu reserve, 21 May 1997
- 3.27** Memorandum from Tribunal to Duncan Moore commissioning him to prepare a report on Crown grants and surveys of lands in the 1839 Port Nicholson purchase and the 'surplus lands', 20 August 1997
- 3.28** Memorandum from Tribunal to Keith Pickens commissioning him to prepare a report on the Wellington tenths reserves between 1873 and 1896, 24 September 1997
- 3.29** Memorandum from Tribunal to Ralph Johnson commissioning him to prepare a report on the Palmerston North reserves, 8 October 1997
- 3.30** Memorandum from Tribunal to Rachael Willan commissioning her to prepare a report on the Palmerston North reserves, 8 October 1997
- 3.31** Memorandum from Tribunal to Tata Lawton commissioning him to prepare a historical and statistical summary of the Wellington tenths, McCleverty, and Palmerston North reserves, 8 October 1997
- 3.32** Memorandum from Tribunal to Robert McClean commissioning him to prepare a report on reclamations and the foreshore in Te Whanganui a Tara, 8 October 1997
- 3.33** Memorandum from Tribunal to Wai 207 claimant counsel authorising him to commission Richard Boast to prepare a report on Ngati Toa's economic and other interests and Ngati Toa's relationship with the Wellington settlement and the Crown between 1840 and 1860, 8 October 1997
- 3.34** Memorandum from Tribunal to Wai 207 claimant counsel authorising her to commission Richard Boast to prepare a report on Ngati Toa's economic and other interests and Ngati Toa's relationship with the Wellington settlement and the Crown between 1840 and 1860, 19 December 1997
- 3.35** Memorandum from Tribunal to Tata Lawton commissioning him to prepare a database and report on customary occupation, tenure, and rights along the west and south coasts of Wellington within the area covered by the Port Nicholson deed (as extended in 1844), 11 February 1998
- 3.36** Memorandum from Tribunal to Angela Ballara commissioning her to translate and annotate Maori text in Wellington Maori Land Court minute book 1H, 11 February 1998
- 3.37** Memorandum from Tribunal to Steven Chrisp commissioning him to prepare an annotated bibliography of primary source materials in the Alexander Turnbull Library concerning the ancestral, customary, and historical interests of Rangitane within the area covered by the Port Nicholson deed (as extended in 1844), 11 February 1998
- 3.38** Memorandum from Tribunal to Professor Alan Ward commissioning him to prepare a report on customary tenure within the area covered by the Port Nicholson deed (as extended in 1844) between the 1820s and the 1840s, 27 March 1998
- 3.39** Memorandum from Tribunal to Steven Chrisp commissioning him to prepare an annotated bibliography of primary source materials in the Alexander Turnbull Library concerning Mauapoko, 27 March 1998

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**3.40** Memorandum from Tribunal to Duncan Moore commissioning him to prepare a report on the Wellington town belt between 1839 and 1861, 15 July 1998

**3.41** Memorandum from Tribunal to Clementine Fraser commissioning her to assist Professor Alan Ward to complete commission 3.38, 5 August 1998

**3.42** Memorandum from Tribunal to Elizabeth Cox commissioning her to assist Professor Alan Ward to complete commission 3.38, 5 August 1998

**3.43** Memorandum from Tribunal to Tata Lawton commissioning him to assist Professor Alan Ward to complete commission 3.38, 5 August 1998

**3.44** Memorandum from Tribunal to Professor Alan Ward extending term of commission 3.38, 2 September 1998

**3.45** Memorandum from Tribunal to Tata Lawton extending term of commission 3.43, 9 September 1998

**3.46** Memorandum from Tribunal to Clementine Fraser extending term of commission 3.41, 9 September 1998

**3.47** Memorandum from Tribunal to Elizabeth Cox extending term of commission 3.42, 9 September 1998

**4. SUMMATION OF PROCEEDINGS**

There are no summations of proceedings.

**5. TRANSCRIPTS**

**5.1** Crown Law Office transcript of Crown counsel's cross-examination of Morris Love at fifth hearing, undated

**5.2** Transcript of tape recording of 26 March 1991 site visit during first hearing, undated

**5.3** Covering letter from the Treaty issues team, Crown Law Office, to registrar, 1 April 1996  
Transcript of statement of Crown counsel made on 20 March 1996 concerning landbanking of properties at 1–3 Pipitea Street and Wai 145

claimant counsel's cross examination of Myra Tia Tahiwai on 20 March 1996, undated

**5.4** Translation of tape recording of oral submission of Hamiora Raumati at Pipitea Marae at eleventh hearing, undated

**5.5** Verbatim Transcript Services transcript of thirteenth hearing, 7–9 December 1998

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\* Confidential

† Sections of document removed as per direction of Tribunal (paper 2.200)

‡ Held in Waitangi Tribunal library

**A DOCUMENTS RECEIVED TO END OF FIRST HEARING, 28 MARCH 1991**

**A1**

(a) Letter from property manager, Government Property Services Limited, to Parent Advocacy Council offering latter opportunity to lease 9 Pipitea Street, 17 January 1990

(b) Ralph Heberley Ngatata Love and Makere Rangiatea Ralph Love, 'Submission to Maori Affairs Select Committee: Wellington Tenth and Palmerston North Reserves', select committee submission, 5 June 1990

(c) Letter from property manager, Government Property Services Limited, to New Zealand Guardian Trust seeking consent to sublet 9 Pipitea Street to Parent Advocacy Council, 21 September 1990

(d) Letter from chairman, Wellington Tenth Trust, to manager, Government Property Services Limited, objecting to terms of proposed lease of 9 Pipitea Street to Parent Advocacy Council and requesting meeting to discuss lease terms of Pipitea Street properties, 11 October 1990

(e) Letter from Minister of Justice to Sir Ralph Love concerning renegotiation of leases for Pipitea Street and Rintoul Street properties, 2 August 1990

**A2** Assorted files from Guardian Trust, Maori Trust, Native Trustee, and Public Trustee concerning 9 Pipitea Street, various dates

**A3** Assorted files from New Zealand Guardian Trust Company Limited and the offices of the Maori Trustee, Native Trustee, and Public Trustee concerning 11 Pipitea Street, various dates

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- A4** Assorted files from the New Zealand Guardian Trust Company Limited and the offices of the Maori Trustee, Native Trustee, and Public Trustee concerning 13 Pipitea Street, various dates
- A5** Assorted files from the New Zealand Guardian Trust Company Limited and the offices of the Maori Trustee, Native Trustee, and Public Trustee concerning 15 Pipitea Street, various dates
- A6** Assorted files from the New Zealand Guardian Trust Company Limited and the offices of the Maori Trustee, Native Trustee, and Public Trustee concerning 28–32 Russell Terrace, various dates
- A7**
- (a) The New Zealand Native Reserves Act 1856  
The New Zealand Native Reserves Amendment Act 1858  
The Native Reserves Amendment Act 1862  
The Native Reserves Act 1873  
The Native Reserves Act 1882  
The Native Reserves Act Amendment Act 1895  
The Native Reserves Act Amendment Act 1896
  - (b) Statutes concerning native reserves, 1842–1917
- A8** Extracts from *New Zealand Parliamentary Debates*, 1856–96, concerning Native Reserves Acts 1856, 1858, 1862, 1873, 1882, 1895, 1896 ‘Native Reserves Bill’, NZPD, 1856–58, pp 229–230, 233, 235, 237, 250, 261, 267, 313, 315; ‘Native Reserves Amendment Bill’, 29 July 1858, NZPD, 1858
- A9**
- (a) ‡ ‘Plan of the Town of Wellington, Port Nicholson, New Zealand’, 1:7920 map, SO10408, undated
  - (b) ‡ Wakefield, ‘Map of the Country Sections in the Vicinity of Port Nicholson, New Zealand’, SO10456, 25 September 1918
  - (c) ‡ ‘City of Wellington’, 1:792 map of east Thorndon, March 1985
  - (d) ‡ ‘The Hutt Valley, 1840–1940: Showing Historical Places’, map traced from original drawing by Lance Hall, December 1840, undated
  - (e) ‡ Two maps of Wellington region showing area of Port Nicholson purchase, undated  
‘Deed No 1: Port Nicholson Block (Original Purchase), Wellington District’, 27 September 1839, H H Turton, *Maori Deeds of Land Purchases in the North Island of New Zealand*, vol 2, pp 95–96
  - (f) ‡ ‘Plan of Pipitea Pa, Wellington’, 1:396 plan, WD3140, undated
- A10** Brief of evidence of Duncan Moore concerning boundaries of 1839 deed of purchase, undated  
Amended brief of evidence of Duncan Moore concerning boundaries of 1839 deed of purchase, undated
- (a) Supporting documents to document A10
- A11** Brief of evidence of Neville Gilmore concerning history of Wellington tenths, undated
- A12** Supporting documents to document A11, various dates
- A13** Opening submissions of claimant counsel, 25 March 1991
- A14** Itinerary for 26 March 1991 site visit, undated  
Six Universal Business Directories maps of Wellington city and suburbs, showing stops for 26 March 1991 site visit, undated
- A15** Brief of evidence of Eruera Te Whiti Nia concerning Wellington wahi tapu, March 1991
- (a)\* Whakapapa of Eru Te Whiti Nia, undated
- A16** Brief of evidence of Dr Ralph Heberley Ngatata Love, undated
- A17** Brief of evidence of Professor Stuart Locke, undated
- (a) Copies of certificates of title, valuation documents, and photographs of 9 Pipitea Street
  - (b) Copies of certificates of title, valuation documents, and photographs of 11 Pipitea Street
  - (c) Copies of certificates of title, valuation documents, and photographs of 13 Pipitea Street
  - (d) Copies of certificates of title, valuation documents, and photographs of 15 Pipitea Street
  - (e) Copies of certificates of title, valuation documents, and photographs of 28–32 Russell Terrace
- A18** J Pyatt, ‘The McCleverty Commission, 1846–47: An Early Attempt to Resolve the Difficulties Arising from Disputed Purchases of Maori Land’, unpublished report, undated (registrar)
- A19** Letter from chairman, Wellington Tenths Trust, to manager, technical services, New Zealand Railways Corporation concerning disposal and memorialisation of excess railways lands, 12 April 1991

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- A20** 'Wellington Tenth Parliamentary History', extracts from *New Zealand Parliamentary Debates* from 1856 to 1953 concerning Wellington tenths reserves and related legislation, undated
- A21** 'Wellington Tenth Legislative History', summary and reproductions of statutes from 1844 to 1979 concerning Wellington tenths reserves, undated
- A22** 'Wellington Tenth Legislative History: Original Bills', 2 vols, summary and reproductions of Bills from 1854 to 1953 concerning Wellington tenths reserves, undated, vol 1
- A23** Wellington Tenth Legislative History: Original Bills', 2 vols, summary and reproductions of Bills from 1854 to 1953 concerning Wellington tenths reserves, undated, vol 2
- A24** 'The Wellington Tenth: AJHR, 1858-1935', summary and reproductions of material from the *Appendix to the Journal of the House of Representatives* between 1858 and 1935 concerning Wellington tenths reserves, undated
- A25** 'Wellington Tenth: AJLC, 1858-1935', summary and reproductions of material from the *Appendix to the Journal of the Legislative Council* between 1858 and 1935 concerning Wellington tenths reserves, undated
- A26** 'Wellington Tenth: Turton's *Epitome*', extracts from H Hanson Turton, *An Epitome of Official Documents Relative to Native Affairs and Land Purchases in the North Island of New Zealand* (Wellington: Government Printer, 1883), concerning land purchases in Wellington province, undated
- A27** 'Wellington Tenth: Turton's Deeds', extracts from vol 2 of H Hanson Turton, *An Epitome of Official Documents Relative to Native Affairs and Land Purchases in the North Island of New Zealand* (Wellington: Government Printer, 1883), concerning land purchases in Wellington province, undated
- A28** *The Twelfth Report of the Directors of the New Zealand Company, Presented to an Ad-journed Special Court of Proprietors, Held on the 26th April 1844* (London: Palmer and Clayton, 1844)
- Documents Appended to the Twelfth Report of the Directors of the New Zealand Company, April 26, 1844* (London: Palmer and Clayton, 1844), pp i-xlviii, 1A-223D
- A29** *Documents Appended to the Twelfth Report of the Directors of the New Zealand Company, April 26, 1844* (London: Palmer and Clayton, 1844), pp 224D-23K
- A30** 'Wellington Tenth: Excerpts from *British Parliamentary Papers* Relative to the Tenth, 1840-1843', extracts from *British Parliamentary Papers* (1840-43) concerning Wellington tenths reserves, undated
- A31** 'Wellington Tenth: Excerpts from *British Parliamentary Papers* Relative to the Tenth, 1844 (Paper 556)', extracts from *British Parliamentary Papers* (1844) concerning Wellington tenths reserves, undated
- A32** 'Wellington Tenth: Excerpts from *British Parliamentary Papers* Relative to the Tenth, 1845-1846', extracts from *British Parliamentary Papers* (1845-46) concerning Wellington tenths reserves, undated
- A33** 'Wellington Tenth: Excerpts from *British Parliamentary Papers* Relative to the Tenth, 1847-1854', extracts from *British Parliamentary Papers* (1847-54) concerning Wellington tenths reserves, undated
- A34** Department of Maori Affairs, assorted files concerning Wellington native reserves, 1848-71
- A35** Department of Maori Affairs, assorted files concerning Wellington native reserves, 1868-81
- A36** Charles Heaphy, minute book, 1867-79
- A37** James Heberley, old land claim
- A38** Native Affairs Committee, minutes and papers concerning petition of Tamati Te Wera, various dates
- A39** Papers concerning Wellington native reserves, 1873-95
- A40** New Munster correspondence files concerning Wellington tenths, 1844-53

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**A41** Penny Ehrhardt, 'Te Whanganui a Tara: Customary Tenure, 1750–1850', December 1992  
(a) Supporting documents to document A41

**A42** 'Review into Leases under the Maori Reserved Land Act 1955', unpublished report, November 1991

**A43** 'A Framework for Negotiation Toi Tu Te Whenua Proposals for a Solution to Maori Reserved Land Issues', unpublished report, April 1993

**A44** Professor Alan Ward, Dr Robyn Anderson, Helen Walter, and Michael Harman, 'Wellington Lands for the Crown Congress Joint Working Party', unpublished report, undated  
Alan Ward, 'Draft Report on the Legal and Administrative Regimes Affecting the Porirua and Petone Reserves', report commissioned by Crown–Congress Joint Working Party, pt B

**B DOCUMENTS RECEIVED TO END OF SECOND HEARING, 18 AUGUST 1994**

**B1** Opening address of Wai 145 claimant counsel, 17 August 1994

**B2** Brief of evidence of Professor Stuart Locke concerning lease histories, rentals, and valuations of, and returns on, 9, 13, 15 Pipitea Street and 145 Rintoul Street, 17 August 1994

**B3** Brief of evidence of John Isles concerning the impact of the Maori Reserved Land Act 1955 on the rentals paid for 9, 11, 13, and 15 Pipitea Street and 145 Rintoul Street, 17 August 1994

**B4** Duncan Moore, 'Composite Time-Line', chronology of events relating to settlement of Wellington from 1817 to 1863, undated

**B5** Brief of evidence of Dr Ngatata Love concerning history of Wai 145 claim, 17 August 1994

**B6** Letter from Minister of Justice to Minister of Education concerning renegotiation of the rental paid by the Wellington Education Board for 145 Rintoul Street, 9 December 1993

**B7** Reserved Lands Panel, 'Report of the 1993 Reserved Lands Panel', pre-publication copy, January 1994

(a) Letter from Crown Law Office to Tribunal concerning restrictions on release to Tribunal members of 'Report of the 1993 Reserved Lands Panel' (doc B7), 31 August 1994

(b) Letter from Crown Law Office to Tribunal lifting restrictions previously imposed on release to Tribunal members of 'Report of the 1993 Reserved Lands Panel' (doc B7), 19 October 1994

**B8** Verbatim Reporting Services Limited transcript of 17 August 1994 hearing (with index), undated

(a) Verbatim Reporting Services Limited transcript of 18 August 1994 hearing (with index), undated

**C DOCUMENTS RECEIVED TO END OF THIRD HEARING, 4 NOVEMBER 1994**

**C1** DA Armstrong and Bruce Stirling, 'A Summary History of the Wellington Tenth, 1839–1888, report commissioned by Crown Law Office, December 1992

(a) DA Armstrong and Bruce Stirling (comps), '1840–1844', vol1 of 'Wellington Tenth – IA1: Internal Affairs Inwards Correspondence Files Relevant to Wellington Tenth', 2 vols, unpublished compilation of Internal Affairs files, undated

(b) DA Armstrong and Bruce Stirling (comps), '1845–1860', vol2 of 'Wellington Tenth – IA1: Internal Affairs Inwards Correspondence Files Relevant to Wellington Tenth', 2 vols, unpublished compilation of Internal Affairs files, undated

(c) DA Armstrong and Bruce Stirling (comps), 'Excerpts Relevant to the Tenth from CO208', unpublished compilation of material from Colonial Office files (series CO208), undated

(d) Assorted files from National Archives Governor series (G19/1), various dates

(e) Assorted Colonial Secretary and Treasury files concerning Wellington Hospital reserves, 1854–57, various dates

(f) Assorted Internal Affairs files concerning Wellington Hospital and College reserves, 1865–72

(g) Personal and official correspondence from George Clarke junior to George Clarke senior concerning Wellington tenths, 1842–44

(h) Assorted files from National Archives Governor series (G36/136/2: micro Z 002), various dates  
Grey, outward letter books, November 1845–December 1853

(i) Colonial Office files, various dates

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c2 Dr Donald M Loveridge, 'The Adoption of Perpetually-Renewable Leases for Maori Reserved Lands, 1887-1896', unpublished report, undated

(a) Supporting documents to document c2

c3 Brief of evidence of Arthur Stewart concerning investment potential of perpetually renewable leases, 25 October 1994

c4 Opening submissions of Crown counsel, undated

(a) Letter from Crown Law Office to registrar enclosing documents referred to in opening submissions of Crown counsel, 21 November 1994

'Report of Royal Commission Appointed to Inquire Into and Report Upon the Operation of the Law Relating to the Assessment of Rentals under Leases of the West Coast Settlement Reserves', AJHR, 1948, G-1

'Maori Reserved Land Bill', 1 September 1955, NZPD, 1955, pp 2171-2173

'Maori Reserved Land Bill', 12 October 1955, NZPD, 1955, pp 2946-2953

'Maori Reserved Land Bill', 13 October 1955, NZPD, 1955, p 3025

'Third Readings', 19 October 1955, NZPD, 1955, p 3140

Extracts from *Journal of the House of Representatives*, *Appendix to the Journal of the House of Representatives* and *Journal of the Legislative Council* concerning petitions relating to the West Coast Settlement Reserves Bill 1892 and the Native Reserves Amendment Act 1895, 1891-95

c5 *Badger v Whangarei Refinery Expansion Commission of Inquiry* [1985] 2 NZLR 688

c6 Memorandum from Crown counsel to Tribunal concerning the employment status of the researchers who compiled documents c1 and c1(a)-(i), undated

c7 Verbatim Reporting Services Limited, 'Wai 145 Wellington Tenth: Full Transcript of Hearing Held on 1 November 1994, 2 November 1994, 3 November 1994', transcript commissioned by Crown Law Office, undated

**D DOCUMENTS RECEIVED TO END OF FOURTH HEARING, 9 DECEMBER 1994**

d1 Closing submissions of Wai 145 claimant counsel, 7 December 1994

(a) Facsimile from Minister of Justice to Wai 145 claimant counsel concerning proposal that Crown purchase 9, 13, and 15 Pipitea Street and transfer them to Wellington Tenth Trust, 6 December 1994

(b) Ralph Heberley Ngatata Love and Makere Rangiatea Ralph Love, 'Submission to Maori Affairs Select Committee: Wellington Tenth and Palmerston North Reserves', select committee submission, 5 June 1990

d2 Summary of closing submissions of Crown counsel, 8 December 1994

(a) Supporting documents for closing submissions of Crown counsel, various dates

(b) Memorandum from Crown counsel to Tribunal concerning relevance of historical evidence, 8 December 1994

(c) Letter from Crown counsel to Tribunal enclosing table showing calculated internal rates of return for 9, 13, and 15 Pipitea Street, 8 December 1994

(d) Memorandum from Crown counsel to Tribunal concerning consideration paid for purchase of Wellington tenth land between 1839 and 1847, jurisdiction of Tribunal to determine questions of law, and appointment of commissioners under West Coast Settlements Reserve Act 1892, 7 April 1995

d3 Submissions of Wai 145 claimant counsel responding to closing submissions of Crown counsel, 9 December 1994

**E DOCUMENTS RECEIVED TO END OF FIFTH HEARING, 19 FEBRUARY 1996**

e1 Te Puni Kokiri, *Toitu te Mana Toitu te Whenua: Maori Reserved Lands Government Policy Decisions, 1994* (Wellington: Te Puni Kokiri, 1995)

e2 Covering letter from Crown counsel to Tribunal enclosing joint memorandum from Crown and Wai 145 claimant counsel, 10 July 1995  
Joint memorandum from Crown and Wai 145 claimant counsel to Tribunal concerning proposed transfer of leasehold interests in 9, 13, and 15 Pipitea Street, 10 July 1995

e3 Duncan Moore, 'The Origins of the Crown's Demesne at Port Nicholson, 1839-1846', 3 vols, report commissioned by Massey University, August 1995, vol 1

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- (a) Selection of pages for oral presentation, 20 February 1996
- E4** Duncan Moore, ‘The Origins of the Crown’s Demesne at Port Nicholson, 1839–1846’, 3 vols, report commissioned by Massey University, August 1995, vol 2
- E5** Duncan Moore, ‘The Origins of the Crown’s Demesne at Port Nicholson, 1839–1846’, 3 vols, report commissioned by Massey University, August 1995, vol 3
- (a) Six A4 maps, undated
- E6** Duncan Moore (comp), ‘Supporting Documents to the Paper Presented by Duncan Moore Entitled: “The Origins of the Crown’s Demesne at Port Nicholson, 1839–1846”’, 3 vols, report commissioned by Massey University, August 1995, vol 1
- E7** Duncan Moore (comp), ‘Supporting Documents to the Paper Presented by Duncan Moore Entitled: “The Origins of the Crown’s Demesne at Port Nicholson, 1839–1846”’, 3 vols, report commissioned by Massey University, August 1995, vol 2
- E8** Duncan Moore (comp), ‘Supporting Documents to the Paper Presented by Duncan Moore Entitled: “The Origins of the Crown’s Demesne at Port Nicholson, 1839–1846”’, 3 vols, report commissioned by Massey University, August 1995, vol 3
- E9** Dr Patricia E Berwick, ‘Land and Land Ownership in the Wellington Tenth and Taranaki: The Gap between Tangata Whenua and Crown Concepts in the 1840s’, report commissioned by Wellington Tenth Trust, 4 February 1996
- (a) Dr Patricia E Berwick (comp), ‘Appendices to “Land and Land Ownership in the Wellington Tenth and Taranaki: The Gap between Tangata Whenua and Crown Concepts in the 1840s”’, 2 vols, unpublished report, 13 February 1996, vol 1
- (b) Dr Patricia E Berwick (comp), ‘Appendices to “Land and Land Ownership in the Wellington Tenth and Taranaki: The Gap between Tangata Whenua and Crown Concepts in the 1840s”’, 2 vols, unpublished report, 13 February 1996, vol 2
- (c) Memorandum from Wai 145 claimant counsel to Tribunal making emendations and amendments to footnotes in documents E9 and E10, 19 February 1996
- E10** Dr Patricia E Berwick, ‘The Trusteeship and Administration of the Tangata Whenua Reserve Lands of Whanganui-a-Tara’, report commissioned by Wellington Tenth Trust, 15 August 1995
- (a) Dr Patricia E Berwick (comp), ‘Appendices to “The Trusteeship and Administration of the Tangata Whenua Reserve Lands of Whanganui-a-Tara”’, 2 vols, report commissioned by Wellington Tenth Trust, 12 February 1996, vol 1
- (b) Dr Patricia E Berwick (comp), ‘Appendices to “The Trusteeship and Administration of the Tangata Whenua Reserve Lands of Whanganui-a-Tara”’, 2 vols, report commissioned by Wellington Tenth Trust, 12 February 1996, vol 2
- E11** Philipa Biddulph, ‘Appendix B to Report on The Wellington Tenth Trust – Reclamations and Foreshores in Whanganui-a-Tara’, report commissioned by Wellington Tenth Trust, 29 January 1996
- E12** Terence Green, ‘Appendix A to Report on The Wellington Tenth Trust – The McCleverty Awards, 1847’, report commissioned by Wellington Tenth Trust, 29 January 1996
- E13** Stephen Quinn, ‘Report on The Wellington Tenth Reserve Lands’, draft of report commissioned by Wellington Tenth Trust, 29 January 1995
- (a) Stephen Quinn, ‘Supporting Documents and Amended Footnotes to “Report on The Wellington Tenth Reserve Lands”’, report commissioned by Wellington Tenth Trust, 29 January 1995
- E14** Notice to Wellington City Council of High Court application for judicial review by Wellington Tenth Trust under Judicature Amendment Act 1972, 22 December 1995
- E15** High Court statement of claim of Wellington Tenth Trust opposing granting of resource consents by Wellington City Council for construction of residential dwelling units on Pipitea Street land (section 1, CT36C/251, Wellington registry), December 1995
- E16** Application for interim relief in the matter of application for judicial review by Wellington Tenth Trust under Judicature Amendment Act 1972, 22 December 1995

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- E17** Affidavit of William Cooper supporting Wellington Tenth Trust applications for judicial review of, and interim relief for, granting of resource consents by Wellington City Council, 20 December 1995
- E18** Affidavit of Morris Love supporting Wellington Tenth Trust applications for judicial review of, and interim relief for, granting of resource consents by Wellington City Council, 20 December 1995
- E19** Affidavit of Ralph Heberley Ngatata Love supporting Wellington Tenth Trust applications for judicial review of, and interim relief for, granting of resource consents by Wellington City Council, 19 December 1995
- E20** Undertaking by chairman, Wellington Tenth Trust, that trust would abide by any High Court order relating to damages in respect of trust's applications for judicial review of, and interim relief for, granting of resource consents by Wellington City Council, 20 December 1995
- E21** Memorandum to presiding judge summarising Wellington Tenth Trust applications for judicial review of, and interim relief for, granting of resource consents by Wellington City Council and seeking service of documents on landowner and land developer, 9 February 1996
- E22** Notice of ex-parte application by Wellington Tenth Trust for directions as to service, 9 February 1996
- E23** Affidavit of Morris Love supporting ex-parte application by Wellington Tenth Trust for directions as to service, 8 February 1996
- E24** Opening submissions of Wai 145 claimant counsel, 19 February 1996
- E25** Submissions of Peter Love, 19 February 1996
- (a) Letter from Peter Love to Minister of Maori Affairs, 19 November 1995
- (b) Letter from Peter Love to chairman, Maori affairs select committee, concerning proposed Maori Reserved Land Act and perpetual lease provisions, 19 November 1995
- (c) Letter from Peter Love to member of Parliament for Northern Maori, 19 November 1995
- (d) Letter from private secretary for Minister of Maori Affairs to Peter Love acknowledging receipt of letter of 19 November 1995, 7 December 1995
- (e) Letter from Peter Love to chairman, Wakatu Incorporation, acknowledging provision of information concerning proposed Maori Reserved Land Act, 19 November 1995
- (f) Notice from chairman, Wakatu Incorporation, to shareholders concerning proposed changes to perpetual leases regime and form letter of protest for shareholders to send to members of Parliament, November 1995
- E26** Letter from Wai 145 claimant counsel to Treaty of Waitangi Policy Unit approving purchase of 9, 13, and 15 Pipitea Street and proposing purchase of two further properties adjacent to Pipitea Marae, 2 March 1995
- E27** Facsimile from counsel for Wellington City Council to Matthew McClelland, Kensington Swan, concerning resource and building consents, 1 February 1996
- E28** Letter from chief executive, Te Puni Kokiri, to Crown Law Office advising that no approved draft of Maori Reserved Land Amendment Bill had been produced by Te Puni Kokiri officials, 16 February 1996
- Letter from chief executive, Te Puni Kokiri, to Crown Law Office concerning release of material on Maori Reserved Land Amendment Bill and opportunities for landowner participation in reform process, 19 February 1996
- E29** Facsimile from Minister of Maori Affairs to Crown Law Office confirming willingness to release draft copy of Maori Reserved Land Amendment Bill to lessors, lessees, and Wellington Tenth Trust, 20 February 1996
- E30** Document renumbered paper 2.78
- E31** Document renumbered paper 2.79
- E32** Letter from Ihakara Puketapu to Tribunal supporting Wellington Tenth Trust's applications for urgency and resumption of Pipitea Street land, 20 February 1996
- E33** Submission of Crown counsel concerning Wellington Tenth Trust's application for urgency, 21 February 1996
- (a) Map of Pipitea Pa, undated
- E34** Crown memorandum attaching three letters, 21 February 1996

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E35 Extracts, various dates

E36 Extracts, various dates

E37 Deed of Port Nicholson block, 27 September 1839

**F DOCUMENTS RECEIVED TO END OF SIXTH HEARING, 20 MARCH 1996**

F1 Stephen Quinn, 'An Historical Background Paper to Section 1-3 Pipitea Street, Thorndon' report commissioned by Wellington Tenth's Trust, 8 December 1995

F2 Brief of evidence of Neville Gilmore, 28 February 1996

(a) Aerial photograph of Thorndon showing original course of Pipitea Stream, the pre-settlement pa boundary, and McCleverty's pa boundary, undated

(b) Aerial photograph of Thorndon showing original course of Pipitea Stream, the pre-settlement pa boundary, McCleverty's pa boundary, and core of pa area as at 1840, undated

F3 Brief of evidence of Bruce Farquhar, 28 February 1996

(a) Letter from Minister in Charge of Treaty of Waitangi Negotiations to counsel for Wellington Tenth's Trust declining proposal that Government purchase land at 1-3 Pipitea Street and transfer it to trust, 29 January 1996

(b) Letter from counsel for Wellington Tenth's Trust to Minister in Charge of Treaty of Waitangi Negotiations requesting urgent meeting between Crown, developers of 1-3 Pipitea Street, and trust, 1 February 1996

(c) Letter from Minister in Charge of Treaty of Waitangi Negotiations to counsel for Wellington Tenth's Trust declining latter's request for urgent meeting between Crown, developers of 1-3 Pipitea Street, and trust, 4 March 1996

F4 Brief of evidence of Fergus Sinclair, March 1996

F5 Brief of evidence of Graeme Aitken concerning application for resumption of land at 1-3 Pipitea Street, 11 March 1996

F6 Brief of evidence of Ralph Winmill concerning application for resumption of land at 1-3 Pipitea Street, undated

(a) Department of Survey and Land Information 32 cm × 51.5 cm map of Thorndon from Hobson Street south to Mulgrave Street with overlays, undated

F7 Felton Mathew, 'Plan of the City of Wellington, Port Nicholson, the First & Principal Settlement of the New Zealand Company', 1:10,560 map, 1841

(a) Enlargement of central section of document F7, undated

(b) Felton Mathew, 'Plan of the City of Wellington, Port Nicholson, the First & Principal Settlement of the New Zealand Company', 1:10,560 map, 1841

F8 Opening address of Wai 145 claimant counsel for resumption order in respect of 1-3 Pipitea Street, 18 March 1996

F9 *Wellington. Thorndon. Pipitea Pa. 1891*, sketch, 1891

F10 G Leslie Adkin, *The Great Harbour of Tara: Traditional Maori Place-names and Sites of Wellington Harbour and Environs (A Revision)* (Christchurch: Whitcombe and Tombs Ltd, 1959), pp ii-iii, 120-123

**G DOCUMENTS RECEIVED TO END OF SEVENTH HEARING, 12 SEPTEMBER 1996**

G1 Terence Green, 'Twentieth Century Administration of the Wellington Tenth's', report commissioned by Waitangi Tribunal, August 1996

(a) Supporting documents to document G1, 2 vols, various dates, vol 1

(b) Supporting documents to document G1, 2 vols, various dates, vol 2

(c) Terence Green, 'A Summary of the Report: Twentieth Century Administration of the Wellington Tenth's', report commissioned by Waitangi Tribunal, August 1996

G2 Philpa Biddulph, 'Public Works Takings, History of Town Section 542 and Unsurveyed Land in the Whanganui-a-Tara Region', report commissioned by Waitangi Tribunal, August 1996

(a) Supporting documents to document G2, various dates

G3 Neville Gilmore, 'The Myth of the Overlords: Tenure in Whanganui-a-Tara, 1819-1947', unpublished report, undated

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**G4** Kieran Schmidt and Fiona Small, 'The Maori Trustee, 1913–1953', draft of report commissioned by Crown Forestry Rental Trust, May 1996

**G5** Brief of evidence of Taumanu Teone concerning buying back of Waiwhetu land taken by proclamation, 10 September 1996

**G6** Brief of evidence of Rangitihi Tahuparae concerning history of Te Tuturu Mana Whenua mai te Kahui Maunga ki te Panepane o Ikaroa, undated

**G7** Summary of submissions of Crown counsel on jurisdiction of Tribunal to inquire into actions of Maori Trustee, September 1996

(a) Supporting documents to document G7, various dates

**G8** Submissions of Wai 145 claimant counsel on jurisdiction of Tribunal to inquire into actions of Maori Trustee, 11 September 1996

(a) Supporting documents to document G8, various dates

**G9** Summary of oral submissions of Crown counsel in response to document G8, 17 September 1996

**H DOCUMENTS RECEIVED TO END OF EIGHTH HEARING, 11 JULY 1997**

**H1** Application by Wai 145 claimant counsel to Governor-General seeking Crown resumption of land at 1–3 Thorndon Quay, 13 September 1996

(a) Brief of evidence of Neville Gilmore concerning Pipitea Pa site as at 1840, undated

(b) Brief of evidence of Mark Te One concerning history of land at 1–3 Thorndon Quay, 4 October 1996

**H2** Document removed from record pursuant to Tribunal direction of 29 September 1998 (paper 2.200)

**H3** Tata Parata, 'Kokiri Marae Inc', report commissioned by Waitangi Tribunal, December 1995

**H4** Joy Hippolite, 'Ngati Rangatahi', report commissioned by Wai 366 claimants, January 1997

(a) Joy Hippolite, 'Presentation Summary of Ngati Rangatahi', report commissioned by Wai 366 claimants, July 1997

**H5** Heather Bauchop, 'Ngati Ira and Rangitane in Te Whanganui-a-Tara to 1865', report commissioned by Waitangi Tribunal, January 1997

**H6** Duncan Moore, 'The Crown's Surplus in the New Zealand Company's Purchases', report commissioned by Waitangi Tribunal, April 1997

**H7** Tony Walzl, 'Ngati Tama in Wellington (1820–1920)', report commissioned by Waitangi Tribunal, May 1997

(a) Tony Walzl (comp), 'Supporting Papers to "Ngati Tama in Wellington (1820–1920)"', report commissioned by Waitangi Tribunal, May 1997

(b) Tony Walzl, 'Presentation Summary of "Ngati Tama in Wellington (1820–1920)"', report commissioned by Waitangi Tribunal, May 1997

**H8** Richard Boast, 'Ngati Toa in the Wellington Region: A Report to the Waitangi Tribunal', 2 vols, report commissioned by Waitangi Tribunal, June 1997, vol1

(a) Richard Boast, 'Ngati Toa in the Wellington Region: A Report to the Waitangi Tribunal', 2 vols, report commissioned by Waitangi Tribunal, June 1997, vol2

(b) Table of heke (migration) to Wellington region, undated

**H9** Te Puni Kokiri, *The Maori Reserved Land Amendment Bill 1996* (Wellington: Te Puni Kokiri, 1996)

**H10** RG Calvert, RW Davison, Dr TP Boyd, *Report of the Independent Review Committee to the Minister of Maori Affairs* (Wellington: Te Puni Kokiri, 1996)

**H11** The Maori Reserved Land Amendment Bill 1996 (218–1)

**H12** MHD Manawaiti, 'Report on Ngati Rangatahi Land Research', report commissioned by Ngati Rangatahi Whanauanga, undated

**H13** Opening submissions of Wai 207 claimant counsel, undated

(a) 'Booklet of Maps', compilation of maps of Wellington region, various dates

**H14** Brief of evidence of Ken Arthur concerning mana of Te Rauparaha through raupatu whenua, undated

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- H15** Brief of evidence of Te Puoho Katene concerning Ngati Poneke, Ngati Toa, and Maori input to Wellington City Council, undated  
(a) Wellington City Council, 'Issues for Tangata Whenua', ch 2 of *Proposed District Plan for Wellington City* (Wellington: Wellington City Council, 1994)
- H16** Brief of evidence of Selwyn Katene concerning Wellington Tenths Trust and tangata whenua-tanga, undated
- H17** Brief of evidence of Makere Reneti concerning personal links to Wellington area, undated  
(a) Susanne Butler, 'The Mystery of the Headstone', article from unidentified newspaper, undated
- H18** Brief of evidence of Ariana Rene, concerning personal memories of Wellington, undated
- H19** Brief of evidence of Tiratu Williams concerning Ngati Toa links with Taranaki Maori, undated  
(a) Hongoeka Marae, *Te Whakatuwheratanga o te Heke-Mai-Raro* (Wellington: Hongoeka Marae, 1997)
- H20** Brief of evidence of Ruhi Solomon concerning personal memories of Ngati Toa in Wellington, undated
- H21** Brief of evidence of Taku Parai concerning appearance of Parai whanau on registry of Wellington Tenths Trust, undated
- H22** Brief of evidence of Milly Solomon concerning family history, undated
- H23** Brief of evidence of Matiu Te Rei concerning tangata whenua status of Ngati Toa in Wellington and Hutt Valley, undated
- H24** Brief of evidence of Richard Boast concerning findings in his report 'Ngati Toa in the Wellington Region: A Report to the Waitangi Tribunal' (docs H8, H8(a)), undated
- H25** Department of Lands and Survey, 'The Hutt Valley, 1848', map (LS153/5), undated (from Ian Wards, *The Shadow of the Land: A Study of British Policy and Racial Conflict in New Zealand, 1832-1852* (Wellington: Historical Publications Branch, Department of Internal Affairs, 1968) p222)
- H26** Ian Wards, 'The Pacification of the Wellington District', ch 7 of *The Shadow of the Land: A Study of British Policy and Racial Conflict in New Zealand, 1832-1852* (Wellington: Historical Publications Branch, Department of Internal Affairs, 1968)
- H27** Opening submissions of Wai 366 claimant counsel, 9 July 1997
- H28** Brief of evidence of Te Wahapa Wairangi Te Tau Kotuku, undated  
(a) Whakapapa of Te Rauparaha, undated
- H29** Brief of evidence of Wayne Herbert, undated
- H30** Brief of evidence of Roger Puhia Herbert, undated
- H31** Brief of evidence of Ria Herbert, undated
- H32** Brief of evidence of Robert Waretini Tukorehu Herbert, undated  
(a) Constitution of Ngati Rangatahi Whanau-nga, undated
- H33** Brief of evidence of Robert Ropiha Herbert, undated
- H34** Brief of evidence of David Churton, undated
- H35** Brief of evidence of Michelle Marino, undated
- H36\*** Brief of evidence of Huia Kirk, undated
- H37** Brief of evidence of Horace Churton, undated
- H38** Brief of evidence of Mere Tamihana, undated
- H39** Synopsis of closing submissions of Wai 377 claimant counsel, undated
- H40** Opening submissions of Wai 543 claimant counsel, 11 July 1997
- H41** Brief of evidence of James Rimene, undated  
(a) 'Hikoi by Rangitaane to Whanganui A Tara', booklet, undated
- H42** Brief of evidence of Tamati Tuhiwai, undated

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**H43** Brief of evidence of Manahi Paewai, undated

**H44** Brief of evidence of Richard Bradley, undated

**H45** Brief of evidence of Ruth Harris, undated  
**(a)** 'Te Rohe o Rangitane: Waahi Tapu Sites in Te Whanganui A Tara', map, undated  
**(b)** 'Te Rohe o Rangitane', map, undated  
**(c)** 'Te Rohe o Rangitane: Te Whanganui a Tara', map, undated

**I DOCUMENTS RECEIVED TO END OF NINTH HEARING, 16 DECEMBER 1997**

**I1** New Zealand Guardian Trust Company Limited, *Guardian Trust Annual Report of the Wellington Tenth Trust, 1995/1996* (Wellington: New Zealand Guardian Trust Company Limited, [1996])

**I2** Dr Robyn Anderson and Keith Pickens, *Wellington District: Port Nicholson, Hutt Valley, Porirua, Rangitikei, and Manawatu*, Waitangi Tribunal Rangahaua Whanui Series, 1996

**I3**  
**(a)**‡ 'Map of the Country Sections in the Vicinity of Port Nicholson (10456) as Amended by Duncan Moore to Show: Company Sections Known to Contain Ngakinga 1845; Company Selected Reserves Assigned 1847; Company Selected Reserves Not Assigned in 1847; Various Lands Assigned to Maori in 1847; Exterior Boundary of the 1844 Releases; Exterior Boundary of the 1845 Land Commissioner's Award, 1846 FitzRoy Grant, 1848 Grey Grant', map, undated  
**(b)**‡ 'Plan of the Town of Wellington, Port Nicholson (1040B), New Zealand as amended by Duncan Moore to Show: Company Sections Known to Contain Ngakinga 1845; Company Selected Reserves Assigned 1847; Company Selected Reserves Not Assigned in 1847; Various Lands Assigned to Maori in 1847', map, undated  
**(c)**‡ 'Plan of the Town of Wellington, Port Nicholson, the First and Principal Settlement of the New Zealand Company', map, 14 August 1840  
**(d)**‡ 'Plan Shewing the Boundaries of the Port Nicholson Purchase', map, 7 October 1844  
**(e)**‡ 'Sketch of the Country Sections in the Vicinity of Port Nicholson', map, 4 January 1843  
**(f)**‡ Maori Land Information Office, 'Index map of Native Reserves, District of Wellington', map, undated

**I4** Duncan Moore, 'The Crown Could Not Grant What the Crown Did Not Possess', unpublished report, March 1992

**I5** Submission of Organisation of Maori Authorities on behalf of owners of Maori reserved land to justice and law reform select committee on Maori Reserved Land Amendment Bill 1996, undated  
**(a)** Supplementary submission of Organisation of Maori Authorities on behalf of owners of Maori reserved land to justice and law reform select committee on Maori Reserved Land Amendment Bill 1996, undated

**I6** Tata Lawton, 'The Taking of Waiwhetu Pa for River Protection Purposes under the Public Works Act, 1908', report commissioned by Waitangi Tribunal for claim Wai 442, August 1997  
**(a)** Damian Stone, 'Waiwhetu Pa, Seaview, Petone', report commissioned by Waitangi Tribunal for claim Wai 442, [1996]  
**(b)** Richard Te One, 'Report on Waiwhetu Pa, Seaview, Petone: Interviews with Mohi Karena Te One and Heni Tipene Nukutaia, 1st and 2nd July 1997', unpublished report, [1997]  
**(c)** Tata Lawton, 'The Taking of Waiwhetu Pa for River Protection Purposes under the Public Works Act, 1908', summary report prepared for presentation to Waitangi Tribunal hearing claim Wai 442, December 1997

**I7** Duncan Moore, 'Questions Regarding the Port Nicholson Purchase: Surplus Lands, Purchase Consideration, and Title to Maori Reserves', report commissioned by Waitangi Tribunal, [1997]

**I8** Stephen Quinn, 'Report on the McCleverty Arrangements and McCleverty Reserves', report commissioned by Waitangi Tribunal, November 1997  
**(a)** Stephen Quinn, 'Report on the McCleverty Arrangements and McCleverty Reserves: Summary of Evidence', summary report prepared for presentation to Waitangi Tribunal, November 1997  
**(b)** Letter from Stephen Quinn to Waitangi Tribunal concerning area of Maori cultivations at Ohariu given in document I8, 20 March 1998

**I9** Robert McClean, 'Te Whanganui-a-Tara Fore-shores Reclamations Report', 3 vols, report commissioned by Waitangi Tribunal, November 1997, vols 1, 2

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(a) Robert McClean, 'Te Whanganui-a-Tara Foreshores Reclamations Report', 3 vols, report commissioned by Waitangi Tribunal, November 1997, vol 3

(b) Robert McClean, 'Te Whanganui-a-Tara Foreshores Reclamations Report', summary report prepared for presentation to Waitangi Tribunal, December 1997

110 Ralph Johnson and Rachael Willan, 'The Sale and Administration of Waiwhetu Reserves at Lowry Bay and Palmerston North', report commissioned by Waitangi Tribunal, November 1997

(a) Ralph Johnson, 'The Sale and Administration of Waiwhetu Reserves at Lowry Bay and Palmerston North', summary report prepared for presentation to Waitangi Tribunal, undated

(b) Rachael Willan, 'The Sale and Administration of Waiwhetu Reserves at Lowry Bay and Palmerston North', summary report prepared for presentation to Waitangi Tribunal, undated

(c) Supporting documents to documents 110(a), (b), various dates

111 Keith Pickens, 'The Wellington Tenth, 1873-1896', report commissioned by Waitangi Tribunal, November 1997

(a) Keith Pickens, 'The Wellington Tenth, 1873-1896', summary report prepared for presentation to Waitangi Tribunal, December 1997

112 'Port Nicholson Purchase Showing the Boundaries of the Port Nicholson Purchase', map, 7 October 1844

**J DOCUMENTS RECEIVED TO END OF TENTH HEARING, 26 JUNE 1998**

J1 Brief of evidence of Prudence Densem concerning Crown policy on landbanking of Wellington properties, 14 May 1998

J2 Brief of evidence of Alexander Wilson concerning proposed sale of Government Property Services Limited, 14 May 1998

J3 Submission of Wai 145 claimant counsel responding to submission of Crown counsel opposing former's application for urgent hearing on sale of Government Property Services Limited, 18 May 1998

J4 Brief of evidence of Ralph Heberley Ngatata Love concerning proposed sale of Government Property Services Limited, 18 May 1998

J5 *Te Heu Heu v Attorney-General and Others* unreported, 15 May 1998, Robertson J, High Court Rotorua, CP44/96

J6 Angela Ballara (trans), 'Translation of Maori Verbatim Evidence, Wellington Native Land Court Minute Book 1H', translation commissioned by Waitangi Tribunal, April 1998

J7 Steven Chrisp, 'Sources for Muaupoko History in the Port Nicholson Deed District: Sources Held in the Alexander Turnbull Library', report commissioned by Waitangi Tribunal for claim Wai 52, May 1998

J8 Steven Chrisp, 'Sources for Rangitane History in the Port Nicholson Deed District: Sources Held in the Alexander Turnbull Library', report commissioned by Waitangi Tribunal, April 1998

J9 Brief of evidence of Professor Ralph Heberley Ngatata Love, undated

J10 'Treaty Settlements: Annual Policy Overview', paper to Cabinet Committee on Treaty of Waitangi Issues, TOW(97)40, 30 September 1997

J11 Submission of Wai 145 claimant counsel concerning proposed sale of Government Property Services Limited, 26 June 1998

(a) Duncan Moore, 'The Origins of the Crown's Demesne at Port Nicholson, 1839-1846', 3 vols, report commissioned by Massey University, August 1995, vol 1, pp 13, 69, 111, 114-115

(b) Duncan Moore, 'The Origins of the Crown's Demesne at Port Nicholson, 1839-1846', 3 vols, report commissioned by Massey University, August 1995, vol 3, pp 370-371, 374, 449

(c) Stephen Quinn, 'Report on the McCleverty Arrangements and McCleverty Reserves', report commissioned by Waitangi Tribunal, November 1997, pp 57, 66-67, 98, 100, 191-195

(d) Robert McClean, 'Te Whanganui-a-Tara Foreshores Reclamations Report', 3 vols, report commissioned by Waitangi Tribunal, November 1997, vol 1, pp 104, 112-113, 120, 124-125, 145-146, 153, 178, 188-189, 190, 225

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- J12** Document listing contents of submissions made on behalf of Wai 145 claimants, undated
- J13** Document summarising contents of briefs of evidence of Prudence Densem, Alexander Wilson, and Professor Ngatata Love (docs J1, J2, J4), undated
- J14** Submissions of Wai 207 claimant counsel, 26 June 1998  
(a) Waitangi Tribunal, *Report on Kaimaumuau Lands* (Wellington: Waitangi Tribunal, 1991)  
(b) *Wellington International Airport Ltd v Air New Zealand* [1993] 1 NZLR 671, 671–677 (CA)
- J15** Submissions of Crown counsel concerning proposed sale of Government Property Services Limited, 26 June 1998
- K7** Brief of evidence of Te Puoho Katene concerning Ngati Tama and Wellington, undated
- K8** Brief of evidence of Hinewairoro Solomon concerning Ngati Tama and Wellington, undated
- K9** Brief of evidence of Te Taku Parai concerning Ngati Tama and Wellington, undated
- K10** Brief of evidence of Ruth Harris concerning Rangitaane and Wellington, 26 August 1998
- K11\*** Transcript of evidence of Hohepa Tukapua, undated
- K12** Brief of evidence of Toarangatira Pomare concerning Ngati Mutunga, Pomare Ngatata, and Wellington, 26 August 1998

**K DOCUMENTS RECEIVED TO END OF ELEVENTH HEARING, 26 AUGUST 1998**

- K1** Tata Lawton, 'Customary Occupation, Tenure and Rights along the West and South Coasts of Wellington, within the Boundaries of the Port Nicholson Deed, as Extended in 1844', report commissioned by Waitangi Tribunal, April 1998  
(a) Noel Harris, 'Locality Map Showing Some Placenames on the West and South Coasts of Wellington, map, July 1997
- K2** Richard Boast, 'Ngati Toa and the Colonial State: A Report to the Waitangi Tribunal', report commissioned by Waitangi Tribunal, June 1998  
(a) Supporting documents to document K2  
(b) Brief of evidence of Richard Boast, undated
- K3** Duncan Moore, 'The Wellington Town Belt, 1839–1861', report commissioned by Waitangi Tribunal, August 1998  
(a) Supporting documents to document K3  
(b) Duncan Moore, 'The Wellington Town Belt, 1839–1861', summary report prepared for presentation to Waitangi Tribunal, August 1998
- K4** Closing submissions of Wai 623 claimant counsel, 11 August 1998
- K5** Submissions of Wai 562 claimant, 18 August 1998
- K6** Brief of evidence of Ngarongo Nicholson concerning Ngati Toa history, undated

**L DOCUMENTS RECEIVED TO END OF TWELFTH HEARING, 28 SEPTEMBER 1998**

- L1** Richard Boast, 'Ngati Mutunga in the Wellington Region: A Report to the Waitangi Tribunal', unpublished report, September 1998
- L2†** Brief of evidence of Tony Walzl concerning evidence relating to Ngati Mutunga o Wharekaui presented to Waitangi Tribunal inquiry into Chatham Islands (Wai 64) by Dr Michael King, undated
- L3†** Brief of evidence of Hirini Mead concerning traditional concepts, undated
- L4†** Brief of evidence of Maui Pomare concerning Ngati Mutunga history and their migration to Chatham Islands, undated
- L5†** Richard Boast, 'Ngati Mutunga and the Chatham Islands: A Report to the Waitangi Tribunal', unpublished report, March 1995
- L6†** Tony Walzl, 'Chatham Islands Maori Tribal History to 1870', unpublished report, undated
- L7** Brief of evidence of Ihakara Puketapu concerning Ngati Mutunga customary rights to, and rangatiratanga over, Te Whanganui a Tara, undated
- L8** Untitled document on 'Holy Trinity: Anglican Parish of Stratford' letterhead by Tiki Raumatī concerning Te Urinui, undated

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**L9** Brief of evidence of Selwyn Katene concerning Ngati Toa Rangatira, Ngati Tama, Ngati Mutunga, and Te Atiawa rights to Te Whanganui a Tara, undated

**L10** *Te Waka He Ika o te Arawa v Treaty of Waitangi Fisheries Commission* unreported, 4 August 1998, Paterson J, High Court Wellington, CP395/93

**L11** Submissions of Wai 735 claimant counsel, 28 September 1998

**L12** Untitled table showing whakapapa of Ngati Toa, Ngati Mutunga, and Ngati Tama, 28 September 1998

**L13** Submissions of Wai 734 claimant counsel, 28 September 1998

**L14** Brief of evidence of Ngarongo Nicholson concerning Maori traditions and customs, especially those of Ngati Toa and Ngati Raukawa, 15 September 1998

(a) Page 27 of an unidentified handwritten document written in Maori with accompanying typed transcription and English translation, undated

(b) 'Relationships between the Descendants of Torangatira and Rangatahi', table of whakapapa, undated

**L15** Brief of evidence of Richard Bradley concerning Rangitaane customary ownership of Te Whanganui a Tara, 1998

**M DOCUMENTS RECEIVED TO END OF THIRTEENTH HEARING, 9 DECEMBER 1998**

**M1** Professor Alan Ward, 'Maori Customary Interests in the Port Nicholson District, 1820s to 1840s: An Overview', unpublished report, October 1998

(a) Supporting documents to document M1

(b) Summary of document M1

**M2** Bob Hayes, 'Administration of the Wellington Tenth by the Maori Trustee', unpublished report, November 1998

(a) Supporting documents to document M2, 6 vols

(b) Summary of document M2

**M3** Bob Hayes, 'The Valley of the Hutt, 1839-1846', unpublished report, November 1998

(a) Supporting documents to document M3, 4 vols

(b) Summary of document M3

**M4** 'Historical Claims under the Treaty of Waitangi', *Journal of Pacific History*, vol 28, no 2, 1993

**M5** Opening submissions of Crown counsel, 8 December 1998

**M6** Angela Ballara, 'The Origins of Ngati Kahungunu', PhD thesis, Victoria University of Wellington, 1991

**M7** Ann Parsonson, 'He Whenua te Utu: The Payment Will Be Land', PhD thesis, University of Canterbury, 1978

**N DOCUMENTS RECEIVED TO END OF FOURTEENTH HEARING, 2 MARCH 1999**

**N1** Assorted documents concerning the Royal Commission on Wellington Native Reserves, various dates

Letter from TW Lewis to Charles Heaphy concerning latter's inquiry into Wellington tenths claims, 17 May 1878

Notice concerning Heaphy's inquiry into Wellington tenths claims, 1 July 1878, *Supplement to the New Zealand Gazette*, no 64, 27 June 1878, pp 949-950

'Report of the Commissioner of Native Reserves (From 1st July, 1878, to 30th June 1879)', 1 July 1879, AJHR, 1879, G-7, p 1

Assorted correspondence and minutes of the Royal Commission on Wellington Native Reserves, various dates (MA W2218, box 31)

Assorted correspondence and minutes of the Royal Commission on Wellington Native Reserves, various dates (MA W2218, box 8)

**N2** Minutes and transcripts of evidence to Royal Commission on Wellington Native Reserves, various dates

**N3**

(a) Crown document bank, 8 vols, vol 1

(b) Crown document bank, 8 vols, vol 2

(c) Crown document bank, 8 vols, vol 3

(d) Crown document bank, 8 vols, vol 4

(e) Crown document bank, 8 vols, vol 5

(f) Crown document bank, 8 vols, vol 6

(g) Crown document bank, 8 vols, vol 7

(h) Crown document bank, 8 vols, vol 8

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- N4** Closing submissions of Wai 735 claimant counsel, 1 March 1999
- N5** Closing submissions of Wai 734 claimant counsel, 1 March 1999
- N6** Closing submissions of Wai 366 claimant counsel, 1 March 1999  
 (a) Letter from Professor Frederic Brookfield to chief judge, Maori Land Court, enclosing legal opinion on aspects of raupatu, 26 January 1996  
 Professor Frederic Brookfield, 'Opinion for the Waitangi Tribunal on Legal Aspects of the Raupatu (Particularly in Taranaki and the Bay of Plenty)', legal opinion commissioned by Waitangi Tribunal, [1996]
- N7** Outline of closing submissions of Wai 175 and Wai 543 claimant counsel, 2 March 1999
- N8** Closing submissions of Wai 207 claimant counsel, 2 March 1999  
 (a) Noel Harris, 'The Exterior Boundaries of the Port Nicholson Purchase, 1839-48', map, November 1997  
 'The Limits of the Port Nicholson Arbitration', map, undated  
 'Map of the County Sections in the Vicinity of Port Nicholson, New Zealand', map, undated  
 Waitangi Tribunal, *Muriwhenua Land Report* (Wellington: GP Publications, 1997), fig 4
- N9** New Zealand Company, *The Eighteenth Report of the Directors of the New Zealand Company, Presented to the Annual General Court of Proprietors Held on the 29th May 1845* (London: Stewart and Murray, 1845), pp 82-83  
 Letter from Richard King, 24 October 1842  
 Letter from RD Hanson to Richard King, 4 November 1842
- O DOCUMENTS RECEIVED TO END OF FIFTEENTH HEARING, 7 APRIL 1999**
- O1** Closing submissions of Wai 145 claimant counsel, 5 vols, 30 March 1999, vol 1  
 (a) Supporting documents to document 01, 30 March 1999  
 Supporting documents to document 02, 30 March 1999  
 Supporting documents to document 03, 30 March 1999  
 (b) 'Roads through Pipitea Pa', typescript, undated
- Stephen Quinn, 'An Historical Background Paper to Section 1-3 Pipitea Street, Thorndon' report commissioned by Wellington Tenth Trust, 8 December 1995, maps 1, A, F  
 (c) Supporting documents to documents 01-03, 30 March 1999
- O2** Closing submissions of Wai 145 claimant counsel, 5 vols, 30 March 1999, vol 2  
 (a) Sir Michael J Mustill and Stewart C Boyd, *The Law and Practice of Commercial Arbitration in England*, 2nd ed (London and Edinburgh: Butterworths, 1989), pp 432-435
- O3** Closing submissions of Wai 145 claimant counsel, 5 vols, 30 March 1999, vol 3  
 (a) Table showing land awarded to Petone, Pipitea, and Ohariu Maori from the Korokoro, Wainuiomata (Parangarahu), Orongorongo, and Ohariu blocks by Colonel McCleverty in 1847-48, undated  
 'Index Map: Native Reserves, District of Wellington', 1:99,000 map, undated  
 'Pitone No 1 Block', map, 13 October 1847  
 'Wellington District, Pitone No 2 Block: Plan of Native Reserve at Parangarau', map, 13 October 1847  
 'Pipitea No 2 (Col McCleverty's Deed): Orongorongo Native Reserve No 6', map, 1 November 1847  
 'Wellington District: Ohariu Reserves', map, undated
- O4** Closing submissions of Wai 145 claimant counsel, 5 vols, 30 March 1999, vol 4  
 (a) Supporting documents to document 04, undated
- O5** Closing submissions of Wai 145 claimant counsel, 5 vols, 7 April 1999, vol 5  
 (a) Supporting documents to document 05, various dates  
 (b) Untitled two-column table plotting 'Lessor Group' against 'Historic Loss for the Period 1-1-1977 to 1-1-1998', undated  
 (c) Application by Commissioner of Crown Lands for order revesting parts subdivisions 19B, 19C, and 19D, section 3, Hutt district (CT190/48, CT188/13, CT188/14, and CT272/169) pursuant to 436 of the Maori Affairs Act 1953 and section 41(e) of the Public Works Act 1981, Maori Land Court, Aotea district, 18 January 1993
- O6** 'Presentation to Te Puni', *New Zealand Journal*, 15 January 1848

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**P DOCUMENTS RECEIVED TO END OF SIXTEENTH HEARING, 13 MAY 1999**

**P1** Closing submissions of Crown counsel, 7 vols, May 1999, vol 1

**P2** Closing submissions of Crown counsel, 7 vols, May 1999, vol 2

**P3** Closing submissions of Crown counsel, 7 vols, May 1999, vol 3

**P4** Closing submissions of Crown counsel, 7 vols, May 1999, vol 4

(a) Supporting documents to document P4, various dates

**P5** Closing submissions of Crown counsel, 7 vols, May 1999, vol 5

(a) Supporting documents to document P5, various dates

**P6** Closing submissions of Crown counsel, 7 vols, May 1999, vol 6

**P7** Charles Heaphy, *Wellington: Block Plan of the City of Wellington & Town Belt Shewing Native Reserves*, 1: 11,880 lithographed colour map (Christchurch: W Reeves), May 1870

**Q DOCUMENTS RECEIVED SUBSEQUENT TO CLOSURE**

**Q1** Submissions of Crown counsel concerning claim 1.2(d), May 1999

**Q2** Closing submissions of Crown counsel, 7 vols, May 1999, vol 7

**Q3** Closing submissions of Wai 52 claimant counsel, 21 May 1999

**Q4** Submissions of Wai 175 and Wai 543 claimant counsel in response to closing submissions of Crown counsel, 24 May 1999

**Q5** Submissions of Wai 366 claimant counsel in response to closing submissions of Crown counsel, 24 May 1999

**Q6** Memorandum from Wai 207, Wai 734, and Wai 735 claimant counsel to Tribunal seeking extension of deadline for filing submissions in response to closing submissions of Crown counsel, 24 May 1999

**Q7** Memorandum from Wai 175 and Wai 543 claimant counsel to Tribunal seeking extension of deadline for filing submissions in response to closing submissions of Crown counsel, 24 May 1999

**Q8** Submissions of Wai 734 claimant counsel in response to closing submissions of Crown counsel, undated

**Q9** Submissions of Wai 735 claimant counsel in response to closing submissions of Crown counsel, undated

**Q10** Submissions of Wai 207 claimant counsel in response to closing submissions of Crown counsel, undated

**Q11** Submissions of Wai 145 claimant counsel in response to closing submissions of Crown counsel, 20 July 1999

