

## APPENDIX

### RECORD OF INQUIRY

#### RECORD OF HEARINGS

##### THE TRIBUNAL

The Tribunal that was constituted to hear claim Wai 796, concerning Māori rights to petroleum resources, comprised Chief Judge Joseph Williams, John Baird, John Clarke, and Joanne Morris.

##### THE COUNSEL

Counsel appearing were Andrew Erueti, Deborah Edmunds, and Kim Bellingham for the Wai 796 claimants; Grant Powell and Sheena Te Pania for the Ngāti Kahungunu claimants; and Helen Carrad for the Crown. Appearing with a watching brief only were Patrick O’Driscoll and Nigel Denny for the Wai 871 claimants; Leo Watson and Trina Dyll for the Wai 716 claimants; Gerard Praat for the Wai 99, Wai 201, and Wai 506 claimants; and David Tapsell and Damien Stone for the Ngāti Ruanui Me Te Muru Raupatu Working Party.

##### THE HEARINGS

The hearing was held at the the Novotel Hotel in Wellington from 16 to 19 October 2000.

Evidence and submissions were heard from claimant and Crown counsel; Richard Boast (doc A12); Marylinda Brooks (doc A20); Evelyn Cole (docs A29, A29(a), (b)); Andrew Hampton (doc A30); Professor Gary Hawke (doc A32); Geoffrey Logan (docs A37, A38, A46); Sue Wolff (doc A27); and Dr John Yeabsley (doc A31).

**RECORD OF PROCEEDINGS****1. CLAIMS****1.1 Wai 796**

A claim by Thomas Ngatai on behalf of the descendants of Ngā Hapū o Ngā Ruahine concerning rights to petroleum resources, natural gas, and minerals within the Ngā Hapū o Ngā Ruahine rohe, 15 July 1999

(a) Amendment to claim 1.1, 20 December 1999

**1.2 Wai 852**

A claim by William Blake, Toro Waaka, Marei Apatu, and Murray Hemi on behalf of themselves and Ngāti Kahungunu concerning rights to petroleum resources within the Ngāti Kahungunu rohe, 13 June 2000

(a) Amendment to claim 1.2, 21 August 2000

**1.3 Wai 890**

A claim by Peter Love and Ron Tapuke on behalf of themselves and Ngāti Te Whiti hapū concerning rights to petroleum resources within the Ngāti Te Whiti rohe, 19 October 2000

**1.4 Wai 891**

A claim by Karanga Paora, Makareti Takarangi, Ivan Komene, Mansil Baker, and Betty Jones on behalf of Ngā Mahanga and Ngāti Tairi concerning rights to land, lakes, rivers, and resources within the Ngā Mahanga and Ngāti Tairi rohe, 22 December 2000

**2. PAPERS IN PROCEEDINGS**

**2.1** Memorandum from chairperson to registrar directing latter to register claim 1.1 as Wai 796, 2 December 1999

**2.2** Memorandum from Wai 796 claimant counsel to Tribunal seeking urgent hearing, 18 November 1999

**2.3** Declaration of registrar that notice of registration of claim 1.1 given, 15 December 1999  
List of parties sent notice of registration of claim 1.1, 15 December 1999

**2.4** Memorandum from Wai 796 claimant counsel to Tribunal seeking urgent hearing, 20 December 1999

- 2.5** Memorandum from chairperson to registrar directing latter to register amended statement of claim 1.1(a), 22 March 2000
- 2.6** Declaration of registrar that notice of registration of claim 1.1(a) given, 28 March 2000  
List of parties sent notice of registration of claim 1.1(a), 28 March 2000
- 2.7** Memorandum from Wai 796 claimant counsel to Tribunal seeking urgent hearing, 1 May 2000
- 2.8** Memorandum from Crown counsel to Tribunal opposing Wai 796 claimant counsel's application for urgency, 1 May 2000
- 2.9** Memorandum from Joanne Morris to parties summarising submissions of Crown counsel and Wai 796 claimant counsel at 1 May 2000 judicial conference, granting urgency, and convening further judicial conference, 12 May 2000
- 2.10** Memorandum from Crown counsel to Tribunal concerning confidentiality of negotiations between Crown and Taranaki iwi and time required to prepare for urgent hearing, 12 May 2000
- 2.11** Memorandum from Crown counsel to Tribunal concerning Crown's position in respect of sale of Kupe mining licence and confidentiality of negotiations in respect of any such sale, 12 May 2000
- 2.12** Direction from deputy chairperson constituting Tribunal of Chief Judge Joseph Williams (presiding), John Baird, John Clarke, and Joanne Morris to hear claim Wai 796, 18 May 2000
- 2.13** Memorandum from Wai 852 claimant counsel to Tribunal requesting that Wai 852 be heard with the petroleum claim of Ngāti Ruanui, 13 June 2000
- 2.14** Memorandum from Crown counsel to Tribunal concerning conclusion of Taranaki Treaty settlements and jurisdiction of Tribunal, 14 June 2000
- 2.15** Memorandum from Tribunal to parties setting out draft statement of issues in regard to Wai 796 and inviting comment thereon, undated
- 2.16** Memorandum from Wai 852 claimant counsel to Tribunal commenting on draft statement of issues (paper 2.15), 20 June 2000

**2.17** Memorandum from Wai 796 claimant counsel to Tribunal commenting on draft statement of issues (paper 2.15), 20 June 2000

**2.18** Memorandum from Crown counsel to Tribunal commenting on draft statement of issues (paper 2.15), 20 June 2000

**2.19** Memorandum from Tribunal to parties summarising discussions at 14 June 2000 judicial conference and setting out timetable for filing of evidence and submissions, 22 June 2000

**2.20** Letter from acting registrar to parties notifying them of registration of claim Wai 852 and consolidation of its record with that of Wai 796, 28 June 2000

**2.21** Declaration of registrar that notice of registration of claim 1.2 given, 11 July 2000  
List of parties sent notice of registration of claim 1.2, 11 July 2000

**2.22** Letter from Wai 796 claimant counsel to Tribunal seeking extension to deadline for filing of evidence and submissions, 4 August 2000

**2.23** Memorandum from Tribunal to parties extending deadline for filing of evidence and submissions, 9 August 2000

**2.24** Memorandum from Wai 716 claimant counsel to Tribunal seeking leave to appear at Wai 796 proceedings by way of watching brief, 28 July 2000

**2.25** Memorandum from Tribunal to parties granting Wai 716 claimant counsel leave to appear at Wai 796 proceedings by way of watching brief, 9 August 2000

**2.26** Memorandum from Tribunal to registrar directing latter to register amended statement of claim 1.2(a), 31 August 2000

**2.27** Declaration of registrar that notice of registration of claim 1.2(a) given, 8 September 2000  
List of parties sent notice of registration of claim 1.2(a), 8 September 2000

**2.28** Memorandum from Wai 871 claimant counsel to Tribunal seeking leave to appear at Wai 796 proceedings by way of watching brief, 21 August 2000

**2.29** Memorandum from Tribunal to registrar directing latter to register claim as Wai 871 and granting Wai 871 claimant counsel leave to appear at Wai 796 proceedings by way of watching brief, 31 August 2000

- 2.30** Declaration of registrar that notice of hearing of claim Wai 796 given, 29 September 2000  
Notice of hearing of claim Wai 796, 28 September 2000  
List of parties sent notice of hearing of claim Wai 796, 8 September 2000
- 2.31** Memorandum from Crown counsel to Tribunal concerning negotiations between Crown and Ngāti Ruanui Muru me te Raupatu Working Party for deed of settlement, 14 September 2000
- 2.32** Letter from registrar to Crown counsel seeking timeframe for execution of deed of settlement between Ngāti Ruanui and Crown, 28 September 2000
- 2.33** Letter from Crown counsel to registrar advising latter of anticipated timeframe for execution of deed of settlement between Ngāti Ruanui and Crown, 2 October 2000
- 2.34** Memorandum from Wai 796 claimant counsel, Wai 852 claimant counsel, and Crown counsel to Tribunal suggesting procedure for cross-examination of witnesses, 6 October 2000
- 2.35** Memorandum from Wai 99 claimant counsel to Tribunal seeking leave to appear at Wai 796 proceedings by way of watching brief, undated
- 2.36** Memorandum from Wai 506 and Wai 201 claimant counsel to Tribunal seeking leave to appear at Wai 796 proceedings by way of watching brief, undated
- 2.37** E-mail from registrar to counsel for Ngāti Ruanui Me Te Muru Raupatu Working Party asking whether latter has interest in Wai 796 proceedings, 9 October 2000  
E-mail from counsel for Ngāti Ruanui Me Te Muru Raupatu Working Party seeking leave to appear at Wai 796 proceedings by way of watching brief, 10 October 2000  
E-mail from registrar to counsel for Ngāti Ruanui Me Te Muru Raupatu Working Party acknowledging receipt of application for leave to appear at Wai 796 proceedings by way of watching brief, 10 October 2000
- 2.38** Memorandum from Tribunal to parties granting Wai 99, Wai 506, and Wai 201 claimant counsel and counsel for Ngāti Ruanui Me Te Muru Raupatu Working Party leave to appear at Wai 796 proceedings by way of watching brief, 13 October 2000
- 2.39** Memorandum from Tribunal to registrar directing latter to release document A37, 24 October 2000

## THE PETROLEUM REPORT

### APP

2.40 Memorandum from Wai 852 claimant counsel to Tribunal concerning negotiations for access to Tuhara 2 site on Whakaki 2N block, 3 December 2000

2.41 Letter from Wai 796 claimant counsel to Tribunal expressing concern at signing of Ngāti Ruanui deed of settlement, 28 February 2001

2.42 Memorandum from Tribunal to registrar directing latter to register claim 1.3 as Wai 890 and to consolidate its record with that of Wai 796, 1 March 2001

2.43 Declaration of registrar that notice of claim 1.3 given, 23 March 2001  
List of parties sent notice of hearing of claim 1.3, 23 March 2001

2.44 Memorandum from Tribunal to registrar directing latter to register claim 1.4 as Wai 891 and to consolidate its record with that of Wai 796, 1 March 2001

2.45 Declaration of registrar that notice of registration of claim 1.4 given, 23 March 2001  
List of parties sent notice of registration of claim 1.4, 23 March 2001

2.46 Memorandum of Taane Karaka for Wai 702, 22 March 2001

### 3. RESEARCH COMMISSIONS

3.1 Memorandum from deputy chairperson to Geoffrey Logan commissioning him to prepare a report on the geoscientific, financial, and legal factors regulating the petroleum, natural gas, and minerals industry, 26 July 2000

## RECORD OF DOCUMENTS

### A DOCUMENTS FILED UP TO END OF FIRST HEARING

A1 RP Boast, 'Maori and Petroleum: A Report to the Waitangi Tribunal', report commissioned by Wai 796 claimants, May 2000

### A2

(a) Ministry of Commerce, *Minerals Programme for Petroleum* (Wellington: Ministry of Commerce, Energy and Resources Division, 1995)

- (b) Crown Minerals, 'Summary of New Zealand's Petroleum Exploration and Mining Regime', table, undated
- (c) Ministry of Economic Development, 'New Zealand Petroleum Legislation', undated ([http://websiteneew/crown\\_minerals/petroleum\\_info/petlegislation.html](http://websiteneew/crown_minerals/petroleum_info/petlegislation.html), downloaded 29 June 2000)
- Ministry of Economic Development, 'Overview of the Crown Minerals (Petroleum) Regulations 1999', 11 April 2000 ([http://websiteneew/crown\\_minerals/petroleum\\_info/pet\\_reg.html](http://websiteneew/crown_minerals/petroleum_info/pet_reg.html), downloaded 29 June 2000)
- (d) Ministry of Economic Development, 'Conferences, Publications, and Further Information', 28 June 2000 ([http://websiteneew/crown\\_minerals/petroleum.html](http://websiteneew/crown_minerals/petroleum.html), downloaded 29 June 2000)
- Ministry of Economic Development, 'Table of New Zealand Oil and Gas Reserves and 1997 Production', 11 April 2000 ([http://websiteneew/crown\\_minerals/petroleum\\_info/98petreserves.html](http://websiteneew/crown_minerals/petroleum_info/98petreserves.html), downloaded 29 June 2000)
- Ministry of Economic Development, 'Table of New Zealand Oil and Gas Reserves and 1998 Production', 14 December 1999 ([http://websiteneew/crown\\_minerals/petroleum\\_info/99petreserves.html](http://websiteneew/crown_minerals/petroleum_info/99petreserves.html), downloaded 29 June 2000)
- (e) Ministry of Economic Development, *New Zealand Petroleum Updates*, issue 10 (June 2000) ([http://www.med.govt.nz/crown\\_minerals/petroleum\\_news/nzpupdate010.html](http://www.med.govt.nz/crown_minerals/petroleum_news/nzpupdate010.html), downloaded 30 June 2000)
- (f) Ministry of Economic Development, *New Zealand Petroleum News*, issue 26 (June 2000) ([http://www.med.govt.nz/crown\\_minerals/petroleum\\_news/nzpnews026.html](http://www.med.govt.nz/crown_minerals/petroleum_news/nzpnews026.html), downloaded 5 July 2000)
- (g) Ministry of Commerce, *Explore New Zealand Petroleum* (Wellington: Ministry of Commerce, Crown Minerals, Publicity Unit, 2000)
- (h) *Australia's Paydirt*, vol 1, issue 59 (February 2000) (includes *Paydirt's New Zealand Petroleum Handbook* (Wellington: Ross Louthean and Crown Minerals, 2000))
- (i) *Paydirt's New Zealand Petroleum Handbook* (Wellington: Ross Louthean and Crown Minerals, 1999)
- (j) Ministry of Commerce, *A Guide to the Crown Minerals Act 1991* (Wellington: Ministry of Commerce, Energy and Resources Division, Resources Policy Unit, 1992)
- (k) Ministry of Commerce, *Crown Minerals Act 1991: A Discussion Document for Iwi* (Wellington: Ministry of Commerce, Energy and Resources Division, Resources Policy Unit, 1992)
- (l) Ministry of Commerce, *Draft Minerals Programme for Petroleum – He Tuhinga Matapakinga: A Discussion Document* (Wellington: Ministry of Commerce, Energy and Resources Division, 1994)
- (m) Ministry of Commerce, *Crown Minerals Act 1991: Evaluation of Allocation and Pricing Regimes* (Wellington: Ministry of Commerce, Energy and Resources Division, Resources Policy Unit, 1992)

## A2—continued

(n) Ministry of Commerce, *Crown Minerals Act 1991: Transition to a New Resource Management Administration* (Wellington: Ministry of Commerce, Energy and Resources Division, Resources Policy Unit, 1991)

(o) Ministry of Commerce, *Report of the Secretary of Commerce to the Minister of Energy on Submissions Received on the Draft Minerals Programme for Petroleum* (Wellington: Ministry of Commerce, 1994)

(p) Letter from general manager, Energy and Resources Division, Ministry of Commerce, to Minister of Energy concerning report of Secretary of Commerce on submissions received on draft of minerals programme for petroleum and secretary's recommendations thereon, 10 November 1994

(q) Letter from unit manager, authorisations, Crown Minerals Operations Group, Energy and Resources Division, Ministry of Commerce, to Minister of Energy enclosing notice to be given of revised draft of minerals programme for petroleum, 7 December 1994

Minister of Energy, notice of release of revised draft of minerals programme for petroleum, undated

(r) Letter from Minister of Energy to chairperson, Taranaki Maori Trust Board, conveying decision to exclude Mount Taranaki and Pouaki, Pukeiti, and Kaitake Ranges from petroleum permitting where land is above sea level, 5 December 1994

(s) Manager, Resources Policy Group, Ministry of Commerce, 'Mt Taranaki: Iwi Request', memorandum to Minister of Energy concerning exclusion of Mount Taranaki and Pouaki, Pukeiti, and Kaitake Ranges from petroleum permitting, 1 November 1994

(t) Minister of Energy, 'New Petroleum Regime for New Zealand', press release concerning announcement of new royalty and permit allocation regime for petroleum exploration and mining to apply from 1 January 1995, 28 October 1994

(u) Cabinet, 'Report of the Cabinet Committee on Enterprise, Industry and Environment: Week Ended 20 October 1994', minutes of 25 October 1994 meeting, CAB(94)M40/6B, undated  
Cabinet Committee on Enterprise, Industry and Environment, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', minutes of 18 October 1994 meeting, CIE(94)M35/2, undated

(v) Covering sheet from senior conservation officer, Wanganui Conservancy Office, Department of Conservation, to Ministry of Commerce enclosing 'Te Maunga Taranaki', 18 October 1994

Cheryl Rei, 'Te Maunga Taranaki – The Maori Viewpoint', submission to Taranaki National Parks and Reserves Board on Egmont National Park management plan, 10 February 1983

(w) Cabinet Committee on Enterprise, Industry and Environment, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', committee paper, CIE(94)237, 17 October 1994

Letter from general manager, Energy and Resources Division, Ministry of Commerce, to Cabinet Office concerning submission of paper on minerals programme for petroleum by Minister of Energy to Cabinet Committee on Enterprise, Industry and Environment, 13 October 1994

Minister of Energy, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', paper to Cabinet Committee on Enterprise, Industry and Environment, 17 October 1994

(x) Letter from general manager, Energy and Resources Division, Ministry of Commerce, to Minister of Energy enclosing summary of 11 October 1994 briefing given to Minister by general manager, 13 October 1994

Letter from Minister of Energy to Prime Minister notifying latter of former's intention to submit paper on royalty and permit allocation regime for petroleum to Cabinet Committee on Enterprise, Industry and Environment and enclosing summary of 11 October 1994 briefing given to Minister of Energy by Ministry of Commerce, undated

Summary of 11 October 1994 briefing given to Minister by Ministry of Commerce concerning proposed royalty and permit allocation regime for petroleum, undated

(y) 'Minutes of Hui between the Min of Commerce and Taranaki Iwi', minutes of 13 October 1994 hui at Puniho Marae between the Ministry of Commerce and Taranaki iwi concerning exclusion of areas from petroleum exploration, undated

(z) 'Draft Minerals Programme for Petroleum: Draft Record of an Iwi Briefing Session Held at the Ministry of Commerce Building Te Manatu Tauhokohoko on Monday 21 March 1994 at the Ministry of Commerce, Wellington, between 11 am and 4 pm', minutes of 21 March 1994 iwi briefing on draft minerals programme for petroleum, undated

#### A3

(a) Ministry of Commerce, *Prospectus for Petroleum Exploration in New Zealand*, 2nd ed (Wellington: Ministry of Commerce, 1990)

(b) Ministry of Energy, 'New Zealand Revised Licensing Provisions and Policy', typescript, December 1985

(c) Ministry of Energy, *Prospectus for Petroleum Exploration in New Zealand* (Wellington: Ministry of Energy, 1980)

#### A4

(a) David Tapsell, 'Maori Claims to Petroleum', *2000 New Zealand Petroleum Conference Proceedings* (Wellington: Ministry of Economic Development, Crown Minerals Group, Publicity Unit, 2000)

(b) Evelyn Cole, 'An Appropriate Return to the Crown from the Petroleum Estate', paper of Ministry of Economic Development, Crown Minerals Group, undated

(c) Mark Christensen, Kitt Littlejohn, and Russell Karu, 'Tangata Whenua Issues and the Petroleum Industry', in *New Zealand's Basins of Opportunity – 1998 New Zealand Petroleum Conference Proceedings – Field Trip Guides* (Wellington: Ministry of Commerce, Crown Minerals, Publicity Unit, 1998), pp 419–425

## A4—continued

- (d) David Grinlinton, 'A Brief History of Petroleum Law in New Zealand', in *Confronting the Issues, 1996: An International Perspective – 1996 New Zealand Petroleum Conference Proceedings*, 2 vols (Wellington: Ministry of Commerce, New Zealand Crown Minerals, Publicity Unit, 1996), vol 1, pp 304–313
- (e) David Grinlinton, 'The History and Development of Petroleum Law and Policy in New Zealand' [1995] *Otago Law Review* 8
- (f) John Adlam, 'The Legal Environment for Petroleum Exploration: An Overview', in *1994 New Zealand Petroleum Conference Proceedings: The Post Maui Challenge – Investment and Development Opportunities* (Wellington: Ministry of Commerce, Energy and Resources Division, Crown Minerals Operations Group, Publicity Unit, 1994), pp 434–445
- (g) Richard Boast, 'Indigenous Claims to Petroleum Resources', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 472–477
- (h) Gordon Wong, 'The Crown Minerals Act 1991', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 478–485
- (i) Barrie Fowke, 'Government Involvement in Petroleum Exploration and Development', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 548–553
- (j) Derek Johnston, 'The Role of the Crown in Petroleum Exploration', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 554–560
- (k) Deborah Edmunds, 'Unitisation and the Law of Capture in New Zealand', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 457–461
- (l) Dennis Stickle, 'The Petroleum Act as a Conservation Code', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 40–44
- (m) Lindsay Gow, 'The Resource Management Act: The Relevance of its Provisions to Oil Exploration and Extraction', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 45–52
- (n) John Auld, 'Environmental Considerations in Petroleum Exploration in New Zealand', in *1991 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Coal and Minerals Operations Group, 1991), pp 53–59
- (o) Peter Blanchard, 'Treaty of Waitangi: Implications for the Oil and Gas Industry', in *1989 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Petroleum and Geothermal Unit, 1989), pp 422–426

(p) Evelyn Cole, 'An Overview of the New Zealand Petroleum Exploration Scene and the Role of Government in Petroleum Exploration', in *1989 New Zealand Oil Exploration Conference Proceedings* (Wellington: Ministry of Commerce, Petroleum and Geothermal Unit, 1989), pp 31–34

#### A5

(a) H R Katz, 'A Historical Review of Petroleum Exploration in New Zealand', *Energy Exploration and Exploitation*, vol 6, no 2 (1988), pp 89–103

(b) Matthew Velde, 'Wild Speculation and Vain Hopes – The Story of the First 50 Years of Oil Exploration in New Zealand', *Petroleum Exploration in New Zealand News*, vol 27 (January 1991), pp 27–33

(c) Dave Francis, 'Historic Oil Exploration in the East Coast Basin – Part 1: 1874 to 1932', *Petroleum Exploration in New Zealand News*, vol 38 (December 1993), pp 21–27

Dave Francis, 'Historic Oil Exploration in the East Coast Basin – Part 2: 1932 to 1940', *Petroleum Exploration in New Zealand News*, vol 39 (March 1994), pp 22–26

(d) Matthew Velde and Evelyn Cole, 'Exploration in New Zealand: A Historical Review', *Petroleum Exploration in New Zealand News*, vol 29 (July 1991), pp 40–43

(e) Dave Francis, 'Historic Oil Exploration in the East Coast Basin – Part 2: 1932 to 1940', *Petroleum Exploration in New Zealand News*, vol 39 (March 1994), pp 22–26

#### A6

(1) Interdepartmental Committee on the Review of Mining Legislation, 'A Discussion Paper on Policy Issues for the Review of Mining Legislation', discussion paper, March 1987

(2) Morris Te Whiti Love, 'Accessing the Management and Control of Natural and Physical Resources', paper presented at Institute for International Research conference on commercial implications of the Treaty of Waitangi, Wellington, 28 September 1992

(3) Office of Treaty Settlements, *Crown Proposals for the Settlement of Waitangi Claims: Summary* (Wellington: Office of Treaty Settlements, [1994])

Office of Treaty Settlements, *Ngā Kaupapa a te Karauna hei Whakataua i ngā Kerēme o te Tiriti o Waitangi: He Whakarāpopototanga* (Wellington: Office of Treaty Settlements, [1994])

(4) Office of Treaty Settlements, *Crown Proposals for the Settlement of Waitangi Claims: Detailed Proposals* (Wellington: Office of Treaty Settlements, [1994])

(5) Ministry of Foreign Affairs and Trade, *Elimination of Racial Discrimination: 10th and 11th Report of the Government of New Zealand*, no 1 (May 1996)

(6) Office of the Parliamentary Commissioner for the Environment, *Environment Information and the Adequacy of Treaty Settlement Procedures* (Wellington: Office of the Parliamentary Commissioner for the Environment, 1994)

## A6—continued

(7) Parliamentary Commissioner for the Environment, *Environmental Management and the Principles of the Treaty of Waitangi: Report on Crown Response to the Recommendations of the Waitangi Tribunal, 1983–1988* (Wellington: Parliamentary Commissioner for the Environment, 1988)

(8) Ministry of Energy, *From Generation to Generation: A New Zealand Heritage Fund and a New Pricing Regime for Energy and Minerals* (Wellington: Ministry of Energy, 1989)

(9) Caren Wickliffe, *Indigenous Claims and the Process of Negotiation and Settlement in Countries with Jurisdictions and Populations Comparable with New Zealand's: Background Report for Environmental Information and the Adequacy of Treaty Settlement Procedures* (Wellington: Office of the Parliamentary Commissioner for the Environment, 1994)

(10) John Leshy, 'Indigenous Peoples, Land Claims, and Control of Mineral Development, Australia and US Legal Systems Compared' (1985) 8 UNSWLJ 271

(11) Richard Boast, 'The Treaty of Waitangi and Mining Law in New Zealand', paper presented at 22nd annual conference of New Zealand branch of Australasian Institute of Mining and Metallurgy, 1988

BN Gunderson and DA Edmunds, 'The Mining Licensing Regime: Current Developments', paper presented at 22nd annual conference of New Zealand branch of Australasian Institute of Mining and Metallurgy, 1988

Peter Ackroyd, 'Property Rights and Mineral Law Reform', paper presented at 22nd annual conference of New Zealand branch of Australasian Institute of Mining and Metallurgy, 1988

DE Fisher, 'Mining Licences – Instruments for Resource Management?', paper presented at 22nd annual conference of New Zealand branch of Australasian Institute of Mining and Metallurgy, 1988

The Mining Act 1971, short title, ss 69, 126

The Town and Country Planning Act 1977, s 3

(12) Terry Maley, *Mineral Law*, 6th ed (Idaho: Mineral Land Publications, 1996)

(13) Peter Ackroyd, 'Mining Legislation and the Reservation of Mineral Resources in New Zealand' [1988] NZLJ 41

(14) Robert Keys, 'Defining Mineral Policy: Complex Dynamics and Future Directions', in *Mining and Mineral Resource Policy Issues in Asia–Pacific: Prospects for the 21st Century*, Donald Denoon, Chris Ballard, Glenn Banks, and Peter Hancock (eds), proceedings of the conference at Australian National University, 1–3 November 1995, pp 31–37

Chris Ballard, 'Citizens and Landowners: The Contest over Land and Mineral Resources in Eastern Indonesia and Papua New Guinea', in *Mining and Mineral Resource Policy Issues in Asia–Pacific: Prospects for the 21st Century*, Donald Denoon, Chris Ballard, Glenn Banks, and Peter Hancock (eds), proceedings of the conference at Australian National University, 1–3 November 1995, pp 76–81

- (15) Jon Altman, *Native Title and the Petroleum Industry: Recent Developments, Options, Risks and Strategic Choices: CAEPR Discussion Paper 125* (Canberra: Centre for Aboriginal Economic Policy Research, Australia National University, 1996)
- (16) Professor Gordon Orr, 'The Treaty of Waitangi, its Current Status and its Role with Respect to Natural Resources Management', in *Natural Resources Management: A Series of Occasional Essays* (Wellington: Energy and Natural Resources Law Association of New Zealand Incorporated, undated), pp 24–33
- (17) Ministry of Energy, *Position Papers on the Review of Minerals and Energy Legislation* (Wellington: Policy Division, Ministry of Energy, 1988)
- (18) Barry Barton, 'Private Mineral Title: Necessary Reservations about Vesting Minerals in Surface Owners' [1989] NZLJ 100
- (19) BD Anderson, 'The Kupe Project, in *Confronting the Issues 1996: An International Perspective – 1996 New Zealand Petroleum Conference Proceedings*, 2 vols (Wellington: Ministry of Commerce, New Zealand Crown Minerals, Publicity Unit, 1996), vol 1, pp 119–124
- DE Walter, 'The Resource Management Act and Petroleum Land Use Consent Issues – A Local Authority and Community Perspective', in *Confronting the Issues 1996: An International Perspective – 1996 New Zealand Petroleum Conference Proceedings*, 2 vols (Wellington: Ministry of Commerce, New Zealand Crown Minerals, Publicity Unit, 1996), vol 1, pp 226–230
- PH Mitchell, RJ Ross, and GD Spargo, 'The New Zealand Environmental and Regulatory Regime for Petrochemical Developers – Exploring the Potential', in *Confronting the Issues 1996: An International Perspective – 1996 New Zealand Petroleum Conference Proceedings*, 2 vols (Wellington: Ministry of Commerce, New Zealand Crown Minerals, Publicity Unit, 1996), vol 1, pp 241–255
- DJ MacKay, 'New Zealand's Legal Continental Shelf – Its Delimitation under the United Nations Convention on Law of the Sea, and Implications for Exploitation of Resources', in *Confronting the Issues 1996: An International Perspective – 1996 New Zealand Petroleum Conference Proceedings*, 2 vols (Wellington: Ministry of Commerce, New Zealand Crown Minerals, Publicity Unit, 1996), vol 1, pp 300–303
- DP Grinlinton, 'A Brief History of Petroleum Law in New Zealand', in *Confronting the Issues 1996: An International Perspective – 1996 New Zealand Petroleum Conference Proceedings*, 2 vols (Wellington: Ministry of Commerce, New Zealand Crown Minerals, Publicity Unit, 1996), vol 1, pp 304–313
- (20) Planning and Development Committee, *Report of the Planning and Development Committee on Supplementary Order Paper No 22 (Relating to the Resource Management Bill)* (Wellington: House of Representatives, 1991)
- (21) Parliamentary Commissioner for the Environment, *Sustainable Energy Management in New Zealand: Improvements Required in Government Policy – Report to the House of Representatives* (Wellington: Office of the Parliamentary Commissioner for the Environment, 1992)

A6—continued

- (22) Ministry for the Environment, *Information Kit: Resource Management Bill* (Wellington: Ministry for the Environment, 1989)
- (23) State Services Commission, *Resource Management Law Reform: Analysis of Existing Statutes – Departmental Views (Working Paper No 2)* (Wellington: Ministry for the Environment, 1988), chs 6, 8
- (24) *Resource Management Law Reform: The Rights to use Land, Water, and Minerals (Working Paper No 5)* (Wellington: Ministry for the Environment, [1988])
- (25) Chapman Tripp Sheffield Young, *Petroleum Act 1937*, pt 2 of *Resource Management Law Reform: Analysis of Existing Statutes – Legal Analysis (Working Paper No 7)*, 8 pts (Wellington: Ministry for the Environment, 1988)
- (26) Chapman Tripp Sheffield Young, *Mining Act 1971*, pt 6 of *Resource Management Law Reform: Analysis of Existing Statutes – Legal Analysis (Working Paper No 7)*, 8 pts (Wellington: Ministry for the Environment, 1988)
- (27) Chapman Tripp Sheffield Young, *Coal Mines Act 1979*, pt 7 of *Resource Management Law Reform: Analysis of Existing Statutes – Legal Analysis (Working Paper No 7)*, 8 pts (Wellington: Ministry for the Environment, 1988)
- (28) Chapman Tripp Sheffield Young, *Iron and Steel Industry Act 1959, The Continental Shelf Act 1964, Quarries and Tunnels Act 1982, Atomic Energy Act 1945*, pt 8 of *Resource Management Law Reform: Analysis of Existing Statutes – Legal Analysis (Working Paper No 7)*, 8 pts (Wellington: Ministry for the Environment, 1988)
- (29) *The Manukau Claim, the Orakei Claim, the Kaituna Claim, the Te Ati Awa Claim, the Waiheke Claim, the Te Reo Claim*, pt 1 of *Resource Management Law Reform: Waitangi Tribunal Findings Analysis (Working Paper No 9)*, 2 pts (Wellington: Ministry for the Environment, 1988)
- (30) Mike Barns, *Resource Management Law Reform: A Treaty-Based Model – The Principle of Active Protection (Working Paper No 27)* (Wellington: Ministry for the Environment, 1988)
- (31) *Resource Management Law Reform: A: Town and Country Planning and the Treaty of Waitangi; B: The Planning System and the Recognition of Maori Tribal Plans; C: Maori Participation in Resource Management (Working Paper No 28)* (Wellington: Ministry for the Environment, 1989)
- (32) *Resource Management Law Reform: Part A: The Natural World and Natural Resources – Maori Value Systems & Perspectives; Part B: Water Resources and the Kai Tahu Claim (Working Paper No 29)* (Wellington: Ministry for the Environment, 1989)
- (33) Patrick Caragata, *Resource Pricing: Rent Recovery Options for New Zealand's Energy and Mineral Industries* (Wellington: Ministry of Energy, 1989)
- (34) Treasury, *Review Group Discussion Document on the Resource Management Bill* (Wellington: Treasury, 1991)

- (35) Kerslake Derry and Company, *Review of Mining Legislation: Summary of Submissions Received in Response to Discussion Paper of April 1986* (Wellington: Kerslake Derry and Company, 1986)
- (36) D A Edmunds, 'Rights to Mineral Title and Access to the Resource', NZV, 1 March 1996, P45
- (37) Ministry of Energy, *Role of Government in Management of Mineral and Energy Resources*, (Wellington: Ministry of Energy, Resource Management and Mining, 1987)
- (38) Ministry of Energy, *Role of Government in Management of Mineral and Energy Resources: Executive Summary* (Wellington: Ministry of Energy, Resource Management and Mining, 1987)
- (39) Catherine Wallace, Barry Weeber, and Sam Buchanan (eds), *Sea Views: Marine Ecosystems Management – Obligations and Opportunities (Proceedings of the Conference Held in Wellington, 11–14th February 1998)* (Wellington: Environmental and Conservation Organisations of New Zealand, 1998)
- (40) Diane Crengle, *Taking into Account the Principles of the Treaty of Waitangi: Ideas for the Implementation of Section 8, Resource Management Act 1991* (Wellington: Ministry for the Environment, 1993)
- (41) M Heron, *The Maori Right to Share in Oil and Gas: Research Paper for Indigenous Peoples and the Law* (Wellington: Victoria University of Wellington, 1989)
- (42) P Ackroyd and RP Hide, 'The Ownership and Control of Mineral and Other Natural Resources' [1990] NZLJ 133
- (43) The Resource Management Bill Supplementary Order Paper: A Summary of Maori Issues
- (44) RP Boast and D Edmunds, 'The Treaty of Waitangi and Maori Resource Management Issues', *Resource Management* (Wellington: Brooker's Ltd, 1992)
- (45) PC Maxfield, 'Tribal Control of Indian Mineral Development' (1983) 62 *Oregon Law Review* 49

## A7

- (1) Cabinet Strategy Committee, 'Natural Resources (Particularly Petroleum) Redress Options for Treaty of Waitangi Claims in Taranaki', committee paper, CSP(97)195, undated
- (2) Cabinet Strategy Committee, minute, CSP(97)M43/5, undated
- (3) Cabinet, minute, CAB(97)M46/16B, undated
- (4) Cabinet Strategy Committee, 'Use of Redress Involving Natural Resources in the Settlement of Treaty of Waitangi Claims', committee paper, CSP(97)200, undated
- (5) Letter to chairperson, Ngāti Ruanui Muru me te Raupatu Working Party, concerning general approach to petroleum redress, 19 August 1998
- (6) Policy Committee, 'Settlement of Historical Treaty Grievances: Review of Policy Framework', committee paper, POL(00)16, undated
- (7) Cabinet, minute, CAB(00)M11/4, undated

A7—*continued*

(8) Office of Treaty Settlements, *Healing the Past, Building a Future: A Guide to Treaty of Waitangi Claims and Direct Negotiations with the Crown – Ka Tika ā Muri, Ka Tika ā Mua: He Tohutohu Whakamarama i ngā Whakatau Kerēme e pā ana ki te Tiriti o Waitangi me ngā Whakaritenga ki te Karauna* (Wellington: Office of Treaty Settlements, [1999])

## A8

(1) Cabinet, 'Report of the Cabinet Committee on Enterprise, Industry and Environment: Week Ended 17 November 1994', minutes of 21 November 1994 meeting, CAB(94)M45/8G, undated  
Minister of Energy, 'Minerals Programme for Petroleum – Iwi Request re Mount Taranaki', paper to Cabinet Committee on Enterprise, Industry and Environment, 14 November 1994

(2) Cabinet Committee on Enterprise, Industry and Environment, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', committee paper, CIE(94)237, 17 October 1994  
Minister of Energy, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', paper to Cabinet Committee on Enterprise, Industry and Environment, 17 October 1994

(3) Cabinet Committee on Enterprise, Industry and Environment, 'Draft Minerals Programme for Petroleum: Revision of Consultation with Maori', minutes of 3 May 1994 meeting, CIE(94)M11/12, undated

Minister of Energy, 'Draft Minerals Programme for Petroleum: Revision of Consultation with Maori', paper to Cabinet Committee on Enterprise, Industry and Environment, undated

(4) Cabinet, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', minutes of 7 February 1994 meeting, CAB(94)M3/8, undated

(5) Cabinet Committee on Enterprise, Industry and Environment, 'Draft Mineral Programme for Petroleum: Consultation with Maori', committee paper, CIE(94)1, 2 February 1994  
Minister of Energy, 'Draft Mineral Programme for Petroleum: Consultation with Maori', paper to Cabinet Committee on Enterprise, Industry and Environment, undated

(6) Cabinet, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', minutes of 20 December 1993 meeting, CAB(93)M48/32, undated

(7) Cabinet Committee on Enterprise, Industry and Environment, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', minutes of 14 December 1993 meeting, CIE(93)1/10, undated

Letter from Minister of Energy to chairman, Cabinet Committee on Enterprise, Industry and Environment, enclosing draft minerals programme for petroleum, 9 December 1993

Minister of Energy, 'Crown Minerals Act 1991: Minerals Programme for Petroleum', paper to Cabinet Committee on Enterprise, Industry and Environment, undated

(8) Cabinet Strategy Committee, 'Crown Minerals Act 1991: Allocation and Pricing of Crown Minerals', minutes of 9 September 1992 meeting, CSC(92)M41/4, undated

- (9) Cabinet State Sector Committee, 'Crown Minerals Act 1991: Allocation and Pricing of Crown Minerals', minutes of 2 September 1992 meeting, STA (92)M29/3, undated  
Minister of Energy, 'Crown Minerals Act 1991: Allocation and Pricing of Crown Minerals', paper to Cabinet State Sector Committee, 27 August 1992
- (10) Cabinet, 'Interim Regimes for the Pricing and Allocation of the Crown's Resources under the Crown Minerals Act', minutes of 25 November 1991 meeting, CAB(91)M49/11C, undated
- (11) Letter from Secretary of Commerce to Minister of Energy enclosing draft paper to Cabinet Committee on Enterprise, Growth and Employment, 5 November 1991  
Ministry of Commerce, 'Pricing and Allocating the Crown's Resources under the Crown Minerals Act – Interim Regimes', draft paper from Minister of Energy to Cabinet Committee on Enterprise, Growth and Employment, undated
- (12) Cabinet, 'Review of Petroleum Exploration and Development Regime', minutes of 16 December 1985 meeting, CM85/46/51, undated
- (13) Cabinet Development and Marketing Committee, 'Review of Petroleum Exploration and Development Regime', minutes of 13 December 1985 meeting, DM(85)M41 pt 5, undated
- (14) Cabinet Development and Marketing Committee, 'Review of Petroleum Exploration and Development Regime', committee paper, DM(85)179, 10 December 1985  
Minister of Energy, 'Review of Petroleum Exploration and Development Regime', paper to Cabinet Development and Marketing Committee, undated
- (15) Letter from Secretary of Energy to Minister of Energy briefing latter on paper to Cabinet Development and Marketing Committee concerning petroleum exploration and development regime, 10 December 1985
- (16) Letter from Deputy Secretary of Energy to Minister of Energy enclosing paper for Cabinet Development and Marketing Committee concerning review of petroleum exploration and development regime, 29 November 1985
- (17) Letter from Secretary of Energy to petroleum exploration participants inviting submissions on proposed review of fiscal regime for oil prospecting and development, undated  
'A Review of the New Zealand Petroleum Fiscal Regime', discussion paper released by Ministers of Energy and Finance, undated  
Letter from Secretary of Energy and Secretary to Treasury to Ministers of Energy and Finance concerning release of discussion papers on review of fiscal regime for oil prospecting and development, 2 May 1985
- (18) Cabinet Development and Marketing Committee, 'Government Involvement in Petroleum Prospecting Licences', minutes of 17 October 1984 meeting, DM(84)M10 pt II, undated
- (19) 'New Zealand Petroleum Licensing Provisions and Policy', typescript, undated

## A9

(1) Cabinet, 'Ad Hoc Cabinet Committee on the Reform of Local Government and Resource Management Statutes', Cabinet circular, CO(88)3, 23 February 1988

(2) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Relationship between Resource Management Law Reform and Local Government Reform', minutes of 27 April 1988 meeting, ALG(88)M7/1, undated

(3) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Resource Management Law Reform: Phase 1 Report', committee paper, ALG(88)25, 8 July 1988  
Core Group on Resource Management Law Reform, 'Resource Management Law Reform: Phase 1 Report', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, 7 July 1988

Core Group on Resource Management Law Reform, 'Resource Management Law Reform: Report on Phase 1 – For Consideration by Ministerial Committee on Reform of Local Government and Resource Management', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, 6 July 1988

(4) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Resource Management Law Reform: Phase 1 Report', committee paper, ALG(88)25A, 12 July 1988  
Treasury, 'Resource Management Law Reform', paper for Minister of Finance, 11 July 1988

(5) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Resource Management Law Reform: Landowners and Mineral Rights', committee paper, ALG(88)25B, 12 July 1988

Treasury, 'Resource Management Law Reform: Landowners and Mineral Rights', paper to Minister of Finance, 11 July 1988

(6) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Resource Management Law Reform: Phase 1 Report', minutes of 13 July 1988 meeting, ALG(88)M16/1, undated

(7) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Mineral and Energy Resources: Ownership Issues', committee paper, ALG(88)34, 11 October 1988

Core Group on Resource Management Law Reform, 'Mineral and Energy Resources: Ownership Issues', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, 6 October 1988

(8) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Mineral and Energy Resources: Ownership Issues', minutes of 12 October 1988 meeting, ALG(88)M24/2, undated

(9) Cabinet Committee on Reform of Local Government and Resource Management Statutes, agenda for 2 November 1988 meeting, ALG(88)A26, 1 November 1988

(10) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Implications of Mineral Ownership for the Legislative Framework', committee paper, ALG(88)42, 1 November 1988

Minister of Energy, 'Implications of Mineral Ownership for the Legislative Framework', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, undated

Minister of Energy, 'Implications of Mineral Ownership for the Legislative Framework', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, undated

Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Minerals and Energy Resources: Proposals for Management', committee paper, ALG(88)37, 1 November 1988

Core Group on Resource Management Law Reform, 'Minerals and Energy Resources: Proposals for Management', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, 26 October 1988

(11) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Implications of Mineral Ownership for the Legislative framework', minutes of 2 November 1988 meeting, ALG(88)M26/1b, undated

Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Minerals and Energy Resources: Proposals for Management', committee paper, ALG(88)37, 1 November 1988

Core Group on Resource Management Law Reform, 'Minerals and Energy Resources: Proposals for Management', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, 26 October 1988

(12) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Minerals and Energy Resources: Proposals for Management', minutes of 2 November 1988 meeting, ALG(88)M26/1a, undated

(13) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Minerals and Energy Resources: Proposals for Management', committee paper, ALG(88)37, 1 November 1988

Core Group on Resource Management Law Reform, 'Minerals and Energy Resources: Proposals for Management', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, 26 October 1988

(14) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Resource Management Law Reform: Phase 2 Report', committee paper, ALG(88)46, 22 November 1988

Core Group on Resource Management Law Reform, 'Resource Management Law Reform: Phase 2 Report', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, undated

APP

A9—*continued*(14)—*continued*

Treasury, 'Resource Management Law Reform: Treasury Report on Phase 2 Proposal for Reform', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, 18 November 1988

(15) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Resource Management Law Reform: Phase 2 Report', minutes of 23 November 1988 meeting, ALG(88)M29, undated

(16) Cabinet, 'Resource Management Law Reform: Phase 2 Report', minutes of part of 28 November 1988 meeting, CM88/44/12d

(17) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Energy and Mineral Resources', committee paper, ALG(88)48, 5 December 1988

Core Group on Resource Management Law Reform, 'Energy and Mineral Resources', paper to Cabinet Committee on Reform of Local Government and Resource Management Statutes, undated

(18) Cabinet Committee on Reform of Local Government and Resource Management Statutes, 'Energy and Mineral Resources', minutes of 7 December 1988 meeting, ALG(88)M30/2, undated

(19) Cabinet Environment Committee, 'Resource Management Bill: Review Group's Recommendations', committee paper, ENV(91)4, 15 March 1991

(19A) Anthony Randerson, Prue Crosson, Guy Salmon, Ken Tremaine, Brent Wheeler, *Report of the Review Group on the Resource Management Bill* (Wellington: Ministry for the Environment, 1991)

(20) Cabinet Environment Committee, 'Resource Management Bill: Part 1X Crown Minerals', committee paper, ENV(91)5, 18 March 1991

(21) Cabinet Environment Committee, 'Resource Management Bill: Review Groups' Recommendations', minutes of 19 March 1991 meeting, ENV(91)M3/1, undated

(22) Cabinet Environment Committee, 'Resource Management Bill: Minerals', committee paper, ENV(91)14, 9 April 1991

(23) Cabinet Environment Committee, 'Resource Management Bill: Minerals', minutes of 9 April 1991 meeting, ENV(91)M6/3, undated

(24) Cabinet Environment Committee, 'Additional Item: Resource Management Bill: Outstanding Policy Issues', minutes of 16 April 1991 meeting, ENV(91)M7/4, undated

(25) Cabinet, 'Resource Management Bill: Minerals', Cabinet paper, CAB(91)222, 12 April 1991

(26) Cabinet, 'Resource Management Bill: Minerals', minutes of 22 April 1991 meeting, CAB(91)M15/19, undated

(27) Cabinet, 'Supplementary Order Paper: Resource Management Bill', minutes of 6 May 1991 meeting, CAB(91)M17/26, undated

**A10**

- (1) Evelyn Cole, 'Minister of Energy Participation in the Kupe Petroleum Mining Licence', briefing paper prepared for Waitangi Tribunal, 21 July 2000
- (2) Petroleum licence register extract concerning petroleum prospecting licence 38116, undated
- (3) Minister of Energy, 'Petroleum Mining Licence 38146', 11 June 1992
- (4) Crown Minerals Operations Group, Ministry of Commerce, 'Award of a Specified Term Petroleum Mining Licence (PML) 38146 (Kupe)', submission to Minister of Energy, 2 October 1996
- (5) Cabinet Committee on Industry and Environment, 'Crown Interest in the Kupe Oil and Gas Field', minutes of 26 August 1997 meeting, CIE(97)M23/5, undated
- (6) 'The Kupe Oil and Gas Field – Key Points of Officials' Presentation on Friday 24 July 1997', typescript, undated

**A11** Resource Management Bill 1989, 224–1, pp i–xxx, 1–167

**A12** RP Boast, 'Maori and Petroleum: A Report to the Waitangi Tribunal', 2nd ed, report commissioned by Wai 796 claimants, 20 August 2000

- (a) RP Boast (comp), 'Maori and Petroleum: A Report to the Waitangi Tribunal – Supporting Documents', assorted documents, August 2000
- (b) 'Mines Statement: Petroleum Royalties', 4 March 1938, *New Zealand Parliamentary Debates*, 1938, vol 250, pp 110–127

**A13** Opening submissions of Wai 796 claimant counsel, undated

- (a) Supporting documents to document A13, various dates
- (b) Alaska Native Claims Settlement Act 1971, ss 1601–1629g

**A14** Brief of evidence of Eric Taha concerning effect of petroleum exploration on environment, 21 August 2000

**A15** Brief of evidence of Te Huirangi Waikerepuru concerning prejudice to tikanga Māori caused by petroleum exploration, 21 August 2000

**A16** Draft brief of evidence of Ronald Hudson concerning tikanga Māori, 21 August 2000

**A17** Brief of evidence of Maraekura Horsfall concerning Government consultation with Māori and tikanga Māori, 21 August 2000

**A18** Brief of evidence of Thomas Ngatai concerning loss of land and resources by Ngā Ruahinerangi and tikanga Māori, 21 August 2000

THE PETROLEUM REPORT

APP

**A19** Brief of evidence of Gloria Kerehoma concerning loss of land and resources by Ngā Ruahinerangi and traditional uses of oil, 21 August 2000

**A20** Brief of evidence of Marylinda Brooks concerning petroleum exploration at Ngarewa, 21 August 2000

**A21** Supporting documents to briefs of evidence, various dates

**A22** Submissions of Wai 852 claimant counsel, 21 August 2000

**A23** Brief of evidence of Takirirangi Smith concerning petroleum as a taonga, undated

**A24** Brief of evidence of William Blake concerning Te Ahi o te Atua, undated

**A25** Brief of evidence of Murray Hemopo concerning customary use of oil and gas, undated

**A26** Brief of evidence of Pita Walker-Robinson concerning impact of proposed drilling for oil, undated

**A27** Brief of evidence of Sue Wolff, undated

**A28** Supporting documents to documents A22 to A27, various dates

**A29** Brief of evidence of Evelyn Cole concerning petroleum exploration, mining, and royalties in New Zealand, Crown Minerals Act 1991, and Kupe mining licence, September 2000

(a) Evelyn Cole, 'Government Expenditure and Revenue Related to Petroleum Exploration, Mining and Associated Activities', report prepared for Waitangi Tribunal, undated

(b) Evelyn Cole, 'Costs Related to the Maui B Platform', typescript, undated

**A30** Brief of evidence of Andrew Hampton, undated

**A31** Brief of evidence of Dr John Yeabsley, undated

**A32** Brief of evidence of Professor Gary Hawke, undated

**A33** Supporting documents to document A32, 2 vols, vol1, various dates

**A34** Supporting documents to document A32, 2 vols, vol2, various dates

- A35** Submissions of Crown counsel, 20 September 2000
- A36** Letter from Crown counsel to registrar enclosing document omitted from documents A33 and A34, 26 September 2000  
Henry Cornish, 'Petroleum Bill – Treaty of Waitangi', unpublished report from Solicitor General to Minister of Mines, 26 November 1937
- A37** Geoffrey Logan, 'A Review of the New Zealand Petroleum Industry Prepared for the Waitangi Tribunal', Logan Consulting Limited report commissioned by Waitangi Tribunal, September 2000
- A38** Geoffrey Logan, 'A Review of the Evidence Submitted for Wai 796 Petroleum and Minerals Claim', Logan Consulting Limited report commissioned by Waitangi Tribunal, October 2000
- A39** Letter from Ngāti Whatua o Kaipara ki te Tonga to Minister of Energy opposing granting of mining permit for South Head Peninsula, 24 February 1997  
(a) Map of Kaipara area showing land covered by claim Wai 312, undated  
(b) 'Archaeological Sites and Block Boundaries', map of Kaipara area showing various archaeological sites and land blocks, undated
- A40** Letter from Ngāti Whatua o Kaipara ki te Tonga to the Minister of Commerce concerning Crown's failure to consult over granting of mining permit for South Head Peninsula, 2 March 1998
- A41** Letter from manager, Crown Minerals Group, Ministry of Commerce, to Ngāti Whatua o Kaipara ki te Tonga informing them of granting of mining permit for South Head Peninsula, 18 March 1998
- A42** Letter from Minister of Energy to Ngāti Whatua o Kaipara ki te Tonga concerning granting of mining permit for South Head Peninsula, 24 March 1998
- A43** Letter from the Minister of Commerce to Ngāti Whatua o Kaipara ki te Tonga concerning correspondence on granting of mining permit for South Head Peninsula, 30 March 1998
- A44** Closing submissions of Wai 871 claimant counsel, 18 October 2000
- A45** Submissions of Wai 852 claimant counsel in response to 20 September 2000 submissions of Crown counsel (doc A35), 18 October 2000  
(a) Schedule of possible remedy options, 19 October 2000

THE PETROLEUM REPORT

**APP**

**A46** Geoffrey Logan, 'Estimate of Gross New Zealand Petroleum Revenue; 1970 to 1999', typescript, undated

**A47** Closing submissions of Wai 99 claimant counsel, undated

**A48** Submissions of Wai 796 claimant counsel in response to 20 September 2000 submissions of Crown counsel (doc A35), 19 October 2000

**B DOCUMENTS FILED SUBSEQUENT TO FIRST HEARING**

**B1** Letter from Wai 201 and Wai 506 claimant counsel to the registrar enclosing closing submissions, 26 October 2000

Closing submissions of Wai 201 and Wai 506 claimant counsel, undated