

IN THE HIGH COURT OF NEW ZEALAND
WHANGAREI REGISTRY

1.
CIV - 2017 - 485 - 237

IN THE MATTER OF The Marine and Coastal Area (Takutai Moana) Act 2011

AND

IN THE MATTER OF an application by the Trustees of the Parengarenga Incorporation, on behalf of the applicant group, the Te Aupouri tribe, for a Recognition Order for Customary Marine Title.

PARENGARENGA A INCORPORATION - APPLICATION FOR
RECOGNITION ORDERS UNDER THE MARINE AND COASTAL AREA
(TAKUTAI MOANA) ACT 2011

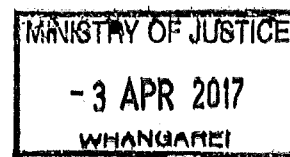
DATED:

3rd

~~1st~~ MARCH 2017

April 2017.

The Trustees of Parengarenga Incorporation
6636 Far North Road
Te Kao
PDC Te Kao
RD 4
KAITAIA 0484
Ph: (09) 409 7831
Email: gm@parengarenga.co.nz



✓CMS

✓Email

TO the Registrar of the High Court at Whangarei

AND TO the Solicitor General on behalf of the Attorney General; Northland Regional Council; Far North District Council; Mangonui Bluff Trustees, Te Runanganui o Te Aupouri, Muriwhenua Incorporation, Potahi Marae Trustes, Te Hiku O Tika Marae Trustees, Te Manawa o Ngati Kuri Trust.

This document notifies you that—

1. The applicants, the Trustees of Parengarenga A Incorporation, will, on behalf of the applicant group, Te Aupouri, apply to the Court for recognition orders for:
 - 1.1. Customary Marine Title in the application area.
2. The application area is the common marine and coastal area that is bounded on the landward side by the line of mean high-water spring; and on the seaward side, by the outer limits of the territorial sea:
 - 2.1. Along Te One Roa a Tohee (90 Mile Beach), from Te Arai, north following the mean high-water spring to Waitaki, then from Te Karaka north following the mean high-water to Te Kara; and
 - 2.2. On the east coast at Wairahi, following the mean high-water spring north to Pingaoroa at the southern boundary of Parengarenga 5B1 block.
3. The application area also includes the common marine and coastal area within the Parengarenga Harbour that is bounded on the landward side, by the line of mean high-water spring and on the seaward side, by the midpoint of the associated channel or arm of the sea:
 - 3.1. From Whakatereoho then, in a general easterly direction following the mean high-water to Te Pua, then in a general southerly direction to Tangoake, then in a general northerly direction to Otamatea near the southern boundary of Parengarenga 5B1.

4. The application area is best depicted by the diagram attached marked **Appendix 1 – Parengarenga A Incorporation Application Area.**
5. The grounds on which the order is sought are as follows:
 - 5.1. Our tupuna, Te Aupouri, hold the application area in accordance with tikanga, has exclusively used and occupied it from 1840 to the present day without substantial interruption and customary marine title has not been extinguished as a matter of law; and
 - 5.2. The application area is the common marine and coastal area abutting lands owned by Parengarenga A Incorporation;
 - 5.3. The lands being 47,200 acres were inherited from the original owners, namely the persons listed as 1 to 235 as the owners by the Native Court on 26 July 1899;
 - 5.4. The lands are Maori land and are subject to the Te Ture Whenua Maori Act 1993. That is, they are administered in accordance with tikanga; and
 - 5.5. Te Aupouri, who are the hau kāinga, rely on the application area for shellfish, fish and aquatic life to sustain themselves and their families; and
 - 5.6. Te Aupouri gather kaimoana (seafood) from the application area for hui and tangi by way of a customary fishing permit in accordance with the Fisheries Act 1996 and its associated regulations.
6. The application is made in reliance on Part 3 of the Marine and Coastal Area (Takutai Moana) Act 2011.
7. The applicants name the Trustees of the Parengarenga A Incorporation as the persons to be the holder of the order as the representatives of Te Aupouri.

8. The contact details for the applicant group are:

The Trustees of Parengarenga Incorporation

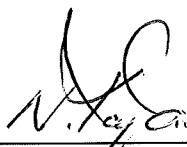
Physical Address: 6636 Far North Road, Te Kao
 Postal Address: PDC Te Kao, RD 4, Kaitaia, 0484
 Phone: +64 (9) 409 7831
 Email: gm@parengarenga.co.nz

9. The contact details for the persons named to hold the order are as set out at 8 above are:

The Trustees of Parengarenga Incorporation

Physical Address: 6636 Far North Road, Te Kao
 Postal Address: PDC Te Kao, RD 4, Kaitaia, 0484
 Phone: +64 (9) 409 7831
 Email: gm@parengarenga.co.nz

Date 3rd April 2017

Signature:  N. KAPA

(As the authorised signatory on behalf of the applicant)

This document is filed by the Trustees of the Parengarenga Incorporation. The address for service of the applicants is 6636 Far North Road, Te Kao, RD 4, Kaitaia.

Documents for service on the applicants may be left at that address for service or may be—

- (a) posted to PDC Te Kao, RD 4, Kaitaia 0484; or
- (b) emailed to gm@parengarenga.co.nz

Appendix 1 – Parengarenga A Incorporation Application Area.

