

**IN THE HIGH COURT OF NEW ZEALAND  
WELLINGTON REGISTRY**

**I TE KŌTI MATUA O AOTEAROA  
TE WHANGANUI-A-TARA ROHE**

**CIV-2017-485-000398**

IN THE MATTER OF	the Marine and Coastal Area (Takutai Moana) Act 2011
IN THE MATTER OF	An application for an order recognising Customary Marine Title and Protected Customary Rights
BY	LOUISA TE MATEKINO COLLIER First Applicant
	AWHIRANGI LAWRENCE Second Applicant
	ARTHUR MAHANGA Third Applicant
	HAYWARD NORMAN Fourth Applicant
	MITCHELL ARAPETA COLLIER Fifth Applicant

Minute: 27 February 2019

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**MINUTE (No. 6) OF COLLINS J  
[Re Application by Louisa Matekino Collier & Ors re Test Case Proposal]**

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[1] I refer to my Minute (No. 5) of 25 February 2019.

[2] I am grateful to counsel who oppose the change of the hearing date for having filed their memoranda on 25 and 26 February 2019.

[3] Like Ms Mason, I am becoming increasingly concerned about the delays that are occurring in relation to this aspect of the litigation. Nevertheless, I consider that the issues raised are very important and it is best if the hearing take place in Whangārei on 25 June 2019.

[4] In granting the application for an adjournment, I wish to emphasise that the Court will require considerable persuasion before any further delays are permitted.

[5] The application to adjourn the hearing of the pre-trial to Whangārei on 25 June 2019 is granted.

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**D B Collins J**

Solicitors:

Phoenix Law Ltd, Wellington

TamakiLegal, Auckland for Ngāti Rehua-Ngāti Wai ki Aotea

Lyall & Thornton, Auckland for M J Beazley on behalf of Ngāti Rehua/Ngāti ki Aotea and Ngāti

Maraeriki and Ngāti Rongo

Tukau Law, Kaikohe

Oceanlaw New Zealand, Nelson

Dixon & Co, Havelock North

Corban Revell, Auckland

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Crown Law Office, Wellington for Attorney-General