

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

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

CIV-2011-485-817

UNDER

an application by CLAUDE AUGUSTIN EDWARDS (deceased), ADRIANA EDWARDS and others on behalf of Te Whakatōhea for recognition orders under the Marine and Coastal Area (Takutai Moana) Act 2011

On the papers: 27 May 2019

Counsel: D A Ward and G L Melvin for Crown

Minute: 27 May 2019

MINUTE (NO. 1) OF CHURCHMAN J

[1] By memorandum dated 20 May 2019, counsel for the Crown seek orders for service of these proceedings on some 15 claimants whose claims overlap with this application but who are not Interested Parties as recognised by the Court as their cases seek recognition through Crown Engagement only.

[2] The justification for the application is to ensure that those parties who have applied for Crown Engagement and whose claims overlap the claims in this case, are aware of these proceedings.

[3] It seems likely that, as a result of the public notification process, those parties that have sought Crown Engagement will be aware of these proceedings. However, it appears that there is no disadvantage to anyone in the proceedings formally being served on them so that they have the opportunity of seeking to participate in the proceeding should they wish to do so.

[4] Given that this matter will be called at the case management conference in Rotorua on 19 June 2019 and is set down for a substantive hearing commencing 17 August 2020, it is appropriate that any service be effected promptly.

[5] Accordingly, I direct that:

- (a) the groups listed in [7] and [8] of the Crown memorandum of 10 May 2019 be served with a copy of the originating application in this matter;
- (b) service is to be effected promptly so that those parties served can decide whether they wish to participate in the case management conference scheduled for 19 June 2020; and
- (c) if any party served does wish to participate in that case management conference, they should file at the Court, and serve on the other parties involved in these proceedings, a notice of appearance by **9 June 2019**.

Churchman J