

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

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

**CIV-2017-485-280
CIV-2017-485-295
CIV-2017-485-296**

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 Te Rūnanga o Ngāti Tahu on behalf of
Ngāi Tahu Whānui (CIV-2017-485-280)

 Colin Topi on behalf of **Te Whānau o
Topi** (CIV-2017-485-295)

 Melvin Cain and others on behalf of the
landowners of the **Ruapuke Island**
(CIV-2017-485-296)

On the papers:

Counsel: R E Brown and S F Lomaloma for Ngāi Tahu Whānui
 R Fife for Te Whānau o Topi
 J Inns for Ruapuke Island
 D A Ward and G L Melvin for Attorney-General

Minute: 7 June 2019

MINUTE (NO. 1) OF CHURCHMAN J

[1] Counsel for the three applicants in these proceedings (Ngāi Tahu Whānui, Te Whānau o Topi and Ruapuke Island group, together with counsel for the Attorney-General have filed a

joint memorandum dated 6 June 2019 in relation to the case management conference scheduled for Dunedin on 12 June 2019.

[2] This memorandum was subsequent to the filing of earlier memoranda where the applicants requested adjournment of their respective High Court applications.

[3] All of the applicants have sought engagement with the Crown under s 95 of the Marine and Coastal Area (Takutai Moana) Act 2011. There are presently no unresolved issues in relation to any of these proceedings that the applicants require the assistance of the Court with, and they seek a vacation of the 12 June 2019 case management conference and an adjournment of each of the applications for 12 months.

[4] In the circumstances where no other interested parties have filed a notice of intention to appear in these three proceedings, and the three applicants are the only applicants (other than the two whole of New Zealand applications) in relation to the area covered by Group R, it is appropriate for the case management conference to be vacated and these three applications to be adjourned to a further case management conference to be held in 12 months' time.

Churchman J