

**IN THE MĀORI LAND COURT OF NEW ZEALAND
AOTEA DISTRICT**

**A20160003453
A20160003598**

UNDER Section 244 and 151 of Te Ture Whenua
Māori Act 1993

IN THE MATTER OF Tangonui Falkland Kingi Whānau Trust
and Te Koutu L Section No. 34 Block

AND WALTER WILLIAM KINGI
Applicant

Judgment: 27 September 2016

DECISION OF JUDGE P J SAVAGE REGARDING RE-HEARING

[1] This matter was heard by me on 19 September 2016 at Taumarunui. I reserved my decision and advised counsel that it would be available within a short time span.

[2] On 22 September 2016 a letter and a memorandum was received from counsel for the Applicant and it was clear that those documents should be referred to me urgently.

[3] The documents were not referred to me and I issued a reserved decision on 26 September 2016.

[4] On 27 September 2016 counsel for the Applicant referred to the memorandum that I had not seen and asked that I reconsider my decision having regard to its contents.

[5] There is no “other party” to the proceedings and so no rights are interfered with if I deal with the matter as requested.

[6] I will regard counsel’s last correspondence as an application for a re-hearing and I now grant that re-hearing.

[7] If the matter is to proceed on the issue of sale then at the hearing of the matter counsel will be expected to address the issues in relation to s 150A of Te Ture Whenua Māori Act 1993.

[8] It may be that counsel could consider an application for partial termination of the whānau trust but that is a matter for him and his clients.

[9] I appreciate the matter has some urgency and if adjournment is sought to another Court I will consider that.

Pronounced at 11.30 am in Wellington this 27th day of September 2016

P J Savage
JUDGE