

**IN THE MĀORI LAND COURT OF NEW ZEALAND  
WAIKATO-MANIAPOTO DISTRICT**

**A20120007370  
CJ 2012/11**

UNDER Section 45, Te Ture Whenua Māori Act 1993

IN THE MATTER OF Wiremu Te Hira Jack Kino or Wiremu Kino or  
Wiremu Te Hira Kino or William Jack or Willie  
Jack or Willie Kino  
(Deceased)

WILLIAM TERRY SADARAKA  
Applicant

Judgment: 20 October 2016

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**DECISION OF CHIEF JUDGE W W ISAAC**

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## **Introduction**

[1] This application filed by William Terry Sadaraka (“the applicant”) pursuant to s 45 of Te Ture Whenua Māori Act 1993 (“the Act”) seeks to amend a succession order made at 59 Tauranga MB 56-57 dated 30 September 1997, relating to Wiremu Te Hira Jack Kino or Wiremu Kino or Wiremu Te Hira Kino or William Jack or Willie Jack or Willie Kino (“the deceased”), the applicant’s Grandfather.

[2] The applicant claims that there was a mistake, error or omission in the presentation of the facts of the case to the Court because not all of the deceased’s children (issue) were included.

[3] The applicant claims that he has been adversely affected by the order complained of upon the following grounds:

- (a) He is an issue of the deceased’s late daughter Tahatahi Sadaraka, who has surviving issue, being himself and his brothers and sisters;
- (b) The late Rititia Ranui was also an issue of the deceased. Rititia also has issue; and
- (c) The late Bonnie Mamearoa Signall was also an issue of the deceased. She also has issue.

[4] The applicant seeks to have the order amended to include the three late children of the deceased, or their beneficiaries, who were omitted from the order complained of.

## **Background**

[5] The Case Manager’s Report and Recommendation dated 18 July 2016 sets out the background to the application. The report is produced in full as follows:

## REPORT AND RECOMMENDATION

**Details of the mistake or omission alleged by the applicant**

1. William Terry Sadaraka (the applicant) seeks to amend a succession order made at 59 Tauranga MB 56-57 dated 30 September 1997, relating to Wiremu Te Hira Jack Kino or Wiremu Kino or Wiremu Te Hira Kino or William Jack or Willie Jack or Willie Kino (the deceased), the applicant's Grandfather.
2. The applicant claims that the said order is incorrect because of a mistake, error or omission in the presentation of the facts of the case to the Court because:
 

Not all the deceased's children (issue) were included in the succession orders. The people present at the hearing failed to mention all of their sisters or failed to submit their sisters' names in the applications for succession to the deceased's interests or land.
3. The applicant claims he has been adversely affected by the order complained of upon the following grounds:
  - a) He is an issue of the deceased's late daughter Tahatahi Sadaraka, who has surviving issue, being himself and his brothers and sisters;
  - b) The late Rititia Ranui was also an issue of the deceased. Rititia also has issue; and
  - c) The late Bonnie Mamearoa Signall was also an issue of the deceased. She also has issue.
4. The applicant seeks to have the order amended to include the three late children of the deceased, or their beneficiaries, who were omitted from the order complained of.

**Concise history of Order sought to be amended**

5. On 24 July 1997 Materari Kahui filed an application to succeed to [her] father, the deceased in this case.
6. The hearing is recorded at 59 Tauranga MB 56-57 dated 30 September 1997 and the evidence transpired as follows:

**Materari Kahui:** The deceased was my father. He died on 23 June 1996 at Tauranga as evidenced by Death Certificate filed. I was present at the funeral. He did not leave a Will. He left no assets which required a Grant of Administration. The deceased married once only to Hera Kino who predeceased the deceased. They had the following issue:

|    |                                 |      |           |
|----|---------------------------------|------|-----------|
| 1. | Ngarongoa Kino                  | m.60 | [address] |
| 2. | Patrick Rimini Aramakutu        | f.52 | ןן        |
| 3. | Materari Kahui                  | f.51 | ןן        |
| 4. | Wiremu Te Hira Kino             | m.51 | ןן        |
| 5. | Rangipipi Lawrence              | f.47 | ןן        |
| 6. | Linda Titihuia Williams         | f.46 | ןן        |
| 7. | Alistair David Tera Kataha Kino | m.45 | ןן        |
| 8. | Hone Te Irirangi Kino           | m.44 | ןן        |
| 9. | Nora Tenoa Jack                 | f.43 | ןן        |

**Court:** According to searches, the deceased had the following land interests:

| <u>Block</u>                             | <u>Shares</u> | <u>Value</u> |
|--|---------------|--------------|
| <b><u>Waikato-Maniapoto District</u></b> |               |              |
| Mataitai 1A2B2B2                         | 4.750         | NVA          |
| Mataitai 1A2B2A (Urupa)                  | .125          | \$1,125.00   |

**Materari Kahui:** The family have agreed that Mataitai 1A2B2B2 should go to Number 6. Consents have been filed except for Alistair Kino who has agreed but has not completed a consent.

**Court:** This would appear to be all the lands held. There are other lands for William Jack but he is a son of Tiki Whaiapu.

In accordance with Section 113/93, Numbers 1 to 9 above are determined entitled to succeed equally but under arrangement Number 6 is to succeed.

Order under Section 118/93 vesting Mataitai 1A2B2B2 in Number 6 alone and Mataitai 1A2B2A (Urupa) in Numbers 1 to 9 equally.

7. On 16 January 2001 an application by Linda Titihuia Williams, pursuant to section 164 of Te Ture Whenua Māori Act 1993 (the Act), was filed to vest her 4.75 shares in Mataitai 1A2B2B2 and 0.014 shares in Mataitai 1A2B2A (Urupa) in her brothers and sisters as identified at 59 Tauranga MB 56-57 (Being No's 1, 2, 3, 5, 7, 8 & 9).
8. At 93 Waikato MB 190 dated 4 April 2001 orders were made as sought. The orders were subsequently amended at 94 Waikato MB 20 dated 17 May 2001, pursuant to section 86 of the Act, as an error had been identified. Linda Titihuia Williams had intended the gift be made to her brothers and sisters that were living, and Wiremu Te Hira Kino (Jnr) was deceased at that time. Accordingly the order under section 164 of the Act was amended from vesting in "Numbers 1 to 5 and 7 to 9" to "Numbers 1 to 3, 5 and 7 to 9".

**Identification of evidence that may be of assistance in remedying the mistake or omission**

9. The applicant has provided the following documents in support of his application:

Tahatahi Sadaraka

- a) A certified copy of Tahatahi Hetaraka's birth certificate:

Date of Birth: 14 September 1939

Lists Wiremu Te Hira Kino as her father and Aherata Hetaraka as her mother; and

- b) A certified copy of the death certificate of Toddy (Tahatahi) Sadaraka:

Date of Birth: 14 September 1939

Lists her father as Wiremu Te Hira Kino, mother as Hera Teraahi Koia Kino (nee Rueben Hetaraka) and is shown as having three daughters and three sons.

Bonnie Mamearoa Signall

- c) A certified copy of Mamaueroa Kino's birth certificate:

Date of Birth: 16 June 1938

Lists Wiremu Tehira Kino as her father and Hera Hetaraka Kino as her mother; and

- d) A certified copy of the death certificate of Bonnie Mamueroa Signall:

Date of Birth: 16 June 1938

Lists her father as Wiremu Tehira Kino, mother as Hera Hetaraka Kino (nee Hetaraka) and is shown as having one daughter and one son.

Date of Death: 6 August 1975, which means that she pre-deceased both of her parents.

Rititia Ranui

- e) A certified copy of Ritihia Kino's birth certificate:

Date of Birth: 28 January 1936

Lists Wiremu Tehira Kino as her father and Hera Hetaraka Kino as her mother; and

- f) A certified copy of the death certificate of Rititia Ranui:

Date of Birth: 28 January 1936

Lists her father as William Te Hira Jack-Kino, mother as Hera Jack-Kino (nee Hetaraka) and is shown as having two daughters and three sons.

10. The date of birth on the death and birth certificates are the same on each certificate listed above at paragraph 9 (a)-(f). This confirms that each of the three people are one and the same persons, but are known by alternate names.
11. Research shows that Court staff may have been aware of earlier succession evidence in the Court's records regarding the family, when making the order complained of, as there are handwritten notes on the application - '*see W73/8-9 2/9/92 Succn to Mother of above Hera Hetaraka Kino or Sarah Kino*' in the section that lists the deceased's children.
12. It is noted at 73 Waikato MB 8-9 dated 2 September 1992, being a succession to Hera Hetaraka Kino or Sara Kino (the deceased's spouse), the evidence transpired as follows:

**Rangipipi Lawrence** on oath:

My sister Rititia Devon is present. The deceased was my mother. She died on 3 March 1985 at Tauranga. A copy of the Death Certificate has been filed with the application. She left no Will. She left no assets which required a Grant of Administration in the estate. She was married once only to William Te Hera Kino, Pyes Pa Road, R D 3, Tauranga.

The deceased had the following children:

|     |                                |      |                         |
|-----|--------------------------------|------|-------------------------|
| 1.  | <b>Rititia Devon</b>           | f.56 | [address]               |
| 2.  | Norman Ngarongoa Kino          | m.55 | ןן                      |
| 3.  | Patrick Rimini Aramakatu       | f.47 | ןן                      |
| 4.  | Materori Kahui                 | f.46 | ןן                      |
| 5.  | William Te Hira Kino           | m.46 | ןן                      |
| 6.  | Rangipipi Lawrence             | f.42 | ןן                      |
| 7.  | Titihuia Wikitoria Williams    | f.41 | ןן                      |
| 8.  | David Alistair Terakatahi Kino | m.40 | ןן                      |
| 9.  | Hone Te Irirangi Kino          | m.39 | ןן                      |
| 10. | Tenoa Jack                     | f.38 | ןן                      |
| 11. | <b>Tahatahi Sadaraka</b>       | fd   | issue<br>(died 12.3.90) |

**Issue of No.11**

|     |                                |      |           |
|-----|--------------------------------|------|-----------|
| 12. | Bobby Sadaraka                 | m.27 | [address] |
| 13. | William Terry Sadaraka         | m.26 | ןן        |
| 14. | Rititia Tewai Grant            | f.24 | ןן        |
| 15. | Bonnie Sarah Mamaeroa Sadaraka | f.15 | ןן        |
| 16. | Ngeremetua Sadaraka            | f.13 | ןן        |
| 17. | Michael Sadaraka               | m.11 | ןן        |

**Court:** According to searches the deceased had the following land interests:

| <b><u>Block</u></b> | <b><u>Shares</u></b> | <b><u>Value</u></b> |
|---------------------|----------------------|---------------------|
| Mataitai B2A        | 4.074                | \$240.88            |
| Mataitai B2B        | 4.074                | \$15,416.91         |

The persons entitled to succeed are numbers 1 to 11 equally subject to life interest to William Te Hera Kino.

**Witness:** My father does not want a life interest. He wants all of us children to succeed.

**Court:** It will be necessary to file a consent from him indicating that he does not want a life interest and that he wants succession to go to the children. Application adjourned to next sitting but will be dealt with in Chambers when consent received. No further appearance necessary.

- At 73 Waikato MB105 dated 3 November 1992 the required consent was received and the Court confirmed the orders contemplated at 73 Waikato MB 8-9.
- Tahatahi Sadaraka and Rititia Devon (bold above at paragraph 12), are both listed as children of Hera Hetaraka Kino or Sara Kino, however Bonnie Mamearua Signall's name still does not appear. This may have been because she pre-deceased her mother.
- Application A20060028293, being a succession to Kirikauere Tukaokao (the deceased's mother) ordered at 317 Rotorua MB 221-225 dated 4 October 2007, has a whakapapa provided by Materari Kahui on the application file. It records Tahatahi (Totsy), Rititia (Rita) and Mamaeroa (Bonnie) as children of Wiremu Te Hira Kino and Hera Tera Ahikoia Hetaraka.

16. Court research also shows that:

a) The current owners of the affected shares in the Māori Land Information System (MLIS) are:

(i) Mataitai 1A 2B 2B 2 block (CIR 435046)

| <u>Owner</u>  | <u>Shares</u>                  |
|---|--------------------------------|
| Ngarongoa Kino  | 0.6785                         |
| Wiremu Te Hira (Senior) and Hera Kino<br>Whānau Trust | <u>4.0715</u><br><u>4.7500</u> |

(ii) Mataitai No 1A 2B 2A (CIR 435044)

| <u>Owner</u>  | <u>Shares</u>                  |
|---|--------------------------------|
| Ngarongoa Kino  | 0.0150                         |
| Wiremu Te Hira (Senior) and Hera Kino<br>Whānau Trust | 0.0960                         |
| Wiremu Te Hira Kino                                   | <u>0.0140</u><br><u>0.1250</u> |

b) Land Information New Zealand (LINZ) records differ slightly in that they show the following:

(i) Mataitai 1A 2B 2B 2 block (CIR 435046)

| <u>Owner</u>  | <u>Shares</u>                  |
|---|--------------------------------|
| Ngarongoa Kino  | 0.6785                         |
| *Manual Taupiri Jack-Kino and 6 others<br>as trustees | <u>4.0715</u><br><u>4.7500</u> |

(\*Note: As trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust)

(ii) Mataitai No 1A 2B 2A (CIR 435044)

| <u>Owner</u>                     | <u>Shares</u>                  |
|----------------------------------|--------------------------------|
| *Alistair David Tera Kataha Kino | 0.0160                         |
| *Hone Te Irirangi Kino           | 0.0160                         |
| *Materari Kahui                  | 0.0160                         |
| Ngarongoa Kino                   | 0.0150                         |
| *Nora Tenoa Jack                 | 0.0160                         |
| *Patrick Rimini Aramakutu        | 0.0160                         |
| *Rangipipi Lawrence              | 0.0160                         |
| Wiremu Te Hira Kino              | <u>0.0140</u><br><u>0.1250</u> |

(\*Note: Order made at 77 Waikato-Maniapoto MB 229-240 dated 7 April 2014, vesting interests in the trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust, has not been registered with LINZ)

17. In terms of the consequential order made at 317 Rotorua MB 221-225 dated 4 October 2007, for succession to the deceased's mother Kirikauere Tukaokao, Court research shows that:

a) The current owners of the affected shares in the Māori Land Information System (MLIS) are:

| <u>Block</u>                                     | <u>Ngarongo<br/>Kino Shares</u> | <u>Wiremu Te<br/>Hira Kino<br/>Shares</u> | <u>Wiremu Te<br/>Hira (Senior) and<br/>Hera Kino Whānau<br/>Trust Shares</u> | <u>Total<br/>Shares</u> |
|--|---------------------------------|---|--|-------------------------|
| Huria A6   | 0.12000                         | 0.12000                                   | 0.84000  | 1.08000                 |
| Huria E  | 1.01000                         | 1.00000                                   | 7.02000  | 9.03000                 |
| Lot 536A Parish<br>of Te Papa                    | 0.02626                         | 0.02626                                   | 0.18384  | 0.23636                 |
| Lot 536D Parish<br>of Te Papa                    | 1.11300                         | 1.11300                                   | 7.78600  | 10.01200                |
| Matapihi 3A2B2C2                                 | 0.04280                         | 0.04280                                   | 0.29960  | 0.38520                 |
| Matapihi No 1B<br>No 1B                          | 0.00035                         | 0.00035                                   | 0.00245  | 0.00315                 |
| Matapihi No 3A<br>No 2A                          | 0.02780                         | 0.02780                                   | 0.19460  | 0.25020                 |
| Matapihi No 3A<br>No 2B No 2A<br>(Meeting House) | 0.04280                         | 0.04280                                   | 0.29960  | 0.38520                 |
| Tauwhao-Te Ngare                                 | 1.99600                         | 1.99500                                   | 13.96500   | 17.95600                |
| Te Ahiroa No 2                                   | 0.00200                         | 0.00200                                   | 0.01400  | 0.01800                 |

b) Land Information New Zealand (LINZ) records differ slightly in that they show the following (for those titles registered in the names of the owners, not trustees):

(i) Huria E block (9.03 shares)

| <u>Owner</u>         | <u>Shares</u>   |
|----------------------|-----------------|
| *Kirikauere Tukaokao | <u>72.27000</u> |
|                      | <u>72.27000</u> |

(\*Note: The following Court orders have not been registered with LINZ:)

- 317 Rotorua MB 221-225 dated 4 October 2007  
(succession to Kirikauere Tukaokao)
- 77 Waikato-Maniapoto MB 229-240 dated 7 April 2014  
(vesting interests in the trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust)
- 99 Waikato-Maniapoto MB 275-276 dated 17 June 2015  
(vesting further interests in the trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust)



- (ii) Lot 536A Parish of Te Papa block (0.23636 shares)

| <u>Owner</u>  | <u>Shares</u>             |
|---|---------------------------|
| Ngarongo Kino   | 0.02626                   |
| Wiremu Te Hira Kino                                   | 0.02626                   |
| *Manual Taupiri Jack-Kino and 6 others<br>as trustees | 0.15757<br><u>0.02627</u> |
|   | <u>0.23636</u>            |

(\*Note: As trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust)

- (iii) Matapihi No 3A No 2B No 2A (Meeting House) (0.38520 shares)

| <u>Owner</u>  | <u>Shares</u>             |
|---|---------------------------|
| Ngarongo Kino   | 0.04280                   |
| Wiremu Te Hira Kino                                   | 0.04280                   |
| *Manual Taupiri Jack-Kino and 6 others<br>as trustees | 0.25680<br><u>0.04280</u> |
|   | <u>0.38520</u>            |

(\*Note: As trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust)

#### Details of subsequent Orders affecting lands to which this application relates

18. The subsequent orders affected by this application have been identified as follows:

- (a) 93 Waikato MB 190 dated 4 April 2001  
(Section 164/93 - As amended at 94 Waikato MB 20 dated 17 May 2001 - mentioned above at paragraphs 7 and 8)

This affects the shares Linda Titihuia Williams received in Mataitai 1A2B2B2 and Mataitai 1A2B2A (Urupa), at the order complained of, which were consequently vested in the 'living issue of Willie Te Hira Kino' at this minute. The order **will not** be amended to include Tahatahi Sadaraka, Bonnie Mamearoa Signall and Rititia Ranui in equal shares as their dates of death were 11 March 1990, 6 August 1975 and 4 December 1994 respectively (all before 4 April 2001), but it **will be** amended to show the varied shares Linda Titihuia Williams receives at the order complained of in both blocks.

- (b) 317 Rotorua MB 221-225 dated 4 October 2007  
(Sections 113 and 118/93)

This is a succession to the deceased's mother Kirikauere Tukaokao, whereby her interests were, in part, vested in the deceased's successors as listed below:

| No 4, Wiremu Tehiri Hamiora Kino (59 Tauranga MB 56-57 dated 30 September 1997) had: |                                 |     |         |            |
|--|---------------------------------|-----|---------|------------|
| No.  | Name                            | Sex | Address | Proportion |
| 12   | Ngarongo Kino                   | M   | ...     | 1/72       |
| 13   | Patrick Rimini Aramakutu        | F   | ...     | 1/72       |
| 14   | Materari Kahui                  | F   | ...     | 1/72       |
| 15   | Wiremu Te Hira Kino             | M   | ...     | 1/72       |
| 16   | Rangipipi Lawrence              | F   | ...     | 1/72       |
| 17   | Linda Titihuia Williams         | F   | ...     | 1/72       |
| 18   | Alistair David Tera Kataha Kino | M   | ...     | 1/72       |
| 19   | Hone Te Irirangi Kino           | M   | ...     | 1/72       |
| 20   | Nora Tenoa Jack                 | F   | ...     | 1/72       |

Again the three other children of the deceased, as identified in this application, have been left off the succession to their grandmother. The order therefore requires amendment to include the three children for their proportional entitlement.

- (c) 77 Waikato-Maniapoto MB 229-240 dated 7 April 2014  
(Sections 214, 219, 220 and 222/93)

These orders vest the interests of Patrick Rimini Aramakutu and 5 others in the trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust. The order requires amendment to show the varied shares they receive at the order complained of, and consequential orders (a) and (b) above.

- (d) 99 Waikato-Maniapoto MB 275-276 dated 17 June 2015  
(Section 220/93)

This order vests the interests of Linda Titihuia Williams in the trustees of the Wiremu Te Hira (Senior) and Hera Kino Whānau Trust. The order requires amendment to show the varied shares she receives at consequential order (b) above.

#### **Details of payments made as a result of the Order**

19. Te Tumu Paeroa advised, on 2 July 2014, that they are not involved with any of the blocks affected by this application.

#### **Reference to areas of difficulty**

20. There are various name discrepancies in evidence provided for the three siblings left off the order complained of –
- Tahatahi Sadaraka (as per the applicant's application) is recorded as Tatahi Hetaraka (birth certificate), and Toddy (Tahatahi) Sadaraka (death certificate);
  - Rititia Ranui (as per the applicant's application) is recorded as Ritihia Kino (birth certificate), Rititia Ranui (death certificate) and Rititia Devon at 73 Waikato MB 8-9 dated 2 September 1992; and

- (c) Bonnie Mamearoa Signall (as per the applicant's application) is recorded as Mamaueroa Kino (birth certificate) and Bonnie Mamueroa Signall (death certificate).
21. Section 71 of the Births, Deaths, Marriages, and Relationships Registration Act 1995 (Certificates to be prima facie evidence) states that –
- A birth, death, marriage certificate, civil union, or name change certificate shall in any proceedings be received as prima facie evidence of the truth of the information it contains*
22. It is noted that it is common with Māori Land Court records, and Birth, Death and Marriage records, that names of a person may be spelt differently. In this matter, because the date of births are the same on the birth and death certificates provided, they may be taken as correct and referring to the same person.
23. At 73 Waikato MB 8-9 dated 2 September 1992 Tahatahi Sadaraka and Rititia Devon succeeded to their mother's estate, but Bonnie Mamearoa Signall did not.
24. At the order complained of, Mataitai 1A2B2B2 block was vested solely in Linda Titihuia Williams by family arrangement. There could be a question of whether the consents for the three children, who were missing off the succession order, would have affected the Court's consideration in approving the family arrangement. If they did not consent, would their entitlements have been retained by them?

**Consideration of whether matter needs to go to full hearing**

25. There is clear evidence on the application file (birth and death certificates), and the Court record, that Tahatahi Sadaraka, Rititia Ranui and Bonnie Mamearoa Signall are children of the deceased and should have been included in the order complained of.
26. As they did not have the chance to participate in the family arrangement orders made at 59 Tauranga MB 56-57 dated 30 September 1997, in the interests of justice it would seem fair to vest the interests in Tahatahi Sadaraka, Rititia Ranui and Bonnie Mamearoa Signall for a 1/12<sup>th</sup> interest each in Mataitai 1A2B2B2, leaving the remaining 9/12<sup>ths</sup> for Linda Titihuia Williams to fulfil the family arrangement made.
27. Based on all the information available, there is sufficient evidence to show that an error was made in the presentation of the facts of the case to the Court.
28. Accordingly a Court hearing is not necessary and the matter can be dealt with on the papers before the Court.

**Recommendation of course of action to be taken**

29. If the Chief Judge is of a mind to exercise his jurisdiction, then it would be my recommendation that:

- (a) A copy of the report be sent to **those affected parties, for whom we have contact details for, giving them an opportunity to comment or respond, in writing, within 28 days of the date of this Report;**
- (b) If no objections are received, then an order be made, pursuant to section 44(1) of the Act, amending the following orders in the manner stated:
- i. 59 Tauranga MB 56-57 dated 30 September 1997

Mataitai 1A2B2B2 (4.7500 shares)

- 1) Change the proportion of Linda Titihuia Williams from “solely” to “9/12”, and share entitlement from “4.75” to “3.5625”.
- 2) Add the following successors for the proportions and shares shown:

| <u>Name</u>             | <u>Proportion</u> | <u>Shares</u> |
|-------------------------|-------------------|---------------|
| Tahatahi Sadaraka       | 1/12              | 0.3959        |
| Rititia Ranui           | 1/12              | 0.3958        |
| Bonnie Mamearoa Signall | 1/12              | 0.3958        |

Mataitai 1A2B2A (Urupa) (0.12500 shares)

- 1) Change the proportions of the successors appointed from “1/9” to “1/12”.
- 2) Change the share entitlement of the successors appointed as follows:

| <u>Name</u>                     | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---------------------------------|----------------------------|-----------------------|
| Ngarongoa Kino                  | 0.0130                     | 0.0104                |
| Patrick Rimini Aramakutu        | 0.0140                     | 0.0104                |
| Materari Kahui                  | 0.0140                     | 0.0104                |
| Wiremu Te Hira Kino             | 0.0140                     | 0.0104                |
| Rangipipi Lawrence              | 0.0140                     | 0.0104                |
| Linda Titihuia Williams         | 0.0140                     | 0.0104                |
| Alistair David Tera Kataha Kino | 0.0140                     | 0.0104                |
| Hone Te Irirangi Kino           | 0.0140                     | 0.0104                |
| Nora Tenoa Jack                 | 0.0140                     | 0.0104                |

- 3) Add the following successors for the proportions and shares shown:

| <u>Name</u>             | <u>Proportion</u> | <u>Shares</u> |
|-------------------------|-------------------|---------------|
| Tahatahi Sadaraka       | 1/12              | 0.0104        |
| Rititia Ranui           | 1/12              | 0.0105        |
| Bonnie Mamearoa Signall | 1/12              | 0.0105        |

ii. 317 Rotorua MB 221-225 dated 4 October 2007

- 1) Change the proportions of those affected successors appointed as follows:

| <u>Name</u>                     | <u>Proportion<br/>On Order</u> | <u>New<br/>Proportion</u> |
|---------------------------------|--------------------------------|---------------------------|
| Ngarongo Kino                   | 1/72                           | 1/96                      |
| Patrick Rimini Aramakutu        | 1/72                           | 1/96                      |
| Materari Kahui                  | 1/72                           | 1/96                      |
| Wiremu Te Hira Kino             | 1/72                           | 1/96                      |
| Rangipipi Lawrence              | 1/72                           | 1/96                      |
| Linda Titihuia Williams         | 1/72                           | 1/96                      |
| Alistair David Tera Kataha Kino | 1/72                           | 1/96                      |
| Hone Te Irirangi Kino           | 1/72                           | 1/96                      |
| Nora Tenoa Jack                 | 1/72                           | 1/96                      |

- 2) Add the following successors for the proportions shown:

| <u>Name</u>             | <u>Proportion</u> |
|-------------------------|-------------------|
| Tahatahi Sadaraka       | 1/96              |
| Rititia Ranui           | 1/96              |
| Bonnie Mamearoa Signall | 1/96              |

- (c) A further order be made, pursuant to section 47(4) of the Act, making all consequential amendments necessary to give full effect to the above, including amending the following:

i. 93 Waikato MB 190 dated 4 April 2001

- 1) Amend the shares of Linda Titihuia Williams as follows:

| <u>Blocks</u>           | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|-------------------------|----------------------------|-----------------------|
| Mataitai 1A2B2B2        | 4.7500                     | 3.5625                |
| Mataitai 1A2B2A (Urupa) | 0.0140                     | 0.0104                |

- 2) Amend the share entitlement of the donees as follows:

Mataitai 1A2B2B2

| <u>Donees</u>                   | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---------------------------------|----------------------------|-----------------------|
| Ngarongoa Kino                  | 0.6785                     | 0.5089                |
| Patrick Rimini Aramakutu        | 0.6785                     | 0.5089                |
| Materari Kahui                  | 0.6786                     | 0.5089                |
| Rangipipi Lawrence              | 0.6786                     | 0.5089                |
| Alistair David Tara Kataha Kino | 0.6786                     | 0.5089                |
| Hone Te Irirangi Kino           | 0.6786                     | 0.5090                |
| Nora Tenoa Jack                 | 0.6786                     | 0.5090                |

Mataitai 1A2B2A (Urupa)

| <u>Donees</u>                   | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---------------------------------|----------------------------|-----------------------|
| Ngarongoa Kino                  | 0.0020                     | 0.0014                |
| Patrick Rimini Aramakutu        | 0.0020                     | 0.0015                |
| Materari Kahui                  | 0.0020                     | 0.0015                |
| Rangipipi Lawrence              | 0.0020                     | 0.0015                |
| Alistair David Tara Kataha Kino | 0.0020                     | 0.0015                |
| Hone Te Irirangi Kino           | 0.0020                     | 0.0015                |
| Nora Tenoa Jack                 | 0.0020                     | 0.0015                |

## ii. 77 Waikato-Maniapoto MB 229-240 dated 7 April 2014

Amend the shares of the owners vesting their interests as follows:

## 1) Alastair David Tera Kataha Kino or Alistair David Tara Kataha Kino

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02627                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11300                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50890               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

## 2) Hone Te Irirangi Kino

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11300                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50900               |

|                      |         |         |
|----------------------|---------|---------|
| Mataitai No 1A 2B 2A | 0.01600 | 0.01190 |
| Tauwhao-Te Ngare     | 1.99500 | 1.49630 |
| Te Ahiroa No 2       | 0.00200 | 0.00150 |

## 3) Materari Kahui

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.01000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01969               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50890               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

## 4) Nora Tenoa Jack

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50900               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

## 5) Patrick Rimini Aramakutu

| <u>Blocks</u>              | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|----------------------------|----------------------------|-----------------------|
| Huria A6                   | 0.12000                    | 0.09000               |
| Huria E                    | 1.01000                    | 0.75250               |
| Lot 536A Parish of Te Papa | 0.02626                    | 0.01969               |
| Lot 536D Parish of Te Papa | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2           | 0.04280                    | 0.03210               |

|   |         |         |
|---|---------|---------|
| Matapihi No 1B No 1B                          | 0.00035 | 0.00026 |
| Matapihi No 3A No 2A                          | 0.02780 | 0.02085 |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280 | 0.03210 |
| Mataitai 1A 2B 2B 2                           | 0.67850 | 0.50890 |
| Mataitai No 1A 2B 2A                          | 0.01600 | 0.01190 |
| Tauwhao-Te Ngare                              | 1.99500 | 1.49630 |
| Te Ahiroa No 2                                | 0.00200 | 0.00150 |

## 6) Rangipipi Lawrence

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50890               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

## iii. 99 Waikato-Maniapoto MB 275-276 dated 17 June 2015

Amend the shares of Linda Titihuia Williams as follows:

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02627                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

- d) If objections are received then the matter should be referred to the Court for directions.



[6] On 19 July 2016 the Case Manager's Report and Recommendation was sent to all parties, for whom addresses were known, with responses or objections due no later than 16 August 2016.

[7] Objections to the report were subsequently received from the following parties:

- (a) Rimini Patrick Kino (daughter of the deceased) on 4 August 2016; and
- (b) Rangipipi Lawrence (daughter of the deceased) on 15 August 2016.

[8] In respect of the objection filed by Rangipipi Lawrence, the case manager held a meeting with her, Alistair Tera Kataha Kino (son of the deceased) and Lynette Kino on 15 August 2016, to go over the concerns raised.

[9] Typed notes from that meeting record that the parties have no objection to the claim being made, and in fact concur that the three named persons were children of the deceased. They advised that such children were left out of the succession on the advice of Court staff, as they were all deceased at the time.

[10] The objection from Rimini Patrick Kino also does not dispute the claim that the three persons named are children of the deceased. What it does do is raise an issue that there were further "whangai" children that may have been omitted. That however is a matter Rimini Patrick Kino would need to pursue by further application to the Chief Judge, and thereby provide the necessary evidence in support.

[11] In effect therefore, no objections have been raised to the three persons named in this application being recognised as children of the deceased, and included in the succession orders made.

## **Discussion**

[12] Pursuant to s 44 of Te Ture Whenua Māori Act 1993 the Chief Judge may cancel or amend an order made by the Court or a Registrar, if satisfied that the order was erroneous

in fact or in law because of any mistake or omission on the part of the Court or the Registrar or in the presentation of the facts of the case to the Court or the Registrar. The Chief Judge may also make such other orders as, in the opinion of the Chief Judge, is necessary in the interests of justice to remedy the mistake or omission.

[13] The applicant has requested that the Chief Judge amend the order that is the subject of this application. In terms of *Tau v Nga Whānau O Morven & Glenavy – Waihao 903 Section IX block*<sup>1</sup> and *Ashwell – Rawinia or Lavinia Ashwell (nee Russell)*<sup>2</sup> the burden of proof rests with the applicant to prove that there was a mistake or error in the order complained of.

[14] In the current case, having considered the Case Manager's Report, I am satisfied that an error in fact or law has been made due to a mistake or omission in the presentation of facts of the case to the Court, because it is clear that the orders made did not include all of the deceased's children.

[15] Those children clearly identified as being left out are:

- (a) Tahatahi Sadaraka;
- (b) Rititia Ranui; and
- (c) Bonnie Mamearoa Signall.

[16] As a result the affected order made at 59 Tauranga MB 56-57 dated 30 September 1997 should be amended as sought.

## Orders

[17] Accordingly I make the following orders pursuant to Te Ture Whenua Māori Act 1993:

- (a) Section 44(1) amending the following orders in the manner stated:

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<sup>1</sup> [2010] Māori Appellate Court MB 167 (2010 APPEAL 167)

<sup>2</sup> [2009] Chief Judge's MB 209-225 (2009 CJ 209)

- (i) 59 Tauranga MB 56-57 dated 30 September 1997

Mataitai 1A2B2B2 (4.7500 shares)

- 1) Change the proportion of Linda Titihuia Williams from “solely” to “9/12”, and share entitlement from “4.75” to “3.5625”.
- 2) Add the following successors for the proportions and shares shown:

| <u>Name</u>             | <u>Proportion</u> | <u>Shares</u> |
|-------------------------|-------------------|---------------|
| Tahatahi Sadaraka       | 1/12              | 0.3959        |
| Rititia Ranui           | 1/12              | 0.3958        |
| Bonnie Mamearoa Signall | 1/12              | 0.3958        |

Mataitai 1A2B2A (Urupa) (0.12500 shares)

- 1) Change the proportions of the successors appointed from “1/9” to “1/12”.
- 2) Change the share entitlement of the successors appointed as follows:

| <u>Name</u>                     | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---------------------------------|----------------------------|-----------------------|
| Ngarongoa Kino                  | 0.0130                     | 0.0104                |
| Patrick Rimini Aramakutu        | 0.0140                     | 0.0104                |
| Materari Kahui                  | 0.0140                     | 0.0104                |
| Wiremu Te Hira Kino             | 0.0140                     | 0.0104                |
| Rangipipi Lawrence              | 0.0140                     | 0.0104                |
| Linda Titihuia Williams         | 0.0140                     | 0.0104                |
| Alistair David Tera Kataha Kino | 0.0140                     | 0.0104                |
| Hone Te Irirangi Kino           | 0.0140                     | 0.0104                |
| Nora Tenoa Jack                 | 0.0140                     | 0.0104                |

- 3) Add the following successors for the proportions and shares shown:

| <u>Name</u>             | <u>Proportion</u> | <u>Shares</u> |
|-------------------------|-------------------|---------------|
| Tahatahi Sadaraka       | 1/12              | 0.0104        |
| Rititia Ranui           | 1/12              | 0.0105        |
| Bonnie Mamearoa Signall | 1/12              | 0.0105        |

- (ii) 317 Rotorua MB 221-225 dated 4 October 2007

- 1) Change the proportions of those affected successors appointed as follows:

| <u>Name</u>                     | <u>Proportion<br/>On Order</u> | <u>New<br/>Proportion</u> |
|---------------------------------|--------------------------------|---------------------------|
| Ngarongo Kino                   | 1/72                           | 1/96                      |
| Patrick Rimini Aramakutu        | 1/72                           | 1/96                      |
| Materari Kahui                  | 1/72                           | 1/96                      |
| Wiremu Te Hira Kino             | 1/72                           | 1/96                      |
| Rangipipi Lawrence              | 1/72                           | 1/96                      |
| Linda Titihuia Williams         | 1/72                           | 1/96                      |
| Alistair David Tera Kataha Kino | 1/72                           | 1/96                      |
| Hone Te Irirangi Kino           | 1/72                           | 1/96                      |
| Nora Tenoa Jack                 | 1/72                           | 1/96                      |

- 2) Add the following successors for the proportions shown:

| <u>Name</u>             | <u>Proportion</u> |
|-------------------------|-------------------|
| Tahatahi Sadaraka       | 1/96              |
| Rititia Ranui           | 1/96              |
| Bonnie Mamearoa Signall | 1/96              |

- (b) Section 47(4) making all consequential amendments necessary to give full effect to the above, including amending the following:

- (i) 93 Waikato MB 190 dated 4 April 2001

- 1) Amend the shares of Linda Titihuia Williams as follows:

| <u>Blocks</u>           | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|-------------------------|----------------------------|-----------------------|
| Mataitai 1A2B2B2        | 4.7500                     | 3.5625                |
| Mataitai 1A2B2A (Urupa) | 0.0140                     | 0.0104                |

- 2) Amend the share entitlement of the donees as follows:

Mataitai 1A2B2B2

| <u>Donees</u>                   | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---------------------------------|----------------------------|-----------------------|
| Ngarongoa Kino                  | 0.6785                     | 0.5089                |
| Patrick Rimini Aramakutu        | 0.6785                     | 0.5089                |
| Materari Kahui                  | 0.6786                     | 0.5089                |
| Rangipipi Lawrence              | 0.6786                     | 0.5089                |
| Alistair David Tara Kataha Kino | 0.6786                     | 0.5089                |
| Hone Te Irirangi Kino           | 0.6786                     | 0.5090                |
| Nora Tenoa Jack                 | 0.6786                     | 0.5090                |

Mataitai 1A2B2A (Urupa)

| <u>Donees</u>                   | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---------------------------------|----------------------------|-----------------------|
| Ngarongoa Kino                  | 0.0020                     | 0.0014                |
| Patrick Rimini Aramakutu        | 0.0020                     | 0.0015                |
| Materari Kahui                  | 0.0020                     | 0.0015                |
| Rangipipi Lawrence              | 0.0020                     | 0.0015                |
| Alistair David Tara Kataha Kino | 0.0020                     | 0.0015                |
| Hone Te Irirangi Kino           | 0.0020                     | 0.0015                |
| Nora Tenoa Jack                 | 0.0020                     | 0.0015                |

- (ii) 77 Waikato-Maniapoto MB 229-240 dated 7 April 2014

Amend the shares of the owners vesting their interests as follows:

- 1) Alastair David Tera Kataha Kino or Alistair David Tara Kataha Kino

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02627                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11300                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50890               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

- 2) Hone Te Irirangi Kino

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11300                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50900               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |

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|                  |         |         |
|------------------|---------|---------|
| Tauwhao-Te Ngare | 1.99500 | 1.49630 |
| Te Ahiroa No 2   | 0.00200 | 0.00150 |

3) Materari Kahui

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.01000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01969               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67860                    | 0.50890               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

4) Nora Tenoa Jack

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |

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|                      |         |         |
|----------------------|---------|---------|
| Mataitai 1A 2B 2B 2  | 0.67860 | 0.50900 |
| Mataitai No 1A 2B 2A | 0.01600 | 0.01190 |
| Tauwhao-Te Ngare     | 1.99500 | 1.49630 |
| Te Ahiroa No 2       | 0.00200 | 0.00150 |

5) Patrick Rimini Aramakutu

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.01000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02626                    | 0.01969               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Mataitai 1A 2B 2B 2                           | 0.67850                    | 0.50890               |
| Mataitai No 1A 2B 2A                          | 0.01600                    | 0.01190               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

6) Rangipipi Lawrence

| <u>Blocks</u>              | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|----------------------------|----------------------------|-----------------------|
| Huria A6                   | 0.12000                    | 0.09000               |
| Huria E                    | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa | 0.02626                    | 0.01970               |
| Lot 536D Parish of Te Papa | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2           | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B       | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A       | 0.02780                    | 0.02085               |



|   |         |         |
|---|---------|---------|
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280 | 0.03210 |
| Mataitai 1A 2B 2B 2                           | 0.67860 | 0.50890 |
| Mataitai No 1A 2B 2A                          | 0.01600 | 0.01190 |
| Tauwhao-Te Ngare                              | 1.99500 | 1.49630 |
| Te Ahiroa No 2                                | 0.00200 | 0.00150 |

(iii) 99 Waikato-Maniapoto MB 275-276 dated 17 June 2015

Amend the shares of Linda Titihuia Williams as follows:

| <u>Blocks</u>                                 | <u>Shares<br/>On Order</u> | <u>New<br/>Shares</u> |
|---|----------------------------|-----------------------|
| Huria A6                                      | 0.12000                    | 0.09000               |
| Huria E                                       | 1.00000                    | 0.75250               |
| Lot 536A Parish of Te Papa                    | 0.02627                    | 0.01970               |
| Lot 536D Parish of Te Papa                    | 1.11200                    | 0.83430               |
| Matapihi 3A2B2C2                              | 0.04280                    | 0.03210               |
| Matapihi No 1B No 1B                          | 0.00035                    | 0.00026               |
| Matapihi No 3A No 2A                          | 0.02780                    | 0.02085               |
| Matapihi No 3A No 2B No 2A<br>(Meeting House) | 0.04280                    | 0.03210               |
| Tauwhao-Te Ngare                              | 1.99500                    | 1.49630               |
| Te Ahiroa No 2                                | 0.00200                    | 0.00150               |

[18] The foregoing orders are to issue forthwith pursuant to r 7.5(2)(b) of the Māori Land Court Rules 2011.

[19] The Case Manager is to distribute a copy of this decision to all parties.

Dated at Wellington this 20<sup>th</sup> day of October 2016.

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W W Isaac  
**CHIEF JUDGE**