

1949
NEW ZEALAND

**REPORT AND RECOMMENDATION ON PETITION NO. 29 OF 1947, OF
KARENA TAMAKI AND OTHERS, CONCERNING CERTAIN LANDS
IN NGAROTO PARISH**

*Presented to Parliament in Pursuance of the Provisions of Section 55 of the
Maori Purposes Act, 1947*

Maori Land Court (Chief Judge's Office),
Wellington, C. 1, 28th June, 1949.

The Right Hon. the MINISTER OF MAORI AFFAIRS, Wellington.

PARISH OF NGAROTO

PURSUANT to section 55 of the Maori Purposes Act, 1947, I transmit to you the report of the Court on the claims and allegations contained in petition No. 29 of 1947, of Karena Tamaki and others, concerning certain lands in Ngaroto Parish.

In view of the Court's report, I have no recommendation to make.

D. G. B. MORISON, Chief Judge.

Report for the CHIEF JUDGE.

Re PETITION OF KARENA TAMAKI, 29/1947, *re* WAIKATO CONFISCATION LANDS
I HAVE to report having held a special sitting to consider this petition. The sitting commenced on the 26th May and was then adjourned, and the hearing was completed on the 12th and 13th of this present month. Mr. P. H. Jones appeared in support of the petition, and Mr. P. Wright on 26th May, Mr. Meredith on 12th and 13th October, appeared to represent the Crown.

When the petition first came on for hearing in May last a preliminary objection was raised to the petition that all questions relating to the confiscation of land in the Waikato had been settled by the Waikato-Maniapoto Maori Claims Settlement Act, 1946, and the preamble to that Act and section 3 were relied upon as showing that the claims in the petition, arising as they did out of confiscation, were disposed of by that Act. Mr. Jones, for the petitioner, while admitting the force of this submission, contended, nevertheless, that the claim made was outside the scope of the Act and arose not through the original