

**Anangu Pitjantjatjara Yankunytjatjara
Annual General Meeting
21 – 22 March 2007 – Umuwa
Minutes**

The meeting opened at 1.30pm. There were 99 Members present at the AGM and 16 Visitors.

1. Welcome

Bernard Singer, Chairperson welcomed everyone for attending and congratulated Sean Williamson and Anton Baker as new Executive Board Members.

Kawaki Thompson, assisting the Chairperson invited Anangu to talk for one hour about any issues they consider important before we go onto the formal agenda.

2. CDEP

Murray George of Kaltjiti said people need to speak up for their communities. He said people need to speak out about changes and look at the problems and there needs to be more consultations.

Frank Young, Watarru, talked about the DEWR meeting and said communities would work together to form a partnership for 1-2 organisations to run CDEP on the Lands. Trevor Adamson (interpreter) advised people the ad for CDEP on the Lands went in The Australian a couple of weeks ago and closes Friday 30 March 2007. APY asked DEWR to slow down the process to be sure proper consultation takes place but DEWR have told us they are satisfied with the process and it will continue.

Teddy Edwards said Anangu need to come together and support one another. We are going in different directions and we own the Land and we should stay together and support Umuwa who are working for us.

Kawaki Thompson said we should be working together for the benefit of the APY Lands.

Arnie Frank said we got the Land for Anangu. We have people saying wrong things to own people. We have people here on the Lands working for us and we need people to come and talk with us at Umuwa, not in other places like the NT.

Ronnie Brumby, Echo Hill, said the problem is with CDEP and we need to work in a partnership to make things better. There is a problem because none of our younger people are working in your communities. It is getting harder working with the Government

There was discussion about CDEP and people said they did not want change but DEWR told them there was no choice. DEWR had said there would be 5 Review panel members but communities said each community should be represented.

Roger Kayipipi said our Leaders need to stand up and talk up for our people and talk strongly. The white fellow way is strong and we need to be the same.

Sean Williamson, Pipalyatjara, said Chairperson know the story and if things are not working well, Chairpersons need to be involved in sorting out the problems because outside way not have the experience. We want someone from the Lands to do the CDEP.

Rex Tjami said that it is up to Anangu what happens. The Government will walk over you if we don't work together. APY is your organisation based on the Lands but if you let people in the back door it weakens your strength. When things go wrong, you blame APY because you make decisions between Government and communities. We should come together and work together.

Peter De Rose said the selection panel is only to look at the Expressions of interest and then that's it.

Robert Stevens said there are four interested groups for CDEP on the Lands; AP Services, Rob Burdon, United Wesley and ITEC. Maybe APY should put in too.

Kawaki Thompson said Anangu are missing out because they are not supporting APY.

Trevor Adamson said there is a possibility that CDEP could be managed by an outside agency. Trevor asked whether APY could put in an Expression of Interest to run CDEP on the Lands for it's members.

Leonard Burton, Amata, said the Government gave CDEP money to communities to do some work but we didn't do it. Now we have a problem and people are going in different directions like Mintabie. The Government is trying to make a CDEP a Regional body for the Lands to give the money to get the work done. If the Government gives it to a QLD agency we have a lot of Anangu organisations on the Lands. We don't want strangers doing our work. We need to not go to sleep. We have not done a lot in 15 years so we want to help you people to get jobs like the older people that used to have the jobs. CDEP is trying to help a lot of people across the Lands. This is the Commonwealth Government. I don't want to see an outsider doing CDEP.

Gary Lewis, Pukatja said DEWR took away CDEP and an MSO in June 2006 but we are still alive. We have people fighting for us like churches to work for us and help train our young people. Pukatja will have it's own MSO employed by Anangu Council. Gary said it would be Government or outside Contractors to run communities. We need to stick together and fight together. If CDEP is centralised in Alice Springs or Port Augusta, there will be no Anangu structure or control.

The CDEP discussion will continue on Day 2

3. SAPOL – Superintendent Peter Anderson, OIC Far North, including APY

Peter Anderson is in charge of the Police on the Lands and the Community Constables. They are working with WA and NT Police to control the smuggling of drugs and petrol onto the Lands. This is funded by the Federal Government for last year and this year.

The Commissioner has agreed to 4 new positions on the Lands: Domestic Violence, Child Abuse and Community Development. Those positions are not yet established. It is difficult to recruit Anangu Community Constables. At the moment, there are 10 positions and only 4 are filled.

We know there are good people in the communities who could become Community Constables. They have recruited at Pipalyatjara and are hopeful for Indulkana in the near future. Peter would like communities to come forward with names of people who could be Community Constables.

Roger Kayipipi asked why Constables are treated like kids. Peter Anderson said Community Constables are treated with respect by their other Police Members.

Frank Young, Watarru, asked if there would be Community Constables at Watarru and Murpitja. Peter said there are no current plans for Community Constables there but this could change as reviews take place.

Harry Miller, Kanpi, said they had a problem and the Police did not attend for 3 days and we need Police living and working in our communities.

Sean Williamson, Pipalyatjara, said there was a problem when contacting Police. The phone is always answered by Port Augusta, not Marla and it takes time for the Police to come. Peter said Marla is not a 24 hour station and phones are diverted to Port Augusta that is always open 24 hours per day. Port Augusta will give you a better service and contact the APY Lands Police directly.

Peter said it is the job of SAPOL to help make communities safe and if people have information that can help keep communities safe, then people have a responsibility to report it to the Police.

Adrian Inytjalki (Lewis), Pukatja, asked what is happening with the Police house at Pukatja. Will it be repaired for Police to live at Pukatja? Peter said there will be a Police Office at Pukatja but the Police would live at Umuwa and service Pukatja from there.

Peter was also asked about Mimili and he said there were discussions and he is hoping this will result in a Community Constable there soon.

When asked about Fregon, Peter said the Constable positions are vacant and he would like help from the community to select constables at Fregon.

Kawaki Thompson thanked Peter for attending today's meeting.

Kawaki then closed Day One at 4.30pm as it started to rain and asked people to come early tomorrow for Day 2.

Day 2 AGM 22 March 07

Kawaki Thompson chaired the meeting which commenced at 11.45am.

The discussion on CDEP on the Anangu Pitjantjatjara Yankunytjatjara Lands was continued.

4. CDEP (continued)

Murray George of Kaltjiti spoke of how Anangu need to speak with one voice through APY, the land holding body. He wants APY to support communities for changes to CDEP and speak for Anangu. We want good things for our young people and their future.

Trevor Adamson asked if APY could provide some information about how APY could assist.

Leonard Burton, Amata, said yesterday, we talked about how many people will be on the selection panel. He said APY as a Land Council that looks after mining, permits, administration, etc. Communities have looked after CDEP. Anangu are supposed to be one voice but we are going in different directions and not standing together.

Gary Lewis, Pukatja, said he wants someone from non Government to run the CDEP. The Government don't want to see Council control of CDEP in their Community, the Government wants to control so you don't have a voice. He wants Government to negotiate directly with the Community with a partnership agreement and a legal agreement to ensure communities are controlled by Anangu.
If you want to fight the Government on CDEP you need to come together with one voice.

Kenneth Ken, said community people depend on their leaders. We cannot deal with the matters we are experiencing now. We need to give everyday community people a chance to speak. Some of us are breaking our community constitutions. He is concerned that everything is not right at Pukatja.

Sean Williamson, Pipalyatjara, said we are here to talk about CDEP and we need to keep control in the Lands not outside. We want APY to be a part of it and put it through them to run CDEP. APY works together with Anangu. Don't talk about outsiders.

Nicola Thompson, Legal Officer spoke about Section 6 of the *APY Land Rights Act* saying APY seeks information from Traditional Owners about the management, use and control of the Lands. The Act also says it is to protect the interests of the Traditional Owners. It also talks about powers of APY to do what is required to manage, use and control the Lands.

APY can set up a Company to carry out what our members ask of us.

Gary Lewis, said APY is only about Land Management and not about service delivery.

Rex Tjami, Director, explained that CDEP is a whole of Lands program so APY can do something to run the program if Anangu want us to. If we start this, it will work better because it would be for CDEP on the Lands.

Gary Lewis, said DEWR will make the final draft on the selection of the organisations to run the CDEP on the APY Lands. If AP were to run the Program as APY, that would be ok but if AP run the program but it stays under the control of Government, it would not be good.

Leonard Burton, Amata, said that Anangu have said APY should, why would we have a resolution when there is already a Lands wide service provider already.

Gary Lewis, asked when the Tenders closed and Ken Newman advised the Expression of Interest close next Friday 30 March. APY wrote to DEWR in Canberra asking them to slow down and this was also raised at TKP. DEWR have advised they are happy with the process so far and said Anangu are also happy with it. DEWR were invited to this AGM but they advised they were too busy to send someone to Umuwa.

Resolution:

That APY put in an Expression of interest to operate the CDEP program on the APY Lands.

Moved: Alan Wilson
Second: Roger Kayipipi
Carried: All

Rex Tjami, asked that at the same time should APY write another strong letter to the Minister for DEWR to slow down and talk with Anangu properly.

Carried: All

5. Director's Report – Rex Tjami

Rex Tjami went through his report which detailed happenings at APY over the past 12 months.

A lunch break was held at 1.45pm and the meeting resumed at 2.20pm

6. Annual Report

The General Manager, Ken Newman gave a summary of the Annual Report for 2005, including the Audit Report. Perks carried out the Audit for 2005-2006 and have the best quote so far for 2006-2007.

Anangu approved Perks to be the auditor for 2006-2007

Carried: All

Roger Kayipipi and **Donald Fraser** gave an update on the current camel situation on the APY Lands. Donald said the Government needed to support people like Roger. The Government talks about shooting the camels but Donald said they should pay Anangu a bounty and keep the money on the Lands.

7. Mintabie Lease Update

The General Manager provided an update on the Mintabie Lease negotiations. Following discussion and questions, people accepted the direction APY is taking with Mintabie.

Stephan Rainow, Nganampa, told people about Office of Consumer and Business Affairs (OCBA) and Australian Securities and Investment Commission (ASIC) and how they are like the business police. He explained about their visit to Mintabie where they checked up on how four of the shops were working, which were all pretty poor.

One of traders sells about 300 cars per year, making a \$750,000 profit from Anangu. Another store has 5000 customers, with about 1000 at any one time. They also have Centrepay facilities. Some of the stores hold people's key cards and pin numbers.

OCBA and ASIC would like a letter from this AGM to talk to banks about keycards and Eftpos at Mintabie so that they can close down these facilities at Mintabie.

Steph said that if the money stayed on the Lands then perhaps the APY stores could supply white goods, clothes, etc. around the Lands. Perhaps we could have a 2nd hand car yard on the APY Lands in a joint venture with someone like Peter Kittle, which is 50% Aboriginal owned.

Resolution:

That APY write to Office of Consumer and Business Affairs (OCBA) and the Australian Securities and Investment Commission (ASIC) in relation to financial matters at Mintabie.

Moved: Donald Fraser
Second: Nicholas Coulthard
Carried: All

Kenneth Ken, said people have to learn how to budget because our people have no money. Stephen Rainow said this is an important story because it links in with the PYKU story and proper banking through the Rural Transaction Centres.

8. Code of Conduct and Constitution – Nicola Thompson

Nicola reported on the Code that was accepted in June 2006. Our Code of Conduct and Constitution were sent to some Lawyers in Adelaide to see if we could make them better. There was one recommended change to the Code of Conduct that related to confidential information. APY was asked to make a change to make this consistent with the *APY Land Rights Act*.

Mrs Burton of NPYWC said they have a code of Conduct the same for their organisation so that information stays inside and not go outside.

Gary Lewis said there should be a separate Code of Conduct for Executive Board members from the staff. The Lawyer explained that even if there was separate Code, it will still have to contain this amendment about confidential information.

The matter of the Code of Conduct is to be discussed at the next Executive Board Meeting.

9. Housing Program on Murputja Homelands

David Miller spoke about the delay in new housing and the problem with repairs and water running down the electrics in the home.

Meg Bartholomew said the leaking roof was reported to the Plumber and he should be there in a couple of weeks. The Electrician should be out in a few days. There may have been a delay because the Contractors shifts are shorter because they are running out of R & M money.

Mr Miller said we pay rent on the houses and we want the repairs done. Meg said that Bill Mansell organises the work for the Contractors and maybe there has been mis-communication on this one. Because of money out, the Contractors only go where they get requests. The Contractors do not go to every house anymore.

Peter De Rose said there should be emergency funds put aside for each community.

Donald Fraser said Anangu need to know the money story for R & M and the rent money and how much Contractors get paid so Anangu can decide if this is the best way to go. He would like to see Anangu trained to do the work as it is very expensive to bring in Contractors.

Meg explained that \$260K has been collected in rent this year which is only half of what they should receive. A survey has shown ½ the people on the Lands are not paying rent.

The General Manager explained the money story when asked

Housing R & M from OAH \$595,000, APY has received half and transferred to APS
 savings from Insurance \$95,000
 APY received and gave to APS
 APY receives from Common Admin \$152,000
 APY received half and transferred to APS
 Rent collected from Communities \$260,000
 Money goes into an APS Bank A/C

Meg explained that Contractors cost \$1400 - \$1700 per house per year for basic maintenance only. Another \$400 is needed to do a septic pump out.

CDEP rent payments are \$15/ per week = \$780/yr

There are 390 house on the lands @ \$2000 per year = \$780,000 per year needed for basic maintenance.

Rex Tjami explained that OAH wants to change the way the housing R & M works and provide more employment for Anangu on communities. OAH are going to work with APY to make it better. This should occur from the 07/08 year.

10. NPY Women's Council

NPYWC are worried because the Pitjantjatjara Council has told the NPYWC their rent would be increased by \$20,000 per year, way to much. The lease is old fashioned and NPYWC offered a simpler lease. Nicola Thompson, Legal Officer read a letter that was sent to the solicitors for the Pitjantjatjara Council by Kawaki Thompson, Director of Centralian Holdings Pty. Ltd.

11. Previous Minutes of 16-17 March 2006

The **General Manager** summarised the Minutes and asked someone who was here last year to move the minutes to be accepted

*Moved: Willy Martin
 Second: Wangka Wangka
 Carried: All*

Kawaki Thompson thanked everyone for attending the AGM which closed at 6.45pm. Thanks to PY Media for broadcasting the meeting for APY.

Minutes by Ken Newman