

**Executive Meeting No. 6 of 2006/2007
7 March 2007 at Umuwa
Minutes**

Present:	Chairperson	Bernard Singer
	Amata	Leonard Burton
	Anilayla	
	Indulkana	Max Kenny
	Kaltjiti	Murray George
	Mimili	Tony Campbell (arrived 12:45)
	Murputja	
	Pukatja	Gary Lewis
	Kalka/Pipalyatjara	
	Watarru	Charlie Anytjipalya (arrived 12:55)
	General Manager	Ken Newman
	Legal Officer	Nicola Thompson

Apologies: Nil

Visitors

Graeme Pearce/Gary Wright - Cross Border Unit
Chris Larkins/ Archie Baker – Families and Communities (SA)
Harry Miller, Richard Mills - Aboriginal Advisory Council
John Tregenza, David Schomburgk, Anthony Bevan – Mai Wiru, OCBA and ASIC

The meeting opened at 12.50pm with a prayer by Murray George

1. Welcome

Bernard Singer welcomed everyone. He said advance notices go out to each community and Executive Members need to turn up on time for meetings. Leonard Burton, Deputy Chairperson confirmed this information and said Executive Members represent their communities and need to come on time as we are leaders and should not waste time.

New Business

2. Indigenous Family Violence Offender Program – Graeme Pearce/Gary Wright

Graeme Pearce gave a briefing to the Executive Members on family violence programs they will be introducing in SA/WA/NT. They are employed by SA Community Corrections but are based in Alice Springs. The program will commence at Amata in April 2007, after the next Court. Local people will be employed to help and advise on how best to operate in a community.

3. Aboriginal Advisory Council – Harry Miller, Richard Mills

Harry Miller and Richard Mills handed out papers to Executive Members and discussed the process that is taking place for a permanent SA Aboriginal Advisory Council to the Minister. A report will go to the Minister by the end of April on how it should be structured, how it will operate, etc.

Gary Lewis raised concerns about programs such as CDEP and Municipal Services on the Lands and wondered if the SA Government was asking the Advisory Council for input, if it is supposed to be the voice for Aboriginal people.

Harry advised that although those issues are Federal and they are a State Council, they have passed information along but the Minister does not control these programs. The Council is to support and encourage Aboriginal people to speak out about important issues in a recognised forum.

Richard Mills reported he will assist the Council in putting the report together and it will reflect the views of the communities, including APY, at the highest levels of Government.

4. Mai Wiru and OCBA – John Tregenza, David Schomburgk (SA State Manager OCBA), Anthony Bevan (A.S.I.C.)

After introductions David advised how OCBA had a meeting with Store Managers last weekend about fair trading, etc. Some Anangu men are being trained up to do monitoring work at stores.

They also looked at Mintabie the other day and Anthony Bevan was also involved because of the finance implications.

Problems / Issues with Mintabie

Store 1:

- a. Sells lots of 2nd hand cars (300 - 350 per year) Average Cost \$3,500, cost over \$1M out of the APY Lands
- b. holds key cards and PIN numbers (60). As well as cars, it is also food, etc.
- c. Pricing was not too bad but some items were out of date but people were not advised of this
- d. This store has book up with people from Docker River down to Yalata and Oak Valley.

Store 2:

- a. Did not use Centrepay but did book up. They hold about 30 key cards and PIN numbers.
- b. They also do book up for the miners. They applied for Centrepay but the Commonwealth knocked them back (direct debit from benefits by Centrelink).
- c. Book keeping was good.
- d. The average book up was \$1000 for food and fuel.

Store 3:

- a. Had Centrepay, book up etc. No cars, but lots of bad things.
- b. Had photos on the fridges of people who have not paid – SHAME written on the fridges.
- c. Prices were on only half the items.
- d. Goods were not weighed properly.
- e. Items were being sold out of date without advice.
- f. Charges \$5 every time someone does book up
- g. Charges 5% for cash out
- h. They sell drug paraphernalia – bongs, etc.

Store 4:

- a. Sold lots of clothes
- b. 95% of their business is Centrepay
- c. Every centrepay debit is \$150 (the maximum allowed under Centrepay)
- d. No cash out unless people spend \$150.
- e. His clients' base was from Yalata to Docker River.

There is a lot of money being spent on fuel to get to Mintabie to spend at shops. This money is going off the Lands. They take photos of people and put them on the wall. Said they have 5000 customers – about 1000 at any one time on their books.

Options Re: Mintabie – Anthony Bevan

- Stores on APY Lands are not taking in the \$\$ that goes to Mintabie
- With APY Shops, you can control prices – you cannot at Mintabie
- Petrol is being wasted to go to Mintabie
- People are going hungry because key cards are held at Mintabie
- Why do people shop at Mintabie and not their own shops?

- If you close Mintabie, people will go to Marla
- People may need some kind of credit facility
- APY needs to lobby Government about Mintabie
- Cancel your keycards and get new ones, but people need to discuss why?
- The Government can do some things like take them to court, talk to banks about key cards, talk to Centrelink about Centrepay.

The General Manager gave an update on the General Meeting held at Mimili two weeks ago to discuss the Mintabie Lease. This is a good time to make the changes to Mintabie. Bernard Singer invited Mai Wiru to address the AGM on 21-22 March at Umuwa.

5. Future Directions of FaCS Service Delivery on the APY Lands – Chris Larkins/Archie Baker

Chris Larkins and Archie Baker spoke about the new way their organisation will do business on the APY Lands. Chris said he has been coming to the Lands for 33 years and there used to be more Anangu employed on real wages then now.

A couple of years ago, his job changed from housing to FaCS. They have spent a year getting the Marla Office running. They provide considerable money to the APY Lands - \$4.6M in total.

They want to employ more Anangu to deliver the programs on the APY Lands. They plan to pool the money and create 38 real jobs on the Lands. 6 will be Public Servants and 32 will be funded through community organisations. They want the programs to work with one another.

Youth Programs will be the same with programs joined up and people recruited and trained to do the jobs. FaCS have discussed with Nganampa and NPYWC. FaCS will provide APY with a paper for discussion on how best to do this.

The HACC and disability agreements runs out on 30 June and FaCS will be looking for Anangu to take up the jobs. Any Anangu already employed will not lose their jobs, if they are doing them well. Their decision has come out of the Coroner's Inquiry which talked about more jobs, etc. for Anangu. Their first priority is to get the jobs done – initially they may not all be filled by Anangu.

They will hold discussions with each community but wanted to let Executive Members know first.

6. Land Management Issues –

a. Waru Project – Thalie Partridge, APY

Thalie reported on her meeting last week in Adelaide and the project to trap Waru and raise some in Adelaide. She provided an update for Executive as requested and Members were provided with a briefing paper.

Action: Executive Board approved the Waru translocation project allowing removal from the Lands. However, APY will still own the Waru.

Waru Fence – Following discussion about fencing off an area for protection of the Waru that are eventually returned to the APY Lands, the Executive Board approved the proposal provided the Anthropological and other approvals are in place.

Action: Approved as long as appropriate clearances are obtained.

b. Camels (Aerial Survey)

The Executive Board were asked to consider a request from Philip Gee, Rural Solutions to approve aerial surveillance of the APY Lands to count camels. They also want to put tracker collars on some camels.

Following discussion, the Executive Board approved the request with the following conditions:

1. That all the proposed activities are done in the company of a nominated APY Land Management employee;
2. That the trapping and attaching of electronic tracking collars to camels is done in conjunction with APY Land Management at a place approved by Land Management;
3. That APY Land Management is provided with the software program to enable them to track the camels at the same time;
4. That the proposed flight plan must be submitted for approval prior to the commencement of the aerial survey and that Anangu should accompany your personnel, if practicable during the surveillance; and,
5. That the results of the survey are provided to APY Land Management immediately post-survey.

Moved: Max Kenny
Second: Leonard Burton
Carried: All

c. Camels (General) - Troy Coe, Frank Young, APY Land Management

Troy Coe provided a detailed summary of the current situation of camels on the APY Lands. There are currently too many camels but most people don't want a massive culling program leaving carcasses on the ground.

APY is doing more then any other organisation and Government agency. We supply three abattoirs – Wamboden, Peterborough and Strathalbyn. But there are too many camels and not enough water. The Government are putting pressure for a massive culling program.

Troy has been working on a proposal for a pet meat processing plant using mobile cool rooms around the Lands. Camels could be slaughtered and boned on the Lands and then the meat could go to the processing plant for cutting, freezing and storing for shipping.

Employment could be provided for senior Tjilpi's and younger men who would be involved as there would be the use of motor vehicles and high powered rifles involved with the project.

There has been no Government support to date but talks with a private operator indicates he is willing to put up about \$500,000 to build a processing plant. In return APY would supply about 2000 - 2500 camels.

This is **one** way to help address the camel problem and create Anangu employment on the APY Lands with an Anangu enterprise. From information received, the plant would need to process about 5000 camels a year to keep the camel population on the APY Lands under control and managed.

APY could still send camels to the abattoirs but we make no money doing so.

There are also plans to domesticate the young camels which are being yarded at double tank.

Pet meating is a means of doing something without being controlled by the market.

There would be costs to APY to run power into the proposed site or supply a 200 KVA generator. The plan is to build the plant at McCalls Paddock and there would need to be a 2km run for power poles and power lines to connect to the Umuwa Powerhouse.

Troy read Executive Board an email from Paul Reardon DPC about camels and requesting approval in principle of a cull of camels.

Following consideration of the email and advice from Land Management, the Executive Board Members require the following information from DPC

- how many camels are planned to be culled?
- What is the procedure for culling ie) muster and shoot?
- What is the projected cost for the cull?
- Where is the money coming from?
- What documented evidence is there on the effects of a culling program from elsewhere?

There are also issues to consider of dead camels in water holes and the need for an air-conditioned back hoe for at least 3 months. Troy will provide costs to General Manger for consideration to purchase a 2nd hand back hoe.

Steph Rainow, Nganampa Health spoke to Executive about camels. Today there is no problem at Pipalyatjara, Kanpi and Nyapari. They have been moved out. Funds are required to do repairs on windmills, etc. and to clean up the damage camels have done.

Steph wants people to think about water points for the camels to keep camels out of the communities. Although there is a policy about water only being for people, he wants APY to think about work and business for our young people.

Peter De Rose said APY needs to think about having water points, troughs, etc. for the camels at each community. This would keep the feral animals out of the communities.

Resolution:

That Executive Board approves APY LM to pursue a pet meat processing facility for the APY Lands with Territory Camel Pty Ltd subject to Anthropological clearance and a legal agreement being entered into between APY and Territory Camel Pty Ltd.

Moved: Max Kenny
Second: Tony Campbell
Carried: All

7. Anthropology Report

The anthropology report was provided to all Executive Members. The issues requiring attention were as follows:

a. Mintabie Lease Extension – The Executive Board were provided a report that recommends

- the Mintabie Lease is extended to include the proposed Areas 1, 2, 3 and 4.
- Area 5 is reduced according to the map provided to members.
- The APY Executive Board instruct ACHM to provide the spatial data and maps relating to the new boundary to PIRSA.

Resolution:

The APY Executive Board accepts the attached report of the cultural heritage survey of the Mintabie Lease Extension and instructs ACHM to provide PIRSA with the spatial data and maps for the new boundary.

Moved: Leonard Burton
Second: Tony Campbell
Carried: All

b. Mimili to Indulkana Extension of Powerline

APY anthropologists recommend that the APY Executive Board allow this work to proceed according to the conditions outlined in the Significant Cultural Sites Clearance Certificate.

Resolution:

A Work Area Clearance is provided for the APY Lands, Central Powerhouse 33kV Distribution Line subject to the provisions outlined in the attached Significant Cultural Sites Clearance Certificate and map.

Moved: Max Kenny
Second: Tony Campbell
Carried: All

8. Community Development Officer Report

The report was provided to all Members. Bernard Singer also advised about a submission APY has made for an APY sports league competition.

9. Mining Tenement Officer Report

The report was provided to all Members.

10. Legal Report – Nicola Thompson

The legal report was provided to all members. The following items required attention.

(a) Leasing arrangements for Nganampa Health Council

Nganampa have requested a residential lease for a house in Umuwa for a staff member (Peter De Rose).

Resolution

That the Executive agree to grant Nganampa Health Council a residential lease for staff accommodation in Umuwa for twelve (12) months.

Moved: Leonard Burton
Second: Max Kenny
Carried: All

Meeting No. 6 of 2006/2007 – 7 March 2007

(b) Lease for the Amata Rehabilitation Centre

The Minister for Mental Health & Substance Misuse have requested a residential lease for their staff accommodation in Amata for the same period as the Rehabilitation Centre which is 25 years with an option to renew for a further 25 years.

Resolution

That the Executive agree to grant the Minister for Mental Health & Substance Misuse a residential lease for staff accommodation in Amata for twenty five years with an option to renew the lease for a further twenty five years.

Moved: Leonard Burton
Second: Tony Campbell
Carried: All

Meeting No. 6 of 2006/2007 – 7 March 2007

(c) Chalky Hill

At the December Executive meeting, a resolution was passed which provided that no ground disturbance work apart from the pegging of the Mimili to Indulkana powerline is to occur until a legal agreement is in place between APY and the State and ETSA.

At the February meeting, a resolution was passed which provided that APY Executive allow the connection of Fregon and Mimili from the new powerhouse to occur without any ground disturbing

work being necessary. ETSA have advised us, at our request, what works need to be carried out to connect the Mimili and Fregon communities to ensure that APY are happy for the works to be carried out. Please refer to the document following.

Action: Executive Board approved the significant outstanding work as described by ETSA

(d) Cattle

The ILC have prepared a Grant of Monies Deed for APY to sign which provides APY with funding to run the cattle program, and develop the necessary legal agreements, and obtain the right advice.

Resolution

That the Executive authorise the execution of the ILC Grant of Monies Deed in accordance with section 5(4) of the Anangu Pitjantjatjara Yankunytjatjara Land Rights Act 1981.

Moved: Tony Campbell

Second: Leonard Burton

Carried: All

Meeting No. 6 of 2006/2007 – 7 March 2007

John Stirk from Povey Stirk Lawyers has prepared a memo for the Board's consideration regarding the cattle program on the Lands and potential for back payments for Traditional Owners.

Action: a. Invite ILC and John Stirk to a future Executive meeting to discuss the proposal and b. Approve request for a legal opinion as per John Stirk's memo.

(e) Community Store Leases

John Stirk from Povey Stirk Lawyers has prepared a memo for the Board's consideration regarding store leases on the Lands.

Action: GM write to Watinuma Council requesting them to come to Umuwa to discuss their concerns about the store.

Business Arising from the Minutes

11. Previous Minutes of Meeting No. 5 – 7 February 2006

The General Manager summarized the Minutes of meeting No.5 of 7 February 2007 held at Kanpi. The Minutes were accepted but there was an objection by Mr Lewis to the resolution relating to Pepinnini 117/96.

Moved: Max Kenny

Second: Leonard Burton

Carried:

Gary Lewis has requested a meeting to discuss the resolution in relation to ELA 117/96 made on 7 February 2007

Action: General Manager to advise Anthropologists to arrange a meeting on this issue..

12. Correspondence In/Out

In	From	Issue
06/02/2007	James Wright	Trading Market – Not approved
16/02/2007	Pitjantjatjara Council	PY Air
21/02/2007	Povey Stirk	Community Store Leases
21/02/2007	Povey Stirk	Cattle
22/02/2007	T Adamson	Thank You Re: Tamworth
27/02/2007	Centre Bus	Pipalyatjara to Amata Service – ok to trial
		Pipalyatjara/Amata
27/02/2007	DEWR	CDEP on the APY Lands
27/02/2007	J Thurtell	Re: Review Meetings
7/3/2007	Syd Waye	Homeland around Indulkana – forward to Max Kenny

<i>Out</i>	<i>To</i>	<i>Issue</i>
	DEH	Funding for LM Coordinator
	Planning SA	Funding for a Planning and Development Officer
	TAFE, APS, DPC	Mobile Mechanic for the APY Lands
	DPC	Psych Services on the APY Lands
	State Electoral Office	Supplementary Elections

13. Annual General Meeting

The AGM will be held 21 – 22 March 2007 at Umuwa. Notices will be sent out tomorrow.

14. Date of Next Executive Board Meeting

Due to Easter, there will be no meeting held in April. The next meeting will be Wednesday 2 May 2007 at Umuwa.

The meeting closed at 7:40 with a prayer by Tony Campbell.

Minutes by Ken Newman

**Executive Meeting No. 6 of 2006/2007
7 March 2007 - Umuwa
Agenda**

Visitors

Graeme Pearce/Gary Wright - Cross Border Unit
Chris Larkins/ Archie Baker – Families and Communities (SA)
Harry Miller, Ceduna representative on the Aboriginal Advisory Council
John Tregenza, David Schomburgk – Mai Wiru and OBA
Philip Gee - Rural Solutions

1. Welcome

New Business

2. **Indigenous Family Violence Offender Program** – Graeme Pearce/Gary Wright
3. Future Directions of FaCS Service Delivery on the APY Lands – Chris Larkins/Archie Baker, Mike Naera, Principal, Taundi Aboriginal College, Adelaide
4. Aboriginal Advisory Council – Harry Miller
5. Mai Wiru and OCBA – John Tregenza, David Schomburgk
6. Land Management Issues – **Camels** Philip Gee, Rural Solutions (**Briefing paper**)
Waru Project – Thalie Partridge
7. APY Development Applications – Meg Bartholomew
8. **Anthro, CDO, MTO and Legal Report**

Other Business

Business Arising from the Minutes

9. Previous Minutes of Meeting No. 5 – 7 February 2006
10. Correspondence In/Out

<i>In</i>	<i>From</i>	<i>Issue</i>
06/02/2007	James Wright	Trading Market
16/02/2007	Pitjantjatjara Council	PY Air
21/02/2007	Povey Stirk	Community Store Leases
21/02/2007	Povey Stirk	Cattle
22/02/2007	T Adamson	Thank You Re: Tamworth
27/02/2007	Centre Bus	Pipalyatjara to Amata Service
27/02/2007	DEWR	CDEP on the APY Lands
	J Thurtell	Review Update
<i>Out</i>	<i>To</i>	<i>Issue</i>
	DEH	Funding for LM Coordinator
	Planning SA	Funding for a Planning and Development Officer
	TAFE, APS, DPC	Mobile Mechanic for the APY Lands
	DPC	Psych Services on the APY Lands

11. Proposed Date of Next Executive Board Meeting
Due to Easter, the next meeting will be on Wednesday 2 May 2007 at Umuwa

NB – Items highlighted in Blue are in Executive Board Folders