

**Executive Meeting No. 8 of 2006/2007
4 June 2007 at Umuwa
Minutes**

Present:	Chairperson	Bernard Singer
	Amata	Owen Burton (proxy) (11:50)
	Anilayla	
	Indulkana	Max Kenny
	Kaltjiti	Murray George (11:45)
	Mimili	Tony Campbell (12:05)
	Murputja	Anton Baker
	Pukatja	Gary Lewis
	Kalka/Pipalyatjara	Sean Williamson
	Watarru	Charlie Anytjipalya (11:50)
	General Manager	Ken Newman
	Director	Rex Tjami
	Legal Officer	Nicola Thompson
	Povey Stirk	John Stirk

Observers: David Miller, Ronnie Brumby

The meeting commenced at 11:30 am.

1. Welcome

Bernard Singer welcomed everyone to the meeting and said we would be discussing housing with FaCSIA and invited Wayne Gibbons to talk to members.

New Business

Housing – FaCSIA – Wayne Gibbons, Meryl Zweck, Kelly Scott, Richard Trevena

Following a visit to Canberra by some APY Executive Board and members, **Wayne Gibbons**, Assistant Secretary FaCSIA, was invited to the Executive Board meeting today. Wayne Gibbons wanted to talk about how the money will be spent and the conditions for receiving the money.

Initially	\$18 M	Building new houses – approximately 60
	\$3.25 M	Repair/upgrade 45 existing houses @ \$75K per house
	\$3.4 M	Minor repairs to 225 houses @ \$15K per house (ie. Painting, broken switches, etc.)
		Develop 10 new blocks for housing

The Commonwealth believes this offer would leave the APY Lands well off.

The funds will come with conditions. Before the Federal Budget, the Government had a review of the CHP program and they found they had spent \$3.5 B on housing over the past decade and there are currently 100 less houses than when they started. The Commonwealth believes this is because people are destroying their houses and houses that cost \$300K to construct were only lasting about 8 years, compared to 40-50 years in mainstream Australia.

The Federal Government has decided to spend \$1.3 B on remote housing over 4 years from 1 July 2007.

In the past, some housing had been poorly constructed. Now the Government wants to build houses under 1-2 national contracts across the country. They also want to develop Indigenous Logistics company to transport and erect the houses. The first place will be in Darwin(\$20M to set up).

The Government wants to set up a program to take on the construction of the houses by having a skilled Indigenous workforce.

The Government wants to bring the average cost of a standard remote house from \$450K to \$350K. They can do this by using leverage, new technologies, new materials and easier to assemble than traditional methods.

Any new houses will either be public housing, managed through the State (OAH), or private for people to buy. (The Federal Government currently are selling 4 for homelands around Pt Keats, NT, based on people leasing them and paying them off over 15-17 years.) Anangu could own and have to maintain their own home.

On the APY Lands, the Government will build new houses for public housing, upgrade some existing ones, but subject to conditions.

Conditions

1. All houses are to be leased to the Government for management of public housing.
2. If Anangu want to own a house, the Government will build one for lease/purchase.

Changes Needed

1. *APY Land Rights Act* will need to be changes to enable leasing of blocks to individual people and Government for public housing.
2. Government wants to see leasing arrangements for small business to help establish businesses

The Government will not take away the land. They want leases for buildings for specific purposes. They also want the ability for non-Anangu to lease land as well.

The Government is looking for an agreement by the end of September 2007.

A handout was provided to Executive Board members to explain the Commonwealth offer.

From next year, 2007/2008, there will be more money in the budget and more for remote Australia.

In the past, the Federal Government contributed about \$1.1M per year for houses. Now this will be many times greater than previously.

Max Kenny asked why we need to change the APY LR Act if it is only for houses.

Wayne Gibbons said it is to protect the assets that the Government provides. He then gave examples how Tiwi, NT is working where they have leased the entire township to get money to invest. They have their own Land Council and about 1000 non-traditional people who have lived there since the missionary days. About 200 traditional owners have never been acknowledged in the past. They agreed to lease the town to the Government to run as a normal town. They were granted a 99 year lease for several million dollars to invest and were also provided a housing offer for the town.

The end result is non-traditional owners that live there can get a 99 year lease and either buy a house or lease a house better than they have now. Small businesses can come and set up to create an economy for the town such as normal small towns that might have a café, garage, shops, etc.

There is a risk that if there is not an agreement by the end of September 2007, the funds would go elsewhere.

John Stirk explained the short history of housing on the APY Lands that only commenced in 1970.

Wayne Gibbons says that Minister Brough is of the view that if people are in need of housing, then they should be subject to the same rules as apply anywhere. He wants to build lots of new houses and fix lots of existing houses.

Mr Brough does not want to treat Aboriginal people differently but give everyone in Australia the same entitlements. The Government will provide public assets on the land it owns or leases. It will not just give it away anymore.

There was extensive discussion by Executive Board members.

John Stirk summarized the matter:

1. The Commonwealth Government wants to give \$\$ for houses but requires changes
2. APY has to go back to its members with the details of the offer
3. SA Government needs to come back to APY with these details so we can discuss with our members
4. The Federal Government deadline in end of September 2007.

There was a lunch break from 2:05 pm – 2:40 pm

3. Restorative Justice – John Tregenza and James Armitage (Attorney General's Dep't SA)

John Tregenza gave a background of the project and James spoke about the types of programs/initiatives the Attorney General's Department can provide. They want to provide support to communities having restorative justice officers.

Funding is available for the study and the positions/salary for Anangu Restorative Justice Officers (2 positions across the Lands.) Bernard Singer said there should be three to fit in with accepted structure of Wiru Palyantjaku ie. West, Central and East. James said there may be additional funds to expand the project.

The Executive Board gave endorsement to speak with all Councils, Wiru Palyantjaku as well as senior Tjilpi/Pampa.

4. Canberra Trip

Bernard Singer spoke to Executive Board members who did not attend Canberra to explain their absence after receiving an advance for the trip. APY lost the airfares that had been booked because people did not cancel their travel plans appropriately. Following discussion, Max Kenny and Gary Lewis apologized to APY and their advance was being deducted from their Executive Board remuneration.

5. Warru Recovery Project – Thalie Partridge, Will Powrie, Rodney Edwards Land Management

Thalie provided a summary of activities to date and supplied members with photos. All recommendations for her report were approved by the Executive Board and are as follows:

a) Warru trapping

In May the Warru Recovery Team spent a week trapping Warru at New Well. 26 Warru were caught with 8 iti Warru. 6 Warru caught on this trip had been caught in 2005 or 2006. Vet's checked the health of the Warru and said that they were playful, but are still waiting on blood tests. This is wiru because it means that Warru are living and breeding well.

6 iti Waru (4 wadis and 2 kungkas) are now living at Monarto Zoo. Isaac Robertson helped to take iti Waru to the Zoo and was given a tour of the Waru pens and other zoo animals. Warru Minyma observed the trapping activities and were able to say goodbye to the iti Waru.

b) Warru trapping 2

To grow up enough Warru the zoo needs more iti. In August the Waru Recovery Team would like to come back and trap at New Well again. Trapping Warru at Kalka: same type of Warru but different family and the zoo would like to try and grow up more Kalka Warru.

The Executive Board approved a second round of Warru trapping at New Well and Warru trapping at Kalka and the translocation of Warru from Kalka to Monarto Zoo.

c) Warru PhD student, Laura Ryukys.

Thalie spoke about a student who would like to do her thesis in conjunction with our Land Management staff to find out why are Waru disappearing? What do they eat? How far do they move? As well as learn about Anangu knowledge of Warru. This information will help us to return Warru to the APY lands and keep them here.

The Executive Board approved Laura Ryukys to conduct her PhD in conjunction with LM staff and conditions

d) Warru Recovery Officer needed to help with work

There may be funds available for a Warru Recovery Officer. Will Powrie has been working to put together a Warru Ranger team. He leaves in July and we need to employ someone to help continue training the Warru Ranger team. Employing a Warru Recovery Officer will enable the training and employment of more Anangu Warru Rangers than currently possible. The General Manager explained that administration can work out contracts, etc. but the Executive Board need to approve a change to our approved positions.

The Executive Board approved APY employing a Warru Recovery Officer, with conditions (eg. contract length)

e) Threatened Species Network Grants (World Wildlife Fund)

Applications for this grant require approval from the land holder and a letter was approved by the Executive Board seeking funds for the following:

e.1) Buffel Grass

Employment of a contractor to conduct buffel grass spraying around New Well Warru colony. The Contractor will be required to train Anangu Land Management staff in weed control techniques. This training will include certification in chemical handling.

e.2) Waru chopper Survey

Aerial surveys of Musgrave ranges for more Warru colonies. Many areas have not been visited in recent years and the Alaka colony was found during a helicopter flight. Anangu Land Management staff will be given search training.

6. Anthropology Report – Tony Doulman

Tony Doulman provided a report for all Executive Board members and a summary is as follows:

a) Cattle

a.1 Watinuma Cattle PDL

Further interviews with Traditional Owners for the Watinuma PDL have been conducted in May. We are talking with Traditional Owners to resolve the issue of the southern area. Troy Coe presented further information about the progress of the Watinuma PDL.

Resolution

The APY Executive Board agrees to grant a pastoral development licence to the Hudson Lennon family in the Watinuma community.

Moved: Sean Williamson

Second: Gary Lewis

Carried: All

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a.2 Kenmore PDL

Further interviews with Traditional owners are planned for June to discuss the remaining Kenmore PDL. The APY anthropologist will present the outcomes of these consultations with Traditional Owners at the July Executive meeting.

b) Mineral Exploration

b.1 PepinNini ELA 117/96

At the request of the APY Executive, a meeting was held at Umuwa to discuss an objection to the approval of PepinNini ELA 117/96. The meeting decided that the APY staff anthropologist and the APY Mining Tenement Officer should accompany Traditional Owners on a trip to map a tjukurpa track to determine whether the track falls within or outside the ELA area, if the APY Executive gives permission for this. Traditional Owners understand that no funding is available for this trip. We ask that the Executive approve this trip and provide funding for fuel only. A report of the meeting is attached.

Resolution

The APY Executive Board approves a trip with the anthropologist and mining tenement officer to map a culturally significant track, and approves fuel for this trip.

Moved: Anton Baker

Second: Murray George

Carried: All

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b.2 PIRSA Mapping at Michael Hill

On the 29th May and 30th May a trip was organised with Traditional Owners and the APY Anthropologist to visit the Michael Hills for a PIRSA Mapping Project in Area 1 (southeast of Pipalyatjara). Over the two days we travelled through the area and Traditional Owners identified areas that will be excluded from the mapping project. Traditional Owners also requested that the APY Anthropologist take rock samples from three different sites and to ask PIRSA to analyse the samples for mineral content. The northern area excluded from the Michael Hills Mapping work is culturally significance. All Traditional Owners present agreed that that PIRSA could undertake the mapping project in the southern area of the Mapping Project for Area 1.

Resolution

The APY Executive Board approves the commencement of mapping works in Area 1 of the Michael Hills, subject to the conditions outlined in the Work Area Clearance certificate.

Moved: Murray George

Second: Sean Williamson

Carried: All

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c) AARD

APY anthropologists conducted Work Area Clearances for the Watinuma - Amata power line during 9-10 May 2007. Traditional Owners provided a clearance for these works, subject to the conditions outlined in the attached report and Work Area Clearance certificate. If the APY Executive approves the works, the route will be pegged and Traditional Owners will check the pegs before construction begins.

Resolution

The APY Executive Board approves the commencement of works associated with the Watinuma - Amata power line, subject to the conditions outlined in the Work Area Clearance certificate.

Moved: Max Kenny
Second: Tony Campbell
Carried: All

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d) AP Services

d.1 Desktop Clearances

APY anthropologists have provided cultural heritage clearances for the following proposed works:

Umuwa: Vehicle and utility shed - **Approved**

d.2 Sand pit at McCaul's Creek

APY anthropologists spoke with Adrian Lewis at Pukatja on 11/05/2007 about a work area clearance for a sand pit on McCaul's Creek on the Kenmore Road near McCaul's Bore. Mr Lewis said that the area was clear of culturally significant sites. We ask the Executive to approve this clearance and sign the attached Significant Cultural Sites Clearance Certificate.

Action: This matter was deferred to the next meeting to enable further consultation.

d.3 Pipalyatjara Proposed New Road Alignment

On 24th May the APY Anthropologist spoke with Leonard and Hector Burton regrading the Pipalyatjara Road Alignment. Leonard Burton had organised a trip with Traditional Owners to visit the proposed road works the previous week. Both Hector and Leonard Burton agreed that all the traditional Owners were in agreement that the road works should proceed.

Resolution

The APY Executive Board approves a work area clearance for the proposed Pipalyatjara New Road Alignment.

Moved: Murray George
Second: Anton Baker
Carried: All

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e) APY Land Management

e.1 Pet Meat Packing Facility at Double Tank

APY anthropologists spoke with Robert Stevens and Rupert Peters at Kaltjiti and Angkuna Stevens at Pututja Homeland on 14/05/2006 about a work area clearance for a pet meat packing facility at Double Tank (see attached map). These Traditional Owners said that the area was clear of culturally significant sites, but that they would also like APY Land Management to employ Anangu workers at the facility and pay the three Traditional Owners some money for the use of their land.

Resolution

The APY Executive Board approves the work area clearance of the pet meat packing facility near Double Tank.

Moved: Murray George
Second: Charlie Anytjipalya
Carried: All

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The APY Executive Board noted the comments in relation to APY Land Management employing Anangu at the pet meat packing facility and to work out a payment arrangement for Traditional Owners.

f) Telstra**f.1 Desktop Clearances**

APY anthropologists have provided cultural heritage clearances for the following Telstra works:

Pipalyatjara: Telstra PAN 37314
Indulkana: Telstra PAN 37542
Indulkana: Lot 333
Mimili: House 161
Kalka Telstra Install and replace joints Lot 163
Amata Telstra Install and replace joints Lot 18A and 18B

f.2 Telstra works at Ulkiya

APY anthropologists spoke with Raymond Taylor at Pukatja on 11/05/2007 about a work area clearance for a Telstra installation at Ulkiya homeland. Mr Taylor said that the area was clear of culturally significant sites. We ask the Executive to approve this clearance and sign the attached Significant Cultural Sites Clearance Certificate.

Action: This matter was deferred for further consultation.

g) Distribution Meetings

Anangu Pitjantjatjara Yankunytjatjara Anthropologists and the Anangu Pitjantjatjara Yankunytjatjara Mining Tenement Officer have scheduled three distribution meetings for June. These distribution meetings are for Rio Tinto (Pine Ridge) EL 2583 to be held on 27th June at Umuwa, PepinNini EL 3368 to be held on 21st June at Watarru and Acclaim EL 2777 to be held on 22nd June at Kalka.

7. Legal Report – Nicola Thompson**a) Powerlines**

We have signed the legal agreement between APY and the Minister for Aboriginal Affairs and Reconciliation for the powerlines from Mimili to Indulkana and Watinuma to Amata communities. It sets out the process for Executive Board approval for the completion of the powerlines which include that the placing of the power poles will be checked by the traditional owners and the APY anthropologist on three different occasions. It also provides that the location of the power poles will be marked using GPS, and detailed maps will be provided.

The work on the powerline from Mimili to Indulkana can now commence. The Watinuma to Amata stage will not be commenced until the APY anthropologist has completed the cultural clearances and obtained Executive approval.

b) Cattle

The Anthropologist has held a traditional owner consultation meeting regarding the Watinuma grazing licence application by the Hudson family, and has had further discussions with traditional owners as requested by some Executive members at the last meeting. The matter was deferred

until this Executive meeting to be reconsidered and a resolution has already been made earlier today.

c) Deed of Assumption

We received Deed of Assumptions from Mithrill Resources Limited relating to the following Exploration Licence Applications between Anangu Pitjantjatjara Yankunytjatjara (APY) and Delta Gold or Delta Gold Exploration:

- ELA 12/06
- ELA 13/06
- ELA 104/07
- ELA 105/07

Delta Gold and Delta Gold Exploration want to transfer their exploration licences to Mithrill Resources Ltd. They have to request permission from APY to do this as per the Exploration Deed.

However, the original deeds were signed in 2000 and 2001 and we have done a lot of work updating and improving the Deeds since then so we have asked Mithrill to enter into our new Deeds of Exploration for those ELA's which have been approved by traditional owners when Delta Gold & Delta Gold Exploration had the Exploration Licences.

Resolution

The APY Executive Board agrees to execute Deeds of Exploration for ELA 12/06, ELA 13/06, ELA 104/07 & ELA 105/07 between Anangu Pitjantjatjara Yankunytjatjara and Mithril Resources Pty Limited.

Moved: Murray George

Second: Max Kenny

Carried: All

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d) Mintabie

The Attorney Generals Department and Coober Pedy Police (see letter in your folders) have asked the Executive to consider requesting an order to exclude Mr Miso Govda from Mintabie. This is permitted under the Act. Mr Miso has been charged with possession of a controlled substance for the sale and possession of controlled substance (>2 kg of marijuana) near Marla. Mr Miso has previous convictions for selling marijuana, one of which was in October 2003 when he was convicted of 10 counts of supplying a controlled substance (marijuana) to people at Mintabie. Two of the people he sold marijuana to were Anangu. He was also convicted in June 2004 of being at Indulkana without a permit.

The order would contain the following wording:

"That the Executive supports an application being made to have Mr Miso Govda excluded from the Mintabie Precious Stones Field under section 27 of the Anangu Pitjantjatjara Yankunytjatjara Land Rights Act for acting in a manner prejudicial to the welfare of Anangu. The Executive is most concerned about the harm being done to individual Anangu and Anangu generally from the supply of marijuana to Anangu, particularly through Mintabie. The Executive has been made aware of Mr Govda's previous convictions for possession and sale of marijuana and also for being on APY lands without a permit.

The Executive authorises 2 of the Chairperson, the Deputy Chairperson, the Director and the General Manager to apply the APY seal to a document seeking a prohibition order against Mr Govda under section 27 of the Act.

The Executive authorises the above 4 people to also take other action to support police seeking bail conditions excluding Mr Govda from Mintabie in relation to recent charges and to work with the State government to ensure that Mr Govda is prevented from living at Mintabie or undertaking any activities on the Mintabie Precious Stones Field as soon as possible".

Resolution

The APY Executive Board supports an application being made to have Mr Miso Govda excluded from the Mintabie Precious Stones Field under Section 27 of the Anangu Pitjantjatjara Yankunytjatjara Land Rights Act for acting in a manner prejudicial to the welfare of Anangu.

Moved: Max Kenny

Second: Charlie Anytjipalya

Carried: All

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8. Correspondence In/Out

The General Manager went through selected correspondence that was received since the last meeting.

- a) Permit Application from Roger Menadue
- b) Emails from Minister Weatherill Re: Cheryl Davenport
- c) SAPOL advice on drug trafficker from Mintabie
- d) Letter from Minister Joe Hockey, DEWR
- e) Letter from Joslene Mazel Re: Mental Health Services on the APY Lands
- f) DPC – Re: Survey Points
- g) DPC – Re: Connection of Homelands to Powerline

9. Previous Minutes of Meeting No. 7 – 2 - 3 May 2007

The General Manager read through the Minutes of meeting No. 7 which was accepted without alteration.

Moved: Tony Campbell

Second: Anton Baker

Carried: All

Other Business**10. Regional Partnership Agreement – Richard Trevena, ICC and Mark Jackman**

Richard spoke about the Finke Desert Race SRAs that are currently out with communities for signature. He also talked about how Bob Smith and Mark Jackman have been discussing with communities the Sports League for the APY Lands, including junior Auskick and T-Ball. Following discussion, the Executive Board passed a resolution approving the first RPA for the APY Lands.

Resolution

That the Executive Board approves signing the Regional Partnership Agreement in relation to the Sports League for the APY Lands as a diversionary program.

Moved: Charlie Anytjipalya

Second: Tony Campbell

Carried: All

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11. Workshop with PIRSA, SACOME, etc.

Last meeting, the Executive Board had been asked to consider the letter from Minister Weatherill about participating in a workshop to develop a strategic plan for exploration and mining on the APY Lands.

Action: GM to write to Minister asking for workshop to held on the APY Lands and as well as the Executive Board, to involve the senior Law and Culture Committee members and Central Land Council people from the Northern Territory.

12. Visit to the APY Lands by Premier Mike Rann

The General Manager advised the Premier will be visiting Amata and Umuwa on Saturday 23 June 2007 to open the pool at Amata as well as the Powerhouse at Umuwa. There will be a community BBQ on Saturday evening and all members are welcome to attend.

13. Visit to the APY Lands by Federal Health Minister Tony Abbott

The General Manager advised that Tony Abbott is planning on visiting the APY Lands 25-27 June 2007 but could give no details of his itinerary.

14. Date of Next Executive Board Meeting

The next Executive Board meeting will be held Tuesday – Wednesday 3-4 July 2007 with the first day being for Governance training for all Executive Board members.

The meeting closed at 6:50 pm with a prayer by Murray George.

Minutes by Ken Newman

**Executive Meeting No. 7 of 2006/2007
4 June 2007 - Umuwa
Agenda**

Visitors

Wayne Gibbons, Greg Roche, Meryl Zweck, Kelly Scott, Richard Trevena – FaCSIA
John Tregenza, James Armitage – Attorney General's Department Canberra

1. Welcome

New Business

2. [Housing for the APY Lands - FaCSIA](#)
3. [Restorative Justice – John Tregenza, James Armitage](#)
4. [Waru Recovery Project – Land Management](#)

Business Arising from the Minutes

5. [Previous Minutes of Meeting No. 7 – 2-3 May 2007](#)
6. Correspondence In/Out
 - [Permit Application from Roger Menadue](#)
 - [Emails from Jay Weatherill office re: Davenport climbing Mt Woodroffe](#)
 - [SAPOL advice on Miso Govda, drug trafficker from Mintabie](#)
 - [Letter from Minister Joe Hockey, DEWR – Re: Consultations](#)
 - [Letter from Joslene Mazel Re: Mental Health Services on the APY Lands](#)
 - [DPC Re: Survey Points in Communities](#)
 - [DPC Re: Connection to Irintata from Powerline](#)

Other Business

7. [Anthropology Report](#)
8. [Legal Report](#)
9. Date of Next Executive Board Meeting
The next meeting is scheduled for Tuesday-Wednesday 3-4 July 2007.

[NB – Items highlighted in Blue have briefings supplied for Executive Board](#)