

**Executive Board Meeting No. 5 of 2007/2008
9 November 2007 at Watarru**

Present:	Chairperson	Bernard Singer
	Anilayla	Kawaki Thompson (by telephone link from Mutitjulu)
	Mimili	Tony Campbell
	Murputja	Anton Baker
	Kalka/Pipalyatjara	Sean Williamson
	Watarru	Charlie Anytjipalya

Apologies	Amata	proxy Charlie Anytjipalya
	Indulkana	proxy Charlie Anytjipalya
	Kaltjiti	proxy Anton Baker
	Pukatja	proxy Charlie Anytjipalya

General Manager	Ken Newman
Director	Rex Tjami
Legal Officer	Peter Huntington

The meeting commenced at 2:30 pm. The General Manager advised of the proxies in place for this meeting.

Resolutions

Nganampa Mental Health Housing at Umuwa – approved

Moved: Sean Williamson
Second: Anton Baker
Carried: All

Ernabella School classrooms and hall – approved

Moved: Kawaki Thompson
Second: Charlie Anytjipalya
Carried: All

2006/2007 Annual Report – accepted

Moved: Tony Campbell
Second: Anton Baker
Carried: All

2006/2007 Audit Report – accepted

Moved: Kawaki Thompson
Second: Sean Williamson
Carried: All

Mintabie Lease Extension – No and request update of fees payment

Moved: Sean Williamson
Second: Anton Baker
Carried: All

5 Year Lease for Pipalyatjara Community for vacant house and Watarru Community for house occupied by MSO – approved

Moved: Kawaki Thompson
Second: Charlie Anytjipalya
Carried: All

LITTLE CHILDREN ARE SACRED UPDATE: NT**Resolution**

That the APY Legal department continue to monitor developments in the NT High Court case and report further to the next executive meeting.

Moved: Tony Campbell
Second: Sean Williamson
Carried: All

REVIEW OF 2005 AMENDMENTS TO APY LAND RIGHTS ACT**Resolution**

That the APY Legal Office make a submission on behalf of APY for the removal or amendment of, inter alia, Section 6(8) of the APY Land Rights Act and such other sections introduced by the 2005 amendments as are deemed appropriate.

Moved: Anton Baker
Second: Charlie Anytjipalya
Carried: All

MUNICIPAL SERVICES REPORT**Resolution**

That APY administration seek funding directly for Municipal and other services and make all necessary enquiries and preparations (including expressions of interest from prospective MSO's) and to report to the next Executive Board meeting.

Moved: Sean Williamson
Second: Anton Baker
Carried: All

Resolution

That APY issue a request under State or Federal Freedom of Information Laws to obtain a copy of the MUNS review and/or documents relating to direct or indirect funding of activities on the APY Lands.

Moved: Tony Campbell
Second: Charlie Anytjipalya
Carried: All

Resolution

That APY place no cost advertisements in armed forces news papers to seek preliminary expressions of interest in MSO work on the Lands.

Moved: Sean Williamson
Second: Kawaki Thompson
Carried: All

REQUESTS FOR LEASES

Resolution

That administration;

- a) *Seek further information from the proposed lessees as to the nature and extent of their businesses, how Anangu will benefit and personal information such as up to date police checks and financial information in relation to the existing or proposed businesses,*
- b) *Ascertain the attitude and wishes of communities to their leases which are sought.*
- c) *Develop an application form/process and a policy for charging application and documentation fees,*
- d) *Implement forthwith a policy requiring non crown entities(the expression “crown entities” does not include contractors to the crown) operating on or from the lands being required to (whether they apply or not) to have licences to operate on or from the lands and leases to occupy premises on the lands and incorporate as an Aboriginal Corporation under the CATSI Act to ensure transparency and(in the case of commercial business including commercial contractors from the crown) provide a degree of Aboriginal participation in equity and /management acceptable to APY..*
- e) *seek State approval for by laws as necessary or desirable to implement such policy.*

Moved: Sean Williamson

Second: Kawaki Thompson

Carried: All

CHILDREN ON THE APY LANDS (The Mulligan Commission)

Resolution

That the APY Legal Officer make a submission to the Mulligan enquiry dealing with;

- (a) *Strengthening communities in a manner consistent with these resolutions promoting transparency and so as to minimise corruption,*
- (b) *Pointing out difficulties with funding of activities through the Lands through numerous bodies, NRM problems, dysfunctional contractors problems and the like,*
- (b) *Pointing out positive matters such as progress since governance changes, housing reform, governing committee intervention and APS problems etc*
- (c) *Arguing for the retention of Aboriginal control and Management on the Lands through the umbrella of APY as opposed to NT style intervention.*

Moved: Kawaki Thompson

Second: Charlie Anytjipalya

Carried: All

Resolution

That there be (subject to funding) a meeting of community leaders and MSO's in Umuwa as soon as practicable to discuss ways to strengthen communities.

Moved: Kawaki Thompson

Second: Charlie Anytjipalya

Carried: All

Resolution

That APY Administration arrange (subject to funding) a workshop by The Registrar of Aboriginal Corporations at Umuwa about the new CATSI Act and model rules and about how to incorporate under the new Act.

Moved: Anton Baker

Second: Sean Williamson

Carried: All

HOUSING**Resolution**

The Executive Board approves the Memorandum of Understanding regarding housing and authorises the affixing of the Common Seal to the Memorandum in a form finalised by administration.

Moved: Sean Williamson
Second: Kawaki Thompson
Carried: All

CAMEL VENTURE**Resolution**

That APY enter into the camel venture Heads of Agreement as finalised by administration and that the Common Seal be affixed to that agreement.

Moved: Sean Williamson
Second: Anton Baker
Carried: All

PITJANTJATJARA COUNCIL AGM 31 OCTOBER 2007**Resolution**

That;

- (a) APY legal officer follow up to arrange any file collection and Unit holder meeting in Umuwa;*
- (b) APY attend the meeting of unit holders and vote for a change of trustee and for the replacement of the Solicitor acting for the trust, Fittock with John Stirk of Povey Stirk; and,*
- (c) That APY accept proxies if desired by communities and consistent with (b) above.*

Moved: Tony Campbell
Second: Anton Baker
Carried: All

PUKATJA MEETING**Resolution**

That the Pukatja Community Council be asked to advise forthwith;

- a) The names and addresses of the two non-Anangu present on the stage during the 23 October meeting,*
- b) The purpose of the presence of these persons*
- c) What steps were taken by Council to ensure that each of these persons had permits or to obtain permits which would have authorised non-Anangu taking a key role in an important community meeting?*

Moved: Anton Baker
Second: Kawaki Thompson
Carried: All

AP SERVICES

Resolution

That pursuant to Section 12D of the APY Land Rights Act 1981 any member of the Executive Board who claims to have been elected to the Governing Committee of AP Services on 2 November 2007 divest himself of his role as member of the Governing Committee of AP Services by resigning such office within 7 days from the date of this resolution or show cause why he should not be removed from this Executive Board for conflict of interest by letter signed by him delivered to the Director of Administration within 21 days from this resolution.

Moved: Sean Williamson
Second: Kawaki Thompson
Carried: All

STRATEGIC AND DEVELOPMENT PLANS

Resolution

That APY administration have authority to pursue (without making any commitment) strategic and development plans and matters for report back to the Executive Board at a future time.

Moved: Charlie Anytjipalya
Second: Sean Williamson
Carried: All

Business Arising from the Minutes

13. Previous Minutes of Meeting No. 4 of 2007/2008 – 10 October 2007

The previous minutes of 10 October 2007 were accepted without alteration.

Moved: Sean Williamson
Second: Charlie Anytjipalya
Carried: All

14. Permit Matters

This matter was discussed by the Legal Officer in relation to reviewing applicable fees which have been the same for a few years and taking into account commercial activities on the Lands.

Resolution

That APY review permit conditions and fees and put in place such reviewed conditions and fees (particularly for commercial businesses) including crown contractors as are deemed appropriate.

Moved: Charlie Anytjipalya
Second: Tony Campbell
Carried: All

14. Date of Next Executive Board Meeting

The last scheduled meeting for 2007 will be 2 days on Tuesday 11 and Wednesday 12 December 2007 at Umuwa.

The meeting ended at 3:30 pm with a prayer by Sean Williamson.

Minutes by Ken Newman

**Executive Meeting No. 5 of 2007/2008
8 November 2007 – Watarru
Agenda**

Visitors

John Tregenza – Mai Wiru and Restorative Justice

1. Welcome

New Business

2. Restorative Justice update – John Tregenza

3. Mai Wiru update – John Tregenza

Other Business

4. Planning and Development – Meg Bartholomew

5. Community Development – CDO Officer Report

6. Land Management – Rodney Edwards

7. Legal Report – Peter Huntington
a. Housing MOU with OAH

8. Anthropology – Dr T Doulman

9. 2006/07 Annual Report

10. 2006/07 Audit Report

Business Arising from the Minutes

11. Pukatja Constitution and Letter to C Brown

12. Previous Minutes of Meeting No. 4 of 2007/2008 – 10 October 2007

13. Correspondence In/Out

14. Date of Next Executive Board Meeting

NB – Items highlighted in Blue have briefings supplied for Executive Board