



Anangu Pitjantjatjara Yankunytjatjara

EXECUTIVE BOARD MEETING

Thursday 31 August 2021
MINUTES

Start time: 10.35 am

PRESENT

Location – Umuwa Trade Training Centre - Bernard Singer (BS), Marita Baker (MB), Owen Burton (OB), Willy Pompey (WP), Makinti Minutjukur (MM), Tony Paddy (TP), Trevor Adamson (TA), Murray George (MG), Rex Tjami (RT), Richard King (RKG), Tania King (TK), Anita Nyathi (AN), Mavis Welsh (MW) (minutes)

On phone: Julieanne Campbell (JC), Nyunmuti Burton (NB), Yangi Yangi Fox (YF), Anton Baker (AB), Rita Rolley (RR), Ruth Morley (RM)

Observers: Craig Macauley, Catherine Maczkowiack, DPC AAR

RK welcomed all to the meeting.

1. Election of Chair and Vice Chairperson

RK suggested that Executive Board members need to decide who is to oversee the election of the Chairman and Vice-Chairman.

Discussion of this matter.

RESOLUTION

The APY Executive Board agreed to an independent person, not Craig Macauley, to oversee the Chairman and Vice-Chairman election.

Moved T Adamson Seconded M George All in favour.

TA said that all Executive Board members should be at the meeting, not to vote on the phone. BS spoke in language about people voting on the phone. Sometimes the reality is that people cannot get to meetings.

RK said Executive Board can take on board what TA has said but asked how people think about phone voting.

MM – palya.

BS – there are people trying to get young people out of Pt Augusta prison and back on the lands.

RM answered TA question. It is in the Constitution to say it is OK for Executive Board members to vote on phone.

TA – should have all members present.

RM said I have answered that Executive Board members can participate by telephone or video.

TA – is it in code of conduct...

RM – as I told you yesterday it is acceptable for people to vote on phone or video.

MG – want to vote for ourselves all round the table.

OB – we have a quorum here – Ruth as lawyer can you let me know.
OB said we have been using phone and video link for many past meetings.
RKg took a show of hands to accept phone members ok to attend meeting.

Executive Board members agreed that Nigel Plaskett – from Trade Centre oversee the election as an independent person.

RKg spoke about the Code of Conduct and asked RM to go through it.
RKg said it is important rules for the Executive Board and explained how the Executive Board can remove a member with $\frac{2}{3}$ vote if a member is not doing or behaving right way.

TA spoke in language about the Code of Conduct and Anangu right – no rights to remove members because members elected by community.

RM said what TA said it is wrong – if people breach the Code of Conduct the Executive Board has the right to remove a member.....
RKg pointed out the wording in the Act

RM said to TA that he should understand the meaning of a Code of Conduct as he is a member of Uluru/Kata Tjuta Board of Joint Management.
TA said palya.

RKg said the LRA is 100 pages and the constitution is taken from the Act.
BS translated in language. All Women's Council and others have constitution and Code of Conduct. Need to abide by the Act.
RKg showed in LRA 12F talks about Code of conduct.
BS said we can't go out alone – have learned through going through these things – it took me a while to understand.

TA spoke in language about Uluru/Kata Tjuta Board and continued in language.
MB asked questions in language and BS translated for her. She came on to the Board as no one else wanted to do it. She feels upset as people come in and don't work for the community.

BS said the community rang him up and asked him to stay on Executive Board as a member.

RM said that on the screen you have the Code of Conduct – it is important to present Executive Board members to a high standard and this is for staff as well – need to follow policies.

BS suggested it be interpreted for members.
RM said the first one is anti-discrimination and bullying.
RKg displayed on the screen.

RKg said all APY staff follows the Code of Conduct and it is up to the GM to manage staff

BS – times that debate goes on – that's normal – spoke in language – want community councils to have constitution and understand Code of Conduct.
MM sometimes confused – spoke in language – workshops and training – need to understand the picture.
OB in language – need to see if good people or bad people – police check.
RT translated – OB is talking about election and all had to be checked to stand for election.

BS spoke about Governance Workshop – Executive Board members need to sign agreement. Workshops will be in October with ORIC.

MG spoke in language – I'm Anangu working on white man's law – don't want to fight, have to make a plan.

BS in language – Code of Conduct in LRA – if we do workshop then maybe leave until someone comes in to give clear vision.

TK said the training is set for October 19 with ORIC facilitating.

RKg said we have a big agenda today – need to do elections.

He confirmed members on phone and confirmed members in the room.

He then explained the process to vote on phone. He counted out 13 marbles, one for each member.

Nigel Plaskett entered the room.

RKg said the first vote will be for chairperson – need good leader for the future.

As there is no female member for Indulkana RM quoted from the Act regarding a supplementary election. If unsuccessful then the Executive Board can choose someone and then ask for the approval of the Minister.

RKg gave Nigel 4 marbles for the votes of those 4 members on the phone.

He then distributed the 9 remaining marbles to members present.

He called for nominations to the chairperson. RM said that members can self nominate.

M George nominated T Adamson – T Adamson accepted nomination.

A Baker nominated B Singer – B Singer accepted nomination.

M Minutjukur nominated O Burton – O Burton accepted nomination.

No further nominations.

RKg then showed 3 containers which had the name of each nominee on and each member will place their marble in the container of the person they wish to vote for.

All those present left the room and the only person left in the room was Nigel Plaskett who was to take the vote of those on phone.

Each Executive Board member entered the room and made their vote.

12.40pm

Following the voting all people returned to the room and witnessed the counting of the votes. Each container of marbles was handed to Nigel Plaskett.

Results of voting – O Burton – 4 votes.

B Singer – 6 votes.

T Adamson – 3 votes.

Amended Confirmation Resolution:

The APY Executive Board confirm the results of the Chairperson election for the term of the current Boards election cycle and appoint Mr Bernard Singer as the Chairperson of the APY Executive Board.

Moved: Mr O Burton **Seconded :** Ms Makinti Minutjukur **All in Favour**

Result of the vote was that Mr Bernard Singer elected chairperson of the Executive Board. All present congratulated Mr Singer.

RKg then called for nominations to Vice-Chairperson and explained that the same process would be followed.

RM explained briefly what the Vice-Chairperson does. Basically to act if Chairperson is not able to attend Executive Board meetings.

12.45pm Election of Vice Chairperson.

RKg called for nominations to the Vice-Chairperson.

M Baker nominated O Burton – O Burton accepted nomination.

B Singer nominated W Pompey – W Pompey accepted nomination.

The Adamson nominated M George – M George accepted nomination.

No further nominations.

1.05pm all returned to the room after each Executive Board member had voted.

Results of voting – M George – 3 votes.
W Pompey – 3 votes.
O Burton – 7 votes.

Result of the vote was Owen Burton elected Vice Chairperson of the Executive Board. All present congratulated O Burton.

Amended Confirmation Resolution:

The APY Executive Board confirm the results of the Deputy Chairperson election for the term of the current Boards election cycle and appoint Mr Owen Burton as the Deputy Chairperson of the APY Executive Board.

Moved: Mr Anton Baker **Seconded :** Mrs Marita Baker **All in Favour:**

RKg asked OB to speak to the Board.

OB said some time ago I was chairperson for a long time with TA as deputy chair. I am happy now I'm deputy chair. I come and go to Adelaide as my wife is sick in Adelaide. I'm happy to be deputy chair. Thank you.

RKg thanked Nigel Plaskett and everyone for attending.

Nigel Plaskett left the meeting.

OB spoke to Craig Macauley and said BS has been interpreting when we talk in language and asked CM if we could get an independent person to translate for us in Pitjantjatjara.

CM said that if you want an interpreter for each meeting, this would come out of your budget.

RKg said it is for the Executive Board to say if they want interpreter which would need to be funded from the budget, but must be independent.

1.05 pm BREAK FOR LUNCH.

2.30 pm MEETING RESUMED – MB, RR, OB, TP, BS, MM, MG, JC, YYF, NB, WP, TA

2. Confirm Minutes of Previous Meetings – 20th July and 14th July 2021

2.1 Minutes of Special Executive Board Meeting of 20 July 2021.

TK displayed the minutes on the screen and read out the resolutions – all relevant to SA Closure.

RESOLUTION

The APY Executive Board agree that the minutes of the Special Executive Board Meeting of 20 July are an accurate record of that meeting and agree for the GM to publish the minutes on line.

Moved B Singer Seconded W Pompey All agreed.

2.2 Minutes of Executive Board Meeting of 14 July 2021.

RESOLUTION

The APY Executive Board agree that the minutes of the Executive Board Meeting of 14 July are an accurate record of that meeting and approve them for publication on line.

Moved B Singer Seconded W Pompey All agreed.

OB asked about funding from Craig Macauley.

CM said that is the only money there is.

BS spoke in language about lease money for many activities. He explained that the Executive Board as been working on getting everyone onto leases on the lands with APY and then APY can give some of that money to community councils for their own things.

MM asked about leasing for stores, and that she said community council don't run the stores, the store has its own committee. The community Council does not know what is going on with the store

RM spoke to MM concerns – APYLRA can make rule that community stores can only be run with approval from community Council.

OB spoke about ORIC money – in language about Fregon store – talk about ORIC money.

BS said Mai Wiru have to pay to have store on the land.

TA spoke in language about leases/Mai Wiru – we should be able to use money for our community rather than fight over money for sorry business.

BS said that what RM said will go to community Council.

MM people come and do translations. People in Darwin put person in house, but we should choose person to stay in house – Darwin people argued with person in house – little bit of problem. Home belongs to Anangu. We were fighting about who owns house.

RKg said leasing will stop anything like this. This building belongs to Anangu.

MG said people make small money from leasing. Small business for Lore and Culture when funding back to community.

Ask CM to think about it. Can't live from small money from business – want to make fair country.

TA – government don't want to give money as they think we are always gambling, trying to kill each other – Anangu is living in poverty. Government took all from community – not helping us.

BS we are getting change – leases will cost money.

TA asked how and who will get rent money?

BS we can set up programs in community.

TA we are saying thing but it is not going to happen – 6 months – 1 year.

MG will go to Mai Wiru meeting and will ask for money.

3. Correspondence

3.1 Correspondence in

(a) Letter to APY Chairperson from Dr Skye Krichauff, Research Fellow and Project Manager, University of Adelaide dated 16 August, 2021.

(b) Letter from SA Premier congratulating APY Executive Board on the successful completion of Board elections.

(c) Letter from Electoral Commission about a supplementary election for a female Executive Board member from Iwantja.

Travel restrictions into the Anangu Pitjantjatjara Yankunytjatjara (APY) Lands, the Maralinga Tjarutja (MT) Lands, Yalata community and other remote Aboriginal communities may remain in place outside of SA Government health and/or emergency directives.

BS spoke of the Maralinga Tjarutja lock down advice.

BS spoke of the best thing to get Covid jab.

5. **Money Story** – (to be discussed on day 2)

6. **Permits** (to be discussed on day 2)

7. **Anthropology updated** - (to be discussed on day 2)

8. **Pastoral update** – (to be discussed on day 2)

9. **Work Health and Safety** (to be discussed on day 2)

10. **NIAA update** – James Armitage (JA) of National Indigenous Australian Agency, joined the meeting on line.

JA gave update of Army Aboriginal Community Assistance Program (AACAP) which is a joint initiative between the Department of Defence and the National Indigenous Australians Agency. AACAP is a long-standing community development program and has previously delivered training, health effects and infrastructure works in both Pukatja and Fregon.

AACAP is looking to do another project in 2023 in Amata. They are looking at plan to improve infrastructure and health.

There will be good economic opportunities for the community, with approximately 120 Army personnel in the community for 3-4 months.

They are looking to meet with APY communities to discuss plans for 2023.

JA said they have written to APY and community councils about this and will continue to work with APY in providing updates to the APY Board to work through development applications and anthropological approvals required as well as acknowledging APY being an important stakeholder in the program.

He asked if there were any questions.

TA translated.

MM spoke in language – translated by TA who said MM wanted to ask about army coming on to the Lands and have been helping fix houses – what community wants.

JA - Yes – discussions have taken place with community – in consultation – Amata is the choice for 2023 selected by the army.

CM said that Yalata had AACAP in 2018 and Fregon in 2013.

JA – yes look forward to taking forward. Have funding for the Waru project. Looking to protect Waru and progressing that project.

TA translated.

MG said he would be happy to have work in his community.

JA update on Pukatja pool and youth centre – some delays due to Covid to access site.

RASAC who are managing have commissioned FUSTCO to construct the buildings. RASAC also had discussions to have contractor on site in January for completed in June 2022.

JA further said that pending what happens with Covid, maybe a small event in Pukatja to advise what's happening – maybe in October.

OB spoke about meeting with you and army people to study Pitjantjatjara.

JA said they are talking about cultural awareness and are doing work with Irriri to do course for army.

JA said 120 army personnel for 4 months. Will have own accommodation outside the community. They will have own dentists and vets and work with children when on Pukatja.

There may be economic opportunities for coffee, tours etc and personnel will be spending money and maybe opportunities in other parts of the Lands.

BS back to Pukatja Youth Centre – no job opportunities for Anangu people to do work – want to get young people involved. They would feel proud to have put up the building.

OB asked from Amata community are army going to make camp.

JA said there will be conversations with community Councils and Traditional owners.

He said that regarding BS comment – there will be a quota of Anangu jobs – that is put in the contract – quota of Anangu jobs.

RKg suggested that maybe camp ground set up by army could be used as tourist camp later.

JA acknowledged there may be some opportunity for the army to leave some infrastructure.

BS said Many Rivers not keen.

JA said NIAA are pressuring Many Rivers to work on APY Lands.

Support from APY would be welcome.

BS – need to respond to letter.

JA asked that APY Executive supports and welcomes the 2023 AACAP.

BS said will discuss with GM.

4.15pm Thanked JA for attending meeting.

RESOLUTION

The APY Executive Board agree that the GM and Director write to 'Many Rivers' to encourage them to come and continue to work on APY Lands to help Anangu to develop their own business.

Moved T Paddy Seconded O Burton All agreed.

4.20 pm TA & MG left meeting.

11. **DPTI update** - Paul Taylor (PT) – Project Manager APY Lands Main Access Road Upgrade Project.

RKg said PT was here to talk about the main roads. Displayed aerial photos and maps on the screen.

PT gave update and spoke to the presentation slides presented on the screen. Works are progressing well.

- **Double Tank to Mimili:**
- **Sealing works:** surfacing of the Fregon Access Road and Airstrip Access Road, Mimili Access Road and Airstrip Access Road and 91 water crossings and floodways between Double Tank and Indulkana. Will work with Anthropology to see if there are any sensitive sites.
- **Anangu Employment:** Total of 113,884 hours undertaken by Anangu on the project which equates to 33% of all construction hours. The celebration of over 100,000 hours of local Anangu employment in Umuwa on 14th July was postponed due to COVID-19 concerns. New date to be decided by Board.
- **Maintenance Grading & Minor Works Program:**
 - *Grading works;* Grading crew is working on the Pipalyatjara to Watarru road; The section between Umuwa and Double Tank will be graded to improve driving conditions.
 - *Amata – Umuwa Road:* 16km of pavement rehabilitation works on the Amata – Umuwa Road will be completed in September. Additional rubble is being crushed and stockpiled in Amata Pit 51 for future roadworks.
 - *Western Sensitive Area:* Opportunities to fund the 24km rehabilitation project are still being investigated as part of a broader food security package of works to include flood repair works in Pipalyatjara and Kalka. Roadworks likely to occur over two financial years (2021/22 and 2022/23).

PT will be seeking more money for sealing works.

BS translated.

PT then asked for priorities from the Executive Board.

RESOLUTION

The APY Executive Board discussed priorities for Umuwa road and agree that the priority for sealing is the Umuwa to Kaltjiti road.

Moved M Minutjukur Seconded O Burton All agreed.

PT said this will come back to Executive Board. He thanked Executive Board for extending the time for him.

Need to discuss sensitive area. He asked if it is ok for all today.

BS interpreted.

It is ok for all to stay.

PT said he wants to improve road works for food security Pipalyatjara and Kalka. It will cost \$4-5 mil. Some boggy areas really need fixing. This will be spread over 2 financial years. 2021-22 and 2022-23.

He spoke about flood repairs on Pipalyatjara and Kalka flood repairs. Want to fix this by the end of next year.

PT said he showed 113884 hours worked by Anangu and he wanted to celebrate mid-July, but this did not happen due to Covid. This has been postponed to April next year.

4.45 pm BS thanked PT for his presentation.

4.50pm

12. Pepinnini Update – Rebecca Holland (RH) and Stephen Cooper (Supreme Court) on phone.

Wanted to discuss NiCul (Tjalukana Site)

RH tried to display presentation to Executive Board.

RM asked why RH is making presentation to the Executive Board.

RH said she wanted to take the opportunity same as previous, but to say we are still interested and to introduce Stephen Cooper who is the Exploration Manager. She explained they have two main area of exploration at present.

One is on the Eyre Peninsula mining for Kaolin. Still working through exploration deed.

All the process ahead after community consultation.

Charmaine Jones (CJ) of CLHU explained a meeting was planned and then the borders closed so it was cancelled. Hoping for meeting with Rebecca and Megan and Ruth and Anthropology.

RH spoke to more slides.

SC spoke about recording the rock samples which are sent for examination for minerals.

RH explained about the camp and accommodation. She also advised that Pepinnini are willing to sponsor festival to April 2022.

RKg thanked RH on behalf of the Executive Board for the donation.

RKg gave update on APY vaccinations.

RH thanked Executive Board for the opportunity to present to them. She also explained the need for kaolin and its uses.

RH thanked CJ for her contribution.

5.15 pm Chairperson thanked RH for presentation.

Meeting closed at 5.15 pm