



MS 9024

Papers of Phillip Toyne

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Scope and Content Note

Papers 1967 - 1994
8.54m (61 boxes) + 1 folio box
Partly restricted.

Most of the collection is available for access, with the following exceptions:

- Series 11, folders 72, 78, 80 and 81 and Series 13, folders 2 and 9 are restricted.
- Series 12, folders 4-10 are closed until 2023.

This collection was donated by Toyne in four instalments, on 20-21 October 1994, 3 November 1994 and 29 January 1997. It contains a wide variety of materials, including diaries and notebooks, working and reference files, photographs, slides, tape and video recordings.

The collection consists broadly of three main parts, reflecting three phases of Toyne's work from 1979 - 1994.

The first part contains diaries, notebooks and working files from Toyne's years in Central Australia, principally from the years 1979-86. There is a strong emphasis on land rights issues, beginning with the *Pitjantjatjara Land Rights Act 1981*, concerning which Toyne co-authored the book, *Growing up the country - the Pitjantjatjara struggle for their land* (1984). There is also a substantial amount of material on the Ayers Rock /Uluru title transfer in 1985, the management of Uluru National Park and the defamation action against Paul Everingham which lasted from 1985-94. The material in this first part is supplemented by further collections of photographs, slides and video recordings.

The second part of the collection consists primarily of research files and a small number of working files from Toyne's years as Director of the Australian Conservation Foundation (1986-92). These formed the basis of his postgraduate environmental law course, taught at the

Series 11 and 12 have been kept in their original order. Series 6 was originally in alphabetical order for approximately half of the files, and this order was adopted for arranging the second half of the series. In the smaller series the original order has often been kept in part, with the addition of closely related material which was dispersed throughout the collection. Series 14 (photographic materials) was completely reorganised.

Biographical Note

Phillip Toyne was born in Melbourne in 1947 and educated at the University High School, matriculating in 1964. He completed a Bachelor of Law at the University of Melbourne in 1970 and a Diploma of Education at La Trobe University in 1972. As detailed below, in 1973-1986 he worked in Central Australia, mainly representing Aboriginal people on a wide range of legal matters, particularly in the area of land rights. In October 1986 he was appointed Director of the Australian Conservation Foundation and continued in that position till 1992. In 1993-94 he took up a position as Visiting Fellow at the Centre for Environmental Law and Policy, ANU. In late 1994 he was appointed Executive Director of the Environmental Strategies Directorate in the Department of the Environment.

- 1973-74 **Teacher in one-teacher Aboriginal school at Haasts Bluff**, 250km west of Alice Springs.
- 1975 Completed articles with J.Zigouras & Co., Melbourne
- 1975-78 **Solicitor for the Central Australian Aboriginal Legal Aid Service** (CAALAS), Alice Springs, mainly doing criminal defence work.
- 1976 Began attending meetings of Pitjantjatjara Council giving legal and political advice on negotiations for land rights with the Dunstan Government in South Australia. Principal negotiator with that government on the Pitjantjatjara Land Rights Act. Unsuccessful meetings with the Court Government over similar legislation in Western Australia.
- 1977
(November) - Seconded to the Central Land Council as junior counsel in the Warlpiri-Gurintji Land Claim involving conservation issues relating to Tanami
1978 (May) Wildlife Sanctuary.
- 1979-82 **Lawyer to the Pitjantjatjara Council.** Appeared as counsel in the Ayers Rock land claim.
- 1980 Completed negotiations leading to the *Pitjantjatjara Land Rights Act 1981* being passed in South Australia. Extensive dealings with conservation groups in South Australia over Aboriginal ownership claims to the unnamed conservation park, and resisting changes to the Pastoral Act to provide freehold titles to cattle stations in the far north.
- 1982
 - Lobbied the Fraser Government for the direct grant of title to traditional owners of Ayers Rock.
 - Principal adviser to Ngaanyatjarra Council in seeking support from the Western Australian Government for land title legislation for Central Reserves in that state.
 - Negotiation of the first social and environmental impact agreement with the Shell company over the petroleum exploration program in the Gibson Desert area, Western Australia.
- 1982-86 **Solicitor and barrister, Alice Springs** established private practice (November 1982) working mainly for Aboriginal groups on land related

- 1984
- Negotiated with the Federal Government Royal Commission into British Atomic weapons tests on Pitjantjatjara lands, Maralinga.
 - Principal negotiator for traditional owners on legislation for the transfer of Uluru National Park.
 - Appointed to the Federal Government's Lawyers Advisory Panel on National Land Rights legislation.
 - Co-author of the book *Growing up the country - the Pitjantjatjara struggle for their land* published by McPhee Gribble /Penguin.
- 1985
- Completed negotiations on Ayers Rock title transfer and lease-back arrangements.
 - Negotiated funding for traditional owners, Uluru, to produce film on Aboriginal significance of Uluru.
 - Jointly negotiated a Pitjantjatjara /Amoco joint venture to explore for oil on Pitjantjatjara Lands, with extensive social and environmental monitoring and protection provisions.
 - Elected to membership of the Australian Institute of Aboriginal Studies.
- 1986
- Retained to liaise with Amoco on oil exploration program, teaching cultural orientation courses to oil workers.
 - Legal adviser to the Uluru Board of Management.
 - Co-author of the Uluru National Park plan of management.
- 1986-1992 **Director of the Australian Conservation Foundation.**
- 1988 Appointed a member of the National Task Force on Land Degradation.
- 1989 Appointed a member of the National Population Council.
- 1990
- Appointed a member of the Primary Industries and Energy Research Council
 - Appointed a member of the Genetic Manipulation Advisory Committee
 - Member of the Prime Minister's Roundtable on Ecologically Sustainable Development.
- 1991 Appointed to the Uluru Board of Management as the representative of the Minister for the Environment
- 1993-94 **Visiting Fellow, Centre for Environmental Law and Policy,**
Faculty of Law, Australian National University, Canberra
- 1993
- Appointed to the Commonwealth Government's National Landcare Advisory Committee
 - Retained as consultant to the Federal Government to advise on the development of a response to the Mabo judgement and to draft legislation.
- 1994 Member of the Australian Council of Social Service, Future of Work Commission.
- 1994-97 **Executive Director, Environmental Strategies Directorate,**
Department of the Environment, Canberra (commencing November 1994).

Series List

Central Australian Papers (1978-86)

Central Australia: diaries and notebooks

- (1986-92)**
- 4 Australian Conservation Foundation: general files (1986-92)
- 5 Genetic Manipulation Advisory Committee (1990-93)
- Research files**
- 6 Conservation and Aboriginal issues - background research files (1978-94)
- Australian Centre for Environmental Law, Faculty of Law, Australian National University (1993-94)**
- 7 Australian Centre for Environmental Law and Policy, A.N.U. (working files)
- 8 Environmental Law Course 1993
- 9 *The reluctant nation - environment, law and politics in Australia (1994)*
- 10 Committees and councils 1993-94
- Mabo and the Commonwealth Native Title Bill**
- 11 Land rights, Mabo and the Native Title Bill - background files
- 12 Mabo and the drafting of the Native Title Bill (1993) (working files)
- 13 Personal papers
- 14 Photographs
- 15 Video recordings
- 16 Material relating to the defamation case against Paul Everingham (Additions of 21 October 1994 and 29 January 1997)

Collection Description

Series 1: Central Australia: Diaries and Notebooks (1979-1985)

This series contains diaries and notebooks kept by Toyne while he was working in a series of different positions in Central Australia from 1979 to 1986. Toyne first went to Central Australia in 1973 as a teacher at Haasts Bluff. From 1979-82 he worked as a lawyer for the Pitjantjatjara Council, completing the negotiations leading to the passing in South Australia of the *Pitjantjatjara Land Rights Act 1981*, and began negotiations for the Ayers Rock title transfer. From 1982-86 he established a private practice as a solicitor and barrister in Alice Springs. During this period he was involved in such matters as the Royal Commission into British atomic weapons tests on Pitjantjatjara lands at Maralinga, the completion of the negotiations for the Ayers Rock title transfer and the negotiation of a Pitjantjatjara /Amoco joint venture agreement on oil exploration.

Folder

1 Diary 1979

10 Notebook, December 1982 - January 1985

Series 2: Growing up the Country - the Pitjantjatjara Struggle for Their Land (1984)

This series contains a sequence of drafts for the book, *Growing up the country - the Pitjantjatjara struggle for their land* (McPhee Gribble /Penguin 1984) which Toyne co-authored with Daniel Vachon. The book recounts the formation of the Pitjantjatjara Council in 1976 and their subsequent struggle for land rights, leading to the passing of the *Pitjantjatjara Land Rights Act 1981* in South Australia. See also Series 11 / 2-3.

Folder

- 1-4** Early drafts
- 5** Manuscript originals, chapter 5
- 6** Manuscript originals, chapters 6 & 7
- 7** Manuscript originals, chapter 8
- 8** Manuscript originals, chapters 9 & 10
- 9** Drafts, chapters 8-10
- 10** Drafts, Preface & chapter 10
- 11** Drafts, Introduction to chapter 3
- 12** Drafts, Introduction to chapter 4
- 13** Drafts, chapters 5 & 6
- 14** Draft, chapter 8
- 15** Drafts, chapters 9 & 10
- 16** Drafts, chapters 4, 6 & 8
- 17** Drafts, extras
- 18** Drafts, Introduction to chapter 4
- 19** Complete draft, Introduction to chapter 4
- 20** Complete draft, chapters 5 - 7
- 21** Complete draft, chapters 8 - 10, with notes and correspondence about the publication of the book.
- 22** Copy of the first edition, reprinted 1987.

Series 3: Central Australia: Working Files (1979-86)

This series consists of most of Toyne's working files during his years in Central Australia, in particular from the period 1979-1986. The files contain correspondence, reports, articles, pamphlets, newspaper clippings, resource development agreements and acts of parliament.

The files in this sequence were not added to after Toyne left Alice Springs in 1986. Those Central Australian files that continued to be added to and used till 1993-94 are located in Series 6. So, for example, the majority of the Uluru files are in this series but those that continued to be added to and used up to the writing of *The reluctant nation* (1994) are located in Series 6.

Folder

- 1** AEF Mama Garunpa and Antakirinja Inc.
- 2** Conservation and Aboriginal rights (including material on Uluru National Park, Kakadu, Stuart Highway, and other Aboriginal sites in Northern Territory)

- 7 Mining precedents, for agreements between Aboriginal people and exploration companies.
- 8 East Kimberley Impact Assessment Project
- 9 R.H. Bartlett, 'Mineral rights on Aboriginal lands and reserves in Australia' (1982)
- 10 National land rights
- 11 Sacred sites
- 12 Aboriginal Land Rights (Northern Territory) Act 1967; Claim by the Warlpiri and Kartangarurru-Kurintji (1978)
- 13 *Pitjantjatjara Land Rights Act 1981* with amendments
- 14 Gerhardy v. Brown, High Court of Australia: judgement 1985
- 15 'A question of justice', an examination of the land rights amendments
- 16 Ngaanyatjarra Council Submission - Aboriginal Land Inquiry, Western Australia, December 1983
- 17 Central Land Council - source documents on national land rights, May 1985
- 18 Letter from the Aboriginal Embassy / Commission to Europe and North America to the *Sunday Telegraph*, 13 January 1984; ABC film proposal c.1984
- 19-21 International Resource Development Agreements
- 22 Notes relating to work with Amoco, 1986 plus other notes.

Folder Uluru files and materials

- 23 Proposal for...a regional Pitjantjatjara /Yankunytjatjara Art and Craft Centre based at Ayers Rock, September 1983
- 24-25 Ayers Rock, Uluru National Park (Ayers Rock and Mt. Olga) 1984
- 26-27 Ayers Rock, Uluru National Park (Ayers Rock and Mt. Olga) 1984
- 28 Aboriginal Affairs - information: Uluru handover /leaseback
- 29 Ayers Rock title handover day preparations 1: correspondence, minutes and memoranda
- 30 Ayers Rock title handover day preparations 3: pamphlets
- 31 Ayers Rock title handover day preparations 4: public relations and media, plus miscellaneous papers (includes a radio interview on 3AW, between D. Hinch and Toyne on 8 October 1985 on the Ayers Rock handover).
- 32 Ayers Rock title handover day preparations 5: the ceremony
- 33 Ayers Rock title handover day preparations 6: the memorial plaque
- 33 Ayers Rock title handover day preparations 7: press clippings and media comment
- 34 Ayers Rock title handover day preparations 8: invitations
- 34 Ayers Rock title handover day preparations 9: funding
- 34 Ayers Rock title handover day preparations 10: combined Aboriginal organisations - minutes
- 35-37 Handover of Uluru (including Uluru Board of Management material)
- 38-41 Ayers Rock (Uluru) plan of management
- 42 Uluru management 1: correspondence
- 43-47 Land rights and other Aboriginal issues - newspaper clippings 1985-86

Series 4: Australian Conservation Foundation - General Files (1986-92)

Folder

- 1** Notebook, 1988-91
- 2** Notebook, 1991; notes relating to 'Labor in Power', ABC special documentary
- 3-9** Speeches - Australian Conservation Foundation (ACF), 1987-92
- 10** Box list of archives and files - ACF
- 11** 'Aborigines and development in the East Kimberley', Australian National University Public Affairs Conference, 11-13 May 1987
- 12** Aborigines and conservation - *Habitat* articles
- 13-15** *The National Population Council's refugee review*, vol.1 (draft, 12 February 1991); vol.2 (draft, 15 February 1991) and draft (23 May 1991).
- 16-22** Newspaper clippings - ACF, 1986-92

Series 5: Genetic Manipulation Advisory Committee (1990-93)

This series comprises Toyne's papers as a member of the Genetic Manipulation Advisory Committee, a committee established to provide advice to the Commonwealth Government on genetic manipulation issues. Toyne was appointed as a member of this committee in 1990 and also became a member of the Planned Release Sub-Committee. Toyne resigned from the GMAC committee on 1 July 1993. The papers were retained in their original order and include correspondence, agendas, committee papers and reports, draft guidelines, press releases and annual reports.

16 Folders**Series 6: Conservation and Aboriginal Issues - Background Research Files (1978-94)**

This series is an amalgamation of background research files received in the original donation of 20 October 1994 and similarly arranged files received in the second addition of 3 November 1994. The first half of the files in this series were originally arranged in alphabetical order and this order was adopted for arranging the second half of the series. These research files formed the basis of the postgraduate environmental law course which Toyne taught in 1993 at the Australian Centre for Environmental Law, Australian National University, and which in turn were used for an eight-part radio program produced for ABC's Radio National and published in the book, *The reluctant nation* (1994).

The series includes correspondence, minutes, articles, reports, newspaper clippings, notes, speeches, legal papers and tape recordings.

Folder**Aborigines**

- 1** Aborigines and environment: Aboriginal joint management
- 2-3** Aborigines and environment: Aboriginal land rights
- 4** Aboriginal issues - general references
- 5** Ayers Rock land title
- 6** Uluru title transfer 1: correspondence and memoranda
- 7** Uluru title transfer 2: Parliamentary debate
- 8-9** Uluru title transfer 3: drafting instructions: parliamentary counsel
- 10** Uluru title transfer 6: draft lease and ancillary agreements

- 17 Uluru National Park management: new plan - 6: Board meeting working materials and documents.
- 18 Uluru management - 3: Board agenda and minutes
- 19 Land rights, Northern Territory
- 20 Phillip Toyne: personal - 2: correspondence

Antarctica

- 21 Articles including DFAT draft conservation strategy for the Australian Antarctic Territory (October 1993)
- 22 Greenpeace reports 1991-92
- 23 Speeches, articles including material on the Antarctic Treaty
- 24 Articles including the 1993 Conference on a conservation strategy for the Australian Antarctic Territory.

Australian Conservation Foundation

- 25 Papers: general
- 26 Election material (media releases)

Australian Heritage Commission

- 27 National estate and the AHC
- 28 Regional assessment, AHC

Biological diversity

- 29 Convention on biological diversity: legal brief

- 30 **Canada** - environment, general

31-32 Commonwealth Environment Protection Agency (CEPA)

Clinton /Gore

- 33-35 general file
- 36-38 seed money file

Coastal zone

- 39 [Coronation Hill - see Kakadu]

40 Constitution, cabinet, case law

Daintree

- 41 newspaper clippings and other material 1981-84
- 42 newspaper clippings 1983-84
- 43 legal advice; articles 1983-86
- 44 newspaper clippings 1984-88; 'The blockade report', 1987
- 45 Commonwealth position; paper on Resource Assessment Commission.
- 46 logging; impact of Queensland rainforest logging debate
- 47 Daintree and Murriss
- 48 S.B.'s Starcke file
- 49 S.B.'s file on Ravenshoe compensation fallout

Folder

Department of the Arts, Sports, the Environment and Territories (D.A.S.E.T.)

- 50 general material; newspaper clipping on Senator Richardson; budget 1994-95 media release by Senator Faulkner

- 58** press releases and letters by business groups, unions and NGO's
- 59-62** speeches and academic articles
- 63** general
- 64** audio tape program (5 tapes)
- 65-66** **Endangered species**
- 67** **Environment** - database searches
- 68-70** **Environmental Impact Assessment Process** (Commonwealth) and 'reform'
- 71** **European material**
- Federalism and the environment**
- 72** Australia
- 73** Canada and the United States
- 74** **'Fightback'** (Coalition policy statement)
- Forests**
- 75** Tasmanian forests 1984-85
- 76** Tasmanian forests 1986-87
- 77** Tasmanian forests 1986-87
- 78** Tasmanian forests 1987
- 79-83** Helsham inquiry 1988-89
- 84** Helsham: maps and diagrams
- 85** Helsham: material to be added to draft
- 86** critiques of Helsham report
- 87** Tasmanian forests 1988
- 88** Tasmanian forests 1989
- 89** Tasmanian forests: general articles 1987-90
- 90** Tasmanian forests: general commentators
- 91** Tasmanian forests: legal comment
- 92-93** Tasmanian forests: miscellaneous
- 94** Tasmanian forests: ACF file information
- 95** ACF (file) documents on Helsham /Tasmanian forests
- 96** National forest policy 1992
- 97** forests and forest products
- 98** 'Your vote for the forests will save more than trees' Federal election advertisement (3 copies)
- 99** **Franklin River /dam**
- Folder**
- Fraser Island**
- 100-**
- 101** general
- 102-**
- 103** environmental protection
- 104** Fraser Island Defenders Organisation (FIDO)

- 112-113** **Intergovernmental agreement on the environment**
- 114** **International convention on desertification**
- Kakadu /Coronation Hill**
- 115** newspaper clippings 1986
- 116** newspaper clippings 1987
- 117** newspaper clippings 1988
- 118** newspaper clippings 1989
- 119** newspaper clippings 1987-91; computer searches
- 120** newspaper clippings 1989-91
- 121** newspaper clippings 1990
- 122** newspaper clippings 1991
- 123** Hawke /Keating leadership battle (early 1991)
- 124** newspaper clippings 1992
- 125** newspaper clippings 1993-4
- 126** general articles, Coronation Hill
- 127** timelines; other threats; jobs to do
- 128** Resource Assessment Commission and Kakadu
- 129** Resource Assessment Commission: final report vol.2 (extracts) May 1991
- 130** Coronation Hill case: first decision
- 131** Coronation Hill case: first decision (second copy); newspaper clippings
- 132** Peko-Wallsend case(s)
- 133** Stage III ecology
- 134** 'Kakadu Stage III - conservation zone boundaries', submission by the Australian Conservation Foundation, September 1987; 'Mining and the return of the living environment', Mining Industry Council brochure.
- 135** Coronation Hill: working file, miscellaneous papers
- 136** Ranger Uranium: environmental record
- 137** miscellaneous
- McArthur River Mine**
- 138** introductory articles
- 139** chronology of specific events; comments on the McArthur River Project draft environmental impact statement
- 140-142** discussion papers
- 143** draft environmental impact statement
- 144** relevant legislation
- 145** 'Review of environmental impacts McArthur River zinc-lead-silver project', Commonwealth Environment Protection Agency August 1992
- 146** chronology and copies of 1992-93 correspondence
- 147** Northern Territory / Commonwealth communications 1993
- 148** 1994 developments
- 149** documents, including document file A-D
- 150** documents, including document file E-J

- 156** working file including a draft of chapter 9, *The Reluctant Nation*
- Folder**
- 157 Native vegetation clearance**
- Opinion polling**
- 158** ANOP research services 1993
- 159** 'How green are we?' Quantum research report
- 160** copies of handouts
- Resource Assessment Commission**
- 161** file
- 162** reports
- Resource security**
- 163** file
- 164** conference papers 'The challenge of resource security: law and policy' Perth, 23 September 1992
- 165 State of the environment reporting** (Department of the Environment, Sport and Territories)
- Tasmanian issues**
- 166-67** Tasmanian issues
- 168** Tasmanian politics 1988-91 (including forests and the Wesley Vale Project)
- 169** 'An Australian tragedy - and the man who died to stop it', *National Times Magazine* 29 March 1976, on Tasmanian conservation issues
- Uluru National Park**
- 170** brief history; joint management; newspaper clippings
- United Nation Conference on Environment and Development (June 1992)**
- 171** publications and related material
- 172** Australian national report, December 1991
- 173-76** newspaper cutting file
- 177-78 United States Environmental Protection Agency**
- Water management**
- 179** file
- 180** conference papers 'Aquifers at risk', ANU February 1993
- Wesley Vale project**
- 181** file
- 182-4** newspaper clippings 1988-93
- 185** Government documents
- 186** Wesley Vale files
- 187** wood /forest usage angle, Huon Forest Products Mill
- 188** Dioxin angle; guidelines /CSIRO (late 1989)

This series contains Toyne's working files as a Visiting Fellow at the Australian Centre for Environmental Law, Faculty of Law, Australian National University in 1993-94. The files contain diaries, teaching and supervision materials, speeches and newspaper clippings.

Folder

- 1** 1993 Diary
- 2** 'Environmental law and policy: an introduction for managers', ACEL course presented March, May 1993 and February 1994
- 3** Research unit supervision 1993
- 4-5** Research unit supervision 1994
- 6-7** Exam papers 1993: take home exam on Starcke (including planning for environmental law course)
- 8** Teaching matters
- 9** ACEL Forward Plan
- 10-11** General material
- 12** ANU speeches, letters and articles 1993
ANU speeches letter and articles 1994: including speech for book launch, 19 September 1994; 'The environment movement and its role in changing Australian society', Charles Joseph La Trobe Memorial Lecture, 7 November 1990; quotes and speech preparation materials
- 13**
- 14** Aboriginal and Torres Strait Islander involvement in the Law Faculty
- 15** Toyne and Johnston vs. Everingham (judgement delivered 29 July 1993)
- 16** Tax deductions - receipts
- 17** newspaper clippings and related papers 1993
- 18-19** Newspaper clippings 1993-94

Series 8: Environmental Law Course 1993

This series consists of introductory course materials, student papers and Toyne's seminar notes from the 1993 postgraduate Environmental Law Course which Toyne taught at the Australian Centre for Environmental Law, Faculty of Law, Australian National University.

Folder

Environmental Law Course 1993

- 1-2** introductory materials and student papers
- 3** Great Barrier Reef; Wesley Vale; Lemnathyme-Southern forests
- 4** Franklin Dam; hazardous waste; Uluru National Park; miscellaneous papers
- 5** Wet Tropics; course outlines and possibilities for 1994 course
- 6** introductory materials for course, book and seminar

Series 9: *The Reluctant Nation - Environment, Law and Politics in Australia (1994)*

This ABC book, and the associated eight-part radio program for ABC Radio National, was developed from the Environmental Law Course (Series 7) and based on the material in the background research files (Series 6). Toyne was the author and co-producer of the Radio program which was broadcast in 1994 as part of the 'Green and Practical' series. The companion book, published by ABC Books in 1994, was "intended to provide a more detailed account of the

- 2 programs 1-4
- 3 programs 5-7
- 4 programs 8-9
- The reluctant nation: ABC book***
- 5 contract and negotiation; correspondence
- 6 referees' comments; editorial correspondence
- 7-8 Toyne's drafts with J.P.'s editing in progress
- 9 material for redraft of Franklin chapter (ch.3)
- 10 drafts of chapter 4: Uluru National Park and chapter 8: Coronation Hill
- 11 drafts on Coronation Hill (ch.8) plus other material
- 12 draft of chapter 5: the Wet Tropics of North Queensland
- 13 notes for chapter 10: New Federalism
- 14-15 complete draft
- 16-17 draft (incomplete)
- 18-19 draft (incomplete)

Series 10: Committees and Councils 1993-94

In 1993-94 Toyne served on a number of committees and councils, and some of these papers are located in other series. The papers here relate to his positions on the National Committee for United Nations International Conference on Population and Development, to the National Landcare Advisory Committee (appointed 1993), and to the Australian Council of Social Service - Future of Work Commission (appointed 1994).

Folder

- 1-3 National Committee for United Nations International Conference on Population and Development (Cairo, Egypt, 5-13 September 1994) - papers 1993-94
- 4 National Landcare Advisory Committee - papers 1994 (See also Series 11 Folder 77)
- 5 Australian Council of Social Service (ACOSS) - Future of Work Commission 1994

Series 11: Land Rights, Mabo and the Native Title Bill - Background Files

This filing sequence was retained in its original order. The files mostly relate to land rights issues, the Mabo judgement and the Commonwealth Native Title Bill. These files form the background to the next series which relates to Toyne's appointment as a consultant to the Federal Government (July - October 1993), to advise on the development of a response to the Mabo judgement and the drafting of the Native Title Bill. The files contain correspondence, reports, submissions, articles, parliamentary acts, conference papers and press clippings.

Folder

- 1 Uluru-KataTjuta National Park Board of Management - papers, 1992
- 2 McPhee Gribble: manuscript matters (re: *Growing up the country*, including galley proofs)
- 3 *Growing up the country*: letters, reviews, newspaper articles, media tour itinerary

- 6** Land rights: Australian submission to the Human Rights Committee
- 7** Kakadu National Park: tourist development seminar 19-21 September 1984
- 8** Recognition of Aboriginal customary law
Land rights
- 9**
- Northern Territory
- 10**
- New South Wales
 - Victoria
- 11-12**
- Queensland
- 13** Queensland: Nature Conservation Act 1992
Pitjantjatjara Land Rights Act (1981)
- 14** Constitutional position - indigenous people
Aboriginal issues and nature conservation - press clippings
- 15** Aboriginal issues and nature conservation - course materials; feedback; notes (1994)
Joint management
- 16**
- Queensland (including material on the Starcke issue)
 - Northern Territory (Uluru; Kakadu)
- 17-19** Aboriginal issues and conservation: national level analysis
- 20-23** World Conservation Union (IUCN) - work on indigenous people and sustainability
- 24** Council for Reconciliation
- 25-27** Canada - land rights
- 28-29** Canada - indigenous issues
- Folder**
- 30** Dogrib Indians vs. B.H.P.
Whanganui River claim - New Zealand
- 31** New Zealand, including New Zealand perspectives on the Mabo decision.
- 32** Attorney-General's mining legislation comparison
- 33-34** Native Title Act - basic introductory guides
- 35** Native Title - workshop materials
- 36** Mabo: social justice package
- 37** Wik claim
- 38** Native title claims and Native Title Tribunal
- 39** Mabo judgement - details
- 40** Mabo - articles
- 41** Mabo - articles
- 42** AIATSIS native title material
- 43-44** Native Title Act - articles
- 45-46** Native Title Act - 'Native Title and the Trans Tasman Experience' Conference, 24-25 February 1994
- 47** Native Title Act - Government legal opinions
- 48-49** Mabo - comments on draft bill
- 50** Mabo - comments on drafts of the Native Title Bill

- 58** Position papers: State and Territory Governments
- 59** Native Title - Western Australia
- 60** Mabo - environment groups (especially native title and biological resources)
- 61-62** "A Team" working documents on Native Title Bill
- 63** "B Team" and others - comments /papers on Native Title negotiations
- 64** ATSIC - comments on Native Title negotiations
- 65** Aboriginal position papers on Mabo
- 66** Farmers' reactions to Native Title Bill
- 67** Mining industry reactions to Native Title Bill
Position papers
- 68**
- Industry position papers on Mabo
- 69**
- Coalition
- 70** Native Title Bill: anthropological submissions
- 71** Other organisations: views on Mabo
- 72** Mabo: Toyne's personal notes and correspondence, including a speech to the conference on 'Mabo and its implications for reconciliation', ANU 6 June 1993
- Restricted
- 73** Makarrata: treaty information
- 74** Land Council materials (including copies of letters)
- 75** Mabo: international comparisons
- 76** Cape York Land Council: consultancy
- 77** National Landcare Advisory Committee (NLAC) 1993 (See also Series 10, Folder 4)
- 78** Greening Australia: applications for appointment of Aboriginal Liaison Officer
- Restricted
- 79** E.D.G.: environmental consultants
- 80-81** Dr Dong Pin Hui (papers relating to application for refugee status)
- Restricted
- 82** Book proposals and correspondence (including correspondence with Allen and Unwin and Cambridge University Press)
Mabo press clippings (including radio and television transcripts)
- 83**
- 1992; March-April 1993
- 84**
- May-June 1993
- 85**
- July-September 1993
- 86**
- October 1993
- 87**
- November-December 1993; January-February, April 1994

Series 12: Mabo and the Drafting of the Native Title Bill (1993) - Working Files

This series relates to Toyne's appointment as a consultant to the Federal Government (July - October 1993), to advise on the development of a response to the Mabo judgement and the drafting of the Native Title Bill.

4	Mabo: drafting instructions I
5	Mabo: drafting instructions II
6	Mabo: drafting instructions III
7	Mabo: alternative drafting instructions
8	Mabo: drafting instructions IV
9	Mabo: correspondence
10	Mabo: social justice package

Series 13: Personal Papers

This series contains Toyne's personal files from 1974-94, two folders of press clippings relating to his career and associated material.

Folder

1	University High School magazines, 1963-64
2	Correspondence - wedding, 1981
<u>Restricted</u>	
3	Papers relating to Aboriginal matters - copy of Uluru Park lease; minor research project about Uluru National Park (1992); personal correspondence; Macau Light Films brochure
4	Personal file, 1974-91
5	Personal file, 1986-92, including application for Director, A.C.F.
6	Personal file, 1973-92
7	Press clippings and articles on Toyne - Central Australia and A.C.F., including some correspondence
8	Press articles on Toyne - <i>Time</i> Australia, 7 May 1990 p.50; <i>FMG</i> December-January 1991 p.54
9	Personal file, 1992-94, Australian National University
<u>Restricted</u>	

Series 14: Photographs

This collection, of largely unidentified photographic materials, includes an important series of photographs and slides from Toyne's years in Central Australia, particularly from 1976-86.

Folder

1-3	Central Australian photographs
4	Central Australian, A.C.F. and later photographs
5-6	Photographic negatives
7	Negative prints
8	Negative prints
9-12	Overseas and miscellaneous photographs
13	Slide collection
Slide Collection	(14 boxes of slides)

- 1 *Growing up the country* - promotional video
- 2 Ayers Rock under claim
- 3 A.P. PEL video
- 4 Numerous T.V. items on Uluru handover
- 5 Tuxworth /Ayers Rock: *Good Morning Australia* off-air copy, 9 October 1985
- 6 Looking for oil on Aboriginal Land
- 7 *Four Corners* (ABC): program on Maralinga, 9 December 1985
- 8 *Four Corners* (ABC): program on land degradation
- 9 *Four Corners* (ABC): program on Antarctica
- 10 Phillip Toyne's address to the National Press Club, 27 March 1991

Series 16: Material Relating to the Defamation Case Against Paul Everingham

This series relates to the defamation action which Phillip Toyne and Ross Johnston brought against Paul Everingham, then Federal Member for the Northern Territory. The action related to comments made by Everingham on 14 March 1985, at the time of the announcement that Ayers Rock would be leased from the Mutitjulu community after the transfer of title. The series consists of both papers on the proceedings of the defamation action and background files of press clippings and transcripts from the period. The materials were donated in two additions, on 21 October 1994 and 29 January 1997.

Folder

- 1-4 Background file of press clippings and transcripts (1978-86) relating to defamation action
- 5 Toyne's computer files 1993-94 (2 disks)
- 6-7 Proceedings of the defamation action
- 8-11 Proceedings of the defamation action: copy of reasons for judgement; appeal proceedings and settlement; letters of support and donors' campaign
- 12-15 Background papers relating to defamation action, 1981-86: press clippings, transcripts, speeches and correspondence
- 16 Background material relating to defamation action: five tape recordings, 1982-85

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4		10-17
5		18-22
5	3	1-3
6		4-10
7		11-17
8		18-25
9		26-33

14		1-5
15		6-13
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16	5	1-5
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44	11	1-8
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47		25-32
48		33-40
49		41-49
50		50-58
51		59-67
52		68-71; 73-77

56		8-13
57		slide collection
57	15	1-10
58 <u>Restricted</u>	11	72, 78, 80, 81
58 <u>Restricted</u>	13	2, 9
59 <u>Closed</u>	12	4-10
60	16	1-7
61		8-16

Last updated 22 April 1998

Last modified: 13-Nov-2003

 **BACK**