

Response ID ANON-8EBD-41CS-X

Submitted to **Review of the Aboriginal Heritage Act 1972**

Submitted on **2018-06-01 09:17:49**

About You

Are you submitting a response as an individual, or on behalf of your organisation?

Individual

Individual details

Are you of Aboriginal or Torres Strait Islander descent?

No

What is your name?

Optional:

Do you give permission for your name to be published with your feedback?

No

Purpose of the Act

Question 1

No

If not, what changes should be made?:

To make provision on behalf of and in discussion with the community of places and objects "" (etc. as written above).

Roles under the Act

Question 2

2 - who should be consulted?:

Given that there are fewer and fewer elders as many of them are becoming older and dying, elders or if unavailable, well respected members of each tribe need to be allocated to the board in order to give them a voice or the tribes should elect themselves to allocate their board position (without coercion) to another representative. Sites or artefacts that are known to be sacred or important regardless of living tribal members or not should be preserved for preservation a sake and for the sake of Australian history as a whole. Those sites that can be proven (through federal court ON COUNTRY hearings) to be significant should be protected and preserved on behalf of and alongside the aboriginal peoples without coercion.

Question 3

No opinion

How can the provision to appoint honorary wardens be improved?:

Question 4

No

Role and functions - Minister:

There needs to be an increased and closer dialogue with aboriginal groups regarding these matters

No opinion

Role and functions - Registrar:

No opinion

Role and functions - Committee:

No

Role and functions - DPLH:

What is Protected?

Question 5

No

5. How can section 5 be improved?:

If the committee is not run by or at least has a large amount of aboriginal peoples or their appointed representatives how can they "have an opinion" about these sites or their significance?

Question 6

Yes

6. How can section 6 / Part VI be improved?:

Question 7

No

Additional comments:

It should include life AND death. Burial sites are also of significance.

Question 8

Yes

8. what needs to be considered?:

Out of respect for the dead and their descendants as it fits as extremely culturally significant to the aboriginal people's, the site should be left alone, and above all protected. Where there are ancestral remains, there naturally would be cultural significance as well. The act should include these remains and the places they are buried as cultural significant and worthy of protection.

Protection and Enforcement

Question 9

9. Activities that should require consent or authorisation:

Mining, tourism

Question 10

10. Criteria to evaluate activities that may affect a site:

A sacred site or site of importance should simply not be put up for proposal to be used for land development. The committees job is to protect and preserve the land, not to sell it or develop it.

Question 11

No opinion

11. What is an impact in relation to sacred sites?:

Question 12

12. consent / authorisation for proposals that will affect sites:

Tribes relevant or connected to those sites or areas of land in conjunction with their elected representatives, registrars and the federal court

Question 13

No opinion

13. How s18 can be improved?:

Question 14

No opinion

14. provisions for long-term protection of sites:

Question 15

Yes

15. How can enforcement provisions be improved?:

Question 16

No opinion

16. How can penalties be improved?:

Site Assessment and Registration

Question 17

No opinion

17. Why shouldn't a defence be provided?:

Question 18

No

18. What should the criteria be?:

Question 19

No opinion

19. Steps to report place or object:

No opinion

19. Steps to nominate a place or object:

No opinion

19. Steps to assess a place or object:

No opinion

19. Steps to enter a place or object on the Register:

No opinion

19. Steps to amend a place or object on Register:

No opinion

19. Steps to remove place or object from Register:

Other Parts of the Act

Question 20

No opinion

20. What's missing from the Act?:

Question 21

No opinion

21. Sections to be removed from Act?:

Any other comments

Any other comments: