

MY HERITAGE, MY VOICE WORKSHOP
KALGOORLIE - 14 MAY 2018

MEETING RECORD

ENFORCEMENT

- * FINES SHOULD BE HIGHER
- * OFFENDERS SHOULD BE PROSECUTED
- * NEED TO BE PUNITIVE (IN ORDER OF MILLIONS) CURRENT FINES "LIKE PAYING TAX"
- * ABORIGINAL WARDENS WITH "STOP WORK" ORDERS
- * MONEY SHOULD BE PUT ASIDE BY COMPANIES TO PAY RENT/ROYALTIES THAT COMPENSATE FOR BREACHES
- * WORKS SHOULD STOP IF THERE'S A BREACH UNTIL THE MATTER IS DEALT WITH
- * DIFFERENT PENALTIES FOR DIFFERENT TYPES OF SITES
- * ANY BREACH IS A "STOP WORK" THEN INVESTIGATE + CONSULT WITH ABORIGINAL PR.
- * PENALISE SHAREHOLDERS
- * → WARNING ON TENEMENT BREACH
- * INCREASE LIMITATION PERIOD
- * COMPENSATION TO ABORIGINAL COMMUNITY FROM BREACHES - EVEN IF IT DOES NOT EXIST

HOW DO WE DECIDE WHO THE
RIGHT PEOPLE ARE TO CONSULT

* NT PROCESS

* GENEALOGIES

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WHO NEEDS TO BE CONSULTED

* CONCERN ABOUT PEOPLE CLEARING SITES ON OTHER PEOPLE'S COUNTRY

* CONSULTATION W/ ABORIGINAL PEOPLE FROM AREA SHOULD BE MANDATORY. STARTING WITH REGISTERED NATIVE TITLE HOLDERS, + RECOGNISED ABORIGINAL PARTIES/BODIES

* ABORIGINAL PEOPLE THAT DON'T HAVE NT BUT HAVE KNOWLEDGE ALSO NEEDS TO BE RECOGNISED.

* CUSTODIANS FOR SITES NEED TO BE ENDORSED BY TRADITIONAL OWNERS

* NEED LIST OF RIGHT PEOPLE TO CONSULT FOR AN AREA

* MORE OFFICERS IN REGIONAL OFFICES

* PASTORALISTS, LAND
USERS TO DO CULTURAL
AWARENESS TRAINING.

* TIMEFRAMES PROVIDED
FOR SUBMISSIONS IS TOO
SHORT.

* CONCERNS ABOUT FRACKING
→ HERITAGE VALUES & UNDER
GROUND WATER.

* MATURITY OF ATTENDEES
WANT TO SCRAP CURRENT
ACT AND DRAFT A NEW ONE.

ROLES + RESPONSIBILITIES

* ACMC NEEDS TO BE
REGIONALLY REPRESENTATIVE

- REGIONAL COMMITTEES SHOULD
NOMINATE MEMBERS

* ACMC NEEDS UPDATING

→ REGIONAL REPRESENTATION

→ REGIONAL REPS TO STAY IN
ROOM DURING ASSESSMENT OF
LOCAL ISSUES

+ ADDITIONAL PEOPLE TO PICK ACMC
MEMBERS

* ABORIGINAL PEOPLE SHOULD BE
THE PRIMARY DECISION MAKERS
REGARDING ABORIGINAL HERITAGE

* ABORIGINAL HERITAGE ACT NEEDS TO
TAKE PRIMARY OVER OTHER LEGISLATION
RELATING TO LAND USE.

* Section 5(C) → REPLACE SIGNIFICANCE
TO STATE, WITH SIGNIFICANCE
TO ABORIGINAL PEOPLE.

* RIGHTS BY ABORIGINAL PEOPLE TO
APPEAL DECISIONS

① WHAT NEEDS LEGISLATION TO PROTECT IT?

* CURRENT ACT TAKES A FROZEN IN TIME APPROACH TO HERITAGE → NEEDS TO PROTECT LIVING CULTURE

* WANT BUFFERS (SEVERAL kms) AROUND SITES

* SITE SIGNIFICANCE WILL VARY FOR DIFFERENT REGIONS OF THE STATE.

* NON TANGIBLE HERITAGE NEEDS TO BE PROTECTED.

* FAUNA → FLORA

* REPATRIATED OBJECTS

* HUMAN REMAINS

* WATERWAYS.

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MEETING RECORD

Who Needs To Be Consulted?

- Concern about people clearing sites on other peoples' country.
- Consultation with Aboriginal people from area should be mandatory, starting with registered native title holders and recognized Aboriginal parties/bodies
- Aboriginal people that don't have native title but have knowledge also needs to be recognized.
- Custodians for sites need to be endorsed by traditional owners.
- Need list of right people to consult for an area.
- More officers in regional offices.

What Needs Legislation To Protect It?

- Current Act takes a 'frozen in time' approach to heritage. Needs to protect living culture.
- Want buffers (several kms) around sites
- Site significance will vary for different regions of the state.
- Non-tangible heritage needs to be protected.
- Fauna & Flora
- Repatriated objects
- Human remains
- Water ways
- Section 5 (c) Replace 'Significance to State' with 'Significance to Aboriginal People'
- Rights by Aboriginal people to appeal decisions.

How do we decide who the right people are to consult?

- NT process
- Genealogies

Enforcement

- Fines should be higher
- Offenders should be prosecuted
- Need to be punitive (in order of millions) current fines 'like paying tax'.
- Aboriginal wardens with 'Stop Work' orders.
- Money should be put aside by companies to pay rent/royalties that compensate for breaches.
- Work should stop if there's a breach until the matter is dealt with.
- Different penalties for different types of sites.
- Any breach is a 'Stop Work' then investigated and consult with Aboriginal people.
- Penalize shareholders
- Warning on tenement breach
- Increase limitation period
- Compensation to Aboriginal community from breaches – Even if Native Title does not exit.

Roles & Responsibilities

- ACMC needs to be regionally represented
- Regional committees should nominate members
- ACMC needs updating
 - Regional representation
 - Regional reps to stay in room during assessment of local issues.
- Aboriginal people to pick ACMC members
- Aboriginal people should be primary decision makers regarding Aboriginal heritage.
- Aboriginal Heritage Act needs to take priority over other legislation relating to land use.
- Pastoralists, land users to do cultural awareness training.
- Timeframes provided for submission is too short.
- Concerns about fracturing heritage values & underground water.
- Some attendees want to scrap current Act and draft a new one.

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LIST OF ATTENDEES

Eddie McKenzie	Brian Champion
Betty O'Loughlin	Cyril Barnes
Themla O'Loughlin	Barry Graham
Tessa Sambo	Sharon Dimer
June Harrington-Smith	Aubrey Lynch
Marjorie Strickland	Janice Scott
Ron Harrington-Smith	Murray Jackamarra
Vanessa Thomas-Dowdin	Bruce Smith
Eric Thomas Sr	Elizabeth Sambo
Russell Dowdin	Gina Sambo
Steve Kean	Taryn Spurling
Trevor Donaldson	?
Hans Bokelund	Ian Tucker
Geoffery Stoke	Marcia Brownley
Lawrence Thomas	Lena Abdullah
Leo Thomas	Trevor Brownley
Samuel Stokes	Dennis Forrest
Pamela Stokes	Ivan Forrest
Brandon Spurling	Maria Meredith
Wayne Smith	Russell Gregory
Maisie Harkin	Marie Lurey
Lorraine Griffith	Keith Sceghi
Laurel Cooper	Carlene Sceghi
Dion Meredith	Dallas Sceghi
Linden Brownley	Celia Sullivan
Roberta Thomas	George Welickovic
Sandra McIntyre	Maureeka Thomas
Bronwyn Newland	Rebecca Stokes
Dellah Thomas	Dennis Sambo
Tim Sceghi	Deban Stokes
Fabian Tucker	Chamane Well
Fiona Well	Beverley Lynch
James Champion	