

Native Title Newsletter

Sep/Oct 2005

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WHAT'S NEW WITH THE NTRU!

Bookmarks for e-subscribers

Claimant Comment

Breaking News

The Native Title Newsletter is published every second month. The newsletter includes a summary of native title as reported in the press. Although the summary canvasses media from around Australia, it is not intended to be an exhaustive review of developments. The Native Title Newsletter also includes contributions from people involved in native title research and processes. Views expressed in the contributions are those of the authors and do not necessarily reflect the views of the Australian Institute of Aboriginal and Torres Strait Islander Studies.





BREAKING NEWS

Review of the Claims Resolution Process in the Native Title System

The Attorney-General's Department has announced a Review of the Claims Resolution Process in the Native Title System. Mr Graham Hiley QC and Dr Ken Levy have been appointed to undertake the review. Mr Hiley is a Queen's Counsel with extensive experience in native title and Aboriginal land rights law. Dr Levy is currently a part-time member of the Administrative Appeals Tribunal and was previously the Director-General of the Queensland Department of Justice. The Review will examine and report on the relationship between the National Native Title Tribunal and the Federal Court.

A steering committee, including the Registrar of the Federal Court, a member of the National Native Title Tribunal and senior officers from the Attorney General's Department and Office of Indigenous Policy Coordination, but not including any native title claimants or Native Title Representative Body representatives, will oversee the review. It will report to the Attorney-General by the end of March 2006. Submissions are due 1 December 2005.

Terms of Reference can be found at

http://www.ag.gov.au/agd/WWW/MinisterRuddockHome.nsf/Page/Media_Releases_2005_Fourth_Quarter_17_October_2005_-_Review_to_improve_the_resolution_of_Native_Title_Claims_-_1952005

Submissions should be sent to:

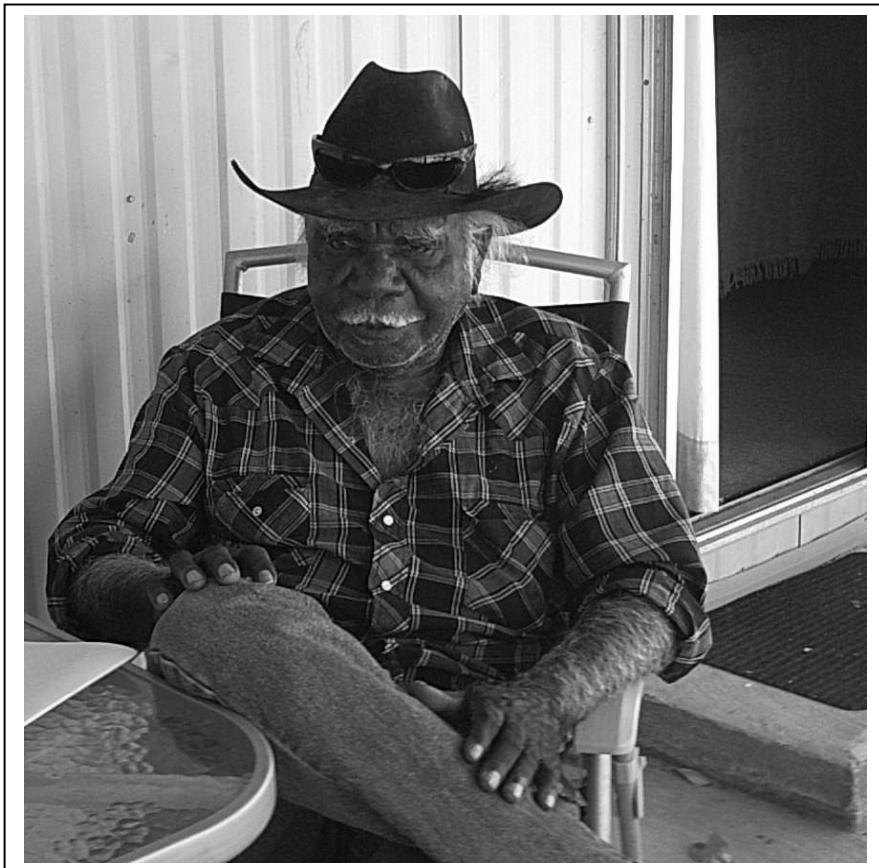
First Assistant Secretary
Legal Services and Native Title Division
Attorney-General's Department
National Circuit
BARTON ACT 2600

WA ONT Consultation Paper: Towards an Alternative Settlement Framework for Native Title

The WA State Government has produced a Consultation Paper: Towards an Alternative Settlement Framework for Native Title. In essence, an "alternative settlement" under the proposed policy would be a legally binding agreement that will require native title claimants to surrender any possible native title rights as a condition of settlement. In exchange the WA State Government will negotiate outcomes. The range of outcomes envisaged in this report are: *recognition* (through a recognition statement, signage and a role in some decision making processes), *a right to be consulted* on future land usage, a *heritage protection regime*, *joint management* of conservation estates and in some cases, *land transfer*, especially of land that is of particular cultural significance to claimants. All Connection Reports submitted as evidence of native title to the Office of Native Title would be automatically assessed against the State's Connection Guidelines to determine whether the offer of an alternative settlement is warranted. Alternatively, materials could be submitted in relation to an alternative settlement only. The required connection threshold for an alternative settlement would be less onerous than that required for a consent determination that native title exists. Applicants for an alternative settlement will have to demonstrate a genealogical connection to the claim area as well as past and ongoing connection to the claim area. They will also have to resolve any overlap issues, be prepared to surrender any possible native title rights and form a body corporate to hold and manage any outcomes. The State Government will provide support in establishing and maintaining these bodies, depending on the individual circumstances of each negotiation. The WA State Government invites your comments on this Consultation Paper and seeks your views in relation to the questions raised throughout the Paper. You are also encouraged to comment on any other matter that you consider relevant to alternative settlement of native title claims. Submissions are due by 19 December 2005. The paper is available from

http://www.nativetitle.dpc.wa.gov.au/documents/alt_settlements_1.pdf [Back to contents](#)

CLAIMANT COMMENT



Ngarinyin Elder and Lawman Paddy Neowarra is one of the founding members of Kamali Land Council, an organisation that was set up in 1984 to reflect traditional alliances and decision making processes and to pursue the interests of traditional owners in the NW Kimberley region of WA. Kamali mounted the Utemorrah Land Claim in the Supreme Court of Western Australia in 1991 across Bardi, Gwini, Gija, Ngarinyin, Wunambal and Worora lands. Forced out of the Supreme Court and into the native title process by the Mabo decision in 1993 Paddy was one of a core group of Kamali Land Council elders who instigated and drove the Wanjina-Wungurr Wilinggin native title claim in conjunction with the Kimberley Land Council. After another ten years, of failed mediation and then litigation, the determination, [Neowarra v State of Western Australia \[2003\] FCA 1402](#) saw exclusive possession recognised over the Vacant Crown Land and Aboriginal-owned pastoral leases in the claim area and shared rights and interests recognised over the remainder of a total of 67,000 sq/km. In this feature Paddy is interviewed by Tony Redmond, who is currently an ARC Post-Doctoral Fellow at the Australian National University. Tony authored and co-authored many of the expert reports tendered as

evidence in the claim while writing his doctorate about Ngarinyin conceptions of person, place and time. He and Paddy have worked closely together over a period of twelve years: from the days of the Utemorrah claim to this post-determination period. Here they talk about the Federal Court process and the outcomes from the claim.

Paddy Neowarra speaks with Anthony Redmond, Derby, 15th October 2005

AR: Were you nervous before you got up on the stand?

PN: The first time? I wasn't really, no. I was really anxious to talk to the people. Talk to the judge and all these people. I wanted to give him the true thing. Tell him what we want.

You waited a long time for your day in court. I was very nervous when I first got up on the stand, my guts were turning over, but by the second day I wasn't so nervous. Who did you look at? Did you look at the judge and the lawyers? How did you keep your mind concentrated?

Me, on my side, I was looking at the judge. And sometimes the lawyer. Not taking notice of the people talking from the side. No, you don't take much notice of that. Until we were finding out that we were going to get the truth out of him, that judge.

Glossary:


wanjina: ancestral beings embodied in rain-clouds. Also, painted images, some amphibious animal species and various geographic features in northern Kimberley country

liyan: a person's emotional centre of gravity, situated in abdomen, "gut feeling".

wilinggin: "our countries", conglomeration of *dambun* (patri-clan countries)

gardiya non-Aboriginal person (often, though not always derogatory)

yo strong agreement



You gave the longest evidence out of anybody there; probably three or four days if you added it up. Did you feel relieved when you got off the stand?

Oh yeah. Cause then I was free, coming out from the thing. You know, free of all the questions. You know (what it's like).

Oh yeah. What was the hardest thing for you about doing the whole native title claim?

It was pretty hard on the way of the government side of it all-you know? 'Cause the other side is... We understand how we bin live in the country and we bin ownim the country. Everything is owned by traditional owners, like in *willinggin*, he bin own it, his own tribe, his *willinggin*... It's a bit strange when you bin findim out from the *gardiya*, coming, telling you something, or "you must really find out that thing what they (Old People were) really getting at".

The first part was with Rob (Blowes SC), and he tried to make it as easy as he could, but then the other lawyers, cross-firing questions....

Sometimes you don't always have to take notice of it: fighting, thinking what he's thinking, you know?

What was best: talking in Mowanjum or talking out in the bush?

Oh it's very good longa bush side when you talking, you know? Very good. You can hear. You can hear them. Just like your *liyan*, what I call *liyan*, which open for you and make you want to say something about your country when you look at it with your own eyes. Mmm. When you in with that crowd in town, you know you might be over here sitting in Mowanjum, Derby area, you forget. Sometimes people find it pretty hard to control their way of thinking when they in their own country, what they want to talk about, you know?

Do you think the younger and middle aged people learned a lot by listening to the court and the different stories that came out?

Oh yeah, some understand really. But some people don't really understand what it *means*. Unless they want to go back and learn about the way of the Aborigine Law. That *this* is the owner of the country, the land. Where is they home? What tribe they are? What is the name of their *wanjina*? They must learn more about those things. Then they would probably understand more. Because I think they understand more what on this *gardiya* side of it, what he talking about it.

When we finished, did you feel like we were going to win or lose?

Like we might flip for it! Yeah, every time I go back to lay down, I'm thinking, thinking hard. Whether I going to win, we going to win, or it might go round a bit and it's going to take a bit longer, another couple of years, you know.

We all had times when we were doubting.

Yeah. You know when the judge, he bin giving it, the (summation of the) evidence, you know that last part, when we were looking at them there in the thing there, you know...

(Closed circuit)TV


We were really worried and shaking, you know? What he gotta say? So when everything bin...when he say that whole thing, that we win that native title thing, when he said we win, I didn't know whether I was going to fall down or thank him! I knew when he bin call my name out at the beginning that we were going to win that thing. Some bin cry.

Me too. All that worry went away.

Went away! From that thing what give you pressure, you know?

The responsibility.

That's right. A lot of hard work too. Walking, touring the country, walking to go and have a look at *wanjina*.



That's right. I knew that if we lost I would feel big shame: like it might have been my fault.

Yo. Yo. Like, all the information that we bin giving to you, anthropologists like you. (Reggie Tataya calls out "And the lawyers!") Everything, what we had it. Our whole history of being in this country. You done the most of it. The hard job. And the judge. You know his brain bin getting more hot from thinking how to, you know, put those things together.

Were you surprised that that judge, coming from Melbourne and never met Aborigine people before, were you surprised that he could understand your story?

Yeah. But what I was thinking was, maybe he'd understand from what was written in that book, you know? Giving the anthropology and from the lawyers. Giving him all them thing. The information in that book what we wrote (Expert reports). He had all that thing. We had to see if he can take notice of it. Either that, or he would be making his own mind up, you know? But he took the whole of it that way. That was really happy.

That land's there for your kids and grandkids now.

That's right. We're proper happy.

For most of it you got exclusive possession. You can control 40,000 sq kms. And on the gardiya pastoral leases you can use it: hunt and fish and so on.

That's right.

How have the pastoralists been since that native title came down?

I think they was a bit worried. That's what I can see. They was all worried. They think we are going to kick them off, or take over the whole country or this sort of thing. But we can't. If he's sitting on his own pastoral lease, well that's okay. Just not going over the line. You know, over his pastoral lease. Say you've got Crown land over there, or reserve over there, he's not allowed to go over it because he's got to look after his own business, his own money what he can make, so we want them all, we help one another you know?

We don't know what they want. (People are saying) that they are still locking all the gates. I realise that they can lock the gates but people just have to think really hard. (Native-title holders) have to make sure they ring the pastoralists. Appreciate and co-appreciate. If they're mustering, well they won't let you in. He should give us the time, you know maybe in a couple of days. When he working there: when he go out. Then we know that he's not there when we go to that place where we want to go fishing.

What do you think about some old people, or even young people, might be too scared to ask the pastoralist to go in?

Mmm, yeah, probably might be some of them are too nervous about whether they going to talk to the pastoralist or not. Some of them just nervous all the time!

What advice would you give other Aboriginal people going into court?

Listen. Really, carefully listen to what the lawyers really mean. What they're trying to get at.

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FEATURE

By David Brooks
August 2005
Working on the Ngaanyatjarra Lands Claim¹

Creating a single claim

After originally lodging six separate claims over nearly 200,000 sq km of their Desert lands, the Ngaanyatjarra people held a series of meetings in 2003 to amalgamate the claims into one. The people had never really comprised six separate groupings. The decision in the mid 1990s to divide up the total area was only ever done for the pragmatic reason that it was very hard to prepare a single claim application over such a vast area.

David Brooks has been working as an anthropologist with the Ngaanyatjarra people for the last 17 years. Prior to the 'Ngaanyatjarra Lands' claim exercise described here he researched and wrote the anthropological report for the successful native claim by the adjoining Pintupi people. Apart from research into land-related issues he has worked in the areas of health and education in the Ngaanyatjarra region. On the basis of his long term relationship with the elders of the area, he is now assisting this group to develop a strong and effective leadership role at a time when issues to do with 'remote communities' are under the microscope as never before.

Like most Desert people, the Ngaanyatjarras actually feel more comfortable and stronger when operating at an inclusive level, and they used to ask us as staff for reassurance that we would be able to 'put the people and the land all back together' later on. I remember telling them that we would find a way to do that.

By late 2002, two of the six claims had received qualified support from the state for a consent determination, and for two others, connection reports were at an advanced stage. But even as we got closer to finishing, our worries about the outcome were rising. Native title had become 'bigger' in so many ways than we had imagined in the 90s. If the court ultimately accepted six determination areas, how difficult would it be in the aftermath to put one single area back on the agenda? Technical issues of amalgamating PBCs and the like were one thing, but there would be vastly more to it in terms of mindsets.

On the Ngaanyatjarra Lands we were wondering more and more about the wisdom of our trajectory. When it became apparent that the six claims were taking on a life of their own even among some Ngaanyatjarra people, an initially small group including myself and some other long term staff persons began to urge a full-scale reconsideration. And it was at this point that things started to get difficult.

Our legal team, together with supporters concerned with the gaining of native title rights on the national stage, cautioned against a change of tack. They warned that we were risking the ground we had gained on our first two claims, plus it was possible that there would be much more opposition from other parties to a very large claim.

But for we 'one claim' advocates, the on-the-ground divisiveness that threatened to arise in the future from separate claims outweighed these kinds of (undeniably real) risks. For a region that has as much going for it as the Ngaanyatjarra Lands (including a system of leasehold land which already provides a strong negotiating basis for land access matters), the gaining of native title was far from the 'be all and end all'. While native title was certainly sought by the people, even more important to the Ngaanyatjarras was that the process should not create difficulties, and particularly that it should not upset the strong existing 'community of interest'.


History shows that at a series of meetings the people decided to amalgamate, and that the state came to accept the change in a positive spirit and worked together with the Ngaanyatjarra Council to obtain a consent determination in record time. The achievement of native title had been put into the service of broader Ngaanyatjarra interests, rather than proceeding purely under its own momentum, cross-cutting, or even threatening, those interests. The financial savings to all parties of the amalgamation exercise would also have been considerable. But it was not from the lawyers' corner that this kind of a push could have come.

Writing the anthropological report

My story is not meant to be negative to lawyers, and in fact the rigour that our PLO Ingrid Hebron brought to the decision-making process for the 'one claim' was beneficial to all. Still, I will admit I had a torrid time at first with our legal team, not only over the switch to the 'one claim' but also over the approach that should be taken to the connection report.

Luckily there was not too much time to get entrenched in battle over this, and I was soon down to work with barrister Robert Blowes on the nitty gritty of the report. The structure he wanted was not at all like the way I had written earlier such reports. Basically, his structure launched into the 'propositions' relevant to the claim right from

¹ This article first appeared in the [WA Office of Native Title's e-Newsletter: August Edition 7](#) and is reproduced courtesy of ONT and the author.



paragraph one, whereas I had always taken the approach, more natural to the anthropologist, of leading into the material more gradually, setting the scene first and so forth. But I did accept the idea that the contextualising kind of material that I had thought indispensable might be actually irrelevant because of the very fact that it was not specific. The trick, I learned, was to smuggle the background in during the course of making the specific points required. Once I got used to writing in this way, I actually didn't find it difficult, and in fact it proved to be quite stimulating to be saying something very focussed to the case in every sentence.

The other main challenge was to write so as to be continually separating the 'facts' from the 'opinions'. While very social scientist knows that such a distinction is extremely dodgy, it is again not so difficult to work in this way when you get the hang of it. Indeed, it can actually be quite useful to have such a device at one's disposal, using it as a tool to make the points one wishes to make. The downside is that it can make for very inelegant writing to have to keep explaining how you know everything you say you know, and it is necessary to develop techniques to get around this.

For me at least, part of the problem was that I had initially felt quite affronted at the lawyers' apparent assumption that I was there to do what they decided needed to be done, when I was the one who had been working in the area for years and who knew the material. The power imbalance between lawyers and anthropologists can be very frustrating! However, when we got down to work I found that Robert seemed to take a lot of what I said on board, and I began to enjoy the process. If there had been no such collegueship and willingness to adapt, things would have been a lot harder.

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WHAT'S NEW

Legislation

Commonwealth: [Aboriginal and Torres Strait Islander Heritage Protection Amendment Bill 2005](#) Its purpose is to make amendments to the *Aboriginal and Torres Strait Islander Heritage Protection Act 1984* and to the *Aboriginal Land (Lake Condah and Framlingham Forest) Act 1987*.

Commonwealth: Legal and Constitutional Legislation Committee: Corporations (Aboriginal and Torres Strait Islander). Canberra: Senate Committees Hansard. 4 October 2005.

<http://www.aph.gov.au/hansard/senate/committee/S8756.pdf>

<http://www.parliament.qld.gov.au/view/publications/documents/research/ResearchBriefs/2005/200515.pdf>

Northern Territory: [Northern Territory Aboriginal Sacred Sites Amendment Bill 2005](#) (NT) This Bill proposes to amend the *Northern Territory Aboriginal Sacred Sites Act 1989* (NT). The Bill was introduced into the Legislative Assembly and received its second reading speech on 20 October 2005.

Tasmania: A second round of community consultation on the development of new Tasmanian Aboriginal heritage legislation to replace the *Aboriginal Relics Act 1975* will begin shortly. Contact the [Department of Tourism, Parks, Heritage and the Arts](#) for

more information at

<http://www.dtpa.tas.gov.au/index.html>

Queensland: [A Framework to Protect Wild Rivers in Queensland - the Wild Rivers Bill 2005 \(Qld\)](#)

South Australia: [Pitjantjatjara Land Rights \(Miscellaneous\) Amendment Bill](#), designed to amend governance arrangements on APY Lands, was passed in the early hours of the morning, 19 Oct 2005.

Victoria: [Aboriginal Heritage Bill Exposure Draft](#) has been released. Visit

http://www.dvc.vic.gov.au/AAV/heritage_bill/Fact%20Sheets/DVC%20Fact%20Sheet%201.pdf for a

summary of the main proposals, or http://www.dvc.vic.gov.au/AAV/heritage_bill/Final%20Exposure%20Draft%20for%20distribution%20071005.pdf to view the Exposure Draft in its entirety.

On-line publication, [The New Matilda](#) has launched the [New Matilda's Human Rights Act Campaign](#). Australia is the only Western country without a national Human Rights Act or equivalent. New Matilda seeks to change this. It has produced a draft Human Rights Bill and it wants to know what you think of it. Human Rights Bill 2006 - [download here](#). Human Rights Bill Explanatory Information - [download here](#). View

consultation questions, submission guidelines and submissions received- click [here](#).

Recent Cases: Australia

[Davidson v Fesl \[2005\] FCAFC 183](#)

French, Finn And Hely JJ

30 August 2005

Perth (Heard In Brisbane)

Keywords: Aborigines – native title – application for native title determination – authorisation – whether application properly authorised at lodgement – application discontinued by leave – application for leave to appeal against grant of leave to discontinue – native title claim group – definition – difficulties and disputes about definition – connection to authorisation question – no substantial injustice arising out of discontinuance – benefits to be derived from filing of fresh native title determination application with properly defined native title claim group and adequate authorisation – application for leave to appeal against grant of leave to discontinue dismissed

Visit

<http://www.austlii.edu.au/au/cases/cth/FCAF/C/2005/183.html> for more information

[Noble v Murgha \[2005\] FCAFC 211](#)

NATIVE TITLE - application for leave to appeal from primary judge's decision under s 66B

http://www.austlii.edu.au/au/legis/cth/consol_act/nta1993147/s66b.html of Native Title Act

1993 removing applicant in claimant application - whether removal authorised pursuant to s251B

<http://www.austlii.edu.au/au/legis/cth/consol_act/nta1993147/s251b.html> - whether decision made by native title claim group in accordance with a "process of decision-making agreed to and adopted"

<http://www.austlii.edu.au/au/cases/cth/FCAFC/2005/211.html>

[Country Energy v Williams; Williams v Director-General National Parks and Wildlife \[2005\] NSWCA 318](#)

ADMINISTRATIVE LAW - consent under 90 of the National Parks and Wildlife Act 1974

http://www.austlii.edu.au/au/legis/nsw/consol_act/npawa1974247/ - permit under s87 of that

Act - validity of permit and consent to disturb and relocate Aboriginal objects - validity of permit and consent to destroy Aboriginal objects, the existence of which is not yet known – whether procedural fairness accorded to interested party in relation to survey and assessment of Aboriginal significance of proposed development site - whether there was a legitimate expectation that interested party would be included in survey - whether interested party given an adequate opportunity to assess the significance of any Aboriginal objects.

<http://www.austlii.edu.au/au/cases/nsw/NSWCA/2005/318.html>

[Linda Champion on behalf of the Central West Goldfields People/ /Western Australia/New Hampton Goldfields Pty Ltd/South Kal Mines Pty Ltd, \[2005\]](#)

NNTTA 74 Catchwords: Native title - future act - proposed grant of prospecting and exploration licences - expedited procedure objection applications - consent determination that the acts attract the expedited procedure

<http://www.austlii.edu.au/au/cases/cth/NNTTA/2005/74.html> "no provision for the Tribunal to impose conditions on consent determinations"

[Noble v Mundraby \[2005\] FCAFC 212](#)

North, Weinberg & Greenwood JJ

30 September 2005

Brisbane

NATIVE TITLE – application for leave to appeal, or alternatively appeal from primary judge's decision under s 66B of *Native Title Act 1993* (Cth) removing applicant in claimant application – whether removal authorised pursuant to s 251B – whether decision made by native title claim group in accordance with a "process of decision-making agreed to and adopted".

[Noble v Murgha \[2005\] FCAFC 211](#)

North, Weinberg & Greenwood JJ

30 September 2005

Brisbane

NATIVE TITLE – application for leave to appeal from primary judge's decision under s 66B of *Native Title Act 1993* (Cth) removing applicant in claimant application – whether removal authorised pursuant to s 251B – whether decision made by native title claim group in accordance with a "process of decision-making agreed to and adopted".

[Gawirrin Gumana v Northern Territory of Australia \(No 2\) \[2005\] FCA 1425](#)

Mansfield J

11 October 2005

Yirrkala

NATIVE TITLE – determination of native title – form of determination – issues as to extent of native title rights in inter-tidal zone – whether public right to fish extends into tidal waters that are not navigable
JUDGES – when judge unavailable to make orders after delivering reasons for judgment

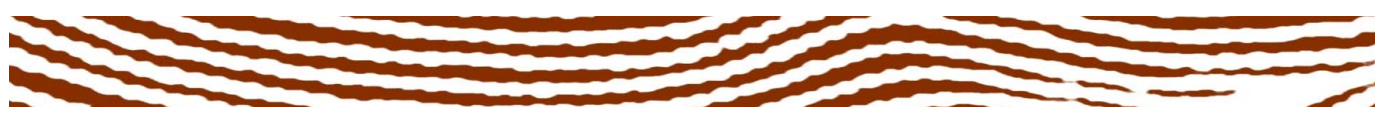
[Gary Jean Pappin and Mary June Pappin on behalf of the Muthi Muthi People v NSW](#)

[Minister for Land & Water Conservation \[2005\] FCA 1430](#)

Stone J

12 October 2005

Sydney



NATIVE TITLE – claimant application for determination of native title – compensation applications – failure to prosecute proceedings with due diligence – proceedings dismissed

(Sourced from NNTT Judgements and Information email alert service)

Recent Cases: International

Chingee v. Canada (Attorney General), 2005 BCCA 446

From the judgment: In my opinion lands in severalty conveyed pursuant to the McLeod Lake Indian Band Treaty No. 8 Adhesion and Settlement Agreement are simply not within the legislative jurisdiction of Canada, such lands neither being offered to Canada by British Columbia as "lands reserved for the Indians" nor accepted by Canada as such. It follows that I would allow the appeal of the Attorney General of Canada.

<http://www.courts.gov.bc.ca/Jdb-txt/CA/05/04/2005BCCA0446.htm>

(Sourced from NNTT Judgements and Information email alert service)

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Publications

Aboriginal Studies Press

Aboriginal Studies Press invites you to visit www.aiatsis.gov.au/asp where you can order copies of ASP titles, read about the latest news and events, and Join Our Mailing List.

New Releases

Cleared Out: First contact in the Western Desert

Sue Davenport, Peter Johnson & Yuwali
ISBN 085575 457 5, pub, 270x255mm, 304 pp, 2 colour, heavily illustrated, \$45.00, History/Aboriginal Studies

In 1964, the eyes of the nation were fixed on its Western Desert: the British and Australian governments were about to fire the controversial Blue Streak rockets across the inland. To the ministers in Canberra and London this was an ideal target range: empty desert, a place they called the 'dump zone'. But to one seventeen-year-old girl and her family, it was home. *Cleared Out* is the extraordinary story of the events of that winter.

Unfinished Constitutional Business? Rethinking Indigenous Self-determination

Barbara Ann Hocking (editor)
ISBN 0 85575 4664, pb, 216x140mm, 320 pp, \$39.95, Native Title, Self-determination

Landscapes of Indigenous Performance: Music, song and dance of the Torres Strait and Arnhem Land

Fiona Magowan & Karl Neuenfeldt (editors)
ISBN 0 85575 493 1, pb, 230x152mm, 208 pp, \$39.95, Performance studies, Ethnomusicology

The Little Platypus and the Fire Spirit

Mundara Koorang
ISBN 0 85575 494 X, hb, 190x240mm, 32pp, 4 colour throughout, \$24.95, Children's

The Rain Flower

Mary Duroux
ISBN 0 85575 467 2, pb, 210x150mm, 48 pp, b/w & colour throughout, \$14.95, Children's

Available December

Aboriginal Australia Wall Map

Revised cover only and a new size

Large (841x1189mm), \$24.95, ISBN (flat) 0 85575 491 5,

ISBN (folded) 0 85575 492 3

Small (594x420mm), \$14.95, ISBN (fl at) 0 85575 496 6,

ISBN (folded) 0 85575 497 4

This map presents work carried out for the *Encyclopaedia of Aboriginal Australia* between 1988 and 1994. Using the published resources available at that time, the map attempts to represent all the language or tribal or nation groups of the Indigenous people of Australia. This map is not suitable for use in native title and other land claims.

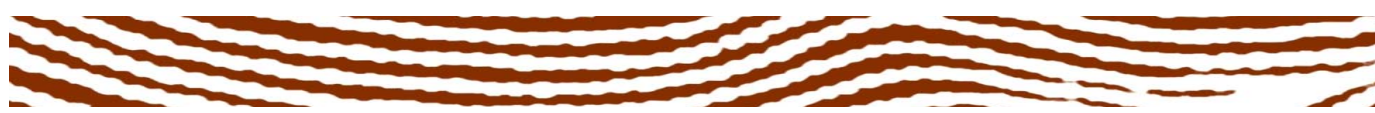
AIATSIS

Arabena, Kerry: [AIATSIS Discussion Paper No. 16 "Not fit for modern Australian society: Aboriginal and Torres Strait Islander people and the new arrangements for the administration of Indigenous affairs"](#)

Bradfield, Stuart: [Native Title Research Unit Issues Paper Vol 3 No. 3: "White picket fence or Trojan horse? The debate over communal ownership of Indigenous land and individual wealth creation."](#)

Bauman, Toni: [Native Title Research Unit Issues Paper Series Vol 3. No. 2: Whose benefits? Whose rights? Negotiating rights and interests amongst Indigenous native title parties](#) is available for download from

[The Language and Place Name thesauri](#) are now available on the AIATSIS web site at <http://www1.aiatsis.gov.au/thesaurus/> these thesauri are the result of a lot of hard work from staff and will allow easy and efficient browsing of our collections by language and place name - so critical to our clients



requesting about our collections. Importantly, once a term is selected, you can select an item type (books, manuscripts, pictorial etc) and a search on Mura, the AIATSIS catalogue will be made.

[Native Title Newsletter Jul-Aug 2005](http://www.aiatsis.gov.au/rsrch/ntru/newlet/july_august05.pdf) is available for download at http://www.aiatsis.gov.au/rsrch/ntru/newlet/july_august05.pdf

All of these publications can be downloaded from <http://www.aiatsis.gov.au/rsrch/ntru/publications.html>

Other

Beckett, Jeremy: A Study of Aborigines in the Pastoral West of NSW. Beckett's original 1958 thesis with a new introduction by the author. \$30 plus \$3.00pp To order contact oceania@arts.usyd.edu.au

Belgrave Michael, Merata Kawharu and David Williams eds. Waitangi revisited: perspectives on the Treaty of Waitangi / Auckland, N.Z.: Oxford University Press, 2005

Cairney, Amelia: De Rose v South Australia. Native Title News Vol 7 Issue 5 October 2005 Butterworths

Carter, Graham & Darren Fooks Aboriginal Cultural Heritage in Queensland-12 months on Native Title News Vol 7 Issue 5 October 2005 Butterworths

Goodall, Carey Extinguishment of native title by pastoral improvements - the position post De Rose Hill Native Title News Vol 7 Issue 4 September 2005 Butterworths pp 58-61

Grbich, Judith Tracing the figure of the native in postcolonial theory and native title law: enlightenment, aesthetics and Charles Harpur Australian Feminist Law Journal 2005 Vol 22 pp 127-144

Gross Claudia, Harriet D. Lyons and Dorothy A. Counts eds A Polymath Anthropologist: Essays In Honour of Ann Chowning. Research in Anthropology and Linguistics, Monograph No. 6. University of Auckland, Department of Anthropology. October 2005.

Hepburn, Samantha Disinterested truth: legitimization of the doctrine of tenure post-Mabo. Melbourne University Law Review Vol 29 No 1 2005 pp 1-38

Hiley, Graham How important is authorisation? Native Title News Vol 7 Issue 5 October 2005 Butterworths

Motha, Stewart The failure of 'postcolonial' sovereignty in Australia Australian Feminist Law Journal 2005 Vol 22 pp 107-125

Rudland, Sandra Pilgrimages of English law in Australian exploration: 'Wherever they go they carry their laws with them' Australian Feminist Law Journal 2005 Vol 22 pp 49-65

Russell, Peter H. Recognizing aboriginal title: the Mabo case and indigenous resistance to English-settler colonialism Toronto; London: University of Toronto Press, c2005

Sculthorpe Gaye. Recognising Difference: Contested Issues in Native Title and Cultural Heritage (The Third Berndt Foundation Biennial Lecture) Anthropological Forum: Vol. 15, No. 2 July 2005.

Secher, Ulla The Mabo decision - preserving the distinction between 'settled' and 'conquered or ceded' territories University of Queensland Law Journal Vol 24 No. 1 2005 pp 35-71

Online Publications

CAEPR

Three recent papers available for download from the Centre for Aboriginal Economic Policy Research may be of interest to list members:

Discussion Paper 276 'Land rights and development reform in remote Australia' by J.C. Altman, C. Linkhorn and J. Clarke

Working Paper 28: 'The Opportunity Costs of the Status Quo in the Thamarrurr Region' by J. Taylor and O. Stanley

Discussion Paper 275: 'Housing tenure and Indigenous Australians in remote and settled areas' by W. Sanders

All can be downloaded from the CAEPR website at <http://www.anu.edu.au/caepr/new.php>

National Native Title Tribunal

The NNTT's [What's New in the Library August 2005](http://www.nntt.gov.au/Library/files/Library_Bulletin_Aug_2005.pdf) Bulletin can be obtained by visiting http://www.nntt.gov.au/Library/files/Library_Bulletin_Aug_2005.pdf

[Talking Native Title September 2005](http://www.nntt.gov.au/metacard/files/TNT16/TNT_Issue_16_2005.pdf) can be obtained by visiting http://www.nntt.gov.au/metacard/files/TNT16/TNT_Issue_16_2005.pdf

See also

- [South Australia extra](#)
- [Victoria extra](#)
- [Western Australia extra](#)

Mining Agreements: Content Ideas
 Raine Quinn
 August 2005
 [PDF document \(468 KB\)](#) or visit
<http://www.nntt.gov.au/research/reports.html#Specificisuereports>

Pastoral agreements: Content Ideas
 Raine Quinn August 2005
 [PDF document \(492 KB\)](#) or visit
<http://www.nntt.gov.au/research/reports.html#Specificisuereports>

Local Government Agreements: Content Ideas
 Raine Quinn August 2005 National Native Title
 Tribunal
 [PDF document \(428 KB\)](#) or visit
<http://www.nntt.gov.au/research/reports.html#Specificisuereports>

Other

Hughes, Helen: *The Economics of Indigenous Deprivation and Proposals for Reform*
<http://www.cis.org.au/IssueAnalysis/ia63/IA63.pdf>

Note: The following information regarding on-line publications is extracted from the Federal Court's Native Title Bulletin 2005, No. 7.

[Federal Court: Native Title Infobase \(NTIB\)](#)
 Please note that where possible cases, legislation and sources listed in database records are now linked directly to the Internet. Approximately 60% of the records on the Native Title Infobase (Intranet version) are also linked to full text images. Visit <http://www.fedcourt.gov.au/catalogues/search.html>

Bowskill, Helen
[Expert evidence in native title proceedings](#)
 Native Title News Vol 7 No. 3 July 2005 pp 40-44

Tehan, Maureen
[Difference, equality, recognition and justice : indigenous issues in the High Court judgments of Justice Mary Gaudron](#) Public Law Review Vol 15 2004 pp 320-327

McKenna, Marshall

[The potential utility of delivery of decisions to facilitate mediation](#) Native Title News Vol 7 Issue 4 September 2005 pp 66-68

Fox, Jo
[History of negotiated agreements in Australia](#) Balayi: Culture, Law and Colonialism Vol 7 May 2005 pp 41-56

Llewellyn, David and Tehan, Maureen
['Treaties', 'Agreements', 'Contracts', and 'Commitments' - what's in a name? The legal force and meaning of different forms of agreement making](#)
 Balayi: Culture, Law and Colonialism Vol 7 May 2005 pp 6-40

The National Native Title Tribunal's [Native Title Hot Spots: No. 16](#) is available for download from <http://www.nntt.gov.au/newsletter/hotspots/issues/16.html>

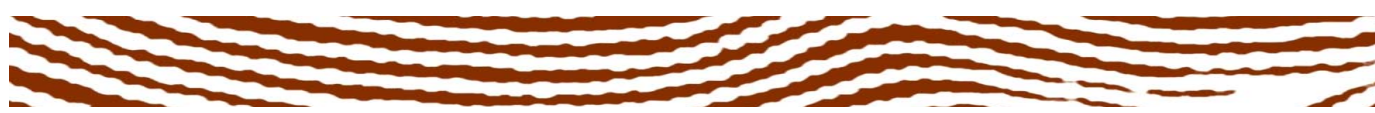
[Researching Australian Indigenous Governance: A Methodological and Conceptual Framework](#) D.E. Smith Working Paper No. 29/2005 is available from <http://www.anu.edu.au/caepr/Publications/WP/CAEPRWP29.pdf>

The AHURI Positioning Paper: [Best Practice Models for Effective Consultation: Towards Improving Built Environment Outcomes for Remote Indigenous Communities \(2004\)](#)
<http://www.ahuri.edu.au/global/docs/doc825.pdf?CFID=367851&CFTOKEN=17137815>

[Victorian Implementation Review of the Recommendations from the Royal Commission into Aboriginal Deaths in Custody](#) was tabled in the Victorian Parliament 27 Oct 2005

[Voices of Australia: 30 years of the Racial Discrimination Act](#) has been released by the Human Rights and Equal Opportunities Commission. It can be downloaded from http://www.humanrights.gov.au/voices/pdf/voices_mlc80dpi.pdf Audio files can also be downloaded from <http://www.humanrights.gov.au/voices/>

HREOC has also released [Face the Facts – countering myths about refugees, migrants](#)



[and Indigenous people](#). Sydney: HREOC. 28 October 2005. It can be downloaded from <http://www.hreoc.gov.au/publications/index.html#new>

The third issue of the [Native Nations Institute's NNI Research Report](#) is now on the NNI website and can be reached through the following link: <http://udallcenter.arizona.edu/nativenations/researchreport/oct05.html>

[Final Report of the Review of the Land Administration Act 1997 \(WA\)](#) has been released by the Western Australian Department of Planning and Infrastructure.

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Upcoming Events Conferences

8 Nov 2005 [The Uses and Abuses of Archaeology for Indigenous Populations](#) Rangataua, Tauranga New Zealand Visit http://ehlt.flinders.edu.au/wac/site/confer_nz_2005.php for more information.

17 Nov 2005 [Reconciling the Past. Amnesty International and the Coalition of Peoples](#)

Workshop: Healing without violence

Using the model of reconciliation and forgiveness as tools for healing, this workshop will equip you with practical skills and knowledge to deal with issues of violence. Dr Gobodo-Madikizela's skills in facilitating encounters between victims of violence and perpetrators will help us understand the processes involved in providing solutions to the issues of inter-generational violence.

Thursday 9am-5pm \$325

Dr Gobodo-Madikizela

In Her Own Voice

Wednesday 6-7.30pm November 16 \$35 Unwaged \$20

October 24 2005 Justice Michael Kirby

Justice Kirby's address will be followed by a panel of high profile speakers including the Chief Justice of Western Australia, Hon Chief Justice Malcolm, Patron Coalition of Peoples, Hon Fred Chaney, Reconciliation Australia and Marlene Jackamarra-Carnamah, Chairperson Coalition of Peoples.

Monday 5-7pm \$35

At the University of Western Australia.

For more information visit

<http://www.equity.uwa.edu.au/welcome?f=87045>

24 - 25 Nov 2005

[W.E.H. Stanner: Anthropologist and Public Intellectual](#)

The Australian Institute of Aboriginal and Torres Strait Islander Studies together with The Australian National University present this two-day symposium to mark the centenary of the birth of W.E.H. Stanner (1905-1981). Coombs Lecture Theatre. Registrations are now open

For more information or to register visit the website:

<http://www.anu.edu.au/culture/stanner>

24-26 Nov 2005 [Beyond Ethnography: ASAA/NZ Conference](#) Victoria University. Visit

<http://www.vuw.ac.nz/sacs/news/anthconference/anthconference.aspx> for more information.

25 Nov 2005 [Culture Fix](#) Sydney Australia. Culture fix is the national conference of the Cultural Studies Association of Australia. Visit

<http://www.hss.uts.edu.au/csaa/> for more information.

27 Nov 2005 [World Indigenous Peoples Conference on Education \(WIPCE\)](#) Waikato

New Zealand. Visit <http://www.wipce2005.com> for more information.

7-9 December 2005 [Whiteness and the Horizons of Race](#) Australian Studies Centre,

University of Queensland. For more information visit http://www.uq.edu.au/events/event_view.php?event_id=1061

8-10 December 2005 [Pain & Death: Politics, Aesthetics and Legalities](#) Centre for Cross-


Cultural Research, Australian National University. To register online go to: <http://www.anu.edu.au/culture/painanddeath/index.php>

8-9 December 2005

["Racisms in the New World Order: Realities of Culture, Colour and Identity"](#) Conference Presented by the Centre for Multicultural and Community

Development, University of the Sunshine Coast Hyatt Regency Hotel

Coolumb, Queensland



This conference will provide opportunity to examine the contemporary manifestations of racism across the world around key themes. The Centre for Multicultural and Community Development invites representatives from community, government and other organisations, as well as academics to attend the conference to develop a better understanding of racism and ways to combat it. For more information contact: Ms Mitra Khakbaz, Coordinator Centre for Multicultural and Community Development Faculty of Arts and Social Sciences University of the Sunshine Coast
Ph: +61-7-3210-6951
Fax: +61-7-3210-6967
mkhakbaz@usc.edu.au

5 Dec 2005 [Family & Community Strengths Conference - Evidence driving Practice](#)
Newcastle Australia. Visit <http://pco.com.au/family> for more information.

26 Feb 2006 [Sharing the Fish - Allocation Issues in Fisheries Management](#) Fremantle Australia. Visit <http://www.fishallocation.com> for more information.

20 Apr 2006 [Community Development in a 'Global Risk Society'](#) Melbourne Australia. Visit <http://www.deakin.edu.au/cchr> for more information.

15-18 August 2006 The International Conference on the Arts in Society presented by the University of Edinburgh, Scotland <http://www.Arts-Conference.com>
To be held in conjunction with the Edinburgh International Arts Festivals, the conference will include leading artists, arts practitioners and theorists through paper presentations, workshops and colloquia. The conference venue, the University of Edinburgh, is located near the heart of the various Edinburgh Festival activities.

Seminars

AIATSIS SEMINAR SERIES

Monday 7 November 2005

Dr Mary Anne Jebb

'Jack Wherra's boab nut carving as historical narrative'

An independent researcher currently working across native title, community based curatorial work, and is also completing research on Indigenous narratives in cultural material.

Monday 14 November 2005

Kaye Price (Centre for Cross Cultural Research ANU/ NAIDOC Scholar of the Year, 2004)

To be advised

Monday 21 November 2005

Steve Kinnane (Visiting Research Fellow - AIATSIS)
Shadow Lines: Cheeky Spirits, Prohibited Areas and Dangerous Love

AIATSIS Special Seminar

Kerry Arabena (Visiting Research Fellow-AIATSIS)
Not Fit for Modern Australian Society: Aboriginal and Torres Strait Islander Peoples and the new arrangements for the administration of Indigenous Affairs.

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Opportunities

ENRICH reconciliation and heritage grants now available
The first 2005-2006 ENRICH grants of up to \$5,000 are now available from the DIA for heritage or reconciliation projects that promote greater understanding and respect for Indigenous heritage and culture. Applications are due by 4 November. For more information contact regional DIA offices or visit the DIA website
<http://www.dia.wa.gov.au/default.aspx>

Indigenous Health Promotion Scholarships 2005/06

The Australian Health Promotion Association (WA Branch) will offer three scholarships per year to Aboriginal and Torres Strait Islander people who would like a career in health promotion. Aboriginal and Torres Strait Islander people are invited to apply for a 6-month scholarship to coordinate a health promotion project with support from an agency. Applications close December 16th 2005, with the successful scholarship winners commencing work by April 2006. Aboriginal and Torres Strait Islander people wishing to register their interest and receive more information about the scholarship program contact: Lyn Dimer ph: (08) 9388 3343

Email: lyn.dimer@heartfoundation.com.au

For agencies interested in hosting a scholarship recipient contact:

Catherine Sayers, AHPA Executive Officer

Ph: (08) 9382 5921

Email: ahpa@heartfoundation.com.au

Australian National University: Master of Applied Anthropology & Participatory Development
The Master of Applied Anthropology and Participatory Development (MAAPD) program will provide an understanding of the principal ways in which social inquiry and method can be applied to design, implementation, monitoring and evaluation processes for development activities. On completion of the program, MAAPD graduates will be better able to manage development projects, including undertaking social assessments and advising on their cultural and social impacts. In 2006 the program is being expanded to provide for two specialisations: Gender



and Development, and Indigenous Policy. For more information visit <http://rspas.anu.edu.au/maapd>

A university scholarship program to support post graduate study by indigenous leaders was launched at Curtin University of Technology by Premier Geoff Gallop. Dr Gallop announced at Curtin's Centre for Aboriginal Studies that the State Government would provide \$280,000 over the next four years - \$70,000 a year - for the new Premier's Indigenous Leaders Scholarship (Curtin). The scholarship program enables respected and learned members of the Indigenous community to further their studies in their chosen area of expertise.

Call for Papers: The International Conference on the Arts in Society The University of Edinburgh, Scotland, 15-18 August 2006 <http://www.Arts-Conference.com> To be held in conjunction with the Edinburgh International Arts Festivals, the conference will include leading artists, arts practitioners and theorists through paper presentations, workshops and colloquia. The conference venue, the University of Edinburgh, is located near the heart of the various Edinburgh Festival activities.

Universities and Bushfire CRC partner agencies are invited to submit an application for a vacation student project that provides input into the Bushfire CRC research program. Scholarships are available to current undergraduate students studying at Bushfire CRC partner universities and also to Bushfire CRC end user agencies interested in providing research experience for a student from a CRC affiliated university. Students must complete a research project of 8 -10 weeks duration.

Employment Arrangements: students must be employed by the agencies or universities and be covered by the necessary WorkCover and insurance, students to be based at the employer's workplace.

Payment: Bushfire CRC will provide \$350 per week. Agencies/universities must invoice the CRC for the total amount Applications Process: Agencies/universities interested in receiving funding for vacation students can apply to the CRC, using the attached form by Monday 7 November and emailed to kellie.watson@bushfirecrc.com

NSW Aboriginal Affairs Minister, Milton Orkopoulos and Federal Education, Science and Training Minister, Brendan Nelson, have announced funding of \$2 million over the next two years for the employment of 8 Community Facilitators to help local Aboriginal people implement action plans to tackle the problems facing their communities. The Murdi Paaki Partnership Project Shared Responsibility Agreement (SRA) was signed by the two Governments, along with representatives from Government agencies and

Aboriginal leaders from across the western New South Wales region, on the second day of the 4th Community Working Party Governance Workshop, held in Cobar from 25 – 27 October.

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Employment

Central Land Council: Senior Anthropologist Native Title claim research management (3 year contract) Closing date: 4 Nov [Download](#)

York University, Canada: Assistant Professor, anthropology of Islam, Closing date: 15 Nov [Download](#)

York University, Canada: Assistant Professor, social archaeologist, Closing date 15 Nov [Download](#)

University of Southern Queensland: Lecturer in anthropology, Level B, Toowoomba Closing date 16 Nov [Download](#)

James Cook University: Senior Lecturer, Anthropology, Townsville (tenurable position) Closing date 11 Nov [Download \(htm\)](#) [Download \(pdf\)](#)


Gurang Land Council is looking for a senior Anthropologist for a native title consultancy of 90+ days. For further details, please contact Bernard Beston (Principal Legal Officer, Gurang Land Council): Tel: (07) 4153 3990, Mobile: 0419 781 199 Email: bernard.beston@glcac.com.au


The Melbourne Registry of the Federal Court is seeking a suitably qualified person for the role of Senior Information and Research Librarian - Native Title. Applications close on November 10, 2005.

Director of Research to lead and manage the Federal Court of Australia's legal research program. Applications for the position close on 28 October 2005.

SWALSC - CEO [NTRB51] The South West Aboriginal Land & Sea Council (SWALSC) has as its first objective assisting traditional owners in the Noongar region of South West Western Australia to exercise their rights under the Native Title Act 1993.

Native Title Services Victoria is looking to fill the following positions:

NTSV is looking for a suitably experienced Policy Officer. Applications close Friday 11 November 2005. View the  [Policy Officer vacancy](#) document for full details.



NTSV is looking for a suitably experienced Senior Legal Officer. Applications close Friday 11 November 2005. View the [Senior Legal Officer vacancy](#) document for full details.

NTSV is looking for a suitably experienced Future Acts Legal Officer. Applications close Friday 11 November 2005. View the [Future Acts Legal Officer vacancy](#) document for full details.

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NATIVE TITLE IN THE NEWS

ACT

Canberra to allow Indigenous land sale: Canberra's Indigenous community will be able to sell their land to individuals and businesses as part of a transformation of land rights to be unveiled, as early as next week, by the Howard Government. Under the latest reforms the 1976 Land Rights Act will be changed to allow Indigenous communities to exploit their traditional lands for financial purposes. The plans back a proposal made by ALP President and Howard appointee Warren Mundine who has mooted private ownership through an expanded lease system. Northern Land Council CEO Norman Fry and Indigenous leader Mick Dodson have pointed out that the current laws already allow for land to be leased for a wide range of purposes. Australian, pg 1 (04-Oct-05); Age pg 9 (06-Oct-05)

Federal

Minerals Council of Australia & Federal Govt sign MOU re. Indigenous communities: A memorandum of understanding has been reached between the Minerals Council of Australia and three Federal Government departments based on the industry's commitment to work co-operatively with, and "support the needs and aspirations of Indigenous communities". Results are intended to include improved employment opportunities and enterprise facilitation and will in the first instance be targeted at five pilot locations across the country. Mining Chronicle, pg 47, October 2005


Pearson: Land profits a solution to black poverty. Noel Pearson has called for a "reconciliation" between Indigenous communal land and an "urgent need" for private home ownership in a speech to the Centre for Independent Studies, 25 Oct 05. "There is no question that communal title is integral to Indigenous culture" said Pearson "It is equally true that transferable property rights are integral to development". Prof Mick Dodson said that "The suggestion that Indigenous people need to abandon

their traditions (of communal ownership) in order to engage with the modern world is nothing more than assimilation". Australian, pg 6 & pg 16 & pg 17 (26-Oct-05)

Indigenous housing-One size does not fit all: "Practical reconciliation" policies have failed to deliver the most basic of human needs-adequate housing, says Shadow Minister for Indigenous Affairs, Sen Chris Evans. "Rather than focus on private land ownership on remote Aboriginal communal land the Howard Government must address the need for basic public housing" said Evans. Media Release, Labor Party, pg 59 (25-Oct-05)

Review of native title process: Senior lawyers, Graham Hiley, QC and Ken Levy have been appointed to review the process for resolving native title claims and will report to the Federal Government by April 2006. "The review will consider how the (Federal) Court and the (National Native Title) Tribunal can work more effectively in managing and resolving native title claims", said Attorney-General Phillip Ruddock. Northern Star, pg 9 (18-Oct-05); Daily Examiner, pg 10 (18-Oct-05); Cairns Post, pg 11 (18-Oct-05); Cairns Post, pg 11 (18-Oct-05); Daily News, pg 7 (18-Oct-05); Launceston Examiner, pg 28 (18-Oct-05); Morning Bulletin, pg 14 (18-Oct-05); Queensland Times, pg 12 (18-Oct-05); Media Release, Liberal Party, pg 15 (17 Oct 05); Maitland Mercury, pg 7; Daily Advertiser, pg 9; Queensland Country Life, pg 7 (20 Oct 05)

Shadow ministers express concern about native title process review: Shadow Attorney-General Nicola Roxon and Shadow Indigenous Affairs Minister Chris Evans have expressed concern that no Indigenous representatives have been appointed to consult on or oversee the review of the native title system. Goldfields Land & Sea Council executive director Brian Wyatt has also claimed that the Review process is fundamentally compromised by the absence of any Aboriginal representation on the steering committee. "Without a representative the review is unlikely to be fair and balanced but will merely be an erosion of the hard-fought gains of



Aboriginal people" said Mr Wyatt. "It's time for Aboriginal people to be given a real say on where Native Title is to go to from here by including them on the steering committee of this important review". Media Release, Labor Party, pg 11(17-Oct-05); Kalgoorlie Miner, pg 4 (21 Oct 05)

ALP rift over land rights: NSW State Labor MP and senior left-wing Indigenous figure Linda Burney is outraged by her party's support for the privatisation of Aboriginal land in the Northern Territory and believes that Indigenous people will lose their land if they sign 99-year leases. The Federal government wants to see these changes adopted nationally and will begin negotiations with state governments to encourage them to change their laws. "The agenda is not about providing more houses; it's about making sure that Aboriginal people don't have different land tenure. That's what this is all about" said Ms Burney "...I am perturbed that there seems to have been an embracing of the approach without discussion with Indigenous Labor members". Weekend Australian, pg 15 (15-Oct-05); Northern Territory News, pg 2 (24 Oct 05)

Vanstone responds to Oxfam: Immigration, Multicultural and Indigenous Affairs Minister Amanda Vanstone wrote in response to Andrew Hewitt (Oxfam Australia) that she does not see amendments to the Land Rights Act as the solution to severe economic disadvantage in remote Australian Indigenous communities. "The Government remains committed to tackling the issues identified by Mr Hewitt, namely investing in education, health, housing and infrastructure. But this does not mean that we cannot move on land tenure issues at the same time" said Vanstone. North West Star, pg 6 (14-Oct-05)

200th ILUA signed: The National Native Title Tribunal has registered the 200th Indigenous Land Use Agreement. Aboriginal and Torres Strait Islander Social Justice Commissioner Tom Calma said that these ILUAs have allowed (various stakeholders) to proceed with developments while at the same time ensuring the rights and interests of traditional owners were recognised. Broome Advertiser, pg 3 (13-Oct-05); Koori Mail, pg 8 (5 Oct 05)
http://www.nntt.gov.au/ilua/1128065466_2148.html and
http://www.nntt.gov.au/media/1128302683_3736.html

Indigenous groups cautiously welcome land reform: Various Indigenous groups have cautiously welcomed reform to allow individual leases on communal lands but say it should not lead to a cut in spending. Aboriginal and Torres Strait Islander Commissioner Tom Calma says that the new access to equity must not be seen by governments as a way to substitute investment and service provision in


remote areas. Cairns Post, pg 14 (07-Oct-05); Daily Liberal pg 6 (07-Oct-05)

Indigenous housing loans 'unaffordable': NT Labor MP Warren Snowden says home ownership alone would not address Indigenous poverty. "Even under the most generous concessional rates available from Indigenous Business Australia I can't see many people getting their own houses through this scheme". IBA chairman Joseph Elu said that a family with a combined income of \$30000/year would "struggle" to finance a loan. Australian, pg 2 (07-Oct-05)

Oxfam criticise Indigenous land reform: Plans to allow traditional owners to lease out entire towns on Aboriginal land have been criticised by major aid organisation Oxfam. "(T)hese new changes will only benefit the few and not the many, which makes one wonder why they are looking at the issue as a priority. The real issues that need to be tackled to boost economic and social development and address housing needs include greater investment in education, health, housing and infrastructure and developing innovative public-private partnerships" said Executive Director Andrew Hewett. North West Star, pg 8 (07-Oct-05)

Traditional owners to lease towns: Traditional owners would be able to lease whole towns under changes to the Land Rights Act. Indigenous Affairs Minister Amanda Vanstone said that the move would encourage more private sector investment, while traditional owners would retain communal title. A fund of \$7.3 has been established for low-interest home loans to potential Indigenous home-owners. Canberra Times, pg 5 (06-Oct-05); Cairns Post pg 18 (06-Oct-05); Geelong Advertiser, pg 9 (06-Oct-05); Herald Sun, pg 34 (06-Oct-05); News Mail, pg 11 (06-Oct-05); Sunshine Coast Daily, pg 14 (06-Oct-05); Bendigo Advertiser, pg 14 (06-Oct-05); Queensland Times, pg 12 (06-Oct-05); Australian Financial Review, pg 5 (06-Oct-05); Daily Times pg 7 (06-Oct-05); Frazer Coast Chronicle, pg 11 (06-Oct-05); Launceston Examiner pg 63 (06-Oct-05); North West Star pg 5 (06-Oct-05); Shepparton News pg 19 (06-Oct-05); Warrnambool Standard, pg 5 (06-Oct-05); Joint Media Release-Amanda Vanstone, Kay Patterson & Kevin Andrews, (5 Oct 05); Media Release-Amanda Vanstone (5 Oct 05); Daily Advertiser, pg 20 (6 Oct 05); Barrier Daily Truth, pg 8 (6 Oct 05); Katherine Times, pg 5 (12 Oct 05); Koori Mail, pg 8 (19 Oct 05)

Reform bill 'too complex, unworkable': Proposed legislation aimed at improving corporate governance of Indigenous bodies is too complex and unworkable a parliamentary enquiry has heard. If passed, the legislation will take effect from July 2006 and replace the Councils and Associations Act 1976. North Queensland Land Council PLO Martin Dore said "We seem to have gone from a piece of legislation which is quite simple to something which is in excess of 500 pages and quite complex" and pointed out that the bill lacks transitional provisions for moving to a new corporate government structure" while Central Land Council senior lawyer Michael Prowse said that "Many Aboriginal corporations that operate in Central



Australia will be unable to comply with the provisions of the bill...it's quite possible that things will be more problematic than they were under the previous act". Age, pg 9 (06-Oct-05)

Palm say no to land sales: Palm Island Council chairwoman Erykah Kyle said that new policies allowing the sale of communally owned Indigenous land sounded ridiculous and amounted to the Government wanting to steal their birthrights. "Aboriginal people don't sell land...stop stealing Aboriginal land" she said. Townsville Bulletin, pg 2 (06-Oct-05)

PM will honour assurances on land rights: Reconciliation Australia co-chairs: Co-chairs of Reconciliation Australia Jackie Huggins and Mark Leibler say that, while the proof of proposed amendments to land rights legislation will be in their implementation, an announcement made by the Prime Minister at the National Reconciliation Planning Workshop appears to honour the guarantee that land rights would not be undermined. Mr Leibler cautioned that "Changes can and only will work if they are made in genuine partnership with Indigenous communities and if Indigenous people are given real decision-making power". Reconciliation Australia Media Release, pg 7 (06-Oct-05)

Indigenous land-owners shut out of 'secret land talks': The Federal Opposition says that Indigenous land-owners are being shut out of secret talks about plans to give new local councils the power to sell Indigenous land through 99-year leases. It is believed that Indigeneity may not be a prerequisite for eligibility to sit on the councils which will either be developed from existing land councils or created. Opposition Indigenous spokesperson Chris Evans attacked the Government saying it is leaving Indigenous people out of discussions. Changes include: removing the right of traditional owners to veto development projects on their land and giving territory and federal governments the right to compulsorily acquire land if traditional owners unreasonably refuse an application for a private lease. Adelaide Advertiser, pg 35; Senator Chris Evans (Shadow Minister for Indigenous Affairs) Media Release 4 Oct 05

Changes to Land Rights Act will 'encourage' Indigenous home ownership: Under sweeping changes to communal land ownership the Land Rights Act reforms will be designed to encourage private ownership in Indigenous communities and allow businesses and non-Indigenous interests to lease land belonging to traditional owners. Age, pg 9 (05-Oct-05); Northern Territory News, pg 3 (05-Oct-05); Northern Star, pg 16 (6 Oct 05); Daily Examiner pg 12 (6 Oct 05); Morning Bulletin, pg 20 (05-Oct-05); Australian pg 1 (05-Oct-05); pg 2; pg 13; Burnie Advocate pg 13 (6 Oct 05); Toowoomba Chronicle pg 18 (6 Oct 05); Courier Mail pg 11 (6 Oct 05); Daily Telegraph pg 23 (6 Oct 05); Gympie Times pg 6 (6 Oct 05); Canberra Times pg 16 (editorial 6 Oct 05)


O'Shane slams land plan: Opportunistic real estate agents will be lining up to sell Aboriginal land to whites if the Howard government legislates to allow communally held land to be sold. North Queensland Land Council chairman, Terry O'Shane said that the Federal Government would start with the Northern Territory and then 'attack' the rest of the nation. Land will be bought by developers and then 'people will move out into the cities and be hanging around and living in abject squalor' said O'Shane. Australian, pg 3 (05-Oct-05)

Govt endorses Indigenous Fishing Principles: Support from the Federal Government represents an important step in the adoption of national benchmarks for practical policies addressing customary fishing interests and Indigenous participation in fisheries-related business and fisheries management. Governments and business made strong commitments to encourage Indigenous participation in fisheries-related businesses. Koori Mail, pg 82 (21-Sep-05) [Not solely NNTT related, refer to website for useful link](http://www.nntt.gov.au/media/Projects.html)

Ruddock hosts meeting to discuss Native Title system review: State and Territory representatives met to discuss native title reform in Canberra on the 18 September 2005. "This is the first time that native title ministers across Australia have met to discuss common challenges facing the native title system" Mr Ruddock said. Warrnambool Standard, pg 13 (16-Sep-05); Northern Territory News, pg 2 (16-Sep-05); AG Dept media release (15-Sep-05); Daily Liberal, pg 4 (19-Sep-05); Illawarra Mercury, pg 10 (17-Sep-05); Adelaide Advertiser, pg 30 (17-Sep-05); Border Mail, pg 16 (17-Sep-05); Daily Telegraph, pg 9 (17-Sep-05); Northern Territory News, pg 12 (17-9-05); Townsville Bulletin, pg 10 (17-Sep-05); Esperance Express, pg 11 (20-Sep-05); Countryman, pg 11 (22-Sep-05); Barrier Daily Truth, pg 11 (17-Sep-05); Koori Mail, pg 3 (21-Sep-05)

Native Title changes on the agenda: Ruddock: Proposed changes to the Native Title Act focus on making agreements rather than litigation. The Attorney-General has said that "this is not about challenging the fundamental principles of native title, or seeking to wind back native title rights". However, Opposition legal affairs spokeswoman Nicola Roxon claims that the proposals are too vague to allow for input from stakeholders and asks "Is it a coincidence that as soon as this government gains control of the Senate, it wants to revisit native title?" National Indigenous Times, pg 5 (15-Sep-05)

Support for Native Title review: There is broad support from the Goldfield's region for a review into Australia's native title process. Goldfield's Land and Sea Council executive director, Brian Wyatt welcomed the prospect of a faster, fairer and less costly process, while Mineral's Council Chief



Executive Mitchell Hook said that the Government's approach supported their own wish-list. National Farmers Federation Native Title Taskforce chair John Stewart said that rural industry welcomed the recognition by the Attorney-General that there is room for improvement. *Kalgoorlie Miner*, pg 10 (10-Sep-05); *Queensland Country Life* (15-9-05)

<http://www.ag.gov.au/nativetitlesystemreform>

Farmers back moves to improve the native title process: The plan to reform the native title system was welcomed by the Native Title Taskforce established by the National Farmer's Federation. "NFF agrees with the fundamental principles of native title but the current process is too slow, too time-consuming and too costly" said NFF Native Title Taskforce chair Mr John Stewart. "Importantly, NFF seeks to ensure that any amendments...are not detrimental to respondents being able to litigate an outcome if this is seen as essential". NFF News Release 08-Sep-05

NSW

Cowarra dam opening acknowledges native title: The Cowarra Dam has opened in the Port Macquarie-Hastings Council area. At the opening ceremony recognition was given to the Bunyah Land Council of the native title rights of its members on the land. A number of land council members were employed on construction contracts associated with the dam. *Port Macquarie News*, pg 5 (17-Oct-05) Unable to find agreement in Tribunal framework - suggest contacting NSW-ACT Registry directly (Freecall 1800 640 501)

State move to have extinguishment proceedings dismissed: Lake Victoria: The NSW Crown Solicitor has placed an Order of Motion before the Supreme Court seeking a dismissal of proceedings taken by Ms Dorothy Lawson, who has claimed loss of rights over the extinguishment of native title rights at Lake Victoria, on the grounds that the matter is already before the Federal Court. Advancement of Ms Lawson's claim has occurred at the same time as the native title claim for south western NSW. *Mildura Independent Star*, pg 3 (16-Oct-05) NPA97/2 NSD6165 Barkandji (Paakantyi) People # 9 Case Manager: Frank Russo

Mildura marina to go ahead after negotiation of ILUA with 2 groups: The Latji Latji and Wergaia native title groups have reached an agreement with Mildura Rural City Council over the use of a Murray River site for a marina. As part of the deal the council agreed to offer employment and training opportunities to claimants during development. *Australian Financial Review*, pg 55 (12-Oct-05); *Sunraysia Daily*, pg 21 (15 Oct 05); *Mildura Independent Star*, pg 3 (16 Oct 05) ILUA not lodged - in negotiation stage

Custodians seek right to negotiate over cycleway:


The Anderson family of Cabbage Tree island have defended their right to be involved in negotiations over the delayed cycleway in the Ballina Shire. "We have no objection to the cycleway as such-only put it on the Western side of the Coast Road as our ancestors are buried in dunes on the Eastern side" say Susan and Douglas Anderson. : In a hearing before the Land and Environment Court on 23 Sep 2005 Ballina Shire Council agreed to stop work on a cycleway between Ballina and Lennox Head while an appeal from native title claimants Susan and Douglas Anderson is heard. The Andersons say that the proposed route traverses a massacre site, that they were not adequately consulted by the Shire and that they were excluded from archaeological surveys of the site. The Land and Environment Court will consider the matter in a three-day hearing 9-11 November. *Northern Star*, pg 3 (26-Sep-05); *Coffs Coast Advocate*, pg 6 (27-Sep-05), *Northern Star*, pg 10 (05-Oct-05) GeoSpatial search over the Ballina LGA results = 2. However the Applicant / Claimant names do not include those listed. Further information may need to be sought from the NSW Registry Freecall 1800 640 501

Wiradjuri people make native title claim: The Native Title Tribunal has received an application for 2860h of land 13km SE of Ulan northwest of Mudgee. The primary purpose of the application is to establish negotiation rights in relation to the Ulan coal mine owned by Enex Resources Ltd and Mitsubishi Development Pty Ltd. *Wellington Times* (05-Oct-05)

Council oppose Fiveborough swamp land claim: Leeton Shire will respond to a NSW Land Rights claim over the Fiveborough Swamp area "because it is used substantially, you have the management trust, council using it for sewerage and stormwater and you have leases in there". This is the first time that the Council has opposed a claim in its boundaries. *Irrigator*, pg 1 (04-Oct-05); *Daily Advertiser* pg 6 (7 Oct 05)

Claim on Wanaruah pond, Mussellbrook: Muswellbrook based Wanaruah Local Aboriginal Land Council have claimed Wollobi millpond under the NSW Aboriginal Land Rights Act. The 2.85ha site is a water reserve under the Rural Lands Protection Board. The claim will be assessed by the NSW Lands Department. *Newcastle Herald*, pg 26 (01-Oct-05)

How a 150 year old blanket can help settle a native title claim: State Library Indigenous Service librarian, Ronald Briggs says that records of blanket distributions, which usually recorded the English name, 'native' name, children and place of settlement of recipients, can be used by people researching native title claims to help establish residency in a particular area. *Sydney Morning Herald*, pg 14 (19-Sep-05)



Elder lodges claim to halt Worimi sale: A Worimi elder has lodged a native title claim over land at Worimi to prevent its sale by the Worimi Land Council. "It is a traditional place where women used to go and give birth and do women's business, where men could not go" said Elder, Mr Worimi Dates. Worimi administrator, Peter Hillig defended the voting process saying the meetings were well attended, the ALRA had been complied with and that there was no evidence of impropriety. Port Steven's Examiner, pg 3 (08-Sep-05) There has been a recent Non-claimant NTDA filed relating to the Worimi name (NN05/7). But no recent claim, suggest contacting the NSW Registry on Freecall 1800 640 501 for clarification

Claim call is close: The Department of Lands has completed an investigation into an ALRA claim lodged over 43 lots of the Collina Stage 10 development. "The outcome will be made public once the Minister has made his determination said Department spokesperson John McClymont. Area News, Griffith, pg 10 (07-Sep-05)

Native title claim filed for Wilpinjong site: An application for native title over the Wilpinjong Mine area has been lodged by three people representing the North Eastern area of the Wiradjuri people: William Garry Allen, Martin de Laurney and Lynette Syme. The claim covers approximately 28.5 sq km. Mudgee Guardian & Gulong Advertiser, pg 2 (06-Sep-05); Mudgee Guardian & Gulong Advertiser pg 3 (13-Sep-05) Application made for registration of native title claim NC05/1 NSD1089/05 Case Manager: Nicole Maher In notification from 21/09 - 20/12/05

Northern Territory

Ord development delayed pending NT/WA negotiations: Now that the WA State Government have entered into a development agreement with Miriwung-Gajerrong claimants for the Ord River they must present an analysis of the development before the NT government can commit to the scheme said NT Primary Industry and Fisheries Minister Kon Vatskalis. If they do support the scheme it is likely that a new town will need to be built, capital investment must be sought and a compensation package would need to be negotiated to extinguish any claims for native title. Northern Territory News, (31-Oct-05) Miriwung Gajerrong WC94/2, WAD6001/96 Case Manager: Sandra Barkla

Vanstone responds to Woodward: Changes to the Northern Territory Land Rights Act will apply only to townships on Aboriginal land and not to the vast bulk of the land that makes up almost half of the Northern Territory, said Indigenous Affairs Minister Amanda Vanstone. "The reforms will provide the opportunity for secure tenure for those people who have lived their whole lives without the legal security that the rest of Australians take for granted, while respecting


the rights of Traditional Owners" said Minister Vanstone. Northern Territory News, pg 12 (18-Oct-05)

Doctor urges caution before accepting NT Land Rights Act amendments: Ex-public health and flying doctor Colin Hughes warns that the privatisation of Indigenous lands will lead to patterns seen elsewhere in the world i.e. create debt, ignore negative determinants (such as poor infrastructure), raise interest rates, make service delivery dependant on interest debt repayments, impose economic management and introduce fees for basic services, repatriate any valuable property to sell to multinationals, and force families to leave their land. "I warn (Indigenous communities) to consider very carefully before accepting dreams of "wealth creation" from private ownership" said Dr Hughes. Echo, pg 4 (15-Oct-05)

CLC slam land rights amendments: The CLC has labelled amendments to the NT Land Rights Act expensive and unnecessary. "Aboriginal people are being forced to pay for these new arrangements from the Aboriginal Benefits Account which is for community development purposes. Furthermore they are being asked to forfeit any benefits from commercial development on their communities in future...It is a waste to introduce a whole new land tenure system merely because successive NT governments have refused to acknowledge or use the Act" said CLC director David Ross. Tennant & District Times, pg 8 (14-Oct-05)

Yolngu get land and sea rights-Blue Mud Bay: A native title determination at Yirrkala has recognised Yolngu land and sea rights and exclusive rights over areas of Aboriginal Land Trust land within the claim area. The non-exclusive nature of the sea rights recognised by Justice Mansfield represents a further clarification of the nature of these rights according to Native Title Tribunal president Graeme Neate. Rights of the 501km area of sea include the rights to hunt, fish, gather and use resources, including the right to take turtle and dugong for personal, domestic or non-commercial exchange or communal consumption. Territory News, pg 3 (14-Oct-05); Koori Mail, pg 11 (19 Oct 05) Ballarat Courier, (12-Oct-05); Australian, pg 6 (12 Oct 05); Northern Territory News pg 3 (12 Oct 05); sPress, pg 9 (18 Oct 05) Blue Mud Bay #2 DC02/34 NTD6035/02 Case Manager: Tony Shelley

Whites could own Aboriginal land: Sir Edward Woodward, who headed a royal commission into Aboriginal land rights in the 1970s does not see how 99 year leases and communal ownership can be intermingled and has warned that Aboriginal land could end up being owned by non-Aborigines. "I am...worried that it might be a backdoor method of getting a lot of Aboriginal land into a situation where it can be purchased by non-Aborigines". Woodward is



also concerned that the opportunities to exploit those who are not adept at managing negotiations may see those people "left behind. So that you'll find a big gap opening up between the very rich and the very poor, such as we have in our own society". Northern Territory News, pg 5 (12-Oct-05)

John Reeves QC believes that individual leasing of communal land is not enough: Darwin QC and author of the 1998 Reeve Review into the NT Land Rights Act believes that the administration of 99 year leases over lands currently communal held should be undertaken by a new authority and taken out of the hands of lands councils. "If (the Federal government) continue to allow land councils to issue permits to control access to Aboriginal communities...they won't address the sorts of problems we are talking about" said Reeves. Central Land Council director David Ross however said that Aboriginal people support the permit system as a way of "controlling people who come and go on their land". Weekend Australian, pg 8 (08-Oct-05); Sunday Territorian, pg 20 (23 Oct 05)

Yeperenye shopping centre transferred to Aboriginal trusts: Native title body Lhere Artepe and Aboriginal investment company Centrecorp now hold all shares in the Yeperenye shopping centre, in Alice Springs. The shopping centre had previously been owned by ATSIC. Centralian Advocate (07-Oct-05)

Traditional owners blast N-dump plan
Traditional owners and environmentalists have hit out at Federal legislation intended to force a nuclear waste dump on the Northern Territory. Science minister Brendan Nelson has introduced a bill intended to overturn a Northern Territory law specifically designed to prevent the dump from going ahead. The legislation will also bar any challenges under the Aboriginal and Torres Strait Islander Heritage Protection Act and the Environmental Protection and Biodiversity Conservation Act and includes a section to allow the acquisition or over-riding of remaining interests in the chosen site and another section to overcome state or territory objections to the transportation of waste to the site. The Central Land Council has said of the Bill that it "shows an outrageous disregard for the views of Territorians". Koori Mail, pg 7 & pg 20 (19-Oct-05)

Queensland
New sewerage system as part of ILUA in Cape York: A modern sewerage system is to be installed in remote Pormpuraaw on the west coast of Cape York to replace septic tanks which flood in the wet season as part of an Indigenous Land Use Agreement negotiated by the Mihn Boro people, the Pormpuraaw Shire Council and the State Government. The ILUA also includes job opportunities and protection of cultural heritage sites. Cairns Post, pg 11 (22-Oct-05); Koori Mail, pg 11 (19 Oct 05) QI2002/48 Minh Way Warr


Sewerage Works ILUA [National Native Title Tribunal: Media Release: Native title agreement delivers community sewerage system, http://www.nntt.gov.au/ilua/1128480247_3452.html](http://www.nntt.gov.au/ilua/1128480247_3452.html)

Pandanus Park arguments continue: Plans to hand back part of the Pandanus Park pastoral lease, currently occupied by Vietnam Veterans, to traditional owners as part of a native title agreement have been described by Opposition Leader Lawrence Springborg as "the dirtiest, dodgiest deal Beattie has done yet". Vietnam Veterans spokesman Les Hiddins ("the bush tucker man") said the Government "had best remind the Aboriginal people who are receiving the land that it comes complete with a couple of hundred war veterans". Kalpowar Station Elder Gerhardt Powar said that the Indigenous owners had agreed to give up half their claim to the Kalpowar aggregate so a national park could be developed for conservation, in exchange for a granting of freehold land on other parts. "We have got no intentions whatsoever of trying to lock the veterans out of this arrangement" he said. However, Les Hiddins said the veterans did not want to negotiate and sought a state government commitment that they will not be kicked off the land. Cairns Post, pg 9 (20-Oct-05); Courier Mail, pg 4 (20-Oct-05); Sunday Mail, pg 30 (23 Oct 05); Cairns Post, pg 29 (29 Oct 05) Kalpowar Holdings QC97/48 QUD6155/98 Case Manager: Karrell Ross

Land at Peranga, Qld may be affected by native title: Rosalie Shire Council have offered support to the Peranga Community Association for the leasing of vacant Crown land by the Department of Natural Resources as a park and recreation area. However, DNR has told Council that it has not been able to determine that native title has been extinguished on Lots 604-618 on Plan P6122 and therefore any issue of native title would need to be addressed by Council. Oakey Champion, pg 5 (12-Oct-05) QC99/4 QUD6004/99 Western Wakka Wakka People QC99/33 QUD6032/99 Wakka Wakka People 2

Land at Boyne Island and Tannum Sands under claim: The release of unallocated lands at Boyne Island and Tannum Sands cannot take place until the Qld State Government negotiates native title agreements. Gladstone Observer, pg 3 (08-Oct-05) QC97/21 QUD6131/98, Darumbal People, QC00/7, QUD6006/00, Wulli Wulli People, Case Manager: Clare Stehbens

Palm Island Community Council breaks ranks over individual leasing of communal land: Palm Island Community Councillor Magdalena Blackley has backed plans for private land ownership on the island, breaking ranks with Council leader Erykah Kyle. "Many of us realise the potential for leasing land but it has to be dealt with in a clear and transparent way" said Cr Blackley, while Cr Kyle believes the plans are



"ridiculous". Federal Liberal MP Peter Lindsay spoke at Palm Island saying "Palm Island is a hopeless community and it's got to change and the community leaders on Palm Island have to be the agents of that change, not me". Lindsay has written to Sen Amanda Vanstone to ask that she do everything in her power to extend the Northern Territory initiatives to communities such as Palm Island. *Townsville Bulletin*, pg 6 (07-Oct-05) ; *Australian*, pg 2 (07-Oct-05)

Native title issues affecting the Trekelano deposit resolved: Osbourne Mine general manager Noel Foley said that native title issues affecting the Trekelano copper ore deposit near Duchess in NW Queensland have been resolved. *North West Star*, pg 1 (07-Oct-05) Basic Geospatial analysis - results are nil for the Place Name recommend contacting Q'ld Registry

Maiawali Karuwali people and Zinaback mining enter into ILUA: An agreement negotiated between Maiawali and Karuwali native title claimants and gypsum mining company Zinaback allows mining to proceed in a 104h area SW of Winton in central-west Queensland and provides compensation to claimants. *Longreach Leader*, pg 3 (07-Oct-05) ; *Gold and Minerals Gazette*, pg 2 (October 2005)

Dam construction a step closer: SunWater and three traditional owner groups have announced a proposal to enter into an Indigenous Land Use Agreement to allow the construction of a pipeline from the Burdekin Falls Dam water reserves to Moranbah. Advertisements call for people who claim to have native title interests in the area to register their interest by October 5 2005. *Northern Miner*, pg 3 (27-Sep-05)

Kullili Traditional Owner Group and Santos sign ILUA: The Kullili Traditional Owners Group and Santos Oil and Gas have signed an ILUA over two parcels of land located between Eromanga and Thargomindah in far SW Qld. The ILUA includes employment opportunities for Kullili people in addition to the permanent and casual cultural heritage monitors employed for the duration of the project. *Toowoomba Chronicle*, pg 6 (24-Sep-05) Agreement only - no lodged ILUA. For further information please call Cairns Registry Freecall 1800 640 501

Queensland: Torres Strait Islands

Torres Strait negotiating team seek recognition of sea rights as private rights: The TSI Negotiating Team made up of representatives of each of the 14 Torres Strait Islands has been assembled and has instructed their legal representatives to argue for the highest level of native title rights that can be recognised under Australian law. "We believe that we would be doing our people an injustice by not continuing to fight for our rights in the sea...(although) we are aware that the Australian legal system may

not give us the 'full loaf of bread'" says Bully Hayes Saylor, Darnley Island Chairman. *Torres News*, pg 15 (21 Sep 05)

South Australia


Negotiations lead to 5 year exploration license in the Cooper Basin: Extensive negotiations for land access between the SA Government, native title claimants and Eagle Bay Resources have led to a new 5 year \$21.55m oil and gas exploration license being granted to Eagle Bay resources in the Cooper Basin. *Mining Chronicle*, pg 24 October 2005 Currently not the subject of a ILUA, Future Act - agreement may have ben negotiated outside Tribunal framework

ANTaR, Australian Peace Committee and Human Rights Coalition deplore APY amendment process: "We deplore the way in which the amendments to the Pitjantjatjara Land Rights Bill were passed" say senior figures in Australians for Native Title and Reconciliation, the Australian Peace Commission and the South Australian Peace Coalition in a letter to the Editor. "The State Government has been intent on barrelling through with this legislation, despite widespread opposition from the majority of the traditional owners, who are concerned over the loss of their rights". *Independent Weekly*, pg 6 (30-Oct-05); *Sunday Mail*, pg 95 (30 Oct 05)

Pitjantjatjara amendment bill passed: In a marathon sitting the Pitjantjatjara Land Rights Bill, which affects governance of the communities in the State's far north was passed by the SA Parliament at 4.15am on the 20th Oct 05. Greens MP Kris Hanna debated every clause and so, as the Government demanded that the Bill be passed overnight, it took all night. *Independent Weekly*, pg 2 (23-Oct-05); *Adelaide Advertiser*, pg 4 (21 Oct 05)

Film of historic land deal: A video documenting a native title agreement between the Narungga people; SA State Government; and the Yorke Peninsula, Burunga West, Copper Coast and Wakefield Regional Councils has been launched. The video follows the Narungga Indigenous Land Use Agreement from its preliminary stages through to its signing in Dec 2004. *Adelaide Advertiser*, pg 31 (06-Oct-05) ; *Yorke Peninsula Country Times-Kadina*, pg 14 (5 Oct 05) SI2003/004 Case Manager: Greg Jervi, http://www.nntt.gov.au/ilua/1128643309_3868.html

ALRM hold meeting to discuss Ngarrindjeri & other native title claims: The Aboriginal Legal Rights Movement have called a meeting to discuss Ngarrindjeri and other native title claims 8-9 Oct 05. The subject of the claim is land from Cape Jervis to just north of Cape Jaffa and includes the entire Coorong, inland to Tintinara and Murray Bridge. All people with native title interests in this area are invited to attend, authorisation matters and the state-



wide ILUA strategy will be discussed and representatives chosen to negotiate an ILUA. Times, pg 9 (06-Oct-05) SC98/4 SAD6027/98 Ngarrindjeri and Others Native Title Claim, Case Manager: Monica Khouri

APY want SA Govt to withdraw legislation: A group of traditional owners from the Anangu Pitjantjatjara Yankunytjatjara Lands have vowed to maintain their pressure on the SA government who they believe want to water down their rights on APY lands. They believe that the proposed legislation will threaten governance and control of their lands, places considerable new power in the hands of the Minister of Aboriginal Affairs and Reconciliation and will undermine the influence and decision-making power of traditional owners. Koori Mail, pg 15 (05-Oct-05) SC95/7 SAD6007/98 Antakirinja Matu-Yankunytjatjara SC97/9 SAD6022/98 Yankunytjatjara/Antakirinja Native Title Claim Case Manager: Monica Khouri

South Australian government considering ILUA: The first SA ILUA with the support of local governments is being considered by the State Government. The Narungga Indigenous Land Use Agreement is being negotiated by councils on the Yorke Peninsula and is to be part of a state-wide template. The negotiations aim to promote the co-operation of government in fishing, mining and agricultural areas affected by the native title agreement. Adelaide Advertiser, pg 29 (28-Sep-05)

Reconciliation agreement launched: A groundbreaking reconciliation agreement was launched on the 9 Sep 2005. The centrepiece of the agreement is the Kurna Business and Heritage Centre at Noarlunga which provides a range of business services. The agreement acknowledges that the land was taken over by European settlers without consent or agreement and recognises the Kurna people as the traditional owners of the region, evidenced by their native title claim. It includes the statement "We regret the suffering this dispossession has created for Aboriginal people and pledge to work together to counter this". Times, pg 8 (08-Sep-05); Guardian Messenger, pg 4 (14-Sep-05); Southern Times Messenger, pg 11 (14-Sep-05) Kurna Peoples NT Claim SC00/1; SAD6001/00 CASE MANAGER: Monica Khouri. This agreement may have been made outside the NNTT process. Advise contacting the CM for clarification

Disputes have arisen over the boundaries of 2 native title claims in the Ayre Peninsula: The proposed Barnjarla claim extends over much of the lower Ayre Peninsula while other neighbouring claims include the Nauo-Barnjarla claim to the west and the Kokotha claim to the north. The matter has been referred to the National Native Title Tribunal for mediation. If the tribunal fails to resolve the dispute,

the Federal Court would hear the Kokotha-Barnjarla overlap case in late 2006 or early 2007 according to Local Government Association barrister Rosemary Craddock. Port Lincoln Times, pg 6 (06-Sep-05) SC96/4; SAD6011/98 CASE MANAGER: Greg Jervis Nauo-Barnjarla NT Claim; SC97/8; SAD6021/98 CASE MANAGER: Greg Jervis; Kokotha NT Claim SC99/2; SAD6013/98 CASE MANAGER: Monica Khouri

First ILUA for South Australia:

Chamber of Mines & Energy has hailed the signing of the state's first ILUA between Stellar Resources and the Antakarinja people as a "triumph of cooperation and goodwill". Aboriginal Legal Rights Movement CEO Parry Agius said that the ILUA system had instilled Indigenous people from SA with a confidence that explorers would abide by the conditions on which they operated on their land. Australia's Mining Monthly, pg. 9 (September 2005) CASE MANAGER: Monica Khori Registered 14/06/05

Victoria

Dja Dja Wurrung and Diamond Hill Mining reach agreement: Dja Dja Wurrung native title claimants and Diamond Hill Mining have reached an agreement for the use of Crown land in central Victoria to explore for gold. Bendigo Advertiser, pg 2 (20-Oct-05) VI2005/003 Case Manager: Hamish McLeod

Sacred sites laws to toughen: All developments will be checked for sensitive Aboriginal links before approval under Victoria's new proposed planning laws. Victoria's peak funding body said that the checks will add \$2000 on average to the cost of building a new home Herald Sun, pg 2 (19-Oct-05); Herald Sun pg 13 (20 Oct 05); sPress pg 9 (25 Oct 05)

Point Nepean native title claim prepared for filing: A claim by the Bunurong Land Council to Point Nepean is being finalised in preparation for filing with the Federal Court. The claimed land includes areas of Port Phillip, including Mud Island. Stephen Compton, Land Council spokesman said "We think we can succeed, even though essentially the Native Title Act was created by the government to bypass our rights". The Bunurong people have lawyers drawing up a submission to the National Native Title Tribunal claiming native title over a large part of Port Phillip Bay and its coastline. Bunurong Land Council Corporation spokesman Stephen Compton said "For people like us to have a say about what is happening on the land the only avenue is native title. We are concerned about dredging...and the subdividing of land at Point Nepean". Mornington-Southern Peninsula Mail, pg 5 (13-Oct-05); Frankston Hastings Independent, pg 23 (18 Oct 05); Herald Sun, pg 11 (27-Sep-05) NTDA does not appear to have been filed as yet - for more information please contact the Vic-Tas Registry on Freecall 1800 640 501



Western Australia

Native title linked to Indigenous employment:

Employment and training opportunities have emerged as important objectives in future act negotiations with traditional owners across Australia according to Yamatji Marlpa Barna Bama Maaja executive director Simon Hawkins. The organisation has taken part in discussions with mining companies to adopt collaborative and mutually-beneficial outcomes, including employment and training initiatives, however "Many concerns held by traditional owners about the impact of industrial development in the region-such as its effect on existing education, transport, housing and health services-are the responsibility of government...Government investment in supportive infrastructure can significantly increase the benefits that employment initiatives bring to Indigenous communities". Mining Chronicle, pg 48, October 2005

Claim over Bunbury land, WA: The Single Noongar claim has had a hearing in Ellensbrook with evidence taken in relation to the Bunbury area. The claim covers most of the south-west area of WA and if it is successful, traditional owners are likely to seek millions of dollars in compensation. Single Noongar claim solicitor Christine Cooper said "It is one of the largest claims in the country and it's also a claim that includes a capital city...We're very confident of a successful outcome". Bunbury Mail, pg 22 (26-Oct-05)
Associated NTDA's, WC03/6 WAD6006/03
Single Noongar Claim, WC96/18 WAD137/98
Corrie Bodney WC95/46 WAD6010/98
Swanbourne WC95/86 WAD149/98
Ballaruke People WC96/46 WAD139/98
Burswood Island WC96/45 WAD138/98
Waneroo Road Case Manager: Steve Edwards & Kristina Nilsson

Gascoyne native title claim seeking respondents:

People with an interest in an area of land in the upper Gascoyne region are being urged to respond to a native title application lodged for registration by the Budina people. The land is 150km south east of Exmouth, between the North West Coastal Highway and the Mullewa Stock Route. National Native Title Tribunal case manager Chris Scroggin said becoming a party to a native title claim meant everyone with an interest in the claim area could put forward their views about how native title might affect them. Closing date for respondents is the 1st Feb 2006. Geraldton Guardian, pg 5 (21-Oct-05) Further information is available from the Tribunal on 1800 640 501. WC04/5 WAD131/04
CM: Paul Willaway

KLC say WA State cannot be trusted to deliver on native title:

The Kimberley Land Council has said that the WA State government's withdrawal from the Rubibi negotiations is proof that they cannot be relied

upon to deliver on native title rights and interests. "This is a sad outcome" said KLC executive director Wayne Bergman "...Under the current system the State and Rubibi were within sight of settling the long-running Rubibi case by consent. The good faith delivered by the Rubibi people during mediation has been completely dishonoured by the State. How can we rely on them to act in our interests? We are worried about the State's intention in supporting changes to the Native Title Act. Will it really mean a weakening of Aboriginal people's position, and an easier ride for everyone else?" Koori Mail, pg 8 (19-Oct-05)
WC99/23 WAD6006/98, Rubibi
WC04/6 WAD223/04, Rubibi #17 Case Manager: Sandra Barkla

Noongar claim could expose WA govt to massive compensation claim:

The South West Aboriginal Land and Sea Council led Noongar Native Title Claim could open the way for a multimillion dollar compensation bill. Koori Mail, pg 11 (19-Oct-05)

Fears for ochre site:

Wajarri Elders are negotiating with fledgling iron ore producers Midwest Corporation over the resources company's plans to mine in the Weld Ranges, which contain numerous culturally significant sites, including the ancient ochre mine, Wilgie Mia. A heritage agreement must be reached to allow the granting of previously ungranted tenements before exploration work can proceed. Geraldton Guardian, pg 5 (17-Oct-05)

Swanbourne native title hearing begins:

Corrie Bodney, on behalf of the Ballaruk and Didjerak people, lodged a claim over an area stretching from Swanbourne to City Beach, north of Fremantle ten years ago. Mr Bodney is representing himself and said that people of the Ballaruk community were donating their time and money "They give a couple of dollars here, a couple of dollars there" he said. The Bodney claim is separate from the Noongar claim which is also being heard in Perth. Subiaco Post, pg 5 (15-Oct-05)

Argyle Diamonds make deal with traditional owners:

Traditional owners, the Mirriwung, Gidja, Wularr and Malignin peoples have entered into a binding agreement with owners of Argyle Diamond, Rio Tinto. The Indigenous Land Use Agreement guarantees development approval for the extension of the underground mine in exchange for: a framework of mutual respect between TOs and miners; defining cultural heritage management issues; activating provisions of the Native Title Act to restore native title rights that have been lost through mining and pastoral tenures; substantial investment in training, employment and financial investments to benefit future generations; and encourages business development. The Argyle Participation Agreement is the third ILUA to be registered in WA. Golden Mail, pg 7



(14-Oct-05) WI2003/003 Argyle Diamond Mines Case Manager: Christine Scoggin

Fortescue reach agreement with claimants: After months of stormy negotiations with three claimant groups Fortescue Metals have signed access agreements for its \$2.3b iron ore project in the Pilbara. "Making sure our culture and heritage is looked after is very important to us as traditional owners" Raymond Drage of the Nyaiyaparli people said. "This deal includes a number of provisions that should help us protect our country and our culture now and for coming generations". Border Mail, pg 21 (13-Oct-05); Business News pg 5 (13-Oct-05); Morning Bulletin, pg34 (13-Oct-05); Australian, pg 24 (13-Oct-05); Daily Telegraph, pg 45 (13-Oct-05); Sydney Morning Herald, pg 24 (13-Oct-05); Australian Financial Review, pg 20 (13-Oct-05); Warrnambool Standard, pg 15 (13-Oct-05); West Australian, pg 43 (13-Oct-05); North West Telegraph, pg 3 (19 Oct 05); Pilbara News, pg 2 (19 Oct 05); Business News, pg 32 (20 Oct 05)

Noongar native title claim begins hearing in Federal Court: A claim prepared by the South West Land and Sea Council, representing 27,000 Noongar claimants began in the Federal Court on 11 Oct 2005 after the parties were unable to reach a mediated outcome. If the claim is upheld SWALSC will seek compensation for it's members for all unallocated crown land sold as freehold by the Government since the introduction of the Anti-discrimination Act of 1975. "It's a shame after 200 year we have nothing and are still not recognised" said Mogumber local member William Warrell "We don't want to take anything away from white people, we don't want to take anyone's backyard. All we want is a fair go". West Australian, pg 6 (11-Oct-05); and pg 16 (12 Oct 05); Central Midlands & Coastal Advocate, pg 7 (27 Oct 05)

Proposal to tap Fitzroy aquifer needs support from native title holders: After the Kimberley Land Council has prevented drilling into the Fitzroy River aquifer the WA state appointed panel intend to appoint a consultant who will attempt to negotiate a native title agreement with traditional owners that would allow the transport of Kimberley water to Perth. Two engineering firms have been appointed to assess cost, reliability and feasibility of sending the water 2300kms. Australian, pg 6 (10-Oct-05), Australian, pg 5 (7 Oct 05)

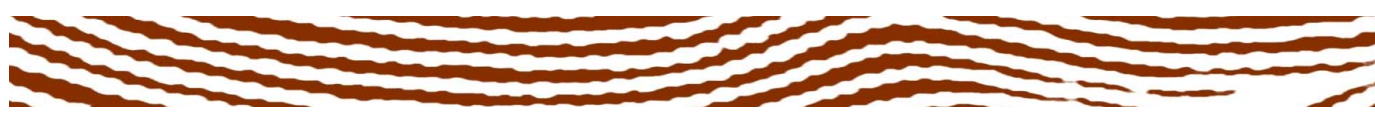
GLSC secure guarantee that WA will not grant individual titles without consultation: The Goldfields Land and Sea Council have received a guarantee from the WA State Premier that the State Government will consult Aboriginal Land Councils before considering granting individual land titles on communal lands. "Used in conjunction with its Shared Responsibility Agreements policy its easy to see how the Federal Government might force the hand of the State governments or individual Aboriginal communities to adopt the individual ownership doctrine regardless" said GLSC CEO Brian Wyatt.

"An irreversible decline in the area of land in possession of Aboriginal people is a real possibility. This was certainly the experience of Indian Americans when their land estates were transferred to fee simple freehold in the early part of last century". Kalgoorlie Miner, pg 14 (10-Oct-05); Goldfields Express, pg 23 7 Oct 05

Goldfields claim overlaps to be negotiated by claimants: Native title claims in the Goldfields may have to be re-drawn and re-lodged to resolve overlaps. Claimants met on 7 Oct to discuss the issues and the Native Title Tribunal will meet on 12 & 13 Oct with claimants from seven groups to explain the ramifications of overlaps and other issues that may delay the native title process. Kalgoorlie Miner, pg 10 (08-Oct-05) WC99/10 WAD6064/98 Wutha, WC995/WAD6008/98 Koara People, WC95/58 WAD6050/98 Sir Samuel, WC95/82 WAD6059/98 Sir Samuel #2, WC95/47 WAD6040/98 Tjupan, WC03/1 WAD6001/03 Tjupan #2, WC00/14 WAD6011/00 Ngalia Kutjungkatja, WC02/2 WAD6001/02 Ngalia KutjungKatja #2, Senior Case Manager: Kristina Nilsson

Gary Hamley WA ONT, wins State West Achievement Award: Gary Hamley has introduced a raft of changes, including increasing staff and resources and ensuring WA Office of Native Title representation at all Native Title mediation meetings, regional case management conferences and Federal Court direction hearings. Business News, pg 14 (06-Oct-05)

Miriuwung-Gajerrong strike \$50m native title deal: Australia's longest running native title claim will end this week with the go-ahead for Australia's biggest single irrigation scheme delivering benefits of over \$50m to claimants. In exchange for development approval over 65000 ha of farmland and national parks north and east of Kununurra and large scale cropping of about 33000ha of irrigated land claimants will receive a complex package of community benefits including funds for joint management of national parks, Indigenous input into future development and the hand back of culturally significant areas under freehold title. The deal will "pave the way for significant economic development in the region. It shows what can be achieved through negotiation" said West Australian Treasurer Eric Ripper. Kimberley Land Council CEO Wayne Bergman said "The history of Ord 1 is such that a huge healing process had to be gone through. Miriuwung Gajerrong people had a memory as kids of being carted away on trucks from Argyle station as it flooded, and being dumped in Kununurra. You had burial sites, sacred sites, all under water. Traditional owners would not move until they got assurances that what happened in Ord stage one would not happen a second time". Australian, pg 5 (03-Oct-05); Broome Advertiser pg 1 (6 Oct 05); Australian Financial Review, pg 69 (6 Oct 05); Kalgoorlie Miner pg 9 (6 Oct 05); Sunday Times pg 52 (9 Oct 05);



Daily Liberal pg 6 (7 Oct 05); Northern Territory News, pg 14 (7 Oct 05); Courier Mail pg 13 (7 Oct 05); Herald Sun pg 73 (7 Oct 05); West Australian pg 35 (7 Oct 05); Centralian Advocate pg 20 (7 Oct 05); Kimberley Echo pg 1 & 4(6 Oct 05); Business News pg 3 (13 Oct 05); Broome Advertiser, pg 5 (13 Oct 05); Farm Weekly pg 236 (13 Oct 05); Kimberley Times, pg 4 (13 Oct 05); Kimberley Echo, pg 3 (13 Oct 05); Australian, pg 5 (03-Oct-05); Koori Mail, pg 3 (19 Oct 05); National Indigenous Times, pg 15 (13 Oct 05)

Negotiations over future development in Broome collapse:

In an effective veto against expansion Broome's native title claimants have walked out of negotiations over future development, claiming that the State government has reneged on the centrepiece of the proposed agreement: exclusive possession of two pastoral leases north and south of Broome. Indigenous Labour MP Carol Martin has spoken out against her own government and accused them of betrayal. Kimberley Land Council executive director Wayne Bergman said: It is a failure of the Gallop Government to engage in good faith" while State Treasurer Eric Ripper said that the KLC were forcing the matter to court. Weekend Australian, pgs 6 & 31 (01-Oct-05); Australian, pg 6 (27-Sep-05)

GLSC call for funding for successful native title claimants:

GLSC have called for the Federal Government to examine support for successful native title claimants, concerned that there is not enough backup to manage land once native title has been recognised. "Once native title is settled there needs to be support for the body corporates which are set up to run them" said GLSC CEO Brian Wyatt. Kalgoorlie Miner, pg 7 (24-Sep-05)

Native title negotiations in Broome break down:

A year of negotiations between the KLC on behalf of Rubibi claimants and the State Government of WA has been 'wasted' because the State Government officials had no authority to enter into agreements and have resubmitted a settlement rejected by the TOs last year. The KLC said that it had wasted a year of time and money for all parties involved with none of the last years' negotiations feeding into any sort of agreement. Kimberley MLA Carol Martin said that she feels betrayed by her own government "Whenever a spanner goes in the works with native title people assume that it's the Aboriginal people making it difficult, but in the majority of cases it's the government...I'm really angry about this, the whole situation has arisen from a belligerent government not acting in goodwill". With negotiations back to square one, last September's agreement re. the release of land for a housing subdivision and aged care facility may be under threat as well. Broome Advertiser, pg 1 (22-Sep-05) Rubibi WC99/23; WAD223/02; Rubibi #17 WC04/6; WAD223/04 Case Manager: Sandra Barkla Possible Future Act. May also refer to activity outside NNTT negotiations

Minara hit by second title claim: Another Aboriginal group have mounted a WA Supreme Court action

over an alleged agreement relating to its Murrin Murrin nickel mine. The legal action by the Wutha people comes on top of a similar \$20million legal claim lodged in April by the NEIB Aboriginal Corporation in Kalgoorlie. The Wutha people claim that Minara has engaged in a series of breaches of the agreement deed signed in Sep 1996 and that Minara has breached the fiduciary duty owed to consult the Wutha people about mining operations and to consult in good faith about activities on native title land. West Australian, pg 32 (12-Sep-05) NNTT ref: WC99/10; FC ref: WAD6064 of 1998; Case Manager: Paul Willaway [NEIB Corporation incorporated under Native Title Act \(NTA\) for details refer to ORAC http://www.orac.gov.au/Search.aspx?Search=NEIB&Type=Name](http://www.orac.gov.au/Search.aspx?Search=NEIB&Type=Name)

Ballardong claim in notification: The Ballardong native title claim, which combines a large claim with five smaller claims, takes in an area of approximately 115,000 square kilometres in the Great Southern and Central Wheatbelt regions, underlies part of the Single Noongar Claim. After failing the registration test, the claim has been amended and is back in notification. Any person or organisation with an interest in the claim area has until Nov 23 to respond by applying to the district registrar of the Federal Court. Koori Mail, pg 68 (07-Sep-05) WC00/7; WAD6181/98 CASE MANAGER: Steve Edwards


Ngarlawangga claim in notification:

The Ngarlawangga claim covers about 6900 kilometres in the Pilbara region of WA and falls within three pastoral leases and two local government areas. Any person or organisation with an interest in the claim area has until Nov 23 to respond by applying to the district registrar of the Federal Court. Koori Mail, pg 68 (07-Sep-05) WC05/3; WAD78/05 CASE MANAGER: Gerry Putland

Ngarla 2 claim in notification:

The Ngarla 2 claim abuts the Ngarla claim which has been registered since 1999 and covers approximately 10,100 square kilometres of land. During negotiations over this claim it became clear that the boundaries of the claim did not adequately describe the claimants' understanding of their traditional connection to the area and so the Ngarla 2 claim, which covers approximately 525 square kilometres was lodged. Any person or organisation with an interest in the claim area has until November 9 to respond by applying to the district registrar of the Federal Court. Koori Mail, pg 69 (07-Sep-05) WC05/2; WAD77/05; CASE MANAGER: Sharon Reynolds

Pilki claim in notification: The Pilki claim covers an area of approximately 24,400 square kilometres of land in the Great Victoria Desert. It is close to other



claim areas where native title has been found to exist. The claimants are represented by Ngaanyatjarra Council. Any person or organisation with an interest in the claim area has until November 9 to respond by applying to the district registrar of the Federal Court. Koori Mail, pg 69 (07-Sep-05) WC02/3; WAD6002/02; CASE MANAGER: Steve Edwards

Murchison Metals sign native title agreement: A native title agreement reached by Murchison Metals with the Wajarri Elders and the Ngoonooru Wajari People means that the company has no native title

restrictions to prevent it from meeting its aim to begin mining at the end of 2005. The TOs were represented by Yamatji Land and Sea Council. The deal provides a range of outcomes for the TOs including compensation, employment and new business opportunities. It includes the establishment of a monitoring committee that will review and support employment and training opportunities. Koori Mail, pg 71 (07-Sep-05)

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WHAT'S NEW AT AIATSIS

New feature of AIATSIS Library catalogue

AIATSIS staff recognise the need for Libraries, archives and keeping places to use more appropriate terms to catalogue / index their collections. With this in mind, the AIATSIS language thesaurus and the AIATSIS place name thesaurus are now available for use on-line. A subject thesaurus will be available in the next few months. The URL is <http://www1.aiatsis.gov.au/thesaurus/>

The language thesaurus has been in use for many years, but as an in-house document only. It displays more than 250 distinct Indigenous languages in Australia. The place name thesaurus was created by importing the authority files used on the Mura catalogue (<http://mura.aiatsis.gov.au>) into the Multites software. This thesaurus uses the Indigenous place name wherever possible and its non-Indigenous place name.

Both thesauri include the 250,000 map series grid reference, thus giving AIATSIS the great opportunity (one day) to enable clients to browse the collections via a map interface. They can be downloaded as pdf files (and delimited text and xml shortly) for non-commercial use. The thesauri will be updated every 1-2 months.

Once a term is selected the user can choose the item type (Books, manuscripts, Pictorial etc), and a search of the catalogue will be done automatically.

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APPLICATIONS LODGED

Application date	Application name	Application type	Decision Date	State/Terr	Tribunal File #	Federal Court File #
9/11/2005	Pilki People	Claimant application	12/08/2002	Western Australia	WC02/3 WC02/3	WAD6002/02
9/11/2005	Ngarla #2	Claimant application	7/04/2005	Western Australia	WC05/2 WC05/2	WAD77/05
23/11/2005	The Council of the City of Shoalhaven	Non-claimant application	23/06/2005	New South Wales	NN05/10 NN05/10	NSD1037/05
23/11/2005	Ngarlawangga People	Claimant application	8/04/2005	Western Australia	WC05/3	WAD78/05




23/11/2005	Ballardong People	Claimant application	3/07/2000	Western Australia	WC00/7 WC00/7	WAD6181/98
6/12/2005	Illawarra Local Aboriginal Land Council	Non-claimant application	28/07/2005	New South Wales	NN05/11 NN05/11	NSD1272/05
20/12/2005	William Garry Allen, Martin De Launey and Lynette Syme	Claimant application	1/07/2005	New South Wales	NC05/1 NC05/1	NSD1089/05
20/12/2005	Warrungu People #2	Claimant application	30/06/2004	Queensland	QC04/8 QC04/8	QUD111/04
20/12/2005	Dennis and Susan Hunt	Non-claimant application	14/03/2005	New South Wales	NN05/8 NN05/8	NSD407/05
1/02/2006	Budina People	Claimant application	18/06/2004	Western Australia	WC04/5 WC04/5	WAD131/04
1/02/2006	Walman Yawuru	Claimant application	16/12/2004	Western Australia	WC04/9 WC04/9	WAD285/04

For further information regarding Applications Lodged contact the National Native Title Tribunal on 1800 640 501 or visit www.nntt.gov.au

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REGISTRATION TEST DECISIONS

Application date	Decision date	Application name	State/Terr	Decision	Tribunal file #	Federal Court file #
6/09/2005	16/12/2004	Walman Yawuru	WA	Not Accepted	WC04/9-1	WAD285/04
6/09/2005	25/10/1999	Tableland Yidinji People	QLD	Accepted	QC99/36-2	QUD6030/99
13/09/2005	7/12/1994	Yalanji Peoples	QLD	Accepted	QC94/13-2	QUD6008/98
30/09/2005	4/06/1996	Innawonga & Bunjima People	WA	Accepted	WC96/61-2	WAD6096/98
30/09/2005	7/12/2004	Mrs Mirinda Avery-Slater & Ors	NSW	Accepted	NC04/1-1	NSD1819/04



For further information regarding registration test decisions contact the National Native Title Tribunal on 1800 640 501 or www.nntt.gov.au.

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APPLICATIONS CURRENTLY IN NOTIFICATION

Date filed	Application name	Application type	Status	State/Terr	Tribunal file #	Federal Court file #
1/09/2005	The Nyiyaparli 2 People	Claimant application	Active	Western Australia	WC05/5 WC05/5	WAD241/05
1/09/2005	Nyiyaparli	Claimant application	Active	Western Australia	WC05/6 WC05/6	WAD6280/98
20/09/2005	Warren Berry	Non-claimant application	Active	New South Wales	NN05/12 NN05/12	NSD1685/05
22/09/2005	Mr Benjamin John Cruse	Non-claimant application	Active	New South Wales	NN05/13 NN05/13	NSD1766/05
26/09/2005	Forster Local Aboriginal Land Council	Non-claimant application	Active	New South Wales	NN05/14 NN05/14	NSD1798/05
28/09/2005	Ulladulla Local Aboriginal Land Council	Non-claimant application	Active	New South Wales	NN05/15 NN05/15	NSD1826/05
11/10/2005	Kulyakartu	Claimant application	Active	Western Australia	WC05/7 WC05/7	WAD293/05
14/10/2005	Wiri People #5	Claimant application	Active	Queensland	QC05/11 QC05/11	QUD429/05
17/10/2005	Delissaville/Wagait/Larrakia Aboriginal Land Trust	Claimant application	Active	Northern Territory	DC05/9 DC05/9	NTD30/05
19/10/2005	Minister for Lands	Non-claimant application	Active	New South Wales	NN05/16 NN05/16	1983/05
27/10/2005	Delissaville/Wagait Larrakia Aboriginal Land Trust No. 2	Claimant application	Active	Northern Territory	DC05/10 DC05/10	NTD31/05

For further information on Applications currently in notification please contact the National Native Title Tribunal on 1800 640 501 or www.nntt.gov.au

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ILUA's

Tribunal file no.	Name	Type	State/Terr.	Reg. date	Subject matter
DI2005/002	Reynolds Range ILUA	Area agreement	Northern Territory	28 October 2005	Mining
VI2005/001	Mildura Marina	Area agreement	Victoria	06 October 2005	Development
SI2003/004	Narungga Local Government	Area agreement	South Australia	06 October 2005	Consultation protocol
QI2002/048	Minh Way Warr Sewerage Works ILUA	Area agreement	Queensland	05 October 2005	Infrastructure
DI2004/034	Native Gap Conservation Reserve ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/032	Rainbow Valley Conservation Reserve ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/033	Mac Clark (Acacia Peuce) Conservation Reserve ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/031	Ruby Gap Nature Park ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/035	Watarrka National Park and Leaseback Area ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/030	Davenport Range National Park ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/037	Emily and Jessie Gaps Nature Park ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/036	Dulcie Range National Park ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/029	West MacDonnell National Park ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2004/038	Kuyunba Conservation Reserve 2 ILUA	Area agreement	Northern Territory	03 October 2005	Development
DI2005/001	Birringdudu ILUA	Area agreement	Northern Territory	30 September 2005	Mining
DI2004/025	Corroboree Rock Conservation Reserve ILUA	Area agreement	Northern Territory	30 September 2005	Development
DI2004/021	N'Dhala Gorge Nature Park ILUA	Area agreement	Northern Territory	30 September 2005	Development
DI2004/024	Ewanninga Rock Carvings Conservation Reserve ILUA	Area agreement	Northern Territory	30 September 2005	Development



DI2004/022	Trephina Gorge Nature Park ILUA	Area agreement	Northern Territory	30 September 2005	Development
DI2004/028	Devil's Marbles Conservation Reserve ILUA	Area agreement	Northern Territory	30 September 2005	Development
DI2004/023	Finke Gorge National Park ILUA	Area agreement	Northern Territory	30 September 2005	Development
DI2004/026	Chamber's Pillar Historical Reserve ILUA	Area agreement	Northern Territory	30 September 2005	Development
DI2004/020	Gregory National Park CLC ILUA	Area agreement	Northern Territory	30 September 2005	Development
DI2004/027	Arltunga Historical Reserve ILUA	Area agreement	Northern Territory	30 September 2005	Development
QI2005/008	Winton Gypsum ILUA	Area agreement	Queensland	22 September 2005	Mining
QI2005/001	Hutton Creek Crossing - Comet Ridge Project	Area agreement	Queensland	21 September 2005	Pipeline
DI2004/004	Township of Urapunga	Area agreement	Northern Territory	20 September 2005	Development
QI2003/055	Western Yalanji - Pedersen ILUA	Area agreement	Queensland	02 September 2005	Development
QI2005/005	Reservoir Ridge Subdivision C	Area agreement	Queensland	02 September 2005	Development

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For further information on ILUA'S please contact the National Native Title Tribunal on 1800 640 501 or visit www.nntt.gov.au

DETERMINATIONS

There have been no determinations of native title from 30th September to 4 November 2005. However, Justice Mansfield has made a determination of matters outstanding in the Gawarrin Gumana (Blue Mud Bay) native title determination following the death of the trial judge, Justice Selway. This determination addresses the following matters:

- 1) whether the public right to fish extended to non-navigable sections of the inter-tidal zone, so that non-exclusive native title rights only could be exercised in those areas;
- (2) the extent of the native title rights to trade in the resources of the inter-tidal zone;
- (3) the extent of the native title rights to control or regulate access to particular parts of the inter-tidal zone;

- (4) the manner of expressing the other interests in the claim area, required to be described in the determination by [s 225](#) of the [Native Title Act](#); and
- (5) how the rights of those holding fishing licences under the *Fisheries Act 1988* should be referred to.

Mansfield J.'s determination can be found at http://www.austlii.edu.au/au/cases/cth/federal_ct/2005/1425.html

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RECENT ADDITIONS TO THE AIATSIS COLLECTION CATALOGUES

The following list contains newly catalogued items that have just become available on Mura, the AIATSIS on-line catalogue. Some entries have web addresses and you will be able to have access to them immediately. Please check Mura for more information on each entry, including annotations.

AUDIOVISUAL MATERIALS:

Audio:

The original audio production material of Martha Ansara's documentary on the 1989 struggle by the Nyoongah people of Perth to prevent a tourist attraction on the bank of the Swan River, "Always was, always will be", has been lodged at AIATSIS.

Video:

The Katherine Regional Aboriginal Language Centre issued a documentary, *Alawa Country: Living Land* (1995) that was filmed in the Hodgson Downs area, NT. It also produced 9 videos (2002) in Wardaman language about cultural activities.

Photographs:

LATUKEFU.R2.CS

Colour slides taken in the Murchison Gascoyne region from 1955-1957.

THOMAS.H1.CS and THOMAS.H2.CS

Two collections of colour slides taken during field trips by the Mildura district members of the Anthropological Society of Victoria ca 1957-1964.

GEISLER.W1.CD

Collection of photographs taken by Walter Geisler between 1925 and 1927 during his travels in Central and North Australia. Includes individual portraits of Aboriginal people.

Also, AIATSIS recently accessioned 7 sketchbooks from Elizabeth Durack made ca 1930-1950. Both the original books and digitised photos on CD are held in the AIATSIS Audiovisual Archive.

LIBRARY MATERIALS:

Library Notes:

The AIATSIS Library now offers access through its MURA catalogue to various web sites dealing with Indigenous topics through the PANDORA project of the National Library of Australia. PANDORA makes archival copies of Australian web sites so that clients will be able to see earlier versions. The current listing contains a citation for the Australians for Native Title and Reconciliation (ANTaR) site. If you click on the hypertext, you will be taken to both the current site and versions of the site as it appeared earlier as archived by PANDORA.

Economics and policy

Altman, J. et.al.

A national review of outstation resource agencies [collection of reports, case studies, and confidential field reports by various authors]. (1998).

Bennett, Michael

For a labourer worthy of his hire: Aboriginal economic responses to colonisation in the Illawarra and Shoalhaven, 1770-1900. University of Canberra, PhD thesis. (2003).

Governance

Morris, Barry

'Abolishing ATSIC in the enabling state'. In *Australian Journal of Anthropology*, v.15, no.3 (2004), p 324-328.

Macdonald, Gaynor M.

'ATSIC and accountability: frameworks for Aboriginal governance'. In *Australian Journal of Anthropology* v.15, no.3 (2004), p.320-324.

Australian National University. Centre for Aboriginal Economic Policy Research.

Community governance: an occasional newsletter from the Indigenous Community Governance Project. Canberra: CAEPR..

<http://www.anu.edu.au/caepr/governance.php>

Place names and site reports

Aboriginal placenames old and new : Conference Saturday 1 October 2005. *NOTE*: Includes papers from 4 sessions: Placenames in traditional Aboriginal society, Investigating Aboriginal place names using archival sources, Analysing placenames of Aboriginal origin within the introduced system, and Reinstating Aboriginal placenames in the introduced system. (2005)

Native Title – Archaeology

Beck, Wendy and Margaret Somerville


'Conversations between disciplines: historical archaeology and oral history at Yarrawarra.' In *World Archaeology* v.37, no.3 (September 2005). p. [468]-483.

Cole, Noelene and Alan Watchman. 'AMS dating of rock art in the Laura Region, Cape York Peninsula, Australia - protocols and results of recent research.' In *Antiquity* v.79, no.305 (September. 2005), p. 661-678.

Native Title – Coexistence

ANTaR [electronic resource] : Australians for Native Title and Reconciliation.

Website includes news, events, media releases, information on Indigenous issues, information on the Sea of Hands. <http://www.antar.org.au/>.



McKellar, Hazel
Bringing Australia together: the structure and experience of racism in Australia. Woollongabba, Qld.: Foundation for Aboriginal and Islander Research Action. 1998.

Indexes, directories and guides

Australia. Attorney General's Department
Opinions of attorneys-general of the Commonwealth of Australia: with opinions of solicitors-general and the Attorney-General's Department. v. 1, 1901-14 [extracts].

Australian Bureau of Statistics, Northern Territory Office, 1996-
Regional statistics, Northern Territory.
<http://www.abs.gov.au/ausstats/abs@.nsf/cat/1362.7>

Australian Government Information Management Office
Government online directory [electronic resource] : *structure, organisations and key people.* 2003-
<http://www.directory.gov.au/>

Briggs, Ronald, comp.
An index to Aboriginal people and issues in Moree newspapers, 1898-1940. 1999.

Dern, Julie
Dern Index New South Wales. 'Monumental inscriptions & some burials of 319 New South Wales country cemeteries'. Warren, NSW: J.Dern (2005). (1 computer laser optical disc held at AIATSIS).

Goot, Murray et.al.
Australian opinion polls 1941-1990: an index. v II; 1977-1990.

ELECTRONIC ACCESS ONLY

New South Wales Bureau of Crime Statistics and Research
New South Wales criminal court statistics. [electronic resource]: Sydney: NSW Bureau of Crime Statistics and Research, 1997-
Also available on-line at
www.lawlink.nsw.gov.au/lawlink/bocsar/ll_bocsar.nsf/pages/bocsar_pub_alphalist#N.

Smith, Moya
The coastal Kimberley in transition 1961-1991: a catalogue of Ian Crawford's Kimberley fieldwork photographs. 1996.

Legal issues

'Case notes : recent developments on locus standi: Onus v. Alcoa of Australia Ltd.' In *Monash University Law Review*, v.8, no.3: March 1982. p 186-193.

Buchanan, David and John Terry

'Challenging admissibility: the voir dire'. Sydney : Criminal Injustice System Conference, 1981. 23 pp.

Hocking, Barbara
Unfinished constitutional business?: rethinking indigenous self-determination. Canberra: Aboriginal Studies Press, c2005.

Nicholls, Christine
'Literacy and gender.' (NOTE: Discussion about oral evidence in the Hindmarsh Island case) In *Journal of Australian Studies* no.48 (May 1996), p.59-72.

Ryan, Lyndall
'Origins of a royal commission.' (concerning Hindmarsh Island dispute). In *Journal of Australian Studies* no.48 (May 1996), p1-12.

Taylor, Greg
A great and glorious reformation: six early South Australian legal innovations. Kent Town, SA: Wakefield Press, 2005.

History – Exploration and accounts, analyses

Kittle, Samuel
A concise history of the colony and natives of New South Wales. Oliver and Boyd: Edinburgh [1814?].

Riley, William Edward. *Papers 1810-1856*, 3 volumes. (microfilm).

Rouse, Sandra, ed.
Centenary of the Cambridge Anthropological Expedition to Torres Strait. *Cambridge Anthropology* v. 21 no. 1 (1999) special issue.


Scott, Ann
'Policing and Indigenous Queenslanders: a historical perspective.' In *Journal of Australian Indigenous Studies*, v. 8, no. 2 (June 2005), pp 3-30.

Stoney, H. Butler
A residence in Tasmania with a descriptive tour through the island from Macquarie Harbour to Circular Head. [2nd ed.] Facsim. reprint. First published: London : Smith, Elder & Co., 1856. Ferguson no. 16295 -- Colophon. Hobart : Melanie Publications, 1982.

Anthropology

Brady, Maggie
Collection of letters, documents, interview transcripts from author's collection on Ooldea closure and the Maralinga tests. 50 pp.

Maddock, Kenneth
'The dubious pleasures of commitment.' In *Anthropology Today*, v. 14, no. 5 (October 1998), p. [1]-2.



Radcliffe-Brown, A.R.
Field notes collection. NOTE: This collection is being catalogued and is presently held under closed access.

Rigsby, Bruce and Nicolas Peterson, eds.
Donald Thompson: the man and scholar. Canberra: Academy of the Social Sciences in Australia with support from the Museum of Victoria. C 2005.

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Amendment Bill 2005 : a Bill for an act to amend the *Pitjantjatjara Land Rights Act 1981*. Adelaide : Dept. of the Premier and Cabinet, 2005].

Native Title – Agreements

McCausland, Ruth

'Shared Responsibility Agreements: practical reconciliation or paternalistic rhetoric?' In *Indigenous Law Bulletin*, vol.6, no.12 (July 2005), pp9-11.

Conferences

National Native Title Tribunal (Australia)
Conference report: *Indigenous fishing rights: moving forward*. 27-28 October 2003.

Australian National University
The meanings and values of repatriation: a multidisciplinary conference: 8-10 July 2005. NOTE: Abstracts only.

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WHAT'S NEW WITH THE NTRU?

Staff Movements:

Craig Greene, NTRU Conference Coordinator and Publications Officer, is leaving his position to take up a role as the Community Access Manager in the Audio-Visual Archives of AIATSIS. In this role he will be responsible for facilitating community access and publicising these collections.

Diana McCarthy has taken on the role of Publications Officer and will now edit all NTRU Publications. You may have noticed some re-ordering of content and layout and some new features in this month's Newsletter. Our aim is to make the NTRU publications list as exciting and relevant as possible. To do this we need input from people who use our services so, if you have any ideas or comments to contribute please **visit our website** at <http://www.aiatsis.gov.au/rsrch/ntru/ntrusurvey2.htm> and fill in the short survey you find there.

In the meantime, we are

Calling for Contributions

across the range of NTRU publications, including:

The Native Title Newsletter:


- Claimant Comment. This is a new column in the Native Title Newsletter. By introducing this section we hope to make the Newsletter more relevant to claimants and to provide insight to those working with claimants. Very

often in the work of native title, claimants are only encouraged to contribute to the preparation and presentation of evidence, rather than providing their comments and perspectives on the process (for example, the current Review of the Claims Resolution Process has no claimant presence on the Steering Committee). This column provides an opportunity for claimants and others to hear about the effects of native title on Traditional Owners. If you are a claimant with something to say or if you would like to contribute an interview with a claimant, please contact the NTRU on 02 6246 1161 or ntru@aiatsis.gov.au

- Features. The Native Title Newsletter is widely distributed across the range of native title stakeholders. No more than 1500 words (3 pages) in length, contributing a feature will give you an excellent opportunity to:
 - a) Pose a question or initiate a discussion
 - b) Publicise recent events and achievements
 - c) Contribute a case note
 - d) Share your knowledge and insights
 - e) Stimulate interest in your upcoming publication

NTRU Issues Papers: Land, Rights, Law

The Issues Papers series is a multi-disciplinary series of short research papers. Issues Papers allow the NTRU to target a number of emerging issues in native title research, reflecting on 'bigger picture'



issues in a form that is of high academic quality but in a size and format that is useful to practitioners and researchers.

Our Issue Paper series is peer-reviewed and distributed widely across the full range of native title stakeholders. It is an ideal publishing opportunity for:

- Recent graduates
- Pre- or post-doctoral candidates
- Anyone who is juggling an applied and academic career path

For more information or to subscribe to the Issues Paper series, please contact the NTRU on 02 6246 1161 or ntru@aiatsis.gov.au

NTRU Discussion Papers

The Discussion Paper series, produced by the Research Program, is designed to contribute to the wide range of discussions on Indigenous issues and policy taking place in Australia today. Discussion Papers are generally a longer and more in-depth examination of a topic relating to Indigenous studies.

Our Discussion Papers are distributed to the same range of stakeholders as the Issues Papers and are also peer reviewed.

For more information or to subscribe to the Discussion Paper series, please contact the NTRU on 02 6246 1161 or ntru@aiatsis.gov.au

E-Distribution: We are *strongly encouraging* our readers to switch to electronic distribution. The physical production of the Newsletter is costly, polluting and time-consuming. We have introduced hyperlinks to the body of the text to allow e-readers to jump straight to source materials as an incentive to those thinking about making the switch. Simply email ntru@aiatsis.gov.au, type "electronic subscription-newsletter" in the subject heading and become an e-subscriber.

Networks and collaboration

- As part of an AIATSIS Project Team, Grace Koch met with Prof. Allan Marett and Dr Linda Barwick on 11 October at the National Library to discuss AIATSIS' participation in the National Indigenous Recording Project.
- Dr Strelein attended an OIPC meeting with NTRB legal and research managers to discuss training, Canberra 10-11 October. NTRU proposals for an induction program and to increase NTRB involvement in the Conference received support. The NTRU resources and information services were praised.
- Toni Bauman delivered a presentation to the OIPC's NTRB Professional Officers' Workshop.

A number of participants have requested Toni's subsequent involvement with their respective NTRBs to undertake workshops to review their practices in Indigenous decision-making and conflict management.

- As reported previously, Toni Bauman is on a Steering Committee with Gaye Sculthorpe (NADRAC/NNTT) and Louise Anderson (Federal Court) to steer a scoping study in relation to case studies to identify best practice in Indigenous mediation. The tender has now been awarded to Resolve Advisors, which includes Professor Marcia Langton.
- Glen Kelly provided further advice on research ethics and intellectual property issues to South Coast Regional Initiative and Planning Team (SCRIPT) and a faculty of Murdoch University in relation to a project of the effect of dieback on plants of cultural significance to Nyungar people on the South Coast of WA.
- Glen Kelly attended the strategic planning meeting of the Australian Landcare Council in support of Indigenous member Mr John Chester from South Australia.

Research Activities

- Grace Koch provided a review of the International Association of Sound and Audiovisual Archives (IASA) Conference held in Barcelona 10-15 September at the request of the IASA Executive Board.
- Dr Strelein prepared a submission on behalf of AIATSIS, coordinated NTRB submission and gave evidence with Professor Dodson to the Senate Legal and Constitutional Committee inquiry into the *Corporations (Aboriginal and Torres Strait Islander) Bill - 4/10/05*

Indigenous Facilitation and Mediation Project (IFaMP)

Indigenous Mediators and Facilitators Workshop

IFaMP held a workshop on 4th and 5th October in Canberra at AIATSIS for Indigenous mediators and facilitators. A proposal which has arisen out of a range of IFaMP consultations and research for a fully supported national network of accredited Indigenous mediators and facilitators to work in native title and other areas including shared responsibility and regional participation agreements was considered. The workshop was funded by the Partnerships area of the Office of Indigenous Policy Co-ordination with whom IFaMP continues to work to see how the proposal can be advanced.

A report of the proceedings is being compiled and will be available on the IFaMP website as will background papers which were distributed to participants.



Evaluation Framework

Consultant group, *Social Compass*, has won a tender to develop an evaluation framework with IFaMP for:

- training in native title facilitation and mediation; and
- the delivery of mediation and facilitation services to native title parties.

The framework aims to not only evaluate training products delivered to NTRBs or other organisations involved in mediation or facilitation processes but will also support evaluation of how people receive a service from those who have been trained to provide it (that is, the impact on the end user, largely comprising native title applicant groups).

A workshop of select stakeholders and IFaMP will be held by the consultants in December 2005.

Staffing

Jess Clements departed on the 20th October to take up a position with the West Australian Department of Indigenous Affairs, playing a coordinating role between the State and Natural Heritage Trust with

respect to Natural Resource Management and a *Caring for Country* Program. Catherine Pledge departed on the 8th October to seek employment opportunities in Darwin. We wish them all the best.

Taking over from Jess and Catherine is Annalisa Koeman, who comes from a short period in the Sustainable Development Section of the Department of Industry Tourism and Resources following her graduation in mid-2005 from the ANU. Annalisa graduated with a Masters in International Affairs with a specialisation in Peace and Conflict Studies. Annalisa also holds a Masters in Environmental Management and Development from the ANU. Annalisa's current key interests are peace building, reconciliation, restorative justice and conflict resolution and she is keen to gain experience in mediation and negotiation. Hence she leapt at the chance to work with IFaMP and gain exposure to Indigenous issues in Australia.

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ABOUT THE NATIVE TITLE RESEARCH UNIT

AIATSIS acknowledges the funding support of the OIPC - Native Title and Land Rights Centre.
For previous editions of this Newsletter, click on the Native Title Research Unit link at www.aiatsis.gov.au

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