

# 2014-2015 ANNUAL REPORT

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## FAR WEST COAST

### ABORIGINAL CORPORATION

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REGISTERED NATIVE TITLE BODY CORPORATE ICN:7985



OUR LAND, OUR FUTURE, OUR WAY

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# DIRECTORS MESSAGE



Welcome to the 2014/2015 Annual Report for the Far West Coast Aboriginal Corporation (FWCAC).

2014/2015 financial year has been a year of growth for the corporation and it is pleasing to look back and see the developments and changes that have taken place.

We would like to thank our members who attended the AGM for 2013/2014 held on February 14, 2015; who braved the extremely hot weather conditions in the FWASCI Club on that day. Thankyou for persisting and making the meeting and election process such a success.

At our last AGM the Election had "6 Directors on and 6 Directors off" for the FWCAC Board. Wanda Miller, Fabian Peel, Lena Miller-Taylor and Leonard Miller left the FWCAC Board through this process.

We thank them here, for their many hours of service and dedication to the Far West Coast Aboriginal Corporation.

April Lawrie and Georgina Stockfisch were re-elected. We then welcomed Peter Miller, Bruce Hogan, John Mungie and Oscar Richards to the FWCAC Board for their 2 year term.

## 2014/2015 FWCAC Directors

Cultural group	Directors Name	Term	Position
Kokatha	Basil Coleman	Vacant 2015	Chair for Meetings +Dir
	Oscar Richards	Elected 2014 AGM	Director
Mirning	April Lawrie- Smith	Elected 2014 AGM	Contact Officer +Dir
	Clem Lawrie	Vacant 2015	Director
Wirangu	Barry (Jack ) Johncock	Vacant 2015	Director
	Peter Miller	Elected 2014 AGM	Director
Oak Valley	James Peel	Vacant 2015	Director
	Bruce Hogan	Elected 2014 AGM	Director
Yalata	John Mungie	Elected 2014 AGM	Director
	Duane Edwards	Vacant 2015 AGM	Director
Roberts Family	Edward Roberts	Vacant 2015	Director
	Georgina Stockfisch	Elected 2014 AGM	Director

This year the rotation continues - the 6 Directors vacating their FWCAC board positions are Basil Coleman, Clem Lawrie, Jack Johncock, James Peel, Duane Edwards, and Edward Roberts. Their efforts and contribution over the last two years have been highly valued. They are still eligible for re-nomination in the 2015 Elections for their respective cultural groups.

In 2014/2015 FWCAC developed governance and operational policies, which support and underpin the Corporation's Rulebook.

The Board of Directors made the decision to invest the Native Title settlement funds in our own Far West Coast Aboriginal Community Charitable Trust - as a unanimous decision.

This decision was made to retain an independent Aboriginal corporation.

The board met with a number of mining companies with interests in exploration and resources on Far West Coast land.

Discussions were held on the impacts and benefits for members, especially if resources are found through this exploration.

During 2014/2015 Strandline/ Monax Mining as Western Areas, along with Iluka Resources in partnership with Doray Minerals conducted exploration and drilling on tenements within the Determination Area.

Our staffing for 2014/2015 worked effectively, with members' service hours of 9am to 5pm being maintained at the Ceduna office.

The corporation will be moving to our new building on Poynton Street in the new year. The renovation is very near completion and plans to relocate are underway.



Directors: Bruce Hogan, Duane Edwards, John Mungee, Jack Johncock (kneeling), James Peel, Oscar Richards  
Seated: Basil Coleman, Edward Roberts, Georgina Stockfish, April Lawrie, Peter Miller. Absent: Clem Lawrie.



## DIRECTORS MESSAGE continued



Our phone and fax numbers will stay the same, as will email addresses.

In July 2015, Jason Wild commenced as the Community Trust Officer based in the Ceduna Office. This has been a convenient and positive experience for members with direct access to the Aboriginal Community Charitable Trust services.

Members now have direct advice and reassurance of eligibility and assistance options in a face to face setting. This approach to assistance directly addresses an individual members needs and pays suppliers directly.

Our Corporate Services Manager has reported an increase in members seeking information on their family trees and ancestry. As a result a service has been developed to assist members.

Our ancestry information links back to our Apical Ancestors (those named in our Native Title document), and this is also assisting with assessing applications for membership to the corporation. *(See page 22 and 23 of this report).*

We would like to acknowledge the services of South Australian Native Title Services (SANTS), and specifically Osker Linde; who at the 2013/2014 AGM held on February 14, 2015, commenced the process for eventual lodgement of the Sea Claim.

The following members were authorised as

Claimants: Alan Haseldine, Arthur Catsambalis, Leonard Miller Snr., Clem Lawrie, James Peel Snr., Oscar Richards Snr., and Vernon Miller (Penong).

Our members have a strong affinity for the coast and waters adjacent the Native Title area and we continue to monitor the development of this Sea Claim.

We also thank Andrew Beckworth of SANTS for assisting with Native Title matters throughout the year.

During the course of our year of operations we seek information, advice and counsel from a large group of members, professional representatives, lawyers, accountants, community organisations and individuals. We would like to thank them for their assistance and for their contribution to our success over this last 12 months.

We are pleased to provide the long awaited membership cards that recognise our status as Native Title Holders and Common Law Holders. *(See page 18 of this report).*

Interesting times lay ahead for the Far West Coast Board of Director's in terms of our relationship with other Aboriginal land holding bodies such as Aboriginal Lands Trust.

The Far West Coast Board of Directors stand united under Native Title for the Far West Coast land and for our members as the common law holders. We remain committed to ensuring we have a voice in pursuit of our economic aspirations.

We hope you enjoy the 2014/2015 Annual Report.

**2014/ 2015 FWCAC Board of Directors**

### 2014/2015 FWCAC GROUP OF ENTITIES STAFFING

Role	Engagement	Staff
FWCAC Corporate Services Manager	Contract FT	Kerrie Harrison
FWCAC Administration Assistant	Contract PT	Nyree Coleman
FWCAC Administration Assistant	Contract PT	Narrissa Coleman
FWCAC Administration Assistant	Casual - relief	Kiara Scott
FWCAC Administration Assistant	Casual - relief	Kelly J Miller
FWCAC Administration Assistant	Casual - relief	Derelee Gray
FWCI General Manager	Contract FT	John Isgar
FWCACCT Community Trust Officer	Contract FT	Jason Wild



FWCAC Board of Directors with Iluka Resources and Doray Mining representatives.



FWCAC Board of Directors with Western Areas representatives.

### **FAR WEST COAST: a sustainable and successful model for Native Title bodies**

The FWCAC Board of Directors are very pleased to report that the achievements of the Far West Coast Group of Entities, have been presented to a large audience at the recent Aboriginal Economic Development Conference in Adelaide.

John Isgar, as General Manager for Far West Coast Investments along with April Lawrie as a FWCI and FWCAC Director, delivered a PowerPoint presentation which outlined the pathway to our current structure and achievements.

The presentation featured both positive and negative aspects of the process of gaining Native Title, commencing economic development through partnerships and developing sound and functional governance structures to support both the corporation and the economic aspirations for members.

Their presentation was an outstanding success, it generated many questions and much discussion. We are pleased that the presentation has alerted others to the difficulties and obstacles in setting up sustainable structures - as well as providing a “road map” for other corporations to follow for their own success.



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## 2014/2015 FWCAC MEETINGS

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7 August 2014	Adelaide - Royal Coach	Directors Meeting
27-29 August 2014	Ceduna ICC & Foreshore Hotel	Directors Meeting
1-3 October 2014	Adelaide - Tiffins on the Park	Directors Meeting & FWCI
6-7 November 2014	Ceduna ICC & Foreshore Hotel	Directors Meeting
28 November 2014	Ceduna Foreshore Hotel	Directors Meeting
29 November 2014	Ceduna FWASCI	Directors Meeting
29 November 2014	Ceduna FWASCI	Directors Meeting
9 January 2015	Phone Meeting	Directors Meeting
12-13 February 2015	Ceduna Foreshore Hotel	Directors Meeting
14 February 2015	Ceduna FWASCI	2013/2014 AGM



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## 2014/2015 FWCAC MEETINGS

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14 February 2015	Ceduna FWASCI	Native Title Consultation
28-30 April 2015	Adelaide - Tiffins on the Park	Directors Meeting & FWCI
11 June 2015	Phone Meeting	Directors Meeting
2 July 2015	Phone Meeting	Directors Meeting
20-21 August 2015	Ceduna Foreshore Hotel	Directors Meeting
23-24 October 2015	Ceduna Foreshore Hotel	Directors Meeting
27 November 2015	Ceduna Foreshore Hotel	Directors Meeting
28 November 2015	Ceduna FWASCI	2014/2015 AGM
28 November 2015	Ceduna FWASCI	Native Title Consultation



Pelicans at Davenport Creek.  
Photo by Carol Suter.





3.1 The objectives of the corporation	Far West Coast Aboriginal Corporation and group of entities achievements against the objectives
(a) be the subject of a determination under s 57 of the Native Title Act 1993 (Cth);	Achieved - December 5 <sup>th</sup> , 2013.
(b) become a registered native title body corporate and carry out its functions;	Achieved - December 2 <sup>nd</sup> , 2013.
(c) be the prescribed body corporate for the purposes of s 57(2) of the Native Title Act 1993 (Cth);	<ul style="list-style-type: none"> <li>• Achieved - 2014/2015.</li> <li>• Directors ensure Corporate Services Manager maintains database of members and contact details.</li> <li>• Directors ensure Corporate Services Manager maintains FWCAC website for purpose of Native Title consultation and members information.</li> </ul>
(d) perform the functions mentioned in s 57(3) and s 58 of the Native Title Act 1993 (Cth) and under the Native Title (Prescribed Bodies Corporate) Regulations 1999 as amended;	<ul style="list-style-type: none"> <li>• Consultation and Native Title update provided an Inaugural FWCAC Meeting on 6<sup>th</sup> February 2014.</li> <li>• Consultation and Native Title update provided at Special General Meeting on 29<sup>th</sup> November 2014.</li> <li>• Co management commenced: formation of Nullarbor Advisory Committee and Yumbarra Co-Management Board – 2014.</li> <li>• Provision of an office for service delivery to Far West Coast Aboriginal people.</li> <li>• Directors ensure Corporate Services Manager completes annual ORIC reporting and compliance.</li> </ul>
(e) act as the representative of the common law holders the subject of the determination;	<ul style="list-style-type: none"> <li>• Ongoing duty and responsibility of the PBC.</li> <li>• Representation with SA Museum, Department of Heritage (Roger Thomas and Heidi Crow) , The Victorian Speleological Society, SANTS, Iluka Resources, State Government, South Australian Court, Minister Hunter, Kalarri Transport, Annie Nicholson and ORIC.</li> </ul>
(f) advance the cultural, social, political, economic and legal interests of the common law holders, including by establishing legal entities to achieve these objects;	<ul style="list-style-type: none"> <li>• Establishment of Far West Coast Investments (prev. PMCT).</li> <li>• Establishment of the FWCACCT.</li> <li>• Establishment of Far West Mining and Civil Pty. Ltd.</li> <li>• Appointed SANTS as legal representatives for the FWC Sea Claim.</li> <li>• Authorised 7 applicants for the FWC Sea Claim.</li> <li>• Support of heritage and cultural practices of members via trust assistance.</li> <li>• 2015-2020 Strategic Plan completed.</li> <li>• Partnerships proposed for 2 AIATSIS projects 'Mapping livelihood values of Indigenous customary fishing' and Commercial Aspirations'.</li> </ul>





(g) to provide relief from poverty, sickness, suffering, misfortune, destitution or helplessness among Far West Coast Aboriginal people;	<ul style="list-style-type: none"> <li>• Provision of member assistance via FWCACC Trust for Members.</li> <li>• Member assistance in funding categories including sporting, education, scholarship, medical, serious emergency/illness, culture and funeral.</li> </ul>
(h) to implement the Far West Coast Native Title determination and its associated ILUAs and other agreements;	<ul style="list-style-type: none"> <li>• Completed administrative actions to support outcomes.</li> </ul>
(i) to protect the native title rights and interests of Far West Coast Aboriginal people by such means as may be lawful and reasonable;	<ul style="list-style-type: none"> <li>• Ongoing duty and responsibility of the PBC.</li> <li>• Supported heritage based site visits.</li> <li>• Access Inspection surveys representation.</li> <li>• Cultural Monitoring representation.</li> <li>• FWCAC Operational and Governance Policies developed 2015</li> </ul>
(j) to enter into Native Title Mining Agreements, Indigenous Land Use Agreements and other agreements on behalf of Far West Coast Aboriginal people, and to receive any benefits by way of payments or otherwise, pursuant to such agreements;	<ul style="list-style-type: none"> <li>• Renegotiation of Iluka Agreement for Production in progress</li> <li>• Current ILUA under negotiation.</li> <li>• NTMA 9b Agreement for Exploration signed with Western Areas as per Members' endorsement at 2014 AGM.</li> <li>• Review of the Iluka Exploration Agreement and agreed amendments including assignment of interests to Doray.</li> </ul>
(k) to manage land of traditional or cultural significance (or other land) to the Far West Coast Aboriginal People and to hold any interest in such land as trustee or otherwise for the Far West Coast people;	<ul style="list-style-type: none"> <li>• Co-management Agreement and selection of members 2014</li> <li>• Ministerial reappointment of 4 Co-management Members/Deputies for Nullarbor Advisory Committee 2015.</li> <li>• Representation to interested parties - ongoing duty of PBC.</li> <li>• Access Inspection surveys representation.</li> <li>• Cultural Monitoring representation.</li> <li>• Representation to Aboriginal Lands Trust on mining exploration issues.</li> </ul>
(l) manage and account for the funds of the corporation and invest any funds not immediately required for the purpose of the corporation;	<ul style="list-style-type: none"> <li>• Annual Financial Audit - Consolidated Audits 2014 and 2015</li> <li>• Members select auditor annually at AGM's.</li> <li>• Ongoing professional accountancy services.</li> <li>• Professional investment of funds (FWCACCT).</li> </ul>
(m) to act as the trustee under any trust established for the benefit of the Far West Coast Aboriginal people;	<ul style="list-style-type: none"> <li>• FWCAC as the Shareholder to FWCI, invested NT Settlement funds in FWCACCT.</li> </ul>
(n) to protect the intellectual property rights of the Far West Coast people, including but not limited to cultural practices, stories, and oral history and traditions.	<ul style="list-style-type: none"> <li>• Ongoing duty and responsibility of the PBC.</li> <li>• Maintenance of the Genealogical data of FWCAC Members.</li> <li>• Issuance of Membership Cards.</li> <li>• Representation in cultural studies outcomes with SA Museum.</li> </ul>

# FWCAC TIMELINE - HISTORY



The determination area was subject to several overlapping determination applications and Assertions of Native Title.

The then overlapping claims were finally **consolidated into one claim in January 2006**.

The consolidation occurred after 10 years of mediation by the ALRM Inc. Native Title Unit, the National Native Title Tribunal and South Australian Native Title Services.

In February **2008** the group consolidated under the Associations Act as **Far West Coast Traditional Lands Association Inc.**

The FWCTLA Constitution held that the cultural groups of Wirangu, Mirning, Yalata, Oak Valley, Kokatha and Roberts family would be equally represented.

There were 24 persons on the Board of FWCTLA, 4 from each of the 6 cultural groups.

John Isgar was appointed as Economic Development Officer.

FWCTLA opened an office in Ceduna. The office then served as an access point for FWCTLA members.

FWCTLA then invested the Trust funds with ANZ for the Far West Coast Charitable Trust.

Financial Assistance was then available to members of FWCTLA with new categories added; including Sporting, Education, Small Business Development and Serious Illness/ and Emergency.

1996

2007

2008

2010

On **January 4, 2006** Richard Lebois, Clem Lawrie, (name removed), Gladys Miller, Samuel Mastrosavas and Kenneth Roberts; as the Applicants, filed an **Application for a determination of Native Title** on behalf of the **Far West Coast people**.

Many public meetings were held and interested persons met as committees throughout this period.

The Far West Coast and Iluka Liaison Group was formed, which was the beginning of a formal governance group.

On January 31, 2008 FWCTLA signed a Native Title Mining Agreement for Production with **Iluka Resources**.

This agreement was a long time in negotiation, and provided production income as funds for establishing systems, structures and regular payments of production funds to support the Association.

FWCAC then set up the **Far West Coast Trust**; and through Finlayson's Accountants it began assisting members in areas such as Elders, Medical and Funerals.

**FWCTLA then set up 2 new and separate entities:**

1. Far West Mining & Civil
2. Pidinga Munda Investments (renamed as Far West Coast Investments (FWCI) in 2014.

Far West Mining and Civil began leasing equipment out to Mining Companies.

In 2011 the Far West Coast/ Iluka Liaison Committee was established as a subcommittee of FWCTLA.

Between 2008 and 2012 FWCTLA worked closely with:

- Iluka for economic development;
- SANTS towards gaining Native Title;
- Local, state and national government agencies for compliance.

Kerrie Harrison commenced as Corporate Services Manager  
The **Far West Coast Aboriginal Corporation** (FWCAC) was established December 2, 2013. FWCAC is the Registered Native Title Body Corporate ICN: 7985, for Native Title purposes. FWCAC legally holds Native Title on behalf of its Members. The FWCAC Board has 12 Directors; 2 from each cultural group.

FWCAC has its own Rulebook for governance.

The **Native Title Consent Determination** was handed down by Justice Mansfield at a Federal Court hearing at Lake Pidinga, on **December 5, 2013**.

In March 2015, FWCAC received the **Native Title Settlement** from the South Australian Government. This settlement included funds of \$5 million dollars, Fowlers Bay land blocks and Co-management of parks.

FWCAC as the shareholder to FWCI supported the investment of the Settlement funds and moved Production funds into the FWCI managed Trust, the **Far West Coast Aboriginal Community Charitable Trust**.

This has provided the Far West Coast people with an Aboriginal owned and managed and locally based Trust.

Jason Wild was employed as FWCI as Community Trust Officer, based at the FWCAC office in Ceduna.

## 2011/2012

Between 2008 and 2012 members and community representatives were leading on land issues.

Multiple site clearances and inspections were conducted for cultural significance and heritage identification.

Members were consulted on Native Title issues and had significant input into shaping the legal case for Native Title.

## 2013 /2014

In July 2014, Equity Trust took over ANZ Trust and the management of FWCAC's Far West Coast Charitable Trust. Financial Assistance was continued to corporation members in the same way.

John Isgar returned to Ceduna and commenced as FWCI's General Manager in April 2014.

Pidinga Munda changed its name to Far West Coast Investments Pty. Ltd.

In 2014 FWCAC and FWCI participated in joint meetings for planning and strategic purposes. A sustainable structure was implemented.

## 2015

FWCAC continues to :

- Provide access to the FWCI Community Trust Officer;
- Maintain the Ceduna office;
- Maintain administrative records for members;
- Provide administrative support to the FWCAC Board of Directors;
- Complete the annual reporting requirements;
- Maintain the FWCAC website;
- Organise mining clearances and cultural monitoring;
- Monitor 9B Agreements for exploration /production;
- Provide Native Title updates to members;
- Support co-management of FWCAC Native Title land;
- Maintain, collect and provide genealogical data for members.





THE FAR WEST COAST GROUP OF ENTITIES HAS  
SEPARATE PORTFOLIOS, RESPONSIBILITIES AND PRIORITY AREAS:

## **CORPORATION MEMBERS**

- ◇ The FWC Native Title Holding Community is required to make decisions in accordance with the Native Title Act.
- ◇ Corporation Members act as the representative of the FWC Native Title holding community.
- ◇ Members are bound by the Corporation's Rule Book, which contains the rights and responsibilities of Members.

## **FAR WEST COAST ABORIGINAL CORPORATION**

### **NATIVE TITLE AND CULTURAL PROTECTION**

- ◇ Native Title Advocacy
- ◇ Culture and Heritage and Care and Environment Issues
- ◇ Parks' Management
- ◇ Cultural Awareness
- ◇ Establish legal entities to achieve its objectives.

## **FAR WEST COAST INVESTMENTS PTY LTD**

### **INVESTMENTS, WEALTH CREATION AND MEMBER BENEFITS**

- ◇ Business Investments
- ◇ Investment Strategy
- ◇ Charitable Trust Program: Emergency and Social Funding  
: Strategic and Developmental Funding

## **FAR WEST MINING & CIVIL PTY LTD**

### **ENTERPRISE, BUSINESS DEVELOPMENT AND GENERATING PROFITS**

- ◇ Business Projects in Mining and Civil Operations
- ◇ Individual Business Development.
- ◇ Employment and Training Outcomes.

A  
SUSTAINABLE  
MODEL  
FOR SUCCESS

# FAR WEST COAST GROUP OF ENTITIES: AIMS



Through a united and cooperative approach we want to:

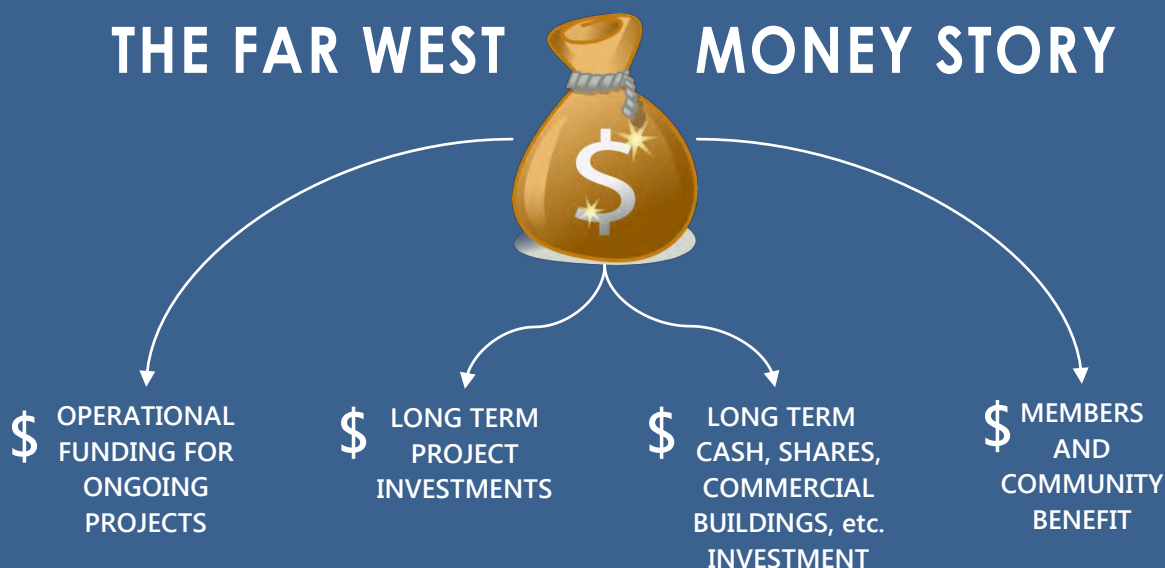
- Ensure Native Title Rights to Far West Coast traditional lands are exercised and maintained.
- Enhance the recognition and respect of the Aboriginal cultures and heritage within the Far West Coast region.
- Provide the children of Native Title Holders with a future which supports their cultural, social and economic needs.
- Ensure assistance is available to support the wellbeing of members of the Far West Coast Native Title Holding Community and other Aboriginal people living in the Native Title area.
- Create and maximise business and economic opportunities in order to generate profits and Aboriginal employment outcomes for the benefit of the Far West Coast Native Title Holding Community.
- Foster harmony and inclusivity for Far West Coast Native Title holders in Native Title determinations.

## FAR WEST COAST ABORIGINAL COMMUNITY CHARITABLE TRUST

The following categories of assistance are available. Each have their own guidelines:

- Education & Scholarship Support
- Individual and Sporting Club Support
- Leadership & Exceptional Individuals
- Community Events and Initiatives
- Homeland Technical Support
- Micro Business Development
- Funeral Assistance
- Medical Assistance
- Serious Illness
- Elders Support
- Exceptional Circumstances
- Cultural and Heritage Support

## THE FAR WEST MONEY STORY



**Invest enough money to reach the target of \$38 million within 13 years.**

This is to ensure that the interest earned will support programs for Far West Coast Aboriginal people; creating a future for our children and grandchildren ahead.

## 2014/2015 ACHIEVEMENTS



### FAR WEST COAST ABORIGINAL CORPORATION

RNTBC ICN: 7985

**PH: 08 86 253 340**

- Negotiating for a sea claim
- Existing 9B Agreement with ILUKA
- Negotiating further mining agreements
- Parks Co-Management
- Decision to invest funds in FWCACCT
- *For more - (See pages 8 and 9 of this report.)*



12 FWCAC DIRECTORS

### FAR WEST COAST INVESTMENTS PTY LTD

**PH: 0448 622 009**

- Established a mining contracting company
- Decision to proceed with one Trust only: the Far West Coast Aboriginal Community Charitable Trust
- Trustee management of the Far West Coast Aboriginal Community Charitable Trust is Aboriginal community controlled
- Purchased new office building in Ceduna which is under refurbishment



6 FWCI DIRECTORS

April Lawrie  
Sandra Miller  
Robert Larking  
Peter Miller  
Emily Ware  
Clem Lawrie

### FAR WEST MINING AND CIVIL PTY LTD

**PH: 0448 622 009**

- Purchase of D10 Dozer and other associated machinery
- Trading profitably for five years
- Established a client base



3 FWM&C DIRECTORS

April Lawrie  
Alan Haseldine  
Barry 'Jack' Johncock



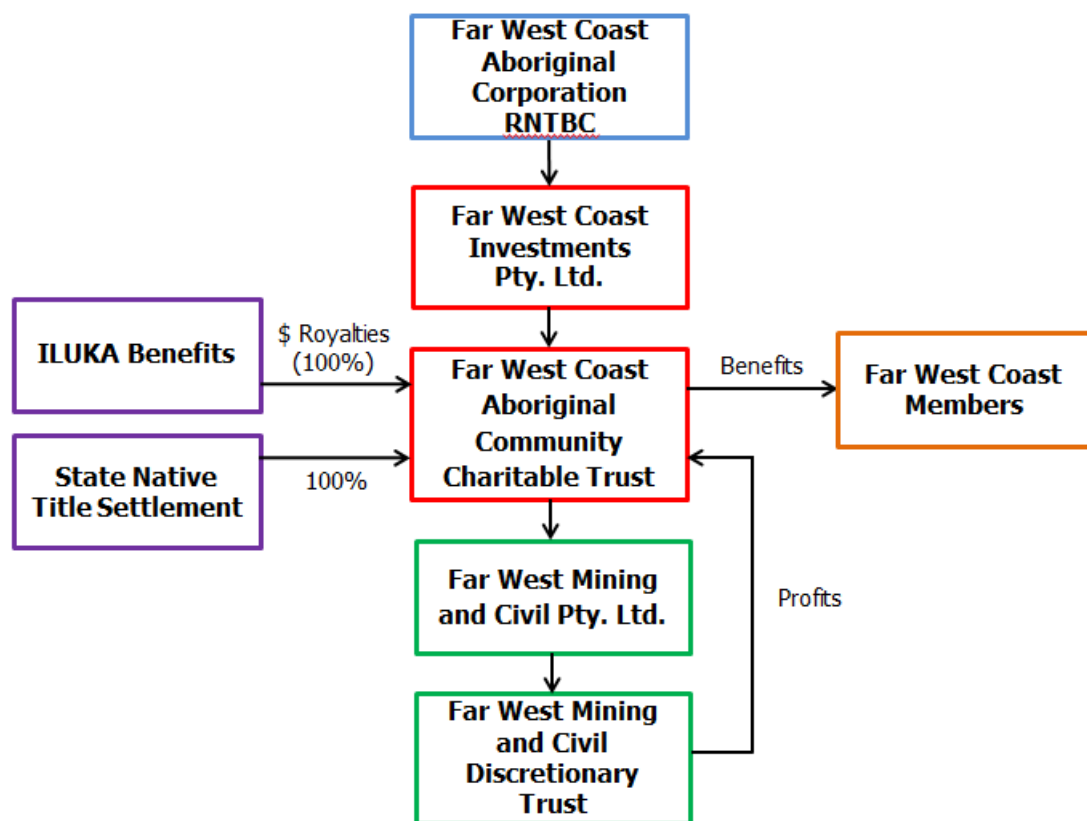
# FWCAC GROUP OF ENTITIES STRUCTURE



**Significant changes** to the structure of the Far West Coast group of entities took place in 2014/2015.

These changes will ensure all Trust funds will be under the control of the Far West Coast group itself to keep profits within the group, and importantly under Far West Coast control.

## New Structure – 100% Far West Coast Controlled



# FWCAC SERVICE CHARTER



## Operational Service Principles

### Members Service Delivery

To achieve the highest levels of member satisfaction and professionalism we will strive to:

- Provide accurate and timely information;
- provide courteous and responsive client service;
- examine complaints openly and honestly;
- employ high level management
- principles across all business and service areas.

### Accountability

We are accountable to our members, ORIC and the Native Title Act for the efficiency with which our services are provided.

To this end we will follow our policies and standards of service and evaluate our performance against those standards.

Our financial information and performance is open to member assessment and comment.

### Communication & Information

We will provide our members with information on all aspects of the PBC, its objectives, functions and achievements.

We commit to the provision of a website for the purpose of providing access to services, program information and Native Title issues.

We commit to excellence in record keeping and secure and confidential information storage.

### Corporate Professionalism

In all aspects of our corporate business dealings we will:

- strive to act in the most professional manner;
- listen to our members feedback without judgement;
- address deficiencies where identified;
- strive to model good behaviours in all public meetings and corporation activity.

### Consultation

Together with our members we will establish how best to deliver the corporation's services to members.

The FWCAC must consult and obtain the consent of common law holders prior to entering into any Native Title Mining Agreement pursuant to Part 9B of the Mining Act 1971 (SA); or any Indigenous Land Use Agreement (ILUA) under the Native Title Act 1993 (Cth).

### Relationship Management

To ensure the maximum efficiency of all services we will:

- embrace positive business partnerships;
- seek advice from informed and professional bodies and individuals;
- manage these relationships well, with open, effective communication and integrity;
- participate effectively in formal partnering arrangements with Government/ other funded agencies.



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# FWCAC CODE OF CONDUCT

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FWCAC's Code of Conduct and Ethics is linked closely to the FWCAC Rule Book and links to those additional ORIC requirements of Members and Directors responsibilities:

## Members

- Shall observe the provisions of the Rule Book, policies, and rules of the Corporation
- Shall treat the other members of the Corporation, and the staff of the Corporation, and the office-bearers of the Corporation, and the clients of the Corporation, with respect;
- Shall observe behaviors of courtesy and respect towards other members when participating in public forums, meetings, native title gatherings including those activities endorsed by the board;
- Shall not engage in negative behaviours outside of public forums in response to other members actions, beliefs or statements as presented in any public forums;
- Shall not so act as to bring the Corporation or its objectives into disrepute;
- Shall not behave in a way that significantly interferes with the operation of the Corporation or of Corporation meetings;
- Members should refer to the FWCAC's Service Charter commitments.

## Directors

- Shall, in all business conducted under the aegis of FWCAC, place the interests of the Corporation over their own interests of those of any other person or persons;
- Shall observe the provisions of the FWCAC policies and rules of the Corporation (The Rule Book) and Service Charter;
- Shall, as far as possible, attend all meetings of the Board, and, in the event that they are prevented from attending any meeting of the Board, shall notify the Contact Person/Secretary of their absence in advance of the meeting;
- Shall devote to their duties the amount of time required to carry them out thoroughly and effectively;
- Shall undertake any training necessary for the performance of their duties;
- Shall treat the other members of the Board, and the other members of the Corporation, and the staff of the Corporation, and the office-bearers of the Corporation, and the members/clients of the Corporation, with respect;
- Shall not so act as to bring the Corporation or its objectives into disrepute.
- Shall not behave in a way that significantly interferes with the operation of the Corporation or of Corporation meetings.
- Shall observe all principles of confidentiality involving any Corporation business, affairs or matters.
- Directors will uphold the FWCAC's Service Charter commitments.





## FWCAC Membership Cards: Recognising Native Title Holders



The aim of the card is to recognise FWCAC members as common law holders of Native Title..

All members as at October 22, 2015 were issued a card in the first batch, being presented at the 2014/2015 AGM. There will be additional batches of cards printed annually.

The wording of the card, will point any persons wanting more details, to the FWCAC website, or to Contact the corporation by phone.



### **Card wording:**

I am a common law holder of Native Title of the Far West Coast lands and waters. I have native title rights and interests to use and enjoy these lands and waters in accordance with my traditional laws and customs. My right to practice my culture is protected by Section 211 of the *Native Title Act 1993 (Cth)*.

Contact FWCAC on 08 86 253 340 or see: <http://www.fwcac.org.au/land/native-title/>

The link on the card will take the web site viewer to the information opposite, which forms part of the Extract from the National Native Title Register—under section 10 it sets out your Native Title Rights and Interests.

# NATIVE TITLE



## Native Title Rights and Interests

10 Subject to paragraphs 11, 12, 13 and 14 the nature and extent of the native title rights and interests in the Native Title Land are non-exclusive rights to use and enjoy, in accordance with the native title holders' traditional laws and customs, the land and waters, being:

- a) the right to access and move about the Native Title Land;
- b) the right to live, to camp and, for the purpose of exercising the native title rights and interests, to erect shelters and other structures on the Native Title Land;
- c) the right to hunt on the Native Title Land;
- d) the right to fish on the Native Title Land;
- e) the right to gather and use the natural resources of the Native Title Land such as food, medicinal plants, wild tobacco, timber, resin, ochre and feathers;
- f) the right to share and exchange the subsistence and other traditional resources of the Native Title Land;
- g) the right to use the natural water resources of the Native Title Land;
- h) the right to cook on the Native Title Land and to light fires for domestic purposes but not for the clearance of vegetation;
- i) the right to engage and participate in cultural activities on the Native Title Land including those relating to births and deaths;
- j) the right to conduct ceremonies and hold meetings on the Native Title Land;
- k) the right to teach on the Native Title Land the physical and spiritual attributes of locations and sites within the Determination Area;
- l) the right to visit, maintain and protect sites and places of cultural and religious significance to native title holders under their traditional laws and customs on the Native Title Land;
- m) the right to be accompanied on to the Native Title Land by those people who, though not native title holders, are:
  - i) spouses of native title holders; or
  - ii) people required by traditional law and custom for the performance of ceremonies or cultural activities on the Native Title Land; or
  - iii) people who have rights in relation to the Native Title Land according to the traditional laws and customs acknowledged by the native title holders.

**Let your FWCAC  
MEMBERSHIP CARD  
tell others of your  
status as a  
Common Law and  
Native Title Holder**

Source: Extract from the National Native Title Register: the full notice can be obtained at the FWCAC office or at <http://www.fwcac.org.au/land/nativetitle/>



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# NATIVE TITLE HOLDER UPDATE

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**Consultation** - The FWCAC must consult and obtain the consent of common law holders prior to entering into any Native Title Mining Agreement pursuant to Part 9B of the Mining Act 1971 (SA) or any Indigenous Land Use Agreement (ILUA) under the Native Title Act 1993 (Cth).

**Wirangu 2** - At the 2014/2015 AGM, FWCAC members are being asked to consider the following:

- authorisation of applicants to file an overlapping Native Title claim over Wirangu no. 2
- and that the Directors of the Far West Coast Aboriginal Corporation propose that the Native Title Claim group for the new application be the same as the description of the native title holders appearing in the consent determination.

**Sea Claim** - Evidence collection continues on the Sea Claim, SANTS Anthropologist Robert Graham is assisting with stories of the sea and coast to assist in providing a clear picture of the nature and extent of the use of the sea, and that connection of the Far West Coast People's through history to the present day. SANTS' hopes to be in a position to have the Far West Coast Sea Claim filed by Christmas 2015.



Cultural monitors, John Mungee and Aaron Edwards with the Auslamp Metallurgic Survey team (of Adelaide University), *inset*, on board the helicopter used for the instrument placement.







## Cultural Monitors

From time to time, the FWCAC Board nominate members as cultural monitors to accompany groups of researchers, film makers, cavers, and surveyors who are entering the Far West Coast land for projects and academic purposes.

Cultural monitoring ensures that the interests and rights of the members are represented and that cultural factors are taken into account at all stages of these projects.

Cultural monitors are the link for Native Title Holders to ensure that these visiting groups are placing aboriginal culture and land preservation at the centre of their activities.

It is a chance to share information and gain a greater insight into our country for all involved.

In these photos opposite, James Peel and Dorcas Miller are working with a caving party on the Nullarbor. These cavers rappelled over the cliffs and explored caves high on the cliff face—a new cave was discovered and was named “Dorcas Dreaming” in honour of Dorcas Miller.

Photos: Paul Gregory



## Clearances - Access Inspection Surveys

The FWCAC Board nominate members to serve on clearance teams. These teams of 12 (2 from each cultural group) inspect areas of land that mining companies have exploration permits for.

The mining company sends representatives, and an Anthropologist coordinates the clearance in the field. The group inspects areas that are plotted from official maps. There is often a lot of driving and walking involved for the clearance team, at times helicopters have been used for inaccessible terrain.

The results of the inspection are then presented as a formal report of the outcomes by the Anthropologist.

Negotiations for a clearance occur months before hand between the FWCAC Board and the mining company, and it is coordinated between the Anthropologist, our Corporate Services Manager and a mining company representative.

Selection of members is made by the FWCAC Board, and is based on knowledge of country, availability, and appropriate representation from the 6 cultural groups of FWCAC members.

Photos Annie Nicholson



# NATIVE TITLE - APICAL ANCESTORS



## Under the Native Title Act:

9. Under the relevant traditional laws and customs of the Kokatha, Mirning and Wirangu who comprise the Far West Coast People, the native title holders are those living Aboriginal people who:
- A. (i) are descendant, either through birth or adoption, from one or more of the following Kokatha, Mirning and Wirangu antecedents:

◇ Bingi	◇ Peter and Nellie Tjubedie
◇ Eliza Ellen (Ware)	◇ Binilya and Kaltyna
◇ Maggie, mother of Jimmy Scott	◇ Topsy (Miller)
◇ Yari Wagon Billy	◇ Harry Yari Miller, son of Maggie Burilya
◇ Koigidi and Anbing	◇ Maggie Inyalonga (Miller);
◇ Kulbala	◇ Billy Danba (Dunbar) and Topsy
◇ Eva and Pompey	◇ Billy Benbolt and Fanny
◇ Jinnie (Dunnett)	◇ Judy (Struthers)
◇ Yabi Dinah	◇ Nellie (Betts)
◇ Siblings: Nellie Gray, Dhubalgurda Frank Gray and Kwana Teddy Gray	◇ Emma (Bilney)
	◇ Jimmy Blueskin
	◇ Jack McCarthy
◇ Bobby Wandrooka	◇ Eva Nudicurra (Modikari)
◇ Marangali Jim Young & Lucy Mundy	◇ Wirangu mother of Jimmy & Arthur Richards
◇ Wirangu mother of Ada Beagle	◇ Betsy (affinal links to Tjuna family)
◇ Tjabilja (Lawrie)	◇ Siblings: Milaga (affinal links to Tjuna family) and Munjinya
◇ Sally Broome	
◇ Mark Mirka Kelly	◇ Toby Ngampija Roberts, son of Moonlight Lightning
◇ Tommy Munia	

OR

(ii) are descendant, either through birth or adoption, from any other person acknowledged by the native title holders as a Kokatha, Mirning or Wirangu antecedent where the antecedent was born on or near the Determination Area at or around the time of sovereignty;

**AND** who are recognised by other native title holders under the relevant traditional laws and customs of the Far West Coast Peoples as having realised their rights through knowledge, association and familiarity with the Determination Area gained in accordance with the laws and customs of the native title holders, and therefore as holding native title rights and interests in the Native Title Land; or

- B. were born within the Determination Area and have gained knowledge of the land and waters of the Determination Area in accordance with the traditional laws and customs of the native title holders, and are recognised by other native title holders under their relevant traditional laws and customs as having native title rights and interests in the Native Title Land; or
- C. have mythical or ritual knowledge and experience of the Determination Area and have responsibility for the sites and strings of sites within the Determination Area that are associated with the Tjukurpa (Dreaming) and are recognised by other native title holders under their relevant traditional laws and customs as having native



# GENEALOGY - FAMILY HISTORY

As part of the research for the 2006 Far West Coast Native Title Claim, Lyn Coad of South Australian Native Title Services worked with members and other researchers and conducted intensive archival research on the history and family connections of the Far West Coast peoples.

What eventuated was a comprehensive and substantiated family history for the Kokatha, Mirning and Wirangu people that was current until 2006. This ancestry data was handed over to the Corporation in 2014.

Kerrie Harrison has placed the ancestry data in a research database, the original work of Lyn Coad has been preserved and an editable copy made for access and updating purposes.

There are over 5000 people in the ancestry data, with formal records reaching back to the early and mid 1800's. There are also sources and research attached to individuals, which were originally researched in the SA Museum, State Library of South Australia, and church based archives.

Members are now able to seek answers to their ancestry questions and FWCAC are very keen for members to contribute information in order to keep this ancestry data up to date.

In the future this information will be a valuable resource and will stand as an enduring history of the Far West Coast people, their apical ancestors, their descendants, and connection to country.

## FWCAC Ancestry Service

- ◇ Updating your personal details, adding details of
  - children's births and baptisms,
  - relationships/ marriages/ divorces,
  - deaths
  - occupations, achievements and so much more.
- ◇ Adding notes or references to individual or group records
- ◇ Adding records of family members interviews
- ◇ Identifying family members
- ◇ Identifying links to FWCAC apical ancestors
- ◇ Provision of printed copies of information
- ◇ Provision of further sources for research purposes



**MAKE YOUR FAMILY  
HISTORY COME TO LIFE  
FOR YOUR FAMILY  
MEMBERS**

Please enquire at the office or call FWCAC on 0886 253 340



# CO-MANAGEMENT UPDATE



2014/2015 saw the Nullarbor Advisory Committee and the Yumbarra Co-management Board complete a vast amount of planning and identification of conservation park needs within the Native Title Determination Area.

The two groups came together with youth and elders for the on-country planning workshops in August. The Nullarbor one was held at Koonalda Homestead and the Yumbarra one at Scotdesco. Almost 30 people participated in each workshop, helping to develop a vision, targets (the important places and things to protect) and what the threats to the targets are.

In November 2015, the Minister formally appointed two Nullarbor Advisory Committee positions and two deputy positions, as Ben Reynolds, Trevor Scott, and Millicent Taylor stepped down due to work and other commitments. This committee welcomes Anton Mundy, Neville Miller and Verna Lawrie. James Peel has moved into Ben Reynolds' vacated position.

## Nullarbor Advisory Committee

## Yumbarra Co-management Board

Rep	Representative	Deputy	Rep	Representative	Deputy
Mirning	Clem Lawrie	Anton Mundy	FWCAC	Leonard Miller Snr.	Hayden Coleman
Mirning	James Peel	Neville Miller	FWCAC	Edward Roberts	William Newchurch
Mirning	Kaylene Kerdel	April Lawrie	FWCAC	Wanda Miller	Wendy Ware
Mirning	Dorcas Miller	Verna Lawrie	FWCAC	Sue Haseldine	Mima Smart
Minister	Mathew Ward	Bruce McPherson	Minister	Mathew Ward	Bruce McPherson
Minister	Mark Anderson	Robbie Sleep	Minister	Mark Anderson	Robbie Sleep
Minister	Justine Graham	Ollanta Lipcer	Minister	Justine Graham	Ollanta Lipcer
Minister	Sophie Keen	Liz McTaggart	Minister	Sophie Keen	Liz McTaggart



**Nullarbor On Country Workshop** Standing: Richard Peel, Jasmine Kerdel, Jillian Miller, Kaylene Kerdel, Mark Anderson, Verna Lawrie, Sophie Keen, April Lawrie, Ziggy Lawrie, Matt Ward, Dean Miller, Saras Kumar, James Peel Snr., Dorcas Miller, Tamahina Cox, Trevor Scott, Neville Miller, Leigh Chamberlain, Anton Mundy, Stuart Cowell. Kneeling: Belinda Margan, Justine Graham, Sam Doudle, Charles Lawrie, Clem Lawrie, and James Peel Jr.



Healthy Country Planning  
“It’s similar to a  
wheel – it doesn’t  
just do one circle, it  
keeps going round”  
Wanda Miller



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## CO-MANAGEMENT

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### What is Co-management of parks in South Australia?

Co-management: recognises and respect the connection between indigenous Australians, their cultural heritage and connection with place and country; and enables DEWNR to work in partnership with indigenous communities to cooperatively manage parks and biodiversity and to support the management of their land.

#### A co-management agreement is based on four principles:

- to ensure the continued enjoyment of the park by the traditional owners for cultural, spiritual and traditional uses;
- to ensure the continued enjoyment of the park by members of the public;
- to ensure the preservation and protection of Aboriginal sites, features, objects and structures of spiritual or cultural significance within the park; and
- To provide protection for the natural resources, wildlife, vegetation and other features of the park.

The *National Parks and Wildlife Act 1972* (SA) (NPW Act) provides for the joint management of national parks and conservation parks in South Australia with Aboriginal groups that have a traditional association with the land through entry into co-management agreements.

#### Co-management & the Far West Coast Aboriginal Corporation

Co-management Agreements (CMA) were signed on 5 December 2013 between Far West Coast Aboriginal Corporation and the Minister for Sustainability, Environment and Natural Resources for parks in the Far West Coast Native Title Area.

The Nullarbor Wilderness Protection Area CMA sets the requirements for the **Nullarbor Advisory Committee** which provides advice to the Minister and Director of National Parks on the management of the Nullarbor Wilderness Protection Area and Nullarbor Regional Reserve.

The Yumbarra Conservation Park CMA sets the requirements for the **Yumbarra Co-management Board** which has control and management of the Yumbarra Conservation Park and advises on the management of Yellabinna Regional Reserve, Yellabinna Wilderness Protection Area, Wittelbee Conservation Park, Wahgunyah Conservation Park, part of Pureba Conservation Park, Point Bell Conservation Park, Laura Bay Conservation Park, Fowlers Bay Conservation Park, Chadinga Conservation Park and part of Boondina Conservation Park.

“If we all work  
Together, we’ll have a  
powerful document”  
William Newchurch

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## CO-MANAGEMENT Continued

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**Yumbarra On Country Workshop** *Standing:* Kelly Miller, Wanda Miller, Ollanta Lipcer, Tamahina Cox, Justine Graham, Aaron Binell, Sophie Keen, Kirsty Sansbury, Georgina Stockfisch, Wayne Haseldine, Ester Gray, Randy Gray, Marcina Richards, Sue Haseldine, Hayden Coleman, Wendy Ware, Leonard Miller Snr., William Newchurch, Mark Anderson, Sam Doudle. *Front:* Kenny Roberts, Edward Roberts, Robbie Sleep, Saras Kumar, Belinda Margan, Estelle Miller & Stuart Cowell.

### Working on Country

The two Co-management groups have also facilitated on-grounds works including; upgrading the campsites at Mount Finke so that visitors will be able to enjoy the area safely and will help protect important sites. Far West Coast People were employed through a Green Army project to do the work.

Mirning People were involved in a project on the Nullarbor to improve visitor safety and protect the fragile environment by closing and rehabilitating some of the tracks leading to the edge of the Bunda Cliffs.

Other important work was reviewing research requests and acting as cultural observers to successful researchers such as the Victorian Speleological Society who are mapping caves and blowholes across the Nullarbor – they have been doing this for over 15 years and provide the information to FWCAC.



*Photo above, back L-R:* Nathan Williams, Jamal Lebois, Graeme Armstrong, Andrew Sleep, Robert Sleep *front L-R:* Amanda Richards, Yasmin Wolf, Belinda Margan and Tamahina Cox.

### AWNRM Staff invite Far West Coast Members

The Natural Resource Centre Staff invite Far West Coast Members to drop in for a chat and access resources at their McKenzie Street Office. This includes copies of maps and reports for the region and details on all of the national parks.

Staff at the centre welcome new thoughts and ideas of possible works to be undertaken in the area and encourage the local community to come in and discuss what land management projects that they would like to see in the future.

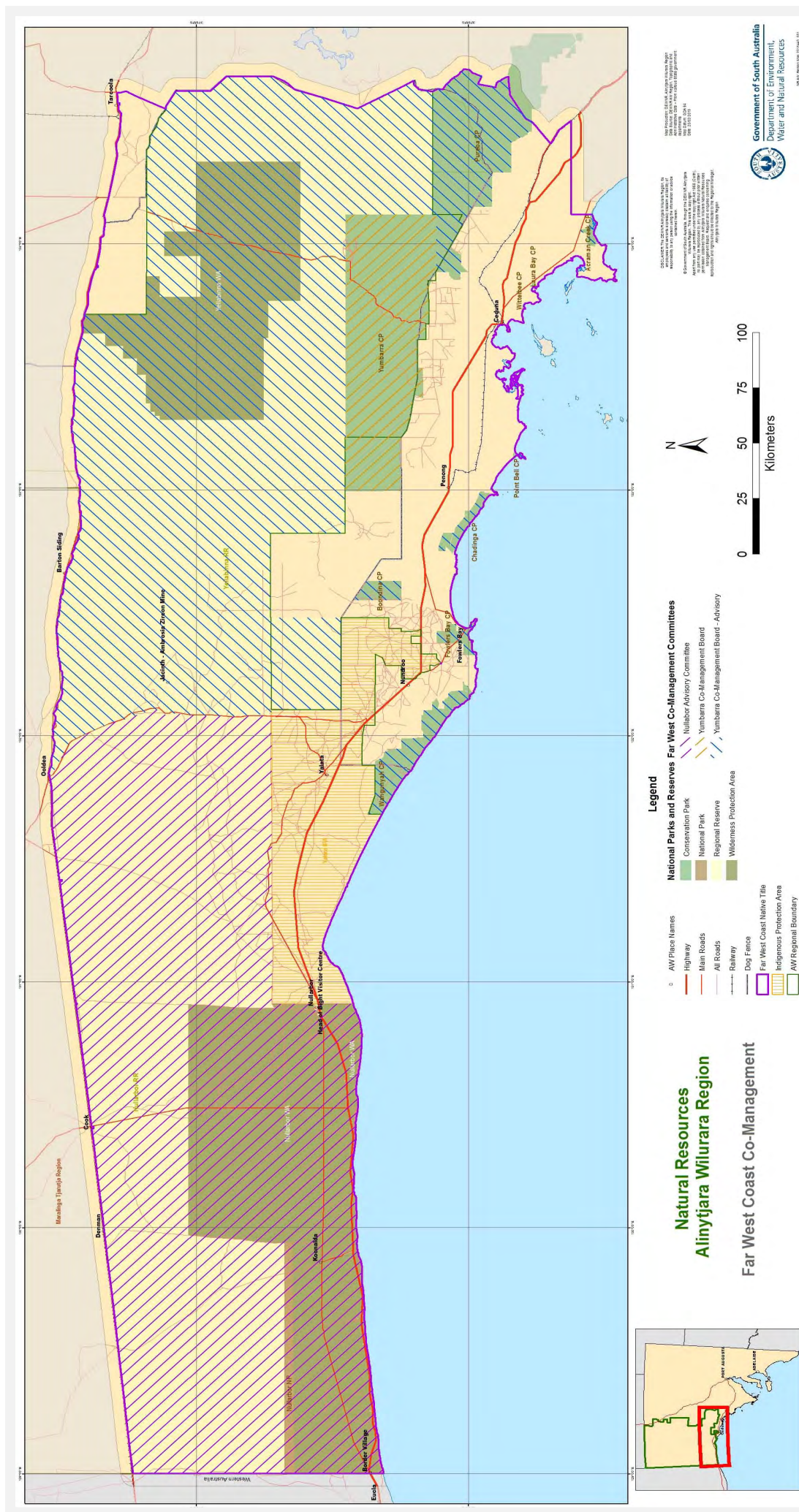
There are opportunities for FWCAC Members to participate in information evenings, conferences and to volunteer on country.

You can contact AWNRM on Ph: 08 86 253 706 Or call in at the Ceduna Office at 50B McKenzie Street, Ceduna.





# CO-MANAGEMENT AREA MAP





## Far West Coast Aboriginal Corporation ICN: 7985

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PO Box 596, Ceduna SA 5690

PH: (08) 8625 3340

FAX: (08) 8625 3341

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