



Anangu Pitjantjatjara Yankunytjatjara

## EXECUTIVE BOARD MEETING

Monday 6 July 2020

### MINUTES

**Start time:** 11.00

**Location – All members on phone:**

Wakefield House- Adelaide based Members

Sally Scales (SS) Chair, Owen Burton (OB), Nyunmuti Burton (NB), Ebony De Rose (ED), Nyukana Norris (NN), Julianne Campbell (JC), Markinti Minutjukurr (MM), Richard King (RKg), Tania King (TK)

Umuwa TTC- APY Lands based members.

Bernard Singer (BS), Gary Lewis (GL), Richard Kanari (RK), Anton Baker (AB), Murray George (late) (MG)

Ruth Morley, (RM), Mavis Welsh (MW) (minutes/recording).

**Observer:** Chantelle Bala of DPC- AAR.

SS welcomed members on the phone to the new financial year.

**Resolution:**

**That the Executive Board agree to the request from DPC- AAR for Chantelle Bala to attend the meeting as an observer as long as there is no recording.**

**Moved M Minutjukur, Seconded J Campbell All agreed**

**1. Confirm minutes of Executive Board meeting held on 18 May 2020**

TK read the minutes of the meeting of 18<sup>th</sup> May 2020.

**11.30pm BREAK IN CONNECTION.**

**11.50pm RECONNECTED - LUNCH**

**12.15PM**

TK continued reading minutes of 18<sup>th</sup> May 2020.

BS translated regarding the money remaining for Law and Culture.

SS stated this item is set down for August meeting to discuss and make proper planning. BS translated.

OB spoke in language need to open up travelling between NT and SA for funerals. Use some of the money for funerals.

SS said that is family business – not for funerals – not for family. In language.

OB said we have to do proper request to APY to use money somewhere else.

SS said we will talk about it after.

TK continued reading minutes of 18 May.

*Shelter proposal (Rotary Club of Onkaparinga)* – APY to pay for all materials. Some difficulty to get water in some of these areas. SS said that they are coming in August to our meeting to do some planning. BS translated.

TK continued reading minutes.

BS translated.

He raised a matter for GL about *Anangu Traditional Owners Company grazing proposal APY Lands* from the meeting on 18 May which does not appear on his paper copy of the minutes. He asked for some clarification.

Raised the question of the PDL

RM explained about the difference between published minutes and those original minutes which includes confidential resolutions relevant to the actions of the management of APY activities.

GL asked about a decision.

RKg said when it comes to talking about land we need Nguritja (Traditional Owners) to have a voice – all Nguritja have to come to meeting, but this was not possible due to COVID disease at the moment.

GL said that under Anangu law all Traditional Owners have the land.

RKg said but other Traditional Owners own the land too and need to come together and give permission to use the land through proper consultation process.

OB according to APY LRA – spoke in language.

*Discussion in language*

GL said that is why it is going to court because not getting money to Traditional Owners for 5 years.

1.00pm MODERATOR ENDED MEETING.

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1.10pm RETURNED TO MEETING.

That the legal report has been tendered at each meeting and noted as being read. Tendered to the Board at the actual meeting. If members want the report read again for the purpose of approving minutes that can be done otherwise they can read the legal report.

RM read the legal report tendered at the meeting on 18 May 2020.

GL asked about item 3.4 of the minutes – it is not about grazing it is about PDL application. It is talking about Anangu Traditional Owners Company – it is about a licenses. Said about Scott Morrison saying Anangu wanting to run their own life and own business.

RKg said he is just responding on behalf of APY who have been granted the land to look after – under the Act need to consult. The Act does not give authority to a company to run land.

GL said they are Commonwealth laws which can override State Law.

RM said that under section 7 of the Act which says APY must consult with Traditional owners, but your company wants all the land for themselves without consulting with Traditional owners. And she read out the list of the places that Anangu Traditional Owners Company wants.

*Makiri Bore; Wirpiltangu Rock Hole; Ngalyirka Rock Hole; Ititja Board; Wintulyurku; Tangkana – Western & Eastern; Mulayangu Rock Hole; Tjanamitjarka Rock Hole; Ilkaritja Rock Hole; Kenmore Park; Katjitjula Well; Panican Dam; No.6 Bore; Fraser 1 Bore; and Marriet dam.*

BS said I think we need to look at a map so those Board members know what they are looking at.

SS said that is a great idea Mr. Singer – we will put it to the next meeting.

BS said we will need Mr. Lewis in the room. Refer to next meeting. **ACTION**

SS suggested this matter be deferred to the next face to face meeting.

BS spoke in language. He said Mr. Lewis requests this be deferred to the next meeting.

SS said next Face to face meeting.

RM said that the legal report is confidential to the Board to the exclusion of all Anangu.

**Resolution:**

**That the Executive Board have reviewed the minutes of the Executive Board meeting of 18 May, and agree that the minutes are a true and accurate record of the proceedings and are approved to be published on line.**

**Moved B Singer,**

**Seconded A Baker**

**All agreed.**

**Confirm minutes of Special Executive Board meeting held on 28 May 2020**

TK read the minutes of the meeting of 28 May.

*At pastoral matters in the minutes –*

OB spoke in language – need to work for Anangu and other people going back way. If we go wrong way we will be suffering – they will start mining on land.

GL spoke in language – State Government business going to Anangu will be through Commonwealth. Indigenous people all around the world talk about self-determination.

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SS said this will be for the next meeting Mr Lewis.

SS said continue with minutes. TK continued reading minutes.

*Item on Smart Meters*

BS asked TK to summarise this item which she did and finished reading the minutes of the meeting.

**Resolution:**

**That the Executive Board have reviewed the minutes of the Special Executive Board meeting of 28 May, and agree that the minutes are a true and accurate record of the proceedings and are approved to be published on line.**

**Moved B Singer,                      moved R Kanari                      All agreed.**

**Confirm minutes of Special Executive Board meeting held on 29 June 2020**

TK read and summarised the minutes of the meeting of 29 June.

**Resolution:**

**That the Executive Board have reviewed the minutes of the Executive Board meeting of 29 June, and agree that the minutes are a true and accurate record of the proceedings and are approved to be published on line.**

**Moved B Singer,                      Seconded A Baker                      All agreed.**

SS said the Bio-security might finish on Friday, but we are waiting to hear from Chantelle. RKg said we will have agreement with SAPOL, Nganampa Health and SA Health and if we get one case we can close it down quickly.

2.30pm

RM said that NT is opening border on 17 July for all over Australia. If coming from Coronavirus area will have to declare and do 14 days isolation.

SS said NSW and Victoria have closed – have to be careful coming to Alice Springs. Still people coming into NT from Victoria.

BS Translated.

SS thanked Executive Board for the work they have done on COVID meeting and making some hard decisions.

RKg said that the disease has not gone away yet, COVID is still out there.

SS said there is only one item for correspondence.

**2. Correspondence**

**2.2 Correspondence out**

RKg said the letter was about postponing the elections. We sent this letter to the Premier seeking to postpone elections for one year.

BS translated.

SS said sometimes it takes 5-6 months to get ready for elections. She spoke in language.

### 3. Legal Report

LEGAL REPORT IN CONFIDENCE WITH THE APY EXECUTIVE BOARD

### 4. Money Story - P&L's April & May 2020.

Money Story – April 2020 – RKg displayed April money story on the screen and explained in detail the overspends and underspends.

SS asked if any questions. No questions.

#### Resolution:

**The Executive Board have reviewed and approve that the April 2020 Profit and Loss is an accurate reflection and agree for it to be published on line.**

**Moved E De Rose                      seconded B Singer                      All agreed**

Money Story – May 2020 – RKg went through the May 2020 money story. He said there is only one more month under this Financial Year.

SS asked if any questions. No questions.

#### Resolution:

**The Executive Board have reviewed and approve that the May 2020 Profit and Loss is an accurate reflection and agree for it to be published on line.**

**Moved B Singer                      seconded G Lewis                      All agreed**

BS asked about the Land Management Project.

SS suggested may be talk about this at a later time.

### 9. Work, Health & Safety

TK spoke about the Workplace Policies and Procedure manual which has been finally finished. She has been working with the Northern Territory Chamber of Commerce in line with the rules and regulations for people employed by APY. With the enterprise bargaining agreement we have a need for new policies and procedures.

APY will send out an acknowledgement letter for them to sign that they acknowledge the policies and understand for HR and I would engage Heather from ATS.

The Work Place Policies and Procedures to be in place and arrange time for staff to read them right through with an interpreter and for them to ask any questions. These will be available in the office and on internal drive.

#### Resolution

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**The Executive Board noted that the Workplace Policies and Procedures will be provided to staff.**

**Moved B Singer**

**Seconded O Burton**

**All agreed.**

### **Other business**

#### **Roadworks in significant areas**

BS said a letter has been sent to you about roadworks to be done in significant areas need to come up with funding. In language. Can't get grader to operate in the country.

SS said maybe we give up some of the Law and Culture money story but we can talk about that at the August meeting.

#### **Internet/wifi difficulties**

AB raised difficulties with internet and wifi for Kanypi and Nyapari.

RKg said we are waiting for approval for the black spot program to put a cell tower in Kanypi/Nyapari.

#### **Vehicle clean up at Mintabie**

BS spoke in language \$120,000 to clean up motor vehicles around Mintabie.

RKg asked so you are going to organise people to come in and clean up broken down cars.

BS said yes we will act for them to take parts and make one good one. SS said if we can get a proposal we are going through with that. BS said need ok from the Board and will put together a proposal. ED said that is a good idea because need to clean up the community as well. BS spoke in language. SS said it is ok by the Board. RKg said we need to see the proposal first Gary. MG spoke in language.

#### **Letter re Special General meeting**

BS stated that the members from the communities request a special general meeting.

RKg asking RM to give advice. RM asked if MG has letter to give it to the board today.

BS and MG spoke in language.

BS said the letter was sent to Mr King and Tania.

RKg said yes, I have seen the letter. If Mr George wants to he has to table it. It is not up to me to bring it up. Yes he can table it and bring it to Executive Board for approval and everyone has to be able to read it. Mr George has to call for it – it is for him to table it and use his own words.

MG has gone to get letter. MG spoke in language.

RM asked for interpretation.

SS said Mr George ... in language is saying the community member from Ernabella, Fregon, Mimili have called for SGM.

RM said to have a look at the document at Umuwa. RKg asked have you got that letter Rex?

RM said that at present it is not wise to have a big meeting due to COVID. There is an AGM scheduled for November and that is the first opportunity for a big meeting. Not sure when it would be good to bring members to come together while there is the threat of Coronavirus.

BS translated.

SS and BS spoke in language.

RM suggests that the APY Executive Board will hold a SGM when it is possible to do so.

BS said he was not clear about the topic – not willing to vote. Will declare interest.

Meeting closed at 4.35pm.