

Adnyamathanha Traditional Lands Association RNTBC (Aboriginal Corporation) ICN 3743 Annual Report 2012/13

Adnyamathanha people working together to protect,
preserve and nurture our
Land, Culture, Language, Heritage and Native Title



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Chairpersons Report

This year has been a difficult year for me as Chairperson of ATLA. We have had an ORIC Review, largely because people complained to them about ATLA. However, we welcomed the review as it gave us a chance to show that ATLA is a well run organisation that has achieved a great deal for Adnyamathanha people.

ORIC found that we are doing a good job. They went over the accounts thoroughly and found we are doing very well. Of course they found a few minor things they said we could do better, as they do with any review or any audit, however, we dealt with these issues straight away.

There have been lots of accusations about me and other Directors and Cramond Directors and this has led to a defamation case, against Edmondson and Nanschild, which is in the Courts. I am also taking advice on the Yura who have spread these rumours. I understand that some people think they will be protected under whistleblower legislation. However, whistleblower legislation will only protect people if they are telling the truth. So I am investigating my options with all of these people.

This has been a very costly exercise and very time consuming. It has also been very draining on me personally.

The rumours that have circulated are totally unfounded. No-one has been to see me to discuss any issues or concerns they may have, which is of course proper process. No-one has been able to show me any evidence of any wrong doing either. I am concerned people are causing damage to ATLA. This takes a great deal of time and emotional energy to deal with these rumours. This has been very hurtful, not just for me but also for my family. I am very hurt that anyone could believe those things about me, let alone any Yura. You all know how hard I work for you all and together ATLA has really made a difference for Adnyamathanha people.

This needs to stop. If people have concerns then come to me and discuss them, my door is always open. Yura way we sit down together to work through things but this has not been the case, I have not been given the opportunity to address these rumours as everyone has gone through Udney channels and just caused an enormous amount of work and cost ATLA an enormous amount of money.

However, this year has seen some real positives for Adnyamathanha people through both ATLA and Cramond Pty Ltd the company that is solely owned by ATLA. As you will see from this report we have had cultural events, we have supported individual Yura in their particular area of expertise and have continued to work hard to protect, preserve and nurture our Adnyamathanha land, culture and language.

I would like to thank the Directors who have worked hard to get better outcomes for Adnyamathanha people. Your work is vital to our cultural survival. I would also like to thank all Adnyamathanha people who work on a daily basis to preserve our language and culture sharing it with their children and grandchildren.

The work of the ATLA chairperson is a very challenging role and this year it has been even more stressful than usual, however, it is also very rewarding when you hear comments like at a conference "ATLA is one of the leading organisations across the country", or "only Adnyamathanha people could do that" in relation to our celebration at Wilpena or when you hear an Elder also at Wilpena say "we know our country will be ok in the future when you see all these kids back here on country."

Yours sincerely,



Vince Coulthard
Chairperson

Objectives of ATLA

To unite Adnyamathanha people seeking to have their native title rights and interests recognised in respect of lands which comprise or form part of the Adnyamathanha Lands; and

Initiate legal proceedings to protect, preserve and prevent interference with places of historical, social, cultural and spiritual significance for the Adnyamathanha people as well as to protect their native title rights and interests.



Artist: Anne Best

Introduction

Adnyamathanha country includes the oldest mountain range in the world and we have the oldest living culture in the world. Adnyamathanha people are important keepers of the knowledge of this country that is recognised worldwide. This is a very important role for each and every one of us to keep this culture strong and to protect this mountain range and surrounding country and ensure our knowledges are understood by future generations.

The Adnyamathanha Traditional Lands Association RNTBC is the peak body for all matters relating to land, culture, heritage, language and native title for Adnyamathanha people.

The Association has been set up on a culturally appropriate model that allows all Adnyamathanha people to have representation on this peak body. We have a governing committee of up to 31 members and each of these members represents a particular group of Adnyamathanha people. Our Board of Directors meet throughout the year to make the decisions in relation to the matters arising and where necessary decisions are brought back to the community for discussion and ratification. As you would be aware the decision to purchase Wilpena Pound Resort was a community decision, this was made at a meeting of all of the ATLA members.

We also have several sub committees who deal with particular areas of concern such as the National Parks, ILUAs, and mining negotiations and these people work hard in their particular areas to make a difference for us all. Again they bring the information back to the people.

ATLA also owns Cramond Pty Ltd the company ATLA set up to purchase the Wilpena Pound Resort. ATLA agreed that Cramond should take over as Trustee of the Adnyamathanha Traditional Lands Trust and Cramond has 5 elected Directors. ATLA is the sole shareholder of Cramond Pty Ltd, therefore ATLA has control of Cramond Pty Ltd.

Rangelea Holdings is the company set up to distribute the royalty payments from the Beverly Uranium Mine. Rangelea Holdings distributes payments twice a year to the Adnyamathanha people and also facilitates the funeral fund.

All of these processes are very time consuming, however, it is vitally important that all of our decisions are made in a culturally appropriate way and this is the best way to facilitate as much input as possible from the Adnyamathanha people.

This has been a very successful process for us all with our Consent Determination being handed down in 2009. We have been united in this process and by working together we have really achieved a great deal for our people and for the future generations. We have only achieved this because we work so hard to keep our culture strong and we were able to prove that we know our country and we know our story lines and our language is kept strong.

We now have joint management of two National Parks in our country and we have led the way nationally with these agreements. The Adnyamathanha people are recognised as big achievers, we are known across the country for being a strong group who continue to fight for our rights and the rights of Aboriginal people, other groups look up to us and come to us for guidance and mentoring.

The Adnyamathanha Traditional Lands Association continues to go from strength to strength and this is due to the hard work of a lot of people who are passionate about our culture, our language and our land. They continue the work of the Elders who have gone before us who fought for all of their lives to make a difference.



Vince with Simon Crean, Minister of the Arts



Vince with Cronje Wolvaardt (left) and Chris Fry (right) from IBA

Major Achievements to date

- » Bringing Adnyamathanha people together to get better outcomes for all Adnyamathanha people
- » 2009 Consent Determination of Native Title
- » Joint management of Vulkathunha National Park
- » Royalty payments negotiated for Adnyamathanha people distributed twice a year through Rangelea Holdings
- » Funeral Fund through Rangelea Holdings
- » Compensation benefits negotiated to benefit Adnyamathanha people
- » Work Area Clearance Agreements with future act developers
- » ILUAs with various land holding bodies
- » Lake Torrens win in the high court against the State Government
- » Joint management of Flinders Ranges National Park
- » Nepabunna 80th celebration
- » Purchase of Wilpena Pound Resort
- » Wilpena Celebration
- » Chambers Gorge management Plan
- » Returned ownership of Mt Serle
- » Nominated twice for Advantage SA Awards
- » Adnyamathanha Nation's flag launched
- » Lifting the profile of Adnyamathanha people and culture in the local region, in the State and the Nation



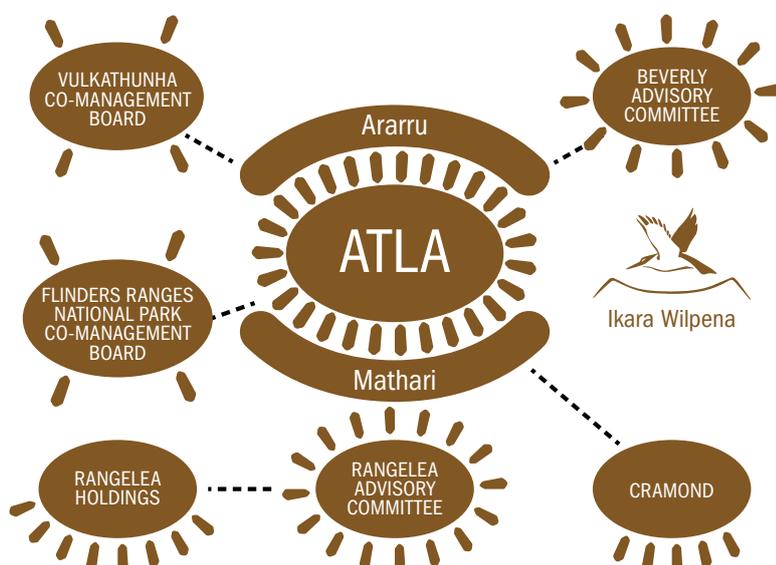
Wilpena Celebration



Angelina Stuart and Chris Fry, CEO of IBA



Wilpena celebration



ATLA Directors

DIRECTORS



Adnyamathanha Land Council

Terrence Coulthard represents the Adnyamathanha Land Council with Gladys Wilton as the alternate director. Terrence has attended all four of the four directors meetings this year.



Clark Family (Bookaboy)

Haydyn Bromley Clark Family (Bookaboy) and Stephen Bromley is the alternate director. Haydyn has attended one of the four directors meetings this year and Stephen has not attended any.



Iga Warta

Vince Coulthard represents Iga Warta with Josie Coulthard as the alternate director. Vince has attended all four of the four directors meetings this year.



Kujani Association

Mark McKenzie Sn represents the Kujani Association Inc with Mark McKenzie Jn as the alternate director. Mark Sn has attended all four of the four directors meetings this year.



Adnya-Barngarla

Lorraine Briscoe represents the Adnya-Barngarla core group with Alison Wilton as the alternate director. Lorraine has attended all four of the four directors meetings this year.



Female Elder Representative

Enice Marsh is the female Elder Representative with Angelina Stuart as the alternative director. Enice has attended all four of the four directors meetings this year.



Johnson/Johnson Group

Kelvin Johnson represents the Johnson/Johnson Group with Roger as the alternate director. Kelvin has attended all four of the four directors meetings this year.



Male Elder representative

Robert Barnes is the male Elder representative with Tony Clark as the alternate director. Robert has attended all four of the four directors meetings this year.



Angurratyanha

Harley Smans took over representing Angurratyanha when Wilfred Strangways resigned.



Flinders Ranges Aboriginal Heritage Consultative Committee

Charlene Tree was the alternate director Flinders Ranges Aboriginal Heritage Consultative Committee but has taken over as director since the elected director became very sick and sadly passed away. Charlene has attended all four of the four directors meetings this year.



Kalkapurranha Aboriginal Corporation

Beverly Patterson represents Kalkapurranha Aboriginal Corporation with Kane Patterson as the alternate director. Beverly has attended all four of the four directors meetings this year.



Milyarakana

Janet Coulthard represents Milyarakana with Steven Coulthard as the alternate director. Janet has attended all four of the four directors meetings this year.



Nepawie Corporation

Deidre Coulthard represents Nepawie Corporation with Donna Coulthard as the alternate director. Deidre has attended all four of the four directors meetings this year.



Viliwarinha Yura

Deirdre McKenzie represents Viliwarinha Yura with Beatrice McKenzie as the alternate director. Deidre has attended all four of the four directors meetings this year.



Wonika Yuras

Devon Barnes represents Wonika Yuras with Robert Barnes as the alternate director. Devon has attended two of the four directors meetings this year.



Yudla Mudhana

Arnold L Wilton represents Yudla Mudhana with Mona Jackson as the alternate director. Arnold has attended all four of the four directors meetings this year.



Udlu Walpura

Robert Wilton represents Udlu Walpura with Owen Brady as the alternate director. Robert has attended all four of the four directors meetings this year.



Vati Wata

Marlene Coulthard represents Vati Wata with Susan Coulthard as the alternate director. Marlene has attended all four of the four directors meetings this year.



Wurt-Awi

Enice Marsh represents Wurt-Awi with Elizabeth Austin as the alternate director.



Yumburra Watuna

Dulcie Wilton represents Yumburra Watuna with Valerie Wilton as the alternate director. Dulcie has attended three of the four directors meetings this year.



United Yuras

Pauline Coulthard represents United Yuras with Kerri Coulthard as the alternate director. Pauline has attended all four of the four directors meetings this year.



Wartali-Owie Inc

Lorelee Wright represents Wartali-Owie Inc. With John Austin as the alternate director. Lorelee has attended all four of the four directors meetings this year.



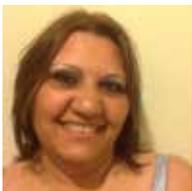
Yalda Wangarr

Ross Coulthard represents Yalda Wangarr with Roy Coulthard as the alternate director. Ross has attended all four of the four directors meetings this year.



Yura Language Consultative Group Inc

Geraldine Anderson represents Yura Language Consultative Group Inc. with Rhonda Coulthard as the alternate director. Geraldine has attended all four of the four directors meetings this year.



Varnda Urtunha

Jacqueline Hobbs represents Varnda Urtunha with Nicholas Neville as the alternate director. Jacque has attended all four of the four directors meetings this year.



Wirraa Wulpa

Angelina Stuart represents Wirraa Wulpa with Dawn Likouresis as the alternate director. Angelina has attended all four of the four directors meetings this year.

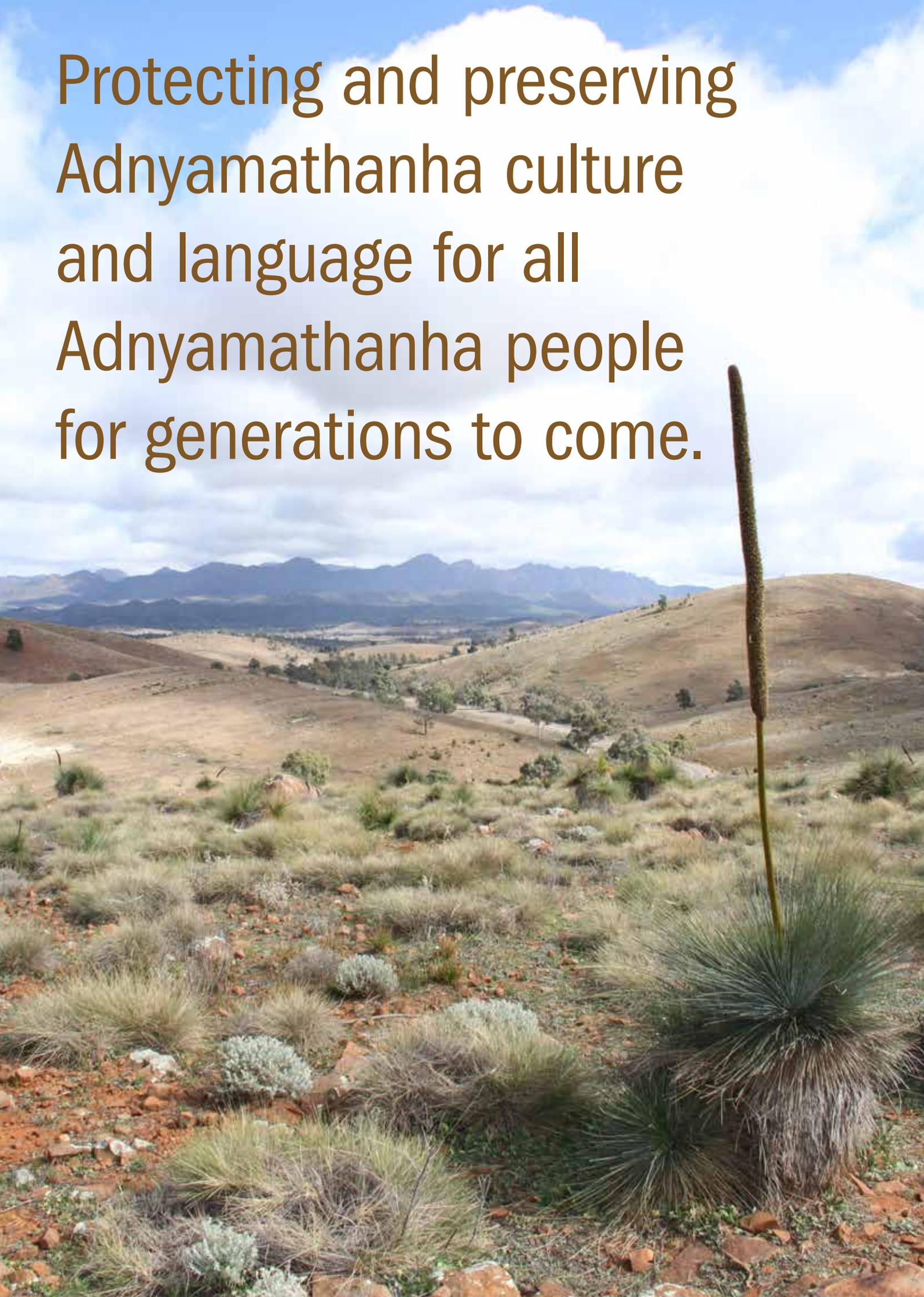


Yathapurranha

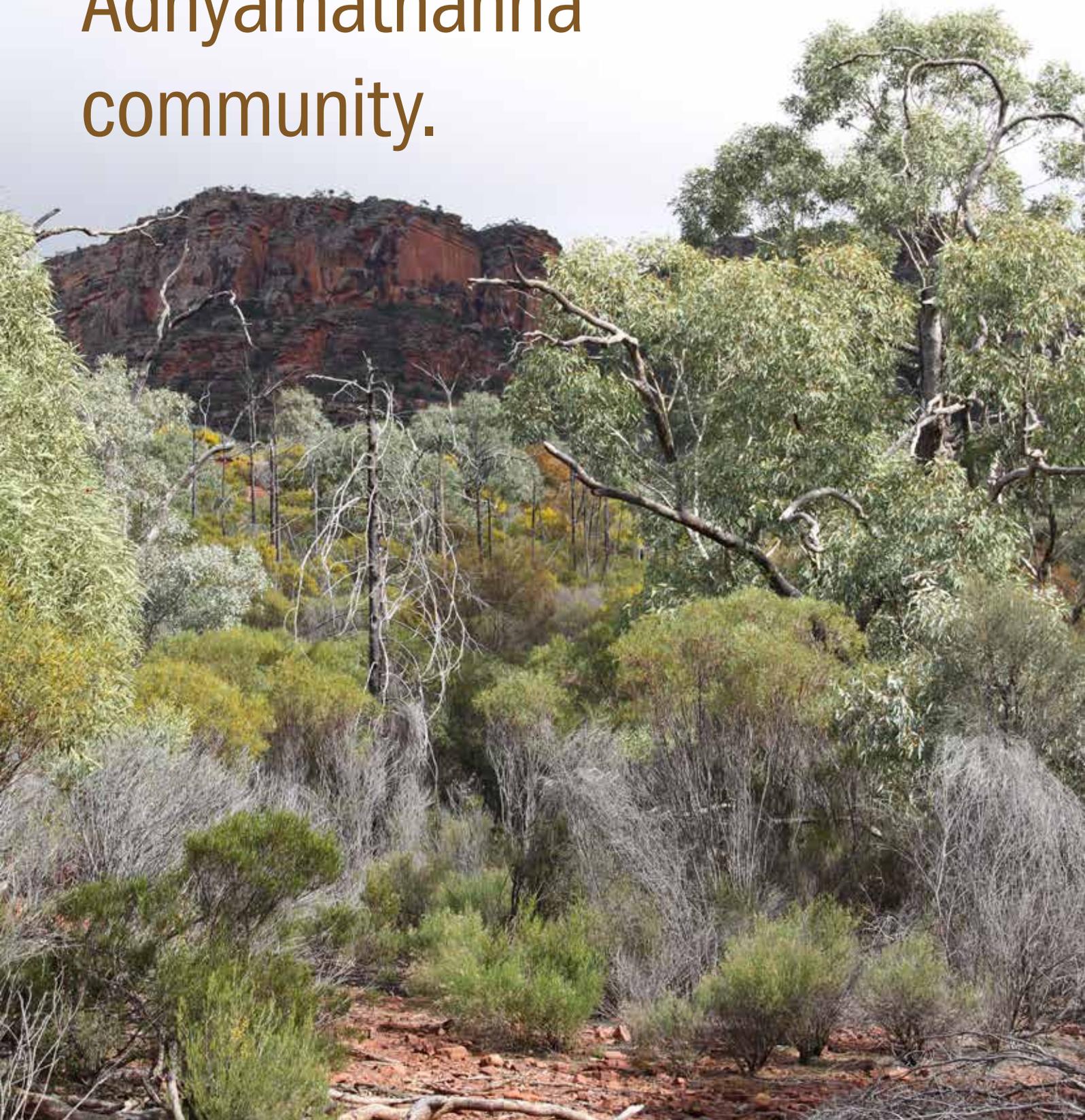
Mick Coulthard represents Yathapurranha with Noel Wilton as the alternate director. Mick has attended all four of the four directors meetings this year.

.....
Chairperson - Vince Coulthard
Vice Chairperson - Janet Coulthard
Secretary - Lorelee Wright

Protecting and preserving
Adnyamathanha culture
and language for all
Adnyamathanha people
for generations to come.



ATLA strives to build a
culturally, socially and
economically strong
Adnyamathanha
community.



Culture and Language



Protecting, preserving and sharing culture and language are some of the most important goals for ATLA. There are many people working on this and it is up to all of us. We all need to be passing on our cultural knowledge to the younger generations and the younger generations need to make the time to learn.

There are many Adnyamathanha people who work very hard to ensure our language is kept strong. Gillian Bovoró has been doing some great work in Adelaide facilitating language classes in Yura Ngawarla, Lilly Neville has produced books in language and works tirelessly on language preservation and Terry Coulthard has been working on an Adnyamathanha dictionary for many years now. However, as important as each and every Adnyamathanha person who is teaching their children and grandchildren on a daily basis, this is the best way to keep our language vibrant and alive.

WILPENNA GATHERING

ATLA works hard to protect our sites and our cultural places, through Work Area Clearances, however, protecting our spirituality is also vital to our cultural survival. ATLA has a responsibility to protect our country from culturally and spirituality inappropriate gatherings and ceremonies. The Wilpena Gathering was first raised as an issue at an AGM for ATLA and the Board were asked to find out more about it. ATLA did find out more and they were very concerned about what they were hearing. So they invited the organisers to come to a Board meeting to explain exactly what they were doing. However, they said they didn't need to do that!

Concerns grew and our Elder men were very concerned. So were many Adnyamathanha women. Some years ago this type of ceremony was stopped at Wilpena. An Aldya Wiri man (Lorraine Wilton's Dad), and a Vadnapa man (Edie Johnson's Dad), and a Muda Artu (Pauline Coulthard's Mum) stopped a ceremony very similar to what they were planning. Adnyamathanha people were very worried.

The ATLA board called a special meeting to discuss the cultural gathering that was to be held in March this year and your elected ATLA representatives voted to oppose this event. This decision was not made lightly, it was after a presentation by the organisers and much consideration and discussion and in the end the Elder Men stated this cannot happen in our country. The Chairperson did not vote on this matter. The motion to oppose this gathering was passed 13 to 9 with 2 abstentions (including the Chairperson).

The organisers of this event then changed the name of the event and tried to say it was just a music festival bringing people together. They said that no Wicca practices would take place there. However, they did hold a 'Blue Flame Ceremony' and Deborah Nanschild (AKA Sri Devi Mulara) has written about it on the internet.

In the article named 'Autumn Equinox 2013 at Grid Point 44 Australia' Deborah Nanschild writing as Mulara, describes the ceremony she performed with 34 other people and this is some of what she said:

'Thirty five people assembled in a creek bed in the South Australian desert for a ceremony with the blessing of the Traditional Custodial Elder...

...the vortex began to spin anti clockwise. The divine feminine came in and through us. We expanded exponentially. This was the turning point for the feminine. We linked to other grid points throughout the world. Using the Blue Flame. Creating new songlines Healing the new earth.'

This is exactly the sort of ceremony we must stop in our country, our Elder men said this couldn't happen, our elected board of management said they opposed this and yet they showed no respect what so ever and went ahead with this ceremony in our sacred country. ATLA took this very seriously; they did not make this decision lightly and it was a costly exercise to have a special board meeting and there was much time used to discuss and consider this proposal.



FUNDING FOR CULTURE AND LANGUAGE

There are several groups that have won government funding to preserve our language and they include:

The Yura Consultative Language Group

received \$26,000 for the year 2012/2013 from the language support funding To preserve for community use vital documentation of the severely endangered Adnyamathanha language of the Flinders Ranges region of SA.

Tauondi College Inc Adelaide received \$80,000 in the year 2012/2013 from the language support funding to continue revitalisation of the critically endangered Adnyamathanha language of SA's northern Flinders Ranges through language classes and camps.

Nipapanha Community Inc received \$8765 for the year 2012/2013 to maintain and transmit traditional culture for local and regional men who are members of the Adnyamathanha community.

ATLA received \$70,000 for the year 2013/2014 from the cultural support funding to digitise the Adnyamathanha genealogy in a culturally appropriate way which is accessible to all community members.

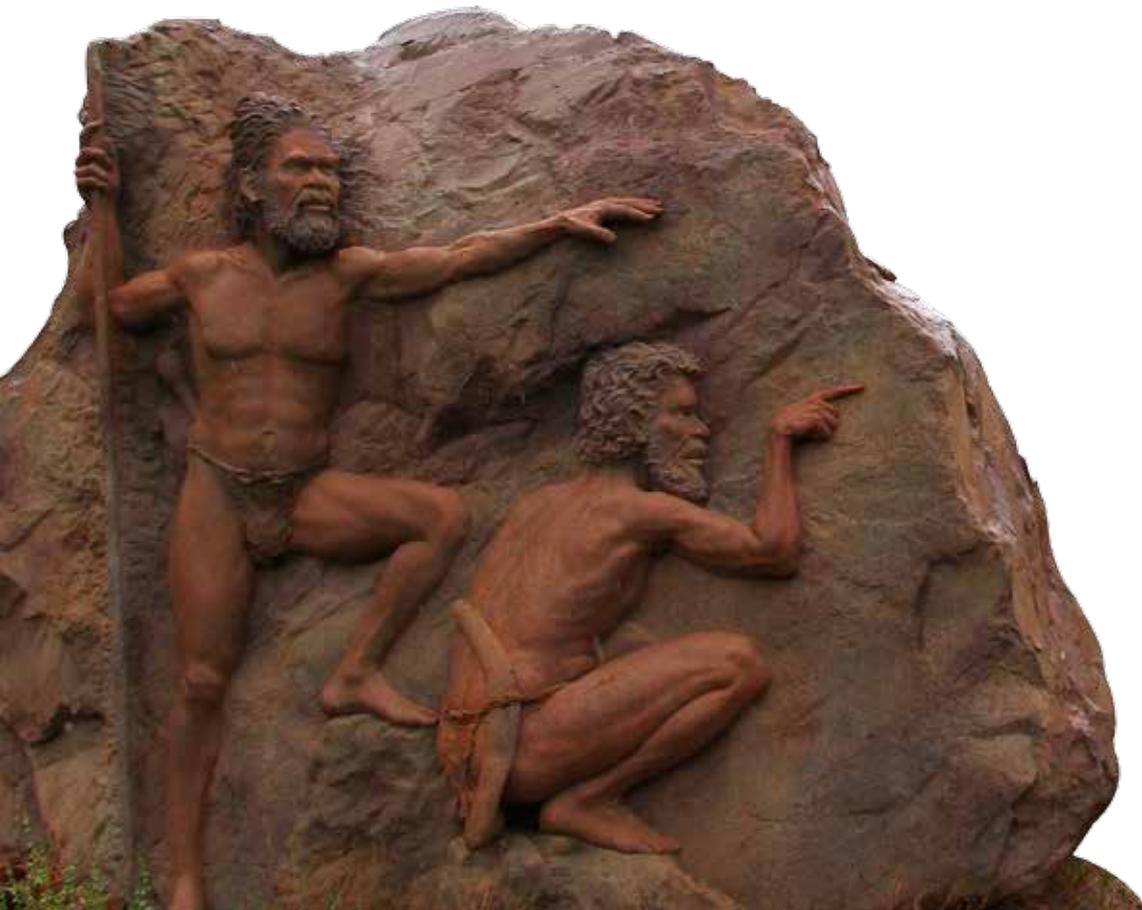
ATLA received \$15,000 for the year 2013/2014 from the cultural support funding to facilitate an event which encourages Adnyamathanha and non-Adnyamathanha people to learn about the culture of the Flinders Ranges.

Iga Warta received \$45,000 for the year 2013/2014 from the cultural support funding to preserve, protect and maintain the rich diversity of Adnyamathanha culture through the publication of cultural resources.

Iga Warta received \$65,000 for the year 2013/2014 from the language support funding to maintain and strengthen community use of the severely endangered Adnyamathanha language in Iga Warta community and northern Flinders Ranges.

Kura Yerlo Council Inc received \$75,000 for the year 2013/2014 from the language support funding to revitalise the critically endangered Adnyamathanha Language of the Flinders Ranges through community teaching activities, developing learning resources and language camps.

Adelaide University received \$70,000 for the year 2013/2014 from the language support funding to trial an approach to language revival in South Australia's mid north and Flinders Ranges that achieves economies and effectiveness through cooperation among groups with related languages.



Community

Strengthening our community is a vital part of ATLA's work. ATLA facilitates opportunities for Adnyamathanha people to come together to celebrate our culture, our language and our survival. In November this year we had the celebration for ATLA buying the Wilpena Pound Resort and it was great to see so many Adnyamathanha people back on country.

One Elder said *'we know our country will be ok in the future when you see all these kids back here on country'*. It is so true that our kids are our future and it is up to all of us to ensure our kids come back to country as often as possible and are immersed in our culture on a daily basis.

There was also a women's camp this year and according to those who attended it was a huge success with the women sharing Ngawarla and culture and stories from the old days. It is very important that the Elders share their stories with the younger generations as your stories are an important part of their history too.

ATLA is very proud of all of our people who are achieving in their own way. We all contribute something to our community as parents, grandparents and good role models. We do however, have many people who are excelling their particular field or who are great ambassadors for our Adnyamathanha Nation.

EDUCATION ACHIEVEMENTS

- » Rebecca Richards is a Rhodes Scholar;
- » Gillian Marsh has a doctorate;
- » Mick McKenzie is studying Archeaology;
- » Carolynanha Johnson studied Narative Therapy;
- » Jacinta Koolmatrie went overseas for a year on a student exchange;
- » McClay Martin is excelling in her education and is doing her very own cultural exchange in learning Japanese. She is learning Japanese and she has a young friend who is teaching her Japanese and she is teaching him Yura Ngawarla. She is a true ambassador for Adnyamathanha people and she is really going to make a difference. She also wants to be the first woman on the moon!

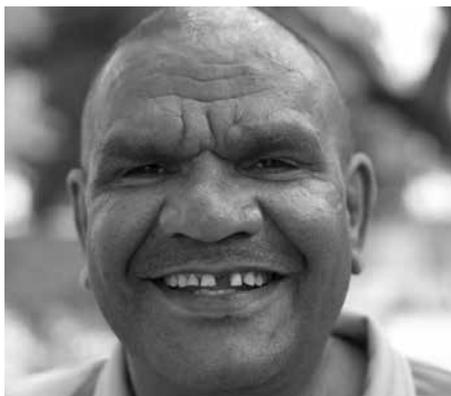
There are of course Adnyamathanha students of all ages who are doing great work and are great ambassadors for their people. They are studying at schools on country and throughout the state.

AWARDS

- » Jadon Tree is doing very well this year he has won the School Apprentice of the Year for South Australia and is now in the National Finals He is also a finalist in the Port Augusta NAIDOC Awards, the Australian Youth of the Year for South Australia and a finalist in the Slim Dusty Mateship Youth Award. He is a truly amazing ambassador for the Adnyamathanha Nation;
- » Lavene Ngatokorua won the Gladys Elphick Award 2012;
- » Mikayla Hudson won the Port Augusta NAIDOC student of the year for 2012
- » Irene McKenzie was the runner up for the Port Augusta NAIDOC Community Person of the year 2012;
- » Vince Coulthard is a finalist in the Lifetime Achievement Award for Port Augusta NAIDOC 2013;
- » Elsie Jackson is a finalist in the Female Elder of the Year for Port Augusta NAIDOC 2013;
- » Jason Dare Ryan is a finalist in the Youth of the Year for Port Augusta NAIDOC 2013.



Lavene Ngatokorua



Donny McKenzie



Gillian Marsh



Rebecca Richards

SPORTS

- » Susan Coulthard went to South Africa to play international snooker;
- » JJ McKenzie won best and fairest in women's football;
- » The Boomerangs Basketball ball team who had many Adnyamathanha players played in the National Carnival. The girls won their grandfinal and the boys under 16 and under 14 both came runner up in their grandfinals;
- » Bettina Jackson is still excelling in her sport but she is also training younger Adnyamathanha people through the Checkers Basketball team. She is an excellent rolemodel;
- » Joshua Schmerl went overseas to play soccer;
- » Elsie Jackson who is well known throughout the country for her damper making and twisty sticks, she is also a non smoking ambassador and on the State Reconciliation Council. She would say she is not a sportsperson however, she is a Champion Lawn Bowls player in this region.

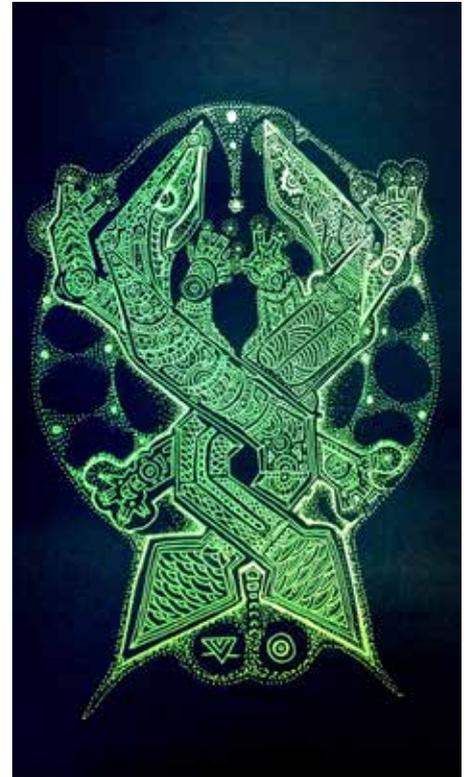
OVERSEAS

- » Rhanee Lester and Candace Champion went overseas with Congress;
- » Skye Patterson went overseas on a cultural exchange.

ARTISTS

- » Donny McKenzie is an artist and sculptor;
- » Jason Coulthard is an artist who designs Tshirts with a cultural focus;
- » Lavene Ngatokorua is an award winning artist who has had exhibitions and has sold paintings internationally;
- » Rehanna Coulthard is an artist who has exhibited in Blinman for many years;
- » Regina McKenzie is an established artist who has exhibited at Arkaba;
- » There are of course many many other Adnyamathanha people who have achieved great things. If you know of anyone who inspires you let us know and we can include them in future newsletters or annual reports;
- » There really is nothing Adnyamathanha people cant do.

ATLA and Cramond assist these people where ever we can. ATLA and Cramond agreed to sponsor teams for the upcoming State Football and Netball Carnival. They are going to pay for the uniforms and supporter shirts (for sale) that depict your flag. We believe this will promote our culture and build community pride.



Jason Coulthard



Susan Coulthard



Lilly Neville



Mick McKenzie



McClay Martin

Economic

The decision of the ATLA general meeting to purchase the Wilpena Pound Resort means a strong future for all Adnyamathanha people. We have already developed an employment strategy to ensure Adnyamathanha people will be employed in all areas including management within the first five years. We also want to offer Adnyamathanha cultural tours at Wilpena. This is an exciting time for Adnyamathanha people. If you have ideas on what you would like to see at Wilpena please contact your ATLA rep. The purchase of the Wilpena Resort is a huge achievement for all Adnyamathanha people and it was a proud day in November when we came together to celebrate this important milestone in Adnyamathanha history.

THE AGREED MISSION STATEMENT FOR WILPENA IS:

- » Ikara Wilpena aims to offer visitors a culturally responsible experience second to none, in the heart of the world's oldest mountain range;
- » Ikara Wilpena aims to promote Adnyamathanha culture in all areas of our business whilst offering our visitors a first class tourism experience.

WE AIM TO:

- » Promote Adnyamathanha culture, ensuring all cultural information is shared by Adnyamathanha people;
- » Employ Adnyamathanha people in all areas of the resort;
- » Provide cultural tours across the spectrum, including walking tours, 4WD tours and flights to other Adnyamathanha sites with Adnyamathanha guides;
- » Provide cross cultural training for all staff who work at the resort;
- » Serve the needs of our employees in providing a culturally safe and enjoyable workplace and opportunities to grow personally as well as professionally.

MT SERLE

ATLA has worked extremely hard to get Mt Serle back after it was lost to Adnyamathanha people because the Yadhiauda Aboriginal Corporation was deregistered by ORIC. ORIC were looking at selling the property to cover the debts that were left by Yadhiauda. Your ATLA representatives have worked very hard to ensure this important property came back into our control and this has finally happened. It cost ATLA a great deal of money that totalled over \$50,000 including the \$33,000 that were the actual debts left. The total costs include meetings, legal costs, and maintenance supplies to get the property back to a reasonable condition.

DEFAMATION

At the time of ATLA's opposition to the Wilpena gathering, one of the organisers, Deborah Nanschuld attacked ATLA, the Chairperson and some directors. This has led to defamation proceedings now going through the court system. This has been a very costly exercise, however, the ATLA board believes it necessary to stop this kind of unfounded attack on our organisation.

RANGELEA HOLDINGS

Rangelea Holdings have set up a funeral fund where any Adnyamathanha person who passes away is entitled to \$6000 towards their funeral. This is a huge benefit for the families and takes away a great deal of stress at such a sad time. Rangelea Holdings also distribute royalties from the Beverly Uranium Mine twice a year. The production has dropped off and the price of Uranium has also dropped so the royalty payouts have also dropped. The Four Mile Mine should come on line soon and this will increase production and the royalties.

WHITE DAM

The White Dam Mine is now finished and therefore the compensation money for this mine has now also finished.

HONEYMOON

The Honeymoon mine has been stock piling the uranium and therefore they haven't sold any of it so there have been no compensation moneys paid for this mine either.

STATE GOVERNMENT

NATIVE TITLE COMPENSATION

There have been lots of rumours about this money but the negotiations have not been completed and the money has not been paid at this stage.



I want to be
a successful
Aboriginal Business
Women.



MY SONS
TO BECOME
SUCCESSFUL
PROUD BLACK
MEN



ATLA has completed an independent audit.

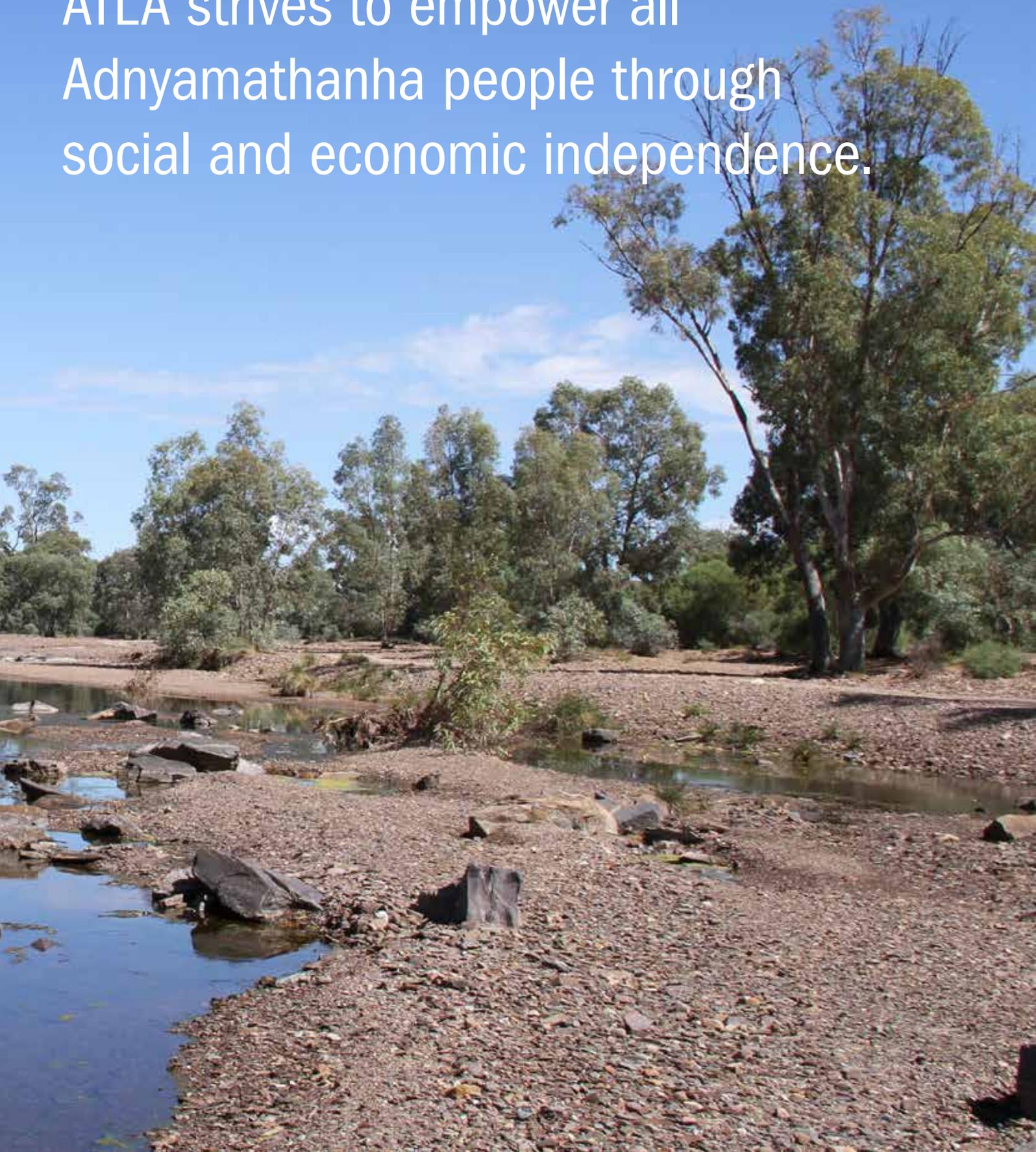
ATLA is financially sound.

ATLA has met all the requirements of the ORIC review.



ATLA has met the requirements
of the CATSI Act.

ATLA strives to empower all
Adnyamathanha people through
social and economic independence.



Year in Review

MT SERLE

Mt Serle has finally come back to Adnyamathanha people, after losing it when Yadhiauda Aboriginal Corporation was deregistered by ORIC. ATLA then had to pay over \$33,000 worth of Yadhiauda's debts to get the property returned but we have been successful.

WILPENA CELEBRATION

In November this year we held a very successful celebration of the purchase of the Wilpena Pound Resort, to allow all Adnyamathanha people to come together to acknowledge this huge achievement for our people that will bring benefits for years to come.

There were cultural activities traditional cooking and lots of bush tucker. It was a very successful day with only positive feedback from those who attended.

DEFAMATION

At the time of ATLA's opposition to the Wilpena Gathering Deborah Nanschild made accusations about ATLA, the Chairperson and some of the Directors. The court proceedings and associated work has taken up a great deal of time and it has been a very stressful, sad and draining time for all concerned.

COPLEY

There was a complete heritage survey done of both the Top Camp and Bottom Camp areas in Copley. This was carried out with the Dept of Aboriginal Affairs officer Heidi Crow and people from Copley and Nepabunna. This was done as part of the Aboriginal Affairs Dept training.

UMBERATNA

There has been more work done on the archaeology of Umberatna and there has been some amazing finds that suggest our occupation is much older than has ever been proven before.

SONGLINES

Regina McKenzie and the others involved in this project are to be commended. They put an enormous amount of work into the Songlines project and it has been recognized internationally.

Sadly one of the sites that was registered as part of this project has already been damaged by a government department. But again Regina and her family fought to get this situation rectified. They are still working to fix this situation but working with ATLA we can make a difference.

MT CHAMBERS

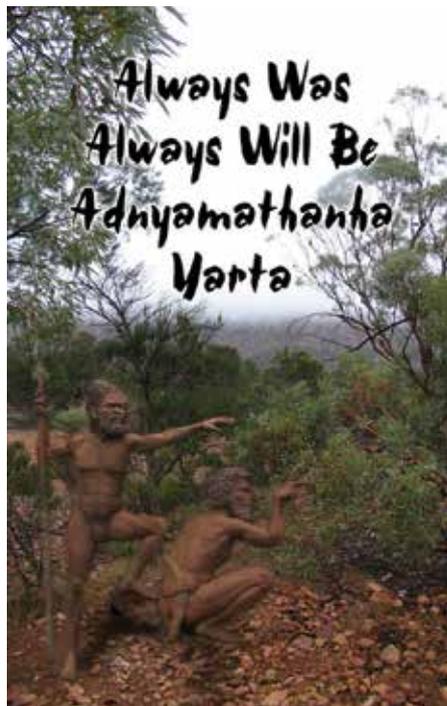
ATLA has been working with the NRM Board to develop a management plan for Chambers Gorge. Bob Ellis has done much of the work and we now have a draft plan and we will have new signs being erected sometime soon. Tourism is a reality in the Flinders Ranges and we have to come up with strategies to deal with it and to protect and preserve our sites. If you are concerned about a site contact ATLA so we can take action where required.

SPECIAL GENERAL MEETING

There was a Special General Meeting held on the 22nd of June 2013 to discuss the issues that had been circulating in the community. There had been suggestions of mismanagement and also that the current Directors should be stood down.

At the meeting there were three main motions passed as follows:

- » That this meeting supports ATLA as the representative body of the Adnyamathanha People; Has confidence in the current ATLA Directors; supports the current structure of the Board of Directors as the best model to ensure a good cross-representation of Adnyamathanha people and ensuring the interests of the various Core Groups are given a voice.
- » That this meeting has confidence in our Chairperson, Vincent Coulthard, and acknowledges the responsible and fair way in which he acts for all Adnyamathanha.
- » That ATLA general meetings should be held on Adnyamathanha country.



I will have
my own culturally
appropriate
Counselling
Practice



MY CHILDREN
SPEND MORE
TIME WITH ELDERS



Finances

ORIC REVIEW

At the end of last year ORIC did a review of ATLA. This is standard procedure for ORIC, they review Aboriginal organisations all the time, it is their job. ORIC found that ATLA was a well run organisation with good governance and that the Directors are carrying out their work with due care and diligence with good support from our lawyers.

'I am satisfied that the level of corporate governance at the corporation is sound and the directors are carrying out their functions with the required degree of care and diligence with good support from the corporations lawyers.'

There was sadly a great deal of misinformation spread around the Adnyamathanha community and therefore the ATLA Board decided they needed to call a Special General Meeting to deal with the concerns in the community. At this meeting a resolution was passed expressing confidence in the current directors, this was passed 121 votes for, one against and two abstentions.

There has been lots of discussion in the community about this review but the facts are that ORIC did a review and found that ATLA is a sound well run organisation. They have commended your directors for good governance. Your directors are doing a good job in representing you and meeting all of the requirements of our Rule Book and the CATSI Act.

There were of course minor issues they said we could do better as is the case with any form or audit in any organisation and we addressed these immediately. Your organisation is working hard for you and ORIC found that there is nothing to be concerned about. ORIC actually said we are doing a great job especially considering the size of our board and the way we have grown over the past few years.

WILPENA POUND RESORT

A motion was passed at the AGM held at the Hawker Institute on the 30th of July 2011. The motion was moved by Haydyn Bromley and seconded by Terrence Coulthard and was carried 63 for 3 against and 1 abstained.

The Motion stated:

'That ATLA use its best efforts to purchase Wilpena Pound Resort in conjunction with the IBA and seek to secure advance funds from the State for this purpose from the proposed compensation package and to use royalties if needed, and other funds including borrowings for this purpose as well.'

ATLA has now purchased the resort and we are working hard to ensure our Yura employment strategy is implemented as soon as possible. We already have some Adnyamathanha people working there and one young staff member has said it is so good to work on country.

CRAMOND

At a meeting of the ATLA Board on the 23rd of January 2012 Richard Bradshaw advised that it would be in the best interests of ATLA for there to be a new trustee of the Adnyamathanha Traditional Lands Trust. For legal reasons, under the Native Title Act and also to protect ATLA financially, the trustee should be a new company, wholly owned by ATLA called Cramond Pty Ltd.

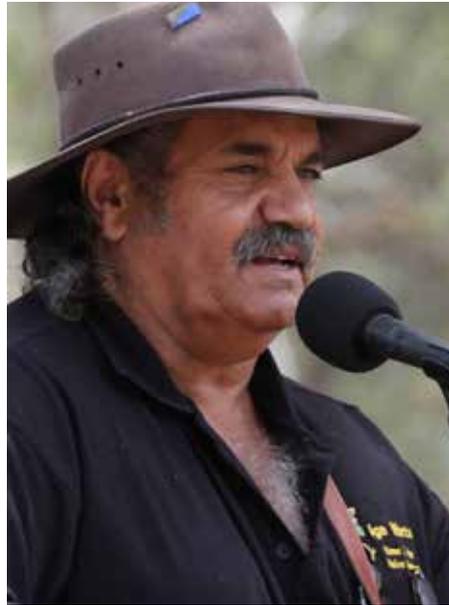
There was then a motion moved by Lynley Smans and seconded by Terry Coulthard. The Directors authorise and direct ATLA to resign as trustee of the Adnyamathanha Traditional Lands Trust and appoint Cramond Pty Ltd to be the trustee of that trust ad to sign a Deed for that purpose.



Cramond Pty Ltd

**THE ATLA BOARD ELECTED THE
CRAMOND DIRECTORS AND THEY ARE:**

- » Terrence Coulthard
- » Michael Anderson
- » Glenise Coulthard
- » Pauline Coulthard
- » Vince Coulthard



Terry Coulthard



Michael Anderson



Glenise Coulthard



Pauline Coulthard



Vince Coulthard raising the flag at Wilpena

Native Title

ATLA STRIVES TO SECURE

ADNYAMATHANHA PEOPLE:

- » The highest level of Native Title rights and interests;
- » Alternative forms of title to land in those areas where Native Title cannot be recognised or where such titles are in their best cultural, social or economic interests;
- » Protection of cultural heritage;
- » Best practice agreements which advance their cultural, social and economic benefits.

ATLA has been very successful with the first Consent Determination and we continue to work hard to get proper recognition for our rights in the rest of our land. Native Title has given us rights to negotiate and we are now at the table whenever there is a new development in our country.

We still have some problems with people who think they can bypass the process so it is up to all of us to contact ATLA if you see any developments that you are concerned about.

WORK AREA CLEARANCES

Our Native Title gives us the right to protect our sites through the Work Area Clearance process.

BACKGROUND

On 30 March 2009, the Federal Court made consent determinations of native title (CDs) over:

- » part of the Adnyamathanha #1 native title claim area;
- » the Adnyamathanha #2 native title claim area (Flinders Ranges National Park).

ADNYAMATHANHA #1 NATIVE TITLE CLAIM

The map on page 26 shows:

Area B, Area C, Area D, Area E and Area F. These areas, along with the township areas (Farina, Lyndhurst, Copley, Leigh Creek, Beltana, Blinman, Parachiina etc) were not included in the 2009 CDs. ATLA has been working hard to gain recognition of native title over these areas.

AREA B

In 2011 the State agreed to a joint CD for Adnyamathanha and Dieri. The CD hearing was due to take place in May 2012, but did not happen because the Dieri reneged on the agreement. A mediation meeting over two days in Melrose in late 2012 failed to resolve matters. It was adjourned and only resumed in July this year, for one day at the Federal Court in Adelaide. A resolution was achieved at that time, subject to approval. By this (subject to approval) the overlap area is divided into two parts, one part being for a Dieri native title determination (with Adnyamathanha traditional rights being recognised) and the other part being for an Adnyamathanha native title determination (with Dieri traditional rights being recognised).

AREA C

This is an area of overlap with the Ngadjuri claim group. There have been discussions during the period with the State. Kim McCaul, the State's Anthropologist, produced reports for the State in which he doubts that either Adnyamathanha or Ngadjuri have native title. Bob Ellis responded with anthropological reports on behalf of Adnyamathanha. The State indicated there could be no progress towards a possible CD unless there was agreement between the two groups. A mediation meeting was held between the two groups over two days in July 2013 in Melrose at which an agreement in principle was reached to pursue a joint CD.

AREA D

In 2011 the State agreed to a CD for Adnyamathanha over the whole of Area D, but before arrangements could be started for this with the Federal Court, a group based in NSW, called the Malyangapa people, through SANTS, indicated they would be lodging a native title claim over those parts of Quinyambie and Lakeside which lie within the Adnyamathanha claim area, and also Lake Calabonna. There is now a Malyangapa overlapping claim over the D1 area shown on the map. There is no overlap over the D2 area.

AREA E AND THE TOWNSHIP AREAS

Most of this land is (or has been) freehold or subject to perpetual lease. Freehold or perpetual lease land may not be claimed for native title. Negotiations have been continuing with the State so that there will be a CD over those parts where native title continues. A CD is now expected early in 2014 over the non-extinguished parts of Area E and the township areas, together with the D2 and B3 areas.

AREA F

In February 2013 a Shared Country Agreement was made with the Wilyakali people. Under that agreement, the Wilyakali agreed not to make a native title claim in exchange for Adnyamathanha recognition of Wilyakali non-native title traditional rights. Copies of this Agreement were provided to the State for its consideration.

ADNYAMATHANHA #3 NATIVE TITLE CLAIM

This is a special (s47A) native title claim over Yappala Station. The claim is supported by Viliwarintha Yura Aboriginal Corporation, which holds the perpetual leases over parts of the station and freehold over the other parts. Section 47A of the Native Title Act allows for native title to revive where land is held under land rights legislation. In June 2012 the Federal Court heard the Adnyamathanha legal argument that the ILC legislation is equivalent to land rights legislation. The Court's decision is still awaited.

ADNYAMATHANHA #4 NATIVE TITLE CLAIM

This claim was made over land to the south of Area E (and west of Area C). Before the Barngarla Federal Court trial was due to commence in February 2012 an agreement in principle was reached with the Nukunu and Barngarla native title claim groups. A more formal agreement was then finalised between the Adnyamathanha and Barngarla over the small areas of the #4 claim to the west of the railway line, under which the Barngarla agreed to recognise Adnyamathanha traditional rights. Before that, the Barngarla withdrew their claim from east of the railway line and the Nukunu withdrew from west of that line. In subsequent discussions with Adnyamathanha representatives, the Nukunu maintained that Adnyamathanha interests did not extend south of Wirreanda Creek, but after mediation in the Federal Court in Adelaide in December 2012, an agreement was finalised under which the Nukunu recognise Adnyamathanha traditional rights extending down to Wilmington. Following these agreements, the *Adnyamathanha #4 claim was discontinued.*

NATIVE TITLE COMPENSATION CLAIM

The State is liable to pay compensation for extinguishment or impairment of native title since October 1975 (when the Racial Discrimination Act 1975 started). The State has offered compensation of \$4 million (less \$250,000.00 already paid to ATLA as ILUA administration payments which the State says must be deducted). The compensation offer is subject to a 'whole of claim' ILUA being finalised.

Negotiations about the State's compensation offer and the proposed ILUA are continuing between ATLA and the State. Issues being negotiated about include:

- » possible areas of land around Copley and Beltana which ATLA says should be given freehold;
- » greater protection of certain Adnyamathanha sites on perpetual lease and pastoral lease land (eg. Yourumbulla Caves, Sacred Canyon, Chambers Gorge, Malakai).

In addition, advice from Senior Counsel has recently been obtained regarding a particular issue about native title compensation. There is no agreement yet, and no compensation money has been paid by the State or received by ATLA (apart from ILUA administration payments received after the Flinders Ranges National Park ILUA and Minerals Exploration ILUA were registered in 2011/12).





My dream
is to be
a Vet !!



To be here
to see my
first Great-
Grandchild

Governing Committee

ATLA directors work together for the Adnyamathanha community. ATLA is answerable to the Adnyamathanha community but they are also bound by the ATLA Rule Book and the CATSI Act.

THE DUTIES ARE:

- (a) a duty of care and diligence (section 265-1);
- (b) a duty of good faith (section 265-5);
- (c) a duty not to improperly use position (section 265-10);
- (d) a duty not to improperly use information (section 265-15);
- (e) a duty to disclose a conflict of interest (material personal interest) (section 268-1 and see rule 7.12);
- (f) a duty to prevent insolvent trading (section 531-1)

CORPORATIONS (Aboriginal and Torres Strait Islander Act 2006 ('CATSI Act'))

ATLA Directors are also bound by the provisions of the CATSI Act. Relevant provisions are as follows:

SECTION 265-1 - Care and Diligence

A Director or other officer of an Aboriginal Corporation (i.e. ATLA) must exercise his or her powers and discharge his or her duties with reasonable care and diligence.

SECTION 265-5 - Good Faith

A Director or other officer must exercise his or her powers and duties:

- (a) in good faith in the best interests of ATLA; and
- (b) for a proper purpose.

SECTION 265-10 - Use of Position

A Director or other officer must not improperly use his or her position to:

- (a) gain an advantage for himself or herself or someone else; or
- (b) cause detriment to ATLA.

SECTION 265-15 - Use of Information

A person who obtains information because he or she is, or has been, a Director or other officer of ATLA must not improperly use the information to:

- (a) gain an advantage for himself or herself or someone else; or
- (b) cause detriment to ATLA.

SECTION 265-25 - Good Faith - Use of Position and Use of Information

A Director or other officer of an Aboriginal Corporation commits an offence if he or she:

- (a) is reckless; or
- (b) is intentionally dishonest; and fails to exercise his or her powers and discharge his or her duties;
- (c) in good faith in the best interests of ATLA; or
- (d) for a proper purpose.

Contravention of these sections may incur civil penalties and in certain cases may constitute criminal offences.

OBLIGATIONS AT COMMON LAW

In addition to the ATLA Rules and the obligations under the CATSI Act, as set out above, Directors also have obligations which have been set down by the courts, in many cases over the years. These are often referred to as 'fiduciary duties' or duties to act in good faith in relation to the relevant corporation. These are as follows:

CONFIDENTIALITY

Directors must keep ATLA information confidential and not make unauthorised disclosure of that information. Directors therefore must not, without the permission of ATLA, use or disclose information which has been disclosed to the Director in circumstances which would give rise to that obligation e.g. information provided at Directors meetings, and which is not already public knowledge.

MISUSE OF INFORMATION

Directors have a fiduciary duty not to improperly use information, or their position as a Director, to gain an advantage for themselves or someone else or to cause harm to ATLA.

CONFLICT OF INTEREST

Directors have a fiduciary duty to avoid any actual or potential conflict between the obligations owed by them to ATLA and their personal interests or duties to other parties to which they may be subject. For instance, if a Director is a member of another organisation, when acting as a Director of ATLA they must ensure that they are making decisions in the best interests of ATLA, rather than of any other organisation of which they are a member.

GOOD FAITH

Directors have a duty to act in good faith in the best interests of ATLA. For instance, any use or disclosure of the information of ATLA may only be done with the permission of ATLA and consistent with their duty to act in the interests of ATLA, and not for some other personal purpose or in a manner which is detrimental to ATLA.

CARE AND DILIGENCE

Directors have a duty at law to exercise their powers and duties as Directors with a degree of care and diligence that a reasonable person with the same responsibilities within ATLA would exercise in similar circumstances. Again, therefore, this duty of care and diligence extends to taking steps to prevent the unauthorised disclosure of information in a way that might be detrimental to ATLA.

PENALTIES AND SANCTIONS

As indicated above, there are civil and criminal penalties and sanctions which may be imposed on a Director if that Director breaches his or her statutory or common law duties to ATLA.

In addition, the disclosure of confidential information e.g. discussions at Directors meetings without the permission of ATLA could result in ATLA bringing legal proceedings for:

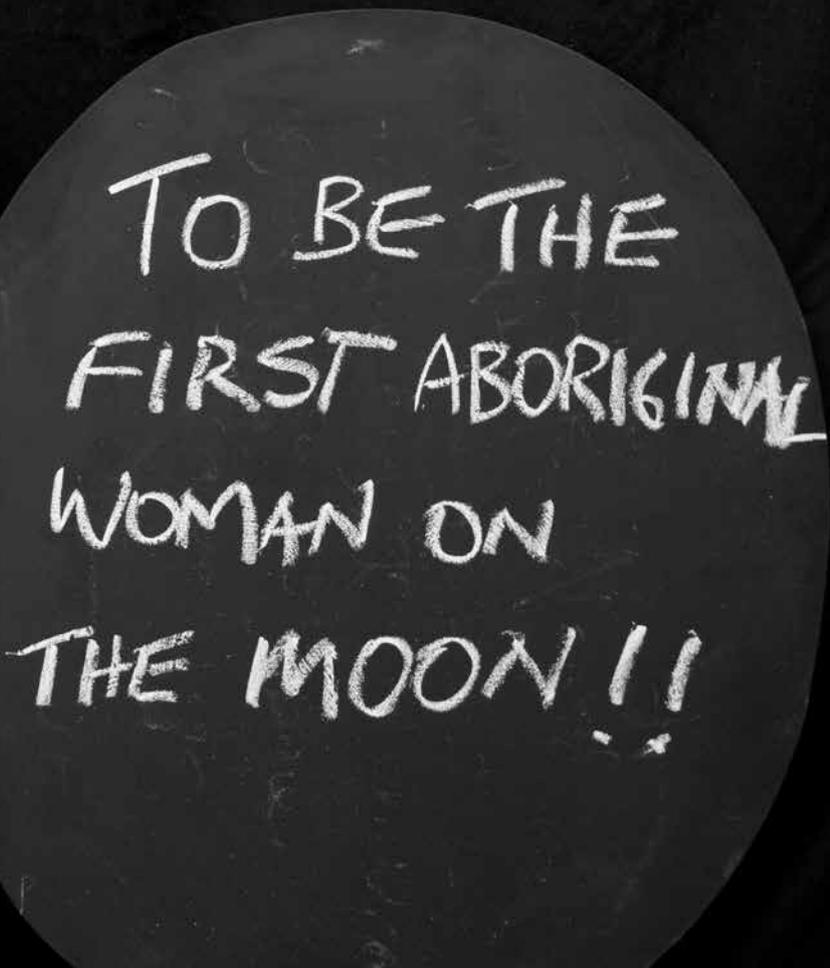
- (a) breach of ATLA Rules and statutory duties;
- (b) breach of fiduciary duties; and
- (c) potentially defamation.

In other words, disclosure about the discussions at Directors meetings or disclosure of the minutes, without permission of the Directors as a whole, could result in significant penalties against that Director.





MY DREAM IS
TO LEAD YOUNG
ABORIGINALS TO
ACHIEVE GREAT THINGS



TO BE THE
FIRST ABORIGINAL
WOMAN ON
THE MOON !!



78
Bonnet

