

ADNYAMATHANHA

TRADITIONAL LANDS ASSOCIATION (ABORIGINAL CORPORATION)

RNTBC ICN 3743 | ABN 14 146 238 567

Special Administrator Appointed | Email: atla@jaramerlegal.com.au



Dear members and other interested people,

This Special Administration Newsletter – Issue 3, is to update you on the progress of the Special Administration for ATLA.

SPECIAL ADMINISTRATION EXTENSION

Due to the ongoing work involved in this matter, the Special Administration period due to end on 30 June 2020 has been extended for a further 3-month period and is now expected to end on 25 September 2020.

THE REASON FOR ATLA SPECIAL ADMINISTRATION

The reason for Special Administration is to restore good operational order to ATLA, and where necessary, restructure ATLA where the directors or members have requested intervention to review governance and business structures.

This Special Administration was not commenced to investigate specific individuals or groups.

SPECIAL ADMINISTRATION UNDER COVID-19 RESTRICTIONS

We continue to acknowledge that this appointment has been made at a difficult time during the COVID-19 crisis.

As we are not based in South Australia, we will continue to monitor Federal and State Government rules in relation to travelling to South Australia, and will progress our engagement with various members and stakeholders remotely through telephone, emails, video conferencing, media releases and social media.

We hope to organise meetings with members and stakeholders when we are able to travel to South Australia.

WORKING WITH THE ADVISORY GROUP

Since the last Special Administration Newsletter (Issue 2 – May 2020), we have worked with the Advisory Group in weekly meetings to discuss matters of concern, including those matters raised under the following heading, with a view to formulating practical solutions.

WHAT'S HAPPENED IN THE LAST MONTH?

The following tasks were addressed in addition to those set out in the last Special Administration Newsletter (Issue 2 – May 2020):

- We have continued to carry on the business of ATLA – confirming solvency with a current balance of \$68, 693.27
- Settled all outstanding ATLA invoices
- Ongoing review of financial policies and delegation levels
- Working through issues as raised in the William Buck Report
- Appointed and conducted weekly meetings with the Advisory Group to assist the special administrators
- Continued to liaise with various stakeholders including Heathgate Resources, South Australian Government and various service providers
- Ongoing review of the relationship between ATLA and Heathgate Resources including payments made
- Amendments made to the ATLA constitution to: comply with the CATSI Act (and other laws); and ensure that prescriptive governance procedures are adopted including those relating to directors, reporting, auditing and transparency
- Ongoing review of the corporate structure of ATLA and any associated entities and committees; working through advice from senior lawyers in this regard
- Considering the establishment of new committees to deal with various aspects of ATLA business including: native title, cultural heritage, traditional language, education and training, housing, and health
- Working through the Cramond constitution to address matters such as reporting obligations to ATLA
- Considering potential appointments to the new ATLA Board and any other associated entities and committees
- Considering whether additional advisors or independent directors are required to support the ATLA Board
- Considering the possibility of new business structures

We will continue to work through the above identified matters in the coming weeks.

KEEP TRACK OF WHAT'S HAPPENING

Newsletters

Throughout the Special Administration, we will continue to send out newsletters like this one. These will be published in ATLA's "documents" on the public register at oric.gov.au.

We will also post newsletters to the *ATLA Aboriginal Corporation Members Group* Facebook Page and The Transcontinental Online. As well as this, we will email or post newsletters to members (as appropriate).

More Information

For more information about special administrations, see ORIC's fact sheet 'Special administrations: what members and directors need to know', and other fact sheets on corporate governance at oric.gov.au.

If you have any questions, you can contact us, Bevan Mailman or Brian Bero on the details provided.

IMPORTANT ACTIONS FOR ATLA MEMBERS

Please ensure you:

1. update your address, email & phone details by
 - emailing atla@jaramerlegal.com.au
 - calling Bevan Mailman or Brian Bero on the numbers below. If a female contact is required, call Kat Henaway on 0430 153 201
 - posting to GPO Box 4592 Melbourne VIC 3001.
2. connect to the *ATLA Aboriginal Corporation Members Group* Facebook Page and check regularly for updates (this Facebook group is private for members only).

The details you provide above will not be made public.

SPECIAL ADMINISTRATORS

Jaramer Legal has worked extensively with remote and regional Indigenous communities and organisations across Australia both in terms of evaluating the challenges facing communities, and in developing local and national strategies to move these communities to a place of good governance, independence, and economic sustainability.

The firm has a unique understanding of the issues that restrain good corporate governance, good business practices and economic growth including political tensions between different kinship groups, a lack of governance and business training and a lack of business planning and strategy. The Principals are Aboriginal and Torres Strait Islander corporate/commercial lawyers with over 40 years combined legal experience.

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