

LIST OF REFERENCES

1. *Aboriginal Lands Act 1995.*
2. *Aboriginal Lands Amendment (Wybalenna) Act 1999.*
3. *Aboriginal Lands Amendment Bill 1999.*
4. Aird MLC, Hon Michael, *Hansard*, Legislative Council, 30 November 1999.
5. Bacon MHA, Premier, Jim, *Transcript of Briefing*, 1 February 2000.
6. Bingham, Mr Richard, Chairman, Aboriginal Land and Cultural Issues Working Group, *Transcript of Evidence*, 1 February and 10 April 2000.
7. Britton, Mr Ross, Arthur-Pieman Coalition, *Transcript of Evidence*, 16 March 2000.
8. Brown, Mr Greg, Department of Premier and Cabinet, *Transcript of Evidence*, 1 February 2000.
9. Circular Head Council, *Transcript of Evidence*, 14 March 2000.
10. Clark, Mr John, Tasmanian Regional Aboriginal Council, *Transcript of Evidence*, 16 March 2000.
11. Commonwealth Document, www.ilc.gov.au
12. Cooper, Mrs Helen, Tasmanian Outer Islands Association, *Transcript of Evidence*, 22 February 2000.
13. Council for Aboriginal Reconciliation, *Corroboree 2000 : Towards Reconciliation.*
14. Federal Court of Australia Decision, *Edwina Shaw & Another v Charles Wolf & Others*, [1998] 389 FAC (20 April 1998).
15. Flinders Island Council, *Transcript of Evidence*, 22 February 2000.
16. Gillies, Mrs Joy, *Transcript of Evidence*, 14 March 2000.
17. *Government Media Statement*, 12 October 1999.
18. Groom, Premier, Mr Ray, *Second Reading Speech on Aboriginal Lands Bill 1995*, 24 October 1995.
19. Herron MP, Senator John, *Transcript of Meeting*, 16 February 2000.
20. Hobart Quaker Peace and Justice Committee, *Transcript of Evidence*, 10 April 2000.

21. House, Mr Lyell, Forest, *Transcript of Evidence*, 14 March 2000.
22. Innes-Smith, Mr Peter, *Submission to Legislative Council Select Committee on Aboriginal Lands*, 23 January 2000.
23. *Letter from the Secretary, Department of Premier and Cabinet to the Committee Secretary*, 3 April 2000
24. Mansell, Ms Darlene, *Submission to the Legislative Council Select Committee on Aboriginal Lands*, 27 January 2000.
25. Mansell, Ms Darlene, *Transcript of Evidence*, 10 April 2000.
26. *Memorandum to the Clerk of Committees from the Clerk of the Council*, 31 March 2000.
27. *Minutes of Elders Gathering*, 7 April 2000.
28. Napier MHA, Hon Sue, *Transcript of Evidence*, 2 February 2000.
29. *Operations of Government Departments 2000-01 – Volume 2*.
30. *Petition from residents and landowners on Cape Barren Island*, 17 February 2000.
31. Rattray MLC, Hon Colin, *Hansard*, Legislative Council, 30 November 1999.
32. Ryan, Lyndall, *The Aboriginal Tasmanians*, Queensland University Press, St Lucia, 1981.
33. Sims, Mr Peter, *Transcript of Evidence*, 9 March and 10 April 2000.
34. Slicer, Justice Pierre, *Submission to the Legislative Council Select Committee on Aboriginal Lands*, 18 January 2000.
35. Slicer, Justice Pierre, *Transcript of Evidence*, 2 February 2000.
36. Stackhouse, Mrs Alma, Flinders Island Aboriginal Association, *Transcript of Evidence*, 22 February 2000.
37. Tasmanian Aboriginal Centre, *Transcript of Evidence*, 9 March 2000.
38. Tasmanian Aboriginal Land Council, *Transcript of Evidence*, 3 February 2000.
39. Tasmanian Electoral Office, *The Aboriginal Land Council of Tasmania – 1996 Election Procedures and Guidelines*.
40. The Macquarie Concise Dictionary, (New South Wales : 1982).
41. The W.L. Crowther Library, State Library of Tasmania, <http://www.tased.edu.au/library/heritage/cropage.htm>

42. Viney, Mr Martin, Marrawah Surfers' Association, *Transcript of Evidence*, 14 March 2000.
43. Walker, Mr Brian, Spreyton, *Transcript of Evidence*, 14 March 2000.

LIST OF WITNESSES**ATTACHMENT 1**

Aboriginal Land Council of Tasmania
 Aboriginal Torres Strait Islander Commission
 Anglican Church of Australia
 Arthur Pieman Coalition
 Benson, Mr P
 Britton, Mr D
 Britton, Mr R
 Brown, Mr T W
 Charles, Councillor B J
 Circular Head Council
 Contemporary Aboriginal Issues Group
 Cooper (Snr), Mrs H
 Cope, Mr A J
 Cox, Mr B
 Coyle, Ms D
 Department of Premier and Cabinet
 Dwyer, Mr E
 First Aboriginal Contact Tasmania
 Flinders Island Aboriginal Association
 Flinders Island Council
 Gillies, Mrs J
 Grey, Miss K
 Harradine MP, Senator Brian
 Henwood, Mrs O
 Heres, Mr K
 Herron MP, Senator John
 Hobart Quaker Peace and Justice Committee
 Holloway, Mr G & Mrs S
 Holloway, Ms K
 House, Mr L
 Innes-Smith, Mr P

King, Mr G
Kooparoona Niara Living Cultural Centre
Lee, Ms E
Lewis, Ms R
Mansell, Ms D
Manuta Tunapee Puggaluggalia Historical Society
Marrawah Surfers' Association
Medwin, Mr T
Napier MHA, Hon S
Nielsen, Mr I
North-West Cattleman's Association
Oldaker, Mr J
Phillips, Mr J
Pybus, Dr C
Resource Planning and Development Commission
Robinson, Mr P & Mrs J
Sheehan, Mr L
Sims OAM, Mr P
Slicer, Justice Pierre
Smedley, Mr F
Spinks, Mr T
Stackhouse, Mr A
Stephen, Ms H
Tasmanian Aboriginal Centre
Tasmanian Aboriginal Land Council Aboriginal Corporation
Tasmanian Heritage Council
Tasmanian of Aboriginal Descent Association Aboriginal Corporation
Tasmanian Outer Islands Association
Tasmanian Regional Aboriginal Council
Tasmanian Rock Lobster Fishermen's Association Limited
Tasmanian Scalefish Fishermen's Association
Tasmanians Against Racism
Tobias, Mrs J
Vincent, Mr B

Walker, Mr B

West Coast Kelp Harvesters' Association

Whinray, Mr J

Willis, Mrs H

Wolf, Mr A

Worsley, Mr K

PLUS 1 PRIVATE WITNESS

ATTACHMENT 2

WRITTEN SUBMISSIONS TAKEN INTO EVIDENCE

Aboriginal Land Council of Tasmania

Anglicare Tasmania Inc

Arthur Pieman Coalition

Australians for Native Title and Reconciliation (Tasmania)

Australians for Reconciliation Glenorchy

Barrett, Mr H D

Blyth, Ms K

Booney, Mr J

Boyes, Mrs J

Brennan, A & E

Brennan, Mr J J

Brennan, Mr J P

Brennan, Ms J

Brennan, Ms L

Brennan, Ms S

Britton Bros Pty Ltd

Britton, Mr D

Britton, Mr R

Brown, Mr T W

Brown, Ms R

Butler, Mrs R

Castley, Mr G and Mrs P

Charles, Councillor B J

Circular Head Council

Clarence Council

Community Aid Abroad Launceston

Contemporary Aboriginal Issues Group

Cooper (Snr), Mrs H

Cope, Mr A J

Cox, Ms C

Coyle, Ms D
Davis, Ms R and Jones, A
Delaney, Ms K
Deloraine Aboriginal Cultural Association
Department of Premier and Cabinet
Doery, Mr R
Dorset Council
Dwyer, Mr E
Fawkner, Mrs V and Smith, Mrs R
Finlay, Rev G
First Aboriginal Contact Tasmania
Flinders Island Aboriginal Association
Flinders Island Council
Fuglsang, Mr R
Goode, Mr G
Gough, Dr P
Graham, Mr J T
Grey, Miss K
Hemming, Ms J
Henwood, Mrs O
Hobart Quaker Peace and Justice Committee
Holloway, Mr G & Mrs S
Holloway, Ms K
House, Mr L
Innes-Smith, Mr P
King, Mr G
Kooparoona Niara Living Cultural Centre
Lee, Ms E
Lewis, Ms R
Maclaine, H & M
Maclaine, Mr D
Maclaine, Ms J
Manuta Tunapee Puggaluggalia Historical Society
Marrawah Surfers' Association

Medwin, Mr T
Napier, MHA, Hon S
Nicholls, Mr E
North-West Cattleman's Association
Oldaker, Mr J
Partridge Farm
Phillips, Mr J
Popowski, Mr A
Pybus, Dr C
Robinson, Mr P and Mrs J
Sheehan, Mr L
Sims, Mrs M
Sims, OAM, Mr P
Slicer, Justice Pierre
Smedley, Mr F
Spinks, Mr T R
Stackhouse, Mr A
Stephen, Ms H
Stuart, Mr W D
Tasmanian Aboriginal Centre
Tasmanian Aboriginal Land Council
Tasmanian Fishing Industry Council
Tasmanian Heritage Council
Tasmanian of Aboriginal Descent Association Aboriginal Corporation
Tasmanian Outer Islands Association
Tasmanian Regional Aboriginal Council (ATSIC)
Tasmanian Rock Lobster Fishermen's Association Limited
Tasmanian Scalefish Fishermen's Association
Tasmanians Against Racism (North)
Taylor, Mr D
Tobias, Mrs J
Tuxworth, Mr A
Vincent, Mr B N
Walker, Mr B

West Coast Kelp Harvesters' Association

Whinray, Mr J

Willis, Mrs H

Wolf, Mr A

Wolf, Mr C

Worsley, Mr K

PLUS 1 PRIVATE WRITTEN SUBMISSION

ATTACHMENT 3

DOCUMENTS TAKEN INTO EVIDENCE

Letter from TAC to Dorothy Bishop

Letter from TAC to Dorise Knight

Letter from TAC to Anthony Brown

Confirmation of Aboriginal/Torres Strait Islander Descent and Adulthood

Letter from Tasmanian Electoral Office to Dorothy Bishop

Letter from ATSIC to Dorise Knight

Letter from Minister for Education to Kaye McPherson regarding the purchase of publications by schools and colleges

Memorandum of Agreement between the Department of Education and the Tasmanian Aboriginal Education Association Inc.

Memorandum from the Tasmanian Aboriginal Education Association Inc. to all Schools advising that they do not support the Manuta Tunapee Puggaluggalia Publishers

Letter from the Department of Employment, Education, Training and Youth Affairs listing publications that are not recommended

ASSPA Objectives

Letter from the Human Rights and Equal Opportunity Commission to Kaye McPherson regarding a complaint against the Tasmanian Aboriginal Education Association Inc.

Letter from the Hon. Dr David Kemp MP to Kaye McPherson seeking reinstatement of 1998 Abstudy payments

Anonymous letter to Centrelink regarding Aboriginal status of Kaye McPherson

Letter from Kaye McPherson to Centrelink regarding Aboriginality

Correspondence from Centrelink regarding Aboriginality

Request for Confirmation of Aboriginality

Final Report of Community Consultation on Consultancy on Aboriginality Tasmania

A Better Future for Indigenous Australians

“The Future of Indigenous Health Care – The Union of Body and Soul” 1999

Indigenous Land Corporation Annual Report 1998-1999

Reconciliation. Is it Possible?

Draft Document for Reconciliation

Indigenous Issues – Fact Sheet Series

Letter from National Trust – LJ Morrell, State President stating their support for the submission that Mr Peter C Sims made to the Legislative Council Select Committee on Aboriginal Lands

Letter from Tony William Brown making additional amendments made to his original submission

Letter from George and Pat Castley supporting the Aboriginal Lands Amendment Bill

Additional information from Kay McPherson, Manuta Tunapee Puggaluggalia Publishers requested by the Committee

Map of Flinders Island land transfer areas

Maps of leased areas on Mount Chappell Island, Great Dog Island, Little Dog Island and Little Green Island

Article from Focus – “Hell of the Divide”

Grazing Licence – 1 September 1999

Grazing Licence – 12 August 1993

Letter dated 26 April 1999 from Flinders Island Aboriginal Association to Aboriginal Land Council of Tasmania re Management Group – Big Dog Island

Letter dated 14 January 1999 from Aboriginal Land Council of Tasmania to Flinders Island Aboriginal Association re local management of Big Dog Island

Letter dated 6 January 1999 from Aboriginal Land Council of Tasmania to Flinders Island Aboriginal Association re local management of Big Dog Island

Letter dated 3 June 1998 from Aboriginal Land Council of Tasmania to Flinders Island Aboriginal Association re management group for Big Dog Island

Properties Leased from Crown/or Vacant Crown Land – Cape Barren Island and Outer islands – Furneaux Group

Copy of lease – Vansittart

Letter dated 1 March 2000 from Linda Hornsey, Secretary, Department of Premier and Cabinet, with an enclosed copy of the Briefing Package – October 1999

Petition from residents and landowners of Cape Barren Island opposing return of all Crown Land on the island to the aboriginal community

Additional information dated 7 March 2000 supplied by Soren Fuglsang

Copy of a Letter to the Editor, Examiner Newspaper from Jenny Chester

Memorandum from Michael Mansell regarding legal service procedures on aboriginality dated 16/6/98

Letter dated 8/7/98 from Michael Mansell to Tony Brown regarding aboriginality

Letter from Tony Brown to the Aboriginal Legal Service regarding aboriginality

Visit to Cape Barren by Michael Mansell and Clyde Mansell – 27/4/99

Letter to Adrian Jones and Rhondda Davis re Grazing Licence on Cape Barren Island Dated 29/6/99

Fax to Clyde Mansell from Colin Lynn regarding meeting on 10 January 2000

Letter to Flinders Island Aboriginal Association from Darrell West regarding local management group – Wybalenna dated 8 December 1998

Letter to Flinders Island Aboriginal Association from Clyde Mansell regarding the management of Wybalenna dated 21 April 1999

Memo to Clyde Mansell from Michael Mansell dated 18 August 1999 regarding Flinders Meeting on 12 July 1999

Copy of signed agreement with delegates at the meeting at FIAA on Lady Barron on 12 July 1999

Summary of discussions between FIAAI and ALCT held at Lady Barron on 12 July 1999

Letter to Flinders Island Aboriginal Association from Clyde Mansell dated 24 August 1999 confirming that FIAAI is the local Aboriginal group for Wybalenna and that management, with the exception of the cemetery, is delegated to FIAAI

Badger Island Land Management Strategy Paper 1998

Notes on the History of Vansittart Island, Clarke Island, Little Dog Island, Cape Barren Island and Goose Island

Aboriginal Land Council of Tasmania – Homestead Renovations – Big Dog Island

Readers Digest article March 2000 – “Trouble in the Myth Business”

The Circular Head Aboriginal Incorporation – Rules

Marriage Certificate – John Campbell and Mary Bridges

Appendix 6 – Genealogical Record

1868 Births in the District of Port Cygnet

Northwest Land Managers – Port Latta Quarry Site Rehabilitation Plan – February 1999

Letters to Mr Alan Wolf re Aboriginal Land Council of Tasmania Elections
Extract from “The Last Tasmanian – educational Guide”

Appendix 7 – Genealogical Record – James Sculthorpe

Letter dated 18 January 1995 to Mr Anthony Brown re application for confirmation of Aboriginality

Notes on Government Forum Thinktank 4th March 1994

Memorandum dated 16/6/98 from Michael Mansell regarding Legal Service Procedures on Aboriginality

Letter dated 26 August 1996 to Heather Sculthorpe from June Sculthorpe regarding the report of the Aboriginality consultancy

Copy of record from The Bethune Outlook regarding 1972 entry

Letter to Mr Harry Derkley at Beeton and Mansell from the State Archivist dated 30 July 1997 regarding the aboriginality of Mary Ann Potter, nee Leach

Letter to the Chief Electoral Officer dated 8 January 1997 from the State Archivist regarding Aboriginal Land Council of Tasmania Elections

Confirmation of Aboriginal/Torres Strait Island Descent and Adulthood – copy Lucas Maynard

State Committee Meeting Minutes of the Tasmanian Aboriginal Centre Inc –
Saturday, 9th May 1998 – Launceston

Notes for hearing

Submission and attachments – Mr Ben Vincent

3 Maps

Letter from Doreen Coyle dated 11 March 2000 with an attached Report from
Island News, 23 March 1990 – Land Rights Meeting

Photos and written information to supplement photos from Geoff King –
Unsustainable impact of off road vehicles

Additional information supplied by John Whinray covering historical aspects of
the Furneaux Islands

Further evidence supplied by Tony William Brown

Letter from Denise and Furley Gardner dated 22 March 2000 with an attached
petition signed by Cape Barren residents supporting transfer of land on Cape
Barren Island.

Letter to Peter Tucker from Mr Reg Watson, Tasmanian Heritage Council
dated 8 March 2000 regarding the Bowen Memorial

Letter from Mrs McCarthy to Minister for Aboriginal Affairs regarding her visit
to Risdon Cove

Six photographs from the Tasmanian Heritage Council

Supplementary evidence regarding West Point State Reserve

Clarke Island map and description

Letter dated 29 December 1999 to Ms Darlene Mansell from the Premier's
Office regarding an invitation for the Premier to attend a meeting of the Moon-
Bini people

Proposal for funding to create an Aboriginal Cultural Interpretative Centre

Kooparoona Niara National Park Proposal

Map of Mt Roland

Information regarding the creation of an Aboriginal Cultural Interpretative
Centre

MINUTES OF PROCEEDINGS**ATTACHMENT 4****LEGISLATIVE COUNCIL SELECT COMMITTEE****ABORIGINAL LANDS****MINUTES****THURSDAY, 2 DECEMBER 1999**

The Committee met at 8.27 am in the Members' Lounge, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Smith (Windermere), Mrs Smith (Montgomery) and Mr Wilkinson.

Order of Parliament

The Order of the Parliament appointing the Committee dated 1 December 1999, having been circulated, was taken as read.

Election of the Chairperson

Mrs Smith (Montgomery) was elected Chairperson and took the chair.

Business***Resolved :***

- (a) That witnesses be heard under Statutory Declaration.
- (b) That evidence be recorded verbatim unless otherwise ordered by the Committee.
- (c) That so much of Standing Order No. 257 be suspended as would prevent strangers being admitted when the Select Committee is examining witnesses, unless the Committee otherwise resolves.
- (d) That advertisements calling for submissions be inserted in the three daily Tasmanian newspapers on Saturday, 4 December 1999 and that receipt of written submissions be conditioned for closure on Friday, 28 January 2000.
- (e) That the Secretary send invitations to make submissions and/or verbal presentations to –
 - Minerals Council;
 - TFGA;

- Pierre Slicer;
- University – Aboriginal Studies;
- Circular Head Aboriginal Community;
- Flinders Island Aboriginal Community;
- South East Tasmanian Aboriginal Community;
- ATSIC;
- Councils – Flinders Island, King Island and West Coast;

and other relevant official groups/individuals as advised by Members of the Committee.

- (f) That the Secretary contact the Federal Minister with a view to arranging meetings with the relevant federal stakeholder groups.
- (g) That a press statement outlining the Committee's establishment be prepared for release to the 3 major newspapers and the smaller regional newspapers.

At 9.10 am the Committee adjourned until 9.30 am on Wednesday, 8 December 1999.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 8 DECEMBER 1999

The Committee met at 9.33 am in Committee Room No. 1, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Smith (Windermere), and Mrs Smith (Montgomery).

The Minutes of the meeting held on Thursday, 2 December 1999 were accepted as a true and accurate record and confirmed.

Business

Mr Richard Bingham, Sue Chappel and Rodney Gibbons briefed the Committee on the process and outcomes of the Government's Aboriginal Lands and Cultural Issues Working Group.

At 10.45 am Mr Wilkinson took his place.

At 11.50 am the Departmental Officers withdrew.

Resolved, That the Premier be requested to provide a copy of the Aboriginal Lands and Cultural Issues Working Group Report.

The Committee discussed its future program and invitation list for submissions.

Resolved, That the Steering Committee and the Electoral Office be requested to brief the Committee at its next meeting.

At 12.25 pm the Committee adjourned until 9.00 am on Thursday, 16 December 1999.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

TUESDAY, 1 FEBRUARY 2000

The Committee met at 9.20 o'clock am in the Committee Room No.2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

The Minutes of the meeting held on Wednesday, 8 December 1999 were accepted as a true and accurate record and confirmed.

Submissions :

Resolved, That the submissions as listed in the numerical index be received.

Correspondence :

Resolved, That the following correspondence be received :

- (a) Letter from Linda Hornsey, Secretary, Department of Premier and Cabinet responding to the Committee's request for information regarding the stakeholders consulted.
- (b) Letter from David Farrell, Chief Electoral Officer responding to the Committee's request for information in relation to the Aboriginal Land Council of Tasmania elections.
- (c) Letter from Brett Russell, Manager Financial Services, Circular Head Council regarding an invitation for members to attend a public meeting.

Resolved, That the Chairperson write to Mr Russell advising that the Committee will be holding public hearings on the North West Coast and that it would not be appropriate for the Committee to attend a public meeting.

The Premier briefed the Committee in relation to the Government's position on the transfer of the land to the Aboriginal community.

Witnesses :

MR RICHARD BINGHAM, MR GREG BROWN AND MS BERNADETTE KELLY, on behalf of the Department of Premier and Cabinet were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

The meeting was suspended at 12.35 o'clock pm.

The Committee resumed at 2.03 o'clock pm in Committee Room No. 2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended.

MR CHARLES WOLF on behalf of the Tasmanian Regional Aboriginal Council was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR LANCE LESAGE, on behalf of the Tasmanian of Aboriginal Descent Association Aboriginal Corporation was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR LANCE LESAGE, on behalf of First Aboriginal Contact Tasmania was called, made the Statutory Declaration and was examined.

The witness withdrew.

MS KAYE McPHERSON, on behalf of Manuta Tunapee Puggaluggalia Historical Society was called, made the Statutory Declaration and was examined.

The witness withdrew.

Documents Received :

Resolved, that the following documents be received –

- (a) Letter from TAC to Dorothy Bishop (47)
- (b) Letter from TAC to Dorise Knight (47)
- (c) Letter from TAC to Anthony Brown (47)
- (d) Confirmation of Aboriginal/Torres Strait Islander Descent and Adulthood (47)
- (e) Letter from Tasmanian Electoral Office to Dorothy Bishop (47)
- (f) Letter from ATSIC to Dorise Knight (47)
- (g) Letter from Minister for Education to Kaye McPherson regarding the purchase of publications by schools and colleges (70)
- (h) Memorandum of Agreement between the Department of Education and the Tasmanian Aboriginal Education Association Inc. (70)
- (i) Memorandum from the Tasmanian Aboriginal Education Association Inc. to all Schools advising that they do not support the Manuta Tunapee Puggaluggalia Publishers (70)
- (j) Letter from the Department of Employment, Education, Training and Youth Affairs listing publications that are not recommended (70)
- (k) ASSPA Objectives (70)
- (l) Letter from the Human Rights and Equal Opportunity Commission to Kaye McPherson regarding a complaint against the Tasmanian Aboriginal Education Association Inc. (70)
- (m) Letter from the Hon. Dr David Kemp MP to Kaye McPherson seeking reinstatement of 1998 Abstudy payments (70)
- (n) Anonymous letter to Centrelink regarding Aboriginal status of Kaye McPherson (70)
- (o) Letter from Kaye McPherson to Centrelink regarding Aboriginality (70)
- (p) Correspondence from Centrelink regarding Aboriginality (70)
- (q) Request for Confirmation of Aboriginality (70)
- (r) Final Report of Community Consultation on Consultancy on Aboriginality Tasmania (70)

Resolved, That the transcript of evidence of the Premier and the Department of Premier and Cabinet be provided on a confidential basis to the Department.

At 4.55 o'clock pm the Committee adjourned until 8.45 o'clock am on Wednesday, 2 February 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 2 FEBRUARY 2000

The Committee met at 9.02 o'clock am in the Committee Room No.2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

Witnesses :

JUSTICE PIERRE SLICER was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR RODNEY TRELOGGEN AND MR JOHN SANSOM, on behalf of the Tasmanian Rock Lobster Fishermen's Association Limited were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

The meeting suspended at 11.00 o'clock am for a visit to Oyster Cove and Risdon Cove.

The Committee resumed at 3.35 o'clock pm in Committee Room No. 2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

The Committee discussed its future program.

At 5.00 o'clock pm the Committee adjourned until 8.45 o'clock am on Thursday, 3 February 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

THURSDAY, 3 FEBRUARY 2000

The Committee met at 9.00 o'clock am in the Committee Room No.2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

Witnesses :

MR A J COPE was called, made the Statutory Declaration and was examined.

The witness withdrew.

Suspended 9.37 am
Resumed at 9.45 am

MR JOHN DICKSON, on behalf of the Tasmanian Aboriginal Land Council Aboriginal corporation was called, made the Statutory Declaration and was examined.

The witness withdrew.

Suspended at 10.55 am
Resumed at 11.05 am

JUSTICE PIERRE SLICER was called, made the Statutory Declaration and was examined.

Resolved, that the transcript be forwarded to Justice Slicer for editing purposes.

The witness withdrew.

Submissions :

Resolved, That the following submissions be received :

- (77) Darlene Mansell – Kooparoon Niara Aboriginal Cultural Centre Project
- (99) Hobart Quaker Peace and Justice Committee
- (100) Mrs Helen Cooper
- (101) Mrs V Fawkner and Mrs R Smith
- (102) Anglicare Tasmania Inc.
- (103) Australians for Reconciliation Glenorchy

At 12.30 o'clock pm the Committee adjourned sine die.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 16 FEBRUARY 2000

The Committee met at 8.10 o'clock am in Senator John Herron's Office, Parliament House, Canberra.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson. The President of the Legislative Council also attended the meeting.

Present :

Senator John Herron MP, Minister for Aboriginal and Torres Strait Islander Affairs

Brian Stacey, Assistant Secretary, Native Title Division, ATSIC

John Van Beurden, Assistant Secretary, Land, Legal and Economic Development Branch, Department of Prime Minister and Cabinet

Russ Street, Adviser to the Minister

Discussion took place in relation to the Tasmanian Aboriginal Lands Amendment Bill 1999 and other relevant issues.

Documents :

Resolved, That the following documents be received :

- (a) A Better Future for Indigenous Australians
- (b) "The Future of Indigenous Health Care – The Union of Body and Soul" 1999
- (c) Indigenous Land Corporation Annual Report 1998-1999
- (d) Reconciliation. Is it Possible?
- (e) Draft Document for Reconciliation
- (f) Indigenous Issues – Fact Sheet Series

At 9.22 am the Committee adjourned until 11.30 am on Wednesday, 16 February 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 16 FEBRUARY 2000

The Committee met at 11.40 o'clock am in Senator Brian Harradine's Office, Parliament House, Canberra.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson. The President of the Legislative Council also attended the meeting.

Present :

Senator Brian Harradine

Mr John Shaw, Adviser

Discussion took place on Tasmania's Aboriginal Lands Amendment Bill 1999 and other relevant issues.

At 12.10 the Committee adjourned until 12.45 pm on Wednesday, 16 February 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 16 FEBRUARY 2000

The Committee met at 12.45 o'clock am in Senator Brian Harradine's Office, Parliament House, Canberra.

Members Present : Mr Fletcher, Mrs Sue Smith and Mr Wilkinson.
The President of the Legislative Council also attended the meeting.

Apologies : Mrs Silvia Smith

Present :

Ms Philippa Horner, Convenor, Native Title Task Force

Discussion took place on Tasmania's Aboriginal Lands Amendment Bill 1999 and related issues.

At 1.53 pm the Committee adjourned until 2.00 pm on Wednesday, 16 February 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 16 FEBRUARY 2000

The Committee met at 2.12 o'clock pm in Committee Room No. IS3, Parliament House, Canberra.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson. The President of the Legislative Council also attended the meeting.

Present :

Brian Stacey, Assistant Secretary, Native Title Division, ATSIC
Rodney Dillon, ATSIC Commissioner

Discussion took place in relation to Tasmania's Aboriginal Lands Amendment Bill 1999 and other relevant issues.

At 3.33 pm the Committee adjourned until 9.30 o'clock am on Tuesday, 22 February 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

TUESDAY, 22 FEBRUARY 2000

The Committee met at 9.20 o'clock am in the Conference Room, Flinders Island Council Chambers, Whitemark.

Members Present : Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

Apologies : Mr Fletcher

The Minutes of the meetings held on Tuesday, 1 February, Wednesday, 2 February, Thursday, 3 February and Wednesday, 16 February 2000 were accepted as a true and accurate record and confirmed.

Documents :

Resolved, that the following documents be received –

- (a) Letter from National Trust – LJ Morrell, State President stating their support for the submission that Mr Peter C Sims made to the Legislative Council Select Committee on Aboriginal Lands.
- (b) Letter from Tony William Brown making additional amendments made to his original submission (104).
- (c) Letter from George and Pat Castley supporting the Aboriginal Lands Amendment Bill.
- (d) Additional information from Kay McPherson, Manuta Tunapee Puggaluggalia Publishers (70) requested by the Committee.

Witnesses :

LYN MASON AND HELEN COOPER, on behalf of the Flinders Island Council were called, made the Statutory Declaration and were examined.

Tabled :

Map of Flinders Island land transfer areas.
The witnesses withdrew.

KEN WORSLEY was called made the Statutory Declaration and was examined.

The witness withdrew.

EUNICE LEE was called made the Statutory Declaration and was examined.

The witness withdrew.

DOREEN COYLE was called made the Statutory Declaration and was examined.

The witness withdrew.

HEATHER WILLIS was called made the Statutory Declaration and was examined.

Tabled :

- Maps of leased areas on Mount Chappell Island, Great Dog Island, Little Dog Island and Little Green Island.
- Article from Focus – “Hell of the Divide”

The witness withdrew.

At 12.20 o'clock pm the Committee suspended.

At 2.00 o'clock pm the Committee resumed.

Witnesses :

OLGA HENWOOD was called, made the Statutory Declaration and was examined.

The witness withdrew.

HELEN COOPER, on behalf of Tasmanian Outer Islands Association was called, made the Statutory Declaration and was examined.

The witness withdrew.

ALF STACKHOUSE was called, made the Statutory Declaration and was examined.

Tabled :

- Grazing Licence – 1 September 1999
- Grazing Licence – 12 August 1993

The witness withdrew.

KAREN HOLLOWAY was called, made the Statutory Declaration and was examined.

The witness withdrew.

Resolved, The Ken Worsley be requested not to release his submission publicly until after the Committee had presented its report to Parliament.

At 3.55 o'clock pm the Committee adjourned until 8.45 o'clock am on Thursday, 24 February 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

THURSDAY, 24 FEBRUARY 2000

The Committee met at 9.00 o'clock am in the Conference Room, Flinders Island Council Chambers, Whitemark.

Members Present : Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

Apologies : Mr Fletcher

Witnesses :

MAXINE ROUGHLEY-SHAW, MICHAEL GRAHAM, ALMA STACKHOUSE AND JOHN WELLS on behalf of the Flinders Island Aboriginal Association were called, made the Statutory Declaration and were examined.

Tabled :

- Letter dated 26 April 1999 from Flinders Island Aboriginal Association to Aboriginal Land Council of Tasmania re Management Group – Big Dog Island.

- Letter dated 14 January 1999 from Aboriginal Land Council of Tasmania to Flinders Island Aboriginal Association re local management of Big Dog Island.
- Letter dated 6 January 1999 from Aboriginal Land Council of Tasmania to Flinders Island Aboriginal Association re local management of Big Dog Island.
- Letter dated 3 June 1998 from Aboriginal Land Council of Tasmania to Flinders Island Aboriginal Association re management group for Big Dog Island.

The witnesses withdrew.

HELEN COOPER (Snr) was called, made the Statutory Declaration and was examined.

The witness withdrew.

At 10.45 o'clock am the Committee suspended.

At 11.00 o'clock am the Committee resumed.

LYN MASON AND HELEN COOPER, on behalf of the Flinders Island Council were called and re-examined.

Tabled :

Properties Leased from Crown/or Vacant Crown Land – Cape Barren Island and Outer islands – Furneaux Group.

The witnesses withdrew.

PETER AND JOY ROBINSON were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

At 12.13 o'clock pm the Committee suspended.

At 2.00 o'clock pm the Committee resumed.

Witnesses :

GRAEME AND SHIRLEY HOLLOWAY were called, made the Statutory Declaration and were examined.

Tabled :

Copy of lease - Vansittart

The witnesses withdrew.

JOHN WHINRAY was called, made the Statutory Declaration and was examined.

The witness withdrew.

At 3.05 o'clock pm the Committee adjourned until Thursday, 9 March 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

THURSDAY, 9 MARCH 2000

The Committee met at 8.48 o'clock am in the Henty House Conference Room 1-2, 1st Floor, One Civic Square, Launceston.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

Documents Received :

Resolved, That the following documents be received :

- (a) Letter dated 1 March 2000 from Linda Hornsey, Secretary, Department of Premier and Cabinet, with an enclosed copy of the Briefing Package – October 1999.
- (b) Petition from residents and landowners of Cape Barren Island opposing return of all Crown Land on the island to the aboriginal community.
- (c) Additional information dated 7 March 2000 supplied by Soren Fuglsang (7).
- (d) Copy of a Letter to the Editor, Examiner Newspaper from Jenny Chester (67).

Witnesses :

TONY WILLIAM BROWN was called, made the Statutory Declaration and was examined.

HON SUE NAPIER MHA was called, made the Statutory Declaration and was examined.

Suspended at 10.32 am.

Resumed at 10.43 am.

MR CLYDE MANSELL AND MR DARRELL WEST, on behalf of the Aboriginal Land Council of Tasmania were called, made the Statutory Declaration and were examined.

MR EDWIN DWYER was called, made the Statutory Declaration and was examined.

Suspended at 12.35 pm.

Resumed at 1.15 pm.

MR KIM CLARK on behalf of the Kooparoona Niara Living Cultural Centre was called, made the Statutory Declaration and was examined.

MS GINNI WOOF on behalf of Tasmanians Against Racism was called, made the Statutory Declaration and was examined.

MRS JACQUELINE TOBIAS was called, made the Statutory Declaration and was examined.

Suspended at 2.20 pm

Resumed at 2.28 pm

MR RICKY MAYNARD AND MR PATRICK MCDONALD on behalf of the Tasmanian Aboriginal Centre were called, made the Statutory Declaration and were examined.

Suspended at 3.43 pm

Resumed at 4.40 pm

MR PETER SIMS OAM was called, made the Statutory Declaration and was examined.

MS ROS LEWIS, AND MS JENNY CHESTER (on behalf of Contemporary Aboriginal Issues Group) were called, made the Statutory Declaration and were examined.

Documents Tabled :

- Memorandum from Michael Mansell regarding legal service procedures on aboriginality dated 16/6/98 (104)
- Letter dated 8/7/98 from Michael Mansell to Tony Brown regarding aboriginality (104).
- Letter from Tony Brown to the Aboriginal Legal Service regarding aboriginality (104).
- Visit to Cape Barren by Michael Mansell and Clyde Mansell – 27/4/99 (18)

- Letter to Adrian Jones and Rhondda Davis re Grazing Licence on Cape Barren Island Dated 29/6/99 (18)
- Fax to Clyde Mansell from Colin Lynn regarding meeting on 10 January 2000 (18)
- Letter to Flinders Island Aboriginal Association from Darrell West regarding local management group – Wybalenna dated 8 December 1998 (18)
- Letter to Flinders Island Aboriginal Association from Clyde Mansell regarding the management of Wybalenna dated 21 April 1999 (18)
- Memo to Clyde Mansell from Michael Mansell dated 18 August 1999 regarding Flinders Meeting on 12 July 1999 (18)
- Copy of signed agreement with delegates at the meeting at FIAA on Lady Barron on 12 July 1999 (18)
- Summary of discussions between FIAAI and ALCT held at Lady Barron on 12 July 1999 (18)
- Letter to Flinders Island Aboriginal Association from Clyde Mansell dated 24 August 1999 confirming that FIAAI is the local Aboriginal group for Wybalenna and that management, with the exception of the cemetery, is delegated to FIAAI (18)
- Badger Island Land Management Strategy Paper 1998 (18)
- Notes on the History of Vansittart Island, Clarke Island, Little Dog Island, Cape Barren Island and Goose Island (18)
- Aboriginal Land Council of Tasmania – Homestead Renovations – Big Dog Island (18).

Submissions Received :

Resolved, That the following submission be received :

- Aboriginal Land Council of Tasmania (18)

At 6.18 o'clock pm the Committee adjourned until 8.45 o'clock am on Tuesday, 14 March 2000 at the Circular Head Council Chambers.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

TUESDAY, 14 MARCH 2000

The Committee met at 8.58 o'clock am in the Circular Head Council Chambers, Goldie Street, Smithton.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

The Minutes of the meeting held on Thursday, 9 March 2000 were accepted as a true and accurate record and confirmed.

Witnesses :

MR PAUL ARNOLD AND MR ROSS HINE on behalf of the Circular Head Council were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

MR BRIAN WALKER was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 10.20 o'clock am.

The Committee resumed at 10.30 o'clock am.

MR LYELL HOUSE was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 10.50 o'clock am.

The Committee resumed at 11.00 o'clock am.

MR GEOFF KING was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR DAVID AND MRS COLLEEN OSBORNE on behalf of the Tasmanian Scalefish Fisherman's Association were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

MR TREVOR SPINKS was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 12.20 o'clock pm.

The Committee resumed at 12.28 o'clock pm.

MR MARTIN VINEY on behalf of the Marrawah Surfers' Association was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 1.00 o'clock pm.

The Committee resumed at 1.46 o'clock pm.

MRS JOY GILLIES was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR BERNARD CHARLES was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR COLIN LYNN AND MR TONY JACKSON on behalf of the West Coast Kelp Harvesters' Association were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

MR JOHN OLDAKER was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 3.05 o'clock pm.

The Committee resumed at 3.25 o'clock pm.

MR LEO SHEEHAN was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 3.51 o'clock pm.

The Committee resumed at 4.30 o'clock pm.

MR TREVOR MEDWIN was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR FRANK SMEDLEY was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR PETER INNES-SMITH was called, made the Statutory Declaration and was examined.

The witness withdrew.

Papers Tabled :

- Readers Digest article March 2000 – “Trouble in the Myth Business” (36)

At 5.35 o'clock pm the Committee adjourned until 8.00 o'clock am on Wednesday, 15 March 2000 to visit Aboriginal sites in the Circular Head area.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

THURSDAY, 16 MARCH 2000

The Committee met at 9.00 o'clock am in the Circular Head Council Chambers, Goldie Street, Smithton.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith.

The President of the Legislative Council also attended the meeting.

Apologies : Mr Wilkinson

Witnesses :

MR ALAN WOLF was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR KEVIN HERES was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR ROSS BRITTON was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR NOEL GREY, MR PERRY KING AND MR ROSS BRITTON, on behalf of the Arthur Pieman Coalition were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

MR DONALD BRITTON was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR IAN NIELSEN was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 11.58 o'clock am.

The Committee resumed at 12.07 o'clock pm.

MISS KELLY GREY was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR PETER BENSON was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR PERRY KING AND MR NOEL GREY on behalf of the North-West Cattleman's Association were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

The Committee suspended at 1.04 o'clock pm.

The Committee resumed at 2.00 o'clock pm.

MR BEN VINCENT was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR JOHN CLARK, MR RODNEY DILLON AND MR ROCKY SAINTY on behalf of the Tasmanian Regional Aboriginal Council were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

MR BRADLEY COX was called, made the Statutory Declaration and was examined.

The witness withdrew.

Papers Tabled :

- The Circular Head Aboriginal Incorporation – Rules (64)
- Marriage Certificate – John Campbell and Mary Bridges (64)
- Appendix 6 – Genealogical Record (64)
- 1868 Births in the District of Port Cygnet (64)
- Northwest Land Managers – Port Latta Quarry Site Rehabilitation Plan – February 1999 (64)
- Letters to Mr Alan Wolf re Aboriginal Land Council of Tasmania Elections
- Extract from “The Last Tasmanian – educational Guide” (64)
- Appendix 7 – Genealogical Record – James Sculthorpe (64)
- Letter dated 18 January 1995 to Mr Anthony Brown re application for confirmation of Aboriginality (64)
- Notes on Government Forum Thinktank 4th March 1994 (64)
- Memorandum dated 16/6/98 from Michael Mansell regarding Legal Service Procedures on Aboriginality (64)
- Letter dated 26 August 1996 to Heather Sculthorpe from June Sculthorpe regarding the report of the Aboriginality consultancy (64).
- Copy of record from The Bethune Outlook regarding 1972 entry (64).
- Letter to Mr Harry Derkley at Beeton and Mansell from the State Archivist dated 30 July 1997 regarding the aboriginality of Mary Ann Potter, nee Leach (64).
- Letter to the Chief Electoral Officer dated 8 January 1997 from the State Archivist regarding Aboriginal Land Council of Tasmania Elections (64).
- Confirmation of Aboriginal/Torres Strait Island Descent and Adulthood – copy Lucas Maynard (64)
- State Committee Meeting Minutes of the Tasmanian Aboriginal Centre Inc – Saturday, 9th May 1998 – Launceston (64).
- Notes for hearing (64)
- Submission and attachments – Mr Ben Vincent (96)
- 3 Maps (96)

Correspondence :

Resolved, That the following correspondence be received –

- (a) Letter from the Secretary, Department of Premier and Cabinet dated 13 March 2000 regarding road access at West Point and the status of the Shack Site Program.
- (b) Letter from the Secretary, Department of Premier and Cabinet dated 16 March 2000 regarding the information sought by the Committee.

At 4.40 o'clock pm the Committee adjourned sine die.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

MONDAY, 10 APRIL 2000

The Committee met at 9.00 o'clock am in Committee Room No. 2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The President of the Legislative Council also attended the meeting.

Order : The Order of Parliament reappointing the Committee dated 31 March 2000 was taken as read.

Election of Chairperson :

Mrs Sue Smith was elected Chairperson and took the Chair.

The Minutes of the meetings held on Tuesday, 14 March and Thursday, 16 March 2000 were accepted as a true and accurate record and confirmed.

Submissions :

Resolved, That the following submissions be received -

Alan Tuxworth (71)
Britton Bros Pty Ltd – Glenn Britton (83)
Tony William Brown (104)
Dr Cassandra Pybus (112)

Documents :

Resolved, That the following documents be received -

- (a) Letter from Doreen Coyle (33) dated 11 March 2000 with an attached Report from Island News, 23 March 1990 – Land Rights Meeting.
- (b) Photos and written information to supplement photos from Geoff King (45) – Unsustainable impact of off road vehicles.
- (c) Additional information supplied by John Whinray (93) covering historical aspects of the Furneaux Islands.
- (d) Further evidence supplied by Tony William Brown (104).

- (e) Letter from Denise and Furley Gardner dated 22 March 2000 with an attached petition signed by Cape Barren residents supporting transfer of land on Cape Barren Island.

Correspondence :

Resolved, That the following correspondence be received –

- (a) Letter from Linda Hornsey, Secretary, Department of Premier and Cabinet in relation to the Committee's request for information on Aboriginal cremations and burials and the budgets for the land areas proposed to be transferred to the Aboriginal community.
- (b) Letter from Peter C Sims, OAM (3) dated 23 March 2000, in relation to the Committee's request for information on criteria for land transfer to the Tasmanian Aborigines.
- (c) Letter from Alan Wolf stating his response to the Committee's question of who should care for the land once a land transfer has taken place.

PUBLIC HEARING

Witnesses :

MR JEFF PHILLIPS was called, made the Statutory Declaration and was examined by phone.

Mrs Silvia Smith took her place.

PRIVATE HEARING

MRS WENDY JUBB was called, made the Statutory Declaration and was examined by phone.

PUBLIC HEARINGS

MR RICHARD BINGHAM, MS SUE CHAPPLE, MS BERNADETTE KELLY AND MR RODNEY GIBBONS, on behalf of the Department of Premier and Cabinet were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

DR CASSANDRA PYBUS was called, made the Statutory Declaration and was examined.

The witness withdrew.

MRS JANE FLACH, MR REG WATSON AND MRS INEX McCARTHY, on behalf of the Tasmanian Heritage Council, were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

MS DARLENE MANSELL was called, made the Statutory Declaration and was examined.

The witness withdrew.

The Committee suspended at 1.50 o'clock pm.

The Committee resumed at 2.35 o'clock pm.

Witnesses :

MS JENNIE HERRERA AND MS ROBYN CLARE on behalf of the Hobart Quaker Peace and Justice Committee were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

THE REVEREND DR CHRISTOPHER NEWELL on behalf of the Anglican Church of Australia was called, made the Statutory Declaration and was examined.

The witness withdrew.

MR PETER SIMS AND MS HELEN STEPHEN were called, made the Statutory Declaration and were examined.

The witnesses withdrew.

Documents Tabled :

- (a) Letter to Peter Tucker from Mr Reg Watson, Tasmanian Heritage Council dated 8 March 2000 regarding the Bowen Memorial (80)
- (b) Letter from Mrs McCarthy to Minister for Aboriginal Affairs regarding her visit to Risdon Cove (80).
- (c) Six photographs from the Tasmanian Heritage Council (80)
- (d) Supplementary evidence regarding West Point State Reserve (3B)
- (e) Clarke Island map and description (3B)
- (f) Letter dated 29 December 1999 to Ms Darlene Mansell from the Premier's Office regarding an invitation for the Premier to attend a meeting of the Moon-Bini people (77).
- (g) Proposal for funding to create an Aboriginal Cultural Interpretative Centre (77).
- (h) Kooparoona Niara National Park Proposal (77).
- (i) Map of Mt Roland (77).
- (j) Information regarding the creation of an Aboriginal Cultural Interpretative Centre (77).

The Committee suspended at 5.00 o'clock pm.

The Committee resumed at 5.10 o'clock pm.

The Committee discussed the following issues to be included in the report :

- Land to be transferred
- Reconciliation
- Aboriginality

The Committee suspended at 6.20 o'clock pm.

The Committee resumed at 7.55 o'clock pm.

The Committee discussed the following issues to be included in the report :

- Tasmanian Aboriginal history
- Reconciliation
- Cremations and Burials

At 9.20 o'clock pm the Committee adjourned until a date to be advised.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

THURSDAY, 4 MAY 2000

The Committee met at 9.18 o'clock am in Committee Room No. 1, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

Witness :

MR JULIAN GREEN was called, made the Statutory Declaration and was examined.

The witness withdrew.

Suspended at 10.38 o'clock am.

Resumed at 11.04 o'clock am.

The Minutes of the meeting held on Monday, 10 April 2000 were accepted as a true and accurate record and confirmed.

Correspondence :

Resolved, that the following correspondence be received –

- Letter dated 11 April 2000 from Dr Cassandra Pybus regarding evidence given.
- Letter dated 12 April 2000 from the Tasmanian Heritage Council regarding evidence given and the response by Mr Fletcher.
- Letter dated 12 April 2000 from the Deputy Commissioner of Police regarding Flinders Island visit.

Resolved, that the Secretary acknowledge the letter from the Tasmanian Heritage Council and advise that it will be tabled in evidence.

Resolved, that the Secretary write to the Premier requesting a written briefing on the issue of an access track at West Point.

Report Deliberations :

The Committee considered Draft Report No. 1.
Suspended at 12.52 o'clock pm.
Resumed at 2.05 o'clock pm.

The Committee further considered Draft Report No. 1.

At 2.55 o'clock pm the Committee adjourned until Wednesday, 24 May 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 24 MAY 2000

The Committee met at 7.23 o'clock pm in Committee Room No. 2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The Minutes of the meeting held on Thursday, 4 May 2000 were accepted as a true and accurate record and confirmed.

Correspondence :

Resolved, that the following correspondence be received –

- Fax dated 3 May 2000 from Alma Stackhouse enclosing the Minutes of the Elders Gathering on 7 April 2000.
- Letter dated 15 May 2000 from Justice Pierre Slicer regarding his transcript of evidence.

Resolved, that Justice Pierre Slicer's transcript of evidence be amended as suggested in his correspondence dated 15 May 2000.

Report Deliberations :

The Committee considered Draft Report No. 2.

At 9.30 o'clock pm the Committee adjourned until 11.00 o'clock am on Tuesday, 30 May 2000, if Draft Report No. 3 is available for consideration.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 31 MAY 2000

The Committee met at 7.40 o'clock pm in Committee Room No. 2, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Sue Smith and Mr Wilkinson.

Apologies : Mrs Silvia Smith

The Minutes of the meeting held on Wednesday, 24 May 2000 were accepted as a true and accurate record and confirmed.

Correspondence :

Resolved, that the following correspondence be received –

- Letter dated 29 May 2000 from the Secretary, Department of Premier and Cabinet regarding the clearing of a track in the West Point Aboriginal Reserve.

Report Deliberations :

The Committee considered Draft Report No. 3.

At 9.10 o'clock pm the Committee adjourned *sine die*.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

TUESDAY, 20 JUNE 2000

The Committee met at 11.08 o'clock am in Committee Room No. 1, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The Minutes of the meeting held on Wednesday, 31 May 2000 were accepted as a true and accurate record and confirmed.

Report Deliberations :

The Committee considered Draft Report No. 4.

At 1.30 o'clock pm the Committee adjourned until 8.30 o'clock am on Thursday, 22 June 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE**ABORIGINAL LANDS****MINUTES****THURSDAY, 22 JUNE 2000**

The Committee met at 8.40 o'clock am in Committee Room No. 3, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The Minutes of the meeting held on Tuesday, 20 June 2000 were accepted as a true and accurate record and confirmed.

Report Deliberations :

The Committee considered the Final Draft.

At 9.25 o'clock am the Committee adjourned until 11.00 o'clock am on Tuesday, 27 June 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE**ABORIGINAL LANDS****MINUTES****TUESDAY, 27 JUNE 2000**

The Committee met at 9.35 o'clock am in Committee Room No. 1, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The Minutes of the meeting held on Thursday, 22 June 2000 were accepted as a true and accurate record and confirmed.

Report Deliberations :

The Committee considered the Final Draft.

Other Business :

The Committee agreed that :

- the Report should be provided as soon as possible after tabling to the major stakeholders;
- the Report and press release be provided to media prior to the press conference; and
- Mr Trevor Sutton should be requested to meet with the Chairperson after the final draft has been agreed to, for the purposes of preparing a press release.

At 10.20 o'clock am the Committee adjourned until 9.30 o'clock am on Wednesday, 28 June 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE

ABORIGINAL LANDS

MINUTES

WEDNESDAY, 28 JUNE 2000

The Committee met at 9.30 o'clock am in Committee Room No. 1, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Sue Smith and Mr Wilkinson.

The Minutes of the meeting held on Tuesday, 27 June 2000 were accepted as a true and accurate record and confirmed.

Report Deliberations :

The Committee considered the Final Draft Report.

Other Business :

The Committee discussed the tabling of the Report and the procedure for the press conference.

At 10.07 o'clock am the Committee adjourned until 4.00 o'clock pm on Wednesday, 28 June 2000.

LEGISLATIVE COUNCIL SELECT COMMITTEE**ABORIGINAL LANDS****MINUTES****WEDNESDAY, 28 JUNE 2000**

The Committee met at 4.20 o'clock pm in Committee Room No. 1, Parliament House, Hobart.

Members Present : Mr Fletcher, Mrs Silvia Smith, Mrs Sue Smith and Mr Wilkinson.

The Minutes of the meetings held on Wednesday, 28 June 2000 were accepted as a true and accurate record and confirmed.

Report Deliberations :

The Committee considered the Final Report page by page.

Suspended at 4.32 pm

Resumed at 4.40 pm

Resolved, That the Report be agreed to with minor amendment.

Other Business :

Resolved, That -

- The Report be tabled on Tuesday, 4 July 2000 at 2.50 pm.
- A press conference be held at 3.15 pm.
- The draft press release be agreed to, with minor amendment.

At 4.52 o'clock pm the Committee adjourned *sine die*.