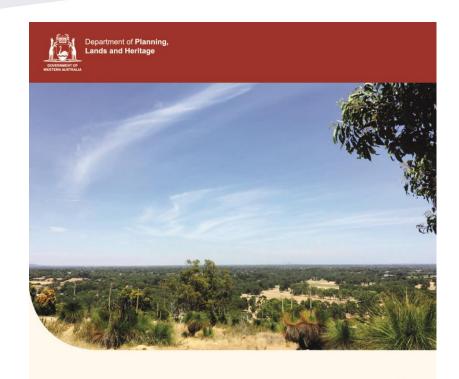


PROPOSALS FOR NEW
ABORIGINAL HERITAGE
LEGISLATION

BROOME
OPEN INFORMATION SESSION
14 May 2019

**MEETING RECORD** 



## REVIEW OF THE ABORIGINAL HERITAGE ACT 1972

PROPOSALS FOR NEW LEGISLATION TO RECOGNISE, PROTECT AND CELEBRATE WESTERN AUSTRALIA'S ABORIGINAL HERITAGE

**DISCUSSION PAPER** 

MARCH 2019



#### **DISCUSSION PAPER PROPOSALS**

1. A New Aboriginal Heritage Act

**PROPOSAL 1:** Repeal the Aboriginal Heritage Act 1972 and deliver new Aboriginal heritage legislation

2. What new legislation will cover: Aboriginal heritage places, objects, ancestral remains

PROPOSAL 2: Update definitions and scope of new Aboriginal heritage legislation

3. Key roles in Aboriginal heritage: Proposed local and central bodies – Functions and selection

**PROPOSAL 3(a):** Local Aboriginal Heritage Services

**PROPOSAL 3(b):** The Aboriginal Heritage Council

**PROPOSAL 3(c):** The Minister's role

PROPOSAL 3(d): The role of the Department of Planning, Lands and Heritage

**PROPOSAL 3(e):** Heritage professionals – aiding selection of those with appropriate qualifications and experience and improving standards

4. How heritage information will be managed: The Aboriginal heritage register

**PROPOSAL 4:** Retain the current form and function of the register of Aboriginal Places and Objects but rename it the Aboriginal Heritage Register



### **DISCUSSION PAPER PROPOSALS (cont.)**

4. How heritage information will be managed: The Aboriginal heritage register

**PROPOSAL 4:** Retain the current form and function of the Register of Aboriginal Places and Objects but rename it the Aboriginal Heritage Register

5. Managing land use proposals that may impact on Aboriginal heritage

**PROPOSAL 5:** Introduce a referral mechanism to facilitate tiered assessments and approvals of proposed land uses

6. Agreements between Aboriginal people and land users

**PROPOSAL 6:** Encourage and recognise agreement making

7. Transparency of decision making

**PROPOSAL 7:** Transparency and appeals

8. Enforcement: Offences and penalties

**PROPOSAL 8:** A modernised enforcement regime

9. Protecting places of outstanding importance

**PROPOSAL 9:** Protected Areas



# MEETING NOTES – BROOME OPEN INFORMATION SESSION (14 MAY 2019)

### REGISTER · SOME CULTURALLY SENSITIVE INFO MUST BE KEPT CONFIDENTIAL ( NEED A GUARANTEE ON THIS) · LARGE BUFFER ZONES ARE DIFFICULT FOR LAND USERS TO DEAL WITH - WILL LAMS HAVE GPS INFO ETC? · DATABASE SHOULD INCLUDE PAST SURVEY · SOME PAST SURVEY REPORTS NOT UP TO STANDARD + SHOULD NOT BE RELIED ON · LAMS WILL NEED SAME ACCESS TO REGISTER AS DEPT. · LATIS UIL MISO BE A REPOSITORY DE CULTURAL THAT IN THAT INFO NEEDS PROTECTED

### BROOME LOCAL ABORIGINAL HERITAGE SERVICE · NEED TO BE RESOURCED APPROPRIATELY · HOW WILL IT DEAL WITH 2 GROUPS WITHIN ONE AREA? NEEDS A CULTURALLY APPROPRIATE MODEL (TO DEAL WITH TRADITIONAL LAW ISSUES) · 2 ALTERNATIVE CONSULTANT GROUPS COULD FORM ONE LAHS · S HOULD HAVE TO DEMONSTRATE ABILITY TO ENGAGE PEOPLE IN REMOTE PLACES



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14 MAY 19 BROOME ABORIGINAL HEKITAGE COUNCIL · ALL, OR AT LEMST THE MAJORITY OF MEMBERS MUST BE ABORIGINAL. · THEY CAN SEEK ADVICE FROM EXPERTS AS REQUIRED · NEEDS TO PROVIDE DISPUTE RESOLUTION SUPPORT · NEEDS TO MAVE REGARD TO HUMAN RIGHTS PROTECTIONS



# MEETING NOTES – BROOME OPEN INFORMATION SESSION (14 MAY 2019)

