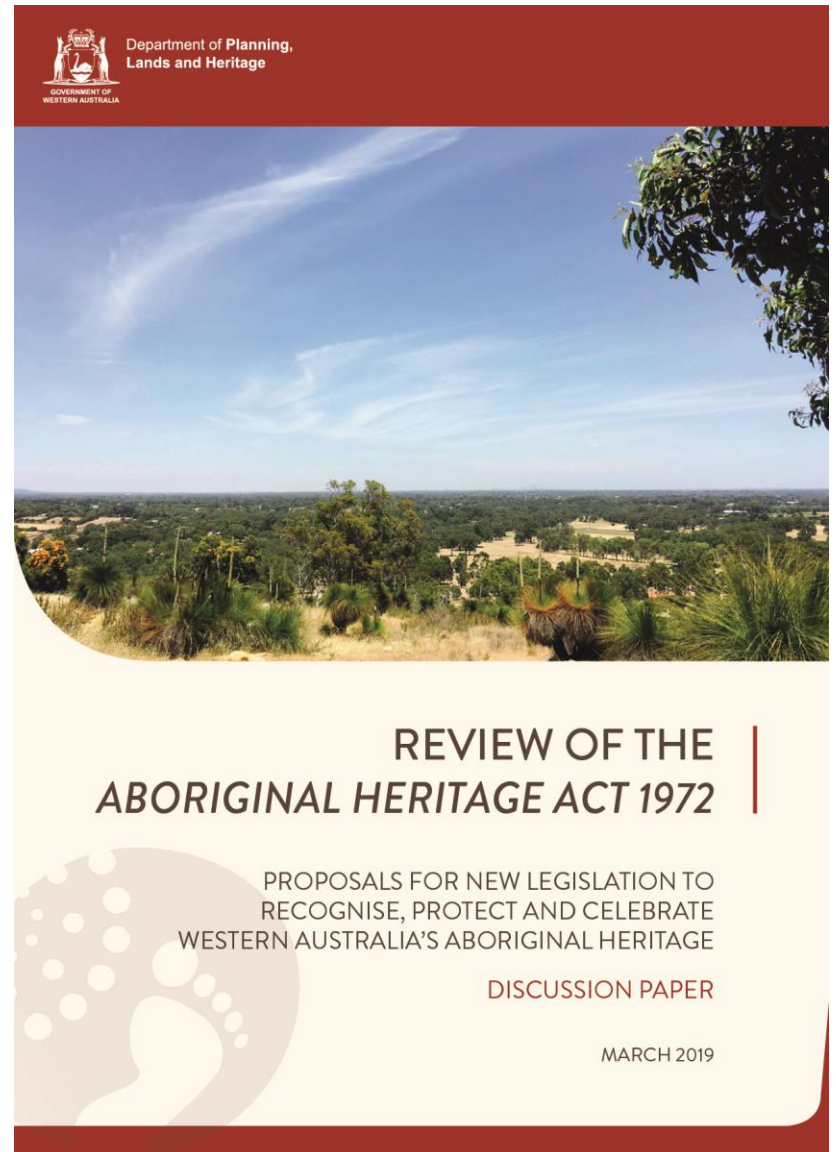


*PROPOSALS FOR NEW
ABORIGINAL HERITAGE
LEGISLATION*

*GERALDTON
COMMUNITY WORKSHOP
29 April 2019*

MEETING RECORD



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 – GERALDTON (29 APRIL 2019)

Geraldton 29/4/2019

Proposal 3A

LAHSS

- What will happen with protection of Aboriginal heritage and consultation between the Act coming into force and the set up of LAHSSs.
- Funding to support the LAHSSs.
- Funding for interpreters to make sure senior law men and women fully understand what a proposed land use is and what they think and feel about it.

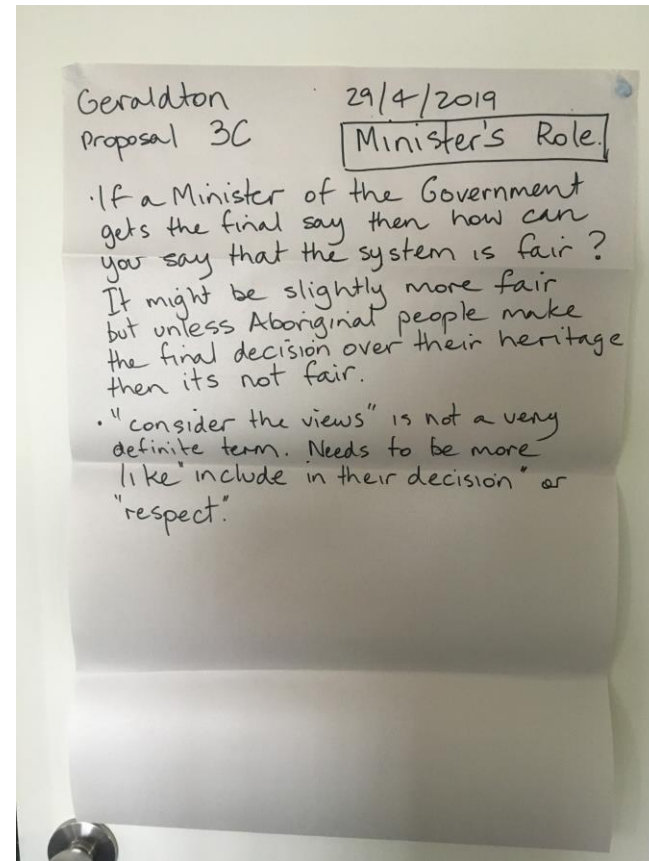
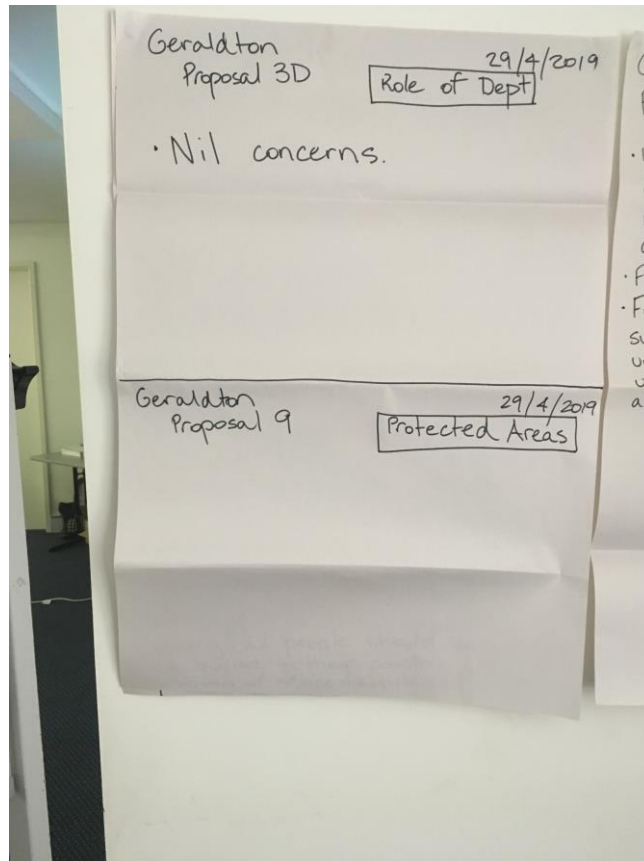
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Proposal 1 + 2

New Act

- Concern about intellectual property protection.
- How do you separate intellectual property from cultural heritage?
- Bush medicines/plants are part of heritage and so is the knowledge about them.
- Change old language - current Act uses him/his. More gender equality in the language.
- Aboriginal burial places should be covered as heritage places.
- Compulsory disclosure of Aboriginal heritage places on land (Crown, lease, freehold etc) and acknowledgement that Aboriginal people can access that heritage.
- Aboriginal people should be able to be buried in their country. (Also provision of advice/assistance by Dept).

MEETING NOTES - GERALDTON (29 APRIL 2019)



MEETING NOTES - GERALDTON (29 APRIL 2019)

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Proposal 3E Directory of Heritage Consultants.

- Need to check with community if someone says they've worked with them.
- Directory of interpreters/translators.

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Proposal 4 Aboriginal Heritage Register

Nil concerns

MEETING NOTES - GERALDTON (29 APRIL 2019)

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Proposal 5A

Land Use
Assessments.

- Local Government have to do this too.
- Templates for land use assessment reports.
- Interpreters to be used where English is not the principal language

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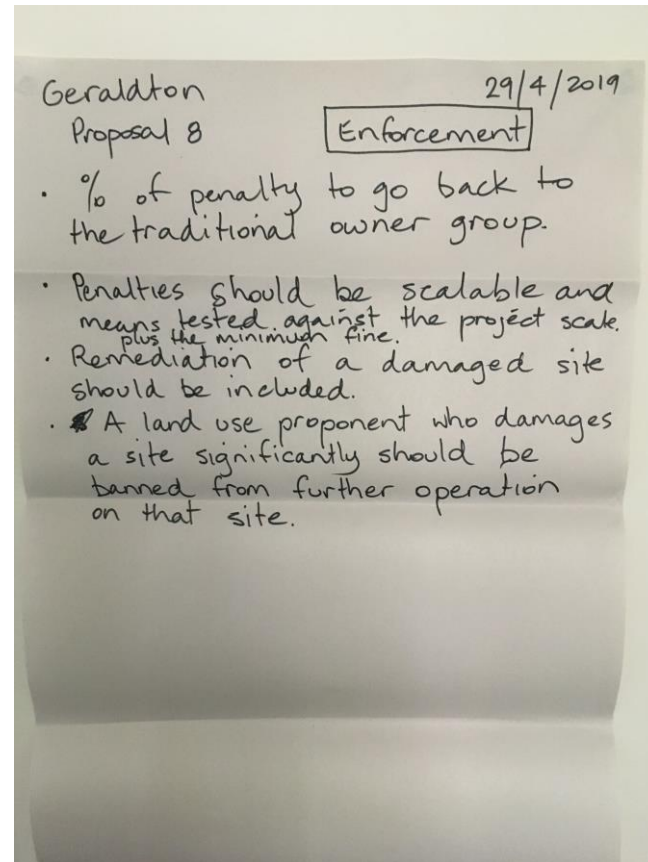
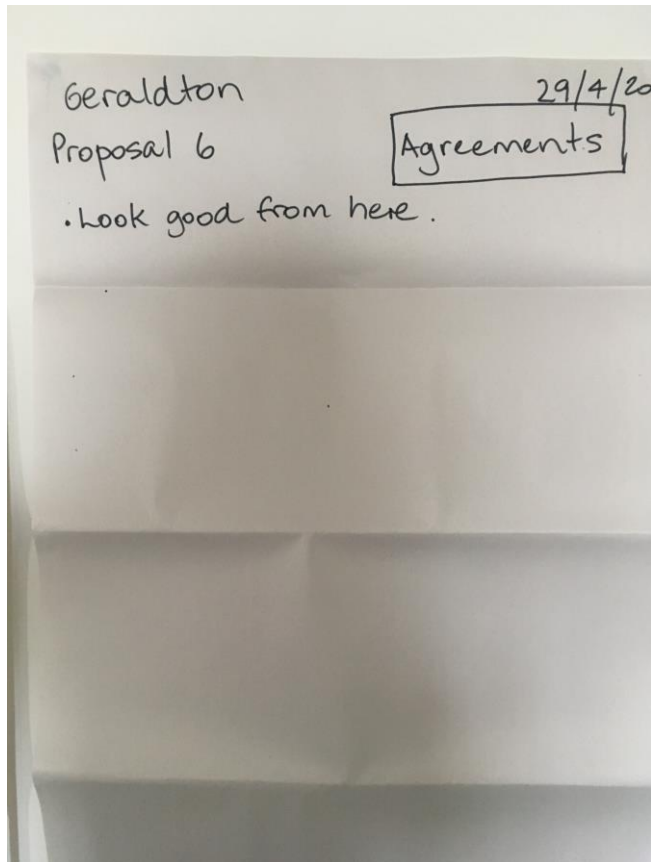
29/4/2019

Proposal 7

Transparency &
Appeals

"Same rights of review & appeal"
- but what about equity? A
land use proponent may be able
to afford an army of lawyers
which Aboriginal people can't.

MEETING NOTES - GERALDTON (29 APRIL 2019)



MEETING NOTES - GERALDTON (29 APRIL 2019)

