

Yamatji Marlpa Aboriginal Corporation
ANNUAL REPORT

10



Yamatji Marlpa
ABORIGINAL CORPORATION

The Hon Jenny Macklin MP
Minister for Families, Housing, Community Services and Indigenous Affairs
Parliament House
Canberra ACT 2600
15th October 2010

Dear Minister

Letter of Transmittal

In accordance with section 203DC of the Native Title Act 1993, we have pleasure in presenting the annual report of the Yamatji Marlpa Aboriginal Corporation, together with the organisation's audited financial statements for the financial year ended June 30, 2010.

Yours sincerely



Mr Roy Bellotti
Co-Chairperson
Yamatji Region



Mrs Doris Eaton
Co-Chairperson
Pilbara Region

Yamatji Marlpa Aboriginal Corporation (YMAC) is the native title representative body for the Traditional Owners of the Pilbara, Murchison and Gascoyne regions of Western Australia.

We represent 24 native title claim groups, all with their own culture, language and traditions. Our representative area covers over one million square kilometres, with offices in Geraldton, South Hedland, Karratha, Tom Price and Perth.

YMAC is run by an Aboriginal Board of Directors to protect Yamatji and Marlpa country. We do this by providing a range of professional services to Traditional Owner groups.

Our work includes:

- ▯ Legal representation and research to assist with native title claims
- ▯ Negotiating land use agreements
- ▯ Heritage protection services
- ▯ Community, economic and environmental projects

YMAC operates under the Native Title Act 1993 (NTA) and the Corporations (Aboriginal and Torres Strait Islander) Act 2006 (CATSI Act).



Our Mission, Vision & Values

Our Vision

“Country”

Country is our mother, our provider and keeper of our cultural belongings.

Culture and Country go together. You can't have one without the other.

Our Mission

To work with Yamatji and Pilbara Aboriginal people to pursue:

- ▮ Recognition and acceptance of Yamatji and Pilbara culture in Country.
- ▮ A strong future for Yamatji and Pilbara people and Country.

Our Aims

- ▮ Ensure an enduring heritage and culture.
- ▮ Resolve native title claims.
- ▮ Seek outcomes that provide a strong legacy for Yamatji and Pilbara people.

Our Values

- ▮ Respect
- ▮ Professionalism
- ▮ Integrity
- ▮ Honesty
- ▮ Loyalty
- ▮ Innovation



Malgana Country

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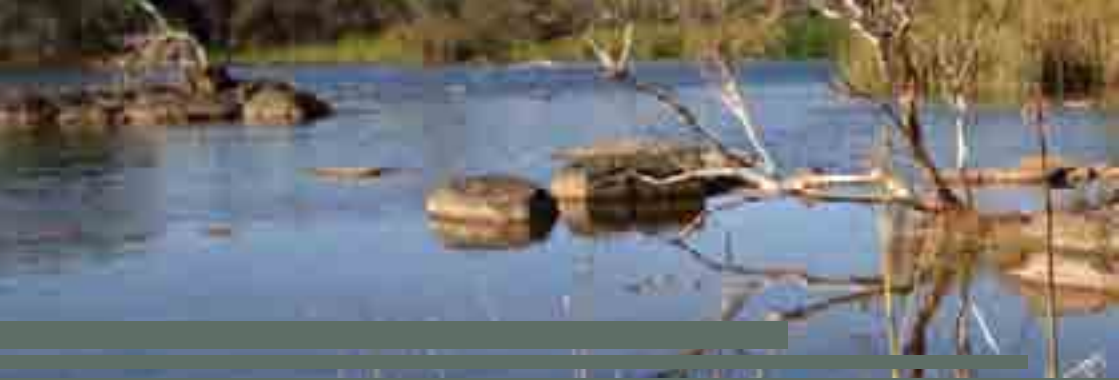
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Thudgari Country

DIRECTORS' REPORT


Yamatji Highlights

- ▮ The Thudgari Determination, held on 18th November, was the first YMAC determination for the Yamatji region and involved 14 Indigenous Land Use Agreements with pastoral companies being signed on the day. The determination formalised the Thudgari people's rights and interests, including the right to access the land, and to hunt, gather, camp and protect significant sites. On behalf of everyone at YMAC, we extend our congratulations to the Thudgari people and everyone involved in seeing their claim through to success.
- ▮ Connection research for one of Australia's largest claims, Wajarri Yamatji, was completed.
- ▮ In October, Malgana people, YMAC, the WA State Government and pastoralists announced a native title agreement over Dirk Hartog Island, giving Traditional Owners greater involvement in the management of the World Heritage Area. In exchange for consenting to a national park project, the Malgana native title claim group negotiated cooperative management of the terrestrial reserves in the Shark Bay World Heritage Area. The group will receive a 5 hectare reserve on the island to teach Malgana culture.
- ▮ YMAC attended the Federal Community Cabinet Meeting in Geraldton in October, where our representatives spoke with Minister Jenny Macklin to discuss issues facing Traditional Owners in WA, and hosted the Indigenous Dialogues for the Yamatji region on behalf of the WA State Government's Indigenous Implementation Board.
- ▮ In December, the Wajarri People celebrated the conclusion of the Indigenous Land Use Agreement (ILUA) for the construction of the Australian Square Kilometre Array Pathfinder Telescope (ASKAP). The ILUA provides a number of education, employment, business and contracting opportunities for Wajarri People, as well as creating cross-cultural training opportunities. These benefits, in particular up to 70 cadetships with CSIRO over the next 30 years, will create an enduring partnership between the Wajarri People, CSIRO and government parties.



Pilbara Highlights

- ▮ Significant progress was made in 2009/10 on the Pilbara Connection Project, with two connection reports for Kuruma and Marthudunera (KM) and Puutu Kunti Kurrama & Pinikura (PKKP) to the State during the reporting period. A Pilbara regional historical report was also provided to the State to assist in their assessment. Research for the remaining Pilbara Connection Project claims is largely concluded with the remaining connection reports expected to be completed in 2009/10.
- ▮ In December, the Ngarla people announced a heritage and mining agreement with the Boral Group of Companies regarding the Tabba Tabba rock quarry. The agreement addresses mining practices over the 'Mikurnya' Aboriginal site, near the quarry, which is of mythological importance to the Ngarla People.
- In order to preserve and protect the Mikurnya site to the greatest practical extent, the parties agreed to a final footprint for the mining operations, along with Exclusion Zones to protect the rest of the site.
- ▮ In 2009 we were invited to participate in the State Government's Pilbara Indigenous Dialogue and YMAC co-hosted the Royalties for the Region discussions in the Pilbara.
- ▮ With generous funding from the Department of the Environment, Water, Heritage and the Arts (DEWHA), the Woodstock Abydos Heritage project is underway. Extensive consultations with stakeholders will result in a report outlining the current status of the area, as well as a nomination for National Heritage Listing.



Kuruma & Marthudunera Country

- ▮ In September, the Kariyarra native title group and Atlas Iron announced a land access agreement for iron ore mining to go ahead over the Kariyarra claim area. Negotiations took only two months, with a strong emphasis on protection of culture and country.
- ▮ Despite losing a High Court appeal in 2009 relating to negotiations with FMG, in June the PKKP people signed a native title agreement for FMG's mining and railway projects on their country, in return for financial and non-financial benefits. There are numerous significant cultural sites in the area of the proposed mining operations. The PKKP people actively exercise their native title rights in the area and believe that mining in the area will have a detrimental impact on their way of life, culture and traditions.

This year YMAC also led the way on uranium education with workshops being held in Geraldton, Carnarvon and Karratha, as well as a delegation of YMAC representatives travelling to the Northern Territory to visit uranium mines and learn from Traditional Owners' experiences.

And to further YMAC's capacity to deliver community projects on behalf of clients, the organisation is undertaking research to identify the importance of the Council of Australian Government's (COAG) targets in 'Closing the Gap' as a fundamental framework in both gaining funding and delivering projects with the best possible outcomes for Traditional Owners in our regions.

We thank our members, management and staff for their work over the past year and look forward to their continued support for Yamatji and Pilbara Traditional Owners and our country.

Board of Directors - Yamatji Representatives

Co-Chairperson

Roy Bellotti

Roy is a Malgana man who has lived and worked in the Gascoyne region all his life.

Roy has deep connections to the world heritage listed Shark Bay area, where his grandmother and father were both born.

He enjoys the outdoors and regularly camps, hunts and fishes on his country.

He has been a member of the Yamatji Regional Committee since November 2004 and YMAC's Chairperson since February 2008. Roy is well known in the community for his leadership capacity and ability to unite people.



Deputy Co-Chairperson

Peter Windie

Peter is a Thudgari man who played an integral leadership role in his people's native title determination in 2009.

Peter lives in Gascoyne Junction and is a well respected community leader in the region. He is chairman of the Windi Mia Aboriginal Corporation, which is currently pursuing possible tourism and pastoral ventures in the Yamatji region.

Peter is passionate about country and how deeply Aboriginal people are spiritually connected to the land.



Director **Paul Baron**

Paul is a Baiyungu man and a member of the Gnulli native title claim. He is the general manager of the Baiyungu Aboriginal Corporation, which is involved in development and land holdings in the coral bay area, including Cardabia pastoral lease. He lives in Carnarvon and is a keen fisherman, but also enjoys hunting and camping in his spare time. Being on the board at YMAC is important to him because he believes that full recognition of traditional ownership provides Aboriginal people a base for building strong communities and enterprises.



Director **Merle Dann**

Merle is a Thudgari woman who sits on the board of the Carnarvon Aboriginal Medical Service, Wyamba Aboriginal Corporation and Yamatji Marlpa Aboriginal Corporation.

For many years Merle has worked as a nurse in the Gascoyne, Kimberley and Pilbara regions of WA and currently participates in health promotions, aged care and supporting disability.

Merle also played an important role in her people's native title determination in 2009, and was extremely proud of this achievement after 12 years of hard work and perseverance.



Director **Kathleen Musulin**

Kathleen is a Malgana woman who lives in the coastal town of Carnarvon.

Kathleen has extensive knowledge of the health needs of her community and is currently employed by the Midwest Community Drug Service in Carnarvon. Kathleen has played a significant role in the assistance of planning and implementation, as well as the service delivery, for Aboriginal groups affected by family violence, sexual abuse and sexual assault matters. Ms Musulin has a strong passion for Aboriginal communities, and has completed a variety of programs and courses to further enhance her knowledge.



Director **Doug Ryder**

Doug is a Nanda man from Kalbarri and the Mouth of the Murchison River. Doug is an artist who creates paintings of the dreamtime and educates school children about Aboriginal arts and crafts. He also enjoys teaching them about country and bush survival skills. He works as a universal driver, driving anything and everything for different shires in WA. He is passionate about the work of YMAC because he wants to see rights to country recognised for the rightful traditional owners.



Board of Directors - Pilbara Representatives

Co-Chairperson

Mrs Eaton

Mrs Eaton is a Njama woman from the Eastern Pilbara region and in 2009 was named NAIDOC's Female Elder of the Year.

Mrs Eaton has been involved in health programs for Aboriginal women and children, care for the elderly and has completed studies at the Batchelor Institute of Indigenous Tertiary Education in Darwin.

Mrs Eaton's driving force is to ensure that younger generations learn strong culture and law from their Elders.



Deputy Co-Chairperson

Natalie Parker

Natalie is a Nyiyaparli woman from the Central Pilbara region who is well known in the community for her leadership capacity.

Natalie represents her community on the board of the Gumula Aboriginal Corporation, Gumula Enterprises Pty Ltd, Meta Maya Aboriginal Corporation as well as being the first female co-chair of Yamatji Marlpa Aboriginal Corporation (YMAC).

Natalie enjoys camping on country and spending quality time with her grandchildren. Her aspirations for the future include improvements in health, education and economic opportunities for Aboriginal people, to see recognition of culture and a strong future for all.



Director Nora Cooke

Nora is an Ngarla woman who played an integral role in her people's native title determination in 2007.

Nora enjoys the bush life in the Pilbara, including fishing, camping, cooking and hunting. Nora has an in-depth understanding of bush medicine and provides advice to people seeking bush medicine treatments. She also practices her culture by teaching several Aboriginal languages and running cultural awareness training at mine sites and the Wangka Maya Language Centre.

To Nora, country means to live freely on the land.



Director Darren Injie

Darren is a Innawonga man from the central Pilbara and Hamersley Ranges.

Darren has been involved in Aboriginal advocacy since childhood, attending his first Land Rights protests while in highschool. In addition to his work for YMAC and the Innawonga Native Title Group, Darren is involved in Gumula Corporation and is a Director of Ngarda Foundation. Darren works to ensure Traditional Owners benefit from wealth generated through mining on traditional country in the Pilbara. His vision is to see his people gain economic prosperity through participation in the mainstream economy.



Director Toby Smirke

Toby is a Jurruru man who speaks the Bunjima language of the Central Pilbara. Toby is an expert horseman who has worked and run several large stations throughout the region, including Cooline and Strelley Pastoral Station.

Toby has extensive bush skills and is an expert on the flora, fauna and cultural knowledge of his country.

He would like to see his country preserved for future generations and significant sites within it, such as the Kenneth Range, protected and jointly managed.



Director David Wright

David is a Nyangumarta man who resides in Broome and was instrumental in assisting his community have their native title recognised in June 2009.

Nyangumarta people have now established an Aboriginal Corporation called, 'Niyimarri Pukurl' to administer their business, of which David is currently a board member.

David's aspirations for the future include going back to country - home and continuing to enjoy fishing and hunting on his traditional lands with his family.





CEO'S REPORT

Wajarri Yamatji Country

A major highlight for 2009/10 was our Co-Chairperson, Mrs Eaton's, recognition as Elder of the Year at the 2009 National NAIDOC Awards in Brisbane. The award was symbolic of the leadership and community spirit that governs YMAC through our Board and Committee members. Our achievements in recent years have been largely due to the skills and experience of our Directors and I encourage you to learn more about them on pages 10 - 15.

The reporting year has seen another set of strong outcomes for Traditional Owners with major native title agreements announced throughout the year. WA's continued focus on resource and mining has seen a new phase developing for native title, with a determination from most parties to create real and lasting change for Aboriginal communities.

Right to Negotiate

One of the most challenging issues recently faced by YMAC was the *Puutu Kunti Kurrama and Pinikura v Fortescue Metals Group* case. The High Court's decision has the potential to create a situation in which mining companies can avoid their obligation to negotiate in good faith which could undermine the rights of Traditional Owners and render the relevant provisions of the NTA redundant.



Simon Hawkins

If Traditional Owners lose this mechanism, the ability to secure benefits will be greatly diminished, which in turn will undermine efforts to close the gap. While the outcome was disappointing for Traditional Owners, we are glad to see that the matter has been recognised and we hope the limitations of the current systems will be addressed.

However, while some companies are using this loophole, the vast majority of companies are negotiating in the spirit of good faith and recognise the benefits of strong relationships with Traditional Owners.

Post Determination Support

We also welcome the discussions that are occurring at a Federal and State level regarding increased functions for Native Title Representative Bodies and look forward to involvement in this process over the coming year.



GnulliCountry



Bunyjima Country

The transition toward a post-determination environment presents both opportunities and challenges. At present, post-determination support for PBCs is severely restricted by funding. Given the significant amount of time, resources and effort that goes into recognising native title, an investment in post-native title services will ensure that the opportunities and benefits brought about by these rights are fully realised and not lost. NTRBs can have an important role to play in providing this support. We will continue to work with Traditional Owners and government to explore opportunities to collaborate and ensure native title rights can be fully exercised and deliver real outcomes long into the future.

Regional Governance

A range of government activity is being progressed by the Commonwealth and WA Government under the rubric of improving Indigenous leadership and governance. A key to YMAC's success as a strong Aboriginal corporation is the depth of Indigenous leaders among our Board of Directors, working groups and broader membership. A major challenge will be to ensure that our leadership base is adequately consulted on these reforms

and that any changes empower, rather than undermine, Traditional Owners' ability to take ownership of governance arrangements and drive solutions to long term problems. We will continue to proactively engage with all levels of government to ensure a sustainable, partnership approach in this area.

Staffing and Operations

In operational matters, we have seen our seventh consecutive clear external audit, and thanks to additional Commonwealth funding, we were able to refurbish the Geraldton office and make a long-overdue move of our Perth offices to new premises. By making use of technologies such as videoconferencing, we are fostering a more innovative and collaborative approach to the way we work while reducing our carbon footprint. I'm pleased to report that this year has seen record low staff turnover and I would like to thank and acknowledge the talented staff who are dedicated to providing services to our members and their communities as we look forward to the year ahead.



A photograph of a field of white and yellow flowers, possibly daisies, under a clear blue sky. The flowers are in the foreground, and some trees are visible in the background. The text '2009/2010 OVERVIEW' is overlaid on the image.

2009/2010 OVERVIEW

Badimia Country

July 2009

YMAC's Co-Chair Announced Elder of the Year

In July 2009, Mrs Doris Eaton, Aboriginal Elder of the Njamal people and YMAC's Pilbara Chairperson, was announced Female Elder of the Year at the NAIDOC Awards in Brisbane.

On receiving the award she said, "Preserving culture is important to keep traditions strong. Elders need to teach the youth their language, dreaming stories and cultural practices. First learn your own culture and then you can be strong enough to move between the two worlds, to marry Aboriginal and mainstream cultures together."

August 2009

Uranium: Workshops and Northern Territory Visit

In August, YMAC's Chairpersons and staff travelled to the Northern Territory to learn about the long-term impacts of uranium exploration and mining. They met with representatives from the Central Land Council and Northern Land Council to hear about their experiences of the uranium industry.

The visit followed YMAC's Uranium Workshops held in Geraldton, Carnarvon and Karratha, which featured presentations by Dr Stephen Long, from the Australian Radiation Protection and Nuclear Safety Agency, as part of YMAC's uranium education program.





September 2009

Kariyarra negotiate land access agreement

In September, the Kariyarra native title group and Atlas Iron announced a land access agreement for iron ore mining to go ahead over the Kariyarra claim area, covering approximately 17,052 square kilometres in the Pilbara.

Negotiations took only two months, with a strong emphasis on protection for culture and country including recognised Exclusion Zones for areas of high cultural significance to the Kariyarra people.

September 2009

ACCO Food Centre for low income families

In September, the Aboriginal Communities Charitable Organisation (ACCO) celebrated the official opening of its Pilbara food distribution centre, providing inexpensive groceries to low income families.

The ACCO centre is a joint initiative for YMAC, Foodbank Inc and Newcrest Mining to provide groceries for around a third of the usual supermarket price to people with Centrelink pension or concession cards.

ACCO Chairperson, Nyaparu Rose, said, "The opening of the centre is a testament to the great community spirit of the Pilbara. We are proud to be providing real benefits to Aboriginal people living in a mining town, where the cost of living is artificially high", said Ms Rose.



October 2009

Agreement over Wirruwana (Dirk Hartog Island)

In October, Malgana people, YMAC, WA State Government and pastoralists announced a native title agreement over Wirruwana (Dirk Hartog Island), giving Traditional Owners greater involvement in the management of the World Heritage Area.

In exchange for consenting to a national park project, the Malgana native title claim group negotiated cooperative management of the terrestrial reserves in the Shark Bay World Heritage Area. The group will receive a 5 hectare reserve on the island to teach Malgana culture.

"Wirruwana has always been a place of special significance to our people. By conserving the island's Aboriginal heritage, biodiversity and historical values we ensure all West Australians can enjoy its extraordinary beauty," said Malgana Traditional Owner, Kelly Oakley.

November 2009

Thudgari Celebrate Native Title Recognition

On 18 November, the Thudgari People, State Government and pastoralists met on country for a Federal Court hearing to determine native title over 11,280 square kilometres of land. The determination formalised the Thudgari people's rights and interests, including the right to access the land, and to hunt, gather, camp and protect significant sites.

Traditional Owner Doris Parker said, "I was born on Thudgari country at an outstation on Maroonah Station, my father was born on Ullawarra. As a child I was sent to Carnarvon mission and only had contact with my parents once a year.

It was very hard for us Aboriginal children who weren't allowed to speak our traditional language or be on country to learn from our elders. Today means that I can go out on my country and camp and hunt with my family. I can show our future generations this land and how it connects to who they are."



December 2009

ASKAP Agreement brings Economic Opportunities

In December the Wajarri People celebrated the conclusion of the Indigenous Land Use Agreement (ILUA) for the construction of the Australian Square Kilometre Array Pathfinder Telescope (ASKAP).

The ILUA provides a number of education, employment, business and contracting opportunities for Wajarri People, as well as creating cross-cultural training opportunities. These benefits, in particular up to 70 cadetships with CSIRO over the next 30 years, will create an enduring partnership between the Wajarri People, CSIRO and government parties.

Anthony Dann, Wajarri Traditional Owner said, "This is a great achievement and I look forward to the prospects that education, employment and training can bring to our community. It's an exciting time for Wajarri People, the Mid-West and Australia that such a major development will be happening in our own country."

December 2009

Agreement over Pilbara mythological site

In December, the Ngarla people announced a heritage and mining agreement with the Boral Group of Companies regarding the Tabba Tabba rock quarry, approximately 40 kilometres east of Port Hedland.

The agreement addresses mining practices over the 'Mikurrnya' Aboriginal site, near the quarry, which is of mythological importance to the Ngarla People. In order to preserve and protect the Mikurrnya site to the greatest practical extent, the parties agreed to a final footprint for the mining operations, along with Exclusion Zones to protect the rest of the site.

Ngarla Elder, Charlie Coppin said, "Mikurrnya is one of our most important places. It's always been there – since the beginning of time. We need to look after it. We were very upset that the quarry was put there. Now we've got an agreement to try and protect it."



January 2010

Pilbara Traditional Owners share knowledge for environmental planning

Nyangumarta Traditional Owners of the Pilbara worked with the Department of Environment and Conservation (DEC) to help plan for and conserve the special marine environment of the Eighty Mile Beach area.

The program, facilitated by YMAC and DEC, was successful in raising awareness about marine parks and the planning process amongst the Nyangumarta people. On-country visits also allowed for DEC to gain knowledge from Traditional Owners about some of the ecological and cultural values of Eighty Mile Beach and other parts of the Pilbara coast.

Nyangumarta Traditional Owner, Nyaparu Rose said, "The best part about the process was that DEC came to the people. They sat down and learned from us. We taught about the seasons, about hunting and fishing, about bush foods. It was also a chance for young Nyangumarta people to go out on country and learn from their Elders. So it was like a workshop for our younger generations."

February 2010

YMAC's All Staff Training

In February, YMAC's annual All-Staff Training was held in Perth. The three day event was an opportunity for YMAC staff to meet face to face and undertake training together. This year's program focused on Positive Resolution of Differences, providing staff with conflict resolution skills. The event also included sessions for staff to share ideas and experiences to further improve the services YMAC provides to our members.



March 2010

Community enjoys open day

In March, YMAC's community open day, provided an opportunity for local Traditional Owners to learn about progress for their native title claims and other matters that affect country, such as mining, development, heritage and environmental protection.

The day included a welcome to country by Elder, Lola Young and a BBQ lunch where community members could discuss native title matters in an informal setting.



April 2010

Woodstock Abydos Heritage Project

With generous funding from the Department of the Environment, Water, Heritage and the Arts (DEWHA), the Woodstock Abydos Heritage project is underway. Extensive consultations with stakeholders will result in a report outlining the current status of the area, as well as a nomination for National Heritage Listing.





May 2010

Joint Committee Meeting in Exmouth

In May, Yamatji and Pilbara Traditional Owners gathered together in Exmouth for the annual joint committee meeting. Once a year both the Pilbara and Yamatji regional committees meet together to receive reports on native title related matters and to make decisions on the direction of the organisation.

Roy Bellotti, YMAC's Co-Chairperson, was pleased to see so many Traditional Owners attending the meetings to represent their country and culture.

"It's been good that we can get together to share information to further our native title claims and get a better understanding of the issues faced in both regions.

It's already been a busy start to 2010 and YMAC looks forward to continuing to work with the Traditional Owners of our regions to create a stronger future for our people and country."

June 2010

Native Title Agreement signed with Fortescue Metals Group

After more than two years of legal proceedings and ongoing negotiations, Pilbara Traditional Owners and Fortescue Metals Group (FMG) signed a land access agreement covering the entirety of the Puutu Kunti Kurrama and Pinikura (PKKP) native title claim in the Pilbara.

PKKP Country covers approximately 6,567 square kilometres of land south of Karratha, stretching east towards Paraburdoo. There are numerous significant cultural sites in the area of the proposed mining operations. The PKKP people actively exercise their native title rights in the area and believe that mining in the area will have a detrimental impact on their way of life, culture and traditions.

Despite losing a High Court appeal in 2009 relating to negotiations with FMG, the PKKP people last week signed a native title agreement for FMG's mining and railway projects on their country, in return for financial and non-financial benefits.



ORGANISATIONAL STRUCTURE

Nanda Country

Members

YMAC membership is open to all adult Yamatji and Mar!pa people, including people who live in other areas but who have a traditional connection to Country. Members are entitled to vote at Annual Regional Meetings and Special General Meetings.

Working Groups

Each native title claim represented by YMAC has an elected representative body called a working group.

A working group is composed of Aboriginal people with the cultural knowledge, understanding and recognised status to have authority in matters affecting Country. Our working groups are a powerful voice for Traditional Owners to participate in decisions that affect their country and communities. They have proven their success through achievements in native title negotiations; they have also gained the trust and backing of native title groups and their communities.

The advantage of the working group structure is that it has already been established across much of Western Australia. They provide a delegated authority group of representatives to

further negotiations to a point where recommendations can be taken back to the broader Traditional Owner community. The working group structure also provides Government and industry, with established frameworks and opportunities for effective engagement with Aboriginal communities.

Regional Committees

The policy direction for YMAC on native title matters that are specific to either the Yamatji and Pilbara regions are provided by the two Regional Committees. Yamatji Regional Committee members were voted in at the Yamatji Annual General Meetings. Each native title claim represented by YMAC in the Pilbara nominates a representative to its Pilbara Regional Committee at the claim Working Group meetings.

Yamatji Regional Committee Attendance July 2009 to June 2010

During the reporting period the members of the Yamatji Regional Committee were:
Committee Member Meetings attended (out of four)

Roy Bellotti (Chairperson)	3
Peter Windie	4
Elvie Dann	3
Nora Ormerod	2
Susan Oakley	3
Kathleen Musulin	3
Merle Dann	4
Paul Baron	4
Deceased member	1
Resigned as committee member 21/08/09	
Doug Ryder	3
Doug Comegain	0
Vaughan Lane	3
Vince Jones	0
Laurence Hodder	1
Deceased member	1



The Yamatji Regional Committee held 5 meetings during this reporting period, 4 regular meetings and 1 joint meeting with the Pilbara Regional Committee to discuss YMAC business.

Pilbara Regional Committee Attendance July 2009 to June 2010

During the reporting period the members of the Pilbara Regional Committee were:
Committee Member Meetings attended (out of five):

Mrs Eaton (Chairperson)	2
Neil Finlay	0
Robyne Churnside	1
Nora Cooke	1
Darren Injie	2
Terry Jaffrey*	1
Natalie Parker	2
Andrew Daulbin Jnr*	0
David Wright	1
Toby Smirke	2
Les Stevens	1
Roy Tommy	1
Jill Tucker	0
Peter Limerick	1
Selina Stewart*	1



* This committee member has not been part of the Pilbara Regional Committee for all of the reporting period and therefore was not required to attend all meetings.

The Pilbara Regional Committee held 1 regular meeting during this reporting period. 3 regular meetings were called but did not proceed due to lack of quorum. 1 joint meeting with the Yamatji Regional Committee was held to discuss YMAC business.

Board of Directors

YMAC's overall policy direction is provided by its Board of Directors. The Board acts as an advocate for Traditional Owners in the wider Pilbara and Yamatji regions, particularly in relation to government activities affecting land as well as mining and development issues.

Ultimately responsible for the performance of the organisation's statutory functions, the Board of Directors is also accountable to the members of the organisation.

The Board of Directors is made up of members of the organisation's two Regional Committees. Six members from each committee join to form the twelve-member Board of Directors, providing equal representation of the Yamatji and Pilbara regions.

During the reporting period the Board of Directors' members were:

Yamatji Member	Meetings attended (out of seven)
Roy Bellotti (Co-chairperson from Oct 08)	7
Deceased member *	1
Kathleen Musulin	6
Peter 'Nyaparu' Windie	6
Merle Dann	6
Doug Ryder	7
Paul Baron *	3
Pilbara member	
Mrs Eaton (Co-chairperson from Apr 08)	7
Nora Cooke	5
Natalie Parker	6
Toby Smirke	7
Terry Jaffrey *	4
Darren Injie	4
David Wright *	0

*This Board member has not been part of the Board of Directors for all of the reporting period and therefore was not required to attend all meetings. The Board of Directors held seven meetings during the reporting period; four regular meetings, one special meeting for the financial statements, and two for internal governance or operational matters.

Executive Management Team

Organisational performance management is the function of the Executive Management Team, which consists of six senior officers:

Chief Executive Officer

As Chief Executive Officer (CEO), Simon Hawkins is responsible for the implementation of the YMAC Strategic Plan and the overall management of the organisation, on behalf of the Board of Directors. As YMAC's secretary, the CEO is accountable to legislation that determines the responsibilities and conduct of the organisation. The CEO ensures that the policies and decisions of the Board and the Regional Committees are implemented; that the organisation observes its legal responsibilities and that it meets its obligations under agreements entered into with other parties.

In promoting the interests of YMAC and its clients, the CEO lobbies government and industry for policy change, as well as negotiating funding for existing and new projects. This includes making presentations on a range of topics affecting YMAC's clients. The CEO also promotes the organisation through conferences and other events.



Regional Managers

YMAC has two discrete regional divisions, the Yamatji (Mid West, Murchison-Gascoyne) and Maripa (Pilbara) regions, under the direction of Regional Managers. As Executive Management Team members, they work in partnership with the CEO, Principal Legal Officer (PLO), Chief Financial Officer (CFO) and Director of Research and Heritage (DRH) to provide direction, guidance and support to the Corporation's key focus areas, promoting activities within the region and our vision, mission and values.

Other key functions include developing and maintaining strategic alliances across all sectors; managing special projects; advocating and representing the native title rights and interests of Traditional Owners; overseeing regional operations, including managing the regional office and staff; and developing and monitoring regional budgets.

The Yamatji Regional Manager position was held by Russell Simpson (July 2009-May 2010) and Donna Murdock (May 2010 onwards). The Pilbara Regional Manager position was held by Nyaparu Jeffries for the full reporting period.

Principal Legal Officer

As Principal Legal Officer (PLO), Michael Meegan manages the legal operations of YMAC – in accordance with the rules of the NTA. In this role, Michael advises on matters related to the NTA; associated legislation and other Commonwealth and State laws; affecting the interests of native title holders in the Murchison, Gascoyne and Pilbara regions.

The position involves coordinating relationships between the organisation and claimant groups; intra-Indigenous mediation in relation to the claims process; preparation and lodgment, progress and resolution of native title claims and future act processes. The role also includes assisting in developing budgets and managing all legal and future acts staff.

Director of Research and Heritage

The Director of Research and Heritage (DRH) is a member of the EMT and has responsibility for managing YMAC's Research and Heritage programs. The Research Program provides anthropological and other specialised research on behalf of claimants to establish connection to land and waters under traditional law and custom.

Research material is presented in connection reports, which outline the evidentiary basis for a native title application, and are submitted to the WA Government on behalf of native title applicants to support their native title claim. Research is also prepared for the purposes of resolving boundary overlaps, group membership, litigation and other purposes related to establishing native title.

The DRH also has responsibility for Aboriginal cultural heritage protection as native title holders' and applicants' concern for these issues is a significant aspect of native title. YMAC has one of the largest cultural heritage survey programs in Australia, which involves arranging heritage surveys for native title groups whose heritage protection interests are represented by YMAC.

Melissa Moore commenced as the DRH in September 2009. Jane Mollan performed as Acting DRH from March to August 2009.

Chief Financial Officer

The Chief Financial Officer (CFO), is responsible for overseeing all of the financial reporting requirements of YMAC. The CFO provides timely and accurate information to the CEO, Board and Committees for strategic decision making and to ensure efficient and effective use of resources to meet the dynamic and challenging conditions of the economy.

The CFO position was held by Stan Stylianou until January 2009, with Nicholas Kimber Acting as CFO for the remainder of the reporting period.

Business Units

Community Liaison

At the heart of YMAC are the Community Liaison Officers (CLOs) and Project Officers (POs). These officers act as the bridge between Traditional Owners and the organisation, ensuring that cultural gaps are identified and addressed. Regional staff work closely with CLOs and POs in all aspects of their work. This includes receiving guidance in relation to cultural matters, as well as practical assistance when convening meetings and executing documents.

Communications and Policy

YMAC is committed to having the interests of Traditional Owners represented in public arenas and therefore provides appropriate information to members, stakeholders, government and the media.

Corporate Services

The Corporate Services Unit provides administrative services and support to YMAC and its operations. The unit consists of finance, administration, human resources and information management.

Legal & Future Acts

Native title is a legal proceeding. Resolving native title is a complex and time-consuming process that involves the recognition of two systems of law;

- ▮ The traditional law and custom of Aboriginal people; and
- ▮ The Australian common law and statute law.

YMAC's legal teams service the 24 claims that YMAC currently represents. Lawyers take their instructions from native title claim working groups and are the legal contact point between native title claimants and YMAC. They prepare legal opinions, documents, appear in court, prepare briefs and provide general legal assistance to our members.

A 'Future Act' is a proposed activity that might affect Country such as mining, exploration, fishing, tourism or other developments. Western Australia's resource boom has resulted in high volumes of Future Act work on Yamatji and Marlpa Country. Under the NTA, this includes the right to be consulted about development decisions on Country. YMAC's Future Acts staff provide legal and other professional services to assist native title groups with their Future Act negotiations.

Research & Heritage

The Research and Heritage unit comprises a range of qualified staff including anthropologists, archaeologists and other highly skilled professionals. Anthropologists work closely with the CLOs and POs, conducting research to progress claims towards determination. This includes genealogical research, cultural mapping and analysis of 'laws and customs' as outlined in the NTA.

When a company wants to access Country for development or mining they must first undertake a survey to find out if there are any Aboriginal heritage sites in the area. Native title claim groups make the decision on heritage survey teams and who represents a particular area of country. As some of these services are not funded, heritage work operates largely on a cost recovery basis.





ROLE & FUNCTIONS

Thudgari Country

Facilitation and Assistance

YMAC strives to provide its clients with best practice standards in relation to representation of their native title claims and beyond.

In doing this, it meets and exceeds its requirements as a native title representative body to:

- ▮ Research and prepare native title applications.
- ▮ Assist native title claimants in consultations, mediations, negotiations, and proceedings relating to native title.

During the reporting period YMAC has focused on undertaking comprehensive anthropological research and the completion of connection reports with appropriate anthropological and legal review. YMAC is committed to providing the best possible outcome to the Traditional Owners it represents by the resolution of native title claims in a certain and comprehensive manner.

In relation to overlapping claims, where appropriate YMAC participates in mediation with the native title groups it represents. Where necessary, YMAC has taken action to strike out or list matters for trial where it considers this is the most

appropriate course of action to resolve outstanding native title claims.

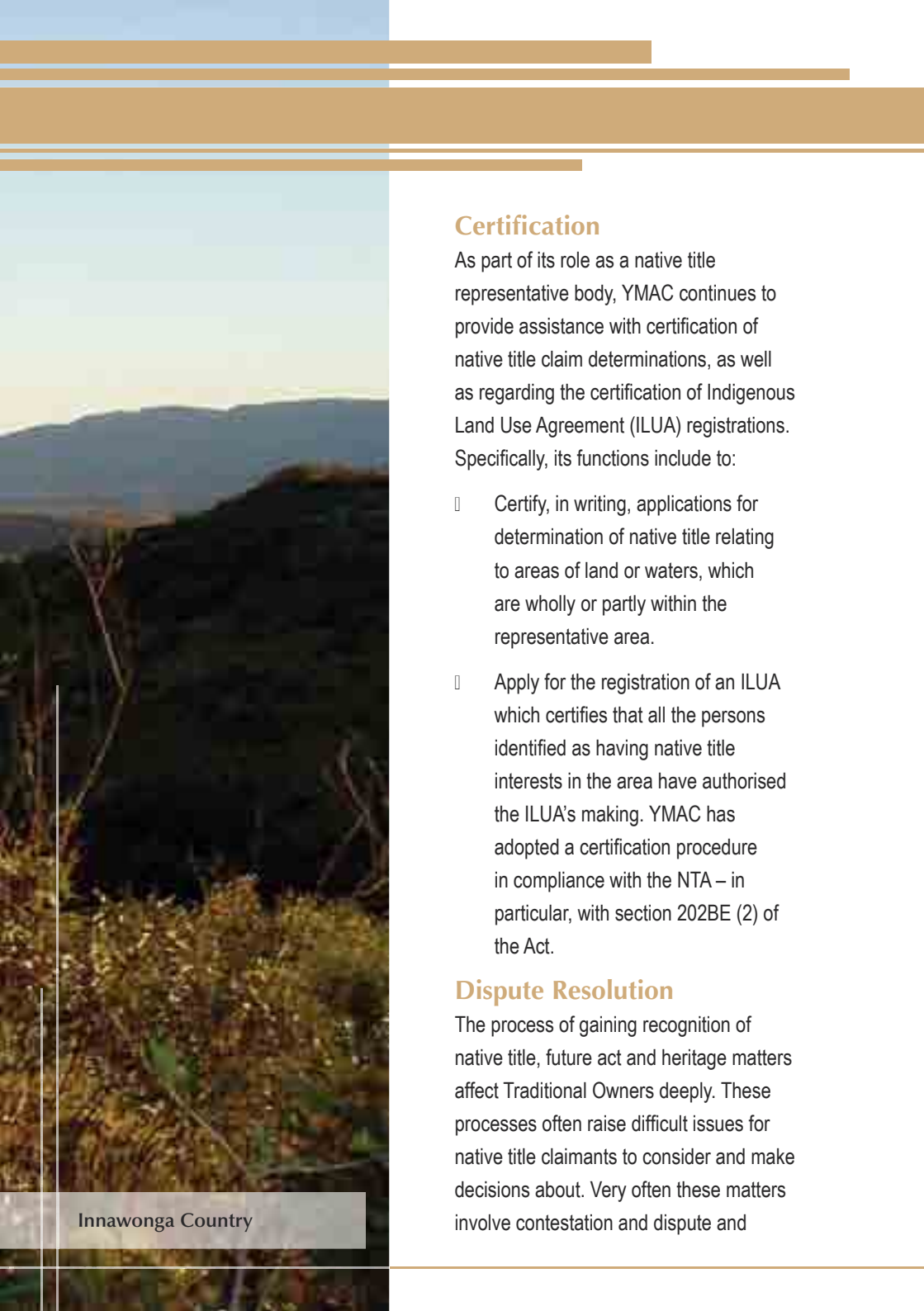
Providing Assistance

During the reporting period, YMAC provided legal, research and mediation assistance to the 24 claims within the Pilbara and Yamatji region.

YMAC will not provide assistance to a new claim that overlaps with an existing assisted claim without the consent of the existing claim. Once assistance is approved, YMAC will assess its priorities which will, in turn, determine the direction of its activities. A number of new claims have been authorised by groups on areas where overlaps do not exist.

The type and level of assistance provided will be reviewed on an ongoing basis and will depend on a number of factors including:

- ▮ The need to comply with relevant Federal Court orders.
- ▮ The overall level of resources available to the organisation.
- ▮ The ranking assigned to each claim through the claim appraisal and review process.



Certification

As part of its role as a native title representative body, YMAC continues to provide assistance with certification of native title claim determinations, as well as regarding the certification of Indigenous Land Use Agreement (ILUA) registrations. Specifically, its functions include to:

- ▯ Certify, in writing, applications for determination of native title relating to areas of land or waters, which are wholly or partly within the representative area.
- ▯ Apply for the registration of an ILUA which certifies that all the persons identified as having native title interests in the area have authorised the ILUA's making. YMAC has adopted a certification procedure in compliance with the NTA – in particular, with section 202BE (2) of the Act.

Dispute Resolution

The process of gaining recognition of native title, future act and heritage matters affect Traditional Owners deeply. These processes often raise difficult issues for native title claimants to consider and make decisions about. Very often these matters involve contestation and dispute and

YMAC staff are called upon to assist with these matters.

During the reporting period, YMAC has been constantly challenged by the desire to honour each person involved in the native title process, while at the same time fulfilling its functions under the NTA to assist those persons who may hold native title.

Mediation Programs

During the reporting period YMAC has actively participated in mediation as part of its commitment to resolving native title claims. These mediations have occurred with staff, consultants and also with the assistance of the National Native Title Tribunal. The process of mediation in native title by its very nature involves many parties. YMAC uses a range of strategies to assist in the mediation process including meeting separately with individuals and families at their homes or on country. This can include the participation of

in-house and consultant anthropologists and lawyers and other alternative dispute resolution practitioners as required.

Native title mediation can be contrasted with mainstream mediation which often involves only two parties negotiating discrete issues where there is common understanding of the issues, context and language. Native title mediation, on the other hand, often involves a clash of culture as claimants mediate issues relating to the resolution of native title claims, often in circumstances where the NTA fails to accommodate the complex nature of the traditional law and culture as it relates to country.

Prescribed Bodies Corporate

YMAC continues to provide assistance to Prescribed Bodies Corporate from time to time in accordance with its NTA functions.

A close-up photograph of a hand holding a bowl filled with red and black berries. A gold coin is placed among the berries. The background is blurred, showing more of the hand and the bowl. The text "CORPORATE GOVERNANCE" is overlaid in white, bold, sans-serif capital letters.

CORPORATE GOVERNANCE

YMAC is governed by complementary frameworks to ensure the organisation is effective; delivers quality outcomes; and is efficient in its use of its resources to deliver services. Staff are employed to deliver outputs that align with the Strategic Plan and Operational Plan and comply with all relevant statutory and regulatory requirements.

Regular reporting to the Board, committees, stakeholders, management and funders ensures that the strategic direction is maintained. The YMAC constitution is strengthened by sound and clear policies and procedures which are consistently applied.

YMAC has an effective and efficient financial management system and framework which is robust and transparent. Regular reporting within the organisation adheres to all applicable statutory requirements including all tax Acts and relevant State Acts.

We also adhere to Australian Accounting Standards, with the two senior finance personnel suitably qualified with continuing professional development obligations.

YMAC acknowledges support from FaHCSIA and the receipt of additional targeted funding for priority areas to counter the significant increase in input costs and to be able to meet the demands of progressing native title outcomes.

However, in view of the continuing high level of activity, the organisation continues to wrestle to maintain or reduce cost levels in regions where the cost of living is well above the Australian average. Facilities and services such as accommodation, housing and travel have become more difficult to procure at a reasonable cost.

Planning

Both regions of YMAC conduct planning sessions, which begin in February and culminate in May, when an annual Operational Plan forms the main part of our submission to the Commonwealth for funding and approval of native title activities in the following financial year.

Reviews are performed in December, April and August and are submitted to FaHCSIA. Internal planning and operational reviews take place at the same time to ensure that our activities continue to be aligned to the Operational Plan. The Operational Plan is linked to the YMAC Strategic Plan, which is reviewed and updated every three years.

Reporting

Regular reporting on multiple levels both externally and internally ensures that the organisation is well managed, and that risks are identified and managed appropriately. A Policy and Procedure Manual, endorsed by the Board of Directors, provides a framework for effective governance including appropriate and conservative delegations. External auditors are appointed to give assurance to the Board that financial matters are performed to the requisite standard.

Risk Assessment

YMAC has monthly financial and operational meetings with relevant staff and managers to assess current performance and operations. From these meetings, possible risks are identified and action plans are made to mitigate against, or to eliminate, risk. These meetings are held at different levels, ranging from operational staff to senior management, with strategic risks taken to a Board level.

Complaints

The principal mechanism for dealing with complaints about the services provided by YMAC are the native title claim working groups, which act as a clearing house for most issues. On the few occasions

when a complaint cannot be dealt with by a working group, or the complainant is not a current client of YMAC, then a formal complaint can be made to the organisation pursuant to current policies and procedures. Specific procedures exist in relation to clients or constituents seeking review of decisions made by YMAC, which are designed to ensure that the complainant is dealt with fairly and impartially. A two page document entitled "If you have a complaint / Application for Internal Review" is available at all offices for clients' use.

YMAC received thirteen complaints in 2009/2010, twelve of which are resolved and one pending.

Staffing Levels

The organisation has core long-serving staff with service of five to eleven years. Staff turnover is low and is generally around 36 months.

In the reporting period, turnover has decreased and there are more qualified and experienced lawyers, anthropologists and other categories of staff now available. The lack of infrastructure and increased cost of living means it continues to be costly and difficult to source staff for the Pilbara region.

Workforce planning takes account of YMAC's strategic, business, operational plans and its organisational structure. During this reporting period, YMAC has employed additional staff in order to meet the increasing workload in claims, future acts and heritage. At the end of the reporting period, YMAC had a total of 103 staff, with the following breakdown:

Full-time	86
Part-time	8
Casual	9
Male	32
Female	71
Indigenous	24
Non-Indigenous	79

Staff Education and Training

YMAC works to provide committee members and staff with appropriate training and educational opportunities, adding to the skills-base from which the organisation can draw.

Staff training included attendance of the 2010 Native Title Conference by selected staff; the YMAC All-Staff training in February 2010; and individual staff training and professional development, where necessary, to assist staff in the





performance of their duties. A significant number of staff also participated in cross-cultural training held in the Pilbara region. Legal staff are required to obtain Continuous Professional Development (CPD) points to renew their practice certificates each year. YMAC continues to have Quality Assurance status as a recognised provider of CPD training.

Board of Directors' and Committee Training

Providing training opportunities for Board and Committee members continues to be a priority for YMAC. In the reporting period, Board members, Pilbara and Yamatji Regional Committee members attended governance training. Selected Board members also attended the 2010 National Native Title Conference held in Canberra in June.

Salary awards

The organisation is continuing negotiations with staff and the union for a new collective agreement to succeed the 2005 Agreement. YMAC is under constant pressure to meet mining industry salary levels in order to secure experienced and qualified staff.

Salary levels

The salary structure of YMAC staff is based on the YMBBMAC Certified Agreement 2005, with the exception of some senior staff who are on negotiated salaries. The salary structure forms part of the negotiations for a new collective agreement to succeed the 2005 Agreement.

Occupational Health and Safety

There were no reported issues during the reporting period. 4WD and first aid training for new staff continues to be provided, with refreshers for existing staff. Individual training in Occupational Health and Safety was provided in this financial year. Policies and procedures continue to be reviewed to ensure compliance.

Codes of Conduct

The organisation has a code of conduct, signed by each member of staff as well as a Policy and Procedures manual, which contains YMAC's code of conduct.

Consultancy Services

YMAC actively pursues value for money for the provision of all its services and always seeks to obtain at least three quotes. Many corporate services are outsourced, enabling YMAC to reduce risk and to access specialist services. In the 2009/10 reporting period YMAC engaged 66 consultants to undertake consultancy work at a cost of \$4,973,392.64.

Consultants are used when there is a requirement for specialised services which cannot be met by YMAC staff due to insufficient in-house resources, or where independent advice is required.

A photograph of a Yamatji Devil Lizard in its natural habitat. The lizard is positioned in the center-right of the frame, facing right. It has a mottled pattern of reddish-brown and greyish-green scales, with a prominent, spiky crest along its back and a long, thin, spiky tail. The ground is composed of reddish-brown soil and small, light-colored rocks. In the background, there are blurred green shrubs and a clear blue sky. A semi-transparent grey box in the top right corner contains the text "Yamatji Devil Lizard".

Yamatji Devil Lizard

NATIVE TITLE CLAIM UPDATES

AMANGU

The Amangu native title claim covers approximately 27,388 kilometres of land and sea in the Gascoyne/Murchison region. It lies in the City of Geraldton and the Shires of Carnamah, Chapman Valley, Greenough, Irwin, Mingenew, Morowa, Mullewa, Northampton, Perenjori, Three Springs and Yalgoo.

Native Title Claim Progress

In December 2009, YMAC successfully negotiated the discontinuance of the previously overlapping Arnold Franks claim.

Also see Alternative Settlement below.

Future Act Developments

The largest project currently planned on Amangu country is the Oakajee Port & Rail infrastructure project. This project (which will affect the Amangu, Naaguja and Wajarri Yamatji claim groups) is a public work which will be owned by the State, but which is being constructed by Oakajee Port & Rail Pty Ltd and will be operated on an open basis. During the reporting period, YMAC assisted the Amangu to enter into a Negotiation Framework Agreement and Heritage Protocol in relation to the project. YMAC intends to now progress negotiations in relation to a comprehensive compensation agreement for the Amangu native title claim group.

YMAC also assisted the Amangu to reach agreement with Karara Mining Ltd in relation to proposed infrastructure for the Karara Mine, and with Mount Gibson Mining Pipelines in relation to proposed infrastructure for the Extension Hill Mine.

Additional Activity

YMAC assisted the Amangu with dispute resolution and native title trusts during the reporting period. It is expected an Amangu Trust will be established in 2010.

FaHCSIA Meetings

17 July 2009 Working Group Meeting

20 July 2009 Half Day Working Group Meeting

12 - 14 August 2009 Dispute resolution meetings

25 - 26 October 2009 Working Group Meeting

29 - 30 October 2009 Half Day Working Group Meetings

14 December 2009 Applicants Meeting

11 March 2010 Community Meeting

18 June 2010 Working Group Meeting

Additional Meetings

20 July 2009 Negotiation Meeting, Half Day

30 October 2009 Negotiation Meeting

9 June 2010 Negotiation Meeting

18 June 2010 Negotiation Meeting



AMANGU, HUTT RIVER & NAAGUJA (Alternative Settlement Agreements)

YMAC represents the Amangu, Naaguja and Hutt River native title claims, which cover an area of approximately 34,000 square kilometres in the Southern Yamatji region. The external boundary of the three claims extends from Northampton, south to Eneabba, and east to Perenjori and Yalgoo.

Native title Claim progress

YMAC has been in discussions with the State about the potential for an alternative settlement of the claims in this region under s86F of the Native Title Act. YMAC has conducted research relevant to the Amangu, Naaguja and Hutt River claims for the purposes of such a settlement.

During the reporting period YMAC successfully negotiated the discontinuance of the previously overlapping Arnold Franks claim. There are now two other native title claims, Mullewa Wadjari and Widi Mob, that are not represented by YMAC, but which overlap parts of the Alternative Settlement area.

Throughout the reporting period YMAC worked towards progressing negotiations for an alternative settlement of the Amangu, Naaguja and Hutt River claims. This included conducting genealogical research into claim group families in the region, and holding community meetings to discuss settlement options.

FaHCSIA Meetings

28 August 2009 Amangu Working Group and Applicants meeting
26 August 2009 Naaguja Community Meeting

BADIMIA

The Badimia native title claim covers approximately 36,129 square kilometres of land. It lies in the Shires of Cue, Dalwallinu, Menzies, Mount Magnet, Mount Marshall, Perenjori, Sandstone, Yalgoo and Yilgarn in the Gascoyne/ Murchison region.

Native Title Claim Progress

YMAC anthropologists and lawyers met with the State's Office of Native Title in July 2009. In August 2009 the State offered to engage in negotiations with the Badimia claimants, towards an alternative settlement of the claim.

YMAC is in the process of complying with the Federal Court's programming orders and is preparing to lead preservation evidence in the second half of 2010. Field trips to collect preservation evidence were held during the reporting period.

Future Act Developments

Badimia continues to experience a high level of future act activity. During the reporting period the Badimia claimants were involved in negotiations with a number of proponents seeking mining exploration tenements, which included but were not limited to: Harmony Gold, Monarch Resources, Royal Resources, Precious Metals, Gindalbie Resources, Oxiana, Oklo Resources, Mt Magnet South, Maximus Resources and Ethan Resources. These negotiations related to the exploration and/or mining of various minerals including Magnetite, Uranium and Gold.

FaHCSIA Meetings

8 July 2009 Working Group Meeting

23 September 2009 Working Group Meeting


5 November 2009 Community Meeting

6 November 2009 Community Meeting

15 December 2009 Working Group Meeting



BUDINA



The Budina native title claim covers approximately 4,096 square kilometres of land in the Gascoyne/Murchison region. It lies in the Shires of Ashburton, Carnarvon and Upper Gascoyne.

Native Title Claim Progress

YMAC commenced connection research into the Budina claim group during the reporting period. There were a number of field trips during the year to enable YMAC to progress the research. It is intended that a connection report will be provided to the State in late 2010.

Future Act Developments

YMAC continued to provide notification and agreement making assistance to the Budina claim group in relation to future acts in the area.

FaHCSIA Meetings

15 February 2010 Working Group Meeting

GNULLI

The Gnulli native title claim covers approximately 87,876 square kilometres of land and sea in Gascoyne/Murchison region. It lies in the Shires of Ashburton, Carnarvon, Exmouth, Shark Bay and Upper Gascoyne.

Native Title Claim Progress

The Gnulli native title claim has held a number of working group meetings and a community meeting over the 2009-2010 financial year.

At the start of the reporting period, YMAC engaged a native title consultant to commence connection research into the Gnulli claim. Multiple and extensive field trips were conducted throughout the year. It is expected that a connection report will be provided to the State in early to mid 2011.

Future Act Developments

The working group has continued to progress major and minor future act negotiations that are taking place within the Gnulli claim area. The Gnulli have also conducted a number of heritage surveys during the year.

YMAC assisted the Gnulli to reach

agreement in relation to the Ningaloo Sustainable Development Commission Project along the Ningaloo Coast. YMAC also progressed negotiations in relation to petroleum exploration and held discussions with the State about proposed geothermal exploration in the area. In addition, YMAC negotiated with a number of companies in relation to their future act proposals, including Rough Range, Beta-Nutrition, Strait Salts, Exmouth Limestone and Dampier Salt. There was also an increase in uranium exploration within the Gnulli claim area during the reporting period.

Additional Activity

YMAC assisted the Gnulli in relation to the establishment of a trust to manage their native title benefits.

FaHCSIA Meetings

1 July 2009 Working Group Meeting
7 October 2009 Working Group Meeting
10 December 2009 Community Meeting
15 June 2010 Working Group Meeting, Half Day

Additional Meetings

15 June 2010 Negotiation Meeting

GOBARRAH MINDUARRA YINHAWANGA

The Gobawarra Minduarra Yinhawanga native title claim covers approximately 8,891 square kilometres of land in the East Pilbara region. It lies in the Shires of Ashburton, East Pilbara, Meekatharra and Upper Gascoyne.

Native Title Claim Progress

YMAC achieved significant progress during the reporting period in relation to this claim and the previously overlapping Innawonga claim. Gobawarra Minduarra Yinhawanga (GMY) agreed to be part of a single Yinhawangka claim with Innawonga, that includes a Part A over the Innawonga portion of Innawonga Bunjima, and a Part B area that includes the whole of Innawonga and a large portion of GMY. GMY also agreed to amend their claim in a western portion that overlaps the Jurruru application, and an area south of that which is currently unoverlapped. The area of the previous overlap of GMY and Innawonga and the eastern portion of GMY will form a new claim called Yinhawangka B, with the same members and applicants as Yinhawangka A.

During the reporting period, YMAC prepared documents for the new claim and filed them in the Federal Court.

YMAC progressed connection research and anticipates providing the connection report to the State early in the next financial year.

YMAC also assisted GMY to begin preparations for the development of a post-claim resolution corporate structure.

Future Act Developments

YMAC continued to represent the GMY claim group in relation to future acts with companies including Rio Tinto.

FaHCSIA Meetings

6 August 2009 Community Meeting (PCP Funded)

12 February 2010 Community Meeting (PCP Funded)

Additional Meetings

14 - 15 October 2009 Negotiation Meeting

20 November 2009 Negotiation Meeting

2 December 2009 Negotiation Meeting

HUTT RIVER



The Hutt River claim covers approximately 5,893 square kilometres of land and sea in the Gascoyne/Murchison region. It lies in the Shires of Chapman Valley and Northampton.

Native Title Claim Progress

See Alternative Settlement above.

Future Act Developments

The Hutt River working group have considered and entered into a number of heritage agreements for exploration within the Hutt River claim.

FaHCSIA Meetings

18 June 2009 Community Meeting

18 Aug 2009 Working Group Meeting

20 May 2010 Working Group Meeting



INNAWONGA

The Innawonga native title claim covers approximately 4,168 square kilometres of land in the Pilbara region. It lies in the Shires of Ashburton and Meekatharra.

Native Title Claim progress

See Gobawarra Minduarra Yinhawanga above.

Future Act Developments

YMAC continued to provide assistance in relation to future acts and heritage, including assisting Innawonga in their negotiations with Rio Tinto and BHP.

FaHCSIA Meetings

17 November 2009 Working Group Meeting

8 February 2010 Working Group Meeting

Additional Meetings

8 - 9 September 2009 Negotiation Meetings

24 - 25 September 2009 Negotiation Meetings

8 - 9 October 2009 Negotiation Meetings

17 November 2009 Negotiation Meeting

20 November 2009 Negotiation Meeting

2 December 2009 Negotiation Meeting

18 December 2009 Negotiation Meeting

8 - 9 February 2010 Negotiation Meeting

10 February 2010 Negotiation Meeting



Innawonga Country

INNAWONGA & BUNJIMA

The Innawonga and Bunjima native title claim covers approximately 11,387 square kilometres of land in the East Pilbara region. It lies in the Shires of Ashburton and East Pilbara.

Native Title Claim progress

YMAC is in the process of preparing the Bunjima part of this claim for trial. The trial is provisionally programmed for four weeks, due to commence in July 2011.

During the reporting period YMAC obtained instructions to split the Innawonga and Bunjima (IB) claim into the Yinhawangka A claim (see Gobawarrah Minduarrah Yinhawanga above) and a Banjima area outside the Karijini National Park, to be reconstituted as a Banjima claim. In relation to the Banjima claim, YMAC convened a community meeting in June 2009 at which new applicants and a new claim group description were nominated and authorised.

YMAC assisted in preparing documents for the amendment which are to be filed early in the new financial year.

YMAC also engaged a consultant anthropologist to complete a draft connection report for Bunjima.

Future Act Developments

YMAC continued to provide future acts assistance to the IB during the reporting period. In particular YMAC assisted the IB in negotiating with Rio Tinto and BHP, and with the monitoring and implementation of a mining agreement with Iron Ore Holdings.

FaHCSIA Meetings

8 - 9 February 2010 Working Group Meeting (Joint IB/INN)
25 March 2010 Working Group Meeting
14 April 2010 Community Meeting
21 April 2010 Community Meeting
11 June 2010 Community Meeting

Additional Meetings

29 July 2009 Negotiation Meeting
16 - 18 September 2009 Negotiation Meeting
22 September 2009 Negotiation Team Meeting
1 October 2009 Negotiation Team Meeting
6 October 2009 Negotiation Team Meeting
27 October 2009 Negotiation Meeting
29 October 2009 Working Group and Community Meeting
2 December 2009 Negotiation Meeting
18 December 2009 Negotiation Meeting
8 - 10 February 2010 Joint Working Group and Community Meetings

JURRURU



Jurruru Country



Kariyarra Country

The Jurruru native title claim covers approximately 9,825 square kilometres of land in the South West Pilbara region. It lies in the Shires of Ashburton and Upper Gascoyne.

Native Title Claim Progress

YMAC assisted Jurruru in an effort to achieve a resolution of its overlap with GMY (see Gobawarra Minduarrah Yinhawanga above). There is however a smaller overlap remaining and YMAC will continue to assist Jurruru to resolve this.

YMAC provided a connection report for Jurruru to the State, however the State advised it would delay its consideration of the material pending resolution of the overlap with GMY.

Future Act Developments

YMAC continued to assist Jurruru with future acts negotiations in the Jurruru area. Jurruru continues to seek protection of their heritage and native title rights and interests in their country.

FaHCSIA Meetings

14 September 2009 Community Meeting
23 April 2010 Working Group Meeting
24 May 2010 Community Meeting

The Kariyarra native title claim covers approximately 16,686 square kilometres of land and sea in the Pilbara region. It lies in the Shires of Ashburton, East Pilbara, Roebourne and the Town of Port Hedland.

Native Title Claim Progress

This claim is engaged in National Native Title Tribunal mediation towards a consent determination, with his Honour Justice North of the Federal Court presiding over the supervision of the mediation process and Court proceeding.

A second claim of Kariyarra (Pippingarra) has been lodged, has passed the registration test and has been notified by the National Native Title Tribunal. This claim is also involved in the same consent determination mediation.

Future Act Developments

YMAC continues to provide assistance to Kariyarra in relation to future acts in the claim area. This assistance included finalising a mining agreement with Atlas Mining and Aurox and assisting with the monitoring and implementation of this agreement. YMAC also assisted Kariyarra in negotiations with BHP, FMG, Atlas Iron, Hancock Prospecting, Water Corporation and De Grey Mining towards comprehensive mining agreements.

FaHCSIA Meetings

22 - 23 September 2009 Working Group Meeting
1 October 2009 Working Group Meeting
4 November 2009 Working Group Meeting
14 December 2009 Community Meeting
2 March 2010 Community Meeting
7 - 9 May 2010 Community Meeting (25%)

Additional Meetings

2 July 2009 Monitoring and Liaison Committee meeting
10 July 2009 Negotiation Meeting
21 - 22 July 2009 Negotiation Meetings
27 - 28 July 2009 Negotiation Meetings
24 - 25 August 2009 Negotiation Team Meeting
8 September 2009 Men's Meeting
16 - 17 September 2009 Negotiation Meetings
7 October 2009 Negotiation Meeting
27 October 2009 Negotiation Meeting
4 November 2009 Negotiation Meeting
25 November 2009 Negotiation Meeting
24 March 2010 Negotiation Meeting
21 - 23 March 2010 Negotiation Meetings
7 - 9 May 2010 Community Negotiation Meetings
20 May 2010 Negotiation Meeting
25 May 2010 Negotiation Meeting
26 May 2010 Negotiation Meeting
23 June 2010 Negotiation Meeting
25 June 2010 Negotiation Meeting



KURUMA & MARTHUDUNERA

The Kuruma and Marthudunera native title claim covers approximately 15,717 square kilometres of land in the Pilbara region. It lies in the Shires of Ashburton and Roebourne.

Native Title Claim Progress

During the reporting period YMAC provided to the State a connection report for Kuruma and Marthudunera (KM). YMAC has also engaged a legal consultant to prepare specific legal submissions in relation to the KM connection material.

A strike out application in respect of the overlapping Wong-goo-TT-OO (WGT) claim was successful and the Federal Court judgement was delivered in October 2009. WGT filed a notice of appeal against that decision in November 2009. The WGT appeal against its dismissal is listed for August 2010 before the Full Court, and KM will be represented in that hearing.

YMAC is engaged in overlap mediation with the National Native Title Tribunal, in relation to Yaburara and Mardudhunera (YM) and attended a meeting in May 2010.

Future Act Developments

YMAC continued to assist KM with future acts and heritage activity. In particular YMAC represented KM in negotiations with companies including Rio Tinto, Chevron, CP Mining and Iron Ore Holdings. YMAC achieved a number of positive outcomes for the KM, including in relation to exploration tenement applications made by Mineralogy in the KM claim area. YMAC successfully argued in the National Native Title Tribunal that Mineralogy's exploration activities should not be fast tracked through the expedited procedure. The Tribunal found that KM was entitled to a right to negotiate in respect of Mineralogy's exploration in the region.

YMAC continued to assist KM in relation to numerous heritage agreements and surveys.

FaHCSIA Meetings

2 July 2009 Working Group Meeting
8 October 2009 Community Meeting
3 February 2010 Working Group Meeting
19 February 2010 Community Meeting
15 April 2010 Working Group Meeting
17 May 2010 Working Group Meeting

Additional Meetings

1 July 2009 Negotiation Meeting
17 July 2009 Relationship Committee Meeting
24 July 2009 Negotiation Meeting
29 July 2009 Negotiation Meeting
4 August 2009 Negotiation Meeting
19 - 20 August 2009 Negotiation Meetings
2 - 3 September 2009 Negotiation Meetings
10 September 2009 Negotiation Meeting
29 - 30 September 2009 Negotiation Meetings
5 - 6 October 2009 Negotiation Meeting
29 October 2009 Negotiation Meeting
4 November 2009 Negotiation Meeting
26 November 2009 Negotiation Meeting
10 December 2009 Negotiation Meeting
9 February 2010 Negotiation Meeting

18 February 2010 Negotiation Meeting
17 February 2010 Relationship Committee Meeting
18 February 2010 Salvage Committee Meeting
2 March 2010 Negotiation Meeting
8 April 2010 Negotiation Meeting
29 April 2010 Negotiation Meeting



MALGANA

The Malgana claim covers approximately 36,072 square kilometres of land and sea in the Gascoyne/Murchison region. It lies in the Shires of Carnarvon, Murchison, Shark Bay and Upper Gascoyne.

Native Title Claim Progress

YMAC assisted the Malgana claim group to reach an historic Indigenous Land Use Agreement in relation to Dirk Hartog Island. YMAC also progressed connection research into the Malgana claim during the reporting period.

Future Act Developments

The Malgana claim group continues to work hard to protect their heritage sites, particularly in areas of high development and has conducted a number of heritage surveys during the reporting period.

FaHCSIA Meetings

8 December 2009 Working Group Meeting
25 May 2010 Working Group Meeting
4 June 2010 Half Day Meeting

Additional Meetings

9 December 2009 Negotiation Meeting
4 June 2010 Negotiation Meeting (Half Day)

NAAGUJA

The Naaguja claim covers approximately 5,581 square kilometres of land and water in the Gascoyne/Murchison region. It lies in the City of Geraldton and the Shires of Chapman Valley, Greenough, Irwin, Mullewa and Northampton. It includes the town site of Geraldton.

Native Title Claim progress

See Alternative Settlement above.

Future Act Developments

The largest project currently planned on Naaguja country is the Oakajee Port & Rail infrastructure project. This project (which will affect the Amangu, Naaguja and Wajarri Yamatji claim groups) is a public work which will be owned by the State, but which is being constructed by Oakajee Port & Rail Pty Ltd and will be operated on an open basis. During the reporting period, YMAC assisted the Naaguja to enter into a Negotiation Framework Agreement and Heritage Protocol in relation to the project. YMAC intends to now progress negotiations in relation to a comprehensive compensation agreement for the Naaguja native title claim group.

Naaguja experienced an increased level of future act activity in relation to

various companies affected by the iron ore expansion in the mid west and related infrastructure. YMAC assisted the Naaguja to negotiate with a number of companies in relation to native title and heritage matters.

FaHCSIA Meetings

26 August 2009 Naaguja Working Group Meeting



Naagujua Country

NANDA

The Nanda native title claim covers approximately 23,110 square kilometres of land and sea in the Gascoyne/Murchison region. It lies in the Shires of Chapman Valley, Mullewa, Murchison, Northampton and Shark Bay.

Native Title Claim progress

In August and November 2009, YMAC wrote to the Nanda applicants and working group members, confirming that YMAC would resume Nanda working group meetings if working group members and their proxies undertook to comply with certain conditions, including the signing of a code of conduct. Most, but not all working group members responded and, as such, working group meetings will remain suspended until further notice.

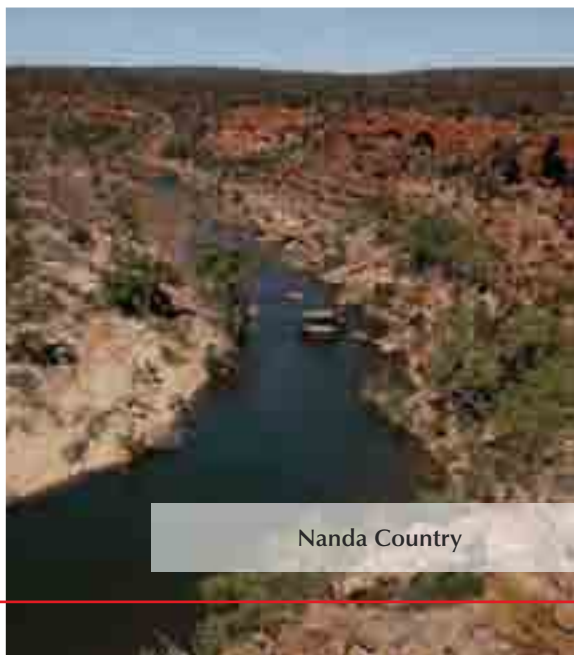
During the reporting period, YMAC funded the preparation of a connection report for the Nanda claim group. A number of field trips were conducted, resulting in interviews of members of some claim group families. Unfortunately, connection research was suspended during the reporting period due to unforeseen events unrelated to the Nanda claim. YMAC took steps to consolidate the research conducted and it is expected research will resume in late 2010.

YMAC has met with various members of the applicant and working group, and other members of the Nanda claim group, with a view to obtaining working group members' signatures to a code of conduct for future meetings.

In late 2010, YMAC intends to convene a community meeting to allow the claim group to consider the working group memberships, the results of the connection research to date and the future direction of the Nanda claim group.

FaHCSIA Meetings

Only individual and family group meetings were held during the reporting period.



Nanda Country

NGARLA

The Ngarla native title claim covers approximately 176 square kilometres of land in the South West Pilbara region. It lies in the Shire of East Pilbara and the town of Port Hedland.

Native Title Claim progress

During the reporting period, her Honour Justice Bennett handed down her decision in the Ngarla – Mt Goldsworthy proceedings. YMAC had argued in that case that the Mt Goldsworthy leases did not give rise to any extinguishment relevant to the circumstances of the case. YMAC will advise Ngarla about the decision and seek instructions on whether to lodge an appeal against the findings of extinguishment in the areas of the Mt Goldsworthy mine, townsite and infrastructure on the mining leases.

Future Act Developments

YMAC continued to assist Ngarla with future acts and heritage, including in relation to negotiations with Dampier Salt.

FaHCSIA Meetings

6 August 2009 Working Group Meeting
11 December 2009 Community Meeting
30 June 2010 Community Meeting

Additional Meetings

14 October 2009 Negotiation Meeting

Ngarla dancer





NGARLAWANGGA



Ngarlawangga Country

The Ngarlawangga native title claim covers approximately 6,901 square kilometres of land in the Central Pilbara region. It lies in the Shires of East Pilbara and Meekatharra.

Native Title Claim Progress

YMAC engaged a consultant anthropologist to work with one of YMAC's senior anthropologists in co-authoring a connection report. YMAC anticipates providing the connection report to the State in late 2010.

Future Act Developments

YMAC continued to assist Ngarlawangga with future acts and heritage. A number of positive outcomes were achieved.

FaHCSIA Meetings

10 August 2009 Community Meeting

3 February 2010 Community Meeting

NJAMAL

The Njamal native title claim covers approximately 33,612 square kilometres of land and sea in the Pilbara region. It lies in the Shire of East Pilbara and the town of Port Hedland.

Native Title Claim progress

During the reporting period the State completed its assessment of YMAC's connection report for Njamal, but was unable to advise a timeframe for receiving instructions. YMAC is preparing to commence intensive negotiations towards a consent determination and pastoral ILUAs.

Part of Njamal #10 is currently subject to overlap proceedings in Ngarla and Warrarn. The remainder is subject to the same connection report process as indicated above for Njamal.

Future Act Developments

YMAC continued to assist Njamal with numerous future acts and heritage. Some of the negotiations slowed during the reporting period due to the impact

of the global financial crisis on the relevant exploration and mining projects, however progress was made in relation to negotiation with BHP, Avon Energy and various mining projects proposed by FMG, Hazelwood, Polaris, Haoma and Red Rock.

FaHCSIA Meetings

5 October 2009 Working Group Meeting
13 July 2010 Community Meeting

Additional Meetings

18 August 2009 Monitoring and Liaison Committee Meeting
14 September 2009 Negotiation Meeting
5 October 2009 Negotiation Meeting
6 October 2009 Negotiation Meeting
7 October 2009 Negotiation Meeting
8 October 2009 Negotiation Meeting
12 October 2009 Negotiation Meeting
14 October 2009 Negotiation Meeting
5 March 2010 Negotiation Meeting
16 April 2010 Negotiation Meeting
1 June 2010 Negotiation Meeting
4 June 2010 Negotiation Meeting



NYANGUMARTA

The Nyangumarta native title claim covers approximately 2,000 square kilometres of land in the Pilbara region. It lies in the Shires of Broome and East Pilbara.

Native Title Claim progress

Mediation by the National Native Title Tribunal of the overlap with the Karajarri (Yawinya Claim) has ceased. His Honour Justice North of the Federal Court adjourned to a directions hearing in November 2010.

YMAC and the Kimberley Land Council have engaged a consultant anthropologist to review both sets of connection material which may result in a resolution of inter-Indigenous issues by November 2010.

Future Act Developments

YMAC continues to assist Nyangumarta with future act processes. Nyangumarta claim group members manage their own heritage processes.

FaHCSIA Meetings

8 December 2009 Community Meeting

NIYIPARLI

The Niyiparli native title claim covers approximately 36,684 square kilometres of land in the Pilbara region. It lies in the Shires of Ashburton, East Pilbara, Meekatharra and Wiluna.

Native Title Claim Progress

YMAC engaged consultant anthropologists to prepare a draft connection report during the reporting period. As at the end of the reporting period, the report is undergoing legal review. YMAC anticipates providing connection material to the State in late 2010.

YMAC has arranged to provide anthropological assistance in relation to the Niyiparli/Bunjima and Niyiparli/Ngarlawangga boundaries. YMAC has also arranged for the Niyiparli and Palyku to meet in relation to the northern boundary.

During the reporting period, YMAC assisted Niyiparli with two section 66B applications to the Federal Court for replacement of the applicant.

Future Act Developments

YMAC continued to provide assistance to Niyiparli in relation to numerous exploration and mining projects proposed

by companies including Rio Tinto, Brockman Resources, BHP, FMG, Australian Manganese (FerrAus) and Hancock Prospecting. YMAC assisted Niyiparli to reach agreements taking into account the impact of the relevant project on native title rights and interests, heritage, company timeframes and claim group aspirations.

FaHCSIA Meetings

28 August 2009 Community Meeting
18 February 2010 Community Meeting
24 June 2010 Working Group Meeting

Additional Meetings

15 July 2009 Negotiation Meeting
23 July 2009 Committee Meeting
25 July 2009 Negotiation Team Meeting
27 July 2009 Committee Meeting
28 July 2009 Applicants Meeting
29 - 31 July 2009 Negotiation Meetings
31 July 2009 Negotiation Meeting
14 August 2009 Heritage Sub-Committee Meeting
26 - 28 August 2009 Working Group, Heritage Sub-Committee and Community Meetings
31 August 2009 Community Meeting
10 - 11 September 2009 Negotiation Meetings

Additional Meetings Continued...

12 September 2009 Negotiation Meeting
14 - 15 September 2009 Negotiation
Meetings
30 September 2009 Negotiation Meeting
5 October 2009 Negotiation Meeting
6 October 2009 Negotiation meeting
14 October 2009 Negotiation Meeting
27 - 28 October 2009 Negotiation Meeting
27 November 2009 Negotiation Meeting
1 December 2009 Negotiation Meeting
15 - 16 February 2010 Negotiation
Meetings
22 - 23 March 2010 Negotiation Meetings
28 April 2010 Negotiation Meeting
5 May 2010 Negotiation Meeting
24 May 2010 Negotiation Meeting
21 June 2010 Negotiation Meeting

Nyiyaparli Country



PALYKU

The Palyku native title claim covers approximately 9,521 square kilometres of land in the Pilbara region. It lies in the Shires of Ashburton and East Pilbara.

Native title Claim progress

During the reporting period YMAC engaged a consultant anthropologist to conduct research. YMAC is engaged in ongoing discussions between Palyku and overlapping claims with a view to resolving those overlaps.

Future Act Developments

YMAC continues to assist Palyku in relation to future acts, including in relation to a mining project proposed by Mesa Minerals for its Sunday and Ant Hill projects.

FaHCSIA Meetings

16 August 2009 Working Group Meeting
17 February 2010 Working Group Meeting

Additional Meetings

22 - 24 July 2009 Negotiation and Heritage Sub-Committee Meetings
18 - 20 August 2009 Negotiation and Heritage Sub-Committee Meetings
28 August 2009 Negotiation
14 - 15 September 2009 Negotiation Meetings

21 - 23 October 2009 Negotiation Team and Heritage Sub-Committee Meeting
10 - 12 November 2009 Negotiation Team Meetings
7 - 8 December 2009 Working Group and Community Meetings
17 - 18 February 2010 Negotiation Meetings
17 - 18 March 2010 Negotiation Meetings
29 April 2010 Negotiation Meeting
18 - 19 May 2010 Negotiation Meetings
14 - 15 June 2010 Negotiation Meetings
24 June 2010 Negotiation Meeting



Palyku Country

PUUTU KUNTI KURRAMA & PINIKURA

The Puutu Kunti Kurrama and Pinikura 1 and 2 applications for determinations of native title cover, respectively, approximately 6,567 and 4322 square kilometres of land in the Pilbara region. The applications lie in the Shire of Ashburton.

Native Title Claim Progress

YMAC provided the State with a connection report and historical report for the Puutu Kunti Kurrama and Pinikura (PKKP) claim. YMAC provided further information to the State in May and June 2010.

Future Act Developments

YMAC continues to provide assistance to PKKP in relation to future acts, including in negotiations with companies including Rio Tinto, FMG, Pilbara Stone, API, Strike and Glass Mountains.

FaHCSIA Meetings

24 July 2009 Community Meeting
16 April 2010 Community Meeting

Additional Meetings

29 July 2009 Negotiation Meeting
4 - 5 August 2009 Negotiation Meetings
4 September 2009 Negotiation Meeting
9 - 10 September 2009 Negotiation Meetings
7 October 2009 Monitoring and Liaison Committee Meeting
12 - 13 October 2009 Negotiation Meetings
22 October 2009 Negotiation Meeting
24 October 2009 Negotiation Meeting
19 November 2009 Negotiation Meeting
2 December 2009 Negotiation Meeting
5 December 2009 Working Group and Community Meeting
11 December 2009 Negotiation Meeting
11 February 2010 Monitoring and Liaison Committee Meeting
26 March 2010 Negotiation Meeting
15 April 2010 Negotiation Meeting
30 April 2010 Negotiation Meeting

THUDGARI

The Thudgari native title determination covers approximately 11,280 square kilometres of land in the Gascoyne/ Murchison region. It lies in the Shires of Ashburton, Carnarvon and the Upper Gascoyne.

Native title Claim progress

YMAC is proud to have assisted the Thudgari claim group to obtain a Federal Court determination of native title during the reporting year. This significant achievement was the result of numerous working group and claim group meetings, extensive connection research and intensive negotiations with the State and other respondent parties. The consent determination was accompanied by Indigenous Land Use Agreements between the Thudgari native title holders and pastoral interests, and by the establishment of a Prescribed Body Corporate for Thudgari.

Future Act Developments

Towards the end of the 2008-09 financial year, the Thudgari claim group voted to change the way it handles its future act and heritage matters, and these matters are now being dealt with by a third party corporation. YMAC is, therefore, not presently responsible for providing future act or heritage services, but remains the solicitor on record.

FaHCSIA Meetings

6 October 2009 Working Group and PBC Directors' Meeting

15 - 20 November 2009 Native Title Determination

WAJARRI YAMATJI

The Wajarri Yamatji native title claim covers approximately 100,701 square kilometres of land in the Gascoyne/ Murchison region. It lies in the Shires of Chapman Valley, Cue, Meekatharra, Mount Magnet, Mullewa, Murchison, Northampton, Shark Bay, Upper Gascoyne and Yalgoo. This claim combines the Wajarri Elders and the Ngoonooru Wadjari claims.

Native Title Claim Progress

The Wajarri Yamatji claimants have also moved further along the path to native title. Connection research continued during the reporting period, with a number of claim group and applicant/working group meetings convened to present the research findings.

The Wajarri Yamatji working group also continued to participate in NNTT mediation with the Mullewa Wadjari claim to resolve a large overlap.

Future Act Developments

The Wajarri Yamatji claim continued to experience a high volume of future act activity in relation to iron ore mining and uranium and other minerals exploration. YMAC continued to represent the Wajarri

Yamatji in their negotiations with various mining and infrastructure companies in the region, including Crosslands, Oakajee Port & Rail, Sinosteel-Midwest, Giralia, Harmony Gold, Jindalee, Mount Gibson, Carlinga Mining, Jabiru Metals, Oxygen and Alchemy Resources. YMAC also represented Wajarri Yamatji in its negotiations with the State and Commonwealth in relation to the SKA telescope.

Additional Activity

YMAC assisted Wajarri Yamatji in assessing mining companies' compliance with their obligations under existing native title agreements with Wajarri Yamatji.

YMAC also provided assistance to Wajarri Yamatji by liaising with Indigenous Land Corporation in relation to the possible purchase of a pastoral station in the region.

FaHCSIA Meetings

30 July 2009 Working Group Meeting (Half Day)

19 - 20 August 2009 Working Group Meetings

10 October 2009 Community Meeting

21 October 2009 Working Group Meeting



24 November 2009 Working Group and Applicants Meeting
19 February 2010 Working Group Meeting
17 March 2010 Community Meeting
24 - 25 June 2010 Applicants and Working Group meetings

Additional Meetings

28 July 2009 Negotiation Meeting
30 July 2009 Negotiation Meeting
17 - 18 August 2009 Negotiation Meetings
27 August 2009 Working Group and Applicants Negotiation Meeting
17 September 2009 Monitoring and Liaison Committee Meeting
15 October 2009 Negotiation Meeting
20 October 2009 Negotiation Meeting
24 November 2009 Negotiation Meeting
19 February 2010 Negotiation Meeting
2 March 2010 Negotiation Team and Applicants Meeting
12 March 2010 Working Group and Applicants Negotiation Meeting
13 - 14 May 2010 Negotiation Meetings
27 - 28 May 2010 Negotiation Meetings
15 - 17 June 2010 Working Group and Applicants Negotiation Meetings

WEST BADIMIA

YMAC has conducted preliminary research into the West Badimia claim and has offered to continue to assist the West Badimia claimants in the preparation of a claim.

Native Title Claim Progress

During the reporting period, YMAC assisted West Badimia to withdraw a claim that was filed in the Federal Court by unrepresented West Badimia claimants. YMAC has worked with West Badimia in an effort to consolidate the research in this area and file a new claim that will meet the legal requirements of the NTA.

Future Act Developments

YMAC did not receive any future act notices for West Badimia during the reporting period.

FaHCSIA Meetings

No Meetings



Badimia Country



YUGUNGA-NYA

The Yugunga-Nya native title claim covers approximately 30,335 square kilometres of land in the Gascoyne/ Murchison. It lies in the Shires of Cue, Meekatharra, Mount Magnet, Sandstone and Wiluna.

Native Title Claim Progress

YMAC conducted initial research into the Yugunga-Nya claim, preliminary to connection report preparation, in 2004. Further research work on the Yugunga-Nya's connection to country is tentatively scheduled to take place in the 2011/2012 financial year.

The Yugunga-Nya claim is overlapped by the Wutha native title claim. YMAC previously filed submissions in the Federal Court seeking orders pursuant to s 84D of the NTA that the Wutha claim provide evidence to the Court as to their proper authorisation. During the reporting period, the Federal Court heard from all relevant parties and delivered its judgment that the Wutha prove their authorisation to the Court by May 2010. In response, the State issued an application for leave to appeal in April 2010 and a motion to strike out Wutha

in May 2010. YMAC prepared documents in support of the strike out application and appeal and it is expected the matters will be heard in late 2010.

Future Act Developments

YMAC continues to assist the Yugunga-Nya claim in relation to a large number of heritage agreements for minor future acts, as well as a number of comprehensive native title agreements for mining applications. The majority of matters relate to sole operator explorers, prospectors and miners, but the claim has also seen an increase this year in tenement applications made by publicly listed companies.

During the reporting period, YMAC successfully argued that the expedited procedure should not apply to the grant of an exploration tenement in the vicinity of the highly significant Yagahong Hill. The National Native Title Tribunal (NNTT) found that the Yagahong Hill site and surrounding area was of particular significance to the Yugunga-Nya people and that Yugunga-Nya therefore has the right to negotiate with respect to proposed exploration in the area. The company who applied for the exploration tenement, Allarrow Pty Ltd, was directed by the NNTT to negotiate with the Yugunga-Nya with respect to heritage and native title protections.

Additional Activity

YMAC has assisted Yugunga-Nya with respect to agreements compliance.

FaHCSIA Meetings

1 July 2009 Working Group Meeting
9 October 2009 Working Group Meeting
21 April 2010 Community Meeting

Additional Meetings

8 December 2009 Negotiation Meeting
30 June 2010 Negotiation Meeting



Yugunga-Nya Country



FINANCIAL REPORT

Nyangumarta Country



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Independent Auditor's Report to the members of Yamatji Marlpa Aboriginal Corporation

We have audited the accompanying financial report of Yamatji Marlpa Aboriginal Corporation ("YMAC"), which comprises the statement of financial position as at 30 June 2016, and the statements of comprehensive income, the statement of cash flows, the statement of changes in equity, the schedule of contributions, and the schedule of asset additions for the year ended on that date, notes comprising a summary of significant accounting policies and other explanatory information, and the statement by the Directors, Chief Executive Officer and Chief Financial Officer.

The Responsibility of the Chief Executive Officer, Chief Financial Officer, and Directors for the Financial Report

YMAC's Chief Executive Officer, Chief Financial Officer and Directors of the entity are responsible for the preparation and fair presentation of the financial report in accordance with Australian Accounting Standards (including the Australian Accounting Interpretations). This responsibility also includes establishing and maintaining internal control relevant to the preparation and fair presentation of the financial report that is free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances.

Auditor's Responsibility

Our responsibility is to express an opinion on the financial report based on our audit. We conducted our audit in accordance with Australian Auditing Standards. These Auditing Standards require that we comply with relevant ethical requirements relating to audit engagements and plan and perform the audit to obtain reasonable assurance whether the financial report is free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial report. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial report, whether due to fraud or error. In making these risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial report in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by the Chief Executive Officer, Chief Financial Officer and Directors, as well as evaluating the overall presentation of the financial report.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Auditor's Independence Declaration

In conducting our audit, we have complied with the independence requirements of the Australian professional accounting bodies.

A liability limited by a scheme approved under Professional Standards Legislation.

Member of Deloitte Touche Tohmatsu

Auditor's Opinion

In our opinion, the financial statements of YMAC:

- (i) have been prepared in accordance with the Finance Minister's Orders made under the Corporations (Aboriginal and Torres Strait Islander) Act 2006 (CATSI), including the Australian Accounting Standards; and
- (ii) give a true and fair view, of the matters required by the Finance Minister's Orders, of the financial position of YMAC as at 30 June 2010, and its performance and cash flows for the year then ended.

Deloitte Touche Tohmatsu

DELOITTE TOUCHE TOHMATSU

Chris Nicoloff

Chris Nicoloff

Partner

Chartered Accountant

Perth, 24 September 2010

YANATJI MARLPA ABORIGINAL CORPORATION

STATEMENT BY SHREC CORR, CHIEF EXECUTIVE OFFICER AND CHIEF FINANCIAL OFFICER

In the presence of the Body of this statement, the attached financial statements for the year ended 30 June 2010

do, in accordance with the Corporation's (disregard and Deceased Stock Interest) Act 2008, including

- (i) giving a true and fair view of the corporation's position as at 30 June 2010 and of its performance, for the financial year ended on that date; and*
- (ii) complying with Australian Accounting Standards (including the Australian Accounting Interpretations) and Constitutions (disregard and Deceased Stock Interest) Regulations 2008*

We deem our reasonable grounds to believe that Yanatji Marlpa Aboriginal Corporation will be able to pay its debts as and when they become due and payable.

This Statement is made in accordance with a resolution of the Board of Directors


Shrec Corr
Co-Chairperson
YMAC
24 Sept 2010


Rex Baker
Co-Chairperson
YMAC
24 Sept 2010


Bruce Hadden
Chief Executive Officer
YMAC
24 Sept 2010


Peter Kjaer
Chief Financial Officer
YMAC
24 Sept 2010

Statement of Comprehensive Income for the year ended 30 June 2010

		Entire Operations		Native Title	
	Notes	2010	2009	2010	2009
		\$	\$	\$	\$
REVENUE					
Revenues from ordinary activities					
Revenue from Commonwealth Government - Operational		10,171,839	8,898,233	10,171,839	8,898,233
Revenue from Services	5A	8,184,194	7,701,544	2,023,638	1,531,558
Interest	5B	303,539	394,940	5,648	127,677
Revenue from sale of assets	5C	33,043	4,697	33,043	4,697
Other	5D	5,906,419	7,822,662	5,574,209	7,453,363
Revenues from ordinary activities		24,599,034	24,822,076	17,808,377	18,015,528
EXPENSES					
Expenses from ordinary activities					
Employees	6A	8,660,266	7,775,217	7,971,604	7,016,127
Insurance expense		108,022	107,697	102,587	102,261
Office Supplies expense		345,267	305,148	330,326	290,024
Travel & Meeting costs		2,733,860	3,668,917	2,697,238	3,641,000
Motor vehicle expenses		356,208	370,748	329,074	335,434
Contractors and consultant fees		8,224,874	9,058,372	3,781,693	4,207,797
Impairment & Write off Expenses	6C	48,413	45,846	48,413	45,846
Lease expenses		1,011,486	669,288	992,176	648,732
Long Service Leave expense	6A	82,084	109,351	76,474	126,083
Depreciation and amortisation	6B	702,093	423,362	620,980	346,473
Cost Recovery expenses		1,145,515	1,070,599	1,065,287	981,179
Payroll and support Costs		554,412	458,018	516,435	409,608
Telephone		424,657	295,037	412,804	281,325
Ancillary costs, fees & provisions		203,920	296,760	155,065	453,460
Expenses from ordinary activities		24,601,077	24,654,360	19,100,156	18,885,349
Operating surplus/(deficit) from ordinary activities	1.14B	(2,043)	167,716	(1,291,779)	(869,821)
Changes to asset revaluation reserve		-	-	-	-
Total revenues, expenses and valuation adjustments recognised directly in equity		-	-	-	-
Total changes in equity other than those resulting from transactions with owners as owners attributable to the members of Yamatji Marlpa Aboriginal Corporation	13	(2,043)	167,716	(1,291,779)	(869,823)

The above statement should be read in conjunction with the accompanying notes.

YAMATJI MARLPA ABORIGINAL CORPORATION

Statement of Financial Position as at 30 June 2010

		Entire Operations		Native Title	
	Notes	2010	2009	2010	2009
		\$	\$	\$	\$
ASSETS					
Financial Assets					
Cash & Cash Equivalents	7A	7,660,883	7,859,791	3,455,066	6,160,430
Trade & Other Receivables	7B	1,541,302	3,516,925	704,774	710,940
Other Investment	7C	120,000	120,000	120,000	120,000
Total financial assets		9,322,185	11,496,716	4,279,840	6,991,370
Non-financial assets					
Land and buildings	8A	1,222,305	1,188,284	1,219,291	1,182,252
Plant and equipment	8B	1,354,190	1,396,617	1,161,794	1,170,406
Other	8D	63,686	136,370	63,686	136,370
Total Assets		11,962,366	14,217,987	6,724,611	9,480,398
LIABILITIES					
Provisions					
Employees	9A	1,244,166	1,041,189	1,325,229	953,821
Other provisions	9B	27,600	30,000	19,981	21,893
Total provisions		1,271,766	1,071,189	1,345,210	975,714
Payables					
Suppliers	10	1,241,969	1,225,561	1,000,170	894,377
Unexpended grants	11	1,648,426	3,944,961	1,571,045	3,776,484
Income received in advance		3,429,802	3,399,919	2,845,693	2,552,016
Accruals	12	537,390	741,301	425,963	453,500
Total payables		6,857,587	9,311,742	5,842,871	7,676,377
Total liabilities		8,129,353	10,382,931	7,188,081	8,652,091
Net Assets		3,833,013	3,835,056	(463,470)	828,306
EQUITY					
Revaluation reserve		651,481	651,481	651,481	651,481
Retained surplus	13	3,181,532	3,183,575	(1,114,951)	176,826
Total equity	13	3,833,013	3,835,056	(463,470)	828,306
Current assets		9,385,870	11,633,085	4,343,526	7,127,739
Non-current assets		2,576,495	2,584,901	2,381,085	2,352,658
Current liabilities		7,883,309	10,146,435	6,962,533	8,456,466
Non-current liabilities		246,043	236,496	225,548	195,625

The above statement should be read in conjunction with the accompanying notes.

YAMATJI MARLPA ABORIGINAL CORPORATION

Statement of Cash Flows for the year ended 30 June 2010

		Entire Operations		Native Title	
	Notes	2010	2009	2010	2009
		\$	\$	\$	\$
OPERATING ACTIVITIES					
<i>Cash received</i>					
Receipts from government	7A	9,272,914	8,825,304	9,272,914	8,825,304
Goods and services	7B	17,803,740	19,358,174	8,785,948	12,879,118
Interest	7C	303,539	394,940	5,648	127,677
Total Cash Received		27,380,193	28,578,418	18,064,510	21,832,099
<i>Cash Used</i>					
Suppliers	8A	17,237,087	17,165,912	11,707,248	12,152,194
Employees	8B	8,503,200	7,622,926	7,651,290	6,902,830
GST paid to ATO	8D	1,058,852	1,478,839	631,373	1,212,546
Total Cash Used		26,799,139	26,267,677	19,989,912	20,267,570
Net cash from operating activities	14	581,054	2,310,741	(1,925,402)	1,564,529
INVESTING ACTIVITIES					
<i>Cash Received</i>					
Proceeds from sales of property, plant and equipment		79,845	9,868	79,845	9,868
Total Cash Received		79,845	9,868	79,845	9,868
<i>Cash Used</i>					
Purchase of property, plant and equipment		859,807	895,269	859,807	795,501
Total Cash Used		859,807	895,269	859,807	795,501
Net cash used by investing activities		(779,962)	(885,40)	(779,962)	(785,633)
Net Increase (Decrease) in cash held		(198,908)	1,425,340	(2,705,364)	778,896
Cash and cash equivalents at the beginning of the reporting period		7,979,791	6,554,451	6,280,430	5,501,534
Cash and cash equivalents at the end of the reporting period	7A	7,780,883	7,979,791	3,575,066	6,280,430

The above statement should be read in conjunction with the accompanying notes.

YAMATJI MARLPA ABORIGINAL CORPORATION

Statement of Changes in Equity for the year ended 30 June 2010

	Notes	Retained Earnings		Asset Revaluation Reserve		Total Equity	
		Entire Operations		Entire Operations		Entire Operations	
		2010	2009	2010	2009	2010	2009
		\$	\$	\$	\$	\$	\$
Opening Balance							
Balance carried forward from previous period		3,183,575	3,015,859	651,481	651,481	3,835,056	3,667,340
Adjusted opening balance		3,183,575	3,015,859	651,481	651,481	3,835,056	3,667,340
Comprehensive Income							
Surplus/(deficit) for the period		(2,043)	167,716			(2,043)	167,716
Total comprehensive income		(2,043)	167,716	-	-	(2,043)	167,716
Closing balance as at 30 June		3,181,532	3,183,575	651,481	651,481	3,833,013	3,835,056

YAMATJI MARLPA ABORIGINAL CORPORATION

Schedule of Commitments as at 30 June 2010

	Entire Operations		Native Title	
	2010	2009	2010	2009
	\$	\$	\$	\$
BY TYPE				
<i>Commitments Receivable</i>				
Infrastructure, plant and equipment	-	365,922	-	365,922
Total commitments receivable	-	365,922	-	365,922
<i>Other Commitments</i>				
<i>Operating leases</i>	3,960,690	1,137,868	3,960,690	1,137,868
Total Other Commitments	3,960,690	1,137,868	3,960,690	1,137,868
Net Commitments by Type	3,960,690	1,503,790	3,960,690	1,503,790
BY MATURITY				
<i>Operating Lease Commitments</i>				
One year or less	1,015,597	927,825	1,015,597	927,825
From one to five years	2,945,092	210,043	2,945,092	210,043
Total Operating Lease Commitments	3,960,690	1,137,868	3,960,690	1,137,868
<i>Capital Commitments</i>				
One year or less	-	365,922	-	365,922
Total Capital Commitments	-	365,922	-	365,922
Net Commitments by Maturity	3,960,690	1,503,790	3,960,690	1,503,790

NB: Commitments are GST inclusive where relevant.

Schedule of Asset Additions for the period ended 30 June 2010

The following non-financial non-current assets were added in 2009-10	Heritage & Cultural	Plant & Equipment	Total
	2010	2010	2010
	\$	\$	\$
By Purchase - Government Funding	-	405,922	405,922
By Purchase - Other	-	375,721	375,721
Total Additions	-	781,643	781,643

YAMATJI MARLPA ABORIGINAL CORPORATION

Notes to Financial Statement

The financial statements cover Yamatji Marlpa Aboriginal Corporation (YMAC) as an individual entity. YMAC is an association incorporated under the Corporations (Aboriginal and Torres Strait Islander) Act 2006 (CATSI).

Note 1 Summary of Significant Accounting Policies

1.1 Basis of Preparation of the Financial Statements

The financial statements are required by clause 1(b) of Schedule 1 to the Commonwealth Authorities and Companies Act general purpose financial statements.

The statements have been prepared in accordance with:

- ▮ Finance Minister's Orders (or FMO) for reporting periods ending on or after 1 July 2009; and
- ▮ Australian Accounting Standards and interpretations issued by the Australian Accounting Standards Board (AASB) that apply for the reporting period.

The financial statements have been prepared on an accrual basis and in accordance with historical cost convention, except for certain assets at fair value. Except where stated, no allowance is made for the effect of changing prices on the results or the financial position.

Assets and liabilities are recognised in the Balance Sheet when and only when it is probable that future economic benefits will flow to the entity or a future sacrifice of economic benefits will be required and the amounts of the assets or liabilities can be reliably measured. However, assets and liabilities arising under Agreements Equally Proportionately Unperformed are not recognised unless required by an accounting standard. Liabilities and assets that are unrecognised are reported in the Schedule of Commitments.

Unless alternative treatment is specifically required by an accounting standard, income and expenses are recognised in the statement of comprehensive income when, and only when, the flow, consumption or loss of economic benefits has occurred and can be reliably measured.

1.2 Statement of Compliance

Adoption of New Australian Accounting Standard requirements

No accounting standard has been adopted earlier than the application date as stated in the standard.

Other new accounting standards and interpretations that were issued prior to the signing of the statement by the chief executive and chief financial officer and are applicable to the current reporting period did not have a financial impact, and are not expected to have a future financial impact on the entity.

1.3 Revenue

Revenue from rendering of services is recognised by reference to the stage of completion of contracts at the reporting date. The revenue is recognised when:

- ▯ The amount of revenue, stage of completion and transaction costs incurred can be reliably measured; and
- ▯ The probable economic benefits associated with the transaction will flow to the entity.

The stage of completion of contracts at the reporting date is determined by reference to the proportion that costs incurred to date bear to the estimated total costs of the transaction.

Receivables for services are recognised at the nominal amounts due less any provision for bad and doubtful debts. Collectability of debts is reviewed at balance date. Provisions are made when collectability of the debt is no longer probable.

Revenue from disposal of non-current assets is recognised when control of the asset has passed to the buyer.

Interest revenue is recognised on a time proportionate basis that takes into account the effective yield on the relevant asset.

Revenue from grants received from government funding organisations is recognised when received, and is deferred as a liability to the extent that unspent grants are required to be repaid to the funding organisation.

1.4 Employee Benefits

Benefits

Liabilities for services rendered by employees are recognised at the reporting date to the extent that they have not been settled.

Liabilities for short term employee benefits (as defined in AASB 119) and termination benefits due within 12 months of the end of reporting period are measured at their nominal amounts. The nominal amount is calculated with regard to the rates expected to be paid on settlement of the liability.

Other long-term employee benefits are measured as net total of the present value of the future cash outflows to be made in respect of services provided by employees up to the reporting date.

Leave

The liability for employee benefits includes provision for annual leave and long service leave. No provision has been made for sick leave as all sick leave is non-vesting and the average sick leave taken in future years by employees of YMAC is estimated to be less than the annual entitlement for sick leave.

The leave liabilities are calculated on the basis of employees' remuneration at the estimated salary rates that will be applied at the time the leave is taken, including YMAC's employer superannuation contribution rates to the extent that the leave is likely to be taken during service rather than paid out on termination.

The estimate of the present value of the liability takes into account attrition rates and pay increases through promotion and inflation.

Superannuation

Contributions are made to employee superannuation fund of their choice and charged as expenses when incurred.

The liability for superannuation recognised as at 30 June represents outstanding contributions for the final fortnight of the year.

1.5 Grants

Most grant agreements require YMAC to perform services, provide facilities or meet eligibility criteria. In these cases, YMAC recognises grant liabilities only to the extent that the services required have not been performed or the eligibility criteria have not been satisfied by YMAC.

In cases where grant agreements are made without conditions to be monitored, liabilities are recognised on signing the agreement.

Grants relating to the purchase of property plant and equipment would be recognized at its fair value and treated as an asset and as income when the Corporation gains control of the contribution. This is in accordance with the treatment of grants under AASB 1004 of the Australian Accounting Standards. Not for profit entities are still required to comply with AASB under IFRS and, therefore, there is no change on the treatment of Grants on adoption of IFRS.

1.6 Leases

YMAC has entered into commercial leases on certain motor vehicles where it is not in the best interest of the Corporation to purchase these assets. Leases where the lessor effectively retains substantially all the risks and rewards incidental to ownership of assets are classified as operating leases.

Operating lease payments are expensed on a straight line basis over the lease term which is representative of the pattern of benefits derived from the leased assets.

1.7 Cash

Cash and cash equivalents includes cash on hand and demand deposits in bank accounts with an original maturity of 3 months or less that are readily convertible to known amounts of cash and subject to insignificant risk of changes in value. Cash is recognised at its nominal amount. Interest is credited to revenue as it accrues.

1.8 Other Financial Assets

Term deposits are recognised at cost.

1.9 Financial Risk Management

YMAC's activities expose it to normal commercial financial risk. As a result of the nature of YMAC 's business and internal and Australian Government policies, dealing with the management of financial risk, YMAC 's exposure to market, credit, liquidity and cash flow and fair value interest rate risk is considered to be low.

1.10 Derecognition of Financial Assets and Liabilities

Financial assets are derecognized when the contractual rights to the cash flows from the financial assets expire or the asset is transferred to another Entity. In the case of a transfer to another Entity, it is necessary that the risks and rewards of ownership are also transferred. Financial liabilities are derecognized when the obligation under the contract is discharged or cancelled or expired.

1.11 Impairment of Financial Assets

If there is objective evidence that impairment has been incurred for receivables, the amount of the loss is measured as the difference between the asset's carrying amount and the present value of estimated future cash flows discounted at the asset's original effective interest rate. The carrying amount is reduced by way of an allowance account. The loss is recognized in the statement of comprehensive income.

1.12 Other Financial Liabilities

Trade creditors and accruals are recognised at their nominal amounts, being the amounts at which the liabilities will be settled. Liabilities are recognised to the extent that the goods or services have been received (and irrespective of having been invoiced).

1.13 Acquisition of Assets

Assets are recorded at cost on acquisition except as stated below. The cost of acquisition includes the fair value of assets transferred in exchange and liabilities undertaken. Financial assets are initially measured at their fair value plus transaction costs where appropriate.

1.14A Property, Plant and Equipment

Revaluations

Basis

Land, buildings and infrastructure are carried at valuation, being revalued with sufficient frequency such that the carrying amount of each asset class is not materially different, as at reporting date, from its fair value. Valuations undertaken in any year are as at 30 June.

Fair values for each class of asset are determined as shown below

Asset class	Fair value measured at:
Land	Market selling price
Buildings	Market selling price
Leasehold improvements	Depreciated replacement cost
Plant and equipment	Market selling price

Land and building assets are subject to a formal valuation every three years. Formal valuations are carried out by an independent qualified valuer. Land and buildings are measured at fair cost less accumulated depreciation.

Plant and equipment is stated at cost less accumulated depreciation and any impairment in value.

Revaluation adjustments are made on a class basis. Any revaluation increment is credited to equity under the heading of asset revaluation except to the extent that it reverses a previous revaluation decrement of the same asset class that was previously recognised in the surplus/deficit. Revaluation decrements for a class of assets are recognised directly in the surplus/deficit except to the extent that they reverse a previous revaluation increment for that class.

Any accumulated depreciation as at the revaluation date is eliminated against the gross carrying amount of the asset and the asset restated to the revalued amount.

Depreciation

Depreciable property plant and equipment assets are written-off to their estimated residual values over their estimated useful lives to YMAC using, in all cases, the straight-line method of depreciation.

Depreciation rates (useful lives) and methods are reviewed at each reporting date and necessary adjustments are recognised in the current, or current and future reporting periods, as appropriate. Residual values are re-estimated for a change in prices only when assets are revalued.

Depreciation rates applying to each class of depreciable asset are based on the following useful lives:

Buildings on freehold land	2%
Leasehold improvements	25%
Plant and equipment	25%
IT equipment	33.3%
Motor Vehicles	25%

The aggregate amount of depreciation allocated for each class of asset during the reporting period is disclosed in Note 6B.

Impairment

All assets were assessed for impairment at 30 June 2010. Where indications of impairment exists, the asset's recoverable amount is estimated and an impairment adjustment made if the asset's recoverable amount is less than its carrying amount.

The recoverable amount of an asset is the higher of its fair value less costs to sell and its value in use. Value in use is the present value of the future cash flows expected to be derived from the asset. Where the future economic benefit of an asset is not primarily dependant on the asset's ability to generate cash flows, and the asset would be replaced if the YMAC were deprived of the asset; its value in use is taken to be its depreciated replacement cost.

Decommissioning, Restoration and Make-good

When assessing accommodation leases for the preparation of the opening balance sheet, no obligations under the leases for make-good were determined.

In relation to non-financial assets, YMAC has assessed at the reporting date that there is no obligation for decommissioning, restoration or make good.

1.14B Treatment of Capital Grants

Grants relating to the purchase of property, plant and equipment would be recognised at its fair value and treated as an asset and as income when the Corporation gains control of the contribution. This is in accordance with the treatment of grants under AASB 1004 of the Australian accounting standards. Not for profit entities are still required to comply with AASB 1004 under AEIFRS and, therefore, there is no change to the treatment of Grants on the adoption of AEIFRS.

1.15 Taxation

YMAC is exempt from all forms of taxation except fringe benefits tax and the goods and services tax (GST).

Revenues, expenses and assets are recognised net of GST except:

- ▯ where the amount of GST incurred is not recoverable from the Australian Taxation Office; and
- ▯ for receivables and payables.

1.16 Comparatives

Where necessary, the prior year comparatives have been amended to facilitate comparison with the current year presentation of financial information. In the current year, no such amendments have taken place.

Note 2 Operating Leases

Operating leases included are effectively non – cancellable and comprise:

Nature of lease

Leases for office accommodation.

Leases for staff accommodation

Agreements for the provision of motor vehicles to senior officers.

General Description of leasing arrangements

Lease payments are subject to annual increases in accordance with upwards movements in the Consumer Price Index. Seven premises' initial leases are still current and two may be renewed from one to two years at YMAC's option. Two of the premises are on a periodic basis.

Lease payments are subject to annual increases in accordance with upwards movements in the Consumer Price Index. Eight premises' initial leases are still current and all may be renewed for 12 months at YMAC's option.

No contingent rentals exist.

Note 3 Economic Dependency

Yamatji Marlpa Aboriginal Corporation is an association incorporated under the Corporations (Aboriginal and Torres Strait islander) Act 2006 (CATSI).

YMAC is dependent on funding the Commonwealth of Australia for its continued existence and ability to carry on its normal activities.

Note 4 Event Occurring After Reporting Date

YMAC have received confirmation from the Commonwealth of Australia of the provision of funding for the 2010/11 financial year and confirmed funding for specific corporate costs for 2011/12 and 2012/13.

Note 5 Income

	Entire Operations		Native Title	
	2010	2009	2010	2009
	\$	\$	\$	\$

Note 5A Rendering of Services

Rendering of services to:

External entities	8,184,194	7,701,544	2,023,638	1,531,558
Total rendering of services	8,184,194	7,701,544	2,023,638	1,531,558

Note 5B Interest

Deposits	303,539	394,940	5,648	127,677
Total finance income	303,539	394,940	5,648	127,677

Note 5C Sales of Assets

Plant and equipment:

Proceeds from disposal	72,586	8,971	72,586	8,971
Net book value of assets disposed	(39,543)	(4,274)	(39,543)	(4,274)
Total net profit from disposal of plant and equipment	33,043	4,697	33,043	4,697

Note 5D Other Gains

Other Grants:

Staffing	4,211,327	1,744,780	3,920,921	1,421,874
Expenses and capital	1,699,457	6,077,882	1,657,653	6,031,489
Other income	(4,365)	0	(4,365)	0
Total Other	5,906,419	7,822,662	5,574,209	7,453,363

Note 6 Expenses

Note 6A Employee Benefits

Wages and Salaries	7,314,746	6,582,686	6,711,296	5,918,851
Superannuation	615,814	548,012	558,826	481,851
Other employee benefits	729,706	644,519	701,482	615,425
Leave and other entitlements	82,084	109,351	76,474	126,083
Total Employee Expenses	8,742,350	7,884,568	8,048,078	7,142,210

Note 6B Depreciation and Amortisation

Depreciation of property, plant and equipment	671,845	397,233	590,345	322,355
Amortisation of leased assets	30,248	26,128	30,635	24,118
Total depreciation and amortisation	702,093	423,362	620,980	346,473

	Entire Operations		Native Title	
	2010	2009	2010	2009
	\$	\$	\$	\$
<i>The aggregate amounts of depreciation or amortisation expensed during the reporting period for each class of depreciable asset are as follows:</i>				
Buildings on freehold land	6,679	6,679	6,679	6,679
Leasehold improvements	40,399	30,235	28,224	28,224
Total depreciation and amortisation	702,093	423,362	620,980	346,473

Note 6C Write Down and Impairment of Assets

Write downs	48,413	45,846	48,413	45,846
Total write down impairment of assets	48,413	45,846	48,413	45,846

Note 7 Financial Assets

Note 7A Cash and cash equivalents

Cash on hand	1,000	1,000	1,000	1,000
Cash on deposit	7,659,883	7,858,791	3,454,066	6,159,430
Total cash and cash equivalents	7,660,883	7,859,791	3,455,066	6,160,430

Cash at bank earns interest at tiered interest rates determined by the bank.

Cash & cash equivalents	7,660,883	7,859,791	3,455,066	6,160,430
Investments	120,000	120,000	120,000	120,000
Total cash for cash flow purposes	7,780,883	7,979,791	3,575,066	6,280,430

Note 7B Trade and Other Receivables

Trade receivables	993,892	3,161,372	373,469	457,152
Less: Provision for doubtful debts	(40,960)	(30,143)	(34,422)	(8,037)
	952,932	3,131,229	339,047	449,115
GST receivable	38,742	41,194	28,047	30,062
Income receivable	437,200	215,314	233,582	140,641
Other receivables	112,427	129,187	104,098	91,122
Total Trade and other receivables (net)	1,541,302	3,516,925	704,774	710,939

Receivables are aged as follows:

Overdue by:

Less than 30 days	495,550	1,489,219	252,680	33,745
30 to 60 days	256,165	490,313	143,003	40,894
60 to 90 days	96,959	65,873	10,985	37,678
More than 90 days	145,220	1,115,967	(33,199)	344,835
Total Trade receivables (gross)	993,894	3,161,372	373,469	457,152

	Entire Operations		Native Title	
	2010	2009	2010	2009
	\$	\$	\$	\$

Allowance for Doubtful Debts is aged as follows:

Overdue by:

Less than 30 days	-	-	-	-
30 to 60 days	-	-	-	-
60 to 90 days	-	-	-	-
More than 90 days	40,960	30,143	34,422	8,037
Total Allowance for Doubtful Debts	40,960	30,143	34,422	8,037

Note 7C Other Investments

Deposits	120,000	120,000	120,000	120,000
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Short term deposits are made with varying periods of between six and nine months depending on the immediate cash requirements of the Association, and earn interest at the respective short term deposit rates.

Note 8 Non Financial Assets

Note 8A Land and Buildings

Freehold Land

At valuation 30 June 2008	820,000	820,000	820,000	820,000
Total freehold land	820,000	820,000	820,000	820,000

Buildings on freehold land

At valuation 30 June 2008	280,000	280,000	280,000	280,000
Accumulated Depreciation	(13,359)	(6,679)	(13,359)	(6,679)
Total buildings on freehold land	266,641	273,321	266,641	273,321

Leasehold improvements

At fair value	471,714	400,765	464,796	390,443
Accumulated Depreciation	(336,050)	(305,802)	(332,147)	(301,511)
Total leasehold improvements	135,664	94,963	132,649	88,932
Total land and buildings (non-current)	1,222,305	1,188,284	1,219,290	1,182,252

Note 8B Property, Plant and Equipment

Plant and equipment:

At cost	3,109,344	2,826,826	2,680,876	2,390,806
Accumulated depreciation	(1,724,387)	(1,391,547)	(1,489,223)	(1,183,705)
Write Downs	(30,768)	(38,662)	(29,859)	(36,695)
Total Plant and Equipment (non-current)	1,354,189	1,396,617	1,161,794	1,170,406

All revaluations are independent and are conducted in accordance with the revaluation policy stated at Note 1.14A. In 2007-08, the revaluations were conducted by an independent valuer W Kalajzich (LV44042).

No indicator of impairment was found for infrastructure, plant and equipment.

	Entire Operations			Native Title		
	Land & Buildings	Plant & Equipment	Total	Land & Buildings	Plant & Equipment	Total
	\$	\$	\$	\$	\$	\$

Note 8C Reconciliation of the opening and closing balances of property, plant and equipment

As at 1 July 2009

Gross value	1,500,765	2,826,826	4,327,591	1,490,443	2,390,806	3,881,249
Accumulated depreciation and impairment	(312,481)	(1,430,208)	(1,742,689)	(308,191)	(1,220,400)	(1,528,591)
Closing Net Book Value	1,188,284	1,396,618	2,584,901	1,182,252	1,170,406	2,352,658

Additions

By purchase	83,106	698,537	781,643	122,316	80,245	202,561
Depreciation/Amortisation expense	(47,078)	(655,015)	(702,093)	(42,250)	(316,787)	(359,037)

Disposals

Other Disposals	(2,006)	(85,950)	(87,956)	(2,006)	(18,531)	(20,537)
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As at 30 June 2010

Gross book value	1,571,714	3,109,344	4,681,058	1,564,796	2,680,876	4,245,672
Accumulated depreciation/impairment	(349,409)	(1,755,154)	(2,104,563)	(345,506)	(1,519,082)	(1,864,588)
Closing Net Book Value	1,222,305	1,354,190	2,576,495	1,219,290	1,161,794	2,381,084

Assets at valuation

As at 30 June 2010

Gross value	1,571,714	3,109,344	4,681,058	1,564,796	2,680,876	4,245,672
Accumulated depreciation/amortisation	(349,409)	(1,755,154)	(2,104,563)	(345,506)	(1,519,082)	(1,864,588)
Closing Net Book Value	1,222,305	1,354,190	2,576,495	1,219,290	1,161,794	2,381,084

As at 30 June 2009

Gross value	1,500,765	2,826,826	4,327,591	1,490,443	2,390,806	3,881,249
Accumulated depreciation/amortisation	(312,481)	(1,430,208)	(1,742,690)	(308,191)	(1,220,400)	(1,528,591)
Closing Net Book Value	1,188,284	1,396,618	2,584,901	1,182,252	1,170,406	2,352,658

	Entire Operations		Native Title	
	2010	2009	2010	2009
	\$	\$	\$	\$

Note 8D Other Non-Financial Assets

Prepayments	63,686	136,370	63,686	136,370
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All other non-financial assets are current assets.

Note 9 Provisions

	Entire Operations		Native Title	
	2010	2009	2010	2009
	\$	\$	\$	\$
Note 9A Employee Provisions				
Salaries and wages	37,711	(4,457)	33,940	(4,012)
Leave	1,206,455	1,045,647	1,291,289	957,832
Total employee provisions	1,244,166	1,041,190	1,325,229	953,820
No more than 12 months	998,123	804,693	1,099,681	758,196
More than 12 months	246,043	236,496	225,548	195,625
	1,244,166	1,041,189	1,325,229	953,821
Note 9B Other Provisions				
Provision for Audit Fees	27,600	30,000	19,981	21,893

Note 10 Payables

Trade creditors and accruals	1,232,824	1,192,642	991,024	861,459
Operating Lease Rentals	9,146	32,918	9,146	32,918
Total Supplier Payables	1,241,970	1,225,560	1,000,170	894,377

All suppliers are current and settlement is usually made net 30 days.

Note 11 Unexpended Grant

Unexpended grant carried forward	1,648,426	1,648,426	1,571,045	3,776,484
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Unexpended grant carried forward represents grant funds received specifically for approved budget items and which are repayable to the funding organisation to the extent the funds are unspent.

Note 12 Other Payables

Accrued Wages/Superannuation	174,813	138,640	126,555	101,196
General accruals	228,827	560,463	165,659	310,106
Assets/benefits held for return/distribution	133,749	42,198	133,749	42,198
Total Other Payables	537,389	741,301	425,963	453,500

Note 13 Equity

Analysis of equity

Accumulated surplus as at 1 July	3,183,575	3,015,859	176,826	1,046,648
Surplus from ordinary activities	(2,043)	167,716	(1,291,776)	(869,823)
Accumulated surplus as at 30 June	3,181,532	3,183,575	(1,114,950)	176,825
Net revaluation increment	651,481	651,481	651,481	651,481
Total equity as at 30 June	3,833,013	3,835,056	(463,469)	828,306

Note 14 Cash Flow Reconciliation

	Entire Operations		Native Title	
	2010	2009	2010	2009
	\$	\$	\$	\$
Reconciliation of operating surplus to net cash from operating activities				
Operating surplus before extraordinary items	(2,043)	167,716	(1,291,776)	(869,823)
Non- Cash Items				
Depreciation and amortisation	702,093	423,362	620,980	346,473
Net write down of non-financial assets	15,370	41,149	15,370	41,149
Changes in assets and liabilities				
(Increase) / decrease in receivables	1,975,622	(925,311)	6,165	204,910
(Increase) / decrease in prepayments	(63,686)	(136,370)	(63,686)	(136,370)
Increase / (decrease) in employee provisions	163,172	244,912	335,101	232,817
Increase / (decrease) in payables	215,823	455,149	(253,270)	567,964
Increase / (decrease) in unexpended grants	(2,296,536)	(1,061,467)	(1,839,518)	(1,097,932)
Increase / (decrease) in income in advance	29,883	2,955,692	293,678	2,476,159
Increase / (decrease) in GST payable	(158,647)	145,909	251,555	(200,819)
Net cash from / (used by) operating activities	581,053	2,310,740	(1,925,402)	1,564,529

Note 15 Remuneration of Officers

<i>The number of officers in senior management who received or were due to receive total remuneration of \$130,000 or more</i>				
	2010	2009	2010	2009
\$130,000 - \$144,999	1	1	1	1
\$145,000 - \$159,999	1	0	1	0
\$160,000 - \$174,999	0	0	0	0
\$175,000 - \$189,999	0	1	0	1
\$190,000 - \$204,999	0	0	0	0
\$205,000 - \$219,999	1	0	1	0
Total	3	2	3	2
The aggregate amount of total remuneration of officers shown above.	483,434	335,000	483,434	335,000

Executive remuneration includes salary, superannuation and associated costs paid to officers employed for the full financial year.

Appointments to executive positions were effected during the year and the positions have now been permanently filled.

Note 16 Financial Instruments

	Floating Interest Rate		Fixed Interest Rate Maturing in 1			Non-Interest Bearing		Total		Weighted Average	
	2010	2009	2010	2009	Year or less	2010	2009	2010	2009	2010	2009
Note16A Interest Rate Risk	\$	\$	\$	\$		\$	\$	\$	\$	%	%

Financial Assets

Cash on hand						1,000	1,000	1,000	1,000		
Deposits at call	1,045,915	1,599,853						1,045,915	1,599,853	3.34	2.75
Receivables for services (gross)						993,892	3,161,372	993,892	3,161,372		
Other						588,369	385,695	588,369	385,695		
Term deposit			6,733,967	6,378,938				6,733,967	6,378,938	5.77	3.77
Total	1,045,915	1,599,853	6,733,967	6,378,938		1,583,262	3,548,067	9,363,144	11,526,859		
Total Assets								11,962,365	14,217,987		

Financial Liabilities

Trade creditors						1,241,969	1,225,561	1,241,969	1,225,561	n/a	n/a
Grants payable						1,648,426	3,944,961	1,648,426	3,579,040	n/a	n/a
Other payables						3,967,192	4,141,220	3,967,192	4,507,142	n/a	n/a
Total	-	-	-	-		6,857,587	9,311,742	6,857,587	9,311,742		
Total Liabilities								8,129,352	10,382,931		

Financial Assets

The net fair values of cash, deposits on call and non-interest-bearing monetary financial assets approximate their carrying amounts.
The net fair values of the term deposits are based on discounted cash flows using current interest rates for assets with similar risk profiles.

Financial Liabilities

The net fair values for trade creditors and grant liabilities, all of which are short-term in nature, are approximated by their carrying amounts.

Note 17 Risk Exposures and Responses

Note 17A Credit Risk

The maximum exposures to credit risk at reporting date in relation to each class of recognised financial assets is the carrying amount of those assets as indicated in the Balance Sheet.

The Corporation has no significant exposures to any concentrations of credit risk.

Credit risk of financial instruments not past due or individually determined as impaired:

	Not Past Due nor Impaired	Not Past Due nor Impaired	Past due or impaired	Past due or impaired
	2010	2009	2010	2009
Cash at Bank	7,660,883	7,859,791	-	-
Receivables for goods and services	495,550	1,489,219	498,343	1,672,153
Total	8,156,433	9,349,010	498,343	1,672,153

Ageing of financial assets that are past due but not impaired for 2010

	31 to 60 days	61 to 90 days	90+ days	Total
Receivables for goods and services	256,165	96,959	145,220	498,343

Ageing of financial assets that are past due but not impaired for 2009

	31 to 60 days	61 to 90 days	90+ days	Total
Receivables for goods and services	490,313	65,873	1,115,967	1,672,153

Note 17B Liquidity Risk

This is highly unlikely due to appropriation funding and mechanisms available to YMAC and internal policies and procedures put in place to ensure there are appropriate resources to meet its financial obligations.

YMAC manages its budgeted grant funds to ensure it has adequate funds to meet payments as they fall due. In addition, YMAC has policies in place to ensure timely payments are made when due and has no past experience of default.

Note 17C Interest rate risk

	Surplus		Equity	
	Higher/(Lower)		Higher/(Lower)	
	2010	2009	2010	2009
	\$	\$	\$	\$
<i>Full Operations</i>				
+1% increase in interest rate	10,459	15,999	10,459	15,999
-1% decrease in interest rate	(10,459)	(15,999)	(10,459)	(15,999)

Note 18 Remuneration of Auditors

The fair value of services provided was:

	2010	2009
	\$	\$
Audit services	51,456	32,740
	51,456	32,740

Note 19 Average Staffing Levels

The average staffing levels for the entity during the year were:

2010	2009
\$	\$
103	98

Note 20 Directors Remuneration

The number of directors of the Corporation included in these figures are shown below in the relevant remuneration bands:

	2010	2009
	\$	\$
\$ Nil - \$ 149,999	12	12
\$ 150,000 - \$ 224,999	-	-
\$ 225,000 - \$ 239,999	-	-
Total number of directors of the Corporation	12	12
Total remuneration received or due and receivable by directors of YMAC	73,462	43,415

Note 21 Related Party Disclosures

Loans to Directors:

These comprise overpayments of travel allowances to attend meetings.

Most of these overpayments have since been recovered. The balance will be recovered from future travel allowance payments made.

Loans to directors outstanding at year-end:	1,304	1,929
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Payment to Directors-related Consultant Entities:

Payment was made to a consultant entity related to Mr Darren Injie on arms length commercial terms.

Payments to director-related entities during the year:	25,400	32,845
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Consultant payments to Directors:

These include payments made to directors on arms length commercial terms for attendance at meetings or participation in survey related activities.

Consultant payments to Directors during the year:	35,750	31,000
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