



**Yamatji Marlpa**  
ABORIGINAL CORPORATION

Yamatji Marlpa  
ABORIGINAL CORPORATION  
ANNUAL REPORT

**13**











Gnalli Country

## Introduction and Overview

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

YMAC represents over 20 native title claim groups, all with their own culture, language and traditions. YMAC's representative area covers over one million square kilometres, with offices in Perth, Geraldton, Karratha, South Hedland and Tom Price.

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 and native title agreements
- Cultural 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).





*Badimia Country*

## Our Mission, Vision and 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

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*Badimia Country*

## Co-Chairpersons' Report

During the reporting period, the Board marked the 20th Anniversary of the High Court's Mabo Decision and now YMAC is approaching 20 years as a Native Title Representative Body.

These milestones are a time to celebrate the hard work and commitment of Traditional Owners across the Pilbara and Yamatji regions to have their native title rights recognised under Australian law. But they also highlight just how slow the system is and how difficult it is for our people to reach a native title determination.

Throughout the reporting period, YMAC's Board has represented our members at regional, state, national and international forums, pushing hard for improvements to the native title system. It has been a busy time, with the State Government considering changes to the *WA Aboriginal Heritage Act 1972*.

As active members of the WA Alliance of Land Councils, we have also collaborated with Traditional Owners across the State to urge the Premier and his Government

to strengthen the protection of our cultural heritage and remove unnecessary hurdles to a determination, such as the negotiation of State Indigenous Land Use Agreements (ILUAs).

We are proud of the work that YMAC has done to raise awareness of the need for good faith in agreement negotiations. While we are disappointed that the changes to the Native Title Act did not pass through the Federal Parliament, we are confident that YMAC's work over the last three years has led to improvements in industry practices.

One of the hardest things for our communities is when our Elders with important cultural knowledge pass away before their native title is recognised. Unless the pace of claims speeds up, more native title groups will need to undertake preservation evidence, which is expensive and stressful for many Traditional Owners. We urge the State Government to stop litigating, and resolve native title claims by consent.

On a more positive note, we have had the privilege this year to meet with a number of Indigenous people from other countries and share our experience of native title. A delegation from YMAC travelled to Bangkok to present a case study on agreement-making at the Sustainable Development Conference. We also hosted a

delegation of African women involved in mining and compared the impact that industry is having on communities and economic development. In addition, Mrs Eaton was able to host the Professor James Anaya, the United Nations Rapporteur on Indigenous Rights on her traditional country (Njamal country) and show him directly both the challenges and opportunities that mining creates for Traditional Owners across our regions.

On behalf of the Board of Directors we thank YMAC's members, committees, management and staff for their ongoing commitment to culture and country in the Yamatji and Pilbara.

country  
culture  
people  
future

# Board of Directors



**Victor Mourambine**

**YMAC Co-Chairperson**

Victor is a Wajarri man from Northampton who has very deep ties to the region. He gained his citizenship from the Australian Government in 1967.

He has a long history of working with the Aboriginal community, on the Commission of Elders at state and regional level, and through the Department of Justice helping prisoners. His work with Aboriginal prisoners earned him the Order of Australia. He is grateful for the opportunities he has had to help his community.

His work in native title is motivated by a desire to gain recognition for traditional owners. He wants to carry on the fight of elders who have passed before they were able to gain legal recognition of their country and culture.



**Doris Eaton**

**YMAC Co-Chairperson**

Mrs Eaton is a Njamaal 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.



**Peter Windie**

**YMAC Deputy Co-Chairperson**

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.

Peter served as the Co-Chair of the Board and Chair of the Yamatji Regional Committee until 24 November 2012.



**Natalie Parker**

**YMAC Deputy Co-Chairperson**

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, and Meta Maya Aboriginal Corporation. She was also the first female co-chair of 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, and to see recognition of culture and a strong future for all.



## Board of Directors (Cont...)



**Paul Baron**

**Director**

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.

Paul lives in Carnarvon and is a keen fisherman, but also enjoys hunting and camping in his spare time. Being on the board of 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.



**Helen Capewell**

**Director**

Helen is a Nanda woman who lives in Carnarvon.

She is an enrolled nurse at the Aboriginal Medical Centre in Carnarvon, and is currently studying to be a Registered Nurse.

She enjoys fishing, camping and keeping fit and healthy. Her hope for the future is to see equality for all Aboriginal people and recognition of their Native Title rights.



**Nora Cooke**

**Director**

Nora is a 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, gathering food and hunting.



**Beverley Ladyman**

**Director**

Beverley is a Malgana woman who lives in Carnarvon. She is an Aboriginal health worker and health professional who has worked at the Aboriginal Medical Service and the Carnarvon Hospital.

She hopes to bring fresh ideas to the YMAC Board of Directors to help bring about positive change for recognition and equality for Aboriginal people.

Beverly loves camping, football, basketball and tennis, and she hopes in the future all Aboriginal people will be able continue with their traditional hunting, camping and fishing.

## Board of Directors (Cont...)



**Kathleen Musulin**

**Director**

Kathleen is a Malgana woman who lives in Carnarvon.

She 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 consequently has completed a variety of programs and courses to further enhance her knowledge.



**Toby Smirke**

**Director**

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.



**Diane Stewart**

**Director**

Diane is a Nyangumarta woman who has been actively involved in the Nyangumarta Warrarn Aboriginal Corporation (Prescribed Body Corporate) after being inspired by elders who worked towards the 2009 Nyangumarta determination.

Diane was born in Port Hedland and continues to live there today, and is proud that her family of five generations continues to have such a strong connection to country. Diane feels a great sense of belonging when she spends time on country with her family, learning hunting and gathering.

Diane works as an Aboriginal and Islander Education Officer working with students, parents and the community for better outcomes for Indigenous students.

She was elected to the Board of Directors in August 2012.



**Selina Stewart**

**Director**

Selina is a Puutu Kunti Kurrama and Pinikura (PKKP) Traditional Owner and a devoted mother and grandmother.

Selina grew up in Carnarvon and Port Hedland and currently resides in Perth. She has spent ten years working to gain native title recognition for her community and has fond memories of learning about her country from her father and grandmother.

Her drive to serve her community is inspired by her father, who was actively involved in native title and made sure his daughters could continue in his footsteps.



## Board of Directors (Cont...)



### Roy Bellotti

During the reporting period, Roy served as the Deputy Chair of the Board of Directors until his term expired on 24 November 2012.

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. Roy is well known in the community for his leadership capacity and ability to unite people.



### Lorraine Whitby

Lorraine served as the Co-Chair of the Board of Directors from 14 November 2012 until 7 April 2013. She is a member of the Malgana, Nanda and Hutt River native title claims.



### Ben Roberts

During the reporting period, Ben served on the Board of Directors until his term expired on 24 November 2012.

Ben is a Thudgari man who lives in Carnarvon. Ben was instrumental in assisting his community have their native title recognised in 2009. He is involved in the Thudgari people's Prescribed Body Corporate (PBC), Wyamba.

Ben enjoys fishing, camping and visiting country with his children and grandchildren.



### Nora Mallard

During the reporting period, Nora served on the Board of Directors until her term expired on 24 November 2012.

Nora is a Yamatji woman who lives in Carnarvon. Nora is passionate about her Aboriginal heritage and culture and enjoys sharing her knowledge with the younger generation.

Nora's vision is for all Australians to respect and appreciate Aboriginal heritage and to teach people about her culture.

# Pilbara Regional Committee



**Albert Pianta**

**Pilbara Regional Committee**

Albert is a member of the Ngarlawangga native title claim and the Working Group. Albert is an active member of the Ngarlawangga and Njamal communities. He has worked in education and continues to focus on getting strong education and training outcomes for the whole community.

He has served on the Pilbara Regional Committee since March 2012. He lives in Roebourne.



**Mathew Sampi**

**Pilbara Regional Committee**

Mathew is a member of the Kurama and Marthudunera native title claim. He was elected to the Pilbara Regional Committee in August 2012, replacing Neil Finlay. He lives in Wickham.



**Darren Injie**

**Pilbara Regional Committee**

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

He has been involved in Aboriginal advocacy since childhood, attending his first Land Rights protests while in high school. 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.

Darren has been a member of the Pilbara Regional Committee for more than six years. During the reporting period, he served also served as a Director until August 2012.



**Robyne Churnside**

**Pilbara Regional Committee**

Robyne is a Ngarluma woman who is well known in her community for her passion and commitment to Aboriginal affairs.

Robyne has over 30 years experience in accounting, administration, management and indigenous policy development. Robyne is an active campaigner for the protection of the Burrup Peninsula and her passions include politics, cultural activities, the environment and basketball.

Robyne has been on the Pilbara Regional Committee since 2005. She lives in Roebourne.



## Pilbara Regional Committee (Cont...)



### Neil Finlay

During the reporting period, Neil served on the Pilbara Regional Committee until August 2012.

Neil is an applicant for the Kurama and Marthudunera native title claim, and is also a member of the working group.

### Les Stevens

Photo not available

During the reporting period, Les served on the Pilbara Regional Committee until July 2012.

Les is a member of the Kariyarra native title claim, and a member of the working group.

### Karen Tommy

Photo not available

#### **Pilbara Regional Committee**

Karen is a member of the Banjima native title claim. She has been a member of the Pilbara Regional Committee since August 2010. She lives in Wickham.

### Jeanie Snowball (Stevens)

Photo not available

#### **Pilbara Regional Committee**

Jeanie is a member of the Kariyarra native title claim and a member of the working group. She was elected to the Pilbara Regional Committee in July 2012, replacing Les Stevens. Jeanie lives in South Hedland.

### Terry Jaffrey

Photo not available

#### **Pilbara Regional Committee**

Terry is a Palyku Traditional Owner and a member of the Palyku Working Group. He was elected to the Pilbara Regional Committee in September 2012. Terry lives in South Hedland

# Yamatji Regional Committee



**Cecily Dowden**

**Yamatji Regional Committee**

Cecily is a Wajarri woman and a resident of Carnarvon. She works as a transport officer for the Carnarvon Medical Service Aboriginal Corporation and is a dedicated mother and grandmother.

Cecily is pleased to be a member of the Yamatji Committee so she can work towards her vision for the future: for Aboriginal children to know their culture, language and heritage. She looks forward to seeing her grandchildren learning their languages from both sides of her family.

In her spare time, Cecily loves gardening and learning about Wajarri Country. She has served on the Yamatji Regional Committee since 2010.



**Gloria Fogarty**

**Yamatji Regional Committee**

Gloria is a Badimia woman who has dedicated 12 years to her native title claim. She is strongly attached to her country and strives for recognition and ownership.

Gloria is a cook and often works with events such as NAIDOC and traditional bush tucker cook-ups. Gloria was also involved in the making of a mini movie called 'Badimia Girl' which was made in her home town, Mt Magnet.

She has served on the Yamatji Regional Committee since 2009.



**Charlie Laphorne Sr.**

**Yamatji Regional Committee**

Charlie is a Thudgari man and a Director of the Thudgari PBC. He was elected to the Yamatji Regional Committee at the Annual Regional Meeting on 24 November 2012. Charlie lives outside of Carnarvon.



**Merle Dann**

**Yamatji Regional Committee**

Merle is a Thudgari woman and a Director of the Thudgari PBC. She served on the Yamatji Regional Committee from 2008-2010, and was elected again at the Annual Regional Meeting on 24 November 2012. Merle lives in Carnarvon.

YMAC promotes the expertise of our Board and Committee members through participation in local government forums and profiles in local media.

- In February 2012, YMAC's Co-Chairpersons attended The Not-For-Profit Chairman Course, run by the Australian Institute of Company Directors. The course allowed Co-Chairs to fine-tune their leadership skills and connect with other chairpersons facing common issues.
- YMAC's Directors' participate in forums such as the annual National Native Title Conference and WA Alliance of Aboriginal Land Councils. This includes enabling Directors to meet with the Premier to influence public policy issues and contribute to law reform at all levels of government.
- In November 2012, YMAC's Co-Chairs travelled to Bangkok to participate in the Minerals Council of Australia's Sustainable Development Conference. This provided opportunities to discuss key issues with the resources industry and civil society organisations throughout the Asia-Pacific.
- In May 2013 YMAC's Pilbara Co-Chair, Mrs Doris Eaton, participated in a plenary panel at the International Mining for Development Conference in Sydney.



## Yamatji Regional Committee (Cont...)



**Pam Mongoo**

### **Yamatji Regional Committee**

Pam was born and raised around Mileura Station and is an applicant for the Wajarri Yamatji native title claim. She was elected to the Yamatji Regional Committee in November 2011.

Pam lives in Meekatharra and in her spare time enjoys fishing and going bush with her grandkids, teaching them their culture. She would like to see more youth training and employment opportunities throughout the Murchison.

**Ron Simpson** Photo not available

### **Yamatji Regional Committee**

Ron is a Wajarri man and a member of the applicant for the Wajarri Yamatji native title claim. He served on the Yamatji Regional Committee from 2006 to 2008 and was elected again in 2011. Ron lives in Meekatharra.



**Rodney Ryan**

### **Yamatji Regional Committee**

Rodney Ryan is a Nanda and Wajarri man with a long history of working to strengthen his community. He is currently a Mentor Supervisor Emu Services for youth training and employment pathways in the mining industry.

Rodney has been involved in numerous community initiatives including the Compass Program to address children's school attendance, The Carnarvon Aboriginal Congress, and The Men's Shed. Rodney has also started 'Green Team', a natural resource management program with Rangelands WA. His vision for the future is to see his community grow beyond native title, through education, environmental protection and enterprise.

He served on the Yamatji Regional Committee from 2008 until the Annual Regional Meeting on 24 November 2012. He was reelected to fill a vacancy on 7 April 2013. Rodney lives in Carnarvon.



**Susan Oakley**

### **Yamatji Regional Committee**

Susan is a Malgana woman who lives in Carnarvon. She served on the Yamatji Regional Committee from 2008 until the Annual Regional Meeting on 24 November 2012. She was re-elected to the Committee to fill a vacancy on 7 April 2013. Susan also served on the Board of Directors from November 2010 to November 2012.



**Douglas Ryder**

During the reporting period, Doug served on the Yamatji Regional Committee until his term expired on 24 November 2012.

Doug is a member of the Nanda, Naaguja and Hutt River native title claims. He is also a member of the Naaguja and Hutt River Working Groups.

**Delveen Whitby**

Photo not available

Delveen served on the Yamatji Regional Committee from 24 November 2012 until 7 April 2013.



*Kariyarra Country*





The 2012/13 financial year got off to a great start with our Board of Directors and a number of staff joining the celebrations of the 20th Anniversary of the Mabo Decision in Townsville, as part of the annual National Native Title Conference. This was an emotional trip with a number of our Directors and staff having the privilege of meeting the Mabo family and celebrating with local Aboriginal and Torres Strait Islander communities.

## Chief Executive Officer's Report



### Legislative Reforms

The Federal Government marked the anniversary of the Mabo Decision by announcing a set of important reforms, including a commitment to clarify the meaning of 'good faith negotiations' in the Native Title Act; making native title benefits income tax exempt and a review of the roles and functions of Native Title Representative Bodies and related organisations.

YMAC welcomed the passage of tax reforms through Parliament, although they are restrictive and there is work to do to ensure native title groups can take full advantage of the changes.

In contrast, we are disappointed at the failure of the good faith amendments to pass the final stages. YMAC worked consistently with the Government since 2009 on these changes. We urge the Federal Government to finally make them law.

### WA State Government's Native Title Strategy

Despite the State Government's estimate of a doubling in the pace of claims resolution, we are yet to see evidence of this. It has now been more than 2 years since the State Government introduced their whole-of-government 'State ILUA' and not one State ILUA has yet been finalised. In our experience, this negotiation process is time-consuming and onerous for Traditional Owners and forces NTRBs to redirect funding that could be used to progress other claims.

Despite the State Government's refusal to fund State ILUA negotiations, YMAC continues to proceed as quickly as possible on a claim-by claim basis, in accordance with instructions from each native title group we represent.

Throughout the negotiation process our team is achieving small improvements to the State ILUA, however a number of key issues continue to concern YMAC, such as the strength of heritage protection. YMAC strongly encourages the State Government to make their template agreement and overarching policy approach fairer and more equitable.



# Chief Executive Officer's Report (Cont...)

## Yamatji Connection Project

Following the completion of the Pilbara Connection Project in 2012, the Yamatji Connection Project is progressing strongly after an intensive research phase. YMAC is starting to present connection and research to native title groups in the Yamatji region and we expect this progress to continue in the year ahead.

In the Pilbara Region, considerable work is still being undertaken for unclaimed areas and to resolve overlap issues. For further detail please refer to the Research and Heritage Update.

## Geraldton Alternative Settlement Agreement (ASA)

Over the last 12 months significant progress was made in the Geraldton ASA negotiations despite a lack of cooperation from the WA State Government.

A Memorandum of Understanding was signed by the three groups represented by YMAC, plus the separately represented Widi and Mullewa Wajarri groups, to commit to working together to settle these claims with the State. The native title groups have reached agreement on a heritage protocol and for the preparation of a comprehensive agreement that draws upon work done in Victoria for similar matters.

## Preservation Evidence

Preservation evidence is the holding of early evidence of elderly or ill native title claimants. Unfortunately, with the claims process getting longer and more complex, it is becoming urgent for some native title groups to participate in such hearings. During the reporting period, YMAC facilitated preservation evidence hearings for Badimia and Kariyarra native title claim groups. This process takes a lot of time and can be stressful for some participants. YMAC acknowledges the great effort of all those involved.

## Litigation

Where a consent determination cannot be reached with the State, it is sometimes necessary to resort to litigation. The State Government has warned that they expect to litigate more claims in the future which will be more expensive, time consuming and will put considerable strain on Elders and other key witnesses.

The Banjima and Badimia native title groups experienced these challenges with their claims going to trial during the reporting period. I would like to acknowledge the hard work and dedication of the Traditional Owners who contributed to and participated in these trials, which ranged over many months and several

locations out on country and in Perth. YMAC also acknowledges the Elders who have passed away since the Badimia and Banjima claims were lodged in 1998.

## Consumer Protection for Traditional Owners

During the reporting period, YMAC has needed to dedicate considerable time and resources to minimise the damage done to native title claim groups by private agents seeking to represent individual members of the group, without the wider support of the community. This has caused a great deal of distress to community members and threatened to undermine the hard work done over many years to achieve recognition of native title. In some cases, it has also risked breaching native title agreements.

YMAC has worked closely with the National Native Title Council to push for regulatory changes to support consumer protection for Traditional Owners. This issue will be addressed by the Review of Native Title Representative Bodies and we look forward to the Commonwealth Government's response.

## Raising YMAC's International Profile

This year YMAC was fortunate to have an opportunity to meet with Indigenous peoples

# Chief Executive Officer's Report (Cont...)

from a number of different countries and to share our knowledge and experience about land rights and agreement making.

In August, we met with a visiting delegation of Indigenous parliamentarians and bureaucrats from Brazil. They were impressed by the quality of native title agreements YMAC had negotiated with industry and noted they would be using key aspects in their agreement-making process in Brazil.

In October YMAC was invited by WA's Shadow Minister for Indigenous Affairs Ben Wyatt, to address a delegation of African students at Parliament House. The students were on a study tour to learn about mining and Indigenous affairs issues in Australia. I spoke with the students about the impacts of mining on traditional country, negotiations with mining companies and the ongoing challenges of government in native title issues.

During the reporting period, Njamal senior Elders hosted on their country Professor James Anaya, United Nations Special Rapporteur on Indigenous Rights, along with the Co-Chairs of the National Congress of Australia's First Peoples. This was an excellent opportunity for Traditional Owners to directly influence international policy and show both the challenges and opportunities that native title offers in our region.

In October 2012, senior women Traditional Owners met with a delegation of African women in mining at a workshop in Karratha, facilitated by YMAC and AusAid. The women came together discuss the significant expansion of the mining, oil and gas industries in Africa, the long history of mining on traditional country in the Pilbara and the challenge of channelling benefits of these industries into sustainable community development.

## Indigenous employment and economic development

Throughout the reporting period, YMAC has continued to work with the Pilbara Regional Coordinator on the MoU on Indigenous Employment and Enterprise Development to identify gaps in skills and training for Traditional Owners looking to take up opportunities provided in mining agreements. We have also had representation on the Chamber of Minerals and Energy Native Title and Aboriginal Heritage Working Group. This has helped build a strong working relationship between YMAC and the local mining industry and we continue to influence policies and practice around Aboriginal employment and business development in this sector.

## Staffing and Operations

In corporate and financial matters, YMAC has

seen our tenth consecutive clear external audit. Furthermore, during the financial year, the Office of the Registrar of Indigenous Corporations (ORIC) conducted an examination of the corporation which found that "the corporation is well governed, the standard of financial management is sound and that the corporation is in a solid financial position". This is an indication of the organisation's strong focus on good corporate governance and financial management practices.

We have had increased funding from the Federal Government as well as significant funding from various other sources, despite trying economic conditions. YMAC appreciates this ongoing support which is paramount to ensure our clients continue to receive high quality service delivery.

The level of commitment by staff to the organisation has been exceptional. The organisation continues to enjoy a very high staff retention rate and low staff turnover.

I thank YMAC's Board of Directors for their continued guidance and support and acknowledge staff for their dedication and professionalism in our work for Yamatji and Marlpa Traditional Owners.



*Banjima Country*



# Government Engagement and Advocacy

During the reporting period, YMAC was actively involved in advocacy for Traditional Owners through the following avenues:

## Submissions/Representations

- Submission to Department of Indigenous Affairs, Review of Heritage Discussion Paper
- Submission on *Native Title Amendment Bill 2012* Exposure Draft
- YMAC/Arnold Bloch Leibler Joint Submission to Commonwealth Treasury on the tax treatment of native title benefits
- Appearance at the Public Hearing of the Standing Committee on Aboriginal and Torres Strait Islander Affairs, Inquiry into the *Native Title Amendment Bill 2012*, Sydney
- Submission on draft Terms of Reference, Australian Law Reform Commission's Review of Native Title
- Submission to the Productivity Commission Inquiry into Non-Financial Barriers to Mineral Exploration
- Letter to Attorney-General, Mark Dreyfus offering assistance on drafting of Native Title Amendment Bill
- Appearance at the Public Hearing of the Productivity Commission Inquiry into Non-Financial Barriers to Mineral Exploration
- Input into the Australian Human Rights

Commission Social Justice and Native Title Report 2013

## Stakeholder Engagement and Advocacy

- Member of the National Native Title Council
- Attendance at FaHCSIA/Attorney-General's Department CEO Forum
- Member of the Chamber of Minerals and Energy WA, Native Title and Heritage Working Group
- Member of the WA Reference Group – Minerals Council of Australia/Cth Memorandum of Understanding on Indigenous Employment and Enterprise Development
- Participation in the Minerals Council of Australia's Gender, Mining and Communities Dialogue
- Member of the Steering Committee for the Commonwealth Government Review of Native Title Organisations
- Member of the Commonwealth Government Native Title Tax Working Group

## Presentations at Conferences & Events

- 7th Annual National Indigenous Legal Conference – 6 Oct 2012
- Social Impact Assessment Workshop: Society, Regional Development and the Resources

Industry– 25-27 September 2012

- UN Special Rapporteur on Indigenous Rights/ National Congress visit to Njamal/FMG Northstar Project – 23/24 Aug 2012
- Visit to YMAC by a delegation of Indigenous parliamentarians and bureaucrats from Brazil - August 2012
- Australia-Africa Partnerships Facility/ International Mining for Development Centre: African Women in Mining and Development Study Tour, Karratha -31 Oct 2012
- Native Title and Cultural Heritage Forum, Brisbane, 27 Oct 2012
- WA Alliance of Aboriginal Land Councils, November 2012
- Sustainable Development 2012 Bangkok, Thailand, 12-16 Nov 2012
- International Council for Mining and Metals, Workshop, 29 May 2013



Banjima Country

# 2012/13 Highlights

## YMAC Celebrates NAIDOC week

YMAC celebrated NAIDOC week 2012 with a range of community events across the Pilbara, Geraldton and in Perth. Thanks to everyone who came and spoke with our staff and committee members during the week.



*NAIDOC Week Celebrations*

## Congratulations to YMAC's Nyaparu Rose - Landcare Award Finalist

The Landcare awards aim to showcase the breadth and diversity of the work undertaken by people across the country who volunteer their time to protect Australia's land and coast.

YMAC extends special congratulations to Nyangumarta woman, Nyaparu Rose, who was selected as a finalist in August.

Ms Rose helped to establish the Pilbara Indigenous Marine Reference Group (PIMRG), which includes representatives from six Pilbara

Traditional Owner groups. The PIMRG aims to consolidate traditional knowledge from the region so that Traditional Owners can more effectively conduct negotiations with government and industry on cultural and coastal protection.

## Niyaparli people sign major iron ore mining agreement

In August, The Niyaparli people of the Pilbara region announced a major mining agreement with BHP Billiton Iron Ore (BHPBIO). The agreement covers all of BHPBIO's iron ore operations within the Niyaparli people's native title claim and offers substantial heritage protection, financial benefits, and non-financial benefits to the Niyaparli people.

## YMAC's Co-Chair Welcomes United Nations Special Rapporteur

In August, The Njamal people of the Pilbara region of WA welcomed a visit by United Nations Special Rapporteur on the Rights of Indigenous Peoples, James Anaya on their country.

Professor Anaya had the opportunity to meet with the Njamal people and representatives



*Njamal Representatives with United Nations Special Rapporteur*

of FMG to learn more about their unique land access agreement. He also visited significant Njamal heritage sites, including rock art complexes, and spoke with the Njamal people about the effect that mining has had on their community.

## New YMAC publication offers cultural advice

In September, YMAC launched a Cultural Advice booklet for people working with Aboriginal people in the Midwest or Pilbara regions of WA. The booklet was produced with the advice and guidance of Traditional Owners, to give a short summary of cultural protocols people should be aware of.

"Each of the native title claim groups we represent has their own unique culture, but this guide has been designed to give broad advice for



## 2012/13 Highlights (Cont...)



*Pilbara Women with African Women in Mining Study Tour*

meetings and on-country visits. Non-Indigenous people from the private sector or government often come to do business with Traditional Owners and ask for advice on protocols. This guide serves as a good starting point," said YMAC CEO Simon Hawkins.

### **Pilbara women meet African women in mining**

In November, senior women from YMAC met with a visiting delegation of women involved in mining and development issues from various nations across Africa. The group visited the Pilbara as part of a Mining Study Tour funded by the Australian Agency for International

Development (AusAID).

Njamal elder and Co-Chair of YMAC, Mrs Doris Eaton, said the meeting was an excellent opportunity to learn more about women leading their communities in Africa, and share the experiences of mining and development in the Pilbara.

### **Legal win for the**

### **Ngarla people**

YMAC was very pleased by a Federal Court decision in November stating that the BHP Mt. Goldsworthy mining leases do not permanently extinguish the Ngarla people's native title. The decision attracted media interest across Australia.

### **Protection for Lake Moore in Midwest WA**

In November, The Badimia people's ability to protect one of their most sacred places was given a boost when the WA State Government dropped an appeal of a decision by the National Native Title Tribunal (NNTT). Lake Moore, a dry

salt lake in the southern Murchison region of WA, has been found to be culturally significant by the NNTT on several occasions.

The NNTT has repeatedly found that as a site of particular significance, resource exploration licences that overlap the lake cannot be granted without negotiating with the Badimia people first. The State appealed the NNTT's latest decision on the significance of Lake Moore, then discontinued the appeal.

Lake Moore, located south of Paynes Find, is a very special area where Badimia families go every year to hunt, camp, collect bush medicines, and



*Kurama and Marthudunera representatives with Iron Ore Holdings*

teach young people about their country and culture. Lake Moore and the surrounding area is not only important as a place for Badimia families to go out on country, but it is home to very sacred places where ceremonies traditionally took place.

## 2012/13 Highlights (Cont...)

### Native title agreement recognises the importance of water

In November, the Kurama and Marthudunera (K&M) native title group announced an agreement with Iron Ore Holdings Ltd (IOH) over their Buckland Project in the Pilbara.

It was Pilbara's first native title agreement to provide payments in respect of the use of water and clearance of native vegetation, giving an incentive for IOH to minimise their impact on the environment. IOH also showed flexibility in planning their mine footprint in order to avoid any impact on culturally sensitive sites near the area.



Bryn Coldrick and David Stock, photo courtesy FMG

### 41,000 year-old Pilbara Aboriginal Site to be Protected

In December, Nyiyaparli Traditional Owners from the Pilbara region of Western Australia announced the oldest occupation dates ever found in the region. Working with archaeologists from the heritage company Archae-aus, the Nyiyaparli Heritage Sub-Committee and Karlka Nyiyaparli Aboriginal Corporation have revealed that charcoals found while excavating a rock shelter are more than 41,000 years old, according to carbon-dating analysis.

The shelter site is to be protected by a buffer zone. Nyiyaparli Traditional Owners have requested further research be carried out at the important site.

### Working together toward Alternative Settlement

The five native title groups involved in the Geraldton Alternative Settlement Agreement (ASA) made significant progress in 2012. As a result of meetings held in June, July and December 2012, a joint Working Group made up of members from all five groups has been formed. All five Native Title groups have endorsed a Memorandum of Understanding

that sets out the relationship of the five groups in negotiations with the State Government.

Representatives from each of the groups have expressed a firm commitment to participate in joint discussions with the State in order to work toward an agreement over the ASA area.

Following the successful meeting in December 2012, YMAC congratulated the Amangu, Hutt River, Naaguja, Widi Mob and Mullewa Wadjari people on coming together to work toward common goals, and on the positive outcomes reached in spirit of cooperation in 2012.

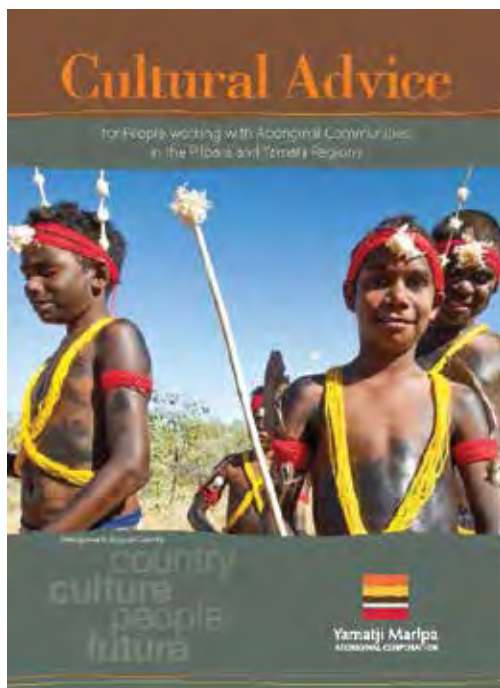
### Ngarlawangga People and Montezuma Sign Agreement South of Newman

In December, the Ngarlawangga native title group announced the signing of an agreement with Montezuma Mining Company Ltd (Montezuma) for the Butcherbird manganese project over 23,000 hectares of their traditional country, south of Newman, as well as consents to future mining in the area.

The agreement has seen Traditional Owners and Montezuma develop a framework for how they will continue working with each other, including assisting Ngarlawangga people into

## 2012/13 Highlights (Cont...)

employment, agreed processes for heritage clearances, and support for tendering for new contracts for community businesses.



*Cultural Advice Booklet*

### Protection of Aboriginal Culture through Eighty Mile Beach Marine Park

A new marine park created to protect the natural and cultural values of the Pilbara's Eighty Mile Beach will for the first time in Western Australia include special recognition for sites of high

Aboriginal cultural significance.

The Eighty Mile Beach Marine Park is the result of collaborative efforts between the Department of Environment and Conservation (DEC) and Indigenous Traditional Owners who have worked together to ensure the protection of Aboriginal heritage in Western Australia.

The marine park will be jointly managed between DEC and Karajarri, Nyangumarta and Ngarla Traditional Owners, and will include special 'cultural heritage' zones acknowledging the existence of cultural values in the area.

### Yinhawangka People Sign Native Title Agreement with Rio Tinto

In February, the Yinhawangka People of the Pilbara region announced a major agreement with Rio Tinto.

The agreement covers Rio Tinto's existing, current and future iron ore mining operations within Yinhawangka country and importantly, establishes protocols for the protection of homeland communities and areas of special significance. This includes the exclusion of an area of outstanding cultural significance to the Yinhawangka People.

The agreement provides economic and non-economic benefits for the Yinhawangka People, including significant financial benefits from mining on their traditional country; special treatment of areas of high cultural significance; employment and training opportunities; support for Pilbara Aboriginal business development and contracting; and a collaborative approach to environmental and cultural heritage management.



*ICS filming Charmaine Green*

### Indigenous Community Stories: Charmaine Green

In March, YMAC spent a few days on country with Yamatji artist, Charmaine Green, recording her stories and cultural experiences for the Indigenous Community Story initiative.

Indigenous Community Stories (ICS), run by WA's Film and Television Institute (FTI) in partnership with Rio Tinto, ScreenWest, Leighton and Ngarda



## 2012/13 Highlights (Cont...)

Civil and Mining, aims to digitally archive one hundred West Australian Indigenous stories on film for future generations to view over the next century and beyond.

### Badimia native title trial wraps up in Federal Court

April saw the last days of trial for the Badimia people's native title case in the Federal Court.

It was the culmination of years of hard work and the end of a very long and difficult process for the Badimia people. YMAC would like to acknowledge the hard work and dedication of the Traditional Owners who contributed to and participated in this trial, which ranged over many months and several locations out on country and in Perth.

YMAC also acknowledges the elders who have passed away since the Badimia claim was lodged in 1998. The Federal Court will now consider all of the evidence and submissions before making a decision on the Badimia people's native title claim. A judgement is not expected before late 2013 or 2014.

### Planning for an Indigenous Protected Area

In April, 17 Nyangumarta Traditional Owners along



*Nyangumarta Elder Martina Badal*

with two YMAC staff members and consultants went on a field trip on the Kidson Track as part of the planning for the proposed Nyangumarta Warrarn Indigenous Protected Area (IPA).

The IPA Consultation Project, which is funded by the Federal Government, is a project to support the Nyangumarta people to develop, declare and manage Indigenous Protected Areas on their country.

An important part of the project is to collect the Nyangumarta people's knowledge of the environment and how to care for it so that knowledge can be used to manage the areas and be passed down to people in the future.

The information that was collected will now be used to create a report outlining the management issues and options and a draft Management Plan for the proposed IPA.

### Yugunga-Nya People Sign Native Title Agreement with Ventnor Resources

In April, the Yugunga-Nya People, Traditional Owners of land in the Eastern Murchison region, announced the signing of an agreement with Australian base metals company Ventnor Resources Limited (Ventnor) for the Thaduna/Green Dragon Copper Project over 640 hectares of their traditional country.

The agreement recognises the cultural and environmental significance of the area for Traditional Owners and aims to deliver significant financial and social outcomes to the Yugunga-Nya People through commercial and community development opportunities.

## 2012/13 Highlights (Cont...)

### YMAC welcomes newly elected Yamatji Chairperson: Mr Victor Mourambine

In May, YMAC welcomed Mr Victor Mourambine, who has recently been elected as the new Yamatji Chairperson to our Board of Directors.

Victor is a Wajarri man from Northampton who has very deep ties to the region, and is grateful for the opportunities he has had to help his people.

He has a long history of working with the Aboriginal community, on the Commission of Elders at state and regional level, and through the Department of Justice helping prisoners. His work with Aboriginal prisoners earned him the Order of Australia.

Victor's work in native title is motivated by a desire to gain recognition for traditional owners.

He wants to carry on the fight of elders who have passed before they were able to gain legal recognition of their country and culture.

### Pilbara Traditional Owners Record Stories for Future Generations

Also in May, YMAC spent time on country with Traditional Owners from the Pilbara as part of an initiative to record stories about Australia's unique Aboriginal cultural heritage.

In the first of these stories, Kariyarra elder Irene Roberts spoke about growing up around Abydos and Kangan stations, as well as her life in the Yandeyarra community. The second story, told by Jurruru elder Toby Smirke, focuses on the working life of Aboriginal people on pastoral stations, his



*Badimia and YMAC Representatives with Top Iron*

family, and Jurruru connection to country.

These projects follow on from another ICS project that YMAC

supported in February about Geraldton-based artist and writer, Charmaine Green.

### Badimia People sign Native Title Agreement with Top Iron

In May, The Badimia People announced an agreement with Top Iron Pty Ltd. The agreement paves the way for the iron ore miners to develop their Greater Mummaloo Project in Badimia country, near the existing Extension Hill project.

The Badimia people will benefit from preferential contracting opportunities and employment targets on the project, as well as financial compensation linked to the project's production. The company has also agreed to hand over all housing units and light vehicles to the Badimia people at the end of the project, further enhancing opportunities for Badimia businesses.

The agreement also includes several provisions to protect and promote Badimia culture and



*ICS filming Toby Smirke*

## 2012/13 Highlights (Cont...)

heritage, including heritage survey protocols, Badimia cultural awareness workshops for Top Iron employees, and avoidance of certain areas that are important to Badimia cultural heritage.

### YMAC's Co-Chair Speaks at International Mining Conference

YMAC congratulates our Co-Chairperson, Mrs Doris Eaton, who attended the International Mining for Development Conference in Sydney in May.

Discussion focused on the challenges and opportunities that arise from mining for developing communities across the world, with particular emphasis on how women from these communities can access and make use of mining benefits. Delegates at the Conference came from over 60 nations.

### Yinhawangka People Sign Pilbara Native Title Agreement with Dragon Energy

In May, the Yinhawangka people announced a native title agreement with Dragon Energy, paving the way for its flagship Pilbara Iron Project.

The Agreement follows 12 months of constructive consultation and covers milestone and production payments, employment opportunities as well as cross-cultural exchanges and consultation on environmental matters.

Under the agreement, Yinhawangka give their consent to all activities associated with the development of an iron ore mine at Dragon's Rocklea Central and North deposits. It also allows for further mining leases within the area.



*Yinhawangka community with Dragon Energy*





*Kariyarra Country*



## 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 Operational Plans 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 the Native Title Act, all tax Acts and relevant State Acts.

The organisation also adheres to Australian Accounting Standards, with the two senior finance personnel suitably qualified with continuing professional development obligations.

YMAC acknowledges support from the Federal Government 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 Consumer Price Index is well above the Australian average. Facilities and services such as accommodation, housing and travel are difficult to procure at a reasonable cost, particularly in the Pilbara region.

### Planning

Both divisions of YMAC conduct planning sessions, which begin in February and culminate in May, when an annual operational planning document forms the main part of a 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 with the Operational

# Corporate Governance (Cont...)

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 the Executive Management Team, 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 occasions when a complaint cannot be dealt with at 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 no formal complaints in the 2012/13 reporting period.

## Staffing Levels

The organisation has long-serving core staff with service of five to fourteen years. The lack of infrastructure and increased cost of living means it continues to be costly and difficult to source staff for the Pilbara region.

Despite these challenges, YMAC has been able to attract qualified and experienced legal, anthropological and other professionals throughout the reporting period. 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 115 staff, with the following breakdown:

Full-time	94
Part-time	11
Casual	10
Male	32
Female	83
Indigenous	24
Non-Indigenous	91

## Staff Education and Training

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



# Corporate Governance (Cont...)

Staff training included attendance at the 2013 National Native Title Conference by selected staff, the YMAC All-Staff training in May 2013, and individual staff training and professional development to assist staff in the performance of their duties.

A significant number of staff also participated in cultural awareness training held in the Pilbara region. Legal staff are required to obtain Continuous Professional Development (CDP) points to renew their practice certificates each year. YMAC continues to have Quality Assurance status as a recognised provider of CDP 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 and Regional Committee members attended governance training.

Selected Board members also attended the 2013 National Native Title Conference held in Alice Springs in June.

## Salary levels

The salary structure of YMAC staff is based on the YMAC Enterprise Agreement 2012, with the exception of some senior staff who are on negotiated salaries.

## Salary awards

The YMAC Enterprise Agreement was ratified in January 2012 for a three year term which will finish in January 2015. YMAC remains under constant pressure to offer competitive salary levels in order to secure experienced and qualified staff.

## Occupational Health and Safety

There was one reported issue 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 ethics.

## Consultancy Services

YMAC actively pursues value for money for the provision of all its services and always seeks to obtain at least three quotes for services where possible. Many corporate services are outsourced, enabling YMAC to reduce risk and to access specialist services.

In the 2012/2013 reporting period YMAC engaged 78 Consultants to undertake consultancy work at a cost of \$7,302,136.63. 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.



*Nyangumarta country*



## Organisational Structure

### Members

YMAC membership is open to all adult Yamatji and Marlpa 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, and recognised status to have authority in matters affecting country. Working groups are a powerful voice for Traditional Owners to participate in decisions that affect their country and communities. A working group provides 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

Direction for YMAC on native title matters that are specific to either the Yamatji or Pilbara regions are provided by the two Regional Committees. Yamatji Regional Committee members are voted in at the Yamatji Annual Regional Meeting. Each native title claim represented by YMAC in the Pilbara nominates a representative to its Pilbara Regional Committee at native title working group meetings. The Yamatji Regional Committee held six meetings during this reporting period; five ordinary meetings and one joint meeting with the Pilbara Regional Committee. The Pilbara Regional Committee held five meetings during this reporting period; four ordinary meetings and one joint meeting with the Yamatji Regional Committee to discuss YMAC business.



# Organisational Structure (Cont...)

## Pilbara Regional Committee Attendance

July 2012 to June 2013

During the reporting period the members of the Pilbara Regional Committee were:

Pilbara Committee Member	Meetings attended	Meeting eligible to attend
Doris Eaton (Chairperson)	4	5
Natalie Parker (Deputy Chairperson)	2	5
Robyne Churnside	2	5
Nora Cooke	2	5
Neil Finlay	0	1
Darren Injie	0	5
Terry Jaffrey	3	4
Albert Pianta	5	5
Matthew Sampi	3	4
Toby Smirke	1	5
Jeanie Snowball (Stevens)	0	5
Les Stevens	0	0
Diane Stewart	5	5
Selina Stewart	4	5
Karen Tommy	2	5

## Yamatji Regional Committee attendance

July 2012 to June 2013

During the reporting period the members of the Yamatji Regional Committee were:

Yamatji Committee Member	Meetings attended	Meeting eligible to attend
Victor Mourambine (Chair)	6	6
Peter Windie (Deputy Chair)	6	6
Paul Baron	5	6
Roy Bellotti	2	2
Helen Capewell	4	4
Merle Dann	2	4
Cecily Dowden	6	6
Gloria Fogarty	5	6
Beverley Ladyman	4	4
Charlie Lapthorne Snr	2	4
Nora Mallard	2	2
Pam Mongoo	5	6
Kathleen Musulin	5	6
Susan Oakley	4	4
Ben Roberts	2	2
Rodney Ryan Snr	4	4
Douglas Ryder	0	2
Ron Simpson	0	6
Delveen Whitby	2	2
Lorraine Whitby	2	2

# Organisational Structure (Cont...)

## 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 Pilbara and Yamatji regions, particularly in relation to government activities affecting country, 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 both the Yamatji and Pilbara regions.

## Board of Directors'

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

Yamatji Member	Meetings attended	Meeting eligible to attend
Victor Mourambine (Co-Chair)	1	1
Peter Windie (Deputy Co-Chair)	6	6
Lorraine Whitby	2	2
Paul Baron	5	6
Beverley Ladyman	3	3
Helen Capewell	3	3
Kathleen Musulin	3	3
Roy Bellotti	3	3
Susan Oakley	3	3
Ben Roberts	3	3
Nora Mallard	3	3

Pilbara Member	Meetings attended	Meetings eligible to attend
Doris Eaton (Co-Chair)	6	6
Natalie Parker (Deputy Co-Chair)	5	6
Dianne Stewart	5	6
Selina Stewart	4	6
Nora Cooke	6	6
Toby Smirke	3	6
Darren Injie	0	0

## Executive Management Team (EMT)

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

## Chief Executive Officer



Simon Hawkins

As Chief Executive Officer (CEO), Simon Hawkins is responsible for the overall management of the organisation on behalf of the Board of Directors, and acts as Company Secretary. The CEO is accountable for the responsibilities of the organisation. He ensures that the policies and decisions of the Board of Directors 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 and promoting the organisation on a range of topics affecting YMAC's clients.

# Organisational Structure (Cont...)

## Regional Managers



*Donna Murdock*



*Donny Wilson*

YMAC has two discrete regional divisions, the Yamatji (Murchison and Gascoyne) and Marlpa (Pilbara) regions, under the direction of Regional Managers. The Regional Managers are responsible for developing and maintaining strategic alliances across all sectors, managing special projects, advocating and representing the native title rights and interests of Traditional Owners, and overseeing regional operations, including managing regional offices and staff.

The Yamatji Regional Manager position was held by Donna Murdock for the reporting period.

The Pilbara Regional Manager position was held by Peter Jeffries until April 2013, with Donny Wilson now in the Acting Pilbara Regional Manager position.

## Principal Legal Officer



*Michael Meegan*

The Principal Legal Officer (PLO) is responsible for managing the legal operations of the organisation in accordance with the NTA. The PLO advises on matters related to the NTA and associated legislation, as well as other Commonwealth and State laws and statutes 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 lodgement of native title claims, progress and resolution of native title claims and future act processes. The PLO position was held by Michael Meegan for the reporting period.

## Director of Research and Heritage



*Olivia Norris*

The Director of Research and Heritage is responsible for managing the organisation's research and heritage programs. The research program provides anthropological and other specialised research on behalf of native title

claimants to establish connection to land and waters under traditional law and custom. Research is also prepared for the purposes of resolving boundary overlaps, group membership, litigation and other purposes related to establishing native title. The heritage program is responsible for cultural heritage protection.

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 the organisation.

This position of Director of Research and Heritage was held by Melissa Moore until November 2012, and is now held by Olivia Norris.

## Chief Financial Officer (CFO)



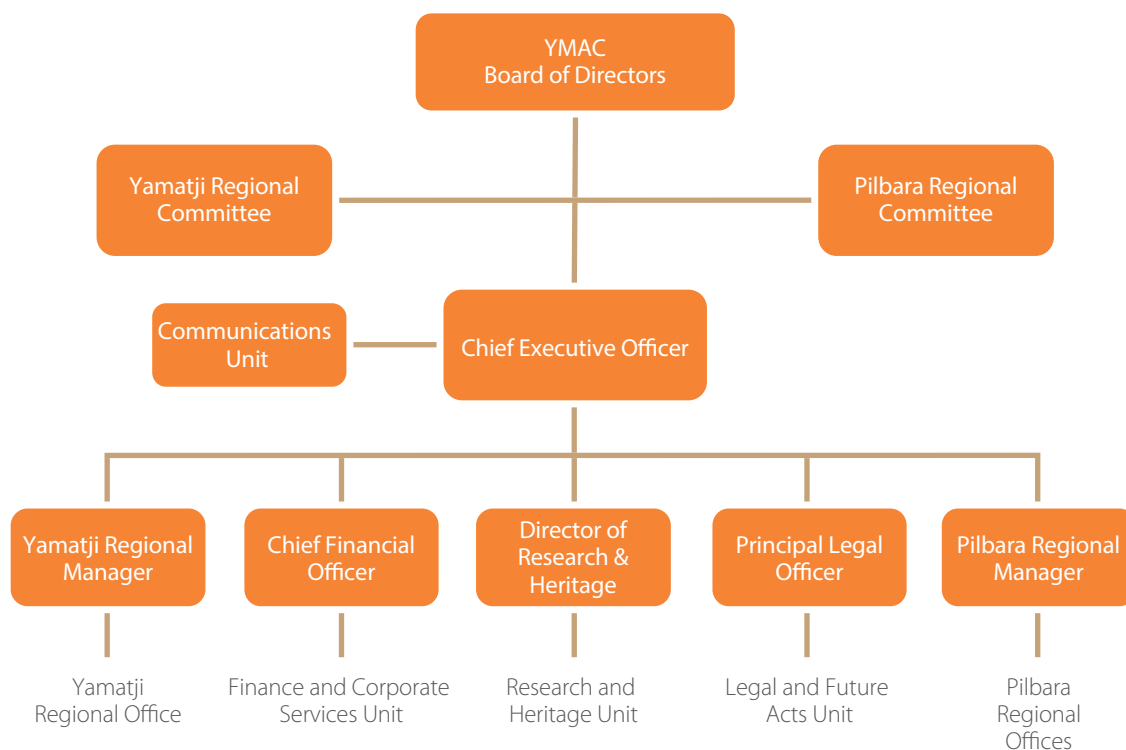
*Nicholas Kimber*

The Chief Financial Officer (CFO) is responsible for overseeing the financial reporting requirements of the organisation. 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 Nicholas Kimber for the reporting period.



# YMAC Organisational Chart

## Yamatji Marlpa Aboriginal Corporation





*Banjima Country*

# Roles and Functions

## Facilitation and Assistance

YMAC strives to provide Traditional Owners with best practice standards for 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 recognition of native title.

During the reporting period YMAC focused on undertaking comprehensive anthropological research and completing connection reports with appropriate anthropological and legal review. YMAC is committed to providing the best possible outcome for 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 22 claim groups 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 and 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 and;
- to 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 s202BE (2) of the NTA.

## Dispute Resolution

The processes of gaining recognition of native title and negotiating future act and heritage matters all affect Traditional Owners deeply because of their relationship to country. 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 committed to honouring 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.



## Roles and Functions (Cont...)

### Mediation Programs

During the reporting period YMAC has actively participated in mediation as part of its commitment to resolving native title claims.

Native Title mediation is a discrete form of alternative dispute resolution which draws on the specific skills of Native Title practitioners with legal, anthropological and alternative dispute resolution skills.

The process of mediation involves many participants. YMAC team members develop a range of strategies to assist the parties resolve Native Title and other related issues. This includes meeting separately with individuals and families at their homes or on country, setting up meetings in a culturally appropriate way, and recognising the importance of showing respect for elders. YMAC uses internal and external chairpersons to help run meetings.

### Prescribed Bodies Corporate

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

### PBC Support Case Study

#### Logo and Branding for Nyangumarta Warrarn Aboriginal Corporation

In 2009, the Nyangumarta People of the North Pilbara had their native title rights formally recognised under Australian Commonwealth Law. This led to the creation of the Nyangumarta Warrarn Aboriginal Corporation, to manage these native title rights along with cultural, economic and environmental projects.

The Nyangumarta community wanted a strong visual identity for their corporation, but had limited access to funding and resources. Working closely with community representatives, YMAC developed a range of materials including logo, stationary, t-shirt designs and business cards.

The logo's shell, with its distinctive pattern is commonly found along 80 Mile Beach, while the turtle and the goanna represent Nyangumarta country's unique location - "Desert to the Sea"



*“The logo tells our story of our Warrarn (country) and gives my people pride and identity. Now at conferences or meetings with government agencies and mining companies we proudly promote ourselves and Nyangumarta Warrarn Aboriginal Corporation. It means a lot to us.” - Nyaparu Rose, CEO, Nyangumarta Warrarn Aboriginal Corporation*



# Research and Heritage Update

## Connection Research Progress

(Please refer to claim updates for additional detail)

### Yamatji Region

- There was significant research work this year on multiple Murchison Gascoyne claims through the Yamatji Connection Project (YCP). This has seen the completion of the Budina Connection Report, nearing finalisation of the Nanda Report, final stages of research for Malgana, and progress on Gnulli, Amangu and Naaguja claims.
- Research was progressed for all Alternative Settlement Area (ASA) claims, to resolve membership and boundary issues to assist the ASA process.
- The results of Boundary Research Workshops were presented to the groups involved.
- Intensive research was involved in the Badimia trial.
- Supplementary Wajarri Yamatji connection material was submitted to the State Government.

### Pilbara Region

- Intensive research was involved in the

# Research and Heritage Update (Cont...)

- Kariyarra Preservation Evidence held in May 2013 and in the ongoing production of an Expert Report by Dr Kingsley Palmer.
- Intensive research was involved in preparing for the Jurruru Preservation evidence held in July 2013.
- Significant progress was made on the Palyku Connection Report, which is close to being finalised.
- Intensive research has occurred in preparation for Yinhawangka and Nyiyaparli Preservation Evidence.
- Research commenced to collect information for affidavits or preservation evidence with Njamal.
- Research was progressed in unclaimed and overlapped areas in the Pilbara.
- A Lotterywest grant application for K&M Traditional Ecological Knowledge Project was successful.
- YMAC provided assistance to the Nyangumarta Native Title Holders in the Indigenous Protected Area Consultation Project.
- YMAC produced a sites and artefacts guide for the general public
- YMAC Initiated communication with the WA Department of Aboriginal Affairs, the WA Museum and Federal Government over repatriation of Ancestral remains held in Australian and Overseas institutions, and has begun process of returning remains from Germany to Wajarri country.

## Heritage and Environmental Protection

- Significant anthropological advice and assistance was provided for the identification of Heritage Exclusion Zones and Rights Reserved Areas, to heighten the protection of highly significant cultural heritage areas.
- A grant application for a scoping study into carbon farming was successful.
- The process of hiring casual archaeologists began, to increase in-house capacity for Heritage Surveys, while maintaining the position as cost-recoverable.
- The Heritage Unit has been more closely monitoring section 18 applications in claim areas, and following up on notices to ensure best practice Heritage compliance.
- Advice on environmental issues and impacts was provided to Traditional Owners.

- YMAC staff made a number of presentations to Claim Groups in relation to Heritage Protection and Heritage Services.

## Review of WA Aboriginal Heritage Act

- YMAC was actively involved in the review of the *WA Aboriginal Heritage Act 1972*.
- YMAC began coordinating with consultants and other stakeholders to share information and input on changes proposed by the Department of Aboriginal Affairs (DAA).
- YMAC sought in-person meetings with DAA to discuss changes, and began the process of drafting possible legislative amendments.

## Heritage Services Program

YMAC acts as the heritage service provider for a number of claim groups. Whilst there has been a downturn in exploration, mining, infrastructure and development in the representative regions, heritage survey delivery has remained consistent.

In 2012/13 YMAC delivered 247 surveys comprising 1,428 survey days

Previous Years:

2011-12: 241 surveys comprising 2,107 survey days.

2010-11: 229 surveys comprising 1,617 survey days.

(Please refer to claim updates for additional detail)





*Kariyarra Country*

# Native Title Claim Updates

## AMANGU

### Claim location and background

The Amangu native title claim covers approximately 27,388 square kilometres of land and sea in the Yamatji region. It lies in the City of Greater Geraldton and the Shires of Carnamah, Chapman Valley, Irwin, Mingenew, Morawa, Northampton, Perenjori, Three Springs and Yalgoo.

### Native Title Claim Progress

During the reporting period YMAC continued to progress the native title claim through Working Group Meetings and further connection and genealogical research. YMAC convened three joint Working Group Meetings between the YMAC represented Amangu, Naaguja and Hutt River claim groups, and the separately represented Widi Mob and Mullewa Wadjari claim groups. The meetings were successful with all groups committing to working together in progressing aspirations for the region. YMAC engaged an independent facilitator to conduct the meetings. For more on this, see the “organisational highlights”.

### Future Act Developments

There is a moderate level of future act activity

in the Amangu claim area. Two finalised agreements await execution. Several Right to Negotiate matters were notified in the reporting period and will be progressed.

During the reporting period, the Claim Group updated their instructions in relation to heritage and future act matters. Oakajee Port and Rail suspended consultations with the Amangu native title claimants and then suspended the rail and port project during this reporting period.

### FaHCSIA funded meetings

9 July 2012 Alternative Settlement Joint Working Group Meeting  
13 August 2012 Working Group Meeting  
18 October 2012 Community Meeting  
10-11 December 2012 Alternative Settlement Joint Working Group Meeting  
25 February 2013 Alternative Settlement Joint Working Group Meeting

### Additional Meetings

2 July 2012 Negotiation Meeting  
4 December 2012 Negotiation Meeting



Amangu Country



# Native Title Claim Updates (Cont...)

## BADIMIA

### Claim location and background

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

### Native Title Claim Progress

During the reporting period YMAC successfully

facilitated on-country Federal Court hearings from 23 to 27 July 2012 at Warriedar, Kerber Pool and Mt Magnet. Expert reports were written and filed during the reporting period, and the trial continued with a hearing in Perth from 10 to 14 September 2012. Final submissions were then written and filed and final court appearances were on 3 April 2013 in Perth. The Federal Court adjourned the proceedings and made an order for the decision to be reserved.

### Future Act Developments

There continues to be a moderate level of future act activity in the Badimia claim. During the reporting period the Badimia claimants progressed negotiations with a number of parties seeking mining tenements and heritage agreements, as well as meeting a number of parties on new matters. YMAC assisted Badimia to finalise and execute a number of agreements.

The Badimia community continues to be engaged with various companies with respect to implementation of existing agreements.

### FaHCSIA funded meetings

10 – 14 July 2012 Logistical rehearsal for On Country Federal Court hearing

14 July 2012 Community Meeting

23-27 July 2012 On Country Federal Court hearing

3 September 2012 Working Group Meeting

11 June 2013 Working Group Meeting

### Additional Meetings

6 August 2012 Negotiation Meeting

16 October 2012 Negotiation Meeting

12 June 2013 Negotiation Meeting





# Native Title Claim Updates (Cont...)

## BANJIMA

### Claim location and background

The Banjima native title claim covers approximately 10,200 square kilometres of land in the Pilbara region. It lies in the Shires of Ashburton and East Pilbara.

### Native Title Claim Progress

The final stage of the trial of the Banjima native title claim in the Federal Court concluded in January 2012, during the last reporting period. At

the conclusion of the trial Justice Barker reserved his decision. At the end of the 2012/13 reporting period, the parties were still waiting for the Court's decision.

### Future Act Developments

During the reporting period, YMAC assisted the Banjima people to progress negotiations over claim wide agreements with BHP Billiton and Rio Tinto Iron Ore. YMAC also provided assistance with agreement implementation and compliance as well as a number of minor future acts.

## FaHCSIA funded meetings

none

### Additional Meetings

11 July 2012 Negotiation Meeting  
4 December 2012 Negotiation Meeting  
5 December 2012 Negotiation Meeting  
6 December 2012 Negotiation Meeting  
4 April 2013 Negotiation Meeting  
5 April 2013 Negotiation Meeting  
8 May 2013 Negotiation Meeting  
9 May 2013 Negotiation Meeting  
13 May 2013 Negotiation Meeting  
14 May 2013 Negotiation Meeting  
15 May 2013 Negotiation Meeting



Banjima Country

# Native Title Claim Updates (Cont...)

## BUDINA

### Claim location and background

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

### Native Title Claim Progress

During the reporting period, YMAC worked on

finalising the Budina connection research.

Budina Claimants and local pastoralists reached an agreement for Indigenous Land Use Agreements (ILUAs) to be lodged over Budina country. Several of these ILUAs have been executed and are in the process of being registered.

### Future Act Developments

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

### FaHCSIA funded meetings

7 December 2012 Community Meeting

### Additional Meetings

None



Budina Country



# Native Title Claim Updates (Cont...)

## GNULLI

### Claim location and background

The Gnulli native title claim covers approximately 87,876 square kilometers of land and sea in the Yamatji region. It lies in the Shires of Ashburton, Carnarvon, Exmouth and Upper Gascoyne.

### Native Title Claim Progress

Connection research for the Gnulli claim continued during the reporting period. In July 2012, YMAC began an internal review of connection material received from the consultant Anthropologist.

Throughout the reporting period, YMAC worked on further Gnulli research to be included in the final connection material.

YMAC has also made significant progress in conducting research on the Gnulli Claim boundaries as well as commissioning an interim report for part of the boundary.

### Future Act Developments

There is a high level of future act activity in the Gnulli claim area. There are several Right to Negotiate matters currently being negotiated with the Working Group. YMAC has assisted the group by notifying companies of the

establishment of a Gnulli Trust to facilitate payment of benefits.

### FaHCSIA funded meetings

17 July 2012 Working Group Meeting

9 October 2012 Half day Working Group Meeting

12 March 2013 Working Group Meeting

28 May 2013 Working Group Meeting

### Additional Meetings

9 October 2012 Half Day Negotiation meeting

13 December 2012 Negotiation Meeting

13 March 2013 Negotiation Meeting





# Native Title Claim Updates (Cont...)

## HUTT RIVER

### Claim location and background

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

### Native Title Claim Progress

During the reporting period YMAC continued to progress the native title claim through Working Group Meetings and further connection and genealogical research. YMAC convened 3 joint

Working Group Meetings between the YMAC represented Amangu, Naaguja and Hutt River claim groups, and the separately represented Widi Mob and Mullewa Wadjari claim groups. The meetings were successful with all groups committing to working together in progressing aspirations for the region. YMAC engaged an independent facilitator to conduct the meetings. For more on this, see the "2012/13 Jighlights".

Connection research continued during the reporting period. This included conducting research on the genealogies of the claim group

families in the region.

### Future Act Developments

YMAC continues to provide assistance to Hutt River in relation to future acts and heritage.

### FaHCSIA funded meetings

9 July 2012 Alternative Settlement Joint Working Group Meeting  
22 August 2012 Working Group meeting  
11-12 December 2012 Alternative Settlement Joint Working Group Meeting  
25 February 2013 Alternative Settlement Joint Working Group Meeting

### Additional Meetings

None



Hutt River Country

# Native Title Claim Updates (Cont...)

## JURRURU & JURRURU #2

### Claim location and background

The Jurruru and Jurruru #2 native title claims cover approximately 10,500 square kilometres of land in the South West Pilbara region. They lie in the Shires of Ashburton and Upper Gascoyne.

### Native Title Claim Progress

The Jurruru #2 claim was filed in the Federal Court in November 2012. Jurruru #2 is completely overlapped by the current Gobawarra Minduarra Yinhawanga (GMY) claim. This claim is now in the Federal court case management process with the Jurruru #1 claim. Several confidential conferences have been held, and the matter continues in case management.

During the reporting period, the Jurruru native title claimants continued discussions with the State in relation to the resolution of the un-overlapped portion of the Jurruru #1 claim. State government representatives have attended meetings with YMAC and the Jurruru claimants to progress these discussions.

During the reporting period, YMAC assisted Jurruru claimants to prepare for preservation evidence, which took place on country in July 2013.

### Future Act Developments

Future act activity within the Jurruru claim area is low, but YMAC has continued to assist the Jurruru people with advice and negotiations where future act notices were received. The Jurruru people continue to seek protection of their heritage and native title rights and interests in their country.

### FaHCSIA funded meetings

31 July 2012 Community Meeting

1 August 2012 Negotiation with the State

2 November 2012 Jurruru Negotiation Team meeting

27 November 2012 Federal Court Conference with Jurruru representatives

21 February 2013 Federal Court Conference with Jurruru representatives

4 April 2013 Preservation Evidence preparation

5 April 2013 Community Meeting and negotiations with the State

11 April 2013 Federal Court Conference with Jurruru representatives

11 June 2013 Federal Court Confidential Conference with Jurruru representatives

### Additional Meetings

None



Jurruru Country

# Native Title Claim Updates (Cont...)

## KARIYARRA

### Claim location and background

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

Mediation between the Kariyarra people and the State Government continued in the Federal Court over the resolution of the Kariyarra native title claim. During the reporting period, YMAC briefed an expert anthropologist to conduct further research which began in early 2013 and

will continue into the next financial year.

In November 2012 the Kariyarra community elected to amend the applicant group for the native title claim to include an additional person.

Preservation evidence was held on country from 27-30 May 2013 to preserve the evidence of two elderly Kariyarra claimants.

### Future Act Developments

YMAC continues to assist the Kariyarra people with numerous future act and heritage matters, as well as compliance and implementation of their Agreements, including agreements for commercial and residential land with Landcorp and the State of Western Australia. There has

been a high level of exploration activity and heritage surveys in the Kariyarra claim area.

During the reporting period, the Kariyarra people entered into several future act agreements and continued agreement negotiations with major Mining companies.

During the reporting period, YMAC carried out an assessment of existing Kariyarra Agreements over mining and infrastructure for the purpose of monitoring compliance and implementation.

### FaHCSIA funded Meetings

17 July 2012 Working Group Meeting  
15 August 2012 Working Group Meeting (half day)  
20 November 2012 Working Group Meeting (half day)  
22 November 2012 Community Meeting  
5 March 2013 Community Meeting (half day)  
22 April 2013 Working Group Meeting  
23 May 2013 Senior Men's Meeting  
27-30 May 2013 Preservation Evidence

### Additional meetings

15 August 2012 Negotiation Meeting (half day)  
26- September 2012 Negotiation Meeting  
27 September 2012 Negotiation Meeting  
9 October 2012 Negotiation Meeting  
20 November 2012 Negotiation Meeting (half day)  
3 December 2012 Negotiation Meeting  
5 March 2013 Negotiation Meeting (half day)  
26 March 2013 Negotiation Meeting  
27 March 2013 Negotiation Meeting  
23 April 2013 Negotiation Meeting  
6-7 June 2013 Negotiation Meeting



Kariyarra Country



# Native Title Claim Updates (Cont...)

## KURAMA & MARTHUDUNERA

### Claim location and background

The Kurama and Marthudunera (KM) native title claim covers approximately 11,926 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, an inter-indigenous agreement was entered into between the KM claim and the Yaburara Mardudhunera (YM) claim, allowing for the overlap between the two claims to be resolved. On 28 June 2013, the Federal Court made orders to reduce the KM claim boundary such that there is no longer an overlap with the YM claim.

YMAC continued to assist the KM claim group in discussions with the State in relation to the KM Connection Report

### Future Act Developments

YMAC continues to assist the KM people with a high level of future act activity, including exploration, mining and infrastructure tenement applications. Negotiations are continuing over significant iron ore projects within the KM claim area. During the reporting period, the KM people

entered into a Land Access Agreement with Iron Ore Holdings. For more on this agreement, see '2012/13 Highlights'

### FaHCSIA funded meetings

16-17 August 2012 Community Meeting  
5 September 2012 Community Meeting  
17 September 2012 Community Meeting  
16 October 2012 NNTT Mediation  
25 October 2012 Special Invitees Meeting  
13 February 2013 Community Meeting  
2 May 2013 Community Meeting

### Additional Meetings

5 July 2012 Negotiation Meeting  
11 July 2012 Heritage Sub-Committee Meeting  
18 July 2012 Heritage Sub-Committee Meeting  
19 July 2012 Negotiation Meeting  
22 August 2012 Relationship Committee Meeting  
26 September 2012 Community Negotiation Meeting  
24 October 2012 Negotiation Meeting  
21 November 2012 Relationship Committee/Negotiation Meeting  
21 February 2013 Relationship Committee/Negotiation Meeting  
17 April 2013 Negotiation Meeting  
23 May 2013 Relationship Committee/Negotiation Meeting  
25 June 2013 Negotiation Meeting



*Kurama and Marthudunera Country*

# Native Title Claim Updates (Cont...)

## MALGANA

### Claim location and background

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

### Native Title Claim Progress

During the reporting period YMAC continued to work toward finalising research for the Malgana claim. YMAC's consultant anthropologist carried

out on county interviews and field work in June 2013, with more scheduled for the 2013/14 financial year.

During the reporting period, YMAC represented Malgana at two Case Management Conferences in the Federal Court. The Court has made orders on a timeframe for the provision of the Malgana Connection Report.

### Future Act Developments

YMAC continues to provide assistance to

Malgana in relation to future acts and heritage. During the reporting period, Malgana claimants met with various parties seeking heritage agreements, and finalised various heritage agreements.

### FaHCSIA funded meetings

15 August 2012 Working Group Meeting

11 February 2013 Boundary Workshop

19-20 February 2013 Working Group Meeting

### Additional Meetings

None



*Malgana Country*

# Native Title Claim Updates (Cont...)

## NAAGUJA

### Claim location and background

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

### Native Title Claim Progress

During the reporting period, YMAC convened

three joint Working Group Meetings between the YMAC represented Amangu, Naaguja and Hutt River claim groups, and the separately represented Mullewa Wadjari and Widi Mob claim groups. The meetings were successful with all groups committing to work together in progressing aspirations for the region.

YMAC engaged an independent facilitator to conduct the meetings. For more on this, see the “organisational highlights”.

Research on the Naaguja claim by YMAC staff

and an external consultant progressed during the reporting period. A coordinated approach to research is being taken in relation to the Amangu and Naaguja claims and the Yamatji coastal claims generally. At the end of the reporting period, this research report was under internal review by YMAC.

### Future Act Developments

YMAC continues to provide assistance to the Naaguja people in relation to future acts, heritage and agreement implementation and compliance.

### FaHCSIA funded meetings

- 9 July 2012 Alternative Settlement Joint Working Group Meeting
- 20 August 2012 Working Group Meeting
- 11 October 2012 Select Members Meeting
- 11-12 December 2012 Alternative Settlement Joint Working Group Meeting
- 25 February 2013 Alternative Settlement Joint Working Group Meeting

### Additional Meetings

- 3 July 2012 Negotiation Meeting



Naaguja Country



# Native Title Claim Updates (Cont...)

## NANDA

### Claim location and background

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

### Native Title Claim Progress

During the reporting period, YMAC anthropologists made significant progress

toward finalising the Nanda connection research.

### Future Act Developments

YMAC continues to assist the Nanda native title claimants in relation to future act and heritage matters. Throughout the reporting period, Nanda strengthened its relationship with the Department of Parks and Wildlife (formerly Department of Environment and Conservation).

### FaHCSIA funded meetings

23 October 2012 Working Group Meeting

27 May 2013 Working Group Meeting

### Additional Meetings

None



# Native Title Claim Updates (Cont...)

## NGARLA

### Claim location and background

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

A consent determination was made by the Federal Court on 30 May 2007 over the majority of the claim area.

On 6 August 2010, the Federal Court made a determination in relation to the Mt Goldsworthy Lease proceedings in which native title was

found to exist over about two-thirds of the lease areas. YMAC then lodged an appeal for the Ngarla people to the Full Federal Court of Australia. In November 2012, the Full court decided by a 2-1 majority that native title was not extinguished by the leases. In February 2013 after further argument, the Full Federal Court decided that native title covers the whole of the leases, including the old mine and townsite areas, and made a determination over those areas.

In December 2012, the State applied to the High Court for special leave to appeal this decision.

The Ngarla and Ngarla #2 claims were the subject of Overlap proceedings with the Warran native title claim. In November 2012, the Federal

Court Justice Bennett decided that the Ngarla people hold native title over the overlap area and Warran do not hold any native title there.

In February 2013, Justice Bennett made a further determination of native title for the Ngarla people in the overlap area and dismissed the Warran claim.

In March 2013, the Warran claimants lodged an appeal to the Full Federal Court of Australia. The Ngarla Claimants have instructed YMAC to oppose the appeal by Warran.

### Future Act Developments

The Wanparta Aboriginal Corporation, the Ngarla people's Prescribed Body Corporate, are represented by private lawyers for most of their future act matters with some administrative assistance from YMAC. However YMAC continues to assist with certain negotiations through an external consultant.

### FaHCSIA funded meetings

13 September 2012 Community Meeting  
5 December 2012 Community Meeting  
25 March 2013 Working Group Meeting

### Additional Meetings

none



# Native Title Claim Updates (Cont...)

## NGARLAWANGGA

### Claim location and background

At the end of the 2012/13 reporting period, the Ngarlawangga native title claim covers approximately 6901 square kilometres of land in the Central Pilbara region. It lies in the shires of East Pilbara and Meekatharra.

### Native Title Claim Progress

YMAC continued to represent the Ngarlawangga people with their claim for native title and with

negotiations with the State government for an Indigenous Land Use Agreement. During the reporting period, Ngarlawangga community members established their corporation and developed governance and planning processes for it, to ensure its success and its readiness to take on the role of PBC in the future.

In June 2013, the Ngarlawangga People filed documents in the Federal Court to amend their boundary with the Nyiyaparli People. Both groups agree that the new boundary better

reflects traditional knowledge. The change will take effect in the 2013/14 financial year.

### Future Act Developments

YMAC continued to assist the Ngarlawangga people with new future act applications. The community has also authorised a new trust to manage future act compensation payments according to the community's own priorities.

The Ngarlawangga people entered into a project area agreement for manganese mining with Montezuma Mining in December 2012. For more information on this agreement, turn to the '2012/13 Highlights' section.

### FaHCSIA funded meetings

None

### Additional Meetings

- 11 July 2012 Community Negotiation Meeting
- 30 July 2012 Community Negotiation Meeting
- 2 August 2012 Negotiation Meeting
- 16 August 2012 Negotiation Meeting
- 28 August 2012 Negotiation Meeting
- 7 November 2012 Negotiation Meeting
- 11 December 2012 Negotiation Meeting
- 12 December 2012 Community Negotiation Meeting
- 23 April 2013 Community Negotiation Meeting
- 24 April 2013 Negotiation Meeting
- 20 June 2013 Negotiation Meeting



Ngarlawangga Country



# Native Title Claim Updates (Cont...)

## NGARLUMA

### Claim location and background

The Ngarluma native title claim covers approximately 21.5 square kilometres of land in the Pilbara region. It lies in the Shire of Roebourne.

### Native Title Claim Progress

Most of Ngarluma country was subject to a determination of native title in 2005. YMAC continues to represent the Ngarluma people

with their claim over any unextinguished portions of the town sites of Karratha, Wickham, Point Sampson and Dampier.

During the reporting period, YMAC continued to represent the Ngarluma claim group in court proceedings to remove the former Wong-Goo-Tt-Oo applicants as respondents to the Ngarluma claim. YMAC has also assisted the Ngarluma people in negotiations with members of the former Wong-Goo-Tt-Oo claim group, with a view to achieving a consent determination over

the townsite areas for all Ngarluma people.

YMAC has also continued to carry out anthropological work to facilitate a consent determination.

### Future Act Developments

YMAC does not represent the Ngarluma claim group in future act matters.

### FaHCSIA funded meetings

18 September 2012 Elders Meeting (organised by Ngarluma Aboriginal Corporation)

5 December 2012 Elders Meeting

1 March 2013 Elders and Directors Meeting (organised by Ngarluma Aboriginal Corporation)



# Native Title Claim Updates (Cont...)

## NJAMAL and NJAMAL #10

### Location and background

The Njamal and Njamal #10 native title claims cover approximately 33,612 square kilometres of land and sea in the Pilbara region. They lie in the Shire of East Pilbara and the Town of Port Hedland.

### Native Title Claim Progress

YMAC has continued to represent the Njamal people in negotiations with the State of Western Australia toward a consent determination. Negotiations for an Indigenous Land Use Agreement also continued with pastoralists who have an interest in the Njamal claim area.

During the reporting period, research began toward a preservation evidence hearing to be held in 2014. Research also continued on the boundary between the Njamal and Palyku claims, with a view to resolving the overlap.

The Njamal #10 claim is overlapped by the Warrarn native title claim. During the reporting period, the Warrarn native title claim was the subject of findings by the Federal Court in a separate native title case that will have an effect on this overlap.

### Future Act Developments

YMAC continued to assist the Njamal people with numerous future act and heritage

matters, as well as Agreement compliance and implementation. There has been a high level of exploration activity in the Njamal claim area with many surveys completed by heritage consultants and Njamal participants.

In 2013 YMAC have been focusing on reviewing the Njamal claim's current Mining Agreements, ensuring the strongest compliance and implementation of the Agreement, and building positive relationships with all parties involved.

### FaHCSIA funded meetings

29 August 2012 Working Group Meeting  
29-30 November 2012 Community Meeting  
15 April 2013 Working Group Meeting  
13-14 June 2013 Community Meeting

### Additional Meetings

16 October 2012 Negotiation Meeting  
8 November 2012 Negotiation Meeting  
15 November 2012 Negotiation Meeting  
6 March 2013 Negotiation Meeting  
7 March 2013 Negotiation Meeting  
15 April 2013 Negotiation Meeting  
16-18 April 2013 – Monitoring and Liaison Committee Site Visit  
24 April 2013 - Negotiation Meeting  
11 June 2013 Negotiation Meeting  
17 June 2013 Negotiation Meeting  
18 June 2013 Negotiation Meeting



# Native Title Claim Updates (Cont...)

## NYANGUMARTA

### Claim location and background

The Nyangumarta native title determination covers approximately 34,000 square kilometres of land in the Pilbara region. It lies in the Shires of Broome and East Pilbara.

### Native Title Determined Area and assistance of PBC

Nyangumarta Part A was determined by the Federal Court in July 2009, and a determination of joint native title held by the Nyangumarta and Karajarri people over an area near 80 Mile Beach was handed down on 25 May 2012.

YMAC continues to assist the Nyangumarta people with an Indigenous Protection Area (IPA) application and secured additional IPA funding for the Nyangumarta people for 2013-2014. YMAC has also assisted the Nyangumarta Warrarn Prescribed Body Corporate (PBC) with its negotiations with the State of Western Australia and the Department of Environment and Conservation for a proposed Indigenous Land Access Agreement and Joint Management Agreement over 80 Mile Beach Marine Park, as well as assisting with the establishment of the Kidson track permit system. During the reporting

period YMAC assisted the Nyangumarta Warrarn PBC with funding applications, corporate governance and administrative issues.

### Future Act Developments

YMAC has assisted the Nyangumarta People to draft a specific Heritage agreement for the Nyangumarta people as native title holders.

YMAC also assisted the Nyangumarta people to establish a charitable trust to hold the financial benefits from native title agreements.

### FaHCSIA funded meetings

23rd July 2012 Directors Meeting

24 July 2012 Directors Meeting

17 October 2012 Directors Meeting (half day)

28 March 2013 Directors Meeting (half day)

5 April 2013 Nyangumarta Representatives Meeting

### Additional Meetings

16 August 2012 Negotiation Meeting

17 October 2012 Negotiation Meeting (half day)

18 October 2012 Negotiation Meeting

21 November 2012 Negotiation Meeting

14 December 2012 Negotiation Meeting

22 March 2013 Negotiation Meeting

28 March 2013 Negotiation Meeting (half day)

11 June 2012 Negotiation Meeting

12 June 2013 Negotiation Meeting

27 June 2013 IPA Consultation





# Native Title Claim Updates (Cont...)

## NYIYAPARLI

### Claim location and background

The Nyiyaparli 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

During the reporting period the final draft of the connection report was submitted to the State Government. YMAC represented the Nyiyaparli People at Federal Court Case Management Conferences held on 7 February 2013 and 20 June 2013, and continues to provide legal advice

and representation in progressing discussions with the State.

During the reporting period YMAC continued to prepare witness statements for some of the Nyiyaparli elders with a view to participating in a Federal Court preservation evidence hearing in either late 2013 or 2014.

On the instructions of the Nyiyaparli People YMAC applied for a Judicial Review of the registration of the Wunna Nyiyaparli claim by the NNTT, the results of which are still pending.

### Future Act Developments

The Nyiyaparli native title claim continues to

experience a high level of future act activity. The Nyiyaparli claimants authorised a number of mining and infrastructure agreements during the reporting period. The 'Nyiyaparli People and BHP Billiton Comprehensive Agreement – Initial ILUA' and the 'RTIO and Nyiyaparli People ILUA' were also both successfully registered with the NNTT on 13 March 2013.

### FaHCSIA funded meetings

11 July 2012 Community Meeting  
28 September 2012 Community Meeting  
28 March 2013 Working Group Meeting  
30 May 2013 Community Meeting

### Additional Meetings

3 July 2012 Negotiation Meeting  
23 July 2012 Negotiation Meeting  
1 August 2012 Negotiation Meeting  
2 August 2012 Negotiation Meeting  
23 August 2012 Implementation Meeting  
24 September 2012 Negotiation Meeting  
25 September 2012 Negotiation Meeting  
18 October 2012 Negotiation Meeting  
19 October 2012 Negotiation Meeting  
22 October 2012 Negotiation Meeting  
27 November 2012 Negotiation Meeting  
20 February 2013 Implementation Meeting  
21 February 2013 Negotiation Meeting  
9 May 2013 Implementation Meeting  
10 May 2013 Negotiation Meeting  
17 June 2013 Negotiation Meeting



# Native Title Claim Updates (Cont...)

## PALYKU

### Claim Location and Background

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

Connection research continued during the reporting period and neared completion. An anthropological and legal peer review commenced during the reporting period, with a

view to presenting the draft Connection Report to the Palyku Community in the second half of 2013.

The Connection research on the overlap with the Njamal claim at Nullagine has been concluded and the results will be presented to the Palyku Community in the next reporting period.

### Future Act Developments

YMAC continues to provide administrative assistance to the Palyku native title claimants in relation to future acts together with their private

lawyers. YMAC continued to assist with their negotiations with a major mining company.

### FaHCSIA funded Meetings

10th September 2012 Community Meeting

### Additional Meetings

16-17 October 2012 Negotiation Meeting





# Native Title Claim Updates (Cont...)

## PUUTU KUNTI KURRAMA & PINIKURA (PKKP)

### Claim location and background

The Puutu Kunti Kurrama and Pinikura (PKKP) native title claim covers approximately 9521 square kilometres of land in the Pilbara Region. It lies in the shire of Ashburton.

### Native Title Claim Progress

During the reporting period, YMAC continued to represent the PKKP People in the Federal Court's case management process towards a potential consent determination. YMAC facilitated community meetings focussing on internal governance, traditionally-based decision-making

about Country, and the ongoing demands of negotiating heritage protection and mining agreements in this busy region.

### Future Act Developments

PKKP Country experienced a high level of future act activity, particularly exploration activity, in the 2012/13 period. Sixty new future act applications were received, and the PKKP claimants conducted 32 heritage surveys coordinated by YMAC's heritage department. Negotiation meetings with major iron ore joint venture API recommenced for mining and infrastructure on PKKP country.

### FaHCSIA funded meetings

27 July 2012 Community Meeting  
28 September 2012 Working Group Meeting  
19 November 2012 Community Meeting  
11 March 2013 Working Group Meeting  
7 June 2013 Men's Meeting

### Additional Meetings

3 July 2012 Negotiation Meeting  
4 July 2012 Negotiation Meeting  
5 July 2012 Negotiation Meeting  
16 October 2012 Negotiation Meeting  
8 November 2012 Negotiation Meeting  
17 December 2012 Negotiation Meeting  
12 March 2013 Negotiation Meeting  
12 April 2013 Negotiation Meeting  
18 April 2013 Negotiation Meeting



*Puutu Kunti Kurrama Country*



# Native Title Claim Updates (Cont...)

## THUDGARI

### Claim location and background

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

### Native Title Claim Progress

During the reporting period, Wyamba Aboriginal Corporation, the registered Prescribed Body Corporate for the determined Thudgari area, and the Thudgari claim group elected to no longer use YMAC's services in relation to their additional native title claim. YMAC has ceased to act as legal representatives for the Thudgari people.

### Future Act Developments

Wyamba Aboriginal Corporation has engaged independent legal representation in relation to future act and heritage matters.

### FaHCSIA funded Meetings

13 February 2013 Community Meeting

### Additional meetings

None



*Thudgari Country*

# Native Title Claim Updates (Cont...)

## WAJARRI YAMATJI

### Claim location and background

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

### Native Title Claim Progress

During the reporting period, YMAC submitted a supplementary report to the State to address certain questions the State had arising from

the Wajarri Yamatji Connection Report. YMAC continues to work on resolving the issue of connection with the State.

During the reporting period YMAC held workshops with Wajarri Yamatji elders and Thudgari elders to determine the Wajarri Yamatji/Thudgari boundary in the northern claim area. YMAC also held a workshop with Malgana elders to discuss the Wajarri Yamatji/Malgana boundary.

### Future Act Developments

The Wajarri Yamatji claim continued to experience a high volume of exploration and mining activity, with approximately 50 heritage agreements negotiated during the

reporting period. The Working Group updated their future act instructions to reflect changed processes of the National Native Title Tribunal. YMAC continued to assist with various Right to Negotiate, compulsory acquisition and expedited procedure inquiry matters.

During the reporting period, the Wajarri Yamatji people authorised an Indigenous Land Use Agreement (ILUA) with Weld Range Metals, and began work on implementing corporate governance and trust structures in relation to the Agreement.

YMAC also continued to assess and monitor compliance under existing native title agreements.

### FaHCSIA funded meetings

6 August 2012 Working Group Meeting  
12-13 November 2012 Working Group Meeting  
18 -19 February 2013 Working Group Meeting  
13 April 2013 Community Meeting  
20-21 May 2013 half FaHCSIA-funded, half negotiation meeting

### Additional Meetings

6 July 2012 Negotiation Meeting  
25 August 2012 Negotiation Meeting  
24 September 2012 Negotiation Meeting  
14 November 2012 Negotiation Meeting  
17- 19 December 2012 Negotiation Meeting  
11 April 2013 Negotiation Meeting  
20-21 May 2013 half FaHCSIA-funded, half negotiation meeting



Wajarri Country



# Native Title Claim Updates (Cont...)

## YINHAWANGKA

### Claim location and background

The Yinhawangka native title claim covers approximately 10,150 square kilometres of land in the Pilbara region. It lies in the Shires of Ashburton and Meekatharra.

### Native Title Claim Progress

During the reporting period, YMAC was in communication with the State Government regarding the Yinhawangka Connection Report (submitted in 2011).

YMAC continued to liaise with the State on behalf of the Yinhawangka People regarding the progression of the Native Title Claim, including attending Case Management Conferences in the Federal Court.

During the reporting period YMAC continued to prepare witness statements for some of the Yinhawangka elders with a view to participating in a Federal Court preservation evidence hearing in the 2013/14 financial year.

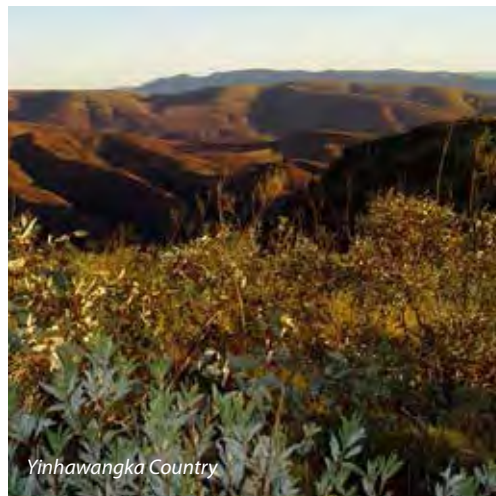
### Future Act Developments

YMAC continued to assist the Yinhawangka People on their negotiations with Rio Tinto, culminating in the commencement of the Rio

Tinto Claim Wide Participation Agreement on 31 January 2013. The Yinhawangka People also authorised the Regional Framework Deed during the reporting period, which allows the Yinhawangka People to share in the benefits of the Regional Standards contained within the Rio Tinto Regional Framework Deed.

The Yinhawangka People also successfully negotiated a mining agreement with Dragon Energy, which was executed in May 2013. For more information on this agreement, refer to the “Organisational Highlights” section of this report.

Negotiations continued between the Yinhawangka People and BHP Billiton over a proposed mining agreement.



YMAC assisted the Yinhawangka People to progress the establishment of a Charitable Trust and a Direct Benefits Trust to hold the financial benefits from native title agreements. YMAC also assisted the Yinhawangka People to incorporate the Yinhawangka Aboriginal Corporation, which was successfully registered with ORIC on 29 January 2013.

### FaHCSIA funded Meetings

26 September 2012 Community Meeting

### Additional Meetings

17 July 2012 Working Group Meeting

18 July 2012 Working Group Meeting

21 August 2012 Working Group Meeting

25 August 2012 Community Meeting

28 August 2012 Working Group Meeting

29 August 2012 Community Meeting

18 September 2012 Working Group Meeting

19 September 2012 Working Group Meeting

26 September 2012 Community Meeting

27 September 2012 Negotiation Team Meeting

24 October 2012 Working Group Meeting

25 October 2012 Working Group Meeting

30 October 2012 Community Meeting

31 October 2012 Community Meeting

13 November 2012 Community Meeting

14 November 2012 Community Meeting

18 February 2013 Negotiation Team Meeting

25 February 2013 Working Group Meeting

19 March 2013 Working Group Meeting

20 March 2013 Negotiation Team Meeting

30 April 2013 Community Meeting



# Native Title Claim Updates (Cont...)

## YUGUNGA-NYA

### Claim location and background

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

### Native Title Claim Progress

The Yugunga-Nya native title claim is overlapped by the Wutha claim. During the reporting period the Federal Court held a case management conference and two directions hearings on this issue. The Federal Court programmed the claims for further hearings. YMAC continues to progress research on the Yugunga-nya claim.

### Future Act Developments

YMAC continues to assist the Yugunga-Nya people in relation to a large number of heritage agreements, as well as comprehensive mining and infrastructure agreements.

During the reporting period YMAC assisted the Yugunga-Nya claimants to enter into three mining agreements. These agreements will provide financial benefits, heritage protection, and employment opportunities to the Yugunga-

Nya claimants. See 'Organisational Highlights' for more information on one of these agreements.

YMAC continues to assist the Yugunga-Nya community with respect to agreement implementation and compliance.

### FaHCSIA funded meetings

11 September 2012 Working Group Meeting

27 November 2012 Working Group Meeting

26 March 2013 Working Group Meeting

### Additional Meetings

28 November 2012 Negotiation Meeting

## EASTERN GURUMA

YMAC does not represent the Eastern Guruma people but has continued to monitor the progress of this claim and has attended Federal Court directions hearings and mediation in the National Native Title Tribunal, as well as the final determination hearing.

In November 2012 the Eastern Guruma people received a determination of native title over areas in and around Tom Price that were not included in their original determination.

YMAC has and will continue to carry out its function as a representative body in notifying the Eastern Guruma people of future acts and communicating in relation to Indigenous Land Use Agreements.





*Badimia Country*





# Financials

for the year ended 30 June 2012

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# Independent Auditor's Report



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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 consolidated statement of financial position as at 30 June 2013, the consolidated statement of profit or loss and other comprehensive income, the consolidated statement of cash flows and the consolidated statement of changes in equity for the year then ended, 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 of the consolidated entity, comprising the corporation and the entities it controlled at the year's end or from time to time during the financial year as set out on pages 5 to 30.

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

The Directors, Chief Executive Officer and Chief Financial Officer of the entity are responsible for the preparation and fair presentation of the financial report in accordance with Australian Accounting Standards and *Corporations (Aboriginal and Torres Strait Islander) Act 2006* ("CATSI") and for such internal control as is determined necessary to enable the preparation of the financial report that is free from material misstatement, whether due to fraud or error.

### *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. Those 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 judgement, including the assessment of the risks of material misstatement of the financial report, whether due to fraud or error. In making those 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 Directors, Chief Executive Officer and Chief Financial Officer, 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.

Liability limited by a scheme approved under Professional Standards Legislation.  
Member of Deloitte Touche Tohmatsu Limited



### *Opinion*

In our opinion, the financial report of YMAC has been prepared in accordance with the Australian Accounting Standards and the Finance Minister's Orders made under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* ("CATSI").

*Deloitte Touche Tohmatsu*  
DELOITTE TOUCHE TOHMATSU

*Chris Nicoloff*  
Chris Nicoloff  
Partner  
Chartered Accountants  
Perth, 4 October 2013

# Statement by Directors, Chief Executive Officer and Chief Financial Officer

In our opinion, at the date of this statement, the attached financial statements for the year ended 30 June 2013:

- (a) are in accordance with the Corporations (*Aboriginal and Torres Strait Islander*) Act 2006, including:
  - (i) giving a true and fair view of the consolidated entity's position as at 30 June 2013 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 Corporations (*Aboriginal and Torres Strait Islander*) Regulations 2007.
- (b) there are reasonable grounds to believe that Yamatji 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.



**Doris Eaton**  
Co-Chairperson  
YMAC  
4 October 2013



**Victor Mourambine**  
Co-Chairperson  
YMAC  
4 October 2013



**Simon Hawkins**  
Chief Executive Officer  
YMAC  
4 October 2013



**Nick Kimber**  
Chief Financial Officer  
YMAC  
4 October 2013

# Consolidated Statement of Profit or Loss and Other Comprehensive Income

for the period ended 30 June 2013

		Entire Operations		Native Title	
	Notes	2013 \$	2012 \$	2013 \$	2012 \$
REVENUE					
Revenues from ordinary activities					
Revenue from Commonwealth Government - Operational		11,972,144	11,043,059	11,972,144	11,043,059
Revenue from Services	5A	12,986,497	16,541,688	2,698,587	3,189,102
Interest	5B	361,407	548,422	-	767
Revenue from sale of assets	5C	139,002	99,577	139,002	99,577
Other	5D	3,778,784	5,404,293	3,119,183	4,076,749
Revenues from ordinary activities		29,237,834	33,637,040	17,928,916	18,409,254
EXPENSE					
Expenses from ordinary activities					
Employees	6A	10,399,238	9,950,235	9,304,856	8,547,029
Insurance expense		83,508	60,678	80,883	54,526
Office Supplies expense		347,625	376,205	340,658	372,557
Travel & Meeting costs		2,500,657	2,434,310	2,409,502	2,223,593
Motor vehicle expenses		357,127	349,949	334,330	320,922
Contractors and consultant fees		11,461,250	13,648,127	2,901,883	3,409,695
Impairment & Write off Expenses	6C	322	-	322	-
Lease expenses		1,215,736	1,098,335	1,215,736	1,097,109
Long Service Leave expense	6A	97,147	183,167	85,011	171,388
Depreciation and amortisation	6B	648,399	762,163	527,107	715,871
Value of assets sold	5C	20,071	28,594	20,071	28,594
Cost Recovery expenses		1,073,134	1,235,517	849,176	1,006,199
Payroll and support costs		638,218	583,564	573,863	546,959
Telephone		327,844	385,364	325,127	372,822
Ancillary costs, fees & provisions		230,749	823,062	362,093	414,842
Expenses from ordinary activities		29,401,025	31,919,268	19,330,618	19,282,105
Operating (deficit)/surplus from ordinary activities	14A	(163,191)	1,717,772	(1,401,702)	(872,851)
Other comprehensive income		-	-	-	-
Total comprehensive income for the year		(163,191)	1,717,772	(1,401,702)	(872,851)
Total changes in equity other than those resulting from transactions with owners as owners attributable to the members of YMAC		(163,191)	1,717,772	(1,401,702)	(872,851)

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



# Consolidated Statement of Financial Position

at 30 June 2013

		Entire Operations		Native Title	
	Notes	2013 \$	2012 \$	2013 \$	2012 \$
ASSETS					
Financial Assets					
Cash & Cash Equivalents	7A	6,964,210	8,537,970	(1,053,817)	2,647,414
Trade & Other Receivables	7B	3,569,560	5,773,926	1,155,174	886,234
Other Investment	7C	383,967	383,967	383,967	383,967
Total financial assets		10,917,737	14,695,863	485,325	3,917,614
Non-financial assets					
Land and buildings	8A	1,092,021	1,112,470	1,092,021	1,112,470
Plant and equipment	8B	1,430,679	1,225,127	1,142,865	902,360
Other	8D	1,155	7,260	1,155	7,260
Total Non-financial assets		2,523,855	2,344,857	2,236,040	2,022,090
Total Assets		13,441,592	17,040,720	2,721,365	5,939,704
LIABILITIES					
Provisions					
Employees	9A	1,615,818	1,481,261	1,528,230	1,293,657
Other provisions	9B	34,125	31,800	34,125	31,800
Total provisions		1,649,943	1,513,061	1,562,355	1,325,457
Payables					
Suppliers	10	645,460	1,164,957	261,280	233,805
Unexpended grants	11	1,546,979	2,503,983	1,389,028	2,442,243
Income received in advance		2,171,006	2,792,091	1,323,414	875,974
Accruals	12	1,566,027	3,041,262	1,566,027	3,041,262
Total payables		5,929,472	9,502,292	4,539,749	6,593,284
Total liabilities		7,579,415	11,015,353	6,102,104	7,918,741
Net Assets		5,862,177	6,025,367	(3,380,739)	(1,979,037)
EQUITY					
Revaluation reserve		671,519	671,519	671,519	671,519
Retained surplus		5,190,658	5,353,849	(4,052,258)	(2,650,555)
Total equity	13	5,862,177	6,025,367	(3,380,739)	(1,979,037)
Current assets		10,918,893	14,703,122	486,480	3,924,874
Non-current assets		2,522,700	2,337,598	2,234,885	2,014,830
Current liabilities		7,395,480	10,769,868	5,948,910	7,672,662
Non-current liabilities		183,936	245,485	153,194	228,855

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

# Consolidated Statement of Cash Flows

for the year ended 30 June 2013

		Entire Operations		Native Title	
	Notes	2013	2012	2013	2012
		\$	\$	\$	\$
OPERATING ACTIVITIES					
Cash Received					
Receipts from government		12,857,092	11,973,551	12,857,092	11,973,551
Goods and services		19,350,187	24,045,854	5,662,709	7,972,349
Interest		361,407	548,422	-	767
Total Cash Received		32,568,686	36,567,827	18,519,801	19,946,666
Cash Used					
Suppliers		21,561,806	20,904,267	11,579,660	9,164,188
Employees		10,355,786	9,890,388	9,149,252	8,542,710
GST paid to ATO		1,424,572	2,183,415	857,122	1,476,134
Total Cash Used		33,342,164	32,978,070	21,586,034	19,183,032
Net cash from operating activities	14 A	(773,479)	3,589,757	(3,066,233)	763,635
INVESTING ACTIVITIES					
Cash Received					
Proceeds from sales of property, plant and equipment		139,002	140,988	139,002	140,988
Total Cash Received		139,002	140,988	139,002	140,988
Cash Used					
Purchase of property, plant and equipment		939,283	1,061,377	773,999	680,869
Total Cash Used		939,283	1,061,377	773,999	680,869
Net cash used by investing activities		(800,281)	(920,389)	(634,997)	(539,881)
Net (Decrease)/Increase in cash held		(1,573,760)	2,669,368	(3,701,231)	223,754
Cash and cash equivalents at the beginning of the reporting period		8,921,937	6,252,569	3,031,381	2,807,627
Cash and cash equivalents at the end of the reporting period	14 B	7,348,177	8,921,937	(669,850)	3,031,381

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

# Consolidated Statement of Changes in Equity

for the year ended 30 June 2013

	Retained Earnings Entire Operations		Asset Revaluation Reserve Entire Operations		Total Equity Entire Operations	
	2013 \$	2012 \$	2013 \$	2012 \$	2013 \$	2012 \$
<b>Opening Balance</b>						
Balance carried forward from previous year	5,353,849	3,636,077	671,519	671,519	6,025,368	4,307,596
<b>Comprehensive Income</b>						
Surplus/(deficit) for the year	(163,191)	1,717,772	-	-	(163,191)	1,717,772
<b>Closing balance as at 30 June</b>	<b>5,190,658</b>	<b>5,353,849</b>	<b>671,519</b>	<b>671,519</b>	<b>5,862,177</b>	<b>6,025,368</b>



# Schedule of Commitments

as at 30 June 2013

	Entire Operations		Native Title	
	2013	2012	2013	2012
	\$	\$	\$	\$
<b>BY TYPE</b>				
<b><i>Commitments Payable</i></b>				
Infrastructure, plant and equipment	-	532,030	-	-
<b>Total commitments receivable</b>	-	532,030	-	-
<b><i>Other Commitments</i></b>				
Operating leases	3,879,421	4,498,000	3,879,421	4,083,981
<b>Total Other Commitments</b>	3,879,421	4,498,000	3,879,421	4,083,981
<b>Net Commitments by Type</b>	3,879,421	5,030,030	3,879,421	4,083,981
<b>BY MATURITY</b>				
<b><i>Operating Lease Commitments</i></b>				
One year or less	1,685,551	1,799,083	1,685,551	1,799,083
From one to five years	2,193,870	2,698,918	2,193,870	2,284,898
<b>Total Operating Lease Commitments</b>	3,879,421	4,498,000	3,879,421	4,083,981
<b><i>Capital Commitments</i></b>				
One year or less	-	532,030	-	-
<b>Total Capital Commitments</b>	-	532,030	-	-
<b>Net Commitments by Maturity</b>	3,879,421	5,030,030	3,879,421	4,083,981

NB: Commitments are GST inclusive where relevant

# Schedule of Asset Additions

for the year ended 30 June 2013

	Heritage & Cultural	Plant & Equipment	Total
	2013	2013	2013
	\$	\$	\$
<b>The following non-financial non-current assets were added in 2012-13</b>			
<b>Notes</b>			
By Purchase - Government Funding	-	703,636	703,636
By Purchase - Other	-	150,259	150,259
<b>Total Additions</b>	-	853,895	853,895

# Notes to the Financial Statements

as at 30 June 2013

The financial statements cover the consolidated financial statements of Yamatji Maripa Aboriginal Corporation (YMAC) as a group. YMAC is an association incorporated under the Corporations (*Aboriginal and Torres Strait Islander*) Act 2006 (CATSI) with its principal place of business and registered address at Level 2, 16 St Georges Tce, Perth WA 6000.

## **Note 1 Summary of Significant Accounting Policies**

### **1.1 Basis of Preparation of the Consolidated Financial Statements**

The consolidated 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 2011; and
- Australian Accounting Standards and interpretations issued by the Australian Accounting Standards Board (AASB) that apply for the reporting period.

The consolidated 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 consolidated statement of financial position 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.

### **Basis of consolidation**

The consolidated financial statements incorporate the financial statements of the Corporation and entities (including special purpose entities) controlled by the Corporation (its subsidiaries). Control is achieved where the Corporation has the power to govern the financial and operating policies of an entity so as to obtain benefits from its activities.

Income and expense of subsidiaries acquired or disposed of during the year are included in the consolidated statement of profit or loss and other comprehensive income from the effective date of acquisition and up to the effective date of disposal, as appropriate. Total comprehensive income of subsidiaries is attributed to the owners of the Corporation and to the non-controlling interests even if this results in the non-controlling interests having a deficit balance.

Where necessary, adjustments are made to the financial statements of subsidiaries to bring their

accounting policies into line with those used by other members of the Group.

All intra-group transactions, balances, income and expenses are eliminated in full on consolidation.

Changes in the Group's ownership interests in subsidiaries that do not result in the Group losing control are accounted for as equity transactions. The carrying amounts of the Group's interests and the non-controlling interests are adjusted to reflect the changes in their relative interests in the subsidiaries. Any difference between the amount by which the non-controlling interests are adjusted and the fair value of the consideration paid or received is recognised directly in equity and attributed to owners of the Corporation.

When the Group loses control of a subsidiary, a gain or loss is recognised in profit or loss and is calculated as the difference between (i) the aggregate of the fair value of the consideration received and the fair value of any retained interest and (ii) the previous carrying amount of the assets (including goodwill), and liabilities of the subsidiary and any non-controlling interests. When assets of the subsidiary are carried at revalued amounts or fair values and the related cumulative gain or loss has been recognised in other comprehensive income and accumulated in equity, the amounts previously recognised in other comprehensive income and accumulated in equity are accounted for as if the Group had directly disposed of the relevant assets (i.e. reclassified to profit or loss or transferred directly to retained earnings as specified by applicable Standards). The fair value of any investment retained in the former subsidiary at the date when control is lost is regarded as the fair value on initial recognition for subsequent accounting under AASB 139 'Financial Instruments: Recognition and Measurement' or, when applicable, the cost on initial recognition of an investment in an associate or jointly controlled entity.

### **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.



# Notes to the Financial Statements (Cont...)

as at 30 June 2013

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 liability for long service leave has been determined by reference to the work of an actuary as at 30 June 2013. 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.

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

## 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 2013. 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

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

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.

## 1.17 Critical accounting judgements and key sources of estimation uncertainty

In the application of the Corporation's accounting policies, the directors are required to make judgments, estimates and assumptions about the carrying amounts of assets and liabilities that are not readily apparent from other sources. The estimates and associated assumptions are based on historical experience and other factors that are considered to be relevant. Actual results may differ from these estimates. The estimates and underlying assumptions are reviewed on an ongoing basis. Revisions to accounting estimates are recognised in the period in which the estimate is revised if the revision affects only that period, or in the period of the revision and future periods if the revision affects both current and future periods.

## 1.18 Standards and interpretations in issue not yet adopted

At the date of authorisation of the financial statements, the Standards and Interpretations listed below were in issue but not yet effective.



# Notes to the Financial Statements (Cont...)

as at 30 June 2013

Standard/Interpretation	Effective for annual reporting periods beginning on or after	Expected to be initially applied in the financial year ending
AASB 9 'Financial Instruments' (December 2009), AASB 2009-11 'Amendments to Australian Accounting Standards arising from AASB 9' and AASB 2012-6 'Amendments to Australian Accounting Standards – Mandatory Effective Date of AASB 8 and Transition Disclosure'.	1 January 2015	30 June 2016
AASB 9 'Financial Instruments' (December 2010), AASB 2010-7 'Amendments to Australian Accounting Standards arising from AASB 9 (December 2010)' and AASB 2012-6 'Amendments to Australian Accounting Standards – Mandatory Effective Date of AASB 8 and Transition Disclosure'.	1 January 2015	30 June 2016
AASB 10 'Consolidated Financial Statements' and AASB 2011-7 'Amendments to Australian Accounting Standards arising from the consolidation and Joint Arrangements standards'	1 January 2013	30 June 2014
AASB 11 'Joint Arrangements' and AASB 2011-7 'Amendments to Australian Accounting Standards arising from the consolidation and Joint Arrangements standards'	1 January 2013	30 June 2014
AASB 12 'Disclosure of Interests in Other Entities' and AASB 2011-7 'Amendments to Australian Accounting Standards arising from the consolidation and Joint Arrangements standards'	1 January 2013	30 June 2014
AASB 13 'Fair Value Measurement' and related AASB 2011-8 'Amendments to Australian Accounting Standards arising from AASB 13'	1 January 2013	30 June 2014
AASB 119 'Employee Benefits (2011)' and AASB 2011-10 'Amendments to Australian Accounting Standards arising from AASB 119 (2011)'	1 January 2013	30 June 2014
AASB 127 'Separate Financial Statements (2011)' and AASB 2011-7 'Amendments to Australian Accounting Standards arising from the consolidation and Joint Arrangements standards'	1 January 2013	30 June 2014
AASB 128 'Investments in Associates and Joint Ventures (2011)' and AASB 2011-7 'Amendments to Australian Accounting Standards arising from the consolidation and Joint Arrangements standards'	1 January 2013	30 June 2014
AASB 2010-10 'Further Amendments to Australian Accounting Standards – Removal of Fixed Dates for First-time Adopters'	1 January 2013	30 June 2014
AASB 2011-4 'Amendments to Australian Accounting Standards to Remove Individual Key Management Personnel Disclosure Requirements'	1 July 2013	30 June 2014
AASB 2012-10 'Amendments to Australian Accounting Standards – Transition Guidance and Other Amendments' [AASB 1, 5, 7, 8, 10, 11, 12, 13, 101, 102, 108, 112, 118, 119, 127, 128, 132, 133, 134, 137, 1023, 1038, 1039, 1049 & 2011-7 and Interpretation 12]	1 January 2013	30 June 2014

The potential effect of the revised standards/interpretations on the group's financial statements has not yet been determined.

At the date of authorisation of the financial statements, the following IASB Standards and IFRIC Interpretations were also in issue but not yet effective, although Australian equivalent Standards and Interpretations have not yet been issued.

Standard/Interpretation	Effective for annual reporting periods beginning on or after	Expected to be initially applied in the financial year ending
None at time of publication.		

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

## Note 2 Operating Leases

Operating leases included are effectively non – cancellable and comprise:

Nature of lease	General Description of leasing arrangements
Leases for office accommodation.	Lease payments are subject to annual increases in accordance with upwards movements in the Consumer Price Index. Six 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.
Leases for staff accommodation	Lease payments are subject to annual increases in accordance with upwards movements in the Consumer Price Index. Eleven premises' initial leases are still current and all may be renewed for 12 months at YMAC's option.
Agreements for the provision of motor vehicles to senior officers.	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 from the Commonwealth of Australia for its continued existence and ability to carry on its normal activities.

## Note 4 Subsequent Events

YMAC have received confirmation from the Commonwealth of Australia of the provision of funding for the 2013/14 financial year. Subsequent events have been evaluated through to October 4, 2013 which is the date of this financial report. There have been no significant events subsequent to the balance sheet date.

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	Entire Operations		Native Title	
	2013	2012	2013	2012
	\$	\$	\$	\$
<b>Note 5 Income</b>				
<b>Note 5A Rendering of Services</b>				
<b>Rendering of services to:</b>				
External entities	12,986,497	16,541,688	2,698,587	3,189,102
<b>Total rendering of services</b>	<b>12,986,497</b>	<b>16,541,688</b>	<b>2,698,587</b>	<b>3,189,102</b>
<b>Note 5B Interest</b>				
Deposits	361,407	548,422	-	767
<b>Total finance income</b>	<b>361,407</b>	<b>548,422</b>	<b>-</b>	<b>767</b>
<b>Note 5C Sales of Assets</b>				
<b>Plant and equipment:</b>				
Proceeds from disposal	139,002	99,577	139,002	99,577
Net book value of assets disposed	(20,071)	(28,594)	(20,071)	(28,594)
<b>Total net profit from disposal of plant and equipment</b>	<b>118,931</b>	<b>70,984</b>	<b>118,931</b>	<b>70,984</b>
<b>Note 5D Other Gains</b>				
<b>Other grants:</b>				
Staffing	1,383,884	2,365,231	1,067,072	1,316,028
Expenses and capital	2,394,900	3,039,062	2,052,111	2,760,721
<b>Total Other</b>	<b>3,778,784</b>	<b>5,404,293</b>	<b>3,119,183</b>	<b>4,076,749</b>
<b>Note 6 Expenses</b>				
<b>Note 6A Employee Benefits</b>				
Wages and Salaries	8,847,239	8,560,638	7,854,102	7,303,098
Superannuation	747,904	743,128	667,720	639,312
Other employee benefits	804,095	646,468	783,034	604,619
Leave and other entitlements	97,147	183,167	85,011	171,388
<b>Total Employee Expenses</b>	<b>10,496,385</b>	<b>10,133,402</b>	<b>9,389,867</b>	<b>8,718,416</b>
<b>Note 6B Depreciation and Amortisation</b>				
Depreciation of property, plant and equipment	657,027	1,110,783	535,735	1,060,291
Amortisation of leased assets	(8,628)	(348,620)	(8,628)	(344,420)
<b>Total depreciation and amortisation</b>	<b>648,399</b>	<b>762,163</b>	<b>527,107</b>	<b>715,871</b>
<b>Note 6C Write Down and Impairment of Assets</b>				
Write downs	322	-	322	-
<b>Total write down and impairment of assets</b>	<b>322</b>	<b>-</b>	<b>322</b>	<b>-</b>



# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	Entire Operations		Native Title	
	2013	2012	2013	2012
	\$	\$	\$	\$
<b>Note 7 Financial Assets</b>				
<b>Note 7A Cash and cash equivalents</b>				
Cash on hand	1,000	1,000	1,000	1,000
Cash on deposit	6,963,210	8,536,970	(1,054,817)	2,646,414
<b>Total cash and cash equivalents</b>	<b>6,964,210</b>	<b>8,537,970</b>	<b>(1,053,817)</b>	<b>2,647,414</b>
Cash at bank earns interest at tiered interest rates determined by the bank.				
<b>Note 7B Trade and Other Receivables</b>				
Trade receivables	2,294,785	2,619,714	845,059	525,773
Less: Provision for doubtful debts	(286,673)	(483,155)	(55,701)	(72,905)
	<b>2,008,112</b>	<b>2,136,559</b>	<b>789,358</b>	<b>452,868</b>
GST receivable	(29,154)	55,205	(23,811)	55,205
Income receivable	1,409,964	3,435,242	221,693	250,896
Other receivables	180,638	146,921	167,934	127,265
<b>Total Trade and other receivables (net)</b>	<b>3,569,560</b>	<b>5,773,926</b>	<b>1,155,174</b>	<b>886,234</b>
All receivables are current assets.				
<b>Receivables are aged as follows:</b>				
<b>Overdue by:</b>				
Less than 30 days	1,503,320	1,713,969	676,515	381,402
30 to 60 days	287,626	668,442	-	53,083
60 to 90 days	20,243	80,319	69,471	25,748
More than 90 days	483,596	156,985	99,073	65,539
<b>Total Trade receivables (gross)</b>	<b>2,294,785</b>	<b>2,619,714</b>	<b>845,059</b>	<b>525,773</b>
<b>Allowance for Doubtful Debts is aged as follows:</b>				
<b>Overdue by:</b>				
Less than 30 days	-	-	-	-
30 to 60 days	-	-	-	-
60 to 90 days	-	-	-	-
More than 90 days	286,673	483,155	55,701	72,905
<b>Total Allowance for Doubtful Debts</b>	<b>286,673</b>	<b>483,155</b>	<b>55,701</b>	<b>72,905</b>
<b>Note 7C Other Investments</b>				
Deposits	383,967	383,967	383,967	383,967

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.

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	Entire Operations		Native Title	
	2013	2012	2013	2012
	\$	\$	\$	\$
<b>Note 8 Non Financial Assets</b>				
<b>Note 8A Land and Buildings</b>				
<b>Freehold land</b>				
At valuation 30 June 2011	770,000	770,000	770,000	770,000
<b>Total freehold land</b>	<b>770,000</b>	<b>770,000</b>	<b>770,000</b>	<b>770,000</b>
<b>Buildings on freehold land</b>				
At valuation 30 June 2011	330,000	330,000	330,000	330,000
Accumulated Depreciation	(13,200)	(6,600)	(13,200)	(6,600)
<b>Total buildings on freehold land</b>	<b>316,800</b>	<b>323,400</b>	<b>316,800</b>	<b>323,400</b>
<b>Leasehold improvements</b>				
At fair value	47,050	69,527	47,050	69,527
Accumulated Depreciation	(41,829)	(50,457)	(41,829)	(50,457)
<b>Total leasehold improvements</b>	<b>5,221</b>	<b>19,070</b>	<b>5,221</b>	<b>19,070</b>
<b>Total land and buildings (non-current)</b>	<b>1,092,021</b>	<b>1,112,470</b>	<b>1,092,021</b>	<b>1,112,470</b>
<b>Note 8B Property, Plant and Equipment</b>				
<b>Plant and equipment</b>				
At cost	3,572,784	3,466,795	3,025,578	3,005,928
Accumulated depreciation	(2,142,105)	(2,241,668)	(1,882,713)	(2,103,568)
<b>Total Plant and Equipment (non-current)</b>	<b>1,430,679</b>	<b>1,225,127</b>	<b>1,142,865</b>	<b>902,360</b>

All revaluations are independent and are conducted in accordance with the revaluation policy stated at Note 1.14A. In 2011, the revaluations were conducted by an independent valuer B Luscombe (Midwest Valuations). The valuation was determined by reference to market rent and recent market transactions on an arm length basis.

	Entire Operations		Native Title	
	2013	2012	2013	2012
	\$	\$	\$	\$
<b>Historical Cost</b>				
Freehold land	820,000	820,000	820,000	820,000
Buildings on freehold land	259,962	259,962	259,962	259,962

No indicators of impairment were found for infrastructure, plant and equipment.

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

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

Item	Entire Operations			Native Title		
	Land & Buildings \$	Plant & Equipment \$	Total \$	Land & Buildings \$	Plant & Equipment \$	Total \$
<b>As at 1 July 2012</b>						
Gross value	1,169,527	3,466,795	4,636,323	1,169,527	3,005,928	4,175,455
Accumulated depreciation and impairment	(57,057)	(2,241,668)	(2,298,725)	(57,057)	(2,103,568)	(2,160,625)
<b>Closing Net Book Value</b>	<b>1,112,470</b>	<b>1,225,127</b>	<b>2,337,598</b>	<b>1,112,470</b>	<b>902,360</b>	<b>2,014,830</b>

### Additions

By purchase	-	853,894	853,894	-	767,555	767,555
Depreciation/Amortisation expense	(20,449)	(627,949)	(648,399)	(20,449)	(506,658)	(527,108)

### Disposals

Other Disposals	-	(20,393)	(20,393)	-	(20,393)	(20,393)
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### As at 30 June 2013

Gross book value	1,147,050	3,572,784	4,719,834	1,147,050	3,025,578	4,172,628
Accumulated depreciation/impairment	(55,029)	(2,142,105)	(2,197,134)	(55,029)	(1,882,713)	(1,937,742)
<b>Closing Net Book Value</b>	<b>1,092,021</b>	<b>1,430,679</b>	<b>2,522,700</b>	<b>1,092,021</b>	<b>1,142,865</b>	<b>2,234,886</b>

### Assets at valuation

Item	Entire Operations			Native Title		
	Land & Buildings \$	Plant & Equipment \$	Total \$	Land & Buildings \$	Plant & Equipment \$	Total \$
<b>As at 30 June 2013</b>						
Gross value	1,147,050	3,572,784	4,719,834	1,147,050	3,025,578	4,172,628
Accumulated depreciation/amortisation	(55,029)	(2,142,105)	(2,197,134)	(55,029)	(1,882,713)	(1,937,743)
<b>Closing Net Book Value</b>	<b>1,092,021</b>	<b>1,430,679</b>	<b>2,522,700</b>	<b>1,092,021</b>	<b>1,142,865</b>	<b>2,234,886</b>

### As at 30 June 2012

Gross value	1,169,527	3,466,795	4,636,323	1,169,527	3,005,928	4,175,455
Accumulated depreciation/amortisation	(57,057)	(2,241,668)	(2,298,725)	(57,057)	(2,103,568)	(2,160,625)
<b>Closing Net Book Value</b>	<b>1,112,470</b>	<b>1,225,127</b>	<b>2,337,598</b>	<b>1,112,470</b>	<b>902,360</b>	<b>2,014,830</b>



# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	Entire Operations		Native Title	
	2013	2012	2013	2012
	\$	\$	\$	\$
<b>Note 8D Other Non-Financial Assets</b>				
Prepayments	1,155	7,260	1,155	7,260
All other non-financial assets are current assets.				
<b>Note 9 Provisions</b>				
<b>Note 9A Employee Provisions</b>				
Salaries and wages	47,765	-	47,765	-
Leave	1,568,053	1,481,261	1,480,465	1,276,433
<b>Total employee provisions</b>	<b>1,615,818</b>	<b>1,481,261</b>	<b>1,528,230</b>	<b>1,276,433</b>
No more than 12 months	1,431,882	1,235,776	1,375,036	1,047,578
More than 12 months	183,936	245,485	153,194	228,855
	1,615,818	1,481,261	1,528,230	1,276,433
<b>Note 9B Other Provisions</b>				
Provision for Audit Fees	34,125	31,800	34,125	31,800
<b>Note 10 Payables</b>				
Trade creditors and accruals	643,420	1,153,105	259,240	221,953
Operating Lease Rentals	2,040	11,852	2,040	11,852
<b>Total Supplier Payables</b>	<b>645,460</b>	<b>1,164,957</b>	<b>261,280</b>	<b>233,805</b>
All suppliers are current and settlement is usually made net 30 days.				
<b>Note 11 Unexpended Grant</b>				
Unexpended grant carried forward	1,546,979	2,503,983	1,389,028	2,442,243
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.				
<b>Note 12 Other Payables</b>				
Accrued Wages/Superannuation	276,685	270,644	276,685	270,644
General accruals	1,062,137	2,543,413	1,062,137	2,543,413
Assets/benefits held for return/distribution	227,205	227,205	227,205	227,205
<b>Total Other Payables</b>	<b>1,566,027</b>	<b>3,041,262</b>	<b>1,566,027</b>	<b>3,041,262</b>

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	Entire Operations		Native Title	
	2013	2012	2013	2012
	\$	\$	\$	\$
<b>Note 13 Equity</b>				
<b>Analysis of equity</b>				
Accumulated surplus as at 1 July	5,353,849	3,636,077	(2,650,555)	(1,777,704)
Surplus from ordinary activities	(163,191)	1,717,772	(1,401,703)	(872,851)
Accumulated surplus as at 30 June	5,190,658	5,353,849	(4,052,258)	(2,650,555)
Net revaluation increment	671,519	671,519	671,519	671,519
<b>Total equity as at 30 June</b>	<b>5,862,177</b>	<b>6,025,367</b>	<b>(3,380,739)</b>	<b>(1,979,037)</b>
<b>Note 14 Cash Flow Reconciliation</b>				
<b>Note 14A Reconciliation of operating surplus to net cash from operating activities</b>				
Operating surplus before extraordinary items	(163,191)	1,717,772	(1,401,703)	(872,851)
<b>Non- Cash Items</b>				
Depreciation and amortisation	648,399	762,163	527,108	715,871
Net write down of non-financial assets	(118,609)	(70,984)	(118,609)	(70,984)
Revaluation (Increment)/Decrement	-	-	-	-
<b>Changes in assets and liabilities</b>				
(Increase) / decrease in receivables	2,204,366	(551,925)	(268,941)	(74,248)
(Increase) / decrease in prepayments	(1,155)	(7,260)	(1,155)	(7,260)
Increase / (decrease) in employee provisions	87,556	189,960	187,572	122,652
Increase / (decrease) in payables	(1,579,483)	1,538,472	(1,398,433)	1,021,515
Increase / (decrease) in unexpended grants	(957,004)	735,957	(1,053,215)	776,901
Increase / (decrease) in income in advance	(621,084)	(532,320)	447,440	(983,088)
Increase / (decrease) in GST payable	(273,273)	(192,078)	13,703	135,126
<b>Net cash from / (used by) operating activities</b>	<b>(773,479)</b>	<b>3,589,757</b>	<b>(3,066,233)</b>	<b>763,635</b>
<b>Note 14B Reconciliation of cash</b>				
Reconciliation of cash at the end of the financial year (as shown in the Statement of Cash flow) to the related item in the financial report is as follows:				
Total cash and cash equivalents	6,964,210	8,537,970	(1,053,817)	2,647,414
Deposits	383,967	383,967	383,967	383,967
	<b>7,348,177</b>	<b>8,921,937</b>	<b>(669,850)</b>	<b>3,031,381</b>

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	2013	2012	2013	2012
<b>Note 15 Remuneration of Key Executive Management</b>				
The number of key management executive management personnel	6	6	6	6
<b>Total</b>	<b>1,065,749</b>	1,034,517	<b>1,065,749</b>	1,034,517

The aggregate amount of total remuneration of officers shown above.

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 prior year and the positions have now been permanently filled.

## Note 16: Financial Instruments

### Note 16A: Interest Rate Risk

	Floating Interest Rate		Fixed Interest Rate Maturing in 1 Year or less		Non- Interest Bearing		Total		Weighted Average	
	2013	2012	2013	2012	2013	2012	2013	2012	2013	2012
	\$	\$	\$	\$	\$	\$	\$	\$	%	%
<b>Financial Assets</b>										
Cash on hand	-	-	-	-	1,000	1,000	1,000	1,000		
Deposits at call	908,321	536,971	-	-	-	-	908,321	536,971	4.10%	5.40%
Receivables for services (gross)	-	-	-	-	2,294,785	2,619,714	2,294,785	2,619,714		
Other	-	-	-	-	1,561,448	3,637,367	1,561,448	3,637,367		
Term deposit	-	-	6,438,856	8,383,966	-	-	6,438,856	8,383,966	4.10%	5.40%
<b>Total</b>	<b>908,321</b>	536,971	<b>6,438,856</b>	8,383,966	<b>3,857,233</b>	6,258,082	<b>11,204,410</b>	15,179,018		
<b>Total Assets</b>							<b>13,441,592</b>	17,040,720		
<b>Financial Liabilities</b>										
Trade creditors	-	-	-	-	645,460	1,164,957	645,460	1,164,957	n/a	n/a
Grants payable	-	-	-	-	1,546,979	2,503,983	1,546,979	2,503,983	n/a	n/a
Other payables	-	-	-	-	3,737,035	5,833,353	3,737,035	5,833,353	n/a	n/a
<b>Total</b>	<b>-</b>	-	<b>-</b>	-	<b>5,929,474</b>	9,502,292	<b>5,929,474</b>	9,502,292		
<b>Total Liabilities</b>							<b>7,579,416</b>	11,015,353		

### 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.

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

## 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 Statement of Financial Position. 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
	2013	2012	2013	2012
	\$	\$	\$	\$
Cash at Bank	6,964,210	8,537,970	-	-
Receivables for goods and services	1,503,321	1,713,969	791,464	905,746
<b>Total</b>	<b>8,467,531</b>	<b>10,251,938</b>	<b>791,464</b>	<b>905,746</b>
<b>Ageing of financial assets that are past due but not impaired for 2013</b>	<b>31 to 60 days</b>	<b>61 to 90 days</b>	<b>90+ days</b>	<b>Total</b>
Receivables for goods and services	287,626	20,243	483,596	791,464
<b>Ageing of financial assets that are past due but not impaired for 2012</b>	<b>31 to 60 days</b>	<b>61 to 90 days</b>	<b>90+ days</b>	<b>Total</b>
Receivables for goods and services	668,442	80,319	156,985	905,746

### Note 17B Liquidity Risk

This is highly unlikely due to government 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 Higher/(Lower)	Equity Higher/(Lower)
	2013	2012
	\$	\$
<b>Full Operations</b>		
+1% increase in interest rate	9,083	5,370
-1% decrease in interest rate	(9,083)	(5,370)



# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	2013	2012
	\$	\$
<b>Note 18 Remuneration of Auditors</b>		
The fair value of services provided was:		
Audit services	48,875	41,580

## Note 19 Subsidiary

Details of the group's subsidiary at the end of the reporting period are as follows:

Name of subsidiary	Principal Activity	Proportion of ownership interest and voting power held by the Group	
		2013	2012
YM Consulting PTY Ltd trading as Ngurra Barna Level 2, 16 St Georges Terrace, Perth	Management Services	100%	100%

	2013	2012
	\$	\$
<b>Note 20 Average Staffing Levels</b>		
The average staffing levels for the entity during the year were:	122	118

## Note 21 Directors Remuneration

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

\$ Nil - \$ 149,999	17	13
\$ 150,000 - \$ 224,999	-	-
\$ 225,000 - \$ 239,999	-	-
Total number of directors of the Corporation	17	13

## Directors

Remuneration	34,286	37,901
Expenses	76,764	86,414
Remuneration for attending Board of Directors meetings including super and tax withheld	111,050	124,315

Expenses include travel, accommodation and flights paid to Directors to attend Board of Directors meetings

# Notes to the Financial Statements (Cont...)

as at 30 June 2013

	2013	2012
	\$	\$
<b>Note 22 Related Party Disclosures</b>		
<b><i>Loans to Directors:</i></b>		
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:	2,633	2,203
<b><i>Payment to Directors-related Consultant Entities:</i></b>		
Payment in 11-12 was made to a consultant entity related to Mr Darren Injie on arms length commercial terms.		
Payments to director-related entities during the year:	-	14,000
<b><i>Consultant payments to Directors</i></b>		
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:	42,429	68,700

# Outputs

Facilitation and assistance:	Number
The Claims Experience	
Claimant Applications	
Active claims represented at 1 July 2012	28 (represented by YMAC)
Plus Claims Filed this year by NTRB	1 (NYI#3)
Less Claims Determined 2012-13	2 Ngarla overlap, Mt Goldsworthy
Less Claims Dismissed 2012-13	0
Less Claims Withdrawn 2012-13	0
+ or - Other disposition (describe)	0
Active Claims represented at 30 June 2013	29
- Number of these registered by NNTT	28 (JUR#2 isn't registered)
Claims in Development	0
<b>The Agreements Experience</b>	
Agreements Concluded	443
ILUAs concluded and registered	9
Future Act Notices received	S29 (not expedited procedure) – 44 S29 expedited procedure – 743 = 787
Objections to s29 notices	717
<b>Complaints and Disputes</b>	
Complaints	0
- Received	0
- Resolved	0
- Pending	0
<b>Requests for Review of decisions not to assist</b>	
- Requests Received	2 (Wunna Nyiyaparli, Thin Mar Warianga)
- Reviews Completed	1 (Wunna Nyiyaparli)

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