



KRED Enterprises newsletter

*October, November 2015
January, February 2016*



KRED Enterprises Chief Executive Officer Wayne Bergmann

2016 will be a challenging year for KRED Enterprises, as the Australian economy experienced a major down turn in the resource sector and the effects of this have directly affected the number of activities in the Kimberley. The Kimberley economic environment has changed with this down turn as KRED has previously relied on the resources sector to generate income to do work for its members in protecting country.

With these challenges of keeping a core level of employees, come new challenges and opportunities. This includes the establishment of an Aboriginal pastoral company where stations work together under a single management structure. This will make the stations viable as it will create a scale of economy and the end result will be more Aboriginal people employed across these Kimberley pastoral stations.

One of the highlights of 2015 was the finalisation of the Ungani Project Co-existence Agreement with Buru Energy and Nyikina Mangala Traditional Owners. It has also been the first full year of operation of the Nyikina Mangala Prescribed Body Corporate, Walalakoo Aboriginal Corporation. KRED's staff have worked closely with the Walalakoo PBC as well as all our other member groups, to ensure the best possible outcomes for Traditional Owners.



As KRED enters its fifth year of operations in the Kimberley, we are proud to be operating a wholly owned subsidiary company KRED Legal. KRED Legal is a legal company that focuses on commercial negotiations, native title law, litigation and governance work. We combine good commercial experience with a deep respect and understanding of Aboriginal culture and we operate Australia-wide.

Looking forward, there will be a number of big projects that will have a massive impact for Traditional Owners, PBCs and KRED's members. We hope to work with our members to create secure land tenure, enabling native title groups to own, use, and secure investments on their lands, either through housing development or commercial activities.

We're excited about the prospect of generating more jobs and business opportunities for Aboriginal Traditional Owners.

KRED wants to see the balance of Traditional Owners protecting and participating in their traditional culture and working and operating within the mainstream community. We think it's important for Traditional Owners to be confident and have the skills to walk in both worlds.

KRED is in the process of establishing an accounting and financial advisory service. We hope some of the new PBCs support the activities that will enable them to operate more independently and to be able to drive their own social and economic priorities. Similarly, we hope the services we currently offer empower PBCs to create a better society for everyone to live in.



New Chair “inspired” by Ambooriny Burru members



New Chair of Ambooriny Burru Limited, Gordon Marshall says he is “inspired” by ABL members and honoured to be on board in his new role. Gordon succeeds outgoing Chair, Bonnie Edwards, who retired from the position to focus on other projects.

Mr Marshall is a proud Karajarri man of the Great Sandy Desert and a descendant of the Yawuru/Jabirr Jabirr and Nyul Nyul clan towards the Dampier Peninsular of the Kimberley. His message is clear: “Country is everything to me.”

A man of diverse talents, Gordon is a singer/songwriter, former police liaison officer and every Saturday hosts the ‘Country Bumpkin Show’ on Derby 6DBY radio where he is also Chair of the board.

Gordon is a passionate advocate of education and self-determination for Indigenous people. “We need to rescue our land and rely on ourselves, not any other organisation,” he says.

“I would like to see more control over country as we have a better understanding of how the system works, especially in negotiating with mining companies and getting the best outcomes for our future.”

Gordon sees Ambooriny Burru as one way of gaining more control. He speaks positively about how ABL has helped keep mining royalties within the Kimberley and to be used for the benefit of Aboriginal people through the strength of PBCs joining up and working together.

“As a not for profit organisation we need to ensure that our programs are leading Indigenous people in the right direction for a better economy on our lands,” he says.

He points to the various PBC ranger groups as “a great example of looking after our country’s heritage, people and communities. These young people have acquired great knowledge and use it to look after country and they take on great responsibilities in keeping country alive.”



Gordon emphasises that “the younger generation is the future”. Building the knowledge of young people enables them to walk in two worlds, the traditional way and the western way.

“Those born in the 1950 and 1960s lived the old people ways, but during the mid 1980s, the perspective on land and country became different. Our elders need to disperse their knowledge to our young people and combined with new realities we need to strive for a better life.”

“Currently 90% of Indigenous people are affected, directly or indirectly by alcohol and drug abuse. Education is the key to giving our people better attitudes and strategies to cope with the lifestyle of the Kimberley.”

Cyril Archer elected Deputy Chair of Ambooriny Burru



Derby born and bred Nykina man Cyril Archer was elected the new Deputy Chair of Ambooriny Burru Limited at the Annual General Meeting in November.

Cyril is an experienced land-rights advocate and negotiator who aims to use his skills to break down barriers and communicate the message behind Ambooriny Burru to expand its membership base. “We need to put the word out,” he says.

“From the grass roots to a national level, we need to develop and unite as a group.”

As an applicant member of the successful Nykina Mangala native title claim, Cyril knows how important strength, good communication, and persistence are in the fight for Country and culture. He continues to work hard for Kimberley Aboriginal people through his involvement with a number of organisations, including helping to coordinate the Men’s Shed Development program for Winun Ngari Aboriginal Corporation.

“We got to maintain our culture and respect for Country so that language remains and is maintained in language groups,” Cyril explains.

He will particularly focus on establishing more funding support for the Ambooriny Burru Foundation and creating further educational and employment opportunities for Indigenous people in the Kimberley region.

One way of doing this is by creating good partnerships with government, something that Cyril, as a former public servant, has a lot of experience in. But the top goal is never far from Cyril's mind.





K R E D LEGAL

NATIVE TITLE COMPENSATION

DOES YOUR COMMUNITY HAVE A RIGHT TO BE COMPENSATED FOR LOSS OF NATIVE TITLE?

The way that native title works is that holders of native title get the same or similar rights in relation to the acquisition or use of their land by government and 3rd parties as ordinary title holders (e.g people who own homes or have leases). This means that Traditional Owners can claim compensation for the impairment or extinguishment of their native title rights and interests “on just terms”. For example, Traditional Owners may be able to claim compensation for:

- loss of native title before 1993 due to an inconsistent grant (e.g. freehold or a national park);
- damage to native title land and/or waters from mining, such as contamination;
- social disruption from mining on native title land;
- invalid extensions or renewals of mining leases without an Indigenous Land Use Agreement in place.

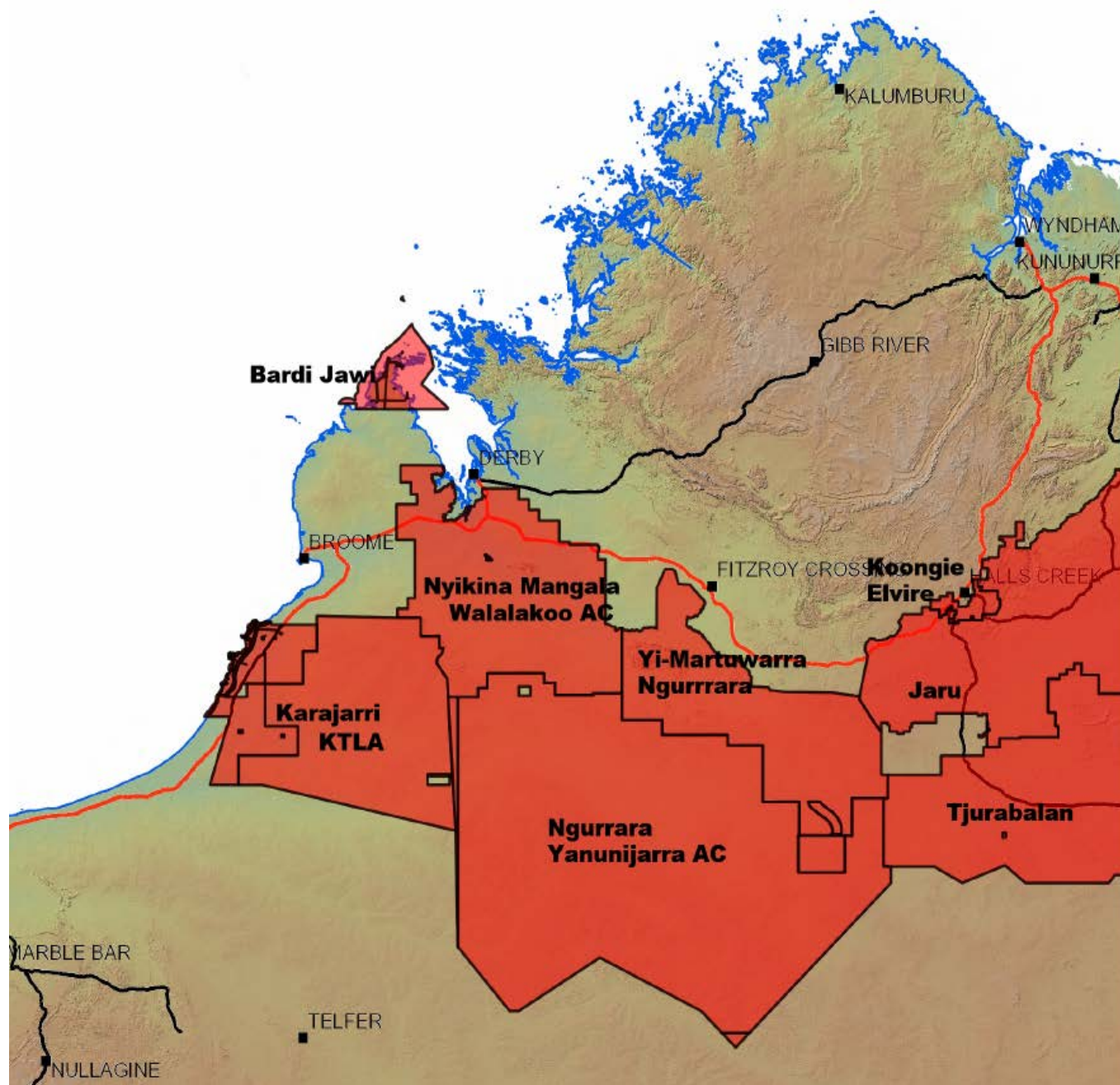
This is an under-explored area in law. Despite the fact that over 20 years ago the High Court recognised the existence of native title in Australia in *Mabo v Queensland [No 2]* [1992] HCA 23, there hasn't yet been a decision by any Australian court considering how much compensation might be payable for the impairment or extinguishment of native title. Compensation was awarded in the case *De Rose v South Australia* [2013] FCA 988, but because the amount was decided by agreement between the parties, the details remain confidential.

A compensation claim is currently being litigated in the Northern Territory over the Timber Creek town site. It is expected this will be the first time an Australian court considers how much native title may be worth in monetary terms.

We are following developments in this area of law and also looking at how compensation for loss of Indigenous land has been valued internationally, with a view to ensuring Traditional Owners are in the strongest position possible to control development on their land and waters.

Members' Map December 2015

KRED represents: Bardi Jawi, Ngurrara, Yi-martuwarra Ngurrara, Tjurabalan, Jaru, Nyikina Mangala, Koongie Elvire and Karajarri.



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Native Title claimants challenge State government pastoral lease renewals

Lawyers for the Tjiwarl People have raised a challenge in the Federal Court of Australia to the State government's method of renewing hundreds of pastoral leases which expired in June last year.

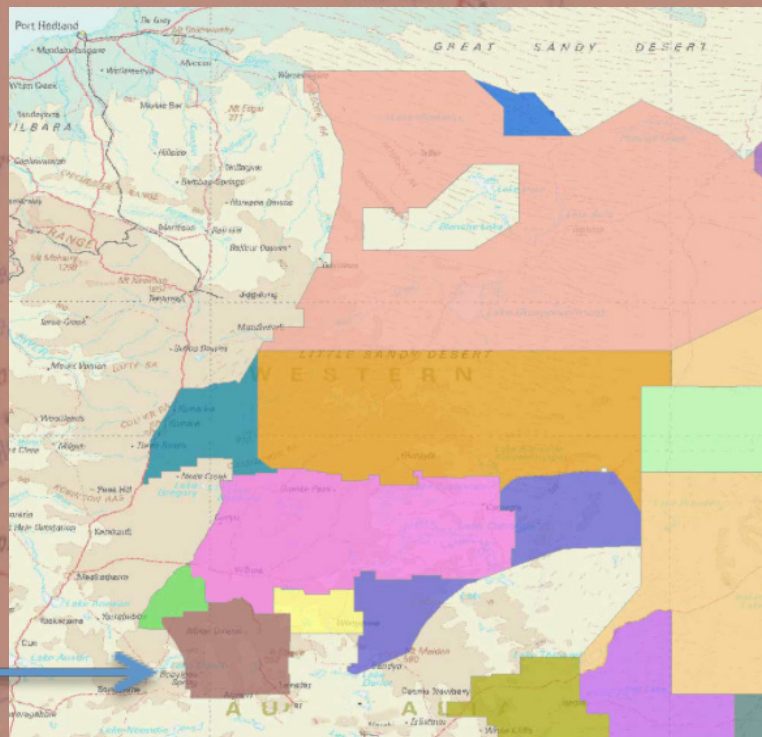
Central Desert Native Title Services who represent the Tjiwarl People said that the West Australian Government breached the Native Title Act by not treating the renewals as a 'future act' under that legislation.

If successful this test case could potentially lead to the pastoral leases being found to be ineffective and the State liable for compensation.

The State has reportedly said that if the renewal process has led to the invalidity of the leases, then it would seek to compulsorily acquire any native title rights and reissue the pastoral leases.

KRED Legal is closely monitoring these interesting developments.

For more information visit; <https://au.news.yahoo.com/thewest/wa/a/30412458/native-title-threat-to-leases/>



E H S I S

During the last few months of 2015, EHSIS was flat out. We arranged a number of meetings between Traditional Owner groups and companies, including meetings on behalf of Walalakoo Aboriginal Corporation, Karajarri Traditional Lands Association and the Annual General Meeting for Ambooriny Burru. As things started to get really sticky with the buildup, we continued to provide logistics and on-the-ground support so that Traditional Owners groups could undertake heritage surveys, site inspections and cultural heritage monitoring.



Sadly, we also said goodbye to one of our key members of the team, survey Team Leader, Ronald Wade.

Ron's duties included logistics and co-ordination of heritage surveys, site inspections and meeting support. Ron was well known for his cooking, "can do it" attitude and a sense of humour.

He is missed by all.

Looking ahead at 2016, EHSIS are committed to continuing to provide a high-quality, professional, logistics service. It's our aim to make sure the things that are important to Traditional Owners on country are protected.

YANUNIJARRA ABORIGINAL CORPORATION



icn 7478

www.yanunuijarra.org.au + facebook.com/yanunijarra

Chief Executive Officer Peter Murray

Prospects are looking reasonably good for Yanunijarra Aboriginal Corporation (YAC) in 2016, according to the Chief Executive Officer Peter Murray. Despite a downturn in the mining industry and a slowing up in operations on country for staff and Traditional Owners, Mr Murray says, "We are still on schedule and headed toward a good year. We are working hard on developing new employment opportunities to create a sustainable future for all communities across the Great Sandy Desert."

Yanunijarra has coordinated a comprehensive heritage clearance process with Ngurrara Traditional Owners to conditionally approve the HESS 3D Seismic* program.

One of the heritage clearance conditions is that two Ngurrara Traditional Owners must be present as cultural heritage monitors while HESS is performing exploration activities. These monitors make sure HESS follows all heritage clearance conditions.

As the program progresses, there will be 4WD vehicles and seismic trucks onsite conducting research and determining what lies beneath the earth's surface. During this exploration stage, there will be cultural monitors and Traditional Owners on board. Our Ngurrara rangers will also be conducting fee for service work, doing fire management and water testing.

Yanunijarra also has a joint venture arrangement with Indigenous Community Resource Group (ICRG). If successful in the tender to deliver civil works for HESS's Seismic Program, then there may be employment opportunities for Ngurrara people ranging from civil works, line crew workers and catering.

Yanunijarra / Ngurrara has come a long way since we were given our Native Title land back in 2007. Much of the Great Sandy Desert has remained untouched by the resource boom, and Mr Murray is adamant that no work should go ahead without the approval of Traditional Owners.

Yanunijarra is continuing to investigate other possibilities for revenue, including housing, community stores and pastoral stations, so that all of our people across the Great Sandy Desert benefit.

The diagram illustrates a seismic survey setup. On the left, a green **Recording Truck** is connected to a series of red dots representing **Geophone (Receivers)** along the ground surface. A yellow **Vibrator Truck (Energy Source)** is positioned in the center, emitting sound waves into the ground, indicated by a red arrow and concentric dashed lines. The ground is shown with multiple horizontal layers of different colors (brown, grey, orange, yellow). Yellow lines represent the **Returning Sound Waves** traveling from the receivers back to the recording truck. A small yellow box labeled **Close** is located near the recording truck.

Desert Mob: Up and Coming Entrepreneurs

The mining boom may be over but that is not stopping the Ngurrara Traditional Owners from developing innovative pathways and opportunities to share in the Australian economy. The Yanunijarra Aboriginal Corporation RNTBC ('YAC') is a native title and commercial entity leading the change towards a positive and independent economic future for the desert mob in Fitzroy Crossing and the nearby communities.

YAC's, CEO Peter Murray talks about his role as CEO and the work of YAC,

"Our mission is to look at economic development to create opportunities for our people, but it doesn't just stop there. As a member of Ambooriny Burru Charitable Foundation we are implementing the values and vision of the old people, (the Kimberley elders) by establishing an entity that is controlled by us and helps all Kimberley Traditional Owners. We (Kimberley Aboriginal people) all work together and look after each other; this is our culture and vision for our future".

Situated nearly 400 kilometers east of Broome, YAC's latest business idea is a unique and trendy mobile coffee van just like those ones you would see in the big cities of Sydney and Melbourne.

With the help of Jawun, a not-for-profit organisation that places corporate secondees into Aboriginal organisations, this idea is turning into a reality. Late last year, Peter Murray travelled with a secondee from Jawun scoping the feasibility of a mobile coffee van in Fitzroy Crossing.

YAC's mobile coffee van business will cater mainly to tourists but also business people travelling to or through Fitzroy Crossing and of course the locals who love their coffee. Tourists travelling along the Great Sandy Desert will be able to share in the unique experience of enjoying a coffee break with 'real and fresh' coffee made and served by local Aboriginal people against the beautiful backdrop of the Fitzroy River. Delicious healthy snacks and Wi-Fi will also be provided, so tourists can indulge in a little bit of luxury in the Great Sandy Desert.



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The youth of Fitzroy Crossing would be the target audience for employment opportunities from this business venture. Students and all Aboriginal people keen to be part of this exciting business venture are encouraged to develop their skills in hospitality and business. The Kimberley Training Institute will be offering hands-on practical training in operating a business including becoming a barista for those keen to learn more.

But wait, they are not stopping at one coffee van. YAC's goal is to own and run a supermarket within 5 to 10 years where not just ordinary produce is sold but also some of the local delicacies including wild pig, turkey, beef and barramundi. The dream is for the supermarket to employ the entire town catering to all skill levels and generating genuine career pathways for Ngurrara and all Aboriginal people living in Fitzroy Crossing and nearby communities.

The benefits will be invested to the Great- Sandy -Desert people of YAC and by far, everyone is happy and looking forward to this deadly project that will be established for the first time in history of this unique coffee shop based on country, Western Australia, in the Kimberley.



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The construction of the mobile coffee van will be in Sydney and then the Ngurarra Rangers will put on the finishing touches in Fitzroy Crossing.



Idea examples of what a coffee van looks like.



Ngurrara Team walks in two worlds at Aboriginal Desert Network Conference

The Ngurrara People are walking in two worlds with pride, set to join a growing 'cradle to grave' governance model which sees Aboriginal people engaged from training to employment.

Chantelle Murray (Ngurrara Women's Coordinator), Frankie McCarthy (Ngurrara Men's Coordinator), David Chuguna (Ngurrara Senior Ranger), Peter Murray (CEO Yanunijarra Aboriginal Corporation) and a further two Ngurrara Rangers attended the Aboriginal Desert Conference in Perth November 2015, with representatives from the Kimberley Land Council.

Hosted by Trinity College in Perth, the Conference provided an opportunity for the Kimberley and Great Sandy Desert contingent to meet with ranger groups represented by the Central Land Council, from the Goldfields and Pilbara regions as well as and the borders of Western and South Australia to discuss conservation and land management. Across the board, rangers combine traditional knowledge with western science to deliver positive outcomes for their people, community and country, often dealing with similar challenges.

Conference participants shared ideas and insights, discovering tools successfully used by other groups to create economic growth and employment opportunities.

"Everyone was so excited to attend the event to meet other desert rangers and organisations, that dealt with the same matters as us," says Frankie McCarthy, Ngurrara Men's Coordinator.

Drawing inspiration from the other groups underscored the participants' experience. For the Ngurrara Rangers, informing other participants of the important work undertaken by the Yanunijarra Aboriginal Corporation and unveiling their plan to coordinate a workshop on bilbies were also highlights.

The Ngurrara Rangers' presentation, delivered by Frankie McCarthy, covered feral animal and fire management, as well as the conservation of native fauna. Emerging feral camel businesses and the protection of the desert mole and the greater bilby featured high on the topics for discussion.

"There are a lot of ideas we will bring to the community and the steering committee of YAC from this conference that we would like to hopefully establish on country according to our cultural protocols. We are looking forward to returning home to inform our TOs and community members about the conference and discussions," says Peter Murray, Yanunijarra Aboriginal Corporation CEO.

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For more Yanunijarra News

www.yanunijarra.org.au

www.facebook.com/yanunijarra

<https://www.linkedin.com/company/yanunijarra-aboriginal-corporation>



Yanunijarra Aboriginal Corporation is responsible for looking after Ngunnarr Country in the Kimberley region of Western Australia. It was established to manage approximately 77,803 square kilometres of exclusive possession native title.

Since it was first set up, Yanunijarra Aboriginal Corporation has been striving to develop a range of business initiatives for Ngunnarr people.

We currently manage a team of rangers, who carry out conservation and land management work; we run a contracting business that offers services such as earthmoving, grading and roadworks; and we're developing a tourism management strategy for the Canning Stock Route.

We're creating opportunities for our people to work on country, look after country and teach about country.

Yanunijarra Aboriginal Corporation

Home

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Website
<http://www.yanunijarra.org.au>

Industry
Nonprofit Organization Management

Type
Nonprofit

Company Size
1-10 employees

Recent Updates

Yanunijarra Aboriginal Corporation We've got a talented bunch of directors and cultural advisers on the Yanunijarra Board, including our Chief Operations Officer Peter Murray. Peter's just graduated from Swinburne University of Technology with a Diploma of Management. Awesome work Peter!

Yanunijarra Aboriginal Corporation
Non-Profit Organization

Timeline About Photos Likes More

277 likes +4 this week

3 post reach this week

View Pages Feed
See posts from other Pages

Invite friends to like this Page

Boost Your Page for \$7
Reach even more people in Australia
[Promote Page](#)

Yanunijarra Aboriginal Corporation photos.
Published by Ann-Janette Anar

Last week the Ngunnarr rangers ju cleaning and preparing out at the r joining the Goonyandi rangers to l cane loads. Toads have been sigh called on the rangers to do a full si rangers will be on their way into th area.

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WALALAKOO ABORIGINAL CORPORATION



icn 8041

Chief Executive Officer Damien Parriman

2016 for Nyikina Mangala People, community and Country is looking very positive. With solid governance structures in place WAC can now look to really capitalise on and engage with opportunities that are out there.

There are opportunities through land management and commercial projects which, once finalised, should provide ample opportunities for Nyikina Mangala people through employment, training and other engagement mechanisms.

One of the key projects in 2016 will be the cultural mapping and associated consultations. This will form the basis of settling the membership issues that have been the cause of frustration for many Nyikina Mangala people. Once these issues have been dealt with, the organisation can move forward collectively with our members and continue to build.

The decision to invest and provide initial funds to Kimberley Agricultural and Pastoral Company (KAPCO) has paid off, with the stations and Indigenous investors due to sign off on subleases and shareholders agreements at the end of February. This will allow KAPCO to commence full time operations and provide employment and contract opportunities for members.

The Nature Conservancy has provided WAC with funds to develop a Healthy Country Plan. The HCP will provide Nyikina Mangala people with the framework to promote their aspirations for looking after country in a way that is sustainable and practical.

There are many other exciting opportunities that have been presented to WAC which have to be followed up and teased out. All are in very early stages but as they progress updates will follow. It's exciting times for WAC and its members and with our solid corporate governance model the time is right to really build on the solid foundation of the organisation.

WALALAKOO ABORIGINAL CORPORATION



As with all organisations, WAC is not immune to challenges and difficulties. The key to working through these challenges is how we respond to them when they arise. There will be times when tough decisions need to be made where we need to maintain our solid governance.

The downturn in the resource industry has seen Buru Energy suspend its operations at Ungani. The organisation is now in the difficult position of building wealth and reducing costs to ensure its sustainability. This is something I am confident in achieving with solid direction from the Board of Directors.

Communication to members has been very minimal in the establishment of the organisation. More regular updates are required and this is something I will be working on in the near future through WAC's website.



Who we are



History



Culture and Heritage



Vision



Pastoral



Directors

Be sure to keep checking the website <http://www.walalakoo.org.au> for updates in the near future.

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Walalakoo Aboriginal Corporation





Annual General Meeting



Powerful words underscore threat to Australian dream



Australia had its “Martin Luther King moment” when Indigenous journalist Stan Grant stood in front of a crowded audience in Sydney late last year at the IQ2 Racism Debate and delivered a stunning speech that has racked up over a million views online.

“Racism is killing the Australian dream,” was Stan’s message. He described how his achievements in life were not because of, but rather in spite of, the Australian dream which is rooted in dispossession and the lies of *terra nullius*.

Stan pointed to the public’s treatment of footballer Adam Goodes, the shocking rates of Indigenous incarceration and poor educational outcomes for Indigenous children as just a few examples of how modern Australia continues along its racist foundations.



However, he also stated that, as a nation “we are better than that”, citing examples of hope, including the apology to the Stolen Generation and friendships between Indigenous and non-Indigenous Australians.

“One day, I want to stand here and be able to say as proudly and sing as loudly as anyone else in this room, Australians all, let us rejoice.”

We’re right behind you Stan!

