

Amended Payment Rules for the AM-YAC Charitable Trust

1. Background

In order to receive a distribution under these guidelines:

- You must be on the register of beneficiaries (as provided by AM-YAC) with a rating of one or higher;
- You must complete an application form and provide all of the required supporting documents for your application to be considered;
- You must sign or otherwise authorise the application (the Executive Office can help with this); and
- Your application must be provided to the Executive Office by post, email, fax or by hand.

Please note in reference to these guidelines:

- If your application doesn't comply with these guidelines for any reason, it must be forwarded to the Advisory Council to be approved which will most likely take some time; and
- Assistance will be provided through payments made directly to stores or through purchase orders. No cash will be provided to (with the exception of Historical Hardship and Elder Payments).
- Your place of residence will be deemed to be the address recorded on the member register or listed on your current drivers licence.

All payments on behalf of a recognised member of the Antakirinja Matu-Yankunytjatjara Aboriginal Corporation (AM-YAC) will be subject to a scaling point system based on the following:

1. *You must firstly qualify for and be accepted as a member of AMY AC, and then either:*
 - a. *Be born or be descended from an Antakirinja Matu-Yankunytjatjara (AMY) person born on the AMY area - "true blood line" (3 points); or*
 - b. *Have personally lived a long time on the AMY area, ie. 20 years or more(2 points).*
2. *If you satisfy both a. & b. in 1. above you will have greater entitlement (5 points) and hence greater priority than if you only satisfied a. or b.*
3. *If you are also old and/or sick you will be given further prioritisation in terms of benefits from the Trust (1 point).*
4. *If you are a member who does not have a "true blood line" or has not lived on the AMY area for a long time you are not entitled to receive any benefits from the Trust.*

For the purposes of this Schedule, 'Immediate Family' is defined as an individual's parents, grandparents, spouse, siblings, children and grandchildren. The relationship must be a blood relationship or one as defined by Australian law.

1. Health and Medical

- a) The aim of this program is to ensure that the medical and health needs of AM-YAC members and AM-YAC members children are being met.
- b) The program may be used for medical expenses including but not limited to doctor's appointments, x- rays, scans, medical tests, dental care, spectacles/contact lenses, podiatry, physiotherapy, counselling, prescription drugs and 'pharmacy only' medication, other medical treatments which are prescribed or recommended by a Medical Practitioner (letter from Doctor will be required).
- c) Applications for preventative health measures, recommended by a certified medical practitioner, which are genuinely taken to prevent disease, can also be supported. .
- d) If the person requiring medical services is an AM-YAC child, then the child's parent or an immediate family member should apply on the child's behalf.
- e) Members must first seek treatment at the place closest to their place of residence. If the relevant medical services are not available within 100km of a person's place of residence or the relevant medical service within 100km's is not able to see the member within three months. Reasonable out of pocket food, travel and accommodation expenses of attending medical services will be paid (refer Attachment 1 for the current authorised travel rates).
- f) Unless the medical treatment is in an emergency situation the member must first seek travel assistance from PATS and evidence of this needs to be submitted with the application. Any benefit received from PATS will be credited to the members maximum distribution. The return trip home for the member will not be provided by the executive office until the member has submitted all paperwork and forms for PATS.
- g) Maximum distribution per funding year is \$2,000 per AM-YAC Member including their non-adult children. If an increase to a member's allocation is required due to chronic health problems, this needs to be approved in a resolution moved by the Trustee Advisory Council or at the discretion of the Trustee.
- h) Funding for Ngangkari treatment is capped at \$150 per treatment/patient. Up to \$1,000 from the AM-YAC member's medical allowance can be provided for Ngangkari to travel to patients and vice versa. Any Ngangkari treatment requests will be confirmed with two members of the Advisory Council.
- i) The applicant must provide medical certificates, a letter from a medical practitioner, evidence of appointments or other supporting documentation.
- j) Dialysis patients who travel for treatment with the Dialysis Bus will be assisted with food and fuel. Patients would receive either assistance with a bus ticket or fuel and \$150 for food each week they travel from their medical allowance.

2. Carer's Assistance Program

- a) The aim of this program is to provide travel, food and accommodation subsidies to AMYAC members who have a disability, are under 18 years of age, a serious medical condition or who are frail/aged and are travelling for medical care:
 - i. AM-YAC members who are caring for other AM-YAC members or AM-YAC member's children.
 - ii. Close family members as determined by the AMYAC member who are caring for AM-YAC members or AM-YAC member's children.
- b) An application to the PATS program must be made before an application for funding from the trust is submitted and documentation of this must be provided. Payment can be withheld if a PATS form is not provided and a reasonable explanation is not given. The return trip home for the member will not be provided by the executive office until the member has submitted all paperwork and forms for PATS.
- c) In cases where the patient is critically ill, the family needs to nominate an AM-YAC Member or immediate family member to coordinate the overall care of the patient, who will guide the Trustee so that funds are disbursed efficiently and effectively.
- d) Maximum distribution per year is \$1,000 per AM-YAC member (who requires care). However, where additional funds are required an increase in a member's allocation can be approved in a resolution moved by the Trustee Advisory Council or at the discretion of the Trustee.
- e) Certification of your medical condition or appointment will be required to support your application.

3. Serious Family Illness & Emergency

- a) In relation to attending the bedside of a terminally or seriously ill relative. Requests are received by the Executive Office who forwards them directly to the Trustee for consideration and approval.
- b) An immediate family member is to be nominated to communicate with the Executive Office.
- c) The nominated family member will determine the family members to be assisted through this program.
- d) There is no set monetary limit however the trustee will apply discretion with the guidance of the Advisory Council when require.
- e) Assistance for the immediate family may include:
 - i. Travel (between towns and cities)
 - ii. Accommodation
 - iii. Food (\$400.00 per week for a family or \$200.00 per week for a couple)
- f) The Trustee through the Executive Office will pay for requirements or provide vouchers.
- g) Verification of hospitalization and seriousness of the relative's condition will need to be provided. This can be provided by:
 - i. A letter of the treating doctor (or medical certificate) or hospital; or
 - ii. Or other Health Service Organisations.
- h) Funding will only be provided if other community or government funding (eg. PATS) cannot be obtained and documentation of this may be requested.
- i) The seriously ill person must be a recognised member under the Antakirinja Matu-

Yankunytjatjara Aboriginal Corporation.

- j) If the payment is for a terminally ill relative, the amount paid can cover the immediate family. If the person is seriously but not terminally ill only two non-member relatives' expenses will be paid,
- k) If a recognized member gets sick, the non-member spouse will receive assistance (exception to the connection rule).

4. Funeral Program

- a. The aim of this program is to provide assistance to AM-YAC Members for the costs of an immediate family member's funeral. There are two types of assistance.
 - i. The first type refers to where an AMYAC member passes away which is the broader program.
 - ii. The second relating to where an immediate family member of an AMYAC member passes away, this being the narrower program.
- b. To be eligible for funding the member seeking assistance should provide evidence that they have sought assistance through the Department for Communities and Social Inclusion funeral assistance program or provide evidence that they are not eligible for such funding.
- c. Details of the broader program are as follows:
 - i. Returning the deceased's body home;
 - ii. Undertaker's costs;
 - iii. Purchasing a coffin;
 - iv. Burial costs;
 - v. Flowers and casket wreath;
 - vi. Clothes for the pall bearers and the deceased's family;
 - vii. Food for the wake, memorial or sorry camp;
 - viii. Travel costs for immediate family.
- d. To receive funding, immediate family must provide documentation that confirms the date and location of the funeral as well as invoices as appropriate.
- e. The deceased's family is required to nominate a person to co-ordinate applications for support from the Trust.
- f. The nominated family member will determine the family members to be assisted through this program. Assistance is not restricted to immediate family members.
- g. Maximum distribution per funeral is \$10,000. A guide to a spending budget will be provided to the family representative by the Executive Office.
- h. The Narrower Program is to provide travel, accommodation and food support to an AMYAC member to attend a funeral of their immediate family who is a non-member. The maximum distribution per funeral under the narrower program is \$5,000.

5. Elder's Funding Program

- a) The aim of this program is to provide assistance to AM-YAC Elders considered to be suffering from a situation of poverty.
- b) Elder payments consist of a one-off payment of \$3,000 per approved person
- c) Applications for this program must be approved by the Advisory Council at a Trustee Meeting. The advisory council will, in their decision, consider:
 - i. The age of the member (must be over 45 years old); and
 - ii. The member's contribution to the AM-YAC community as well as their knowledge of culture, geography and history in relation to the AM-YAC people.

- d) Approved members will be added to an AM-YAC Elder's Register for future reference. The AM-YAC Trustee Advisory Council will, from time to time, approve an Elder's payment to some members on the Elder's Register at a Trustee Meeting. All payment are subject to the scaling point system as per page 1. Once a member has received an Elder's payment it will be recorded on the register. The register is maintained by the Trustee.

6. Headstones

- a. The aim of this program is to provide assistance to AM-YAC members with the cost of providing a headstone for an immediate family member's grave.
- b. Funding is limited to \$5,000 per headstone.
- c. For requests where the total amount of the headstone exceeds \$5,000 the application must include the payment plan for the balance or the trust contribution will be paid after the balance is paid.
- d. Requests for recently deceased persons will take priority. This is subject to funding available.
- e. Requests for deceased historical persons need to go to the Advisory Council for approval. The Advisory Council will approve based on the amount of funding left in the headstone budget after point (c) above.

7. Emergency Hardship

- a) The aim of the Emergency Hardship program is to provide a benefit to assist those AM-YAC members who are suffering from a situation of Extreme Hardship.
- b) Funding is limited to \$1,500 every funding year per person.
- c) All applications must include a letter of support from either a medical practitioner (including nurse) or from social support.
- d) Items that members can apply for include;
 - i. air-conditioning and installation, refrigerators, washing machines support for electricity bills where a repayment plan has been entered into by the member, beds, table and chairs and a sofa/lounge (including delivery).
 - ii. For any other purposes deemed by the Trustee to constitute relief of extreme poverty including extreme homelessness or detrimental living conditions.
- e) The trustee's discretion can be made for other funding in regard to people with disabilities.
- f) Members can apply for the balance of any lay-by items to be paid for by the trust given they fall within these rules.
- g) The Executive Office will maintain a register of approved items. No replacement will be approved within a five year period without Trustee approval.

8. Historical Hardship Program

- a) The purpose of the Historical Hardship Program is to provide a benefit to members who are suffering from a situation of extreme hardship, who applied for funding from the Trust prior to November 2009. Members not on the Historical Hardship list are ineligible for funding under this program, no new members can be added to the listing from 13/11/2009.
- b) Funding is limited to a single payment of \$5,000 for every member listed on the AM- YAC historical hardship list.
- c) The next members to receive payments from this program and the order in which they are received is to be decided by the Trustee.
- d) All payments are subject to the scaling point system as described on page one of this

document.

9. Culture and Heritage Program

- a) The purpose of the Culture and Heritage Program is to assist AM-YAC members participation in artistic, cultural and heritage activities associated with the AM-YAC people.
- b) All requests for funding must be approved by the Cultural Sub-Committee of the Trustee Advisory Council before payment can be made. Funding requests pertaining to men's business is considered and approved by a majority of the male members of the Cultural Sub-Committee; likewise, approval for women's business must be made by a majority of the female members
- c) Cultural activities must assist with exploration, development or engagement with artistic, cultural and heritage activities.
- d) Funding for individuals is limited to \$750 per event.
- e) Funding for groups can be requested in one application; with funding capped at \$750 per person or \$7,500 per group event.
- f) Funding will only be approved by the Trustee if the following has been provided:
 - i. A listing of all members and children attending the cultural event.
 - ii. A budget/breakdown of the funding requested.
 - iii. Approval from the Cultural Sub-Committee of the Trustee Advisory Council.
 - iv. Invoices/receipts as appropriate.

10. Sporting Program

- a) The aim of the Sporting Program is to provide for AM-YAC members and children to participate in sporting activities at the annual Indigenous sporting carnival only.
- b) Funding for groups must be approved by the Trustee Advisory Council through a resolution or at a Trustee Meeting.
- c) Funding may be used for:
 - i. Attending sporting events or sport training;
 - ii. Equipment or other costs associated with sport;
 - iii. Uniform and fees; and
 - iv. Any other costs associated with participation in sporting events.
- d) Funding can only be provided for sporting activities that benefit the AM-YAC community and are considered charitable under the law and Trust Deed.

11. Scholarship Program

- a) The aim of the Scholarship Program is to support the education of AM-YAC children through the provision of funding and scholarships.
- b) All requests for funding will be considered by the AM-YAC Scholarship Sub-Committee once a year. Approved applications for funding will be added to a spreadsheet for future reference along with any restrictions on funding.
- c) The duration of funding will be provided by the Scholarship Sub-Committee when approving funding.
- d) Provided that the approved applications are for educational purposes and comply with the trust deed and charitable trust law, assessment of each application can be made according to the Scholarship Sub-Committee's own guidelines.

12. Education Program

- a) The aim of the Education Program is to support the education of AM-YAC children and

- adults through the provision of funding.
- b) All requests for funding will be considered by the Trustee and are limited to \$5,000 per member per funding year.
- c) The funding may be used for:
 - i. Education costs
 - ii. Attending educational courses; and
 - iii. Other items deemed appropriate by the trustee.
- d) Provided that the applications are for educational purposes and comply with the trust deed and charitable trust law, assessment of each application will be made on an individual basis by the Trustee.

13. Youth Support Services Program

- a. The aim of the Youth Support Services Program is to provide funding for community support services for AM-YAC members paving the way for younger generations in culture, leadership and job creation opportunities. **Requests are forwarded directly to the Advisory Council for consideration and recommendation to the Trustee or directly to the Trustee**
- b. The Advisory Council must receive an application prior to the regular meetings and the Council must approve by majority
- c. The Advisory Council must confirm that the person/s are recognised member/s under the Antakirinja Matu-Yankunyjatjara Aboriginal Corporation
- d. The support services must be deemed to assist with exploring and/or developing youth cultural learning experiences, this may include but not limited to:
 - i. Provide funding towards Youth Centres and/or programs within those centres which support youth and adolescence issues
 - ii. Provide funding towards equipment, mentors, and associated requirements
 - iii. Provide funding to assist in engaging the youth and adolescences with their culture through meaningful and relevant cultural learning experiences as part of their academic schooling
 - iv. Provide funding towards the uptake of the local Aboriginal language
- e. The organisation must provide the following:
 - i. Detailed documentation on the intention of the funding
 - ii. The benefits (social return) to the community/youth/adolescence within the community
 - iii. The number of individuals that will benefit
- f. The Advisory Council will take into consideration the social return of providing funding and the amount of funds available to either support fully or provide seed funding to establish the request. The Advisory Council must forward:
 - i. The full request documentation
 - ii. The minutes of the Council meeting that references the decision
 - iii. A letter signed by the Chairperson referencing the request and confirming the approval
- g. The Trustee will pay for requirements or provide vouchers

14. Business Development and Opportunities Program

- a. The aim of the Business Development and Opportunities Program is to provide funding for the acquisition of land within the Claim Area, the promotion and development of Antakirinja Matu-Yankunyjatjara Aboriginal Corporation business and/or employment opportunities to the community at large. **Requests are forwarded directly to the Advisory Council for**

consideration and recommendation to the Trustee

- b. Preference is to be given to available investments which relates to, involves or otherwise encourage Aboriginal employment opportunities
- c. To provide funding for:
 - i. The purchase, operation and/or development of Aboriginal businesses, including but not limited to:
 - ii. Tourism or cultural heritage businesses, owned, managed or operated by Antakirinja Matu-Yankunytjatjara Aboriginal Corporation members
 - iii. Commercial and non-commercial business opportunities
 - iv. Equipment or land purchase to establish a business
- d. It will be highly recommended that the Indigenous Business Australia (IBA) or other Aboriginal business support services are utilised for the establishment of the business
- e. The funding available for business and development opportunities will not exceed an annual percentage of 20% of the funds available for distribution from the Trust.
- f. The submission must provide the following:
 - i. Detailed documentation on the intention of the funding
 - ii. A supporting Business Plan
 - iii. The benefits (social return) to the community (e.g. through increased employment in the area, training and skills programs, increased cultural tourism, and flow on effects to the community)
 - iv. Details of the involvement of a business support services
 - v. The funding amount required
 - vi. The proposed agreement between all parties in regards to the received funding
- g. The Advisory Council will take into consideration the social return of providing funding and the amount of funds available
- h. The Advisory Council must forward:
 - i. The full request documentation
 - ii. The minutes of the Council meeting that references the decision
 - iii. A letter signed by the Chairperson referencing the request and confirming the approval
- i. The Trustee will pay for requirements or provide vouchers

15. Trustee Exceptions Rule

- a) The aim of the Trustee Exceptions Rule is to provide the Trustee with absolute discretion for applications which fall outside the payment rules.
- b) The Trustee may, at its discretion, authorise any payment which an AMYAC member has applied for that may either;
 - i. Fall outside the scope of these rules; or
 - ii. Cause the member to exceed their allocation of funds under these rules.
- c) This rule is designed for extreme circumstances and the member applying will need to provide adequate information and supporting documents as to why their application should be considered under this rule.
- d) Requests are forwarded directly to the Trustee for consideration.

Attachment 1

Fuel

Coober Pedy – Glendambo	\$60
Glendambo – Port Augusta	\$70
Port Augusta – Adelaide	\$75
Ceduna – Port Augusta	\$100
Coober Pedy – Marla	\$60
Port Augusta – Whyalla	\$25
Marla – Alice Springs	\$100

Other

Fuel & Food Allocations					
Fuel			Food		
Coober Pedy - Glendambo	\$60	<input type="checkbox"/>	Day 1	\$0	<input type="checkbox"/>
Glendambo - Port Augusta	\$70	<input type="checkbox"/>	Day 2	\$50	<input type="checkbox"/>
Port Augusta - Adelaide	\$75	<input type="checkbox"/>	Day 3	\$90	<input type="checkbox"/>
Ceduna - Port Augusta	\$100	<input type="checkbox"/>	Day 4	\$120	<input type="checkbox"/>
Coober Pedy - Marla	\$60	<input type="checkbox"/>	Day 5	\$130	<input type="checkbox"/>
Coober Pedy - Marree	\$75	<input type="checkbox"/>	Day 6	\$140	<input type="checkbox"/>
Port Augusta - Whyalla	\$25	<input type="checkbox"/>	Day 7	\$150	<input type="checkbox"/>
Marla - Alice Springs	\$100	<input type="checkbox"/>	Maximum Weekly Funds \$170		
Other - Fuel					
_____		to	_____		
Total Fuel/Food:		\$ _____	\$ _____		
Maximum Fuel per one way trip: \$400.00					
Fuel outside of given amounts: Distance [km] x \$0.25 = Fuel Allowance					