



**ANTAKIRINJA MATU-YANKUNYTJATJARA
ABORIGINAL CORPORATION RNTBC
(ICN 2932)**

Contact Person:
Michael Pagsanjan
C/O MPS Law
100 Carrington Street
Adelaide SA 5000

10 October 2023

**AMYAC ANNUAL GENERAL MEETING
8-10 NOVEMBER 2023**

Dear AMYAC member

This letter is to provide notice for the 2023 AMYAC Annual General Meeting (**AGM**).

The AGM details are as follows:

Date:	Wednesday to Friday, 8-10 November 2023
Time:	9:30 am to 4:30pm
Location:	AMYAC office, Lot 715 Hutchison Street, Coober Pedy SA 5723

Attached to this letter you will find:

- AGM agenda (**pages 3 and 4**);
- AMYAC directors' nomination form (**pages 5 and 6**);
- information on applying for a Director ID (**pages 7 and 8**);
- AMY native title holder meeting notice and information (**pages 9 to 11**);
- AGM member assistance policy (**page 12**); and
- AGM member assistance request form (**page 13**).

Members' assistance

Applications for assistance to attend the AGM will need to be received by the AM-Y Indigenous Community Trust (**the Trust**) office by **Friday, 20 October 2023**.

To apply for assistance, please complete the application form at **page 13** and send to trust@amyac.com.au. You can also apply for assistance online. You can find the online assistance form at <https://amyac.com.au/>.

Directors' nominations

Applications for director nominations will need to be received by Reade Allison, the AMYAC Returning Officer, by **Friday, 30 October 2023**.

To nominate to be a director, please complete the nomination form at **pages 5 and 6**. Applications can be sent by email to reade@mpslaw.com.au or by post at 100 Carrington Street, Adelaide SA 5000.

Accommodation

The Trust will provide mileage and accommodation assistance to members in accordance with the Trust policy at **page 12**.

The Trust would like to remind members that, under the current AGM assistance policy, members will need to book and pay for their own accommodation. Members that attend the AGM can arrange reimbursement for accommodation by providing a receipt to the Trust office. This will be reimbursed within 3-4 business days. The name and bank details on the receipt will need to match with the member who has applied for assistance.

Check-in session

MPS Law, Trust and Trust Executive office staff will be holding a members' check-in sessions. Members are welcome to speak with staff about AMYAC and Trust business during the check-in sessions. The check-in session will be held at the **AMYAC office from 12:30pm to 4:00pm on Monday, 6 November 2023**.

AMYAC rule book review

The AMYAC board has been working to update the rule book, so that the rules better fit the needs and expectations of AMY people. At this AGM, the board will present some options on how the rule book can be improved, for members' feedback. The options will look at, amongst other things, how directors are appointed, the board's composition, and the general governance structure of the corporation.

Please note that no decisions will be made at the AGM on changing the rule book. Instead, this will be an opportunity for members to provide feedback on the options to change the rule book, for the corporation to progress next year. Any final changes to the rule book will need to be decided by the members at a future general meeting.

Native title holder meeting

There are **two matters** on the agenda which may require decisions by native title holders.

For the AMY native title holders to make these decisions, the afternoon of the first day of the AGM (8 November 2023) will include a native title holders' meeting. Please see **pages 9 to 11** for more information regarding the proposed decisions.

Further information

Directors remind members that where members bring their children to the meeting, they will be responsible to ensure their children behave and do not disrupt the meeting. Where a member's child disrupts the meeting, the member and their child may be asked by the AMYAC Chairperson to leave the meeting, in accordance with the meeting rules.

Information regarding the AGM agenda items, including draft resolutions, financial reports and draft documents, can be requested by contacting the AMYAC Contact Person at info@mpslaw.com.au.

Please contact the MPS Law office on **(08) 7221 1690** if you have any queries.

Regards



**ANTAKIRINJA MATU-YANKUNYTJATJARA ABORIGINAL
CORPORATION (AMYAC) RNTBC
ICN 2932**

Contact Person:

Michael Pagsanjan
C/O MPS Law
100 Carrington Street
Adelaide SA 5000

P: 08 7221 1690

E: info@mpslaw.com.au

AMYAC AGM – 8-10 NOVEMBER 2023

AGENDA

DAY 1: 8 NOVEMBER 2023

AGM

1. **Welcome**
2. **Meeting rules**
3. **Apologies**
4. **Confirmation of minutes of last AGM**
5. **Appointment of auditor**
6. **Board report**

7. **NATIVE TITLE HOLDER MEETING**
 - a. **Prominent Hill NTMA review**
 - b. **Coober Pedy Shooters Club ILUA**

8. **Resumption of AMYAC AGM to consider outcomes from native title holder meeting:**
 - a. **Prominent Hill NTMA review**
 - b. **Coober Pedy Shooters Club ILUA**

DAY 2: 9 NOVEMBER 2023

AGM

- 9. Election of directors**
- 10. AM-Y Indigenous Community Trust Report (Perpetual)**
- 11. Electoral Commission South Australia – First Nations Voice to SA Parliament**
- 12. AMY Nominees Report (Paul Case and Terri Coulthard)**

DAY 3: 10 NOVEMBER 2023

AGM

- 13. CEO report**
- 14. AMYAC compensation claim (Tim Wooley)**
- 15. Directors' remuneration**
- 16. Rule book review**
- 17. Announcement of director elections**
- 18. AGM close**

AMYAC DIRECTOR NOMINATION FORM

Elections for directors will take place at the AGM on 8-10 November 2023 at the AMYAC office, Lot 715 Hutchison Street, Coober Pedy SA 5723.

To be considered for election, you must:

1. complete all details on **both** page 1 and page 2 of this form;
2. have an AMYAC member propose and an AMYAC member second your nomination; and
3. sign the eligibility declaration on page 2.

RETURNING THE NOMINATION FORM

Please send the completed nomination form by post or email to:

Reade Allison
C/O MPS Law
100 Carrington Street
Adelaide, SA 5000
reade@mpslaw.com.au
Fax: 08 8127 8090

This form must be received by the Returning Officer before **5:00pm (ACDT) 30 October 2023**.

I, (full name):

of (address):,

wish to stand for election as a director of AMYAC under the following category:

Please tick only <u>one</u> box:	<input type="checkbox"/> Senior cultural advisor and director
	<input type="checkbox"/> Director
	<input type="checkbox"/> Director under 35 years of age

and if elected, I give my consent for the purpose of Rule 9.2.3(a) of the Rule Book to act as a director.

Date of birth:/...../.....

Contact number:

Director ID:

(Note all members nominated to be a director will require a director ID. Please see more information at pages 10 and 11).

Please read the notes and complete the checklist on the back before completing this form to make sure you can be nominated.

Proposer (full name):	
Address of proposer:	Telephone number:
Signed:	Date:/...../ 2023

Seconder (full name):	
Address of seconder:	Telephone number:
Signed:	Date:/...../ 2023

Note 1	At the AGM there are 6 positions for election:		
	Male senior cultural advisor and director	Male director	Male director under 35 years of age
	Female senior cultural advisor and director	Female director	Female director under 35 years of age
Note 2	The proposer, seconder and nominee must all be members of AMYAC. A person is a member if their name is listed on the AMYAC Register of Members.		
Note 3	<p>You cannot be nominated for election if:</p> <ul style="list-style-type: none"> ▪ You are not a member of AMYAC – See Rule 9.2.1(a). ▪ You are a director of another Registered Native Title Body Corporate, Prescribed Body Corporate or native title claim group – See Rule 9.2.1(b)(i). ▪ You have been convicted of an offence involving fraud or misappropriation of funds and have been sentenced to imprisonment for 3 months or longer – See Rule 9.2.1(b)(ii)(1). ▪ You have been convicted of any other offence and have been sentenced to imprisonment for one year or longer – See Rule 9.2.1(b)(ii)(2). ▪ You have a husband, wife, biological parent, grandparent, child, grandchild brother or sister (Immediate Family Member) on the board who has another year left as a director – See Rule 9.2.2(i). ▪ You have an Immediate Family Member who is also nominated as a director at this AGM – See Rule 9.5.2(b). ▪ You do not have a true bloodline or a long-term physical and spiritual association to the AMYAC Native Title Area – See Rule 6.8.3. 		

Please complete this checklist before sending this form to make sure you can be nominated:

1	I am member of AMYAC.	<input type="checkbox"/>
2	I am not a director of a Registered Native Title Body Corporate, Prescribed Body Corporate or native title claim group other than AMYAC.	<input type="checkbox"/>
3	I have not been convicted of an offence involving fraud or misappropriation of funds and sentenced to imprisonment for 3 months or longer.	<input type="checkbox"/>
4	I have not been convicted of any other offence and been sentenced to imprisonment for one year or longer.	<input type="checkbox"/>
5	I do not have an Immediate Family Member on the board who has another year left as a director.	<input type="checkbox"/>
6	I do not have an Immediate Family Member who is also nominated as a director at this AGM.	<input type="checkbox"/>
7	I have a true bloodline and/or a long-term physical and spiritual association to the AMYAC Native Title Area.	<input type="checkbox"/>
8	I have, or I have applied for, a Director ID (see pages 10 and 11 for more information).	<input type="checkbox"/>



Applying for a Director ID

From 1 November 2022, all AMYAC directors will be required to apply for a Director ID before being appointed or re-appointed to the AMYAC board.

What is a Director ID?

A Director ID is a unique number identifying directors of both corporations under the *Corporations Act 2001* (Cth) and corporations under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (Cth). That is, directors of both Aboriginal and non-Aboriginal corporations are required to have a Director ID.

A director's Director ID is unique to the director, and directors will use the same Director ID even if they become a director of a different corporation.

Why is there a Director ID?

The purpose of the Director ID is to help ASIC or ORIC (that is, the regulator for either Aboriginal or non-Aboriginal corporations, as the case may be) keep track of a director's profile or association with different companies over their career. This helps the regulator look out for illegal activity, such as illegal phoenix activity (i.e. directors moving to different corporations to avoid director liability).

How do you apply for a Director ID?

You can apply for a Director ID either online or by phone.

To apply **online**:

1. **Set up myGovID:** use the myGovID app. To set up your account, you will need two identity documents (such as a passport, driver's licence, birth certificate or Medicare card).
2. **Confirm identity:** you will need to confirm your identity on the myGovID app by providing the following:
 - a. your tax file number (TFN);
 - b. your residential address as held by the ATO; and
 - c. 2 documents verifying your identity, such as:
 - i. bank account details;
 - ii. superannuation details;
 - iii. centrelink payment summary; or
 - iv. an ATO notice of assessment.
3. **Apply:** through ABRS: <https://mygovid.gov.au/AuthSpa.UI/index.html#login>

To apply by **phone**:

1. **Phone ABRs**: at **1300 287 539** and select **option 2**.
2. **Verify your identity**: by providing the following information:
 - a. your TFN;
 - b. your residential address as held by the ATO
 - c. a primary identity document, such as:
 - i. a birth certificate; or
 - ii. a passport;
 - d. a secondary identity document, such as:
 - i. a Medicare card; or
 - ii. a driver's licence; and
 - e. information from two documents held by the ATO to answer identity check questions, such as:
 - i. bank account details;
 - ii. an ATO notice assessment;
 - iii. super account details; or
 - iv. Centrelink payment summary.

For more information on how to apply for an ID, please visit: <https://www.abrs.gov.au/director-identification-number/apply-director-identification-number>.

Please contact our office if you require a physical copy of the Director ID form.

What happens if you don't provide a Director ID?

If you don't apply for a Director ID before your appointment, you may be subject to a criminal fine of up to \$13,200.

If you are appointed as a director, when lodging its general report each December, AMYAC will lodge information to ORIC relating to your Director ID.

I.....(name), confirm that I have read and understood this notice, and hereby affirm that I have, or have applied for, a Director ID.

Director ID:

Signature:

Date:



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100 Carrington Street
Adelaide SA 5000

10 October 2023

**AMY NATIVE TITLE HOLDERS' MEETING
8 NOVEMBER 2023**

A meeting of Antakirinja Matu-Yankunytjatjara (**AMY**) native title holders will be held during the 2023 AMYAC AGM. The purpose of the meeting is for AMY native title holders to discuss, and possibly make, decisions about two matters.

The details for the AMY native title holders' meeting are as follows:

Date:	Wednesday, 8 November 2023
Time:	12:30pm to 4:30pm
Location:	AMYAC office, Lot 715 Hutchison Street, Coober Pedy SA 5723

Why is there a meeting?

There are two matters on the 2023 AGM agenda which may involve decisions of the AMY native title holders.

For the AMY native title holders to make decisions, the afternoon of the first day of the AGM (8 November 2023) will include a native title holders' meeting.

The purpose of the native title holders' meeting is to:

- provide information on the nature and purpose of the decisions; and
- seek AMY native title holders' informed consent of the decisions.

Who are the native title holders?

According to the AMY Consent Determination (SAD6007/1998), the AMY native title holders are those Aboriginal people who have a spiritual connection to the AMY Lands and the Tjukurpa associated with it because:

1.	They are recognised as an AMY native title holder by the Western Desert Cultural Group (e.g. Antakirinja, Matuntjara, Yankunytjatjara), AND
2.	The AMY Land is their country of birth, OR
	They have had a long-term association with the AMY Land and traditional geographical and religious knowledge of the country; OR
	They have a connection to the AMY Land through a parent or grandparent with a connection to the country.

What are the decisions?

At the meeting, AMYAC will ask the native title holders if they consent to:

- AMYAC entering into a deed of variation to update the Prominent Hill native title mining agreement; and
- AMYAC entering into an Indigenous Land Use Agreement with the Coober Pedy Shooters Club for the extension of the shooting range for one-mile target shooting.

Further information

Information regarding the AGM agenda items and native title holder decisions, including draft resolutions, financial reports and draft documents, can be requested by contacting the AMYAC Contact Person at info@mpslaw.com.au.

Please contact the MPS Law office on **(08) 7221 1690** if you have any queries.

Regards

The AMYAC Board

What are the proposed resolutions?

Agenda Item	Proposed Resolution	Notes
<p>5. Prominent Hill NTMA review</p>	<p>The AMY native title holders at this meeting resolve:</p> <ol style="list-style-type: none"> 1. That there is no particular process of decision-making that, under the traditional laws and customs of the AMY native title holders, must be followed in relation to consenting to AMYAC entering into a deed of variation to an agreement pursuant to Part 9B of the Mining Act 1971 (SA). 2. That, if decisions to enter into a deed of variation to an agreement pursuant to Part 9B of the Mining Act 1971 (SA) are native title decisions and/or native title decisions that standing consent cannot be provided, the AMY native title holders agree, for the purposes of Regulation 8(1) of the <i>Native Title (Prescribed Bodies Corporate) Regulations 1999</i> (Cth), to provide their consent to AMYAC to enter into the deed of variation to the Prominent Hill native title mining agreement in the same or substantially the same terms as presented to the native title holders. 	<p>Following the updates to the Prominent Hill NTMA in 2021, AMYAC and BHP (formerly Oz Minerals) agreed to further review the NTMA with the view to update the agreement to better meet AMY community needs and expectations.</p> <p>Key proposed changes to the NTMA include:</p> <ul style="list-style-type: none"> • an increase in royalty rate; • business targets linked to benefits package; • annual payment for health programs; • AMYAC-delivered cultural respect training; • mine cultural guidelines reviewed by AMYAC; • commitments to build AMYAC capability; • employment targets; • co-design heritage management and rehabilitation; and • option to review agreement again in two years, including royalty rate.
<p>6. Shooters Club ILUA</p>	<p>The AMY native title holders at this meeting resolve:</p> <ol style="list-style-type: none"> 1. That there is no particular process of decision-making that, under the traditional laws and customs of the AMY native title holders, must be followed in relation to consenting to AMYAC entering into an Indigenous Land Use Agreement (ILUA) to consent to an extension of the Coober Pedy shooting range. 2. That the AMY native title holders agree, for the purposes of Regulation 8(1) of the <i>Native Title (Prescribed Bodies Corporate) Regulations 1999</i> (Cth), to provide their consent to AMYAC to enter into the ILUA to consent to an extension of the Coober Pedy shooting range to allow for one-mile target shooting, in the same or substantially the same terms as presented to the native title holders. 	<p>The Coober Pedy Shooters Club (the Club) seeks to extend its firing range to allow for occasional shooting of long-range rifles and one-mile target shooting competitions. The Club will require a license for the extension. As the extension would extend onto the Coober Pedy precious stones field, including AMY native title land, the granting of the license will require consent of the native title holders by way of an Indigenous Land Use Agreement (ILUA).</p> <p>AMYAC and the Club have negotiated a proposed ILUA for the consent to the granting of a license to extend the firearm range.</p>



AM-YAC INDIGENOUS COMMUNITY TRUST

Email: trust@amyac.com.au

Fax: (08) 8363 3939

Phone: (08) 8349 0830

AGM ASSISTANCE POLICY 8-10 NOVEMBER, 2023

APPLICATIONS CLOSE AT 4PM, FRIDAY 20 OCTOBER 2023

- Members who receive assistance and don't sign in to the AGM may not receive assistance to attend the AM-YAC AGM next year
- Morning tea and lunch will be provided at the AGM venue each day
- Soft drinks will not be provided by AM-YAC
- AM-YAC members are eligible to receive assistance to attend the AGM
- The following assistance is available:
 - **Fuel / Bus Ticket.** Members travelling to Coober Pedy for the AGM can apply for assistance with fuel or Bus Tickets. See the fuel rates below.
 - **Food.** Members can apply for a gift card (no tobacco, no alcohol) of \$200 to purchase food during the AGM at either IGA Coober Pedy or Coles Pt Augusta
 - **Accommodation.** Costs for accommodation can be reimbursed for AM-YAC members. AMYAC members must book their own accommodation and provide a receipt to the Executive Office.
- Once assistance is approved, the Executive Office will not accept last minute changes or late applications
- This policy was approved by AM-YAC RNTBC Directors on 10 August 2023

APPLY FOR ASSISTANCE ONLINE AT www.amyac.com.au/trust/applicationforms

FUEL ASSISTANCE			
Coober Pedy – Glendambo	\$ 150	Whyalla - Port Augusta	\$ 70
Port Augusta – Glendambo	\$ 150	Marla - Coober Pedy	\$ 150
Adelaide - Port Augusta	\$ 120	Alice Springs – Marla	\$300
Ceduna - Port Augusta	\$ 150	Mimili – Marla	\$ 100
Indulkana - Marla	\$ 80	Amata – Marla	\$ 200





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Phone: (08) 8349 0830

AM-YAC MEMBERS – AGM ASSISTANCE FORM

This form should be completed to request assistance to attend the Annual General Meeting held on 8-10 November 2023 at the AMYAC Office in Coober Pedy.

EMAIL COMPLETED FORMS TO: trust@amyac.com.au BEFORE FRIDAY, 20 OCTOBER 2023

Name:

Address:

.....

Contact Number:

Where are you travelling from?

Assistance required (please tick):

Fuel - who will be driving (must have photo ID)?

Bus Ticket - concession number (if applicable):

Food - where would you like to redeem your food? Coober Pedy Pt Augusta

Accommodation - AM-YAC members are to book and pay for their own accommodation. AMYAC members that attend the meeting can arrange reimbursement for a maximum of four nights' accommodation by providing a receipt to the Executive Office. The name on the receipt needs to match with the AMYAC member and the bank details to be reimbursed. Reimbursement will be processed within 3-4 working days of receiving receipt and bank account details.

Please note:

Once applications are approved, no changes will entered into.

Elderly or disabled will receive priority for accommodation assistance.