



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

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

14 October 2024

**AMYAC ANNUAL GENERAL MEETING  
13 – 15 November 2024**

Dear AMYAC member,

This letter is to provide notice for the 2024 AMYAC Annual General Meeting (**AGM**).

The AGM details are as follows:

<b>Date:</b>	Wednesday to Friday, 13 – 15 November 2024
<b>Time:</b>	9:30 am to 4:30pm
<b>Location:</b>	AMYAC office, Lot 715 Hutchison Street, Coober Pedy SA 5723

**Attached** to this letter you will find:

- Summary of proposed resolutions (**page 3**);
- AGM agenda (**pages 4 and 5**);
- AMYAC directors' nomination form (**pages 6 and 7**);
- Information on proposed rulebook changes (**pages 8 and 9**);
- AMY native title holder meeting notice and information (**pages 10 and 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 **before 4pm, on 23 October 2024**.

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

For members that have applied through the Trust, a gift card (no tobacco, no alcohol) of \$200 to purchase food during the AGM will be available for collection from the AMYAC corporation the day before the meeting or on sign in. Members should present a form of ID when collecting their card.

**Directors' nominations**

Applications for director nominations will need to be received by Reade Allison, the AMYAC Returning Officer, by **6 November 2024**.

To nominate to be a director, please complete the nomination form at **pages 6 and 7**. Applications can be sent by email to [info@mpslaw.com.au](mailto:info@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 members will need to book and pay for their own accommodation. Members that attend the AGM can seek 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 the details of the member who applied for assistance.

### Check-in session

MPS Law staff will be holding a members' check-in session. Members are welcome to speak with staff about AMYAC business during the check-in session. The check-in session will be held at the **AMYAC office from 12:30pm to 4:00pm on Tuesday, 12 November 2024**.

### 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.

There are three suggested changes to be considered by the members at this general meeting. The proposed changes and suggested resolutions are enclosed at **pages 8 and 9**.

### Native title holder meeting

There is one matter 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 third day of the AGM will include a native title holders' meeting. Please see **pages 10 and 11** for more information.

### Further information

Directors wish to 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](mailto: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?

The following proposed resolutions will be presented to members at the meeting for members' decision:

**Resolution** that the members reappoint HLB Mann Judd as the independent auditor for the 2024-25 financial year.

**Moved:**

**Seconded:**

**Resolution** that the members adjust the remuneration rates for directors and carers:

- a. in accordance with any changes in CPI since those rates were set by members on 9 January 2018;
- b. annually in accordance with any subsequent changes in CPI, calculated by a qualified accountant; and
- c. to remunerate directors on a set daily rate, in lieu of separate sitting fee and travel allowances, in accordance with the independent tax advice presented at this meeting.

**Moved:**

**Seconded:**

**Special resolution** that the members change the rule book as proposed in the notice for this meeting, subject to any variations agreed by the members at the meeting.

**Moved:**

**Seconded:**



**ANTAKIRINJA MATU-YANKUNYTJATJARA ABORIGINAL  
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100 Carrington Street  
Adelaide SA 5000

**P:** 08 7221 1690

**E:** [info@mpslaw.com.au](mailto:info@mpslaw.com.au)

**AMYAC AGM – 13 – 15 NOVEMBER 2024**

**AGENDA**

**DAY 1: 13 November 2024**

**AGM**

- 1. Welcome**
- 2. Meeting rules**
- 3. Apologies**
- 4. Confirmation of minutes of last AGM**
- 5. Appointment of auditor**
- 6. Board report**
- 7. Directors' Remuneration**
- 8. CEO Report**
- 9. Rule book review**

**DAY 2: 14 November 2024**

**AGM**

- 10. Election of directors**
- 11. AM-Y Indigenous Community Trust Report (Perpetual) (AM)**
- 12. AMY Nominees Report (PM)**

**DAY 3: 15 November 2024**

**AGM**

- 13. AMYAC compensation claim (Tim Wooley)**

**NATIVE TITLE HOLDERS' MEETING**

- 14. Wintinna Station Carbon Farming ILUA**

**RESUMPTION OF AGM**

- 15. Consider outcomes of Wintinna Station Carbon Farming ILUA**
- 16. Any other business**
- 17. Announcement of director elections**
- 18. AGM close**

## AMYAC DIRECTOR NOMINATION FORM

Elections for directors will take place at the AGM on 13-15 November 2024 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  
[info@mpslaw.com.au](mailto:info@mpslaw.com.au)  
 Fax: 08 8127 8090

This form must be received by the Returning Officer before **5:00pm (ACDT) 6 November 2024**

I, (full name): .....

of (address): .....,

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

**Please tick only one box:**

**Senior cultural advisor and director**

**Director**

**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. If you need assistance to apply for your director ID, please contact the AMYAC office).*

*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: ...../...../ 2024

**Secunder** (full name):  
 Address of seconder: Telephone number:  
 Signed: Date: ...../...../ 2024

<b>Note 1</b>	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
<b>Note 2</b>	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.		
<b>Note 3</b>	<p>You cannot be nominated for election if:</p> <ul style="list-style-type: none"> <li>▪ You are not a member of AMYAC – <b>See</b> Rule 9.2.1(a).</li> <li>▪ You are a director of another Registered Native Title Body Corporate, Prescribed Body Corporate or native title claim group – <b>See</b> Rule 9.2.1(b)(i).</li> <li>▪ You have been convicted of an offence involving fraud or misappropriation of funds and have been sentenced to imprisonment for 3 months or longer – <b>See</b> Rule 9.2.1(b)(ii)(1).</li> <li>▪ You have been convicted of any other offence and have been sentenced to imprisonment for one year or longer – <b>See</b> Rule 9.2.1(b)(ii)(2).</li> <li>▪ You have a husband, wife, biological parent, grandparent, child, grandchild brother or sister (<b>Immediate Family Member</b>) on the board who has another year left as a director – <b>See</b> Rule 9.2.2(i).</li> <li>▪ You have an Immediate Family Member who is also nominated as a director at this AGM – <b>See</b> Rule 9.5.2(b).</li> <li>▪ You do not have a true bloodline or a long-term physical and spiritual association to the AMYAC Native Title Area – <b>See</b> Rule 6.8.3.</li> </ul>		

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

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

## What are the proposed rule book changes?

What are the changes?	How will the rules be changed?	Why?
Director categories	<p><b>Rule 9.2.2(h):</b> Two of the male directors and two of the female directors must be <del>under 35 years of age</del> <b>35 years of age or under at the time of appointment</b> where possible.</p>	<p>AMYAC’s board composition currently sets aside four board positions for younger members, so that young members may participate in board decision-making and gain experience as AMYAC’s future generation. This supports succession planning in the corporation, and a diversity of community voices on the board.</p> <p>However, the current drafting of the rule is unclear. Read narrowly, it excludes young members who may be 35, or who may turn 35 during that term. This will limit the number of young members who may show interest in gaining board experience. The proposed redrafting allows these young members to be nominated in this category.</p>
Director skills and training	<p><b>New rules 9.2.2(j)-(l):</b></p> <p>(j) Directors must have skills relevant to the governance, business or activities of the corporation, including skills relevant to the director selection criteria as agreed by the corporation from time to time.</p> <p>(k) Directors must have completed suitable training relevant to the director selection criteria or undertake to do so as soon as possible following their appointment.</p> <p>(l) Nominations for appointment as a director must be received by the corporation in advance of the meeting, be in writing and address the director selection criteria.</p>	<p>The proposed new rules promote director skills and upskilling. This will help the corporation govern more effectively, and more effectively achieve the initiatives identified by members in the corporation’s strategic plan.</p> <p>These new rules would require members nominating to be a director to report to the members in their nomination what skills they have to contribute to the board and help the corporation achieve its initiatives. This promotes transparency to members and will assist members in making informed decisions about who they elect as directors.</p>
Exclusion of members for	<p><b>New rule 6.18</b></p>	<p>Under the rule book, there is currently no rule to exclude members where they behave in a way that significantly interferes</p>



<p>serious misbehaviour</p>	<p>If members at a general meeting pass a resolution confirming the members are satisfied that:</p> <ul style="list-style-type: none"> <li>i. a member has misbehaved in a way that warrants cancellation of their membership as a member under rule 6.14.4; and</li> <li>ii. that member's interests will be indirectly represented within the corporation during the following two (2) year period,</li> </ul> <p>then the members may by special resolution cancel the membership of that member for a specified period of time (being any period of up to two (2) years at a time), during which time, subject to rule 6.5, the member shall not be eligible to become a member of the corporation under rule 6.2.</p>	<p>with the operations of AMYAC or its meetings. This proposed new rule allows members to pass a resolution to cancel a member's membership for a period of up to two years in such circumstances. Members can only be excluded where their interests will still be indirectly represented in the corporation, such as where they have immediate family members who continue to be members of the corporation.</p> <p>The purpose of this proposed rule is to help members manage their membership and behaviour at meetings. <b>Note</b> only members at a general meeting can make a decision to exclude a member for serious misbehaviour.</p>
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14 October 2024

**AMY NATIVE TITLE HOLDERS' MEETING  
15 NOVEMBER 2024**

A meeting of Antakirinja Matu-Yankunytjatjara (**AMY**) native title holders will be held during the 2024 AMYAC AGM. The purpose of the meeting is for AMY native title holders to discuss, and possibly make, decisions about the Wintinna Station Carbon Farming Indigenous Land Use Agreement (**ILUA**).

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

<b>Date:</b>	Friday, 15 November 2024
<b>Time:</b>	1:30pm to 3:00pm
<b>Location:</b>	AMYAC office, Lot 715 Hutchison Street, Coober Pedy SA 5723

**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:

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

**Why is there a meeting?**

The owners of Wintinna Station seek to enter into an ILUA with AMYAC on behalf of the AMY Native Title Holders to obtain their consent to the operation of a carbon farming project over the area of land of Wintinna Station which is covered by the AMY native title determination.

AMYAC and Wintinna Station have negotiated a proposed ILUA and ancillary commercial agreement for the consent to the operation of the proposed carbon farming project over the land covered by Wintinna Station. Before entering into the ILUA, AMYAC will require the consent of the AMY native title holders through a native title decision.

For the AMY native title holders to make a native title decision, the afternoon of the third day of the AGM (8 November 2024) 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 decision; and
- seek AMY native title holders' informed consent of the decision.

### What is the decision?

At the meeting, AMYAC will ask the native title holders if they consent to AMYAC entering into an ILUA with the owners of Wintinna Station for their carbon farming project.

The following resolution will be presented to native title holders for decision:

The AMY native title holders at this meeting **resolve**:

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 a carbon farming project over Wintinna Station.
2. That the AMY native title holders agree, for the purposes of Regulation 8(1) of the *Native Title (Prescribed Bodies Corporate) Regulations 1999* (Cth), to provide their consent to AMYAC to enter into the ILUA to consent to a carbon farming project over Wintinna Station, in the same or substantially the same terms as presented to the native title holders at this meeting.

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

Regards

The AMYAC Board

## AGM Assistance Policy

### Who is it for?

AM-YAC members who require assistance to attend the AM-YAC Annual General Meeting.

### What is it?

AM-YAC members can apply for assistance with costs of travel, accommodation and food to attend the AM-YAC AGM in Coober Pedy. Members to provide registration details of the car. Catering is provided at the AGM each day, including morning tea, lunch, coffee and tea all day. Soft drinks are not provided.

Applications must be completed and submitted to the Executive Office before the closing date. Late applications or last-minute changes will not be accepted.

AM-YAC members must book their own accommodation and provide a receipt to the Executive Office for reimbursement. Accommodation costs are capped at \$200 per night. The policy of each meeting will indicate the maximum number of nights that will be reimbursed.

*Members requesting assistance to attend the AGM and not sign in without a valid reason will incur a debt and be placed on the Poor Conduct Register. This debt will also be recovered from future AGM Assistance applications.*

### What can be funded

**Fuel.** Members travelling to Coober Pedy for the AGM can apply for assistance with fuel. See the rates below. Members to provide registration details of car and driver's licence

**Food.** Members can apply for a gift card or food voucher (no tobacco, no alcohol) of \$200 to purchase food during the AGM to be collected from the AMYAC corporation the day before the meeting or on sign in.

**Accommodation.** Costs for accommodation can be reimbursed for AM-YAC members up to \$200 per night. AMYAC members must book their own accommodation and provide a receipt to the Executive Office.

**Bus tickets** for AMYAC Members and their dependent children.

### What cannot be funded

- × Morning tea and lunch – this is available at the AGM
- × Soft drinks
- × Hire cars, vans or buses
- × Support for non-AMYAC Members

What are the fuel rates?			
*Coober Pedy – Glendambo	\$170	Whyalla – Port Augusta	\$80
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
* Maximum fuel per one way trip \$570 (Adelaide to Marla) ** Fuel outside of listed townships: distance (km) x \$0.25 = fuel allowance *** Jerry cans permitted for the balance of petrol allocations			



# AM-YAC INDIGENOUS COMMUNITY TRUST

Email: [trust@amyac.com.au](mailto:trust@amyac.com.au)

Fax: (08) 8363 3939

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 13<sup>th</sup> – 15<sup>th</sup> November 2024 at the AMYAC Office in Coober Pedy.

**Members requesting assistance to attend the AGM who do not sign in without a valid reason will incur a debt and be placed on the Poor Conduct Register. This debt will also be recovered from future AGM Assistance applications.**

***'Member tjuntangu alpaku tjapini AGM-aku munu in tjunkunytja wiya miitingangka, kulinma tiiki piruku palyalku, waltjanku. Palu ini walkatjunama miitingaka wiru ngarakatinytjaku panya ngula.'***

**EMAIL COMPLETED FORMS TO: [trust@amyac.com.au](mailto:trust@amyac.com.au) BEFORE 4PM 23<sup>rd</sup> October 2024**

**Applications received after the deadline will be declined.**

Name: .....

Address: .....

.....

Contact Number: .....

Email Address: .....

Where are you travelling from? .....

### Assistance required (please tick):

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

Please tick preferred:

Gift Card

Purchase Order

**Members requesting assistance with fuel must provide registration details of car and valid driver's licence.**

Bus Ticket - concession number (if applicable): .....

Dependent Children (name & age): .....

.....

Food – A Gift card (no tobacco, no alcohol) of \$200 to purchase food during the AGM will be available for collection from the AMYAC office the day before the meeting or on sign in. Please present a form of ID when collecting your card.

**Accommodation** – AM-YAC members are to book and pay for their own accommodation. Members may seek reimbursement for up to four nights' accommodation at up to \$200/night by providing a receipt to the Executive Office. The name on the receipt needs to match the AMYAC member's personal and the details to be reimbursed. Reimbursement will be processed within 3-4 working days of receiving receipt and bank account details.