

Matrix The Way Forward

Great Expectations Or Grand Delusion

Natural Justice granting of A Commercial Lease (Agreed to but not signed by Government Over 30years ago)

Natural Justice will need to be served to a group of residents from Yarrabah know as "Share Farmers" this groups of seven (7) families have consulted and negotiated a Certified Lease Agreement each to the point of not being signed off the Government of the day some 35years ago

These Commercial Agreements allowed "Commercial Activities" to be carried out on their allocated allotments (Farms), by the Share Farming Families in the Yarrabah D.O.G.I.T land some 30 years ago.

These activities ranged from but not limited to the following fruit and vegetables that were either distributed and sold through community stalls and/or the "Community Store"

Also the Department of Aboriginal and Islander Affairs (DAIA) through "COD" distributors that sold food through all indigenous communities in Queensland

- Watermelons
- Pumpkins
- Bananas
- Sweet potatoes
- Corn
- Sweet peas
- And Cattle
- Lychees

Just to name a few of the commercial crops/stock that came out of Yarrabah

It must also be recognised as this is related to existing process that may compound the issue such but not limited to land use planning scheme, commercial Lease and welfare reform

Recommendation:

That the "Share Farming "families are granted a Commercial 99 year Lease to the area of land known as "Share Farmers" and this is to be enshrined/Zoned in the proposed Yarrabah Planning Scheme as Commercial Aboriginal Freehold Land

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Concern

Cultural and historical differences will surface in the community due to historical factors regarding:

- Resourcing
- Knowledge cultural/historical underling interest

My concern is the cognisant comprehension by **all residents** that is required for the understanding of these issues; it may need considerable time to convey to the community and the allocated time as per normal due process is not enough considering the follow

1. This is the first time Town Planning will be implemented into Yarrabah and all the Residents will need to be involved, not just the traditional owners, block holders and those that may have been involved through the TO'S negotiating team
2. Tenures and activities will change and in some cases a "Cultural Shock" will occur to those that need to comply with the relevant legislation
3. The fit or the implementation phase of the ILUA and what that will mean to residents the question is "How do we preserve the voice of non- traditional owners"
4. Natural Justice and how do we reflect this in management planning and process

Proposal

The proposal is to set up a program that will enable the community resident with limited capacity and or resource to engage effectively with all stakeholders regarding Tenure Resolution in Yarrabah, which will include the Indigenous Land Use Agreements (ILUA's) and the implementation process before, during and after

To undertake such activities, will need the building of and on the capacity of the people of Yarrabah throughout the proposed consultation process with the understanding of the Paradigm shift that is taking place at this point time

Through the following Proposed Programs:

- Tenure Resolution:
 - (1) Identifying residents who may be impacted on by the compliance of implementation of the new planning schemes that may be developed
 - (2) Record information that will assist the resident to achieve tenure resolution and or home ownership
 - (3) Engage with the relevant authorities on the residents behalf to achieve the above
- Informed Consent

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- (1) Undertake an Informed Consent Process that will provide the Yarrabah residents with the understanding of the need to “ Change to Comply” with the new Law’s
 - (2) Run education workshops and programs that will assist with the implementation of the ILUA’s
 - (3) Work with all relevant stakeholders
 - (4) Compliance of the relevant legislations and ongoing review of existing programs until finalisation of agreed transitioning time by all parties
- Natural Resource Management Compliance
 1. Run Educational programs to all age groups to assist with the compliance of the Traditional Owners Natural Resource Management Plans
 2. Assist with the Compliance of the Traditional Owners Management Plans

As the headings above would evolve around the category of people that are:

- (1) Without tenancy agreement and self-built house on land
- (2) Living in illegal structures (Humpies)
- (3) Homeless
- (4) Hunting and Gathering
- (5) Hunters and Gather’s
- (6) Visitors/Tourist

Funds Needed

Funds needed for the exercise would utilise existing community service providers through their service obligations and I will forward a full quote if further information is required however, an indicative quote is as follows:

Three (3) Community Meeting @ \$30 000 per meeting

This will include Transport, Advertising, and Catering with a written report with recommendations to move forward

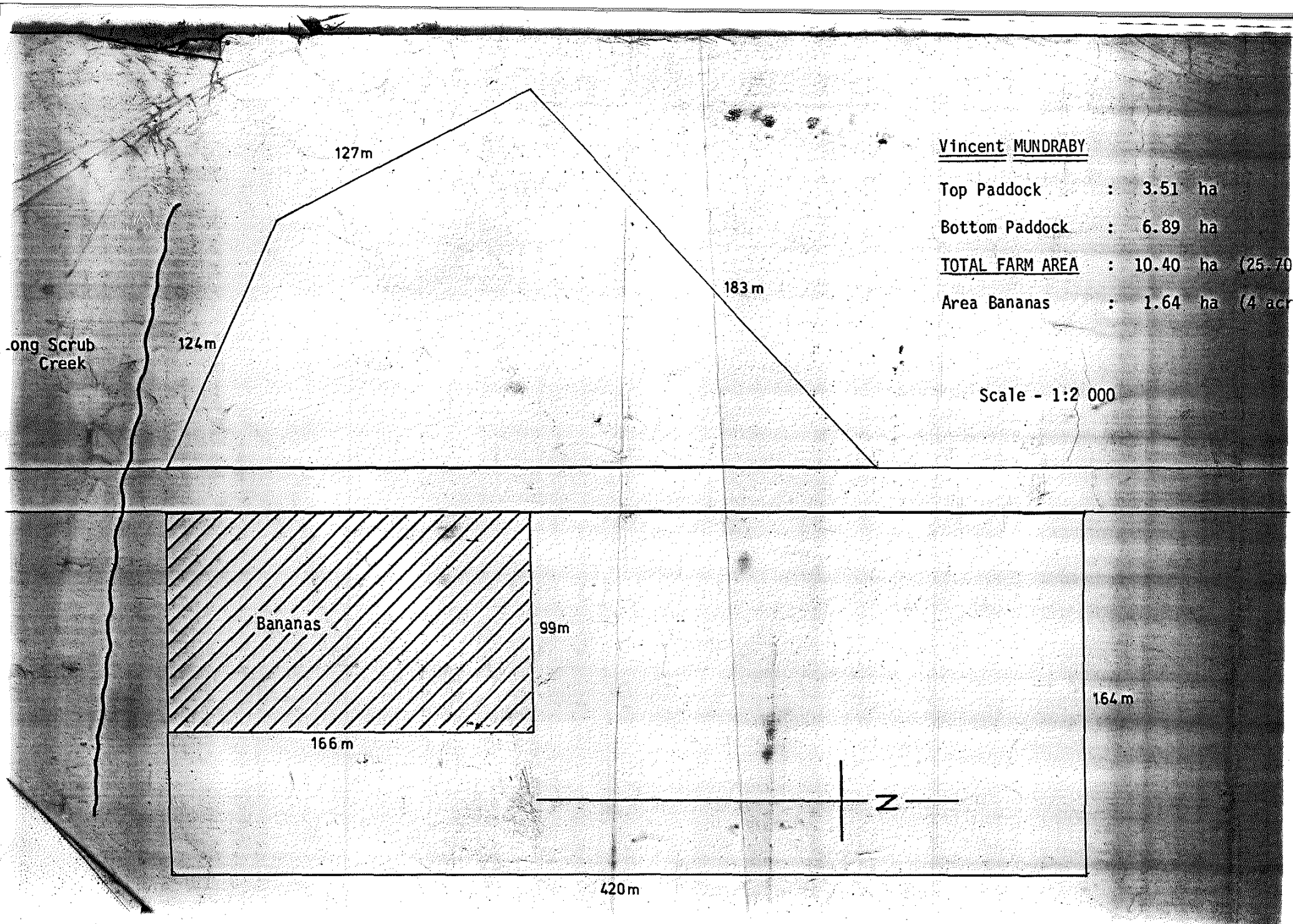
If you require further information, please do not hesitate to contact me on the following:

Mobile- [REDACTED]

Email [REDACTED]


Regards

Vince Mundraby



YARRABAH IRP Vincent



 Area of Interest - Abt

Boundaries of Blockholder interests are indicative only.

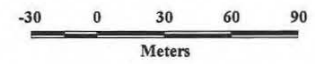
Map created by: Geospatial Services,
National Native Title Tribunal (16/06/2010)

Cyclone Larry imagery supplied under
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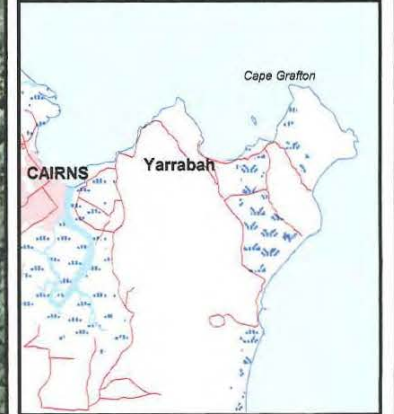
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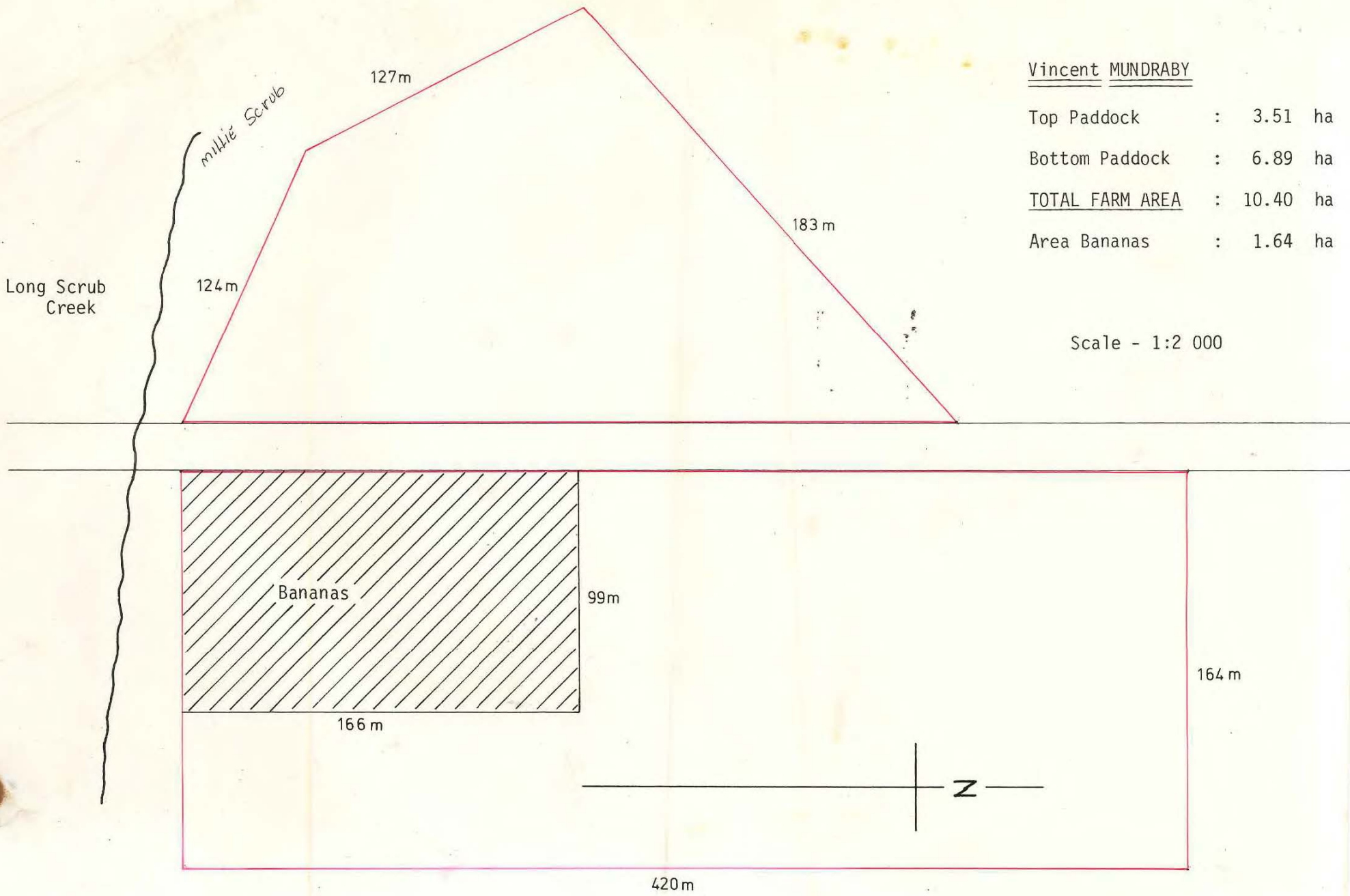


Latitude and Longitude based on Geocentric Datum of Australia 1994
Non Projection



Location Diagram

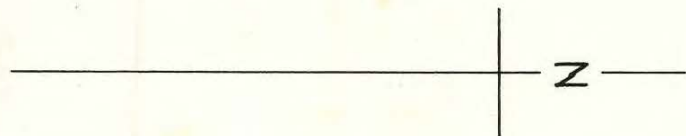




Vincent MUNDRABY

- Top Paddock : 3.51 ha
- Bottom Paddock : 6.89 ha
- TOTAL FARM AREA : 10.40 ha
- Area Bananas : 1.64 ha

Scale - 1:2 000



YARRABAH COMMUNITY COUNCIL

TELEPHONE (070) 569128

POSTAL ADDRESS:
c/- POST OFFICE
YARRABAH
Q. 4871

IN REPLY PLEASE QUOTE

L/43:AEC:PMC.

3rd August, 1984.

Mr. V.B. Mundraby,
c/- Post Office,
YARRABAH. 4871.

CIRCULAR.

Dear Sir,

Re: Land Application.

I refer to your application for a lease of land at Yarrabah.

At its meeting of 31st July, 1984, Council resolved that the following conditions should apply to future land leases at Yarrabah.

1. Housing blocks to be one quarter acre.
(20 metre frontage x 40 metre deep).
2. Farm blocks to be 15 acres.
3. Clearance either side of creeks or streams to be 20 metres.
4. A minimum of 5 acres be cultivated on farming blocks within first 12 months.
5. Rentals to be \$2-00 per week, subject to review at a later date, payable quarterly.
6. Toilet and garbage facilities to be established by lessees before taking up residence (plan of toilet to be supplied).
7. Rates to be payable at a rate to be fixed at a later date.
8. Land the subject of a lease will revert to Trustees (Council) should lessee cease to become a resident of Yarrabah.

You should now commence to peg out the block you have applied for so the Council may inspect the site and reach agreement with you on which of the above conditions are applicable to your block.

Yours faithfully,

K.A. Gray
K.A. GRAY, Jt
CHAIRMAN,
COMMUNITY COUNCIL,
YARRABAH.



In further reference please quote—

15E/11 15A/215

DEPARTMENT OF ABORIGINAL
AND ISLANDERS ADVANCEMENT,

TELEPHONES:
DIRECTOR 229 3113
GENERAL OFFICE 224 0515
EXT.....5721

135-147 GEORGE STREET,
BRISBANE, Q. 4000

P.O. Box 133,
North Quay, 4000

TELEGRAPHIC ADDRESS:
"ABORIGINES," BRISBANE

21st March, 1980


Mr. V. Mundraby
Back Beach Road,
YARRABAH

Dear Mr. Mundraby,

The Manager, Yarrabah has forwarded your application for lease of an area presently being farmed by you at Yarrabah.

Your application is receiving consideration and further advice will be furnished to you in due course.

Yours faithfully,


Director

Mr V.B. Mundraby,
Noble Drive,
YARRABAH, Q. 4871

14th March 1984.

The Hon. R. Katter, M.L.A.,
Minister for Northern Development
and Aboriginal and Islanders
Advancement,
Parliament House,
BRISBANE, QLD. 4000

Dear Mr Minister,

Re: Farm - Yarrabah

I have noticed that certain businesses are being given to residents of Yarrabah or so I have been told.

If this is so, I would like to apply to have the Departmental Farm handed over to me. I am writing to you because I believe the Council would not give it to me as they will want it for one of them.

I am at present employed by the DAIA as the Assistant Farm Overseer and have been solely responsible for the running of the Farm for the last 4½ years as we have never had a Farm Overseer in that time.

I am an Aboriginal and am a Yarrabah resident so the Council could have no objection to this other than they would want it for one of them or their family.

I know the difficulties of running a Farm as I have been a Share Farmer here before and have discussed this matter fully with the Manager Mr Harris and understand why the farms have not been economical in the past and what needs to be done.

I also know I would require a lot of support initially from him and the Department but believe I am better equipped than anyone else here, to make a go of it.

Would you please give this request your favourable consideration and I believe Mr Harris would support my application.

Yours faithfully,

B/C:

The Director,
D.A.I.A.,
BRISBANE, Q. 4000

V.B. MUNDRABY

For your information.

V.B. MUNDRABY....14/3/84

VINCENT MUNDRASY.



146
SL 28407
CoFE No 4208

151
O 284
No 4590

147
R 1171

Hospital

149
SL 28407
CoFE No 4208

165 R.1296
Dept. Land Pump

Yarrabah Mission Station

R.204

VINCENT SCHRIEBER 2.37 HA.

Y P R I O R

Aboriginal Settlement

MT. GORTON

2 VINCENT MUNDRASY 10.40 HA

3 WAYNE CONNOLLY 8.59 HA

Reserve for the benefit of Aborigines

4 PETER KYLE 6.57 HA

5 ALLAN RYNUNA 2.74 HA

MAY PEAK

Submission 002
Received 10/10/12
Agriculture, Resources and Environment Committee