

LEGAL, CONSTITUTIONAL and ADMINISTRATIVE REVIEW COMMITTEE.

Parliament House, George St. Brisbane Qld. 4000.

From: John WAKELY. ( J.P. ) ( Antar and Brisbane Institute Member . )  
- March 2003

Mrs. Karen Struthers -M.L.A. - Chair and Committee Members ,

**RECEIVED**

- 3 APR 2003

LEGAL, CONSTITUTIONAL AND  
ADMINISTRATIVE REVIEW  
COMMITTEE

RESPECTFULLY, I draw your attention to my Submission regarding :- "HANDS ON PARLIAMENT"  
( "A Parliamentary Committee Inquiry into Aboriginal and Torres Strait Islander Peoples' Participation in Queensland's Democratic Process ." )

ALTHOUGH YOU WILL NOTE in my GROUP 1- S-series of Documents - I COMMENCE with a :-  
16 POINT PROGRAM for INDIGENOUS PARTICIPATION in the DEMOCRATIC PROCESS ;

THEREAFTER- I follow with **MY MAIN FOCUS** within the DOCUMENTS in all the GROUPS  
to PROVIDE a RANGE of INDIGENOUS and NON-INDIGENOUS VIEWS (many of them recognised  
as Experts ) ; WHICH I believe , REVEAL THAT SUCCESSIVE GOVERNMENTS of QUEENSLAND  
( indeed Australia at every level ) HAVE MISERABLY FAILED , EVEN FOR THE BASIC NEEDS of :-  
" Queensland's " **FIRST PEOPLE.**" - the **UNIQUE MINORITY GROUP** known as **INDIGENOUS  
ABORIGINALS !** ( Please read W-pp. 18/23 eloquence of Law Prof. & Indigenous Larissa Behrendt . )

THAT IS WHY I NOW - POSITIVELY SUPPORT the NEED for the QUEENSLAND PARLIAMENT ;  
GOVERNMENT and PEOPLE :-

**" TO POSITIVELY DISCRIMINATE WITH SUCH AS :-**

**THE WAKELY 16 POINT PROGRAM for a :- POSITIVE " CATCH-UP"**

**and - INDIGENOUS ABORIGINAL INCLUSION PARTICIPATION PROGRAM."**

PLEASE PARTICULARLY NOTE such as :-

1- The 'M' GROUP - 1,2,3,4 ; which details SIMILARITIES of the N.Z. - MAORI & QUEENSLAND  
and AUSTRALIA'S INDIGENOUS ABORIGINALS . History , Treaty, Demographics , Society and  
System of Government , especially JUSTIFICATION for 7 DEDICATED MAORI SEATS in the N.Z.  
PARLIAMENT . ( This is an Ideal Model for Queensland and Australia .);

2- GROUP -1; S- Series-p. 1,2 where my 16 POINT INCLUSION PLAN IS DETAILED .  
Also pages of JUSTIFICATION COMMENTS about BALANCING the MINORITY STATUS .

3- GROUP -2 ; W -Series is MOST IMPORTANT . For the FOCUS is on Qsld. PARLIAMENTARY  
COMPARISONS of REPRESENTATION by NON-INDIGENOUS and INDIGENOUS Members ;  
POPULATIONS; ANALYSIS and COMMENTS relating to 3 PERIODS :- 1859 ; 1901 and 2001;  
also QUEENSLAND and NEW ZEALAND ; plus References , Definitions , etc , with IMPORTANT  
PRECEDENTS to SUPPORT the MINORITY ABORIGINALS here .

4- GROUP- 3; W continued - Series IMPORTANT SUPPORT by Eminent persons ,including Leading  
Government Public Servants ; Professor of Law -Larissa BEHRENDT ( read her ABC- Australia Forum  
Interview - for she is an EXEMPLAR of INDIGENOUS success following opportunity ; and HER OWN  
FAMILY REMOVAL STORY depicts some of the DEVASTATING EFFECT UPON INDIGENOUS  
ABORIGINALS ); Ros. KIDD -Research Historian W.15 details :- " CHRONIC DESTITUTION is a  
NATIONAL SCANDAL." ; AUSTRALIAN of the YEAR 2003 -W17 Prof.Dr. Fiona STANLEY said SHE  
is DETERMINED TO IMPROVE ABORIGINAL HEALTH which is amongst the WORLD'S WORST ;  
Ric FARLEY -W17,18 in the 2003 AUSTRALIA DAY ORATION -talked about the "RELATIONSHIP  
between INDIGENOUS and NON-INDIGENOUS AUSTRALIANS " and many IMPORTANT National  
Issues -negatives and positives .Ric FARLEY concluded the Oration by saying:- ( continued p.2 )

*JW.*



P.2 - Chair, and Committee of L.C.A.R.C. from John Wakely -for "Hands on Parliament" submission :-

**Ric FARLEY** concluded the 2003 Sydney Opera House -National Australia Day Oration by saying :-

"The possibility of settling some unfinished business with Aboriginal Australians , and assisting their escape from the destructive spirit of Welfare and Substance Abuse , is another golden opportunity - another fitting thing to contemplate on Australia Day . It would be a marvelous Foundation for contemporary Australian Values and a Modern Australian Identity and a Magnificent Legacy ."

( Noel PEARSON-Indigenous Cape York Land Council Spokesman expresses the same views! ) Ric :-

**"WE HAVE THE PRICELESS GIFT OF THE OLDEST LIVING CULTURE IN THE WORLD"**  
Caring properly for our Country and resolving unfinished Business with OUR FIRST PEOPLES can become National Goals that unify our Communities to create greater National Certainty and Confidence."

In the ABC.National Radio - Australia Forums :- "WHAT NOW for INDIGENOUS AUSTRALIA ?"

Michael Cathcart talked with " **Dr. Larissa BEHRENDT** " one of Australia's youngest and most dynamic Professors ; she is Professor of Law and Indigenous Studies at the University of Technology , Sydney ".

They discussed :- " Ten years after the Mabo Case gave Aborigines such Hope , Larissa Behrendt talks candidly about Poverty and Social Dysfunction in Aboriginal Australia . And her own experience of growing up ABORIGINAL in Sydney ; her Student days at Uni.N.S.W. ; then Harvard , and her work with the First Nations Movement in Canada . Prof. Larissa Behrendt **EXPLAINS WHY SHE ADVOCATES ABORIGINAL SOVEREIGNTY ; ECONOMIC INDEPENDENCE and an AUSTRALIAN BILL of RIGHTS."** A Brilliant **DEPICTION** of Aboriginal **DISPOSSESSION , DEVASTATION** effect on HER OWN FAMILY by the Government Removal Policy etc. Larissa Behrendt rebuts the Stereotypical . Her Book "**ACHIEVING SOCIAL JUSTICE , INDIGENOUS RIGHTS IN AUSTRALIA'S FUTURE ."**

Pages W24 to 31 follow & Quote extracts from : A.G.L. SHAW , and Manning CLARK ; Annual Report and Census 1862 of Qld. Colonial Registrar -General -F.O.DARVALL ; also the Qld. State Registrar-General John HUGHES for 1901Report , which support much of Ros.Kidd's research and revelations :- that **SUCCESSIVE GOVERNMENTS (State and Federal) " HAVE DEPRIVED ABORIGINALS of AN EQUAL FAIR SHARE especially of THEIR BASIC NEEDS such as :- Proper Shelter ; Food ; Safe Water Medical Care ; Education ;Employment ; etc."** So that " Queensland's Aborigines and Torres Strait Islanders do not live Independently ; Healthily and Happily whilst enjoying their Own Country ,Clan and Culture . Ultimate result **DEVASTATION , DISPOSSESSION ; loss of SELF-RESPECT and PRIDE ."** Public Servants - Police Protectors Walter ROTH -1901 and Arthur MESTON-1902 in pages W-29 to 31 further support the revelations of Ros KIDD . ( see "Black Lives Government Lies." ) A copy pages 25.27 of The **FIRST PROCLAMATION , 28 Dec,1836** Governor of South Australia -John Hindmarsh - reveal that HIS MAJESTY'S- (King GEORGE iii after losing America ) standard Instructions to His Subjects ABOUT PROPERLY TREATING the NATIVE POPULATION of South Australia ( in fact throughout Australia ) WAS IGNORED . John Wakely Observations and Comments on W 31 , 32 .in Group 3 Docs.

GROUP 4-Reference Series R-1to 27 Supports Submission :- First and only Aboriginal Qld. - M.L.A. in 145 years of Government was Eddie DEERAL -see his MAIDEN SPEECH ; Bio; etc pp.R3 to R15; DEDICATED SEATS the NSW. Government Proposal -pp R 17 to R 24 ; WA. Govt .- pp R 26,27 . New Zealand Government- " Ensuring Ethnic Voice for their Communities ." - p. R.25

GROUP 5- Reference Series R - R 28 to R 53 - Important supporting Documents :- PRECEDENT for INDIGENOUS ABORIGINAL PARTICIPATION ; Positive Discrimination to protect a MINORITY and GUARANTEE THEY CANNOT BE IGNORED ; eg. "SENATE SEATS in FEDERAL PARLIAMENT ; Queensland Constitution EARC Consolidation & Review -Recognition and Reconciliation ,etc.pp.R30,32 HISTORY of PASTORAL LEASES - "WIK and MABO" -Prof. Henry Reynolds -R.34.35 ; Native Title Issues- Roles of CROWN , Aborigines , Lessees -Property Law obs. By John Wakely - pp. R 36-40 ; Letters from J.Wakely to Senators Bob Brown , also Aiden RIDGWAY -the 2nd Aboriginal Sen.41,42 ; Vincent LIGIARI Statement : " WE ARE ALL MATES NOW !" PP- R- 43a, c & d .  
Lingiari Foundation Members . Pat Dodson . " LINGIARI- UNTIL THE CHAINS ARE BROKEN."





Continued - John WAKELY Submission to L.C.A.R.C - "HANDS ON PARLIAMENT."

GROUP 5 - Important supporting Documents R Series R 28 - R53 :-

DEMOCRACY DEFINITIONS - R-p 43a. ;

Mary Graham - Indigenous Philosopher - "RECONCILIATION ASPECTS." R.p-45 ;

Mrs. Hazel McKELLAR - Obituary of an AMAZING LIFE STORY of INDIGENOUS WOMAN- R.46 ;

"DISPERSAL OF THE FACTS." By Tony KOCH of Courier Mail . His article reveals proof that  
ABORIGINALS WERE MASSACRED BY NATIVE POLICE under DIRECTION of POLICE Sub-  
INSPECTOR -Frederick URQUHART , He became POLICE COMMISSIONER of QUEENSLAND ,  
and later again - ADMINISTRATOR ( Governor) of the NORTHERN TERRITORY ." R-47,8,9 ;

ABORIGINAL - "LINKUP ." History and Information R- 51,52 ;

COMPENSATION ARGUMENT for DISPOSSESSED ABORIGINALS . R- 50 ;

Letter to Courier Mail by John Wakely relating to "STOLEN CHILDREN GENERATIONS." R- 53 .

GROUP 6 - Reference R Series pp.54 to 76 continues MAJOR INDIGENOUS ISSUES :-

RECONCILIATION AUSTRALIA by Chair Fred Chaney and Deputy Chair Jackie HUGGINS- R- 54,55  
( Indigenous Woman, Author, University Qsld. Lecturer ,etc ) said :-

" WILL THE CURRENT DEBATE LEAD TO A CONCERTED EFFORT TO ADDRESS FAMILY  
VIOLENCE in INDIGENOUS ABORIGINAL COMMUNITIES ?"

A KOORI-MURRI RECONCILIATION CENTRE proposal 1993 by John Wakely . R-56 ;

Letter to Jean BURR - Indigenous Song Writer/Singer about protecting & promoting "FRIENDS" R-57,8

"Australia a divided Nation" letter to Prime Minister J.Howard who won't say "SORRY" R-59,60,61

RIGHTS and INDIGENOUS ENTITLEMENTS in Aust. Constitution and Practical Reconciliation R- 62

ABORIGINAL HOUSING -Problems and Solutions . R-pp-63 a/b to 67

ABORIGINAL DEVELOPMENT COMMISSION Public meeting in Townsville R - 68

( Report 1982 - by John Wakely - a Member of the Townsville Welfare Council )

CHARLES PERKINS -in 1982 - Journalist Blair Roots " Townsville Bulletin ." reported , that :- R-69

" Charles Perkins in his Role also as CHAIRMAN of the ADC. CASTIGATES the Federal Government  
said :- "ABORIGINAL RESERVES ARE LIKE CONCENTRATION CAMPS WITHOUT WATER ."

( The late Charles Perkins was a GREAT INDIGENOUS ACHIEVER and OUTSTANDING LEADER ;  
who was the 1st. ABORIGINAL to GRADUATE from ANY UNIVERSITY (Sydney) in AUSTRALIA  
He rose to become HEAD of the FEDERAL GOVERNMENT Department of ABORIGINAL AFFAIRS.)

TREATY Public Meeting at Townsville 1981-Wakely MAKARRATA proposal PASSED . R-71

"TREATY PURPOSE IS TO UNITE - NOT DIVIDE THE NATION" said Atsic -Ray Robinson. R72

" SCATHING ATTACK ON ATSIC FLAWED " said Atsic Chairman Geoff CLARK R 73

Chris. PYNE Liberal M.H.R. ATTACKED ATSIC and DEMANDED ATSIC BE DISBANDED . R74

" ATSIC -FAILED EXPERIMENT." Article by Tony KOCH of "C.M" R 75

Keith WINDSCHUTTLE -2 Views of Black History -R.W.Clark & J.Andrades . R 76

" REVISIONISTS DEAD WRONG." By Tony KOCH R 77

" BACKING FOR ATSIC REVAMP." ChrisJones - re ATTACKS ON ATSIC . R 78a

ATSIC - Chairman Geoff CLARK ; and ATSIC Deputy Chairman Ray ROBINSON Attacked . R78bc

N.Z. Govt. Extract 2002 Year Book - Ensuring a VOICE for Ethnic Communities . R 79.

I WILL WELCOME THE OPPORTUNITY TO DISCUSS ANY OF THE MATTERS WITH THE  
COMMITTEE , RELATING TO MY SUBMISSION: ALSO THE AIMS OF YOUR INQUIRY.

FOR MY FOCUS is for the UP-LIFT and CATCH-UP of INDIGENOUS ABORIGINAL PEOPLE .

And I HOPE the QUEENSLAND GOVERNMENT WILL LEAD THE WAY, without any delay , and  
POSITIVELY DISCRIMINATE AS SUGGESTED .

SO THAT THE SIGNIFICANT MINORITY known as the :- "FIRST PEOPLES of QUEENSLAND"  
are finally RECOGNISED ; RESPECTED ; SEEN and HEARD ; ULTIMATELY LEADING to the  
MUTUAL BENEFIT of true RECONCILIATION.

Regards , John WAKELY .

