

LEGISLATIVE COUNCIL

C1043

QUESTION WITHOUT NOTICE
(Of which some notice has been given)

Wednesday, 16 September 2015

Hon Robin Chapple to the Minister for Aboriginal Affairs.

I refer deregistered site 23323 and section 6 of the Aboriginal Heritage Act 1972, and I ask:

1. Are the Burrup Peninsula (Murujuga) and the islands of the Dampier Archipelago areas pursuant to section 6 of the Aboriginal Heritage Act 1972?
2. If no to (1) why not?
3. If no to (1) has the Minister or his department received any advice that section 6 does not apply to sites or areas?
4. If yes to (1) why is site 23323 not immediately reinstated?
5. If no to (1) what is the purpose of section 6 of the Aboriginal Heritage Act 1972 as stated?

I thank the Hon. Member for some notice of this question.

1. Section 6 of the *Aboriginal Heritage Act 1972* applies to objects regardless of where they are found or situated in the State. Section 6 does not refer to areas.
2. – 3. Not applicable.
4. The Department of Aboriginal Affairs intends to take the 35 heritage places back to the Aboriginal Cultural Material Committee for reassessment, which includes DAA 23323 Burrup Peninsula (Murujuga). In doing so, the Aboriginal Cultural Material Committee will assess whether each place is a site to which section 5(b) of the *Aboriginal Heritage Act 1972* applies, taking into consideration relevant matters raised by Justice Chaney in the *Robinson v Fielding* Supreme Court decision.
5. Not applicable.



Minister for Aboriginal Affairs