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T/P

LEGISLATIVE COUNCIL
Question Without Notice

Wednesday, 9 September 2020

C897. Hon Robin Chapple to the Minister for Environment representing the Minister for Aboriginal Affairs

I refer to EPA Report 1688 which states that the ACMC did not consider three sites that intersected the development of the Lake Wells Potash Project as being sites and ask

1. On what date was this determination made by the ACMC?
2. Were the knowledge holders who provided the information on these sites to the ACMC advised that they were not sites by DPLH, if so on what date?
3. If no to (2.) why not?
4. Will the Minister table the determination made by the ACMC in respect of the three sites submitted for registration?
5. If no to (4.) why not?

Answer

(1) The ACMC considered the heritage places at its meeting on 9 May 2020 and determined that section 5 of the *Aboriginal Heritage Act 1972* did not apply.

(2)-(3) The Department of Planning, Lands and Heritage has not formally written to the knowledge holders, but has advised the Central Desert Native Title Services verbally.

(4) Yes. I table the attached information.

(5) Not applicable.



MINISTER FOR ABORIGINAL AFFAIRS



3. NOTICES UNDER SECTION 18 OF THE *ABORIGINAL HERITAGE ACT 1972*

3.1 Australian Potash Ltd on behalf of Lake Wells Exploration Pty Ltd and Australian Potash Ltd – Lake Wells Sulphate of Potash Project. (A00031-20) (2020-10802).

3.1.2 Site Assessment

Pursuant to Section 5 and 39, the Committee assessed the Aboriginal heritage places in accordance with its function to evaluate on behalf of the community the importance of places and objects alleged to be associated with Aboriginal persons. The Committee, in considering the Aboriginal heritage places on the Land and following discussions, determined that Aboriginal heritage places ID 38260 (Marlutja), ID 38314 (Witan), ID 38315 (Kurumin – Lake Wells) do not meet the requirement of Section 5 of the *Aboriginal Heritage Act 1972*.

In reaching its conclusions, the Committee considered the heritage information submission forms, heritage survey reports, Departmental information and had regard for the requirements of Section 39(2) & (3) in evaluating the importance of the places, the Committee determined the site assessment listed in Table 1.

RESOLUTION 2020/081

The Committee resolved that the site assessments should be determined as listed at Table 1.

TABLE 1

Item #	ID #	Place Name	Place Type	Current Status	Resolution
1	38260	Marlutja	Mythological	Lodged	Not a Site
2	38314	Witan	Mythological	Lodged	Not a Site
3	38315	Kurumin – Lake Wells	Ritual	Lodged	Not a Site

CARRIED