

Committee Secretary,
Senate Legal and Constitutional Committee,
Department of the Senate, P.O. Box 6100,
Parliament House, Canberra, A.C.T. 2600.



From: John Wakely, ("Antar" Member)

Dear Committee Secretary,

Please accept this: SUBMISSION-to the Legal and Constitutional References (Senate) Committee:-
"Inquiry into Aboriginal Workers whose Paid Labour was Controlled by Government e.g. (Stolen Wages.)"

The Senate inquiry is sure to have received many Submissions from Indigenous Aboriginals, and Experts- eg Ros.Kidd; with detailed facts that can substantiate actual instances of : "Stolen Wages"-by Exploitation of Aboriginal Workers via Government Controlled Conditions ; with Employment Abuses of Payment for Work ; also Worker's Money in Trust;etc.

So MY FOCUS is to provide a DIFFERENT COMPARATIVE VIEW relating to MOST DISADVANTAGED that LACK OPPORTUNITIES with a :- "Black"- Indigenous Aboriginal ; compared with a "White" Non-Indigenous Orphan .

Because I am aware of many Injustice Issues that have impacted on the Lives of large numbers of Indigenous Aboriginals, Past, Present and Future from such events as the Losses inflicted (" Stolen WAGES" or "Stolen Children Generations"). I write as a 35 years long Activist Supporter of Justice with Equal Rights ; and with Equal Opportunities; for Australla's most Disadvantaged Persons (especially Aboriginals) (See relevant documents herewith.)

Time is overdue for PAYMENT IN FULL with very generous COMPENSATION to ALL ABORIGINAL WORKERS (or their Successors) who SUFFERED from the FAILINGS of GOVERNMENT CONTROL (and those who acted as their Delegate: -Religious Authorities; Pastoralists, Other Employers, and their Successors) who had a Fiduciary Duty or Obligation of Trust to PROTECT ALL THOSE IN THEIR CARE ; PROVIDE PROPER PAY and SAFE CONDITIONS ; but FAILED THEIR TRUST and WERE RESPONSIBLE for Such Worker Injustice as the Exploitation, Improper Conditions , Non-Payment, or not Full Pay; or Payments Not properly Banked as a SAVING in the Name of the Entitled ABORIGINAL Worker together with Accurate Accountable and Available Records. (Apply Golden Rule NOW!)
In so doing the Worker, Dependents and extended Family were Devastated with Future Independence unfairly Limited. So causing an Aboriginal Worker Loss and an Inability to Advance themselves and Family.

For without Saving Money in a Capitalist Australia , a person is denied Opportunities to become truly Independent and enjoy a wider Range of Life and Living Choices:- Buy Land or Build a Home; Furnish it; Clothes; Food; Services; even a Car; Education; Health; Holidays; Start a Business; Recreation Activities; Travel; Animals; Share with Visitors without Loss (insufficient Food or Accommodation facilities);Funeral Costs; etc.

(See Senate Report: "Forgotten Australians-2004:-paraphrasing Nelson Mandela: "Any Nation that does not care for all of its Children (and Indigenous Aboriginals, the unique 1st Nation People) does not deserve to be called a Nation.") and P-1, Chapter 1 Introduction:- " In some ways I feel like wasted potential, I feel that because I was full of potential as a child and if I'd had a different childhood I could have done anything and been anyone I wanted but instead I was lumbered with a childhood where I had no rights and the government "carers" did whatever they felt like doing to me, so instead of being anything I wanted I've had to deal and cope with the horror of my childhood. This is something that I will keep doing for the rest of my life. I ask, " what if what happened to me, happened to one of your children"? That's how you need to view me, as a child as valued as your own because I am someone's daughter, my parents just aren't here. (Sub 246-F.A.)" (J.W.:-Stolen Wages Family suffer similarly!)

Compare the Progress of Eg. John Wakely a White Orphan , Non-Indigenous Person from a similar Background
My Empathy has evolved because of our Similar backgrounds of Dispossession and Disadvantage:- They and I have been Dispossessed of Our Native Land, Title and Rights, Language, Culture and Country.
Australia's Indigenous Aboriginals have been denied OPPORTUNITIES such as I gained as a WHITE:-
Consider the WHITE DIFFERENCE with a GOOD EDUCATION and EMPLOYMENT:-

By travelling extensively in every State I found:-Australia's Indigenous Aboriginals, are the most Disadvantaged and Historically Dispossessed Australians. Without a proper Education, Health, Housing, and Employment. Cursed by Racial Vilification Hurdles. Stable Family Life and reasonable Financial Security is just a Dream. Too many Aboriginals have suffered from Direct or Indirect Government and or Mission Control. Such that the "STOLEN WAGES."; with "STOLEN GENERATION"-Public Record now Proves to be a SHAMEFUL EXPOSURE of the MALTREATMENT of Past and Present Individual Aboriginals. (See : Rosalind KIDD'S 3 Books- "TRUSTEES on TRIAL" ; "BLACK LIVES, GOVERNMENT LIES" ; and - "THE WAY WE CIVILISE". Martin TAYLOR- "BLUDGERS IN WHITE CASTLES."

John Wakely

Also John Wakely's personal BOOK list- ABOUT ABORIGINALS – most Written by ABORIGINALS.)
Detention of Aboriginals in Forde Inquiry Report: "Abuse of Children in Q.Institutions."
Burdekin Report-"Homeless". John Wakely made a Submission to both Inquiries.
Orphaned from both my New Zealand Parents soon after Birth in 1929. Now age 77. I have never Married.
I Live alone as an Aged Pensioner; in my own Home. My 16 P. Bayview land is BCC valued at \$405,000.
Unlike most Aboriginals-in 1945, at age 15, I was a Good Reader and Writer. Soon was securely employed.
Further years of Night School and eventually as a Mature Age B.A.undergraduate of University Queensland
So I was able to save money; buy a new car; Travel throughout Australia and New Zealand. Run a Business.
Finally own my own Home, Although I had No Family support. (See letter to U.Q.-Friend Jackie Huggins)

I grew up in Melbourne.Victoria .I was until age 17-Raised in 3 Church of England Institutions: Baby's Home, and a Boy's Home, also a Working Boy's Hostel. I was never visited or contacted by any Relatives.
Since leaving the Hostel , I was solely responsible for my own Life Decisions.
I realise NOW that I was exploited and never paid for an immense amount of Work I did at the last 2 Institutions. I suffered Bullying and Other Abuse -(Physical and Emotional)
Because I was frequently Ill, I failed my last few Exams; so finished at Intermediate Level in a Technical School. Unlike Aboriginals, as a White young Man I quickly gained real WORK OPPORTUNITIES.
Reg Wilmot, a Journalist (Secretary of The Melbourne Athenaeum Club, was the Father of Chester Wilmot Journalist and famous Wartime -ABC/BBC-Broadcaster) He helped me gain my First job with the Myer Emporium. My Night School Carpentry Teacher helped me gain 11 years Local Government Employment.
I Boarded with 4 separate Families upto age 30. In 1959 I resigned from the Council after a Real Estate Job Offer. Bought a new VW. Car and set off to drive completely Around Australia within 7.5 weeks.
Eventually my VW. collapsed at Ayers Rock- that disaster drastically changed my Life and Work Plans).

I Visited Childrens' Institutions in 5 States:- eg. WA.-Fairbridge Farm School and Bindoon (R.C);
(Yes, was at Vestey's Wavehill Station -site of Lingiari Wattie Creek-Aboriginal Workers' Strike for :-
"PROPER WAGES and Conditions & led to "Native Land Title Grant by Prime Minister Gough Whitlam.")
in C.A.- by Plane to Aboriginal Desert Missions- Areyonga, Hermansberg, Yuendumu; and to Bathurst Is.
Since 1960, Lived in Queensland, have visited Aboriginal Missions Yarrabah, and Palm Island in N.Q.; in S.Q.- Boystown (R.C.); in Victoria: Bendigo Orphanage,Tallyho Salv. Army Boys Home, and Anglican Church Newhaven Boys Home, St Johns and St Martins Boys Home and Girls Family Cottages. Framington Aboriginal Mission remains. So I was amazed to find the deplorable conditions that Aboriginals have had to endure in Missions,Institutions, a"Happy Valley";"Town Dumps" or "Black Camp"as "Fringe Dwellers"etc.

I was a Licensed Real Estate Agent for 5 years in Brisbane; and from 1972 to 1983- in Townsville.
I became very active on Social Welfare, Social Justice and Civil Liberties, Community Benefit Issues.
Particularly as a Member of the Townsville Welfare Council. As requested by Mayor Mike Reynolds I researched and advised on Housing ; especially for the Homeless. I helped establish Family Emergency Accommodation Townsville; Solutions for the "Bridge People"; also ABORIGINAL NEEDS, Protection from Police Bashing and Abusing of Aboriginals. I was supporting FAIRA and Children by Choice in 60s.
James Cook University History Professor-Henry Reynolds and his Wife Former Senator Margaret Reynolds have been Friends of mine since we were in Townsville working together on many Aboriginal Issues.
Similarly I have known Father Frank Brennan.I count as Friends some Brisbane Aboriginal Elders/Leaders such as Boni Robertson-Griffiths Uni-Indig.Studies-UQ-Jackie Huggins ;Bob Weatherall; Les Melzer; Col Dillon, Noel Pearson, and others met over the years.

In 1983, with my Health wrecked, I returned to Brisbane and my wrecked Home as an Invalid Pensioner.
I have continued as a Social Justice Activist for all those most Disadvantaged.
Long time a Member of Australians for Aboriginal Native Title and Reconciliation.
I made a major Submission to the Queensland Government - "Hands on Parliament" Inquiry, relating to desired Aboriginal Representation in Parliament. (See the John Wakely "H.O.P."extract Submission.)
In 2003, I was -Awarded a "Centenary Medal" for :-"Distinguished Service to Parliament and Politics."
I am willing to assist the Senate further if required. And I will look forward to your Final Report.
I wish the Senate every Success in gaining a GENEROUS and PROMPT RESOLUTION throughout Australia to end such Shameful Injustices that Harm the Reputation of Australians and Australia.
I am Sincerely -John Wakely .

John Wakely

AUSTRALIA'S INDIGENOUS ABORIGINALS deserve to be treated MORE FAIRLY.
Because Aboriginals are entitled to be recognized as Australia's unique FIRST PEOPLE!
(Observations and Suggestions by Social Justice Activist, Antar Member –John Wakely. Sept.2005.)

Australia's Indigenous Aboriginals appear to continually lose all their important Claims.
When making a Claim for Justice, Aboriginals are invariably forced to use Government imposed Laws that require Aboriginals to prove all their claims in a Court.

The Governments (Federal, State, Others, etc in every level of Court:- Magistrate, District, Supreme, High Court and subsequent Appeal) invariably appear to WIN every time with the same Defence:- namely:-

"We have no Record or are unable to Find any Record of the Events Claimed." And- the Police Protector/ District Officer/Government Public Servant, etc who were actually part of the Relevant Claimed Event repeatedly Respond and as a Witness maintain their Ignorance with such Words as :-
"I have NO MEMORY relevant to the Aboriginal Claim!"

Since Federation in 1901-the Federal Government is empowered under the Commonwealth Constitution of Australia, Section 51, Powers of the Parliament-"to make Laws for the Peace, Order and Good Government" of Australia. Further the 1967 Amendment of Section 25 by Referendum- Aboriginals are also to be recognized and Counted as Australians. The Federal Government therefore has a Responsibility with a Duty of Care for every Australian especially including Indigenous Aboriginal Australians. And because the Federal Government has the Paramount Power in the Northern Territory and Australian Capital Territory therefore THEY cannot Blame any others for their Negligence.

"The British Crown- their Heirs and Successors" since 1788, has Breached by Negligence and Maladministration "THE CROWN" Duty of Care for the Native People of Australia.
For their Actions, Laws and Systems imposed have been and are UNJUST.

Australia's Indigenous Aboriginals had NO SAY. So ultimately Indigenous Aboriginals have become Dispossessed, Disadvantaged and Deprived also Prisoners or Tenants on their Native Land. By year 2005 an overwhelming 20 Millions Non-Indigenous Foreign Population has been permitted to evolve. These Non-Indigenous people also enjoy many Benefits and survive and thrive as Australians. Whilst the estimated 350,000 "FIRST PEOPLE" Australian Indigenous Aboriginals have since 1788, for 217 years been Persecuted, Prosecuted and Intolerably Suffered Dispossession and Disadvantage through the Unfair Laws and Treatment inflicted upon them by Others. THAT MUST STOP!

Therefore I suggest and Propose for Real Reconciliation there is a Need for the following Program:-
By the 30th.December 2050, Introduce and Complete a Positive INJUSTICE Compensation Program. And Uplift ALL Australian Indigenous Aboriginals to the FAIR Standards of Australian EQUALITY. In all Australian Courts and other Places determining Aboriginal Claims. such as for :-

- 1- NATIVE TITLE –Personal; Tribal; Clan; Land; Culture; etc;
- 2- PERSONAL DEFENCES as a Citizen;
- 3- COMPENSATION for INJUSTICES causing Deprivation or Disadvantages, etc.
Reverse the existing System, so that :-
- 4- whenever a NON-INDIGENOUS Authority (Government, Public Servant, Police, Court, Institution, Business, Church, etc.); or NON-INDIGENOUS Person are DETERMINING any CLAIM or ISSUE made by or relating to any Australian Indigenous Aboriginal-
then the ONUS OF PROOF or DISPROOF SHALL BE THE RESPONSIBILITY OF THE NON-INDIGENOUS Authority/Person in order to obtain the ultimate of FAIRNESS.

Australia's INDIGENOUS "FIRST PEOPLE" ABORIGINALS (including their Heirs and Successors) with such a program as here suggested can eventually gain their deserved FAIR SHARE of a future that will lead to a REAL EQUALITY of BENEFITS for all Aboriginals.
There is a Commonwealth Government PRECEDENT to support the REVERSE suggested.(cont)
Australia's Indigenous Aboriginals deserve to be treated more Fairly.

Former Senator James McClelland wrote in his AutoBiography- "Stirring the Possum" details relating to his role as President of the Royal Commission 1984 Inquiry into:- The British Nuclear Tests in Australia during the 1950s. (Penguin 1989 Book-ch.16pp215,17,20-1,3,6,7)...P215-" during the 3 tests- Xhurricane, Mosaic on Monte Bello Islands the Aborigines, were not protected"... PP217-223- "Aborigines Claimed during the Totem Test they were affected by a "Black Mist" and that Yami Lester an Aborigine was BLINDED at Wallantina Cattle Station. Further symptoms of illness occurred: vomiting, diarrhoea, skin disorders, blindness and deaths. Scientists ridiculed the Claims. On the 14th May 1957 Captain Marquer was informed by a Group of Engineers there was Aborigines in the Dirty Area. Marquer had seen a Male Aborigine approaching from the direction of a Crater caused by the 2nd. Maralinga explosion on the 4th. October 1956 which had been code named-Marcoo. A woman, 2 children and 2 dogs were then got out of that Crater."... After Decontamination the Milpuddie Family was transported by vehicle to the Mission at Yalata on the same day..." W.B.MacDougall was the first Patrol Officer appointed. He reported 19th. June 1957 about the Milpuddies state of Mind : "The man is not very concerned in regard to his Experiences but his wife is worried about the possibility of punishment from trespassing on what was obviously a Male area and therefore probably a ceremonial ground taboo to Females. Edie Milpuddie was pregnant at the time. The baby was born Dead. Edie and other Maralinga Women believe to this day that this happened because there was 'Poison' on the ground where they had been."

The Range Commander, Colonel Durance, told the Royal Commission that he "saw the incident as a "political embarrassment" and that he went to considerable lengths to keep the story secret: "this would be a rather sensitive matter and we were all very guarded in anything that we had to say so that preferably it did not get out from the range. I made this known to the men on the range that references to the incident were not to take place at all, particularly as they were under the Defence Special Undertakings Act and would remember (they) could have great difficulties for them if they started breaking the security that was required of them in this matter" The extent of the Authorities' concern for hushing up the incident by the fact that MacDougall took the trouble to chat up the Milpuddies, telling them "that as they had accidentally seen something of a White man's ceremony they should not declare anything to any other White men." A cable was sent to the UK High Commission in London: "The (radioactive) count was practically negligible on all four and it is felt that there will be no dangerous results. It is hoped to keep this incident from the Press." These tactics worked. Hushing up the affair was one thing. But nothing was done to take greater precautions against the possibility of other Aborigines straying into the forbidden area. President James MacClelland was scathing of the Lack of Protection or Care for Aborigines; and why the British did not carry out the Tests in Britain with their Claim there is no Risk or Damage. For the Royal Commission, saw that in the result, the Maralinga site was left heavily contaminated with Plutonium (which has a half-life of 240,000 years) Beryllium and Uranium. There is a significant hazard to Aborigines using the Test Sites, especially from the Plutonium. The hazard from dust raised by winds is negligible but there are unacceptable levels of risk from inhalation by Children digging and playing, and ingestion through Bush Foods. The MacClelland Royal Commission :- pp226/7-"...concluded the clean up conducted by the British under the name "Operation Brumby" in 1967 was hopelessly inadequate..." And:- "The Commission did, however recommend that the Benefits of the Commonwealth Compensation Act, including the **SHIFTING OF THE ONUS OF PROOF FROM THE CLAIMANT TO THE COMMONWEALTH,** should be extended so as to include not only members of the Armed Forces who are already covered by the Act but also Civilians who were at the Test Sites at relevant times, the Aborigines and other Civilians who may have been exposed to the "BLACK MIST." The Royal Commission also recommended that the Australian Government should MAKE COMPENSATION TO THOSE PERSONS and Descendants of such People who have Traditional Interest in Sites at the former Maralinga Protected Area for the Loss of Use and Enjoyment of their Lands since the beginning and as a Result of the Atomic Tests Program. This should take the form of Technology and Services which Aboriginal People regard as necessary for Them to Re-Establish their Relationships with THEIR LAND." (The Commonwealth Government "ONUS OF PROOF" reversal.) Precedent

University of Queensland - Ms. Jackie Huggins
Aboriginal & Torres Strait Islander Studies Unit .
St. Lucia Campus. St LUCIA Brisbane Q. 40067

11th. October 2002

From John Wakely Q.

Dear "Murri" Friend Jackie , - " SIS" ,

I was delighted to see you being Happy and Relaxed at the 2002 Brisbane Writers Festival .
Especially in the Role of Chair for the enjoyable Session of Writers - " BLACK CHICKS WRITING " .
I found your Panel to be 3 Uniquely Different , very " ALIVE " Authors . Each was " A GEM. "

When you kindly asked about my Personal Health ; you noticed that I was unable to respond properly.
I APOLOGISE for that . The Truth is: I often find difficulty talking about myself in regard to my Health and
Personal Emotions. But you surely have noticed I SPEAK WELL ON BEHALF OF OTHERS.

This year has been a procession of Tragedies. 5 of my dear old Friends have died .
I only learnt on the 20th. May 2002 (after many phone calls and a letter to Auckland New Zealand); that
my Mother - " MYRA. " in her 91st year DIED on the 14th. May 2002 in New Zealand after a very Tragic ,
pain filled Life .

I was born in Australia during the 1929 World Depression . Then raised since as an Orphan in 3 Anglican
Church Institutions until age 17 . At age 23- I set about a determined SEARCH FOR MY FAMILY. Started
with a copy of my Birth Certificate . That revealed My Mother's original address in New Zealand . She had
moved. So I requested Police there to pass on my first letter to my Mother . Her response was SURPRISE .
Then she wrote :- " there are things which are better said -FACE TO FACE. But I can't afford to go to
Australia. " At age 24, in 1955; I decided to visit Myra instead. My Council Boss would not let me take my
long Service Leave until after Christmas to gain some knowledge about my FAMILY HERITAGE of :-
Family ; Clan ; Country ; Culture ; Speech ; Music ; Dance and much more . I toured Both N.Z.
Islands . Flew from Melbourne. Started from Christchurch and finished in Auckland ; to spend the LAST
WEEK WITH MY MOTHER, her Husband , their 2 Sons 13 -11-a Sister age 8 . By prior
Agreement I was introduced to all the Family Members as :- "a DISTANT COUSIN from AUSTRALIA. "
For the first time, there I learned my real Father, a Kiwi was KILLED in GREECE fighting as an Anzac
Soldier on the 20th. MAY 1941- when I was age 11 in the Victorian Boys Home.
" MYRA. " was Friendly; but treated me with obvious restraint and NO DISPLAY of AFFECTION . After
that 1955 visit, I sent an Annual Report Xmas Greeting. Myra only replied in writing until severe arthritis
ended her writing. In 1965, after her request, I flew to Sydney to visit her (SICK BED) on a Ship returning
from London to Auckland and Sailing next day. Myra got out of her sick bed and went up on the deck before
Sailing to ALLOW me to take MY ONLY good PHOTOGRAPH of MYRA. Immediately after
watching a T.V. program about BEREAVED PARENTS ; for the first time :- I Phoned Myra
in New Zealand to give her an opportunity to TALK ABOUT HER LOSSES.
Her DAUGHTER Christine had DIED. HER FIRST CHILD (John) had been TAKEN AWAY too .
My phone call OPENED UP THE FLOODGATES of :- " WITHHELD PAIN and ANGER . " .
It was the worst conversation we ever had . For MYRA said :- " The death of my Daughter was my greatest
loss . She was very beautiful. And was found in a London Airport with a loss of Memory. She
HAD BEEN RAPED, etc. She was flown back to N.Z. I never saw her SMILE AGAIN!
As to YOUR FATHER - John :- I never wanted to tell you , or hurt you . But your phone call has forced me
to tell you the TRUTH. The fact is - I was only 16 years old. A Virgin. I knew nothing about Sex. I
was a Guest in the Home of my best School Friend . Then her Brother, your Father RAPED ME. You were
not born out of Love. My Best GIRL FRIEND'S - Mother and Family took me to Melbourne to pay
for you to be BORN. And A CONDITION was YOU MUST STAY THERE in AUSTRALIA. "
MYRA said bitterly :- " It is ONLY the VICTIM who LIVES with ALL the PAINFUL MEMORIES ! " .

Page 2 .- JACKIE ; FROM MY STORY :-

You can see from the foregoing ; why it is ; that I have a REAL EMPATHY FOR ABORIGINALS. Especially those described as the : " STOLEN GENERATIONS CHILDREN."

You may agree :- it's because WITH OUR LOSSES ; there is a REAL PARALLEL in what happened TO ME and TOO MANY ABORIGINALS . (Also some Refugees and some Single Mothers .)

I just listened to MYRA'S very EXPLOSIVE SAD RESPONSE . I then got some Guidance from a close Friend. After a lengthy period wrote to Myra to tell her I DO NOT BLAME HER and HOPE WE CAN BE FRIENDS. We eventually enjoyed many long phone chats. Last being September 2001 when I gave advice about problems she told me of. The Last was on 10th December and Myra said " had acted as you suggested and successfully resolved a main worry concerning my youngest Son with Alzheimer, and His care." Early in 2001 -Myra had surprised me by COMING and STAYING OVERNIGHT IN MY LOTA HOME; because I knew she was very old. She had suffered many Strokes , had a Quadruple By-Pass ; Arthritis and Fractured Hip ,etc. I now believe Myra had made that very major risky effort TO SEE ME for the LAST TIME . SO FINALLY WE HAD MADE OUR PEACE !

Year 2001 found me in Hospital. Carted by Ambulance from B.C.C. City Library with a Heart Problem . Then at Woodford Folk Festival - my hands blew up. And during the Great Debate I collapsed in the main tent and was attended to by the Site Doctor and Ambos. Put on Oxygen, many Tests . They wanted me to go to Caboolture Hospital . But I stayed beside the Stage to hear the Debate Finish, also the Festival . So after being stabilized, I was driven in an Ambulance back to my Tent , for a difficult Sleep .

Back home I phoned many times to my Mother, with no answer. Located the Retirement Village Manager via Telstra . Was told Myra had a MASSIVE STROKE - would not be back. Was in an Auckland Public Hospital .I rang there many times saying I wanted to SPEAK TO MYRA BY PHONE .She couldn't write. Finally was told again "don't know where she is - WRITE TO MYRA- C/O the HOSPITAL to pass on." I wrote immediately 11th. April 2002 . Oldest Son rang me on the 2and.May to say his mother now in a private Hospital - will contact me when she has a Bed phone there. Immediately after my return from 2 Tennis Tournaments Gold-Coast and Ballina; and for the FIRST TIME, I rang on the number he gave me. So on the 20th. MAY 2002 (My Father had died 20th.May 1941) that was when this Son told me :- "MYRA DIED ON THE 14th. MAY 2002 ; already been Cremated. He then gave me many Family Facts which I had not known :- MYRA died in her 91st. year of massive strokes ; had a Pacemaker ; Irregular heart Beat ; Arthritis ; fractured Hip ,etc. Now buried beside her Husband who died in 1990 from Parkinsons . Sister committed Suicide from a tall Auckland building in 1980. He had identified the Body. His brother with Alzheimers is now in a Locked Security Centre, His own Family were not supporting him For that financial burden was also inflicted on Myra; where he was living when Myra died . Both Brother's Marriages ended in Divorce and are Bankrupt." This was a Friendly discussion . But I did not remind Him that we had met in 1955 in Auckland. He was 13, and I was the "DISTANT COUSIN." Because Myra had written, also told me that " She never told Him about JOHN because He was Selfish, and was no longer part of the Family and would not be interested ."

Myra never wanted to talk about her Dead Daughter or John, for it was too painful .Unhappy Marriage. Out of Respect for Myra - JOHN also never talked about His Mother and her Family whilst she lived.

That's most of the very Tragic Story . My Story has now also been told to some of my closest Friends.

I just get on with living each Day . The Documents herewith show I am still active.

They relate to recent Papers and Others which especially seek to ADVANCE ABORIGINALS and their ISSUES . Use them as you see fit , whether within the University and your Other Network Interests .

You will be made most WELCOME in my Home- if you would care to come again for a nice Lunch . Just ring 3396 8878 - anytime but best before 10.a.m. Regards from your Friendly Migloo Brother .

UNIVERSITY of QUEENSLAND

Indigenous Studies Unit - Deputy Head - Ms. Jackie HUGGINS

Sir Fred Schonell Drive St. Lucia Q. 4067

From :- John WAKELY

14th. April 2003

Dear Friend Jackie ,

Further to our last conversation , I now enclose herewith a Copy of my Submission to the :-
" HANDS ON PARLIAMENT ." (LCARC.-Inquiry into Indigenous Participation in the Democratic
Process .) UNSTAPLED to ease photocopying - so you may provide a set to the FRYER LIBRARY .

You will agree that the Format and amount of material is unusual . But it had to be so .

In order to provide extensive Quotes by outstanding Indigenous People and Eminent Persons ; also for the
inclusion of Queensland , New Zealand , New South Wales and Federal Government's Official Statistics
and Information which positively does SUPPORT QUEENSLAND'S INDIGENOUS ABORIGINALS
and TORESS- STRAIT ISLANDERS , For THEY are QUEENSLAND'S - "FIRST NATION PEOPLE." .
And as such THEY must be RECOGNISED, seen & heard as a UNIQUE SIGNIFICANT MINORITY .

My focus is that 145 years of NON-INDIGENOUS QUEENSLAND CONTROL by such as the:- Crown ;
Parliaments ; Parliamentarians ; GOVERNMENTS ; Public Servants ; Church Organisations ; Pastoralists
; Mining Companies and Other Businesses HAVE FAILED DISMALLY AND DISGRACEFULLY
THEIR OBLIGATIONS and RESPONSIBILITIES to PROVIDE FAIRLY for EVERY RESIDENT of
QUEENSLAND - particularly for those who are the MOST DISADVANTAGED & DISPOSSESSED .

Only appropriate " CATCH-UP." REPARATIONS will result in RECONCILIATION .

REPRESENTATION by NON-INDIGENOUS M.Ps. and Others obviously has not provided
EQUALITY. The continual attacks upon INDIGENOUS ORGANISATIONS such as ATSIAC ; ATSIAB ;
DOGITTS ; etc make it very obvious that INDIGENOUS ABORIGINALS MUST REPRESENT
THEMSELVES in the QUEENSLAND PARLIAMENT (and other levels of Government) HENCE MY
16 POINT PLAN in the " Hands on Parliament" Submission . QUEENSLAND'S POPULATION
EXPLOSION IS MAKING IT MORE UNLIKELY THAT INDIGENOUS ABORIGINALS WILL BE
ELECTED TO GOVERNMENT UNLESS there is a POSITIVE EQUALITY PROVISION for THIS
UNIQUE MINORITY GROUP . (Refer to the Wakely Analysis and Comparisons of
QUEENSLAND Parliamentary REPRESENTATION for 1st.1860 ; 13th. 1901; and 50th.2001
PARLIAMENTS with only 1 ABORIGINAL - Eric Deeral being elected in the 145 years ; compared to
New Zealand with 7 DEDICATED MAORI SEATS. See Group2 .)

Jackie , I attended 2 Public meetings -Jagera 8th and Cleveland 11th April where LCARC -MPs. Panel
met interested persons . (1st about 15 -3 NI ; 2nd about 10 - 5 each.) Obvious to me at both meetings
that INDIGENOUS SPEAKERS DO NOT UNDERSTAND THE SYSTEM OF GOVERNMENT THAT
AFFECTS THEM SO DETRIMENTALLY . I FEAR that for the SAME REASON the REPUBLICAN
DEBATE where MOST AUSTRALIANS were SIMILARLY UNENLIGHTENED the REALLY RARE
OPPORTUNITY FOR CHANGE WAS LOST - now faces the INDIGENOUS PEOPLE of QSLD .

There really needs to be INDIGENOUS CLANS COMING TOGETHER and HAVE EXPLAINED TO
THEM by people they trust such as :-

When SMALL NUMBERS come together AS ONE their COMBINED strength of NUMBERS
BECOME A MAJORITY. THAT in a DEMOCRACY leads to CHANGE and more often BENEFITS .
A SINGLE person can start a CHANGE but most times will STRUGGLE WITHOUT SUPPORT .

NON INDIGENOUS PEOPLE also act like ABORIGINALS many times ; when they put their FAMILY
(and own MOB) FIRST. But when it comes to obtaining Services e.g.:- HEALTH ; Housing ; Education ,
Employment ; Family Support ; Emergency . Protection -Police ; Transport ;Roads ;etc THAT'S WHEN
NON-INDIGENOUS PEOPLE work together Join Organisations - HELPING or VOTING for CHANGE.

STATE LIBRARY of QUEENSLAND

Heads of Units.

Anzac Day 2003

INDIGENOUS UNIT .

OXLEY HISTORIC UNIT.

Queensland Cultural Centre - South Bank.
Cnr. Stanley and Peel Streets .

P.O. Box 3488 South Brisbane Q. 4101.

From :- John WAKELY -

(A Member of Australians for Native Title And Reconciliation ;
Also of the Brisbane Institute . 50 years a Social Justice Activist .)

GREETINGS ! IN APPRECIATION .

Ms. Loris WILLIAMS of the Indigenous Unit ; together with other Staff in the State Library assisted me when I sought a range of Information in regard to making a Submission to the :-

“ HANDS ON PARLIAMENT ,”

(A Parliamentary Committee Inquiry into Aboriginal and Torres Strait Islander Peoples' Participation in Queensland's Democratic Process .)

On Tuesday the 22nd April 2003 I called into the Indigenous Unit and showed my finished Submission to Ms. Elizabeth FA'AOSA because she was acting since Ms. William's Special Project finished . I told Elizabeth that I brought in an UNSTAPLED copy of my Submission so (because am a Pensioner) that it could be PHOTO -COPIED by the Library to be used in various Departments of the Library .

Elizabeth requested I write a Letter to protect the Library . Hence this letter as requested .

I informed Elizabeth :- The L.C.A.R.C. Chair - Karen STRUTHERS- M.L.A. has approved my request to make my Submission Available to such as :- University of Queensland ; Griffith University ; F.A.I.R.A ; and the Queensland State Library .

So that IT WOULD BE MADE AVAILABLE only TO THOSE WHO WILL SUPPORT and ADVANCE THE INDIGENOUS ABORIGINAL and TORRES STRAIT ISLANDERS of QUEENSLAND .

The MAIN FOCUS of the John Wakely Submission is :- TO BENEFIT THE INDIGENOUS PEOPLE and to REDRESS the 145 years of proven imbalances DETRIMENTALLY affecting this UNIQUE , SIGNIFICANT MINORITY GROUP who are QUEENSLAND'S - “ FIRST PEOPLE.”

THANK YOU - for your ASSISTANCE and VALUED SERVICE .

John Wakely - home phone :

ABORIGINAL - INDIGENOUS AUSTRALIANS

Dr.Charles PERKINS	-	" A BASTARD LIKE ME ."	His autobiography.
Angela BURGER		" NEVILLE BONNER ."	Biography.
Marnie KENNEDY	-	" BORN A HALF CASTE ."	Auto Bio.
Noel LOOS & KOIKI MABO	--	" EDWARD KOIKI MABO."	Bio.
Mary Ann BIN-SALLICK	-	" ABORIGINAL WOMEN BY DEGREES."	U.Q. Ed.
Kath WALKER-ODGEROO	-	" FATHER SKY and MOTHER EARTH."	Stories & Pictures.
Kath " "	-	" MY PEOPLE." OODGEROO'S POEMS	Poem Collection.
Adam SHOEMAKER	-	" OODGEROO - A TRIBUTE ."	Kath Walker.Ed.UQP.
Jackie HUGGINS	-	" SISTER GIRL."	Auto Bio.
Rita & Jackie HUGGINS	-	" AUNTIE RITA."	Bio.
Ruth HEGARTY	-	" IS THAT YOU RUTHIE ?"	Auto Bio.
Mavis Thorpe CLARK	--	" PASTOR DOUG." Sir Doug Nicholls .	Bio.
Albert HOLT	-	" FORCIBLY REMOVED."	Auto Bio.
Dr. Eve Mumewa d. FESL	-	" CONNED ."	Linguistics.
John MORGAN	-	" LIFE and ADVENTURES of WILLIAM BUCKLEY."	Bio.
Herb WHARTON	-	" WHERE YA' BEEN MATE .?"	Humour
Herb " "	-	" YUMBA DAYS."	"
Robert BROPHO	-	" FRINGE DWELLER."	Auto Bio.
Ruby LANGFORD	-	" DON'T TAKE YOUR LOVE TO TOWN."	Auto Bio.
Leah PURCELL	-	" BLACK CHICKS TALKING."	9 Sisters Contributors.
Marie MAHOOD	-	" LEGENDS OF THE OUTBACK."	Bios.
Elizabeth SALTER	-	" DAISY BATES."	Bio.
Mrs. Aeneas GUNN	-	" WE OF THE NEVER NEVER."	N.T. Natives etc. David
SWAIN	-	" 200 IN THE SHADE ." (not always complimentary)	Cartoons.

Articles relating to Australia's Indigenous People :-

"ABORIGINES ,LAND and LAND RIGHTS."	Ed. Nicolas Petersen and Marcia Langton.
"BEYOND THE ACT." --Qld. Abor.&T.S.I. - WHAT DO WE WANT? "Faira" -Malezer,Foley,Richards.	
"SHARING THE COUNTRY" -Case for an Agreement between Black &White Australians. F.Brennan.	
"THE STOLEN CHILDREN and THEIR STORIES."	Ed. Carmel Bird.
"THE WAY AHEAD." 23 Prominent Austrlians Talk.	Ed. Liz. Byrski.
"REINVENTING AUSTRALIA." Mood of the 90s: (Page 141)	Hugh Mackay - Social Scientist.
"KINGS IN GRASS CASTLES." Durack Pioneers in the Kimberleys.	Mary Durack -Auto Bio.
"SONS IN THE SADDLE." Durack Sequel.	" "
"DESERT PEOPLE."	M.J. Meggitt.
"ABORIJINAL PLACE NAMES."	Compiled by A.W. Reed.
"KULINMA." Listening to Aboriginal Australians.	Dr. H.C. "Nuggett) Combs.
"JEAN DEVANNEY."	Dr. Carole Ferrier -U.Q.
"XAVIER HERBERT LETTERS."	Ed. F. De Groen & L. Hergenham.
"THE OTHER SIDE of THE FRONTIER."	Prof. Henry Reynolds. J.C.U.
"WHY WERE'NT WE TOLD.?"	" " "
"THIS WHISPERING IN OUR HEARTS."	" " "
"HOME" - Novel about Aboriginal Family Life.	Larissa Behrendt. (Indig.Auth.)
"STEAM PIGS." Novel " " " "	Melissa Lucashenko. " "
"BLACK LIVES GOVERNMENT LIES."	Rosalind Kidd. (Stolen Wages)
"TRUSTEES on TRIAL." History of Abuse.	" " " "
"THE WAY WE CIVILISE." (Abuse Aboriginals.)	" " " "
"BLUDGERS IN GRASS CASTLES." " "	Martin Taylor. " "
"SELECT DOCUMENTS- V.2 -p365 & p682.	Manning Clark. ("Natives")

John WAKELY arranged this meeting with Jesuit Rev. Father Frank BRENNAN .
At Roslyn Gardens . Kings Cross. Sydney . N.S.W.
In 1997 at 5.15 p.m. to discuss these many Issues :-

1- NATIVE TITLE not in dispute -via HIGHCOURT- "Mabo and WIK-with co-existence" determination.

2- GENEROSITY of ABORIGINALS:-

A) NOT CONTESTING FREEHOLDS (your Home ,Shop , Factory , Church , Institution, City , etc. ;

3- RETAINING CLAIM for LEASEHOLD -E.G.:PASTORAL LAND ,SHARE WITH CO-EXISTENCE
(possibly only about 13 Clans would be able to prove a CONTINUITY of CONNECTION with their
LAND.). A)- ON DENOMINATED CROWN LAND ;

B)- NEGOTIATE on CONTINUING PASTORAL LEASE ;

C)- RETURN after LEASE ends.

4- CROWN - from Delegates' CONSTITUTIONAL CONVENTION DECLARATIONS:-

" The QUEEN of ENGLAND only CONFIRMS the GOVERNOR-GENERAL of AUSTRALIA'S
APPOINTMENT; when instructed by Australia's Prime Minister. SHE HAS NO OTHER POWER."

Therefore ALL AUSTRALIANS can be said to be the OWNERS of ALL LAND in AUSTRALIA
which is a SUBJECT OF THE "CROWN" (called CROWN LAND).

AUSTRALIANS ONLY therefore CAN DETERMINE ITS USE of crown land AT ALL TIMES.

5- AUSTRALIA'S ABORIGINALS are rightfully CLAIMING :-

" WE HAVE NEVER SURRENDERED ANY OF OUR LAND."

Because WE (300,000 estimated aggregate Population) acknowledge we are now enormously out-
numbered by approximately 18,000,000 others now Resident in Australia - ACCEPT THAT REALITY.
NOW it is BETTER THAT WE SHARE OUR TRADITIONAL NATIVE LAND.

But, WE NEED TO HAVE OUR INDEPENDENCE and SELF RESPECT RECOGNISED
as the INDIGENOUS LAND OWNERS -and Australia's "FIRST PEOPLES"; by having a
REASONABLE SHARE OF OUR LAND returned NOW. That's why WE CLAIM SOME
"CROWN LAND " NOW. Also NEGOTIATING RIGHTS:- for ACCESS; PROTECTION and
SHARING of OUR TRADITIONAL NATIVE LANDS, eg:-Pastoral , Mining ,and " CROWN LAND."

6- COMPENSATION for DISPOSSESSED ABORIGINALS :-

eg. " STOLEN GENERATION" and URBAN BLACKS who are NOT PART of the possibly only 13
CLANS or TRIBES who may SUCCEED with PROOF of CONTINUITY of CONNECTION with
THEIR CLAN or TRIBAL NATIVE TITLE LAND .

7- RETENTION as EXCLUSIVE /PARAMOUNT RIGHT of ABORIGINAL unique

CHARACTERISTICS including - THEMSELF ; CULTURE ; ART ; MUSIC ; DANCE ; ARTEFACTS ;
SACRED SITES ; etc . So that ABORIGINALS TOTALLY DETERMINE - CONTROL and BENEFIT
from ALL such UNIQUENESS - THEMSELVES.

And NO LEVEL of GOVERNMENT TO PERMIT any EXPLOITATION-eg. Business , Tourism, etc.

8- EQUALITY can not occur for ABORIGINALS who are DISADVANTAGED until: -

"IN THE RACE OF FAIRNESS " ALL such DISADVANTAGED ABORIGINALS are
POSITIVELY PROVIDED with " CATCH-UP " and " UP-LIFT " Programs FIRST.

9- EVERY AUSTRALIAN - and the WORLD MEDIA must be provided with the TOTAL FACTS
and ACTUAL COMPARISONS of LAND OWNERS:- ABORIGINAL and NON-INDIGENOUS.

REVEALING and showing WHO OWNS ; CONTROLS ; SHARES ; WHAT LAND ; LEASE ;
BUSINESS ; FINANCE ; etc, etc ; especially of PASTORAL , MEDIA , FREEHOLDS , BUSINESS ,
WEALTH in all its forms , etc .

THAT WILL PROVE without doubt there is EXTREME UNFAIRNESS in AUSTRALIA.

For it is the AUSTRALIAN ABORIGINAL who are the MOST DISADVANTAGED in every
CRITERIA .

WANT MORE INDIGENOUS PEOPLE IN STATE PARLIAMENT?

See John Wakely's Submission to the Hands on Parliament Inquiry 2003.

John Wakely provides a detailed argument for increased Indigenous participation in the democratic process. He has compiled a sixteen-point program, covering a range of points of view from both Indigenous and non-Indigenous people. His collection of resources covers published and unpublished material, including articles, letters, books, extracts from parliamentary documents such as Hansard and Annual Reports, radio and television programs, newspapers and submissions to various committees and other bodies.

John's theme is that "successive governments of Queensland... have miserably failed, even for the basic needs of Queensland's First Peoples". His documentation, linked with his own observations and commentaries throughout cover the period of European settlement in this continent to the present day and current issues such as reconciliation, inadequate housing and treaties. He has included the maiden speech of Eddie Deeral, Queensland's first (and only) Indigenous MLA.

John researched the material in this collection for the "Parliamentary Inquiry into Aboriginal and Torres Strait Islander Peoples' Participation in Queensland's Democratic Process" in 2003. He concludes his resource collection with a detailed description of the New Zealand situation where there are seven dedicated Maori seats in their Parliament.

John's submission is very relevant following this year's State election when three independent Indigenous candidates stood for election with the following results:

Electorate	Candidate	Result
Cook	Bruce Gibson	14.7% (2,572 votes)
Townsville	Delena Foster	2.7% (593 votes)
Brisbane Central	Adrian McAvoy	1.2% (310 votes)

All three candidates raised the profile of Indigenous issues, especially the Stolen Wages campaign. All three seats were retained by the ALP.

Want to know more? John has provided ANTaR Qld with a photocopy of his Submission. You are welcome to browse through the document and to photocopy sections of interest. Just contact the Office to let us know when you are coming (07 3844 9800).

Margaret Hardy

The Research Director .
Legal , Constitutional and Administrative Review Committee.
Parliament House , George Street . Brisbane Qsld . 4000

“ HANDS ON PARLIAMENT.” – “To encourage Indigenous Parliamentary Participation.”

SUBMISSION by John WAKELY -

- March 2003 .

My proposition is :-

QUEENSLAND'S "FIRST PEOPLE" the INDIGENOUS ABORIGINALS & Torres Strait Islanders are a SUBSTANTIAL UNIQUE very DISPERSED MINORITY GROUP 126,035 is 4% of State population .

SINCE BRITISH NON-INDIGENOUS PEOPLE arrived and occupied Redcliffe 145 years ago in 1824 , the UNIQUE ABORIGINAL INDIGENOUS PEOPLE GROUP has been TOTALLY OVERWHELMED BY A NON-INDIGENOUS AGGREGATED Population EXPLOSION, now 3,640,000 People in 2001 .

SO that the ABORIGINAL PEOPLE have LOST their AUTONOMY of SELF CONTROL also NATIVE LIFESTYLE . Through being forcibly DISPERSED and DISPOSSESSED from THEIR NATIVE LAND ; CLAN and CULTURE ,with resulting EXPLOITATION and FAMILY DEVASTATION,etc . ABORIGINALS believe they still CONTINUE TO BE VERY STRICTLY and RUTHLESSLY CONTROLLED by the NON-INDIGENOUS OCCUPIERS .

SO MUCH THAT EVEN the most PERFUNCTORY RESEARCH REVEALS NOW , THE OUTCOME is a SHAMEFUL DISGRACE of DESOLATION which CONTINUES TO REFLECT BADLY ON ALL THOSE NON-INDIGENOUS INVOLVED AT EVERY LEVEL .

ESPECIALLY ALL THOSE RESPONSIBLE including all their SUCCESSORS , SUCH AS:- “THE CROWN”; GOVERNMENT; PARLIAMENTARIANS ; PUBLIC SERVANTS ; INSTITUTIONS ORGANISATIONS , INVESTORS , BUSINESSES ; UNIONS ; RELIGIOUS CHURCHES ; PASTORALISTS ; MINING ; etc. (See J.Wakely submission -Q.Govt.Records ,Darvall,Hughes, Roth , Meston , Kidd , Behrendt , Lingiari , Farley ; Reynolds ,Mackay , etc,etc .)

RECOGNITION , RESPECT and RECONCILIATION will ONLY FOLLOW when QUEENSLAND'S unique minority group - the INDIGENOUS ABORIGINALS are POSITIVELY ENCOURAGED and ENABLED TO BECOME ACTIVE PARTICIPANTS in ALL the DEMOCRATIC PROCESSES AFFECTING THEM IN QUEENSLAND .

THE ESSENTIAL MEASURE OF MINIMUM REDRESS BY THE NON-INDIGENOUS PEOPLE of QUEENSLAND is the ELIMINATION of DETRIMENTAL PROBLEMS affecting INDIGENOUS PEOPLE . ESPECIALLY the LACK OF A FAIR SHARE of THEIR BASIC NEEDS for :- PROPER STANDARDS of GOOD HEALTH ; SAFE WATER ; HOUSING ; EDUCATION ; EMPLOYMENT ; ECONOMIC SUSTAINABILITY ; FAMILY SUPPORT ; PROTECTION of THEIR UNIQUE HERITAGE of COUNTRY CLAN and CULTURE (Ari , Music , Dance , Language ,etc , etc .) .

I SUGGEST and PROPOSE a genuine form of BALANCING REDRESS to overcome the SUFFERING and MINORITY STATUS of QUEENSLAND'S unique INDIGENOUS ABORIGINAL PEOPLE must be EFFECTED through A POSITIVE “ CATCH-UP” INCLUSION PARTICIPATION POLICY Program :

- 1- INDIGENOUS ABORIGINALS - MUST HAVE AN ACTIVE ROLE IN QUEENSLAND'S PARLIAMENT and GOVERNMENT as M.L.A Members ;
- 2- RESERVE 3 or 4 DEDICATED Members of the Legislative Assembly SEATS in the Queensland PARLIAMENT for INDIGENOUS PERSONS (see NewZealand 7 D.R.S.- M.M.P. Model ; and J.Wakely Submission -Analysis and Comment of Comparative Queensland Parliamentary Representation etc.) ;
- 3- Provide and Establish the ESSENTIAL :- “ INDIGENOUS ABORIGINAL & TORRES STRAIT ISLANDER QUEENSLAND PARLIAMENT ADJUNCT ASSEMBLY (or CONGRESS) ”
Whose role includes :-Act as a permanent Assembly (Standing Committee)to REPRESENT, INQUIRE , INFORM , and ADVISE the PARLIAMENT ; GOVERNMENT and the PUBLIC of QUEENSLAND .

A: 1/10/05 JWC

3- The "INDIGENOUS ABORIGINAL & TORRES STRAIT ISLANDER QUEENSLAND PARLIAMENT ADJUNCT ASSEMBLY (or CONGRESS)." John Wakely Submission Continued :- Comprised only of an Elder (or Proxy) elected by , and from each of the Queensland Tribes or Clans , initially for a 6 year 1st. Term ; then subject to re-election or endorsement via ECQ, or AEC. Assembly could perform their role in the former Legislative Council or Parliamentary Annexe Chamber . Such A.T.S.I.Q.P. ASSEMBLY must be fully RESOURCED through the Annual SPEAKER'S Budget .

(Note : ATSIC been under constant attack by the Federal Government such as :-P.M.Howard , Senator Herron , M.H.R.s -Ruddock ; Abbot; and Pyne who appear to threaten its Demise ; and possibly T.S.R.A.; note the Federal and State M.Ps. constantly also attack Aboriginal Community Councils -"DOGITS." too.

And Qsld's A.T.S.I.A.B. since 1999 has 15 Indigenous only- APPOINTED Members - NOT ELECTED . There is much INDIGENOUS DIS-SATISFACTION with these Bodies - as being NOT EFFECTIVE !)

4- INDIGENOUS QUEENSLANDERS to be a VOTER , must be REGISTERED for BOTH 2 and 3 above ; also to QUALIFY for ELECTION to ANY INDIGENOUS Body ; (excludes Non-Indigenous) ;

5- MINIMUM TERM for BOTH (2 and 3) be 3 or 4 years same as M.L.A. ; except 1st.Term A.T.Q.P.A. ;

6- AGGREGATE the WHOLE of QUEENSLAND as a SINGLE ELECTORATE if only 1 MP. ; and with other DIVISIONS IF 2 or MORE REPRESENTATIVES . (e.g. 1 REPRESENTATIVE in each of a State Division such as :-South of Tropic of Capricorn ; North of Tropic of Capricorn ; Torres Strait Islanders .)

7- ROLE of the REPRESENTATIVE plus their SUPPORT STAFF :- M.L.A. and I.A.T.S.I.Q.P.A.(or C) includes : Represent ; Inquire ; Solve Problems and Complaints ; Inform ; and Advise the Parliament ; Government and the Public of Queensland ; etc,etc- to Advance the Cause of Indigenous Queenslanders ;

8-include the MAJOR EDUCATIVE ROLE to build RECOGNITION and RESPECT of everything INDIGENOUS such as their UNIQUE HISTORY - People , Country , Clans and Culture ,etc ; their REAL NEEDS ; counter any RACISM or DETRIMENT inhibiting Indigenous progress ; assist Reconciliation with NON-INDIGENOUS Parliamentarians ; Governments at every level ; and the Public ;

9- another important Role must be RESEARCH and ECONOMIC SUSTAINABILITY PLANNING ;

10-SPEAK for QUEENSLAND'S (and Australia's) UNIQUE MINORITY GROUP - namely Qsld./Aust. " FIRST PEOPLE of the STATE and NATION " -INDIGENOUS ABORIGINALS ,Heirs and Successors ;

11-MENTOR and ENCOURAGE especially young INDIGENOUS ABORIGINALS so they become effective Contributing Participants and Leaders at every level in such as :- e.g. Indigenous Advancement , Government , Public Service , Organisations , Businesses , Education , Skills , Politics , Unions , Sports , Arts , Personal and Family and Community Development , etc ;

12- PARTNERSHIP PLANNING & ACTION whether Cultural , Business , Political , Union , Liason , etc ;

14- Advise and or Review Legislation and Laws especially those affecting Indigenous Queenslanders ;

15- NON -INDIGENOUS Queenslanders could have a SECOND VOTE option to ONLY CONFIRM the RE-ELECTION of each experienced FIRST TERM INDIGENOUS ABORIGINAL , thereafter VOTE for ELECTION Candidates using the New Zealand Mixed -Member-Proportional voting system . INDIGENOUS people in Queensland could enjoy an option to vote for INDIGENOUS PERSON ONLY , and for the general usual State Electorate Members of Parliament as an optional Second Vote.

16- A 50 YEARS SUNSET CLAUSE REVIEW could be applied to PROVE that Qsld's INDIGENOUS PEOPLE have no further NEED for the " CATCH-UP " measures 2&3 above ; are NOW RECONCILED.

Annexures support this submission:- Qsld. 1st. ; 13th, 50th Parliamentary Representation Comparisons ; E.C.Q. and A.E.C . ; New Zealand Official 1990 and 2002 extracts -(Maori and Australian Aborigines similarities are many.) ; Quotes from or about many outstanding Aborigines (proving SUCCESS does follow OPPORTUNITIES obtained :-

“ HANDS ON PARLIAMENT .”

A Parliamentary Committee Inquiry into Aboriginal and Torres Strait Islander Peoples' Participation in Queensland's Democratic Process . March 2003.

Submission by John WAKELY -
(A Member of A.N.T.A.R. also Brisbane Institute .)

This Submission will :-

POSITIVELY SUPPORT THE REAL NEED for QUEENSLAND'S (“ FIRST PEOPLES with their Heirs and Successors ”) the ABORIGINAL and TORRES STRAIT ISLANDER PEOPLE of QUEENSLAND who must be ENABLED TO VERY DIRECTLY PARTICIPATE in the DEMOCRATIC PROCESS . So as to PROVIDE POSITIVE OUTCOMES which will COMPLETELY OVERCOME their DEPLORABLE DISADVANTAGES , and COMPENSATE THEM for their SUFFERING ; and for DISPOSSESSION from their NATIVE LANDS and NATIVE TITLE RIGHTS ; especially since 1824.

Consequently THIS SUBMISSION uses:- Direct Personal Observations , Listening to Interviews at Meetings , other Venues , also Conversations with many Indigenous people ; and reading many Books and Articles written by Indigenous people . New Zealand official 1990 Year Book ; Aus/Qld.-Electoral Commission ; Government Details ; Historical Evidence ; Definitions and Statistics ; Relevant Quotes of past and present Black and White Writers and Eminent persons ; etc . for with such References :-

THEY PRESENT A RANGE OF INFORMATION and REASONS which reinforces the NEED for POSITIVE DISCRIMINATION to INCLUDE QUEENSLAND'S MOST UNIQUE SIGNIFICANT MINORITY. Namely :- QUEENSLAND'S INDIGENOUS ABORIGINAL and TORRES STRAIT ISLANDER PEOPLE as ACTUAL PARTICIPANTS IN QUEENSLAND'S DEMOCRATIC PROCESS where they WILL HAVE THEIR SAY DIRECTLY IN PARLIAMENT ; also WITHIN GOVERNMENT where DETERMINATIONS RESULT. I suggest Old. ADOPT and ADAPT the New Zealand Model .

John WAKELY'S- support for AUSTRALIA'S “ FIRST PEOPLES ,the INDIGENOUS ABORIGINALS increased PARTICIPATION is particularly based on the following IMPORTANT PRECEDENTS :-

- * They are a UNIQUELY SIGNIFICANT MINORITY GROUP entitled to RECOGNITION & COMPENSATION through ACTIONS OF POSITIVE DISCRIMINATION ;
- * Australia's HIGH COURT has determined :- “ TERRA NULLIUS” was a MISREPRESENTING LIE that BRITISH and AUSTRALIAN GOVERNMENTS had.KNOWINGLY USED TO THE COMPLETE DISADVANTAGE of our NATIVE INDIGENOUS ABORIGINALS since 1788 ; (3.6.1992)
- * Australia's High Court also determined :- Torres Strait Islander -Eddie Koiki MABO had PROVED NATIVE LAND TITLE and NATIVE RIGHTS EXISTED to his LAND on MER ISLAND ; (3.6.1992)
- * Australia's High Court also determined :- “ A non-exclusive pastoral lease did not extinguish Native Title and that Native Title Rights could CO-EXIST with the Rights of a Lessee....” (3.10.2000)
- * KING GEORGE iii - and the BRITISH EMPIRE lost their AMERICAN claimed POSSESSIONS after the AMERICAN PEOPLE REVOLTED. Because THEY SUFFERED PENALTIES of TAXATION ,etc ; WITHOUT the RIGHT of DIRECT DEMOCRATIC REPRESENTATION ;
- * KING GEORGE iii and BRITISH GOVERNMENTS (having lost the Americas) INSTRUCTED such as :- Captain James COOK ; Captain Arthur PHILLIPS , and the Governor of South Australia - John HINDMARSH that “from henceforth they MUST NEGOTIATE and TREAT FAIRLY WITH THE NATIVES OF THE LAND”.
- * AUSTRALIA's FEDERATION only EVENTUATED after the COLONISTS of the 4 SMALLEST COLONIES of :- Tasmania , Queensland , Western Australia ,and South Australia (which included the Northern Territory) , WHO FEARED the 2 LARGEST COLONIES of New South Wales and Victoria WOULD OVER-WHELM THEM through THEIR MASSIVELY GREATER POPULATION NUMBERS and ECONOMIC and ADMINISTRATIVE POWER - DEMANDED PROTECTIVE COMPENSATION;

TALENTED INDIGENOUS PERSONS include :- Dr. Charles Perkins ; Senator Neville Bonner; Senator Aden Ridgway ; Dr.Lowitcha O'Donoghue ; Dr.Bob Anderson ; Dr.Colin Dillon ; Professors :- Dr. Marcia Langton , Dr. Eve Fesl ; Dr.Larissa Behrendt ; Authors :- Oogeroo Noonukel Kath.Walker ; Jackie Huggins ; Rita Huggins ; Ruth Hegarty ; Herb. Wharton ; Robert Bropha ; Ruby Langford ; Sally Morgan ; Albert Holt ; Leah Purcell ; Mary Ann Bin Sallick and 12 other University Writer Graduates ; Marie Mahood ; Dr. Roberta Sykes ; Faira:- Bob Weatherall; Les Malezer ; Matt Foley . Lingiari Vincent :-Dr.Michael Dodson and Patrick Dodson ; Galarrwuy Yunupingu ; Peter Yu ; Noel Pearson also others.

So what is the Democratic Process in Queensland ?

See Issues3&4 paper pp2- "...the OBJECTIVE of DEMOCRATIC GOVERNMENT is to serve the NEEDS and INTERESTS OF THE WHOLE POPULATION . This objective is enhanced if Government seeks to ensure maximum opportunities for contribution from those affected by public decision-making ." There are 3 levels of Government in Australia: -Federal ,State and Local Government. State Governments have RESPONSIBILITY for a wide variety of matters including Education , Public Health , Railways and Public Transport , Police , Roads ,Mining and Agriculture , Fire and Ambulance Services , Forestry and Conservation .The Queensland Parliament is central to Queensland's Democratic Process . . . Parliament is based on the "Westminster" System. REPRESENTATION and RESPONSIBILITY ARE THE KEY PRINCIPLES OF THIS SYSTEM. " REPRESENTATION" gives people the right to democratically elect persons to represent them in Parliament . The elected Representatives are responsible to the Parliament and , through the Parliament , to the People. The Roles of the Queensland Parliament include:

- * Making or amending Laws for the 'Welfare , Peace and Good Government.' of the State ;
- * Making the State Government accountable to the People of Queensland ;
- * Representing the People of Queensland ;
- * Informing and Educating the Electorate ; and

Granting Supply , that is , authorising the Government to spend Public Funds .

The GOVERNMENT is formed from the Political MAJORITY in the Parliament ; led by the Premier who appoints Ministers to be responsible for particular areas of Administration . The GOVERNMENT :-

- * Develops Policies and Programs to implement the Laws made by Parliament ; and
- * Administers the Laws , Policies and Programs .

SO HOW HAVE THE INDIGENOUS ABORIGINAL and T.S.ISLANDER PEOPLES FARED in QSLD.?

Since 1824 -and the First British Settlement at Redcliffe beside Moreton Bay , then 35 years as part of NSW.; and from the 6th. June 1859 as the Separate COLONY of QUEENSLAND- 42 years later, till the 1st. January 1901 it became a STATE ; and 100 years to the Centenary of the State in 2001 ; and for the 215 years since January 1788 when Captain Arthur Phillips established the Sydney Cove Settlement in Australia.

WHAT WAS THE OUTCOME FOR THE INDIGENOUS NATIVE LAND-OWNERS ?

215 years as - "Australians" ; 145 years as - " QUEENSLANDERS."-

For INDIGENOUS ABORIGINALS , " the FIRST PEOPLES." A DISGRACEFUL OUTCOME :- DISPOSSESSION , DISPERSAL and DEVASTATION with CRUEL EXPLOITATION ; LOSS OF NATIVE LAND , COUNTRY , CLAN , SACRED SITES , CULTURE , PRIDE & SELF-RESPECT . DENIED THE BASIC RIGHTS and ENTITLEMENTS enjoyed by the MAJORITY OF NON-INDIGENOUS PERSONS IN AUSTRALIA and QUEENSLAND. Such as :-PROPER STANDARDS of HOUSING ; HEALTH CARE ; NUTRITION ; EDUCATION (upto the actual Individual's Potential) EMPLOYMENT ; FAMILY and SOCIAL SERVICES ; Protection from Violence and Drug Abuse ,etc. INSTEAD , AS A GROUP they SUFFER from the LACK OF BASIC RIGHTS and SERVICES; and as a Group they constitute the POOREST ; UNHEALTHIEST ; WORST HOUSED ; LEAST EMPLOYED ; INADEQUATELY EDUCATED ; MOST CRIMINALISED and VICTIMISED PEOPLE in Australia .

BECAUSE INDIGENOUS AUSTRALIAN - QUEENSLANDERS are a very dispersed MINORITY. They have SUFFERED MOST DUE TO THE LACK OF DIRECT REPRESENTATIVES at EVERY LEVEL OF GOVERNMENT and NON-INDIGENOUS ORGANISATIONS ; THEY suffer POWERLESSNESS.

ABORIGINALS WERE NOT COUNTED , OR ABLE TO VOTE in Queensland until 1965.

So it has been a VERY RARE HAPPENING for INDIGENOUS ABORIGINALS to HAVE THEIR OWN MEMBER OF PARLIAMENT or COUNCILLOR or CHAIRMAN or BUSINESS LEADER .

In 145 YEARS - only 1 ABORIGINAL has been ELECTED to the Queensland Parliament .

Eric DEERAL (for the National Party) was an INDIGENOUS ABORIGINAL from the Hopevale Mission who won the COOK Electorate Seat in 1974 and served as a Member of the Legislative Assembly in Queensland Parliament until 1977 as the 1st.Qld. ABORIGINAL Member of Parliament .

(Indigenous Aboriginal -Neville Bonner -a Liberal , was appointed to the Federal Senate in 1971 by the Queensland Parliament to fill a casual vacancy . Senator Bonner was re-elected in the 1972 Double Dissolution Election after Governor-General Sir John Kerr replaced :- ALP- Prime Minister Gough Whitlam with Liberal -Malcolm Fraser .

Qld's Neville Bonner thus became the 1st. ABORIGINAL SENATOR in FEDERAL PARLIAMENT .)

The FACT is that:- EACH LEVEL OF AUSTRALIAN GOVERNMENT HAS A DUTY ; OBLIGATION and RESPONSIBILITY TO SERVE THE PUBLIC WITHOUT FEAR OR FAVOUR .

APPARENTLY successive PARLIAMENTARIANS ; GOVERNMENTS and PUBLIC SERVANTS have NEITHER FEARED or FAVOURED AUSTRALIA'S and QUEENSLANDS INDIGENOUS ABORIGINALS. For " their FIRST PEOPLES " - NEEDS were just ruthlessly IGNORED .

It is obvious that NON-INDIGENOUS MEMBERS of PARLIAMENT ; the GOVERNMENT; PUBLIC SERVANTS and the LEGAL SYSTEM have FAILED their DUTY OF CARE and RESPONSIBILITY and proved to be INCAPABLE OF DETERMINING FAIRLY and COMPLETELY to PROVIDE for the REAL NEEDS of QUEENSLAND'S INDIGENOUS ABORIGINALS and TORRES .STRAIT ISLANDERS .

In the CONSTITUTIONS of :- the COLONY of Queensland ; later for STATEHOOD ; and only in the Australian FEDERAL CONSTITUTION- (s.127) - QUEENSLAND and AUSTRALIA'S -" FIRST PEOPLES the INDIGENOUS ABORIGINALS & TORRES STRAIT ISLANDERS ." are -Terra Nullius ! NOT MENTIONED except to EXCLUDE FROM any COUNT for Federal Purposes or BENEFITS !

Note similarly that in the 1901 Report of the Qsld. Colonial Registrar-General John Hughes wrote :-

" ... this is unfortunate ... for they undoubtedly form an integral part of the INDUSTRIAL Population ... similarly no statement of the numbers of CHILDREN attending school would be accurate if the ABORIGINAL CHILDREN regularly attending WERE OMITTED ."

Professor Henry REYNOLDS ; Ros. KIDD and other HISTORIANS have RESEARCHED Government and other RECORDS which REVEALED EXPLOITATION of the INDIGENOUS WORKFORCE ; UNPAID ("Stolen Wages."); SEXUAL ABUSE (Domestics became Mothers of Half-Caste Children) ; then there became FORCED REMOVALS (Young and Old -see Native Protectors' Reports,etc) with

DISPOSSESSION from NATIVE TRIBAL LAND and DISPERSAL to Missions or Reserves and mixed in Alien Groups , put under GOVERNMENT CONTROLS of a system of " NATIVE PROTECTORS ."

Most of N.P. were local area Police. Native Police became a terrible Scourge used against local Blacks .

(SeeABC. Radio National - "Australia Forums : What now for Indigenous Australia ?" for Micheal Cathcart's Interview of :- Indigenous -Prof.Dr. Larissa BEHRENDT. For her story has similarities with too many other Indigenous Families FRACTURED to near destruction by Government REMOVAL POLICIES .

Only a few have been able to lift themselves up and out of such devastation THROUGH Educational OPPORTUNITIES they obtained . In her contribution to the UQP. Book pp. 65-76 Ch.6 - "ABORIGINAL WOMEN BY DEGREES." Larissa wrote that. " ... it was from personal experience that motivated her to study Law ...; p68:- " ... Learning the story of my grandmother's life changed mine . MY GRANDMOTHER WAS REMOVED BY THE ABORIGINES' BOARD and SENT OUT TO PARKES , NSW , TO WORK . SHE WAS NEVER PAID FOR THE WORK SHE DID THERE .

SHE WAS eventually SENT TO SYDNEY AFTER SHE BECAME PREGNANT TO THE MAN FOR WHOM SHE WAS FORCED TO WORK . SHE NEVER WENT BACK HOME TO SEE HER FAMILY INCLUDING HER BROTHER , AGAIN .

It is a horrible life that she had to endure . Coming from a Family where there is love and support from my parents and brother makes me painfully aware of how tragic the circumstances of my grandmother's life was . MY GRANDMOTHER'S STORY IS ALSO TRAGIC BECAUSE IT IS NOT UNIQUE . ANY ABORIGINAL PERSON WOULD HAVE A SIMILAR TALE OF HOW THE ABORIGINES' PROTECTION BOARD BROUGHT GRIEF AND DEVASTATION TO THE FAMILY . I FEEL SAD AND ANGRY ABOUT WHAT HAPPENED TO MY GRANDMOTHER AND THE LEGACY HER REMOVAL LEFT ON HER LIFE AND THAT OF HER CHILDREN . The inhumanity and senselessness is something that fuels me on to make sure that KOORIS NEVER HAVE TO ENDURE SUCH BREACHES OF HUMAN RIGHTS AGAIN . It is a matter of MAKING SURE THAT THE LIVES OF ABORIGINES ARE BETTER , AND THIS CAN ONLY COME THROUGH ALLOWING US REAL CHANCES TO DETERMINE OUR OWN FUTURE"

W/B

"HANDS ON PARLIAMENT."

A Parliamentary Committee Inquiry into Aboriginal and Torres Strait Islander Peoples' Participation in Queensland's Democratic Process . March 2003.

Submission by John WAKELY -
(A Member of A.N.T.A.R. also Brisbane Institute .)f

This Submission will :-

POSITIVELY SUPPORT THE REAL NEED for QUEENSLAND'S (" FIRST PEOPLES with their Heirs and Successors ") the ABORIGINAL and TORRES STRAIT ISLANDER PEOPLE of QUEENSLAND who must be ENABLED TO VERY DIRECTLY PARTICIPATE in the DEMOCRATIC PROCESS . So as to PROVIDE POSITIVE OUTCOMES which will COMPLETELY OVERCOME their DEPLORABLE DISADVANTAGES , and COMPENSATE THEM for their SUFFERING ; and for DISPOSSESSION from their NATIVE LANDS and NATIVE TITLE RIGHTS ; especially since 1824.

Consequently THIS SUBMISSION uses:- Direct Personal Observations , Listening to Interviews at Meetings , other Venues , also Conversations with many Indigenous people ; and reading many Books and Articles written by Indigenous people . Electoral Commission ; Government Details ; Historical Evidence ; Definitions ; Relevant Quotes of past and present Black and White Writers and Eminent persons ; etc .

Through such References - THEY PRESENT A RANGE OF REASONS which reinforces the NEED for POSITIVE DISCRIMINATION to INCLUDE QUEENSLAND'S MOST UNIQUE and SIGNIFICANT MINORITY- namely :- QUEENSLAND'S ABORIGINAL and T. S . ISLANDER PEOPLE .

SO HOW HAVE THE INDIGENOUS ABORIGINAL and T.S.ISLANDER PEOPLES FARED in QSLD.?

Since 1824 -and the First British Settlement at Redcliffe , beside Moreton Bay , then 35 years as part of NSW. ; and from the 6th. June 1859 as the Separate COLONY of QUEENSLAND- 42 years until in the 1st. January 1901 became a STATE ; and 100 years to the Centenary of the State in 2001 ; also 215 years since January 1788 when Captain Arthur Phillips established the Sydney Cove Settlement in Australia.

WHAT WAS THE OUTCOME FOR THE INDIGENOUS NATIVE LAND-OWNERS ?

Queensland's INDIGENOUS ABORIGINALS and TORRES STRAIT ISLANDERS have suffered DEVASTATING LOSSES which should not be tolerated any longer .

(Refer to attachments re Losses ,etc. Note especially the contributions by Indigenous & Non-Indigenous Eminent Persons -such as Professor Larissa Behrendt ; Elder Vincent Lingiari ; Australian of the year 2003 -Dr. Fiona Stanley ; Australia Day 2003 Oration - Ric Farley ; Research Historian Ros Kidd; Former Registrar-Generals:-Darvall and Hughes ; Former Aboriginal Police Protectors W.E. Roth and A.Meston ; Proclamation 1836 by Governor of South Australia John Hindmarsh ; Historians -De Garis , Crowley , Henry Reynolds . Also Definitions ; Government Authorities :- ECQ and AEC . Aboriginal Book List : New Zealand Official Year Books 1990 and 2000 ; also some miscellaneous articles .

COMPARATIVE QLD. PARLIAMENTARY REPRESENTATION and POPULATION TABLES relating to the 3 GROUPS for PERIODS at 1st(1859) ; 13th.(1901) and 50th.(2001) PARLIAMENTS together with OBSERVATIONS and COMMENTS by John WAKELY .

Indigenous People need Respect and Recognition for Reconciliation to follow ; therefore :-

POSITIVE inclusive DISCRIMINATORY REDRESS and COMPENSATION must FLOW NOW from the PEOPLE of QUEENSLAND and at EVERY LEVEL of GOVERNMENT ; PARLIAMENT and PARLIAMENTARIANS ; PUBLIC SERVANTS ; CHURCHES ; INSTITUTIONS , BUSINESSES and ORGANISATIONS ; especially MINING and PASTORAL ; etc ; particularly for BENEFITTING FROM . or for PERPETUATING such LOSSES which has been DETRIMENTAL to INDIGENOUS ABORIGINAL PEOPLE of QUEENSLAND and which still causes them LOSS and SUFFERING.

I SUGGEST WITH DEDICATED SEATS in the QUEENSLAND PARLIAMENT (e.g. New Zealand -since 1950 also only has a Legislative Assembly- single chamber of Parliament , as does Queensland .) therefore ; INDIGENOUS ABORIGINALS and TORRES STRAIT ISLANDERS could not continue to be IGNORED . There are many Issues for which this significantly UNIQUE GROUP of QUEENSLANDERS must gain EQUALITY and JUSTICE and " CATCH-UP."

A PERFECT ARGUMENT and EXAMPLE in providing POSITIVE DISCRIMINATION in favour of QUEENSLAND'S Indigenous ABORIGINALS & T.S.I. ; - in order to INCLUDE and EFFECTIVELY PROVIDE for them - this UNIQUELY significant MINORITY GROUP of DISPERSED PEOPLES ; is FOUND in the SUCCESS in UNITING the separate COLONIES into a FEDERATION of STATES ; and thus the indissoluble : " COMMONWEALTH of AUSTRALIA ." (9th. July 1900) .

Prior to the 1st.of January 1901 - the COLONIES of VICTORIA and NEW SOUTH WALES had indisputable very large MAJORITIES of NUMBERS of PEOPLE ; together with Economic and Industrial Power , etc. THAT overwhelmingly EXCEEDED THE 4 OTHER COLONIES COMBINED .

Commonwealth Official No.56 ,1970 Year Book of Australia -population recorded at censuses. page 125 :

Census	N.S.W.	Vic.	Qld	S.A.	W.A.	Tas.	N.T.	Australia
31st.March 1901:	1,353,846	1,201,070	498,129	358,346	184,124	172,475	4,811	3,773,801

(The ACT. was part of NSW. and NT. was part of SA.-though counted separately. And ABORIGINALS and TORRES STRAIT ISLANDERS were NOT COUNTED; were EXCLUDED in all the above totals !)

From " A New History of Australia ." Ch.6- de Garis/ 1890-1900 and Ch.7-crowley / 1900-14 :- de Garis -pp248.9 wrote regarding ... " solving thorny problems as they arose concerning the relationship between the 2 houses of parliament , and the allocation of powers as between the federal and state governments and parliaments . Underlying these problems was the fear of the less populous Colonies that the new parliament and government would be dominated by New South Wales and Victoria , and the wish of all Colonies to retain their own Individuality and Rights as far as possible . Compromises were necessary if Federation was to become a reality ." ... "The most important related to THE SENATE , which was to be the GUARDIAN OF STATE-RIGHTS . To ALLAY the FEARS OF THE SMALL COLONIES it was resolved that ALL STATES SHOULD BE EQUALLY REPRESENTED IN THE SENATE , and in general ITS POWERS WERE TO BE THE SAME AS THOSE OF THE LOWER HOUSE , but though it might reject financial measures , it was not to be permitted to amend them ." And because of their Role ..."the Senate would have to be taken seriously ."

Crowley- p.261 wrote regarding population dispersal : " In 1901 two-thirds of Australia's population of 3,750,000 lived in New South Wales and Victoria , and one-quarter of the total lived in Sydney and Melbourne ." ...

These 2 examples support the WAKELY suggestion -Qld Indigenous Aborigines & Islanders as M.Ps. FOR IT IS PROBABLE THAT IF ABORIGINALS HAD BEEN ACCURATELY COUNTED in the whole of AUSTRALIA and IN every TERRITORY and EACH COLONY ; INDIGENOUS PERSONS WOULD HAVE TOTALLY OUT NUMBERED the AGGREGATED TOTAL of the 4 SMALLEST COLONIES . Is this also further EVIDENCE OF THE INJUSTICE of NO DIRECT ABORIGINAL REPRESENTATION ; and the DENIAL of a FAIR SHARE of AUSTRALIAN BENEFITS -especially for BASIC NEEDS to be provided EQUALLY ? Now there is a NEED for JUSTICE and CATCH-UP.

Page 5

John Wakely submission March 2003 . " HANDS ON PARLIAMENT." ("To encourage Indigenous Parliamentary Participation".)

COMPARE THE POPULATIONS and PARLIAMENTARY REPRESENTATIONS of QUEENSLAND and NEW ZEALAND especially INDIGENOUS PEOPLE :-(2001 n.z. y..Stats.)

Queensland	Aboriginals	New Zealand	Maori
3,640,000	126,035	3,800,000	535,800

Parliamentarians :-			
89	NIL	120	7

Population Total Persons Each M.L.A. represents :-			
40,899	1416	31667	76,543

Electoralates :-(N.Z only , plus 51 list seats since 2002 for a Mixed Member Proportional Election System)			
89		62	7 (Reserved & dedicated) =Total 120

Percentage Non- Indigenous with INDIGENOUS Population :-			
96%	4%	85%	15%

IF ABORIGINALS AGGREGATED in QUEENSLAND :-

126,035 divided by 40,899 equals 3 SEATS ! (John WAKELY suggests this as MINIMUM for Qld.)

John WAKELY'S RESEARCH references: Eminent Australians including e.g.- Hugh Mackay - Social Scientist in " REINVENTING AUSTRALIA " - the mind and mood of Australia in the 90s. (P.141-in the Chapter- Divided by the Dollar - " THERE WAS ALWAYS ONE UNDISPUTED LOWER CLASS IN AUSTRALIA: THE ABORIGINAL POPULATION ' the bottom of the Class in Australian Society ' ..homeless ,unemployed , dispossessed .Aborigines were seen as the quintessential symbol of that state. ' A.B.C. Radio National transcripts : Dr.Fiona STANLEY ; Ric. FARLEY ; INDIGENOUS PERSONS :-Professor of Law & Indigenous Studies & Director, Jumbuna House of Learning Uni.Tech.Sydney :- Larissa BEHRENDT (Iibbjuris (unsw)llmsjd (Harvard)Barrister ,Supreme Court ACT. ; and Gurindji Elder -Vincent LINGIARI of Wattie Creek (through -E.G.Whitlam 1st. Native Title WIN); Conversations with Indigenous Persons such as :- Jackie HUGGINS - Reconciliation Australia , Author and University of Queensland Deputy Head Indigenous Studies; Dr.Robert ANDERSON .OAM.Chair-Person of Qsld's.- " The Aboriginal and Torres Strait Advisory Board." ; Dr. Colin DILLON- OAM. Retired Deputy Commission of ATSIC, Retired Qsld. Police Inspector -Ethics & Indigenous Liasion ; " Garth " with 3 of his Indigenous Aboriginal Mates ; Rosalind KIDD'S 2 Books:- " THE WAY WE CIVILISE ." ; and "BLACK LIVES GOVERNMENT LIES." ; QUEENSLAND STATE LIBRARY - John Oxley Historical Resource :- (F.O.DARVALL and John.HUGHES -for their REGISTRAR-GENERAL'S Census REPORTS -1901/2 -also on 3 rolls 48/49/50 microfiche films 0404 - PARLIAMENTARY PAPERS, etc); and ELECTORAL COMMISSION of QUEENSLAND ; QUEENSLAND PAST and PRESENT -100 years of Statistics (qslid.Govt.Pub.) ; AUSTRALIAN BUREAU of STATISTICS - (13 and 14-Jan.2003) ; -- ECQ. QUEENSLAND'S ELECTION 2001 - statistical returns 2001 ; 50th GENERAL ELECTION : 17th. February 2001;

References : Electoral Commission Queensland -Queensland's Electoral History ; ECQ. Queensland Past and Present - 100 years of Statistics 1896-1996 (Qsld.Govt.); (qreggen) Queensland Registrar-Generals-(F.O.Darvall)1862 Report and Census for year ending December 1861-(John Hughes 1901-pages 907-viii & ix.) and 947-part 1-iv.,v,vi,vii, from Qsld.State Library -John Oxley etc. (See Darvall comment in his report; also in Wakely 1901 Group 2 - relevant to Aborigines and T.S Islanders .) NEW ZEALAND OFFICIAL YEAR BOOKS - 1990 and 2002 for Stats.; History ; Demography ; Treaty & Representation . Large number of BOOKS and Articles written by and about Indigenous People ; also by Non-Indigenous Authors . Gordon Briscoe - A.N.U. thesis Sept.1996- "Disease,Health and Healing : Qsld.&W.A.)"

Page 2. "HANDS ON PARLIAMENT." MARCH 2003 - SUBMISSION by John Wakely.

VINCENT LINGIARI a GURINDJI ELDER - of Watie Creek , W.A. - August 18th, 1974 ; responded to Prime Minister Gough WHITLAM at the HANDING OVER OF THE FIRST AUSTRALIAN NATIVE TITLE to LAND and said :-

' LET US LIVE TOGETHER AS MATES ,
LET US NOT MAKE IT HARD FOR EACH OTHER
... WE WANT TO LIVE IN A BETTER WAY TOGETHER ,
ABORIGINALS AND WHITE MEN ,
LET US NOT FIGHT OVER ANYTHING , LET US BE MATES ...'

(Copied from a Lingiari Foundation inc. Document. The Aims of the Foundation are :-
Advancing Indigenous Rights . Developing Indigenous Leadership . Promoting Reconciliation.)

Observation by John WAKELY -a LONG TIME STUDENT of GOVERNMENT and DEMOCRACY :-

Surely the HIGHEST VALUE of a DECENT DEMOCRATIC SOCIETY must be that :-
THE MINORITY VOICE IS ALSO HEARD WITH RESPECT ; so THAT MINORITY WITHOUT
ANY FEAR CAN EXPRESS ITS VOICE ; and IS HEARD , RESPECTED and NOT IGNORED .
Remembering - for EVERY MAJORITY is a comprised COLLECTION of INDIVIDUALS :-
who as a SINGLE ; LONE INDIVIDUAL , or when LESS in NUMBERS becomes a MINORITY !
QUEENSLAND'S INDIGENOUS PEOPLE are importantly part of AUSTRALIA'S FIRST
PEOPLE ; so they are a UNIQUE MINORITY that MUST BE HEARD TOO !

DEMOCRACY - definitions and General Information :-

DEMOCRACY:- "(State having) government by all the people .
usu. Through elected representatives ; equality of rights in society, group , etc ."
(As defined in THE LITTLE OXFORD DICTIONARY - 5 ed. 1980 - p. 153.)

DEMOCRACY :- " A form of government in which the supreme power is vested in the people and
exercised by them under a free electoral system ."
(As defined in THE LITTLE MACQUARIE DICTIONARY - 1983 - p.143 .)

DEMOCRACY :- " A form of government in which the sovereign power is in the hands of the people
collectively and is exercised by them either directly or through elected representatives .

Direct Democracy , under which the citizens themselves assemble for the purpose of making laws ,
reached its highest development in Athens and other Greek city-states during the 5th. Century before
Christ

REPRESENTATIVE DEMOCRACY , in which the functions of government are carried out through
Representatives of the people , was practiced as early as the 3rd. Century B.C. in the Achaean League , a
confederation of Greek city-states .

A Democracy in which the the executive power is vested in a President , as in the United States ,
Switzerland , or France , is a Republic .

DEMOCRACY :- (Gr. Demokratia- demos , people , and kratos , strength, power .)

" That form of government in which the supreme power rests with the people , ruling themselves either
directly , as in the New England town meetings , or indirectly , through representatives - aptly expressed
by Abraham Lincoln's phrase :- " OF THE PEOPLE , BY THE PEOPLE , FOR THE PEOPLE ."

The modern concept of democracy ASSUMES THE POLITICAL EQUALITY OF ALL INDIVIDUALS ,
THE RIGHT TO FREEDOM AND TO PETITION AUTHORITY FOR REDRESS OF GRIEVANCES
;Country so governed . DEMOCRAT, n. One who adheres to PRINCIPLES OF DEMOCRACY.

WEBSTER'S encyclopedic DICTIONARY.1960. -p.198 ; In the General Information section -P.341)"

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 ,

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)

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 ?"
Micheal 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 1901 Report , 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.") Acopy 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-1 to 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 Zand Aboriginal Sen. 41,42 ; Vincent LIGIARI Statement : " WE ARE ALL MATES NOW ! " PP- R- 43a, c & d . Ligiari 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 Osld. 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 1932 - 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 ATSIK FLAWED " said Atsic Chairman Geoff CLARK R 73
 Chris. PYNE Liberal M.H.R. ATTACKED ATSIK and DEMANDED ATSIK BE DISBANDED . R74
 " ATSIK -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 ATSIK REVAMP." Chris Jones - re ATTACKS ON ATSIK . R 78a
 ATSIK - Chairman Geoff CLARK ; and ATSIK 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 .

John Wakely submission March 2003 . " HANDS ON PARLIAMENT."
 ("To encourage Indigenous Parliamentary Participation".)

COMPARE THE POPULATIONS and PARLIAMENTARY REPRESENTATIONS
 of QUEENSLAND and NEW ZEALAND especially INDIGENOUS PEOPLE :-(2001 n.z. y..Stats.)

Queensland	Aboriginals	New Zealand	Maori
3,640,000	126,035	3,800,000	535,800

Parliamentarians :-

89	NIL	120	7
----	-----	-----	---

Population Total Persons Each M.L.A. represents :-

40,899	1416	31667	76,543
--------	------	-------	--------

Electorates :- (N.Z only , plus 51 list seats since 2002 for a Mixed Member Proportional Election System)

39	62	7 (Reserved & dedicated) = Total 120
----	----	--------------------------------------

Percentage Non- Indigenous with INDIGENOUS Population :-

96%	4%	85%	15%
-----	----	-----	-----

IF ABORIGINALS AGGREGATED in QUEENSLAND :-

126,035 divided by 40,899 equals 3 SEATS ! (John WAKELY suggests this as MINIMUM for Qld.)

John WAKELY'S RESEARCH references: Eminent Australians including e.g- Hugh Mackay - Social Scientist in " REINVENTING AUSTRALIA " - the mind and mood of Australia in the 90s. (P.141-in the Chapter- Divided by the Dollar - " THERE WAS ALWAYS ONE UNDISPUTED LOWER CLASS IN AUSTRALIA: THE ABORIGINAL POPULATION ' the bottom of the Class in Australian Society ' ..homeless ,unemployed , dispossessed .Aborigines were seen as the quintessential symbol of that state.. ' A.B.C. Radio National transcripts : Dr.Fiona STANLEY ; Ric. FARLEY ; INDIGENOUS PERSONS :-Professor of Law & Indigenous Studies & Director, Jumbuna House of Learning Uni. Tech. Sydney :- Larissa BEHRENDT (libbjuris (unsw)llmsjd (Harvard)Barrister ,Supreme Court ACT. ; and Gurindji Elder -Vincent LINGIARI of Wattie Creek (through -E.G.Whitlam 1st. Native Title WIN); Conversations with Indigenous Persons such as :- Jackie HUGGINS - Reconciliation Australia , Author and University of Queensland Deputy Head Indigenous Studies; Dr.Robert ANDERSON .OAM.Chair-Person of Qld's.- " The Aboriginal and Torres Strait Advisory Board." ; Dr. Colin DILLON- OAM. Retired Deputy Commission of ATSIC, Retired Qld. Police Inspector -Ethics & Indigenous Liason ; " Garth." with 3 of his Indigenous Aboriginal Mates ; Rosalind KIDD'S 2 Books:- " THE WAY WE CIVILISE ." ; and "BLACK LIVES GOVERNMENT LIES." ; QUEENSLAND STATE LIBRARY - John Oxley Historical Resource :- (F.O.DARVALL and John.HUGHES -for their REGISTRAR-GENERAL'S Census REPORTS -1901/2 -also on 3 rolls 48/49/50 microfiche films 0404 - PARLIAMENTARY PAPERS, etc); and ELECTORAL COMMISSION of QUEENSLAND ; QUEENSLAND PAST and PRESENT -100 years of Statistics (qsl.d.Govt.Pub.) ; AUSTRALIAN BUREAU of STATISTICS - (13 and 14-Jan.2003) ; - ECQ. QUEENSLAND'S ELECTION 2001 - statistical returns 2001 ; 50th GENERAL ELECTION : 17th. February 2001;

References : Electoral Commission Queensland -Queensland's Electoral History ; ECQ. Queensland Past and Present - 100 years of Statistics 1896-1996 (Qsl.d.Govt.); (qreggen) Queensland Registrar-Generals-(F.O.Darvall)1862 Report and Census for year ending December 1861-(John Hughes 1901-pages 907-viii & ix.) and 947-part I-iv.,v,vi,vii, from Qsl.d.State Library -John Oxley etc. (See Darvall comment in his report; also in Wakely 1901 Group 2 - relevant to Aborigines and T.S Islanders .) NEW ZEALAND OFFICIAL YEAR BOOKS - 1990 and 2002 for Stats.; History ; Demography ; Treaty & Representation . Large number of BOOKS and Articles written by and about Indigenous People ; also by Non-Indigenous Authors . Gordon Briscoe - A.N.U. thesis Sept.1996- "Disease,Health and Healing : Qsl.d.&W.A.)"

Henry and Margaret Reynolds

John Wakely

18th January 1999 .

Dear Friends Henry and Margaret ,

The excellent , highly complimentary "Courier Mail" (Weekend feature article -p.p.3/4 15th January 1999) written by HEATHER BROWN about :-
"THE MAN WHO CHANGED AUSTRALIA";
namely, the now-James Cook University, "History PROFESSOR HENRY REYNOLD"-
Related to his superb arousing of interest in Australian History; particularly North Queensland .
And especially about the very NEGLECTED AUSTRALIAN INDIGENOUS ABORIGINALS.
I also love the portrait of "THE THINKER," which is with the Article.

For that interest lead to the EXPOSING of the NONSENSE of "TERRA NULLIUS."
And, ultimately the Native Land Title VICTORIES of "MABO"; and "THE WIK PEOPLE".
Also Oral Histories, Books written-e.g:- "The other side of thge Frontier."; "The Law of the Land.";
"This Whispering in our Hearts"; and "Why Didn't We Know ?."
(Henry- I would like to buy a Copy of the 3 last-named Books; and would be pleased if you endorsed them by Signing them for me -Please?)

The article mentions the Partnership of Henry and his Wife- Queensland Senator: Margaret Reynolds .
Providing details of effective work in Tandem; e.g.Aboriginal Up-lift Programs , Headstart School ,
Makarratta/Treaty, Police Brutality and Black Deaths in Custody, Womens' Issues, Choice, Work,
Health, Equality, ,Share of Governing .
With a Highlight being the - "International Year of Women" Functions in Townsville.
Also of a GENEALOGICAL DISCOVERY; and possibility :- that Henry may have an Ancestor who
was an Australian Indigenous Aboriginal. Thus making Henry an "OCTOROON" by Descent! .

Henry, when asked, I have always maintained :-
"WE ARE RELATED THROUGH ADAM and EVE !" also- "I AM THE POOR ONE !"

The Heather Brown (I think we played some Tennis together at the Townsville Tennis Club !)
article mentioned that you are both soon to RETIRE and RETURN to HOBART,Tasmania.
That got me REFLECTING on our Association, ;particularly thinking :-
"How effective have you BOTH been in INSPIRING OTHERS to ACT?"

For I was in Townsville from 1972 to 1983.

Although battling Financial Survival ,together with serious Health Problems .

Nevertheless, I was very active on Social Justice/Welfare/Aboriginal/Community Betterment/Tennis/
and Table Tennis Issues,etc.

There I met you BOTH , and our Association has continued .

Meetings with Henry :- in Brisbane, sitting together in the Gallery of Queensland Parliament to observe
the passage of the Native Title Land Bills, also Maleny and Woodford .

I met Margaret, and many other outstanding Women . First at Public Sessions of the -" INTERNATIONAL
WOMENS' YEAR " in Townsville,such as :- Rosemary Crowley, Beryl Holmes, Lyn Martinez, Kay Brown ,
Vanda Marshall, Evelyn Scott , Bobbi Sykes, Gracelyn Smallwood , Mary Graham , Lilla Watson ,etc.
(Am sure I met such as :- Archie Smallwood , Eddie Mabo , Shorty O'Niell , Mick O'Shane in Tsve.

And since then, I have met Noel Pearson , Lois O'Donoghue , Neville Bonner , Bob Weatherall , Les Malezer ,
Colin Dillon , Gatjil Djerrkura ,Micheal Mansell , Jackie Huggins , many more Elders, Other Aboriginals and Islanders.

And, I THANK Margaret for Assistance during my visits to Parliament House,Canberra.

You will be surely missed as a Queensland Senator-Margaret Reynolds.

Regards and best wishes for your retirement from Townsville Friend - John Wakely.

Senator Bob Brown.
Tasmanian GREENS.

John Wakely

Parliament House.
Canberra. A.C.T.

8th July 1998

CONGRATULATIONS !

For your consistent and courageous spoken support-for Australia's Indigenous People during the NATIVE TITLE BILL debate- 10 Point Amendment Senate Debate.

You are right to observe:-

Senator Brian Harridine's Amendments and Secret Agreement with the Howard Coalition Government has resulted in:-

Aboriginals not being there too-
to have a Fair Native Title Bill approved.
Consequently Aboriginals have lost many precious Entitlements.

Yes,Aboriginals should be able to Veto any action which would destroy any part of their Land, Culture and Heritage.

There will never be EQUALITY until all Competitors in the Real Race of Life and Need-are EQUALLY FIT,and STARTING TOGETHER EQUALLY.

Anything else is INJUSTICE and NONSENSE!

I was in the Parliament Public Gallery for the whole of this week in order to hear the Debate;and I was pleased to Applaud your Actions. Also to Applaud others such as Senator Dee.Margetts Senator John Woodley, Senator Bolkus, and their Opposition Teams- for the FIERCE OPPOSITION you expressed to the finally approved Coalition Government Amendments.

The FINAL RESULT is a PARLIAMENTARY DISGRACE-
WHAT A SHAME !

John Wakely
Social Justice Activist.
myjwabo1.doc

DEMOCRAT SENATOR ELECT :- Aden RIDGWAY

6th. March 1999

C/o ANTAR Dinner / Meeting .
T . L . C . Building South Brisbane Q.

WELCOME to Brisbane !

CONGRATULATIONS on becoming the SECOND INDIGENOUS ABORIGINAL
to be ELECTED as a SENATOR in the FEDERAL PARLIAMENT
since FEDERATION - 1st. January 1999 .

(Neville Bonner was the First; and elected as a Liberal Party Senator .)

A GREAT ACHIEVEMENT. .BEST WISHES for many Successes !

The package herewith has a number of Items in support of INDIGENOUS ABORIGINALS.
And other matters which may Interest and Assist you .

I was introduced to you when we sat in the SENATE PUBLIC GALLERY,
to OBSERVE the disgraceful passing of the 10 POINT PLAN - " NATIVE LAND TITLE."
The Amendment Bill by the Howard Government Conservative Coalition
that was supported by Independent Senators (Harridine and Colston -ex A.L.P. Party.)

Regards ,

John Wakely :

ANTAR MEMBER .

(Copy of C:/DEMOCRATI.DOC - 6th. March 1999) saved as A:/ANTARI.DOC .

Friend Noel Pearson.

John Wakely

30th. July 1999.

Dear Friend Noel,

GREETINGS.

We met again, at the Brisbane Institute- 26th. July 99.-
when you and Mark Latham gave us a very stimulating Talk on:-

"From Cape York to Campbelltown - Rebuilding Communities."

I took the opportunity to briefly mention :

I have been trying to contact Boni Robertson-to assist Her Inquiry into --"VIOLENCE on RESERVES"

The following information could be passed on to Boni, and other Indigenous Groups.

I am age 70, and a Total Abstainer from Alcohol; yet I have had a great deal of experience from the ADVERSE AFFECTS. For I HAVE LIVED, WORKED, EVEN EMPLOYED ALCOHOL AFFECTED PERSONS.

I worked for a Field Season with the Bureau of Mineral Resources (Oil Search) where Alcohol was a big Activity .
As a Commercial Traveller for 4 years-I spent a great deal of time in Hotels-as a Guest and / or Customer .
I have been a Boarder in a House with 2 Alcoholics. And spent a great deal of time in Pubs and Clubs too.

But an outstanding experience which taught me important Lessons (RELEVANT to VIOLENCE on RESERVES) came about in 1968 when I worked at the New South Wales Government -Tourist Resort / Complex known as :-
"The JENOLAN CAVES."

When I arrived to work there, because of the remote location ;
all Staff and Employees - WORKED and LIVED ON SITE. .

There was a SPECIAL CLUBHOUSE with excellent Facilities provided especially for the LIVE-IN WORK FORCE.

I was told, just before I arrived to work there:- "THERE HAD BEEN A MURDER of a STAFF MEMBER."
And I found that the CLUBHOUSE was not being used very much .

Apparently because of a SMALL NUMBER of HEAVY DRINKERS who OFFENSIVELY MONOPOLISED the ClubHouse . That DETERRED the majority of Jenolan Caves Complex Employees who were mainly SINGLE YOUNG WOMEN and Young Men - who lived in the Employees Barracks opposite the Clubhouse.
Some Staff there -usually the Guides who had WIVES and Children - all lived in Separate Houses .

Noel - the above was as far as I got with this letter to you; but you will discover now from the attached letter that WE MET AGAIN after your 3rd .visit to the Brisbane Institute .

You were with the Premier of NUNAVAT.

After you had both COMPLETED your Speeches I gave you an article : -

" ABORIGINALS" run a PARALLEL RISK of NEGOTIATING ALONE without necessary RELEVANT KNOWLEDGE and RESOURCES: relating to NATIVE LAND TITLE CLAIMS."

Boni ROBERTSON was in the audience and came to me.

Congratulated me on the Question I posed to both Speakers .

I first met Boni Robertson some years earlier when I met her at Griffith University.

There I provided material that I had prepared to support the Aboriginal battle for Justice on a large range of Issues .

I told Boni that I would send her a copy of the same article. I have done that.

John Wakely on Sunday the 19th August 2001- attended the **IDEAS FESTIVAL** at the **POWERHOUSE** - New Farm located beside the Brisbane River, Brisbane. Queensland .

In the 200 seat VISY THEATRE at noon that day ; John listened to the Session that was titled :-
' **IF GOOD PEOPLE CHOOSE TO DO NOTHING** ' and was led by Denis Walker -(Kunmunara Jarlow Kabool). Denis (Kunmunara) is the Son of the late Oogeroo (Kath Walker -Writer and Poet , Elder) of the tribe of Noonuccal (Stradbroke Island Region). Denis told all those in the Visy Theatre that :-"Through his Sacred Circles and Treaty Circles project "Bejam" - he presented the reasoning , the rationale and the rightness of persuing a Treaty. Denis argued that only by facing the challenge do we have the potential to become a truly just society ." Everyone present were informed about the **IMPORTANCE OF THE TRADITIONAL NATIVE LAND TO EACH ABORIGINAL** for 'WE BELONG TO OUR LAND'
Denis also reminded us that the High Court of Australia had 'THROWN OUT THE FICTION OF TERRA NULLIUS' when it **RECOGNISED** the Claim of **EDDIE KOIKI MABO** to his **MER ISLAND LAND** in Torres Strait ; also on mainland Australia- the Claim of **NATIVE LAND TITLE** for the "WIK PEOPLE ." (Cape York Region).

Historian John Behan - related to the Actions , Slaughter and Annihilation of the Aboriginal by the British Invaders. So as to totally dispossess **INDIGENOUS ABORIGINALS** of their Native Traditional Land . John Behan started with : Captain Cook , Sir Joseph Banks ; the First Fleet under Governor Arthur Phillip ; then the early Colonists ; ultimately leading to the " Stolen Generations" - through the removal of Tribal Aboriginals from their Land into Reserves ; destruction of their Tribes , Clan, Culture and Country. The "British Invaders" ignored the instructions of King George the Third :-
That was :- "TO FAIRLY TREAT WITH THE NATIVE INHABITANTS."
Finally with Prime Minister John Howard **REFUSING TO SAY SORRY** on behalf of the **NON-INDIGENOUS AUSTRALIANS** .

Sam Watson the well known respected Queensland Aboriginal, from West End Brisbane, is an Author and Documentary Film Producer, was the 3rd. Member of the Forum Panel. Sam made a brief statement to introduce the 2 out of Queensland main Speakers. Sam also welcomed the Public and **THANKED NON-INDIGENOUS AUSTRALIANS** who came out in their **THOUSANDS** to fill the William Jolly Bridge, Roma Street. Also to King George Square in front of Brisbane's City Hall ; and **MARCHING TOGETHER** with **ABORIGINALS** in solidarity as evidence of **SUPPORT** for **RECONCILIATION** and a willingness to **SAY** and **MEAN** :-
" WE ARE SORRY" too.

Upon completion of the Forum ; John Wakely went onto the Stage to talk directly with Sam Watson ; and said :-
Aboriginals are being forced to continually suffer through the Federal and State Governments using the Tactic of :-
" **DIVIDE AND RULE** " . Consequently **ABORIGINALS** are **FIGHTING THEIR OWN MOB**.
They are not succeeding most of the time with their **NATIVE LAND TITLE CLAIMS**.
Also are not achieving their **ABORIGINAL Aim** for : " **AUSTRALIA'S TREATY** with **INDIGENOUS ABORIGINALS** ."

John Wakely said to Sam Watson :- I have been talking with many Aboriginals - as a longtime Supporter ; also as a Member of Australians for Native Title and Reconciliation and the Brisbane Institute ; also at the Woodford Folk Festival. There I have suggested a PICTORIAL CARTOON which could very relevantly and VISUALLY CONVEY FACTS to gain REAL PUBLIC UNDERSTANDING and SUPPORT which would ULTIMATELY force all Governments to RESPOND PROPERLY.
My problem is that I CAN NOT DRAW TO CONVEY THE MESSAGE REQUIRED.

Then I said to Sam Watson :- " See that **MICROSCOPIC BONE** IN FRONT OF YOU ; and **THAT MICROSCOPIC PIECE OF MEAT ATTACHED TO THE BONE** . **AROUND THAT MICROSCOPIC BONE** with **MICROSCOPIC MEAT ATTACHED** - can you see - **THERE IS A CIRCLE OF VERY STARVED DOGS FIGHTING EACH OTHER** over the **MICROSCOPIC BONE** and **MICROSCOPIC MEAT ATTACHED**. And around the **FIGHTING CIRCLING DOGS** there is another **CIRCLE OF STARVED ABORIGINALS** also **FIGHTING EACH OTHER TOO**. All trying to get **THAT MICROSCOPIC BONE** with **MICROSCOPIC MEAT ATTACHED** . (Yes Sam - that is a description of a typical style of say a **JOLLIFFE** or Norman **LINDSAY** Cartoon Picture of **Fighting Dogs** , **Flying Dirt** , and **FIGHTING ABORIGINALS**. All looking very Scrungey . That type of Cartoon regularly appeared in Newspapers and Magazines - just to **MAKE AUSTRALIANS LAUGH** !)

I suggested to Sam Watson that the **TITLE** over such a Cartoon should say :- " **FIGHTING FOR NOTHING** ."
Such a cartoon should be produced and distributed very widely. Also be used frequently as a large pictorial to be projected as a back drop onto Stages or Forums and Meetings to **REMIND** those present; especially **ABORIGINALS** that the **GOVERNMENT IS NOT PROPERLY PROVIDING FOR THEM** .
Then **ABORIGINALS WILL STOP FIGHTING EACH OTHER** - " **FOR NOTHING** ." I believe with that reality - **THEN ABORIGINALS WILL JOIN TOGETHER AGAINST THE GOVERNMENT** and **SUCCEED** !

I suggested to Sam Watson he could get some of his Mob who are Artists to draw such a Cartoon and then use it as I suggested as an Aid with their Campaigns:- e.g. Native Land Title ; Land Compensation Fund ; Health ; Education ; Housing ; Jobs ; etc."

Written by John Wakely of Brisbane - 25th August 2001.

ANTAR Member: John WAKELY Observed in regard to Australia's Indigenous ABORIGINALS .
ABORIGINALS are extremely DISADVANTAGED when seeking to NEGOTIATE ALONE their NATIVE-LAND
TITLE RIGHTS. So He Proposed :-

INDIGENOUS ABORIGINALS in Australia ACTING ALONE
are too often at risk from being UNFAIRLY DEALT WITH - when they seek to CLAIM their Traditional Land .

Especially because of the UNIQUE COMPLEXITIES imposed in order to comply with all such as :-TRADITIONAL
LAW, FEDERAL NATIVE LAND TITLE LAW and REGULATIONS. Also the MULTIPLICITY of CLAIMANTS
for the SAME LAND. The SHORT TIME PERMITTED by Federal Law to PROVE ENTITLEMENT to CLAIM ; etc.

Those problems are further COMPLICATED in most instances when-ever an INDIGENOUS ABORIGINAL
CLAIMANT literally STANDS ALONE seeking to PROVE THEIR ENTITLEMENT. Then again when forced to
NEGOTIATE ALONE seeking a proper NATIVE -LAND TITLE for SPECIFIC LAND; which is usually called :-
" CROWN LAND ." (Including all LEASEHOLD LAND -e.g Pastoral , Mining ,Religious , NON-FREEHOLD .)

Federal Native Land Title Law requires the Claimant to PROVE a CONTINUITY OF CONNECTION with their
TRADITIONAL land. SUCH REQUIREMENT severely and UNFAIRLY DISADVANTAGES ALL ABORIGINALS
(including their Descendants) who have been RELOCATED without any FREEDOM of CHOICE onto RESERVES
or into INSTITUTIONS ; etc.

Another major problem involves ALL OF THOSE ABORIGINALS (including their DESCENDANTS) who are the
SURVIVORS of those FORCED RELOCATIONS . Many of whom MAY or MAY NOT LIVE IN A RESERVE NOW.
FOR SURELY THEY ARE ALSO ENTITLED to be INCLUDED WHENEVER NATIVE LAND TITLE CLAIMS ARE
BEING DETERMINED. So that ALL can FAIRLY SHARE the BENEFITS of any SETTLED LAND CLAIM .

Other major problems WILL APPEAR whenever INDIGENOUS ABORIGINALS find themselves NEGOTIATING ALONE
with such as GOVERNMENT; INSTITUTIONS : MINING and PASTORAL and BUSINESS OWNERS ; etc .
Almost certainly the NATIVE CLAIMANT WILL BE SEVERELY DISADVANTAGED and ULTIMATELY SUFFER
PERMANENT LOSS unless ALL NATIVE CLAIMANTS HAVE EQUALLY EXPERT ADVICE ; and RESOURCES .

The FEDERAL and STATE GOVERNMENTS MUST JOINTLY AND ADEQUATELY FUND A SERVICE WHICH
MUST HAVE A STATUTORY ROLE OF WORKING ONLY AS IS REQUIRED BY ABORIGINAL LAND CLAIMANTS.
The SOLE PURPOSE of the SERVICE must be for the providing of NECESSARY EXPERT and APPROPRIATE ACTION
With necessary RESOURCES; to overcome the DISADVANTAGES of such as LIMITS of KNOWLEDGE affecting :-
LAND USE; OWNERSHIP; DEVELOPMENT; FINANCING; SHORT and LONG TERM BENEFITS for ALL CLAIMANTS.

There appears to be a PARALLEL RISK - as has been exposed through the Federal System called :-
" WORKPLACE AGREEMENTS" - And that PEOPLE REGARD as UNFAIR ; UNETHICAL ; and IMMORAL.
Because in most cases EMPLOYERS (OWNERS) UNFAIRLY, are using the WORKPLACE AGREEMENT SYSTEM
against the REAL INTERESTS and GENUINE NEEDS of the EMPLOYEE in a number of ways :-
FEAR of NOT BEING EMPLOYED. So must agree to WORK on a basis of ACCEPTING a LOSS of TRADITIONAL
BENEFITS or PROTECTIONS . LOSSES such as CERTAINTY of HOURS, HOLIDAYS, SICK PAY, SAFETY, PAYMENT,
SUPERANNUATION , etc. . Finally also Stand Alone - " NOT TO BE SUPPORTED AS A MEMBER OF A UNION." .
(The latter is the classic example of a WORKER or JOB SEEKER being required to NEGOTIATE ALONE !)

UNFAIRLY -of course, the EMPLOYER and OWNERS ENJOY ALL THE POWERS of INFORMED EXPERT ADVICE
together with FULL KNOWLEDGE and EXPERIENCE- relating to all the important ISSUES .

That is why INDIGENOUS ABORIGINALS MUST ALSO HAVE THEIR OWN PROTECTIVE SERVICE .

(For your Inquiry contact - John WAKELY -
an A.N.T.A.R . also BRISBANE INSTITUTE MEMBER - this 13th of August 2001.)

NATIVE TITLE CONTROVERSY-"MABO" and "WIK".

(Roles of The CROWN - ABORIGINALS -LESSEE.)

OBSERVATIONS on PROPERTY LAW

by Retired Real Estate Agent: John WAKELY (R.E.;R.S.I.;Bldg.Cons.)
of .Bris.Qsld. R.E.I.Q. mem.-20 yrs.

3 Parties have a REAL INTEREST in LEASEHOLD LAND.(e.g.Pastoral) :-

1..The CROWN- has PARAMOUNT (Superior Rights) and DOMINANT POWERS as the OWNER of the LAND;and under the COMMON LAW can USE,SELL, CONTROL,or LEASE the land to Others;

2..ABORIGINALS-RECOGNISED under Australian HIGH COURT Rulings:___

A/ "MABO"- rebutting the Fiction of "TERRA NULLIUS", that TRADITIONAL ABORIGINAL /ISLANDERS/OWNERS have "NATIVE TITLE RIGHTS to their LAND."

B/ "WIK"- Indigenous Aboriginal Australians who can prove they have maintained a CONTINUITY of CONNECTION ,whether Physical,Culturral or SPIRITUAL are entitled to enjoy "CO-EXISTENCE RIGHTS" to the LAND with the OCCUPIER of the Land.

3..LESSEE - is a Person (or Group) to whom a LEASE is GRANTED.

(A LEASE is a CONDITIONAL CONVEYANCE of LAND from the OWNER (e.g.The CROWN, NATIVE PEOPLE/LESSOR) to a LESSEE-in the FORM of a WRITTEN TRANSFER CONTRACT called "A LEASE", and subject to its mutually agreed TERMS and CONDITIONS therein.
A LEASE confers "INFERIOR RIGHTS"to a LESSEE.

The LESSOR/OWNER of LAND,makes a LOAN of their LAND;subject to all the WRITTEN AGREED CONDITIONS for its USE-including specific DEFAULT PENALTIES.

After each of the Parties have SIGNED the LEASE TRANSFER, and the INITIAL required PAYMENT has been made-thereafter- the person called LESSEE/TENANT/OCCUPIER is entitled to TAKE POSSESSION and OCCUPY the LAND-to USE such LAND strictly in accordance with the SPECIFIC CONDITIONS of the LEASE/RENTAL; making all PAYMENTS when due,for the SPECIFIC TERM. At the TERMINATION of the LEASE-VACATE and GIVE up the LAND PEACEFULLY,in good order& repair.

Lessor/Owner/ Landlord RETAINS ALL THE PARAMOUNT SUPERIOR RIGHTS to their LAND including a RIGHT to reasonably INSPECT; also to TERMINATE the LEEASE and RESUME POSSESSION and OCCUPATION upon the DEFAULT of the LESSEE/TENANT. But a LESSOR is LIABLE to PAY REASONABLE COMPENSATION for DISADAVANTAGE or DISAFFECTION which is caused by the LESSOR/OWNER/LANDLORD.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

The CROWN retains the PARAMOUNT/SUPERIOR RIGHTS over ALL LAND IN AUSTRALIA regardless of its Status -(FREEHOLD, GRANT - LEASEHOLD-State or COUNCIL OWNED and MAY RESUME such LAND for COMMONWEALTH PURPOSES,and RECOGNISE RIGHTS for such as NATIVE CO-EXISTENCE use;including e.g. MINING or PASTORAL activity,AGCESS for WATER, POWER,SERVICES,etc etc. and the CROWN may be LIABLE to PAY REASONABLE COMPENSATION for DISAFECTION.

The HIGH COURT also recognised NATIVE TITLE CO-EXISTENCE RIGHT to PASTORAL LAND but permitted PASTORALISTS to perform their NORMAL/usual PASTORAL activities as a PRIORITY use over a NATIVE CLAIMANT. and not be IMPEDED.

It appears that Federal and STATE Governments have no real need now to DENY- "ABORIGINALS their NATIVE LAND TITLE RIGHTS".

Instead, it would make good sense if EACH level of Government combined as to act as FASCILITATORS to bring about NEGOTIATED FAIR AGREEMENT (ENFORCEABLE

(Roles The CROWN-ABORIGINALS-LESSEE.)

OBSERVATIONS by John WAKELY -
Retired Real Estate Agent (R.E.; R.S.I.; Bldg. Const. R.E.I.Q. -20 years)
Brisbane Q.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

The CROWN retains the PARAMOUNT/SUPERIOR RIGHTS over ALL LAND in AUSTRALIA regardless of its Status-(FREEHOLD, GRANT, LEASEHOLD-State or Council OWNED) and the CROWN MAY RESUME such LAND for COMMONWEALTH PURPOSES; also RECOGNISE RIGHTS for such as NATIVE CO-EXISTENCE USE;- including for MINING or PASTORAL activity; ACCESS for WATER, POWER, SERVICES, etc; and The CROWN may be LIABLE to PAY REASONABLE COMPENSATION for DISAFFECTION .

The HIGH COURT also recognised NATIVE TITLE CO EXISTENCE RIGHTS to PASTORAL LAND; but permitted PASTORALISTS have a PRIORITY RIGHT to PERFORM their NORMAL/USUAL PASTORAL ACTIVITIES -UNIMPEDED by any NATIVE TITLE LAND RIGHTS CLAIMANT.

In 1997-in AUSTRALIA-because it can be maintained:-
that all LAND VESTED in The CROWN-
Is the NATIONAL ASSET of ALL AUSTRALIANS;
and OUR GOVERNMENTS and PUBLIC SERVANTS have a DUTY and RESPONSIBILITY to ADMINISTER all such LAND in the NATIONAL PUBLIC INTEREST.

FREEHOLDING of PASTORAL LEASES in order to DEFEAT-"WIK-NATIVE CLAIMS"
therefore, really would DEPRIVE the MAJORITY of AUSTRALIANS-(present and future) of THEIR JOINT NATIONAL ASSETS-only in order that a FEW LESSEES WOULD BE ENRICHED.
(It should be noted that many are ABSENTEE-NON-AUSTRALIAN LESSEES)

- The NATIONAL ASSET LOSSES would include:-
- 1/"BUCKET LOADS"-Millions \$ of COMPENSATION to ABORIGINALS, and would become PAYABLE by the MAJORITY of OTHER AUSTRALIANS;
 - 2/ LOSS of CONTROL OVER THE FREEHOLDED LAND would mean:-
REMOVAL of PROTECTION to prevent DEVASTATION and DESTRUCTION of the PRECIOUS RESOURCES-e.g. Timber, Minerals, , Soil, Habitat, Heritage, Natural Aesthetic Values, etc.
POLLUTION of WATER, AIR and SOIL and LAND SUSTAINABILITY;
Less INSPECTION MONITORING to ensue PROPER LAND USE, prevent ABUSES;
NEEDS of CLOSER SETTLEMENT, Co-ordinated LONG TERM LAND USE PLANNING would be DETRIMENTALLY AFFECTED; MASSIVE REVENUE, ROYALTIES LOST, et from USE of LAND-e.g. Pastoral, Mining, Timber, etc. Animals, Flora, Water.

Finally, it appears that Federal and STATE GOVERNMENTS have NO REAL NEED now to DENY-"ABORIGINALS THEIR NATIVE TITLE RIGHTS".

Instead, it would make good sense if EACH LEVEL of GOVERNMENT would ACT AS FACILITATORS to assist BOTH:- Landholder/LESSEE and ABORIGINAL CLAIMANTS to reach mutually satisfactory (and ENFORCEABLE) NEGOTIATED AGREEMENTS.

For there seems probable that only about 13 ABORIGINAL CLANS/or TRIBAL GROUP are likely to be successful with their ABILITY to PROVE "NATIVE TRADITIONAL CONTINUITY CONNECTION with LAND CLAIMED".

In most instances, such successful LAND CLAIM would apply to mainly REMOTE ARE LARGE SIZE PASTORAL LAND, often adjoining an existing ABORIGINAL NATIVE RESERVE (Some now known as D.O.G. Local Government Area)

So "CO EXISTENCE" could be fairly arranged because such JOINT USE ABORIGINAL/LESSEE would permit the PRACTICE of NATIVE CULTURAL ACTS whilst NOT IMPEDING the USUAL FUNCTIONS of a PASTORALIST.

John WAKELY-

Q. - 14th. December 1998-PROPOSAL:-

ALL AUSTRALIANS must come together-to bring about an ACCEPTABLE INSTRUMENT / DOCUMENT which could be called,e.g.:-

"NATIVE INDIGENOUS PEOPLES' RECOGNITION-and RECONCILIATION ACCORD with ALL AUSTRALIANS."

Accordingly:-

Every person in Australia, whether born here,now and in the future,including every Migrant, Visitor and Tourist-MUST LEARN and NEEDS TO RECOGNISE:-

"That AUSTRALIA'S NATIVE INDIGENOUS PEOPLE-who are ABORIGINALS or TORRES STRAIT ISLANDERS,including their DESCENDANTS; are RIGHTFULLY RECOGNISED for being- the UNIQUELY FIRST NATIONAL PEOPLE GROUP of ORIGINAL AUSTRALIANS!"

They are UNIQUELY SPECIAL ,because of their Actual, Cultural and Spiritual Attachments to this-THEIR AUSTRALIAN LAND.

And, since 1788, the arrival of Captain COOK,followed by the forceful BRITISH COLONISATION of AUSTRALIA-that DEVASTATEDLY RESULTED in the NATIVE INDIGENOUS AUSTRALIANS actually being--DISPERSED; DISPOSSED of their Land;DISPOSSED of their Family Culture; (Denied their Family Connections, Language,Story, Song, Music, Dance, Art, Beliefs,etc) DISPOSSED of their SPIRITUALITY;and CONTINUED LOSSES-Pride,Health, Education, Work,etc.

Too many were MURDERED,Physically Assaulted,led into DISEASE-e.g. S.T.D.; Smoking; and ALCOHOL,etc;and RAPED.

RAPE led to the growth of increasing HALF CASTE, and "CASTE ASIDE PEOPLE".

For at first, HALF CASTES were REJECTED by the Traditional TRIBE;and secondly-this continues,mainly, NON-FULL BLOODS are REJECTED by many RACIST PEOPLE in Australia.

Of this Group-many HALF CASTES have become known as the "STOLEN GENERATION of CHILDREN"

For Public Officials took the Children from their Aboriginal Native Parent;and put the Children into many Institutions,Public and Church Run;and some were put into POSTER Homes;or ADOPTED with or by WHITE PEOPLE. These CHILDREN were amongst the most CRUELLY DISPOSSED PEOPLE. Some large TRIBAL GROUPS were also taken from their TRADITIONAL NATIVE TITLE LAND,and moved into RESERVES.Some from the Mainland onto REMOTE ISLANDS. Thus losing CONTINUITY OF CONNECTION with THEIR NATIVE LAND.So since the passing in 1998 of the Howard Government's 10 Point Amendment to the NATIVE TITLE LAND BILL- such ABORIGINALS are DENIED PROOF OF CONTINUOUS OCCUPATION;and LOSE THEIR NATIVE TITLE!

Obviously, "AUSTRALIA'S NATIVE INDIGENOUS PEOPLE DESERVE RECOGNITION-NOW!"

Not less than that,every person presently in Australia,also those are born here in future including those who come to Australia as a Migrant, Visitor or Tourist-must be informed so as to LEARN to RECOGNISE THESE TRUTHS. So they will be enabled to ACCEPT the PRECIOUS UNIQUENESS of THIS SPECIAL GROUP,which are "OUR ORIGINAL NATIVE INDIGENOUS AUSTRALIANS-including their Descendants." Then,with PRIDE and JUSTICE ensure that "CATCH-UP" for them will be an AUTOMATIC and CONTINUING SACRIFICE from ALL OTHERS OF US AUSTRALIANS WHO HAVE BENEFITTED; and CONTINUE TO BE THE BENEFICIARIES;from the many INTOLERABLE ACTIONS of DISPOSSESSION and DESTRUCTION which has DEVASTATED THE ORIGINAL NATIVE INDIGENOUS AUSTRALIANS,and their DESCENDANTS. It was these ORIGINAL AUSTRALIANS who for more than 40,000 years- LIVED, LOVED, CARED FOR,AND SHARED THIS LAND TOGETHER;and were PROUDLY the ORIGINAL NATIVE INDIGENOUS AUSTRALIANS.

RECONCILIATION will only follow GENUINE NATIONAL RECOGNITION!

1st.,of Australia's UNIQUELY NATIVE INDIGENOUS AUSTRALIANS,including DESCENDANTS;

2and.,followed by a NATIONAL APOLOGY to THEM. Which EMPHATICALLY and REGRETFULLY says and means:- "WE ARE TRULY SORRY-for the HARM DONE to our KOORI BROTHERS and SISTERS and WE ADMIT-FROM THEM, WE HAVE INHERITED MANY WODERFUL BENEFITS."

3rdly.,so it is-WE NOW UNDERTAKE-THAT ALL AUSTRALIANS,present and future, SHALL REDRESS THESE WRONGS;by acting to TAKE WHATEVER MEASURES that are NECESSARY TO SATISFY THOSE WHO HAVE BEEN HARMED. So they "CATCH-UP" and PROGRESS to overcome their INTOLERABLE DISPOSSESSIONS;so that ULTIMATELY THEIR KOORI PRIDE IS RESTORED.

Finally, together- ALL AUSTRALIANS-KOORI and NON-KOORI AUSTRALIAN CAN AGREE WITH OUR ONE ACCORD:- "WE ARE ALL EQUALLY PROUD and RECONCILED TO BE "AUSTRALIANS."

John Wakely (201)

The Secretary-Mr. Christopher Fogarty
STANDING COMMITTEE on CONSTITUTIONAL and LEGAL AFFAIRS,
The SENATE PARLIAMENT HOUSE, CANBERRA A.C.T. 2600

John WAKELY (T.P.)

Dear Sir,

30.10.1981

Re.- Inquiry into.. "TREATY for ABORIGINES."

On the 24th. September 1981 at 3 P.M. there was a PUBLIC MEETING in the TOWNSVILLE CITY COUNCIL ADMINISTRATION CENTRE to discuss the need for a TREATY or MAKARRATTA for ABORIGINES.

I attended the meeting. There was for Townsville a very good attendance..more than two hundred persons..BLACK and WHITE Australians were present. They showed keen interest, and actively participated; to Listen, Express Views, Ask Questions, or to make Suggestions. Guest Speaker was BILL BIRD, Executive Member of the National Aboriginal Conference; supported by Mrs. JUDITH WRIGHT - Poet/Author of Cairns; also MICK MILLER, Aboriginal North Queensland Leader from Cairns.

The Meeting was very orderly and Constructive; and had been organised by the TOWNSVILLE ONE WORLD WEEK COMMITTEE-headed by Peter Hanly. The following is from Notes I took at the time.

BILL BIRD said : " THE ABORIGINES WERE A PEACEFUL RACE OF PEOPLE WHO WERE CONQUERED BY THE INVADING BRITISH WHO HAD FORCEABLY TAKEN THE LAND; and THE ABORIGINES RIGHTS TO THE LAND." Also :- " In the 1967 REFERENDUM, THE AUSTRALIAN PEOPLE TOLD THEIR GOVERNMENT, "WE WANT THE ABORIGINES TO BE TREATED BETTER, FAIRLY."

MICK MILLER spoke much more forcefully about the ILL TREATMENT OF HIS RACE-he said: "WE FEAR WE WILL LOSE OUR ABORIGINAL RESERVES and TRIBAL LAND. THERE MUST BE RETROSPECTIVE PROTECTION. So that NO MISSIONS or TRIBAL LANDS ARE TO CHANGE HANDS after the 1st. JANUARY 1981. (Queensland Government is doing many bad things to Aborigines.) ANY TRANSFERS SHOULD REVERT BACK TO ABORIGINALS TO PRESERVE ALL THE RIGHTS TO SUCH LAND FOR THE ABORIGINALS IN PERPETUITY."

JUDITH WRIGHT said :- " ABORIGINES KNOW WHAT THEY WANT. IT IS UP TO US AUSTRALIANS (WRITERS) TO LISTEN TO THEM; SO WE CAN BRING ABOUT A TREATY BASED ON EQUALITY."

During the Open Session, I (John WAKELY) rose to say :-

" I AM A REAL ESTATE AGENT. (also a Member of the TOWNSVILLE WELFARE COUNCIL). In regard to the problem that ABORIGINES and ISLANDERS are having over THEIR RIGHTS which has been expressed at this meeting, and elsewhere recently, especially for LAND RIGHTS, AGREEMENTS, TREATY or MAKARRATTA.

John WAKELY told them: That they might like to consider "THE LAW OF CONTRACT as it relates to the SALE OF LAND. (There is in it a LEGAL TECHNICALITY, supported by the Courts in regard to a Contract supposedly made WITH or FOR A MINOR, intending to BIND a MINOR -WHILST THEY ARE A MINOR; then there is a provision:- "MINORS CAN REPUDIATE ANY SUCH CONTRACT WHEN THEY BECOME OF AGE."

I (John WAKELY) say:- That ABORIGINES WOULD BE JUSTIFIED TO USE IT AS A PROPER TACTIC. Therefore, using the WHITE MAN'S LAW OF CONTRACT, ABORIGINES could argue that :- " WHEN THE WHITE MAN CAME, THE BRITISH COLONISTS TOOK THEIR (ABORIGINES) LANDS BY FORCE, and or EVEN IF THEY HAD ARRANGED A LAND TRANSFER, e.g. BATMAN FAWKNER'S ... MELBOURNE PURCHASE : "This is the place for a Village."

the ABORIGINES can say that "THE WHITE NEGOTIATORS at the time TOOK UNFAIR ADVANTAGE of the ABORIGINES (MINORS by WHITE MAN'S BRITISH STANDARD of EDUCATION,)"

The 1967 REFERENDUM requires that the ABORIGINES MUST BE TREATED AS EQUALS, AS AUSTRALIAN CITIZENS.

Therefore, I (John WAKELY) LIKEN THAT (Referendum Requirement) TO THE AUSTRALIAN ABORIGINES AS NOW COMING OF AGE. In other words:- ABORIGINES ARE NO LONGER A MINOR from the EDUCATIONAL POINT OF VIEW.

Accordingly :- " THE ABORIGINES NOW WISH TO " REPUDIATE THOSE EARLIER BRITISH CONTRACTS WHICH WERE OBVIOUSLY UNFAIR; and HAD DENIGRATED ABORIGINES AS CITIZENS OF AUSTRALIA ever since."

To very WIDE APPLAUSE, John WAKELY then put forward this Suggestion to SUPPORT the TREATY CONCEPT:-

" The BI-CENTENNIAL CELEBRATIONS, SHOULD BE THE MOMENT IN AUSTRALIAN HISTORY when WHITE AUSTRALIANS should ADMIT OUR PAST MISTAKES, UNFAIRNESS (EXPLOITATION) and WE COULD SAY:-

"OUR ABORIGINES ARE AUSTRALIANS WITH SPECIAL RIGHTS. THE RIGHT TO BELONG, the RIGHT TO OWN THEIR LAND, the RIGHT TO SHARE WITH US, the RIGHT FOR US TO SHARE WITH THEM, for "THE ABORIGINAL IS NOW AN EQUAL, CAPABLE OF JOINING WITH US TO WRITE A TREATY, WHICH WILL HELP US GROW TOGETHER IN FUTURE WITH MUTUAL RESPECT, MUTUAL CARE, and ALL OF US, FROM THEN AFTER, "PROUD TO SAY :- WE, ARE ALL AUSTRALIANS."

(The WAKELY SUGGESTION was then PASSED UNANIMOUSLY AS A MOTION)

If any one wishes to contact me, my phone is 41111111 at Work.
Copy sent to Charles PERKINS, Prime Minister Bob HAWKE, and Bob WEATHERALL of Foundation for Aboriginal and Islander Research Action.



ABORIGINAL DEVELOPMENT COMMISSION

at Townsville ARTS CENTRE
6th January 1981 at 8 P.M.

Notes by John WAKELY

Member of Townsville Welfare Council,

NEWSPAPER PUBLICITY which invited the Public of Townsville to attend indicated that CHARLES PERKINS, Australian Government Servant, EXECUTIVE OFFICER of the Commission as Australia's best known ABORIGINAL ACTIVIST was to be the GUEST SPEAKER. Alas Mr. PERKINS was UNABLE to be present because he had to quickly return to his CANBERRA office following a NATION WIDE OUTBURST OF PUBLICITY which followed various STATEMENTS made by Charles PERKINS about the LITHURAN CHURCH EXPLOITATION of the ABORIGINE, and also that the Australian UNION MOVEMENT HAS NOT REALLY GIVEN VERY MUCH HELP TO THE ABORIGINES IN THEIR STRUGGLE for EQUALITY and a BETTER DEAL in AUSTRALIA.

Most persons present were ABORIGINES or TORRES STRAIT ISLANDERS who were attending a week long series of Seminars at the Townsville College of Advanced Education where they were in RESIDENCE, the series was an ANNUAL EVENT under the Auspices of the CATHOLIC CHURCH, BISHOP FAULKNER was in the audience, and he also was in residence with those at the College. They had travelled to the Meeting together in 2 Buses. Total in attendance would be under 30 persons, very few were WHITE, possibly John WAKELY was the only White Non Catholic there.

Guest Speaker became :- Mr. Blake (White, A.D.C. Chairman of the ENTERPRISE SECTION Manager for LAND and ENTERPRISES.

OTHERS ON THE STAGE at the main table were :- All ABORIGINES..

Mrs. Eva GELA (a Queensland Member of the 10 AUSTRALIAN COMMISSIONERS on A.D.C. BOARD.)

Mr. NUNN, Staff Member of Dept. ABORIGINAL AFFAIRS, Townsville Office.

Mrs. Evelyn SCOTT (Manageress of ABORIGINAL HOSTELS in FAR NORTH QUEENSLAND.)

and another Aboriginal who acted as Master of Ceremonies, he introduced Speakers e.t.c.

Mr. BLAKE outlined for those present what the ABORIGINAL DEVELOPMENT COMMISSION is set up to perform under its CHARTER from the AUSTRALIAN FEDERAL GOVERNMENT. CHARLES PERKINS is the Appointed DIRECTOR of the COMMISSION. there are a total of 10 COMMISSIONERS from the STATES, 2 are from Queensland. The COMMISSION was set up about 6 months ago, as a STATUTORY AUTONOMOUS BODY with its DUTIES to TAKEOVER THE ABORIGINAL LOANS COMMISSION (Mr. BLAKE was its MANAGER for 5 YRS.) and the LAND FUND COMMISSION.

SET UP a ENTERPRISE ACTIVITY for ABORIGINES & ISLANDERS on a GRANT BASIS, eventually from JULY 1981 the A.D.C. will also ADMINISTER THE HOUSING ASSOCIATION GRANT. (Housing is a very difficult area, but we will play a PATIENT GAME.)

PETER BAUME is the Federal MINISTER in CHARGE of ABORIGINAL AFFAIRS.

The A.D.C. members are WORKING CLOSELY TOGETHER.

We have MORE FLEXIBILITY and ALL COMMISSIONERS ARE ABORIGINES or ISLANDERS, who are very keen to FURTHER ECONOMIC and SOCIAL WELFARE of all Aborigines and Islanders. (We recognise DIPOSESSION and DISPERSAL is a MAJOR CONCERN.)

\$10,000,000 has been put into a SPECIAL CAPITAL ACCOUNT, and it is intended by the Federal Government that the A.D.C. will use the INTEREST from the CAPITAL to FINANCE the A.D.C. as an ONGOING PROGRAM, naturally when this CAPITAL FUND will be ADDED TO ANNUALLY BY THE GOVERNMENT to assist the A.D.C. with its AIMS.

There is a DRAGNET CLAUSE in the Charter which gives MRS SCOTT. There is also a GENERAL FUND for the DAY TO DAY running of the COMMISSION and that will be administered by the COMMISSIONERS.

The COMMISSION will ASSIST ABORIGINES and ISLANDERS in the following ways :- ACQUIRE LAND, BUSINESS ENTERPRISES, TRAINING, HOUSING AND PERSONAL NEEDS, ADMINISTER THE VARIOUS ACCOUNTS, GIVE ADVICE TO THE FEDERAL MINISTER, plus the CATCHALL DIRECTIVE :- SUCH OTHER FUNCTIONS AS THE MINISTER DETERMINES, AS GIVEN IN WRITING and WHICH IS GIVEN BY THE MINISTER TO THE ABORIGINAL DEVELOPMENT COMMISSION.

The A.D.C. meets every 4 to 6 WEEKS AROUND AUSTRALIA, THEY MAKE THE DECISIONS, and EVERY APPLICATION is DECIDED FINALLY ONLY BY THE COMMISSION.

There was quite a lot of Questions directed at Mrs. Eva GELA, MAINLY ABOUT HOUSING, obviously the OLDER PENSIONERS were very ANNOYED THAT THEY DON'T SEEM TO BE ABLE TO BUY A HOME FOR THEMSELVES. They were repeatedly told the COMMISSION IS VERY CONCERNED, NOT EASY, IS TRYING TO SOLVE.

HOMELESS PERSONS also had their plight raised, HOSTELS URGENTLY NEEDED. Mrs. SCOTT TOLD WHAT THEY ARE DOING, NEED MORE, but back now providing some BASIC SIMPLER HOSTEL TYPE, and hope to build at CANNOCWEAL, JIRANDANGIR, CAIRNS, etc. Mrs GELA said she will keep putting pressure on CANBERRA, knows how they feel.

Some of the Audience was getting IMPATIENT also seem to be attacking Mrs. GELA personally finally she said...

THE SHOULD NEVER FORGET THE ABORIGINAL CODE :- NO BATTERNESS, NO JEALOUSY, NO HATREDE, NO GREED.... We must SHARE and HELP EACH OTHER.

John Wakely

Submission by John WAKELY (J.P.) R.S.I. (London) Member R.E.I.Q.

Townsville, N.Q.

for the AUSTRALIAN GOVERNMENT ..Director of ABORIGINE AFFAIRS in North Australia.

Director..Mr. Reg. WORTHY,

The following suggestions and observations are made after much thought, plus discussions with many other persons over a period of time..the AIM is that DISADVANTAGED PERSONS will be helped with Housing..also that in so doing..the Community as a whole will be uplifted.

DISADVANTAGED PERSONS are here defined as..ABORIGINES..ISLANDERS and other DISADVANTAGED PERSONS. TORRES STRAIT..THURSDAY ISLANDERS..SOME MIGRANTS..MENTALLY or PHYSICALLY HANDICAPPED PERSONS etc.

PREVENTING ANTAGONISM against ABORIGINES..ISLANDERS and other DISADVANTAGED PERSONS etc.

There is now a very great DANGER that large numbers of AUSTRALIANS in the Community will BECOME VERY ANTAGONISTIC AGAINST ABORIGINES..ISLANDERS and other DISADVANTAGED PERSONS because of GOVERNMENT HOUSING BEING PROVIDED for these persons without giving some FAIR..REASONABLE ... SAFEGUARDS to the EXISTING NEIGHBOURS.

OBSERVATION :- AUSTRALIANS (especially WHITE PERSONS) are usually very house proud.. and most persons are PREJUDICED against COLORED then OVERSEAS persons.. also MOST AUSTRALIANS ARE FAIRMINDED..as was proved in the REFERENDUM result which gave the AUSTRALIAN GOVERNMENT a MANDATE to improve the QUALITY OF LIFE for ALL ABORIGINES and ISLANDERS..but that does not mean AT THIS STAGE that most AUSTRALIANS want to live next door or to be surrounded by ABORIGINES and other DISADVANTAGED PERSONS..or have to compete with them for WORK.. (Note :- WEST INDIES WORKER TROUBLES in GREAT BRITAIN..NEGROES in the U.S.A.)..Acceptance of OTHER PEOPLE or PERSONS COMES GRADUALLY..firstly by not being threatened by others, or seeming to be threatened by them..threats can be actual or supposed..most likely EFFECT to become OBVIOUS IS THE LOWERING OF THE EXISTING STANDARDS of the WHITE SOCIETY.

ACCEPTED STANDARDS includes :- LIVING and WORKING in the SAME WAY.. HOMES should not be OVERCROWDED..HOMES should be CARED FOR.. PAINTED..REPAIRED..GARDENS and NATURE STRIPS neat and TIDY..RUBBISH REMOVED promptly..PARTIES not be such that they disturb neighbours.. ANIMALS should be not too many and controlled to prevent NUISANCE..etc.

AT WORK :- Each person pulling his weight fairly.. NOT LOAFING or appearing to be LOAFERS.. Not taking the JOBS of other persons.. not LOWERING STANDARD of WORK DONE.. Not CRAWLING to SUPERIORS..Not allowing BOSSES to stand over Workers.. STANDING UP for the RIGHTS of WORKERS for a FAIR DEAL.. BELONG ING TO the UNION.. or PEER GROUP..HELPING OTHERS..BEING FRIENDLY..etc.

ABORIGINES and other disadvantaged PERSONS upto this stage (with only a tiny number excepted) are mostly not ready to live in the usual accepted ways of most other Australians (white).. MAINLY because in the past the ABORIGINE and ISLANDERS was completely DISADVANTAGED.. :-

he never lived in proper Housing or had a regular Job..he was inadequately paid too..plus they had never been trained to live or to work as do the majority of other WHITE AUSTRALIANS in the usual accepted AUSTRALIAN COMMUNITY way. THEREFORE :- IT IS POLLY ..I MAINTAIN..TO PUT THESE DISADVANTAGED PERSONS STRAIGHT INTO THE MIDDLE RANCE of the HOUSING COMMUNITY or any higher standard.. UNTILL THEY HAVE FIRST LEARNT BY LIVING in the lower level of Housing.. I am not advocating LIVING IN HUMPIES..SHACKS or SLUMS in the BACK of BEYOND, although I am sure many more PRIMITIVE ABORIGINES should in fact MOVE UP through that area of Housing..but I AM SUGGESTING STRONGLY :- THAT THE PROCESS SHOULD BE A GRADUAL STEPPING UP WITH LOTS of ENCOURAGEMENT to EASE THE ENTRY INTO THE USUAL AUSTRALIAN COMMUNITY.

Example :- If our present Housing in TOWNVILLE was graded in the following way :- LUXURY HOMES..ABOVE \$35,000.. MIDDLE RANGE above \$25,000 ..BELOW AVERAGE above \$18,000 INFERIOR HOMES \$18,000 to \$15,000, anything below that range is usually a SLUM which should in fact be demolished or not be permitted to be used to house ANY PERSONS. (BLACK and WHITE.)

The last two categories (not being a Slum) should be the STARTING POINT for Training to LIVE the proper ACCEPTED AUSTRALIAN WAY in the Community, and this TRAINING should include not only ABORIGINES and ISLANDERS but ALSO DISADVANTAGED PERSONS especially IRRESPONSIBLE WHITES or INTELLECTUALLY HANDICAPPED or DEFICIENT PERSONS..as I maintain.. THE GOVERNMENT COULD and SHOULD BE VERY ACTIVE NOT ONLY IN HOUSING THE DISADVANTAGED ..BUT THE GOVERNMENT SHOULD (MUST) ALSO MAINTAIN and IMPROVE THE HOUSING MADE AVAILABLE plus HAVE A ROVING TEAM of PROPERLY TRAINED PERSONS TO TRAIN THE DISADVANTAGED PERSONS (ABORIGINES/ISLANDERS etc) HOW TO LIVE ACCEPTABLY IN THE HOUSING SO THAT EACH PERSON WILL FEEL THAT THEY ARE LIVING ACTUALLY IN THEIR OWN HOME and THAT NEIGHBOURS WON'T REASONABLY TREAT THEM AS UNWELCOME or IN A LESS FRIENDLY WAY..thus HARMONY WILL BE ENCOURAGED TO BENEFIT EACH PERSON IN THE COMMUNITY.

continued P.2/

Submission by John WAKELY.. (J.P.) R.S.I. London, Member of R.E.I.Q. TOWNSVILLE, N.Q.
for the AUSTRALIAN GOVERNMENT . Director of ABORIGINE AFFAIRS in North Australia.

Director Mr. Reg WORTHY,

The Government Housing Programs would be made much easier if the Federal..State and Local Governments ALL CO OPERATED so that all housing Standards were of an Equally Healthful Good Standard ..and THIS is were the STATE HOUSING COMMISSIONS should be forced to carry out..

- 4 MAIN ROLES as a matter of LEGISLATED PRIORITY , namely to HOUSE PERSONS WHO ARE DEPRIVED :-
- (1) HOUSE PERSONS WHO HAVE INADEQUATE INCOMES.
 - (2) HOUSE DISADVANTAGED PERSONS in special categories such as..ABORIGINES..ISLANDERS..SLUM DWELLERS..CERTAIN MIGRANTS..MEDICALLY or MENTALLY DEFICIENT PERSONS etc.
 - (3) ELIMINATE SLUMS (substandard buildings being used for Housing anyone) as DECLARED BY A GOVERNMENT DEPARTMENT especially LOCAL GOVERNMENT and TO REHOUSE THE INMATES IF NECESSARY.
 - (4) ASSIST DEPRIVED PERSONS when NORMAL DEPOSITS usually prevent such persons from buying a HOME of their own choice through the usual free enterprise system.
 - (5) finally ALL OTHER CLASSES OF PERSONS WHO ARE NOT CLASSIFIED AS DEPRIVED or DISADVANTAGED should be required to obtain their own Housing solutions.

AS AN INTERIM MEASURE the Governments should also ENCOURAGE THE PROVISION OF LARGE AMOUNTS of RENTAL ACCOMMODATION to be provided by LANDLORDS WHO MUST BE GUARANTEED BY THE GOVERNMENT that the Tenant will be held to act responsibly otherwise the Government will take remedies against the DEFAULTING TENANT instead of forcing Landlords to suffer un necessary Losses.

A GOVERNMENT GUARANTEE SYSTEM WOULD NOT ONLY ENCOURAGE LANDLORDS TO PROVIDE HOUSING AS NEEDED but IT WOULD ALSO BE ANTI INFLATIONARY. .IN THAT CHEAPER RENT WOULD BECOME AVAILABLE MORE

READILY WHEN LANDLORDS COULD BE ASSURED OF A REASONABLE SAFE PROFIT WITHOUT LOSS TO TENANTS too.

IMPORTANT OBSERVATION and SUGGESTION :-

THE AUSTRALIAN COMMUNITY as a whole SHOULD HAVE A CLEAR GOVERNMENT GUARANTEE. .BACKED UP BY WRITTEN LEGISLATION to SAFEGUARD ALL THE EXISTING NEIGHBOURS so that the NEW GOVERNMENT POLICIES ON HOUSING DEPRIVED or DISADVANTAGED PERSONS (ABORIGINE..ISLANDERS..MIGRANTS..etc) WILL NOT IN TURN CREATE OTHER PROBLEMS such as DISHARMONY..RACIAL DISCORD..BIGOTRY..CLASS HATRED IN THE COMMUNITY..all of these problems and many others could be brought on by various Government Departments who through LACK OF REAL CONSIDERATION for EXISTING NEIGHBOURS..would DESTROY THE USUAL EXPECTED STANDARD LIFESTYLE OF THESE PERSONS when they make it POSSIBLE FOR UNACCEPTABLE NEW NEIGHBOURS TO MOVE IN because the Government would not also at the same time FAIRLY..REASONABLY and PROPERLY CONSIDER THE RIGHTS OF THE EXISTING PROPERTY OWNERS and the EXISTING RESIDENTS.

THE AIM OF EVERY GOVERNMENT HOUSING PROGRAM SHOULD and MUST BE TO UPLIFT

THE WHOLE AUSTRALIAN COMMUNITY and this must never be done by dragging down

the existing living standards..or by creating INCOMPATIBLE NEIGHBOURHOOD RELATIONS.

USING FIGURES from the 1971 Commonwealth CENSUS :-

There appears to be 106,290 ABORIGINES and 7,508 THURSDAY ISLANDERS now in AUSTRALIA.. that means we need about at least 10,000 HOMES FOR URBAN LIVING JUST FOR ABORIGINES.

Townsville statistical district has 855 ABORIGINES..if the average family group = 6 persons then we need say about 150 HOMES for the ABORIGINES. If each house costs on average \$20,000 then \$3,000,000 is required to solve ONLY THE TOWNSVILLE ABORIGINE HOUSING PROBLEM.. but..DURING THE LAST 2 YEARS it seems THAT ONLY \$4,000,000 WERE SPENT IN AUSTRALIA and only say 20 houses rising upto \$25,000 each were provided in the Townsville area..

AT THE PRESENT RATE IT WILL TAKE NEARLY 15 YEARS AT INCREASING COST TO HOUSE ALL ABORIGINES IN TOWNSVILLE ALONE..in the intervening years..MANY MANY PROBLEMS WILL BE CREATED..

I therefore propose that AN ENCOURAGED RENTAL PROGRAM WILL WORK DURING THE INTERIM.

FINANCE COULD BE SAVED to go further..by buying a range of CHEAPER HOUSES which do need to be REPAIRED and or IMPROVED to suit ABORIGINE and other DIASADVANTAGED PERSONS.. MORE HOMES WOULD THEN BE AVAILABLE.. and THE REPAIR AND IMPROVEMENT WORK SHOULD BE PERFORMED BY THE ABORIGINES(and others) UNDER VERY COMPETENT TRADESMEN TUTORS..so that the ABORIGINES CAN GAIN THE SKILLS TO BUILD and /or REPAIR or IMPROVE THEIR OWN HOMES..THIS WOULD BE A PERPETUAL GAIN..also as homes are REPAIRED etc..and the ENVIRONMENT BROUGHT UP TO STANDARD THE OWNERS and THEIR ABORIGINE WORKMEN WOULD JUSTLY BECOME VERY PROUD OF THEIR ACHIEVEMENT whilst NEIGHBOURS WOULD BELIEVE ABORIGINES DO BECOME GOOD NEIGHBOURS and FRIENDS.

(At present ABORIGINES ARE NOT ABLE TO FIND THE WORK IN SUBURBIA THAT SUITS THEM.. HOUSE BUILDING..REPAIRS..ADDITIONS..GARDENS and or LANDSCAPING could be the ANSWER.) This is a PROGRAM BY and FOR THE ABORIGINE and or DISADVANTAGED PERSON own Benefit.

Re. HOUSING of ABORIGINES..and the DISADVANTAGED.

John WAKELY..a local Real Estate Agent..Member of the Townsville Welfare Council etc..

P.O. BOX 152 TOWNSVILLE

went by INVITATION to the " ABORIGINAL HOSTEL ..Ross River Road..AITKENVALE"
and which is conducted by the Queensland State Government Department of Aboriginal Affairs
to join in a DISCUSSION with the EXECUTIVE STAFF. ..on the 12th November 1979.

Those present were :- Manager Peter LATHAM. Assistant Manager Les GINN.
Supervisor Wally STEPHEN.
Aborigine Social Workers..
Christine (Daughter of the Abo. Chairman)
Glenda (Born Tevie. lived Garbutt)
Lloyd. (from Kyamma.)

John WAKELY read the submission he had given to Reg WORTHY..Director of ABORIGINE AFFAIRS
COMMONWEALTH GOVERNMENT for North Australia in April 1975.

John WAKELY told those at the meeting that the IDEA was mainly to IMPROVE HOUSING for
the DISADVANTAGED PERSONS..especially Aborigine and Islanders.
BUY CHEAPER HOUSES with the small amount provided..
COULD DOUBLE THE NUMBER OF HOUSES to house more people more quickly.

Then to IMPROVE THE DIGNITY OF ABORIGINE and ISLANDERS..WHITE TRADESMEN COULD BE HIRED
TO GUIDE THE ABORIGINES TO REPAIR AND RENOVATE HOUSES TO A HIGHER STANDARD..especially
as A MEANS OF GETTING ABORIGINE and ISLANDERS EMPLOYED.

John WAKELY suggested to the Aborigines present to CHECK THE FIGURES OF LOCAL HOUSES
PURCHASED..LOTS MORE NEEDED..MONEY SPENT..MONEY FLOWING IN as being paid for by Buyers..
also CHECK THE NUMBERS OF ABORIGINES and ISLANDERS who are UNEMPLOYED.. (Minimum of 65%)

THIS SHOULD PROVE THE NEED also POWER and POTENTIAL of ABORIGINE and ISLANDER as TRADESMEN
to UPLIFT THEMSELVES by creating in their own mind..and also in the mind of their WHITE
NEIGHBOURS that an ABORIGINE and / or ISLANDERS WOULD BE AN OUTSTANDINGLY GOOD NEIGHBOUR.

At present the WHITE PUBLIC are more likely to OBJECT because the HOUSES ARE PERMITTED TO
FALL INTO DISREPAIR..BECOME OVERCROWDED..HAVE TOO MANY ANIMALS..TOO MUCH NOISE etc.

HOUSES purchased should mainly be in a WORKERS' AREA..so that ASSOCIATION WITH OTHER WORKERS
COULD GROW PRACTICALLY..more likely to WORK and PLAY TOGETHER too.

HOUSING COMMISSIONS should mainly provide for DISADVANTAGED PERSONS ONLY.

PUBLIC SERVANTS and those with HIGH INCOMES and JOB SECURITY should BUY THEIR OWN HOUSES..
only exception could be if TRANSFER is for 3 years or less..or the AREA IS REMOTE/ISOLATED.

(The WHITE STAFF PRESENT..said " THEY OBJECT"..we disagree on the basis of INCOME..
we consider it to below average..also we ARE MOVED AROUND A LOT.)

LLOYD said.. " BLACKS WOULD NOT BE TOO KEEN ON RENOVATION IDEA.
THEY WOULD NOT WORK..TOO LAZY..
he meant..NOT PROPERLY MOTIVATED TO WORK."

GLEND A joined in the most..WHEN ASKED..and said grew up at Garbutt.
CHRIS..SEEMED INTERESTED.

John WAKELY judged the ABORIGINES WERE INTERESTED ..but TOO SHY TO EXPRESS THEIR VIEWS.
John WAKELY used many examples of comparison..South Townsville with poacher houses..
and asked them all to think of a BETTER WAY.

Les GINN said.. "WOULD NOT WORK" ..Peter LATHAM AGREED WITH HIM..and said :-
" THE WHITES WOULD HAVE TO ORGANISE IT FOR THEM."

It was a Friendly discussion on a LIMITED TIME BASIS..during a tea break.

INDIGENOUS HOUSING-(for/bj) written by John WARELY.

PROPOSAL :-

During the YEAR 2001-BICENTENNIAL FEDERATION of AUSTRALIA should be the occasion, and appropriate time to provide a "CATCH UP GRANT" for every ABORIGINAL and ISLANDER; so they can PURCHASE THEIR OWN HOME. (OLDEST persons should get a FULL GRANT now, whilst they are ALIVE; YOUNGEST -at least obtain a SUBSTANTIAL amount as a DEPOSIT.)

Department for COMMUNITY SERVICES and ABORIGINAL AFFAIRS.

Establish a SEPARATE DIVISION where ABORIGINAIS and ISLANDERS MANAGE THEIR OWN HOUSING. To approve designs, types of buildings which are really appropriate for their UNIQUE NEEDS. Also where they control OWNERSHIPS, and/or TENANCIES.

Establish a SPECIAL PROJECT of NOT LESS than 3 or 4 "CO-OPERATIVE ABORIGINAL and ISLANDER BUILDING COMPANIES."

So they can BUILD and MAINTAIN :-ABORIGINAL HOUSING; also be empowered to COMPETE for other CONSTRUCTION WORK-whether for ABORIGINAL or WHITE AUSTRALIANS.

RETIRED BUSINESSMEN, BUILDERS, TRADESMEN, including T.A.F.E TEACHERS -with recognised HIGH STANDARD SKILLS, be ENCOURAGED to VOLUNTEER to WORK WITH, and GUIDE (but not dominate) the ABORIGINAL and ISLANDER CO-OPERATIVE OWNERS.

The AUSTRALIAN and QUEENSLAND GOVERNMENTS could use this PROPOSAL as a "SPECIAL TRAINING PROJECT". They should FUND all the EXPENSERS of the VOLUNTEERS; but not meet/pay WAGES or SALARIES of Volunteers. (Many very unhappy Aboriginais and Islanders have complained about the very POOR QUALITY of HOUSING; and "WORTHLESS" MAINTENANCE provided.)

This project could have a SUNSET CLAUSE of say 5 or 10 YEARS.

ABORIGINAIS and ISLANDERS must be able to "DECIDE FOR THEMSELVES" through their Department for A.& I. COMMUNITY SERVICES/AFFAIRS such important matters relating to their HOUSING; - e.g. "WHAT TYPE OF HOUSING SUITS THEIR NEEDS"; whether would be SINGLE or MULTIPLE ACCOMMODATION in a :-HOUSE, FLAT, DUPLEX, CLUSTER HOUSING, HOSTEL, APPARTMENTS, RETIREMENT VILLAGE, NURSING HOME, CONVENTIONAL HOUSING, or PRIMITIVE FUNCTIONAL, etc.

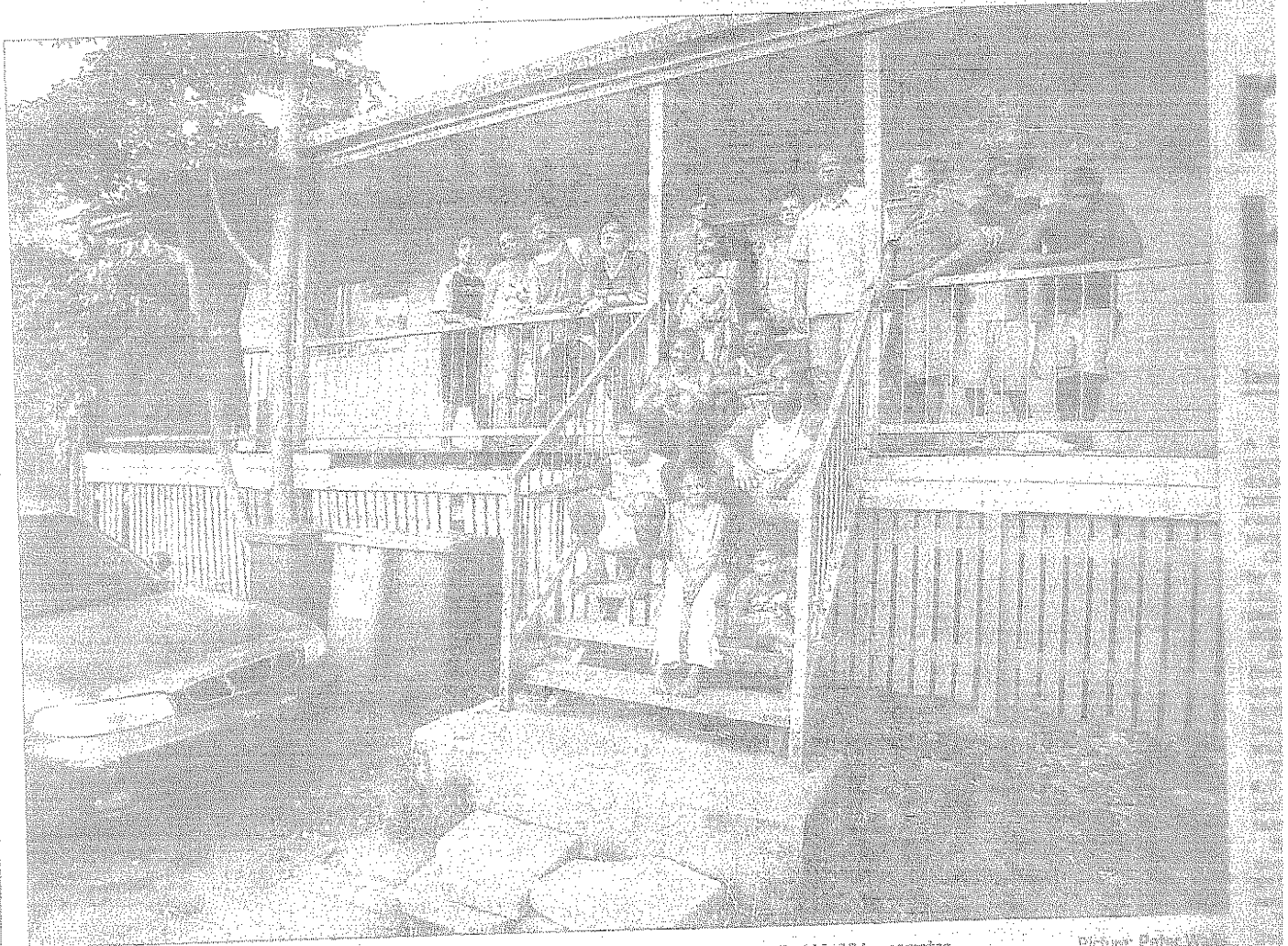
TENANTS having difficulties with meeting costs of their housing MUST NOT BE KICKED OUT. Instead, the Aboriginal and Islander CO-OPERATIVE DIVISION of the D.C.S. and A.I.A. must be properly FUNDED as necessary, so as to adequately ASSIST THOSE WITH GENUINE PROBLEMS -so they can stay in their Housing; also so they will be able to "CATCH UP" and pay the Arrears (without penalty) when the TENANT is able.

These proposals are INTENDED to INCREASE FAMILY STABILITY, PRIDE by ABORIGINAIS and ISLANDERS in THEIR HOUSING. Also to PROVIDE SKILLS -so that ABORIGINAIS and ISLANDERS would be capable of COMPLETELY SELF MANAGING THEIR OWN HOUSING. And, with such SKILLS be able to COMPETE to MANAGE and/or MAINTAIN PROPERTY for others; whether for ABORIGINAIS or WHITE AUSTRALIANS, or any PROPERTY OWNER.

1987.

542

Poor housing cramps island living



Picture: Peter White

CRAMPED conditions . . . Palm Island deputy mayor Zacchias Sam, fourth from right, with nearly all of his 19 housemates.

Tanya Chilcott-Moore

WHEN it rains at David Bulsey's house, water leaks from dozens of holes in his roof and drips off light bulbs.

In his bathroom, a 2m section of roof collapsed about two years ago.

His landlord is aware of the problems, but hasn't been around to fix them.

Further along Palm Island, Tarita Spencer is forced to share her bed with her two children and often a brother or sister because there is nowhere

else to sleep. There are 19 people in the four-bedroom house and she has been on a waiting list for a home for seven years.

"Most people on Palm have to wait ten or twelve years - it's normal here," she said.

Welcome to public housing Palm Island style.

Both the State Government and the Palm Island Aboriginal Shire Council acknowledge the "deplorable" state the residents are living in.

A Department of Housing audit released this week found more than a third of the houses needed urgent repairs or up-

grades, while many were overcrowded.

But it does not want to supply the 50 extra houses requested by the council, after some councillors were found to be unfairly allocating houses and not spending state-funded money on maintenance.

Mr Bulsey said he and his de facto wife had worked hard to look after the three-bedroom home they shared with nine children - placing plants and pictures around the house and creating special gardens.

"But you can see for yourself, we are living in third world con-

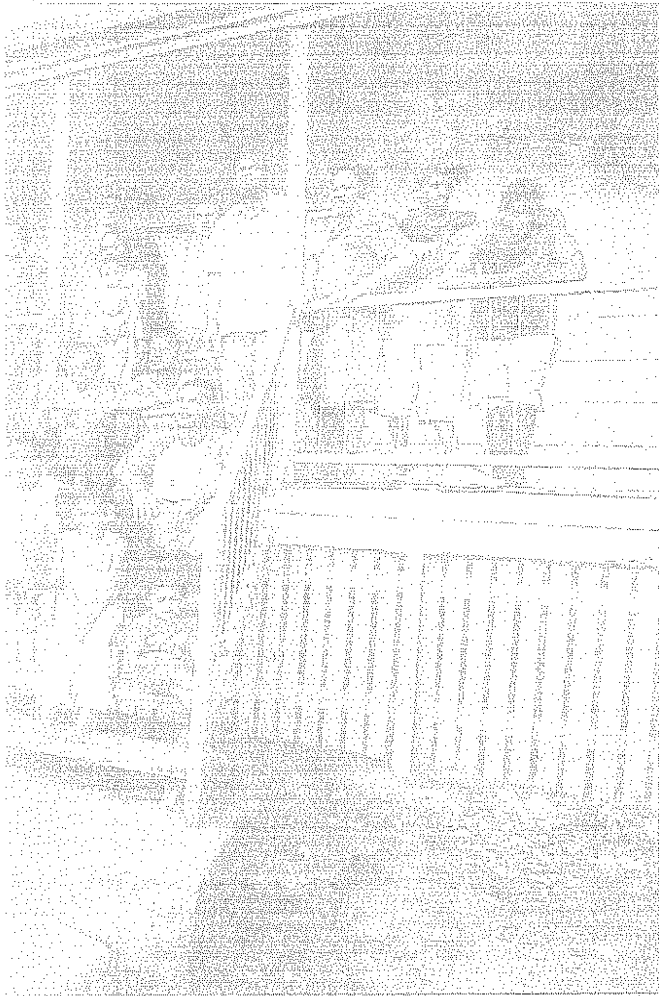
ditions here," Mr Bulsey said.

"All I want is a fair go for my children. I don't care about me. I can sleep under a tree. We are not getting a fair go here."

At Ms Spencer's house, the 19 residents - including her father, Palm Island deputy mayor Zacchias Sam - had to put up with raw sewage leaking from their toilet for two years before it was fixed.

Ms Spencer said the overcrowding and poor sanitation meant she, her children and siblings often bickered over small things. "We have no privacy, no space," she said.

Shameful island living



Spencer, with nearly all of his 16 housemates.

Picture: Peter Wallis

grades, while many were overcrowded.

The council does not want to supply the 50 extra houses requested by the council, after some council houses were found to be unfairly allocating houses and not spending state-funded money on maintenance.

Mr Bulsey said he and his de-ceased wife had worked hard to get the three-bedroom house they shared with nine children - placing plants and flowers around the house and creating special gardens.

"But you can see for yourself, we are living in third world con-

ditions here," Mr Bulsey said.

"All I want is a fair go for my children. I don't care about me. I can sleep under a tree. We are not getting a fair go here."

At Ms Spencer's house, the 19 residents - including her father, Palm Island deputy mayor Zacchias Sam - had to put up with raw sewage leaking from their toilet for two years before it was fixed.

Ms Spencer said the overcrowding and poor conditions meant she, her children and siblings often bickered over small things. "We have no privacy, no space," she said.

Audit lifts roof off hell holes

Tanya Gilbert-Moore

A HOUSING audit has uncovered appalling living conditions on Palm Island with more than a quarter of homes containing between nine and 17 people.

Of 308 rental units surveyed by the Department of Housing, 116 were so badly maintained the State Government is considering demolishing them.

About a fifth of the 2076 residents surveyed were bunking down in a relative's or friend's home while they waited for a house on the island's 10-year waiting list.

The average occupancy was 4.7 people per house, with around half of the houses containing three bedrooms.

Seventy-eight households contained nine or more people and 66 homes had seven to eight residents.

The largest number of people living in a house recorded by the *Draft Audit Report of Palm Island Aboriginal Council Housing* was 17.

But an investigation by *The Courier-Mail* on the island found up to 19 people sleeping in one house, with homes often accommodating relatives from Townsville or others escaping the stress of other overcrowded houses.

Indigenous leader Sam Watson said itinerant living caused by a lack of houses and associated social problems was common on the island.

He said the report highlighted the tragedy Palm Islanders were stuck in.

"Here you have this pocket of hell hole poverty existing within a stone's throw of some of the highest living standards in the world," he said.

Queensland University of Technology chairman of architecture Professor Steffen Lehmann, who visited the island earlier this year to canvass housing, said he was surprised the island had "not attracted international censure" over housing.

Housing Minister Robert Schwarten said the audit - the first to be carried out over the coming months across indigenous communities - showed "very poor property maintenance", which was the responsibility of the Palm Island Aboriginal Shire Council.

The council has repeatedly called for an extra 50 houses, but Mr Schwarten said last month he did not want to throw good money after bad when the council was not looking after the houses it was responsible for.

The council was also found to be allocating houses unfairly to some islanders.

Palm Island Mayor Erykah Kyle acknowledged this had been the case, but said the chronic shortage of housing was at the root of many problems on the island.

This week, Mr Schwarten said he would shift \$2 million from community renewal for new houses and fund a further \$500,000 for maintenance upgrades.

But he wants the council to hand back their responsibility of maintaining the homes. The council has so far refused.

Letters to the Editor.
COURIER MAIL
Campbell Street. BOWEN HILLS
Brisbane Q. 4006

John Wakely

Dear EDITOR,

17th January 1999

RECONCILIATION of all Australians-will only follow:-

1st, the RECOGNITION that AUSTRALIA'S INDIGENOUS ABORIGINALS have been cruelly and absolutely DISPOSED of their Land; DISPERSED from their Family; DEPRIVED of their Culture and Traditional Aspirations ,and,so DISADVANTAGED TO THE EXTREMES which must now be ADMITTED and ADDRESSED.

2andly,the ADMISSION with a GENUINE APOLOGY must come from the PRIME-MINISTER of AUSTRALIA-on behalf of EVERY AUSTRALIAN,;together with a GUARANTEE that the DISADVANTAGES will ALSO BE ADDRESSED.

3rdly, for since 1788, SUCCESSIVE GOVERNMENTS of AUSTRALIA have KNOWINGLY ADVANCED and ADVANTAGED NON-ABORIGINALS to the complete NON-PROGRESSION, DETRIMENT,and DISADVANTAGE of INDIGENOUS ABORIGINALS (including their Family Successors);so that since 1788, ABORIGINALS have SUFFERED,and CONTINUE TO SUFFER DISADVANTAGES.

So ultimately "the DECENT SOCIETY OF AUSTRALIAN PEOPLE" demands now:-
SUCH DISPOSSESSION and DISADVANTAGE WILL NOT BE TOLERATED ANY LONGER>

4thly, for it is NOW ADMITTED,and IS A FACT:- that it is EVERY NON-ABORIGINAL PERSON in AUSTRALIA who HAVE SHARED ALL THE BENEFITS<ADVANCES and ADVANTAGES which have FLOWED from such CRUELTY of DISPOSSESSION, DISPERSAL, and DISADVANTAGE that still AFFECTS ABORIGINALS.

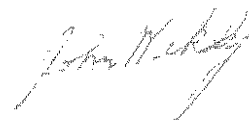
And,which requires APPROPRIATELY ADEQUATE "CATCH-UP" COMPENSATION from us all so as to fairly ALLEVIATE some of THEIR LOSS.

5thly, and, because we who are NON-ABORIGINALS HAVE NO EXCUSE for NOT DEMANDING that "OUR GOVERNMENTS SPEAK FOR US-past,present and future NON-ABORIGINAL AUSTRALIANS;so as to EXPRESS and provide genuine :-"RECOGNITION; APOLOGY and "CATCH-UP" COMPENSATION from us all.

Because WE NON-ABORIGINAL PERSONS who have,are,and continue to be the MAJOR BENEFICIARIES from such UNACCEPTABLE DISPOSSESSION ,DISADVANTAGE and MISERY inflicted on INDIGENOUS ABORIGINAL AUSTRALIANS (including their Family Successors);can NOW with GENUINE SORROW EXPRESSED for them,WE ALL AGREE-WE must ALL SHARE ALL THE REAL BENEFITS which FLOWED,and FLOWS from so called "CROWN LAND"

For only THAT,with MUTUAL PRIDE,will bring about REAL and MEANINGFUL RECONCILIATION for ALL AUSTRALIANS!

John Wakely
Social Justice Activist
since 1960.**



"The AUSTRALIAN"
Editor-Letters.
11st.FL. 300 Queen St.
Brisbane Q. 4000

John Wakely (J.P.)
Social Justice Activist

ph.
31st. May 1997

Dear Editor,

My background has similarities to "the STOLEN CHILDREN GENERATION"

Although born a White Australian IN Melbourne during 1929:
I was raised as an Orphan in Institutions.
Until age 30, I had never seen an Aboriginal-INDIGENOUS AUSTRALIAN.
Then I drove AROUND-AUSTRALIA (all States) on a LEARNING EXPERIENCE.
Yes, I went to Wave Hill Station and Wattie Creek. I sat down in dry
Creek Beds, and under Gum Trees to try to TALK with Indigenous Aussies.
I visited many Reserves and Missions; also worked in 3 States.
I have seen the DEGRADATION inflicted upon INDIGENOUS AUSTRALIANS
through ASSIMILATION and URBAN LIVING.

Thus, my eyes were opened to the REAL WORLD of INJUSTICE in AUSTRALIA.
And, since 1960, that caused me to become a SOCIAL JUSTICE ACTIVIST.

Because I KNOW THE TRUTH: that:
Australia's Indigenous People are properly described as AUSTRALIA'S
MOST DISADVANTAGED people. DEPRIVED of THEIR LAND, and, DENIED their
INHERITANCE at every level, including:- Spiritual language and CLAN
DESTRUCTION, DISPERSAL, FAMILY DISINTEGRATION, EXPLOITATION, ALCOHOL
DEVASTATION-leading to DESTRUCTION of SELF RESPECT, and much more.

And, because I DID NOT CAUSE that NATIONAL DISGRACE-
I FEEL NO PERSONAL GUILT.

Instead, I FEEL EMPATHY, and COMPASSION for INDIGENOUS AUSTRALIANS!

Whilst I was working in the Work force, I happily paid my FAIR SHARE
of TAXES to support all people in genuine NEED; especially to help to
OVERCOME REAL DISADVANTAGE.

More than this- MY WILL (written Nov. 1991) instructs that not less than
1/3 of my GROSS ESTATE is to be used to "ADVANCEMENT of ABORIGINALS."

Therefore, I APPEAL to ALL DECENT AUSTRALIANS to:- likewise,
STOP MAKING EXCUSES. (For when you "BLAME THE VICTIM, YOU DON'T HAVE TO
HELP THE VICTIM"); instead-SPEAK OUT AGAINST INJUSTICE;;
also be HAPPY to PAY YOUR FAIR SHARE of TAXES to go toward the NECESSARY
"UP-LIFT PROGRAMS for the DISADVANTAGED."
(The Federal Government TAX REFORM should demand the RETURN of NATIONAL
DEATH DUTIES. So that those MOST ABLE will ALSO SHARE with the most
DISPOSSED and DISADVANTAGED. Such a PERPETUAL FUND can be more JUSTIFIED
than e.g. a Medicare Levy for a Guns Buy Back Scheme.)

Through YOUR WILL (upon your Death) if possible INSTRUCT that a SHARE
of YOUR ESTATE BE RETURNED to ADVANCE INDIGENOUS AUSTRALIANS, also to
REDRESS INJUSTICE by the Nation.

Such common ACTION-not just words- ultimately will bring about a truly
RECONCILED and UNITED AUSTRALIA.

J. Wakely

546

ROYAL COMMISSION INTO ABORIGINAL DEATHS IN CUSTODY

Chairman: John Gavin
Deputy Secretary: Jill Sheppard

7th Floor
Unisys House
157 Ann Street
BRISBANE QLD 4000

PO Box 117
NORTH QUAY QLD 4002

Telephone: (07) 221 7011

Fax: (07) 229 4558

Q35

Mr. John Wakely

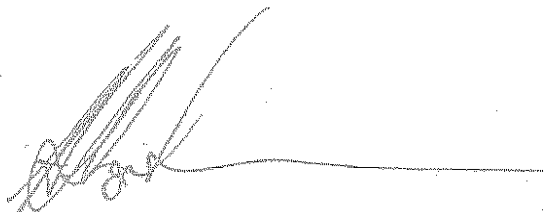
Dear Sir,

Thank-you very much for your kind letter and submissions sent to the Royal Commission of Inquiry in respect to complaints of police bashings of Aborigines in Townsville.

I have forwarded this to the Commissioner for his consideration.

Thanking you for your kind letter and co-operation.

Yours faithfully,



Dr. Harold Thornton
Executive Officer

28 June 1988

5-47

COMPENSATION Argument for AUSTRALIA'S INDIGENOUS PEOPLE.

A MAJOR ARGUMENT that the DISPOSSED Australian Native Indigenous People could now use, is to-

STATE :the RECORDS of AUSTRALIAN HISTORY WILL PROVE :-

THE MAIN VIOLATORS of Australian NATIVES' RIGHTS to LAND were-
MINERS and PASTORALISTS, and "THE CROWN".

They were the Persons who TENDED TO BE OF ONE MIND IN THEIR DESTRUCTION OF NATIVE TRIBAL LIFE. By taking the NATIVE'S LAND; BREAKING up the NATIVE GROUPS, and FORCING many NATIVES into RESERVES and Government SUPERVISED CONTROL. Using Natives as Workers, Slaves, Cheap exploited Labour; Poisoning Water and Food; also KILLING NATIVES who were DEFENDING THEIR LAND.

RAPING Gias, Lutras, Aborigine and Islander Women-
thus ILLEGITIMATELY producing OFFSPRING.

The resulting British with Native Womens' OFFSPRING becoming the most disadvantaged Group of Australian Native Indigenous People; because of THEIR DIFFICULTY TO PROVE A PARTICULAR RIGHT TO CERTAIN LAND and CLAN.

Nevertheless, these OFFSPRING, who tended to be the most disadvantaged Group of "NATIVE PEOPLE", were forced to LIVE in SQUALOR, on the OUTSKIRTS of TOWNS, in RUBBISH DUMPS, in the so-called -"HAPPY VALLEY", or mainly in the SLUM HOUSING SECTOR of TOWNS and CITIES; in order to OBTAIN ANY TENANCY- which was usually short Term, and Uncertain.

That affected these INDIGENOUS AUSTRALIANS' OPPORTUNITIES for reasonable Health, Education, Employment, longevity of Life or Happiness; and DENIED them their RIGHT/TITLEMENT to BE A LEGITIMATE NATIVE CLAN MEMBER ABLE TO SHARE THEIR GROUP CLAN, LAND, AND CULTURE.

Thus Australia's INDIGENOUS PEOPLE were PREVENTED FROM CONTROLLING THEIR OWN AFFAIRS; and, HAD THEIR SELF-ESTEEM DESTROYED BY SUCH VIOLATORS.

For such Reasons, I suggest now:-

COMPENSATION must be obtained BY ALL INDIGENOUS NATIVE AUSTRALIANS-
including their OFFSPRING (Full Blood/ Caste) in appropriate ways,
that would FAIRLY UP-LIFT ALL SUCH DISADVANTAGED INDIGENOUS AUSTRALIANS.

The AUSTRALIAN NATION must now COMPENSATE Australia's INDIGENOUS PEOPLE as a PARAMOUNT ACT OF JUSTICE; so as to REDRESS more than 200 YEARS of ABUSIVE INJUSTICE affecting Australia's Native Indigenous People.

So, Australia's Native Indigenous People- the KOORIEs and ISLANDERS,
now MUST BE CONSULTED AS EQUALS; in order that COMPENSATION FOR THEM
IS NEGOTIATED TO THEIR SATISFACTION-as PROPER REDRESS for INJUSTICE
and which will BRING NATIONAL RECONCILIATION.

XXXXXXXXXXXXXXXXXXXX XXXX XXX XX XX XXXXXXXXXXXXX

Written, . 27th. October 1993 by John WAKELY-SOCIAL JUSTICE ACTIVIST.

Copy to : Foundation for Aboriginal and Islanders Research Action;
Aboriginal and Torres Strait Islands Commission; and
Senator for Queensland- Margaret RHYNOLDS;
Council for Aboriginal Reconciliation- Canberra.

