



## NOTICE OF KOKATHA COMMON LAW HOLDERS' MEETING KOKATHA ABORIGINAL CORPORATION RNTBC ICN 8093

This notice is to advise that a Kokatha Common Law Holders' Meeting will take place as follows:

<b>Date:</b>	<b>Sunday 15 December 2024</b>
<b>Time:</b>	<b>9.30 am to 2.00 pm Kokatha Common Law Holders' Meeting BBQ breakfast supplied by KAC at 8:00am and registration commencing from 8:30am</b>
<b>Place:</b>	<b>West Augusta Football Club, 13 Gardiner Avenue, Port Augusta West, SA 5700</b>

Kokatha Aboriginal Corporation RNTBC (**KAC**) will be holding the Kokatha Common Law Holders' meeting at 9.30 am on Sunday 15 December 2024 at West Augusta Football Club.

**The doors will be open at 8:30am for registration**, with registrations closing at 10:30am sharp.

**Please note that to attend this meeting you must be a KAC member OR a registered Kokatha Common Law Holder. If you are not a KAC member or registered Kokatha Common Law Holder you will not be allowed in the meeting.**

To cater for families, children's activities will be provided on the Sunday commencing at 9.30am. Morning tea, lunch and afternoon tea will be provided on both days.

**Check your details:** At registration, please check your details on our registration list to make sure your name, address and other details are up to date. You can update them on the day and register to receive email and SMS alert messages from KAC.

The agenda for the meeting is ***enclosed***.

*The minutes of the previous Kokatha Common Law Holder meetings are available at [www.kokatha.com.au](http://www.kokatha.com.au)*

### **Travel assistance**

To assist registered KAC Common Law Holders attending the meeting, KAC will provide a \$200 gift card and fuel payment. **Please note you must be a registered Common Law Holder to get this assistance.**

For fuel assistance please contact Khatija Thomas at the SANTS Office on 1800 010 360 or email [KhatijaT@nativetitlesa.org](mailto:KhatijaT@nativetitlesa.org)

### **NOTE:**

**No proxies permitted for Common Law Holder meetings.**

**If you are not a KAC member or a registered Common Law Holder you will not be admitted to the meeting.**

**KOKATHA COMMON LAW HOLDERS' MEETING**  
**AGENDA**  
**Sunday 15 December 2024**



**Chairperson** Carly Chamberlain

**Facilitator** Geoff Deans

Item	Description	Responsible
0.	<b>PRE-COMMENCEMENT</b> <ul style="list-style-type: none"> <li>- Registration</li> <li>- Apologies book – please write your apologies in the book</li> </ul>	
1.	<b>CHAIRPERSON'S WELCOME, ATTENDEES AND APOLOGIES</b> <ul style="list-style-type: none"> <li>• Introduction</li> <li>• Quorum</li> <li>• Minute's silence</li> <li>• Code of Conduct</li> </ul>	<b>Chairperson</b>
2.	<b>CONFIRM MINUTES OF THE PREVIOUS MEETING</b>	<b>Chairperson</b>
3.	<b>GENERAL TRUST UPDATE</b>	<b>Perpetual</b>
4.	<b>BHP COPPER SA UPDATE</b>	<b>BHP representatives</b>
5.	<b>BHP OAK DAM RETENTION LEASE INDIGENOUS LAND USE AGREEMENT UPDATE</b> <i>See more information attached – no voting, information session only.</i>	<b>KAC BHP Working Group</b>
6.	<b>NORTHERN WATER UPDATE</b> <i>See more information attached – no voting, information session</i>	<b>Office of Northern Water representatives</b>
8.	<b>CLOSE</b>	<b>Chairperson</b>

**Attachments:**

- Additional information and map related to BHP Oak Dam Retention Lease and proposed Indigenous Land Use Agreement between BHP and KAC.
- Additional information and map related to proposed Northern Water Project and negotiations.

## ITEM 5 - BHP OAK DAM RETENTION LEASE INDIGENOUS LAND USE AGREEMENT UPDATE

The KAC BHP Working Group, which is made up of CHC members and KAC Directors, will provide a detailed update about the Indigenous Land Use Agreement for the Oak Dam Retention Lease that is being negotiated with BHP.

There will be no voting about an agreement at the meeting on 15 December 2024. The update at the meeting on 15 December 2024 will be information only.

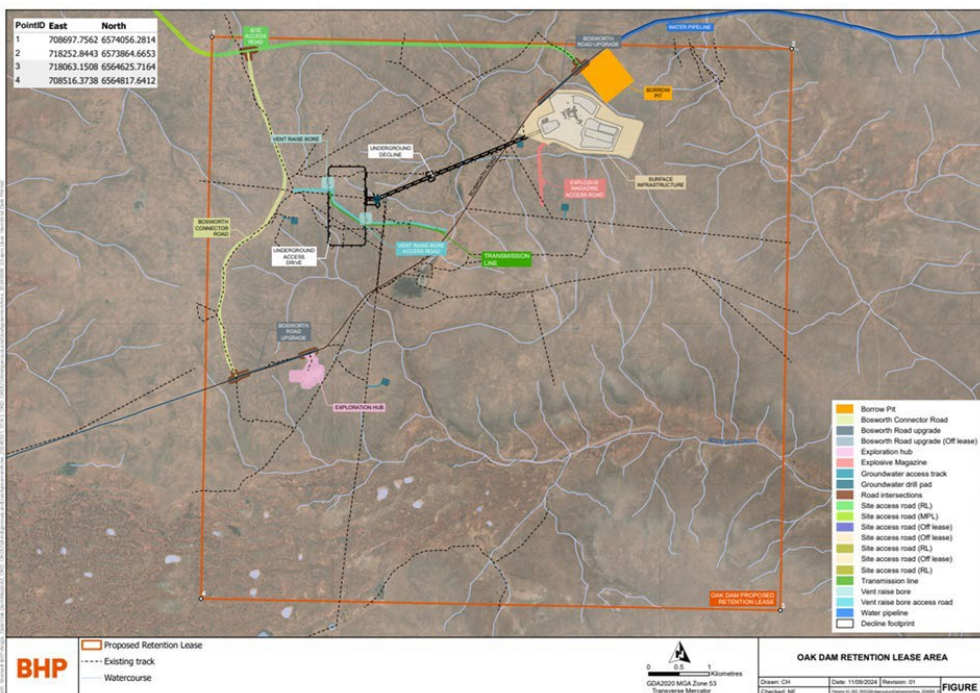
The Working Group will provide detailed information about the agreement to Kokatha Common Law Holders before an authorisation meeting is held in 2025.

Copies of the draft agreement will be available at the meeting on 15 December 2024. In addition to information provided on the day, on request to KAC, Camatta Lempens (the lawyers for KAC) will make themselves available to Kokatha Common Law Holders in the time before an authorisation meeting to answer questions about the agreement. More information about these opportunities will be provided at the meeting.

Oak Dam is located 65km southeast of the Olympic Dam mine and 45km northwest of Carrapateena mine. BHP has been doing exploration activities with drill rigs at Oak Dam to explore for copper and is looking to obtain a Retention Lease for advanced exploration activities. These activities include constructing a decline (2x 6km deep tunnels), underground drilling from the decline (to reach the copper deposit), an access road and pipeline for water for its advanced exploration activities. To do this they need to have an agreement with the Kokatha as the native title holders. More information about the Oak Dam Retention Lease can be found here: <https://www.energymining.sa.gov.au/industry/minerals-and-mining/mining/major-projects-and-mining-activities/developing-projects/oak-dam>

The agreement will be through an Indigenous Land Use Agreement that covers all of BHP’s advanced exploration activities under a Retention Lease. A Retention Lease goes for 5 years but can be extended for another 5 years. It does not include mining. If BHP decide to mine at Oak Dam, they will first need a mining agreement with KAC on behalf of the Kokatha People.

**Below** is a map of the Oak Dam Retention Lease area that the agreement will cover:



## ITEM 6 - NORTHERN WATER PROJECT NEGOTIATIONS UPDATE

An update will be provided at the Kokatha Common Law Holders' meeting on 15 December 2024 about the Northern Water Project negotiations. This update is information only and there will be no voting about any agreement at the meeting 15 December 2024.

The KAC Board has appointed a committee made up of Directors and CHC members to negotiate an Indigenous Land Use Agreement with the Office of Northern Water about the pipeline and enabling infrastructure on Kokatha country.

The project is for a sea water desalination plant at Cape Hardy and a pipeline going up to BHP mines (Olympic Dam, Carrapateena & possibly Oak Dam if it becomes a mine – see map below). Approximately 275km of the pipeline is on the Kokatha native title determination area plus 2x pumping stations, storage tanks and substations. The project is currently in the planning and assessment phase before a final decision about going ahead with the project is made by the government. More information about the project is available at: <https://www.northernwater.sa.gov.au/>

This is a government project, and the government needs to have an agreement with the Kokatha native title holders about compensation. The agreement will also include employment and contracting and heritage protection.

The Committee members are: Joyleen Thomas (chair), Jonathon Fatt-Clifton, Andrew Starkey, Leeanne Strangways, Janice Wingfield and Michael Turner, Glen Wingfield and Aaron Thomas.

The Committee will negotiate an in-principal agreement which will then be recommended to the Board and brought back to the Kokatha Common Law Holders for approval likely in 2025. **Below** is a map of the project infrastructure on the Kokatha native title determination area.

