



**NOTICE OF KOKATHA COMMON LAW HOLDERS' AUTHORISATION MEETING
FOR THE BHP OAK DAM RETENTION LEASE INDIGENOUS LAND USE AGREEMENT**

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

Date:	Saturday 12 April 2025
Time:	10am to 2pm BBQ Breakfast supplied at 8am and registration commencing from 9am
Place:	West Augusta Football Club, 13 Gardiner Avenue, Port Augusta West, SA 5700

WHO SHOULD ATTEND?

As determined in *Starkey v State of South Australia* [2014] FCA 924, those Aboriginal people who identify as and are recognised by other Kokatha Native Title Holders as, nguraritja for sites and places in the Kokatha Determination Area by reason of one or more of the following:

- (a) he or she is one of the following named individuals (where living) or is descended either through birth or adoption from them:
 - (i) Alma Allen;
 - (ii) Arthur Baker;
 - (iii) Hilda Captain;
 - (iv) Susie Captain;
 - (v) Andrew Davis;
 - (vi) Percy Davis;
 - (vii) Stanley Davis;
 - (viii) Ted Egan;
 - (ix) Micky Fatt;
 - (x) Gladys Kite;
 - (xi) Ted Larkins;
 - (xii) Mick Reid;
 - (xiii) George Reid;
 - (xiv) William Smith;
 - (xv) Dick Thomas;
 - (xvi) Edie Thomas;
 - (xvii) George Turner;
 - (xviii) Wild Mary;
 - (xix) Eileen Wingfield;
- (b) he or she possesses an ancestral connection with the Determination Area, in that his or her parent or grandparent was born in that country, had a long term physical association with that country and/or possesses significant geographic and cultural knowledge relating to the Determination Area;
- (c) he or she was born on the Determination Area (including, if the person is born in a hospital, the place where they would otherwise have been born);
- (d) he or she has a long-term physical association with the Determination Area and consequent knowledge of the country; and
- (e) he or she possesses significant geographic and culturally-confidential religious knowledge relating to the Determination Area under Kokatha traditional law and custom.

Please note that to attend this meeting you must be a Kokatha Aboriginal Corporation RNTBC (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.

If you wish to register as a Kokatha Common Law Holder please download the Common Law Holder application form at www.kokatha.com.au and return it to the KAC office by email to admin@kokatha.com.au by 4 April 2025.

PURPOSE OF THE MEETING

The purpose of the meeting is to seek the consent of the Kokatha Common Law Holders for KAC to enter into an Indigenous Land Use Agreement with BHP Olympic Dam Corporation Pty Ltd for the Oak Dam Retention Lease.

Please see a copy of the agenda ***enclosed***.

To cater for families, children's activities will be provided commencing at 10am. Morning tea, lunch and afternoon tea will be provided.

Check your details: At registration, please check your details in our registration lists 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.

Travel assistance

To assist KAC members and Registered KAC Common Law Holders attending the meeting, KAC will provide a \$200 gift card and fuel assistance is available via SANTS. **Please note you must be a KAC member or Registered Kokatha Common Law Holder to get this assistance.**

Additional assistance for Elders

KAC has arranged additional assistance from BHP for Elders for accommodation costs. This assistance is available to KAC members and Registered KAC Common Law Holders who are 55 years and older.

For fuel assistance or Elder accommodation assistance please contact Khatija Thomas at the SANTS Office on 1800 010 360 or email KhatijaT@nativetitlesa.org.

NOTE: No proxies permitted for Common Law Holder meetings.

**KOKATHA COMMON LAW HOLDERS' AUTHORISATION MEETING
BHP OAK DAM RETENTION LEASE INDIGENOUS LAND USE AGREEMENT
12 APRIL 2025
AGENDA**



Chairperson Nyani Thomas

Facilitator Geoff Deans

Item	Description	Responsible
	PRE-COMMENCEMENT - Registration - Apologies Book – please write your apologies in the book	
1.	CHAIRPERSON'S WELCOME, ATTENDEES AND APOLOGIES • Introduction • Quorum • Minute's Silence • Code of Conduct – see <i>attached</i>	Chairperson
2.	CONFIRM MINUTES OF THE PREVIOUS MEETING Previous minutes are available at www.kokatha.com.au and are <i>attached</i> .	Chairperson
3.	AUTHORISATION OF OAK DAM RETENTION LEASE INDIGENOUS LAND USE AGREEMENT WITH BHP – see <i>attached</i> information about the Agreement	Chairperson
a.	<i>Presentation from BHP representatives</i>	BHP
b.	<i>Presentation from Camatta Lempens, KAC legal representatives</i>	Camatta Lempens
c.	<i>Consideration of motion to authorise the Kokatha Aboriginal Corporation RNTBC to enter into an Indigenous Land Use Agreement with BHP Olympic Dam Corporation Pty Ltd for the Oak Dam Retention Lease.</i>	Chairperson
4.	CLOSE	Chairperson

FURTHER INFORMATION:

BHP OAK DAM RETENTION LEASE INDIGENOUS LAND USE AGREEMENT

In 2022 the KAC Board appointed the KAC BHP Working Group, which is made up of CHC members and KAC directors, to negotiate an in principle Indigenous Land Use Agreement for the Oak Dam Retention Lease with BHP to bring to the Board and Kokatha Common Law Holders for approval.

At the Common Law Holder meeting on 12 April 2025, Kokatha Common Law Holders will be asked to authorise KAC to enter into the Agreement with BHP.

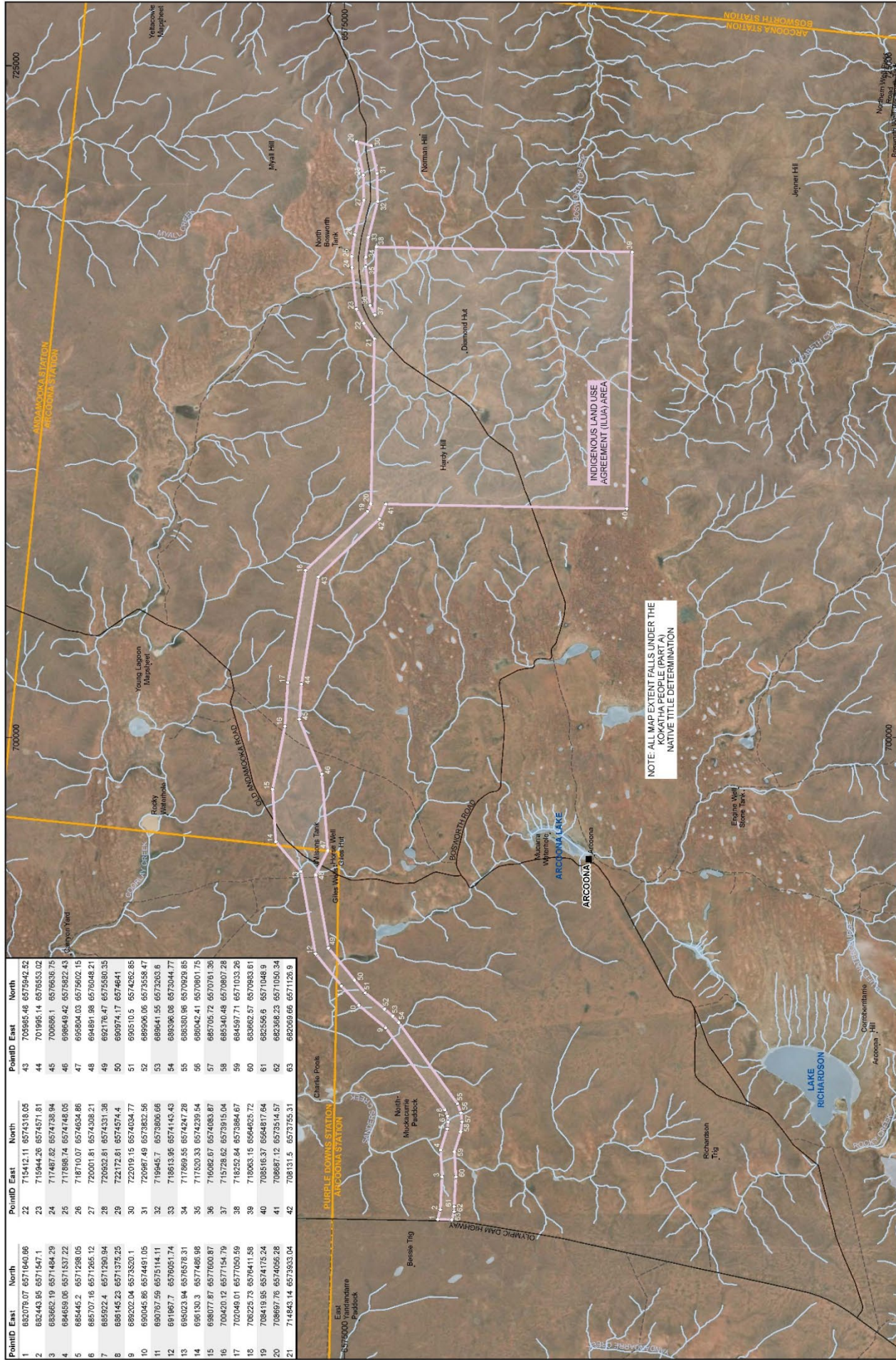
An executive summary of the Agreement and further information about Oak Dam **has been mailed out** and **below** are maps of the Oak Dam Retention Lease area that the Agreement will cover.

Copies of the draft Agreement will be available at the meeting. If you would like a copy before the meeting, please contact KAC's legal representatives, Camatta Lempens at lh@cllegal.com.au or 08 8410 0211.

OPPORTUNITY TO MEET WITH KAC LAWYERS

Camatta Lempens are available on 1 and 4 April 2025 or otherwise by appointment to all KAC members and Registered Kokatha Common Law Holders to answer questions about the Agreement.

If you have questions about the Agreement and would like to book a session with the KAC lawyers, please contact Jess Reid on Jessica.reid@kokatha.com.au or 0499 076 095.



OAK DAM UNDERGROUND ACCESS
INDIGENOUS LAND USE AGREEMENT (ILUA) AREA
 Date: 17/12/2024 | Revision: 04
 Drawn: CJ | Checked: NF



BHP

Proposed Indigenous Land Use Agreement (ILUA) Area
 - Vehicular track
 - Watercourse
 - Waterbody
 - Pastoral Station
 - Homestead
 - Minor road

NOTE: ALL MAP EXTENT FALLS UNDER THE KOKATHA PEOPLE (PART A) NATIVE TITLE DETERMINATION

Source: BHP (2024), NI (2024), DA (2024), DEW (2024), GSA (2023), Imagery, Earthstar, Geographics

