



# Empowering rights through governance of PAs

## Australian experiences

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Acknowledgements

LAND AND WATER FLAGSHIP  
[www.csiro.au](http://www.csiro.au)



# Outline

- Land Rights and Native Title in Australia
- Indigenous Protected Area movement
- Co-management through IPAs
- Benefits realised









# Geographic Extent of Claimant Applications and Determinations\* of Native Title

As at 30 September 2014

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## Determination Outcomes

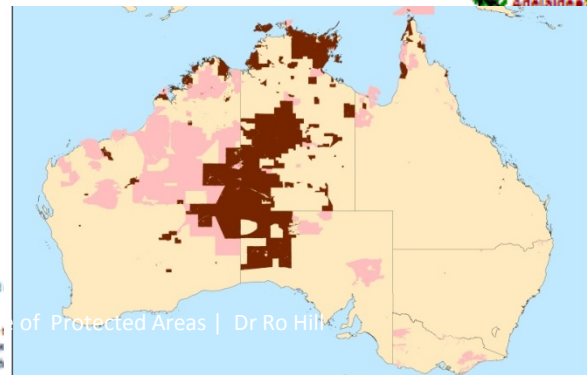
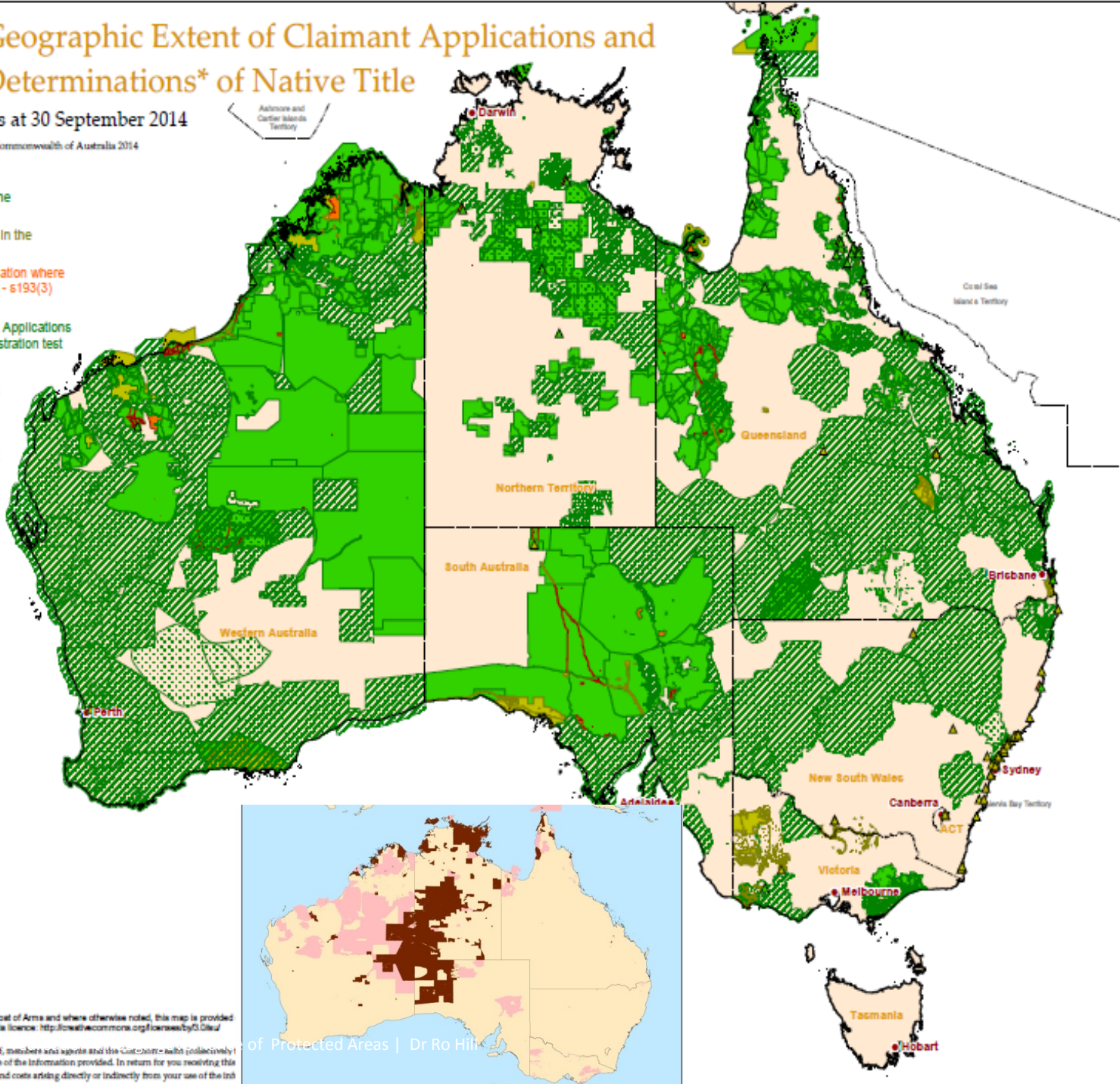
-  ▲ Native title found to exist in the determination area
-  ▲ Native title found not to exist in the determination area
-  ▲ Areas not within the determination where native title found not to exist - s193(3)
-  External boundaries of Claimant Applications that have complied with the registration test and/or have been determined\*
-  External boundaries of Claimant Applications that are going through the registration test
-  External boundaries of Claimant Applications that have not been accepted for registration

Note\* Areas determined are recorded on the National Native Title Register and also remain on the Schedule until they are finalised with the establishment of a Prescribed Body Corporate and/or not subject to appeal.

Please Note: Areas not being claimed, such as private freehold, within an Application are not necessarily depicted.

\* Note: Small areas are symbolised. Some Determinations are conditional. (See Determinations Map for details)

Spatial data sourced from and used with permission of:  
Landgate (WA), Dept of Natural Resources & Mines (Qld),  
Land & Property Management Authority (NSW),  
Dept of Lands, Planning & the Environment (NT),  
Dept for Planning, Transport & Infrastructure (SA),  
Dept of Environment and Primary Industries (Vic) and  
Geoscience Australia, Australian Govt.  
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their data has been used.



# Indigenous Protected Areas June 2014



Australian Government  
Department of the Environment



Towns

Other protected areas (2012)

Aboriginal lands

Declared Indigenous Protected Areas

- 1 Nantawarrina
- 2 Preminghana
- 3 Risdon Cove
- 4 Putalina
- 5 Deen Maar
- 6 Yalata
- 7 Watarru
- 8 Walakara
- 9 Mount Chappell Island
- 10 Badger Island
- 11 Guanaba
- 12 Warul Kawa Island
- 13 Dhimurru
- 14 Wattleridge
- 15 Mount Willoughby
- 16 Paruku
- 17 Ngaanyatjarra
- 18 Tyrendarra
- 19 Toogimbie
- 20 Anindilyakwa
- 21 Laynhapuy - Stage 1
- 22 Ninghan
- 23 Northern Tanami
- 24 Warlu Jilajaa Jumu
- 25 Kaanju Ngaachi
- 26 Babel Island
- 27 Great Dog Island
- 28 Iungatalanana
- 29 Pulu Islet
- 30 Tarrwa Kurrkun
- 31 Angas Downs
- 32 Warddeken
- 33 Djelk
- 34 Jamba Dhandan Durlinga
- 35 Kurtonij
- 36 Framlingham Forest
- 37 Kaika - Pipalyatjara
- 38 Boorabee and The Willows
- 39 Lake Condah
- 40 Marri-Jabin (Thamurrur - Stage 1)
- 41 Brewarrina Ngemba Billabong
- 42 Unguu - Stage 1
- 43 Apari - Makiri - Puntli
- 44 Antara - Sandy Bore
- 45 Dorodong
- 46 Wellmoringle
- 47 Yanyuwa (Barni - Wardmantha Awara)
- 48 Minyuma
- 49 Gumma
- 50 Mandingabay Yidini
- 51 Southern Tanami
- 52 Angkum - Stage 1
- 53 Ngunya Jargoon
- 54 Birimburu
- 55 Eastern Kuku Yalanji
- 56 Bardi Jawi
- 57 Gilingun (CM)
- 58 Willinglin
- 59 Dambimangari
- 60 Balanggarra
- 61 Thuwathu-Bujimulia
- 62 Yappala
- 63 Wardaman - Stage 1
- 64 Karajarri - Stage 1
- 65 Nijinda Durlga - Stage 1

Note: CM = Co-Managed IPA

Indigenous Protected Area Consultation Projects

NSW

- A Mawonga
- B Werai Forest (CM)

NT

- A Kati Petermann
- B Laynhapuy - Stage 2
- C Marthakal
- D South East Arnhem Land
- E Thamurrur - Stage 2
- F Waanyi Garawa
- G Wardaman - Stage 2

Qld

- A Angkum - Stage 2
- B Tallaroo Station
- C Torres Strait Region
- D Wik, Wik Way and Kugu
- E Nijinda Durlga - Stage 2

SA

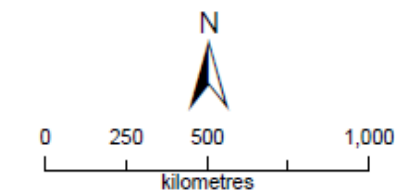
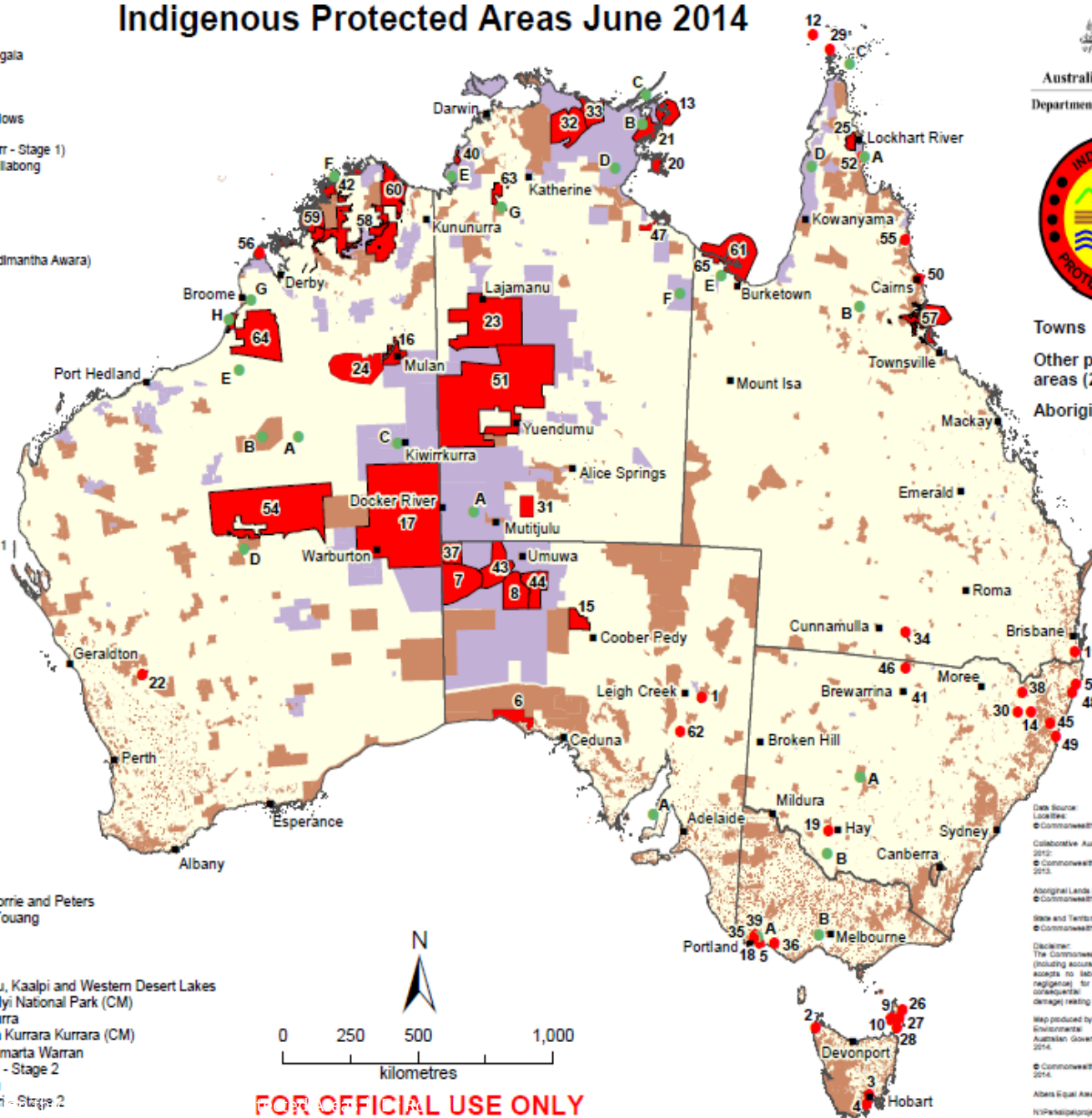
- A Wauraltree (Wardang Island)

VIC

- A Lake Gorrie and Peters
- B Wurdli Young

WA

- A Jilakurru, Kaalpi and Western Desert Lakes
- B Karlamilly National Park (CM)
- C Kiwirrkurra
- D Mutawa Kurrara Kurrara (CM)
- E Nyangumarta Warran
- F Unguu - Stage 2
- G Yawuru
- H Karajarri - Stage 2



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Data Source:  
LookInfo:  
© Commonwealth of Australia, Geoscience Australia, 2008.  
Collaborative Australian Protected Areas Database - CAPAD  
2012:  
© Commonwealth of Australia, Department of the Environment, 2012.  
Aboriginal Lands (Land Tenure 2004):  
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State and Territory Borders:  
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Map produced by:  
Environmental Resource Information Network (ERIN),  
Australian Government Department of the Environment, June 2014.  
© Commonwealth of Australia, Department of the Environment, 2014.  
All other Equal Area projection on the GDA94 datum.  
N:\P\erinfo\projects\national\_map\2014\ipa\_national\_map\_15jun2014\_public.mxd

# Indigenous Protected Areas - procedural rights

- IPAs are self-declared and through agreement with Australian Government become part of the National Reserve System
- TO led (empowered) – resources for planning
- Bring people around table (connected)
- Recognise Indigenous knowledge (wise)
- Flexible (adaptive)
- Multi-tenure (innovative)

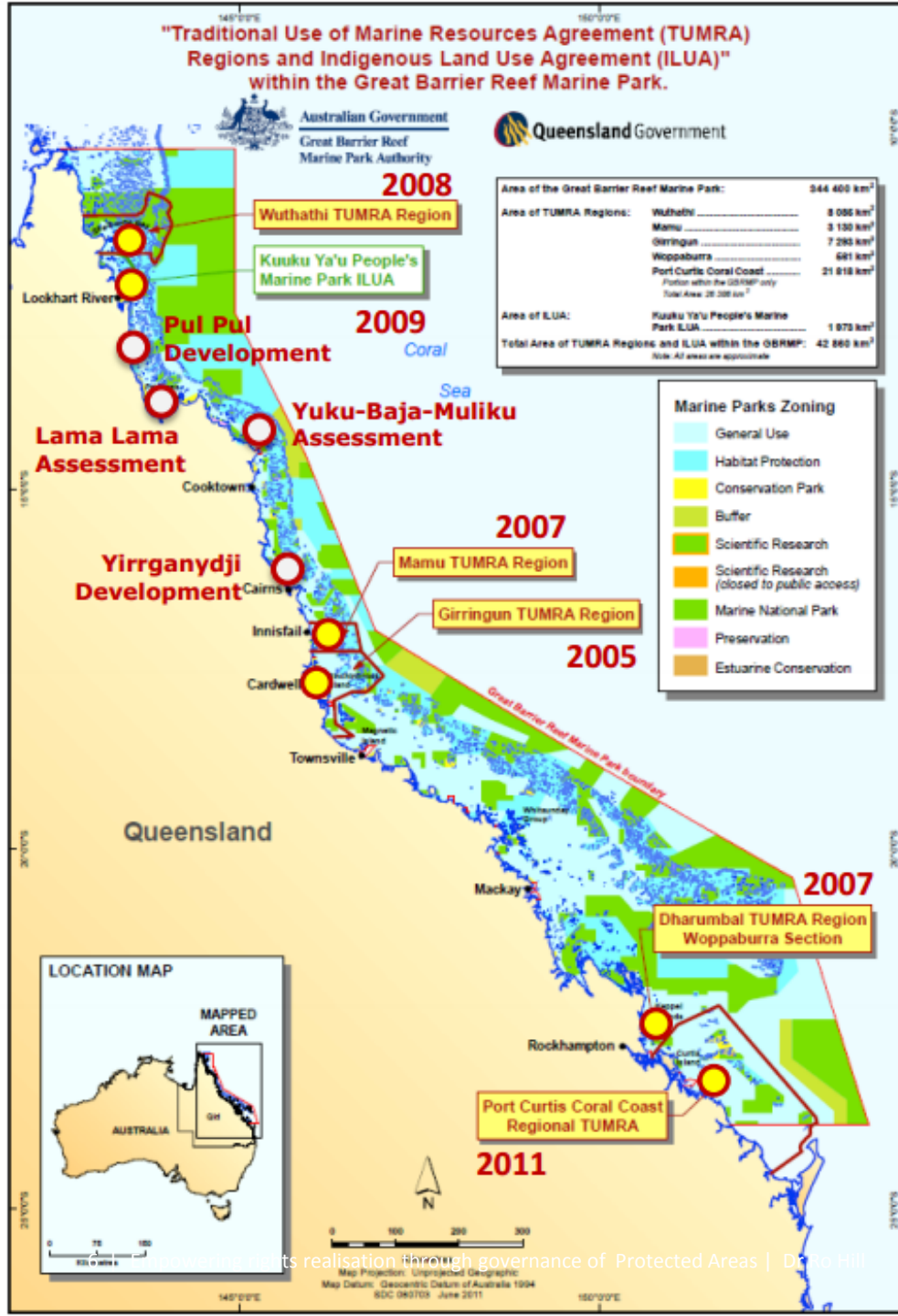
“IPAs is the ‘what’, Rangers is the ‘how’ ...IPA, it’s deadly, a good thing, a really good thing, it translates to self-determination.”

*Traditional Owner*



# TUMRAs

## Traditional Use Of Marine Resources Agreement



# Collaborative *governance* is critical for realising rights and managing natural and cultural values

- is a **flexible solution-building process, not a fixed state**, involving extensive talking, negotiations and jointly learning, so it gets better over time

## Management

is about *what is done* in pursuit of given objectives.

## Governance

is about *who decides* about what is to be done, and *how* those decisions are taken.

“Governance is the number one issue.”  
*Partner*

# Collaborative *governance* enhances governance vitality

“ Culturally assured engagement, that directs the partner agency, is critical...the best results come when Traditional Owners drive the process, take government on a journey.”

*Partner*

## HEART **Governance Quality**

- Legitimacy and voice
- Direction
- Performance
- Accountability
- Fairness and rights

## MIND **Governance Diversity**

- Government-governed
- Shared-governance
- Indigenous peoples' and community-governed
- Privately-governed

## SPIRIT **Governance Vitality**

- Well-integrated and functionally connected
- Wise
- Empowered
- Adaptive
- Innovative



## Jobs and work

"64 people as full-time, casuals, volunteer **employed** on country last financial year."

*Traditional Owner*

## Overcoming passivity

"Aboriginal people are starting to be leaders, starting to be considered **powerful, influential**, undertaking mentoring."

*Partner*

## Health

"We have **better** health through **connection** to country"

*Gimir 2007*

## Jobs readiness

"Our mob our mostly on the dole...through volunteer and casual work we have a **WORK POOL** ready to go."

*Traditional Owner*

## Money

"We've got a biodiversity project, a great big nursery and had people just **flocking in** buying trays and trays of plants."

*Traditional Owner*

## Environmental protection

"We're actually doing the the rehabilitation of the acid sulfate soils they had **battery acid levels** in the water and now they're taken down."  
"We've regenerated 2000-3000 plants in a few weeks."

*Traditional Owners*

## Cultural renewal

"Walking tracks...are all culture, it's part of our culture. Our rangers have widened it, gone through and desined it, we can **walk our country** again."

*Traditional Owner*

## Disaster response

"In, Cyclone Yasi our Rangers were on the ground to help ... Notices went up everywhere saying thanks to Giringun Rangers. We have found our place, and **excelled** for the whole community."

*Traditional Owner*

## Elders and youth

"The key to it, we've kind of stumbled, across is the young ones."

**The Junior Ranger Program...** gets all the adults sitting around and talk about how we can collaboratively work together."

*Traditional Owner*

## From welfare to business

"I used to thing that we're not going to **break the welfare cycle** in my generation but we're doing it here today."

*Traditional Owner*

## Justice

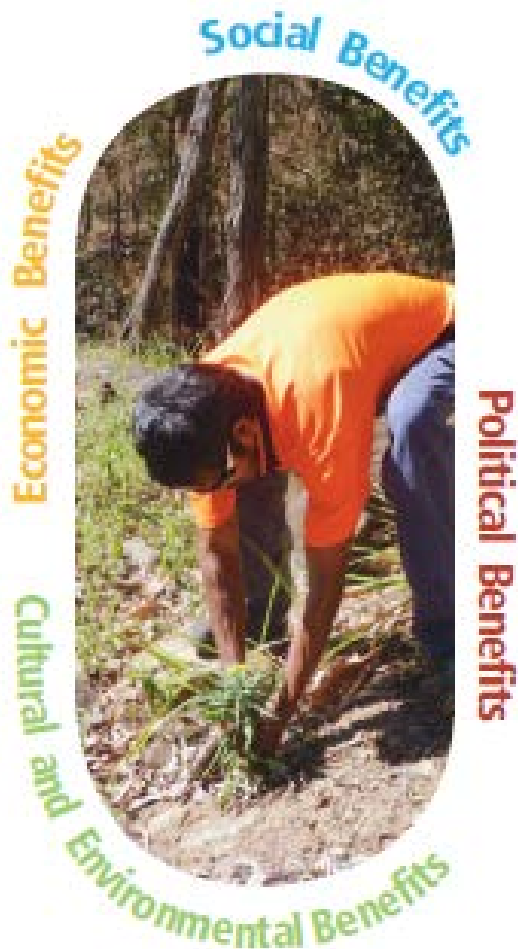
"We work with the police and organisations and **deliver peace**."

*Traditional Owner*

## Reconciliation

"Need to acknowledge the change, how far we have **come together**... completely changed the community views about blackdella business in this community."

*Traditional Owner*



# Collaborative governance of wet tropics country overcomes multiple barriers to deliver these multiple benefits!



# Thank you

Land and Water Flagship

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