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Sent: Tuesday, 17 January 2023 9:01 AM
To: Committee, JSCATSIA (REPS)
Subject: Advocation to Commonwealth Inquiry: sunseting SF legislation: dWY Kanak, Supplementary

Committee Secretary
Joint Standing Committee on Aboriginal and Torres Strait Islander Affairs
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Dear JSCATSIA,
Joint Standing Committee on Aboriginal and Torres Strait Islander Affairs

Sovereignty',
(Respectfully, as expressed by Deceased Elder Uncle Kevin Gilbert, b.1933 - d.1993, in
"1988: MAKE A TREATY THIS TIME... [copyright BURRUMBINGA]... We, the Aboriginal
People, restate that we are the Sovereign Owners of Australia. There have been no
Treaties with us and we have never ceded our Sovereignty.", see Submission 3.1,
Supplementary to submission 3, Attachment at:

https://www.aph.gov.au/Parliamentary_Business/Committees/Joint/Law_Enforcement/SpecialOpsAct/Submissions

in the Commonwealth Parliament of Australia's Joint Committee on Law Enforcement
Inquiry into and report on the operation of the Australian Crime Commission Amendment
(Special Operations and Special Investigations) Act 2019.) is the basis of a 'Truth Treaty
Voice'('TTV') response to the 'Statement From The Heart' and this
Advocator's(Submissioner's) vehicle for commenting on Terms of Reference('ToR') and
supporting some of the North Australian Aboriginal Justice
Agency's('NAAJA') Submission 3 information given to this Inquiry.

Thanks for the work the Committee does in relation to matters important to the ToR for this
Commonwealth Inquiry into:

Community safety, support services and job opportunities in the Northern Territory, with
particular reference to:

- (a) the preparation for the sunseting of the Stronger Futures legislation;
- (b) community safety and alcohol management;
- (c) job opportunities and Community Development Program reform;
- (d) justice reinvestment community services; and
- (e) any related matters.

[Warning: Triggering material in this Advocation\Submission mentions\relates to deaths in
custody, child removal and domestic\family\sexual violence]:

This Advocator\Submissioner broadly supports elements of the NAAJA Submissions and requests this JSCATSIA Inquiry through ToR (e) to reciprocate hearing the voices of First Nations Peoples put to Parliament with Deep Listening in a way that engages with what Dr Miriam-Rose Ungunmerr-Baumann, Senior Australian of the Year 2021, a teacher, artist, former school principal in the Top End community of Nauiyu in the Northern Territory, Australia, and respected Community Elder, refers to as 'Dadirri'. DR Miriam-Rose Ungunmerr-Baumann has dedicated her life to giving Aboriginal children the skills to navigate Western and traditional culture and says it's time for non-Indigenous Adult Australians to reciprocate. Ms Ungunmerr Baumann is now teaching Australians about ancient Indigenous spirituality and how it can be used as a form of meditation and mindfulness in today's busy world. Ms Baumann has coined the practice 'Dadirri' - a word that describes inner deep listening, awareness and connection to nature, "...The spirit of Dadirri that we have to offer will blossom and grow not just within ourselves but in our whole nation.", see :

<https://www.youtube.com/watch?v=ppAVooyHg00>

and

https://www.youtube.com/watch?v=tow2tR_ezL8

This Advocation asks the Inquiry Committee to connect with the teachings\words of Senior Australian of the Year 2021, DR Miriam-Rose Ungunmerr-Baumann in practicing Dadirri, and it is this Advocator's request that this Inquiry reflect Deep Listening in engaging with those initial paragraphs in the 'Statement from The Heart'('SfTH') that asks and hopes that the Australian People and Parliament will deeply listen to and acknowledge the Sovereignty of First Nations Peoples as a spiritual tie to the land, 'mother nature', which is defined in the Statement From The Heart as the basis of the Sovereign ownership of the soil that has never been ceded and continues to coexist with the sovereignty of the Crown. NAAJA's Submission 003.1, Supplementary to Submission 3, mentions an example akin to engaging with Dadirri at that Submission's page 2 (of 8) as, "True Justice: Indigenous Perspectives and Deep Listening On Country program", which this Advocation requests the Inquiry Committee to consider recommending as the type of embedded program needed for People engaging with First Nations Communities. It is again requested by this Advocator that the Statement from The Heart itself be re-read with Dadirri Deep Listening in a way which helps the SfTH to be applied to the ToR for this Commonwealth Australian Parliament Inquiry.

ToR (e) any related matters:

More broadly than just this inquiry this Advocation seeks a Dadirri Deep Listening approach to all Commonwealth inquiries and deliberations by Parliament, and in reference to ToR '(e) any related matters', especially where this and other government inquiries have particular ToR related to First Nations Peoples and Our Country.

NAAJA's initial and Supplementary Submissions (Sub003.0, Sub 003.1, and Sub 003.2) provide statistics\background specific to ToR (b) community safety and alcohol management and (d) justice reinvestment community services, which are relevant to that part of the SfTH which is expressed as: "Proportionally, we are the most incarcerated people on the planet.

We are not an innately criminal people. Our children are aliened from their families at unprecedented rates.

This cannot be because we have no love for them. And our youth languish in detention in obscene numbers. They should be our hope for the future.

These dimensions of our crisis tell plainly the structural nature of our problem.

This is the torment of our powerlessness.

We seek constitutional reforms to empower our people and take a rightful place in our own country. When we have power over our destiny our children will flourish.

They will walk in two worlds and their culture will be a gift to their country.”

All ToR:

SfTH: “Proportionally, we are the most incarcerated people on the planet.”:

In NAAJA’s Submission, Sub003.0, at page 8(of 21) there is a series of disturbing statistics under the section “Domestic, Family and Sexual Violence”. Amongst information that “NT Aboriginal women and girls are the most victimised people of intimate violence in the world and are 40 times more likely to be hospitalised for family-violence related assaults than non-Aboriginal women”, there is included the devastating finding that “First Nations women are the fastest-growing prison population, constituting 37% of the female prison population, despite making up only 2% of Australia’s total population”:-

<https://www.abs.gov.au/statistics/people/crime-and-justice/corrective-services-australia/latest-release#data-download>

ToR (a):

If the intent and spirit of the concept of a genuine ‘Stronger Future’ for Our People is to grow in the twilight of a post-sunsetted Stronger Futures legislation, then the administrative structural reformation needed to facilitate Our ancient First Nations Sovereignty to shine through as a fuller expression of Australia’s Nationhood is vital. Therefore, this Inquiry is requested to take the past lessons learnt, and the NAAJA proffered facts of government action\policy\legislation actually contributing to increasing incarceration and DFSV contexts uncovered in previous Parliamentary Inquiries that related to examining the unsuccessful intervention, NTER, and initial introduction of the Stronger Futures administration results, to then recommend and apply a ‘TRUTH TREATY Voice’ lens to the necessity of that SfTH sought structural reform.

If Australia is to be an honest international citizen democracy post-High Court>Mabo and post-terra nullius, the TRUTH of continually trotting out United Nations criticised racist ideology manifesting as ineffective maldesigned failed policy\administrative interventions that actually do more harm than good to\for Our Community, has to be admitted, and this practice has to stop (see NAAJA, Sub 003.1, page 5(of 8)).

As we approach yet another January 26 Survival >Invasion> Day 2023, the perception by some of Our Youth and parts of Our broader Community that the ongoing defiant resistance to a colonial invader is still a current ongoing cause element in Our People suffering overincarceration and deaths in custody is ‘confirmed’ when, as an example, the suppression orders, relating to the murder trial of an acquitted ‘Not Guilty’ Northern Territory policeman who shot 3 times causing the arrest death of a Yuendumu, Warlpiri,

19-year-old teenager in 2019, are lifted to reveal after a five-week court trial that that policeman had:
military theft links;
likened his Northern Territory Alice Springs police posting in the IRT, immediate response team, to getting to do 'cowboy stuff' 'like the 'Wild West and f*** all the rules';
'had been rejected by the Queensland police force for failing to reveal he had been involved in a public fight in Townsville in 2011';
and that 'the Northern Territory police employment interview panel determined that that policeman had "excellent potential" at the same time noting that he returned an above-average aggression score in psychological testing'.
(see,
<https://www.sbs.com.au/nitv/article/cowboy-stuff-with-no-rules-zachary-rolfe-text-messages-to-army-friend-revealed/wixpuioj4> ,
and
<https://www.9news.com.au/national/kumanjayi-walker-inquest-zachary-rolf-didnt-disclose-military-charge-police-interview/9a80558f-e6a5-403a-9100-7831513f9b5a>)

NAAJA's Submission, Sub003.0, at page 8(of 21) mentions this Youth killing with detail in a JR, Justice Reinvestment, paragraph discussion supporting the need 'for an Aboriginal community-led approach to addressing the unique experiences of victim-survivors of DFSV in an NT context', whilst saying that there is an historical 'unacknowledged, dark reality' in an 'ongoing violent relationship' experienced by Blakfullas 'when interacting with the government and its agencies'.
Knowing this, it is no wonder that some political party First Nations policy bases its tenets on international United Nations Declarations and Conventions to deflect and circumvent the shadows of this domestic dark violent gaslighting relationship.

In light of this, the Inquiry is asked to consider recommending that all future legislative impacts on First Nations Peoples are part of TRUTH TREATY Voice negotiations in response to the SfTH which are conducted Sovereign to Sovereign through Treaties so that no future Parliament can repeat interventionist NTER\Stronger Futures type 'ostr'aliened' harms inflicted upon Our People, which NAAJA describes at Submission 3, Sub003.0, page 9(of 21) as: "The incredibly disempowering impacts of the 2007 NT Emergency Response (NTER), known as the NT Intervention, continues to reverberate across civil society with Aboriginal people wearing the most brutal and disenfranchising costs of this racist policy and its legacy of failure. The NTER saw the state's control over Aboriginal people's lives move from the public to the private domain, rendering people powerless even in their own homes. The intervention stripped community members of their pride and dignity, a disempowerment so powerful it has had huge social, emotional and wellbeing impacts across multiple generations and will continue to do so for generations to come."

Only through Sovereign Community-led Self Determined Justice Reinvestment and Mob owned Job Creation can Our People advance 'a fair and truthful relationship with the people of Australia and a better flourishing future for Our collective children as Our Hope for The Future.'

If appropriate and manageable that the Inquiry Committee could visit the NT again, it would be Appreciated.

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