




GATHERING OF TRIBAL SOVEREIGN PEOPLES

4 – 6th June 2012 Matagarup



**A three day historical event to
freely self-determine the future
for our present generation of
Nyoongar Tribal Sovereign Peoples
Strengthen Our Culture
Unify our Peoples and
form a Tribal Sovereign Council**

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PARTICIPANT'S KIT

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- ☐ Gathering of Tribal Sovereign Peoples AGENDA
 - ☐ Nyoongar Tent Embassy VISION STATEMENT
 - ☐ Nyoongar Tent Embassy SOVEREIGNTY DOCUMENTS
 - ☐ What is the significance of MATAGARUP?
-

PARTICIPANT'S KIT

What's inside?

GATHERING OF TRIBAL SOVEREIGN PEOPLES

- Day 1
 - ☐ Cultural Welcome to Country
 - ☐ Presentation of all Nyoongar Tribal Sovereign Peoples
 - Day 2
 - ☐ Our Sovereign Journey and universal and indivisible right to freely self determine our future
 - Day 3
 - ☐ Signing of a Declaration of Unity of Sovereign Tribes
-

AGENDA

What's happening?

4th – 6th JUNE 2012

DATE/TIME	ACTIVITY		CONVENOR [S]
Monday 4th June 8.30 am – 9.30am	Registration of Tribal peoples, Media Outlets		NTE Volunteers
9.30am–12 noon	Welcome Ceremonies to all Participants and Introduction of Participants to Each Other at the Gathering All Media & General Public Invited to Attend		Local Elders & All Participants
12 noon- 1.00pm	Lunch		
1.00pm – 3.30pm	Formal Presentations on Tribal Sovereignty History of Noongar Tent Embassy Information on other Tribal Sovereign Tent Embassies Introduction of the Establishment of Tribal Councils & The Matagarup Declaration of Tribal Sovereign Unity		NTE & Gues Speakers NTE Council All Tent Embassy Participants NTE Council
Afternoon Tea/Coffee continuous			
3.30pm – 5.00pm	Women/Men Group Discussion.	Tribal/Clan Group Meetings	All Participants
5.00pm – 6.00pm	Open Session for Participant's Feed-Back Selection of Working Group Members to draft up the Matagarup Declaration of Tribal Sovereign Unity & Mandate & Membership Selection Criteria for Tribal Sovereign Council		All Participants
6.00pm – 7.00pm	Dinner		
7.00pm – 9.00pm	Meeting of Work Group for Matagarup Declaration & Establishment of Tribal Council		Working Group Members
DAY 2	ACTIVITY		CONVENOR [S]
Morning Tea/Coffee Continuous			
Tuesday 5th June 9.30am – 12 noon	Working Group present First Draft for Matagarup Declaration & Membership Selection Criteria for Tribal Council to Gathering		All Participants
12 noon - 1.00pm	Lunch		
1.00pm – 3.00pm	Women/Men Group Discussions. Tribal/Clan Group Meetings		All Participants
3.00pm – 4.30pm	Open Session for Participant's Feed-Back		All Participants
Afternoon Tea/Coffee Continuous			
4.30pm – 5.30pm	Nominations for Conveners to Establish Tribal Sovereign Council Action Plan of Tribal Sovereign Council		All Participants
5.00pm – 6.00pm	Dinner		
6.00pm – 8.00pm	Print of Gathering's Documentations. Plus Arrangements for Press Conference & Public Action		NTE Council
DAY 3	ACTIVITY		CONVENOR [S]
Weds 6th June 10.00am – 11.30am	Appointment of Conveners to Establish Tribal Sovereign Council Announcement of Mandate & Membership of Tribal Sovereign Council		NTE Council
Morning Tea/Coffee continuous			
11.30am – 12.30pm	Matagarup Children's Choir, Kwinanna Yonga Corroboree Dance Group & Presentation of Matagarup Children's Sovereignty Banner All Media & General Public Invited to Attend		All Delegates & NTE Council
12.30pm – 1.00pm	Lunch		
1.00pm – 4.00pm	Signing of Matagarup Declaration & Establishment of Tribal Council Public Action & Press Conference All Media & General Public Invited to Attend		All Delegates
4.00pm -6.00pm	Corroboree		NTE Council

Vision Statement

To unify all Tribal Sovereign people to pursue our inherent, universal and indivisible right to self- determination for all present and future generations.

Goal Objective 1:

To provide and exchange information on Tribal Sovereignty to all local, regional and national Tribal Sovereign people in the country.

Methods:

- 1) To organise a series of country and Perth metropolitan speaking tours to Tribal Sovereigns.
- 2) To share and exchange Tribal Sovereignty information with other Tribal Sovereign Embassies throughout the continent and with other relevant Tribal Sovereign organisations.
- 3) To organise a national Gathering of Tribal Sovereigns at Matagarup to unify and advance the knowledge and understanding of Tribal Sovereignty.
- 4) To participate in other Gatherings of Tribal Sovereigns.

Goal Objective 2:

To provide and share full information on the enjoyment of the UN human rights regime and its applicability to Tribal Sovereigns.

Methods:

- 1) To enter into arrangements with human rights organisations to provide UN and other international legal human rights education to Tribal Sovereign peoples.
- 2) To enter into arrangements with research institutions, other interested parties and individuals to record all UN and other international treaty obligations and subsequent parliamentary legislations, reports and measures of the Australian government that impact on the lives of Tribal Sovereigns.
- 3) To engage with and effectively participate in United Nation and other international human rights forums and mechanisms to promote and defend Tribal Sovereignty.

Goal Objective 3:

To produce a Charter of Human Rights for Tribal Sovereign Peoples that is based on the UN principle of the international rule of law.

Methods:

- 1) To enter into arrangements with Tribal Sovereign Embassies and Sovereign organisations to work towards the development of a Charter of Human Rights for Tribal Sovereign Peoples.
- 2) To facilitate treaty agreement arrangements with Tribal Sovereigns towards the adoption of a Charter of Human Rights for Tribal Sovereign Peoples.
- 3) To educate non-Tribal Sovereign peoples and call upon their adoption of the Charter of Human Rights for Tribal Sovereign Peoples.

Goal Objective 4:

To work towards the creation of a Tribal Sovereign representative body to promote, protect and further advance tribal sovereignty at local, regional, national and international levels.

Methods:

- 1) To create a Tribal Sovereign Council to represent the interests of Tribal Sovereigns in the south west corner of the continent.
- 2) To enter into treaty arrangements between the Tribal Sovereign Council and other Tribal Sovereign peoples and their representative bodies.
- 3) To enter into treaty arrangements between the Tribal Sovereign Council and other non-Tribal Sovereign Council entities.

SOVEREIGNTY DOCUMENTS

Following is a list of information and documents that have been supplied by Mark McMurtrie:

Sovereignty Info

UN Declaration on the Rights of Indigenous Peoples
Pacific Islander's Protection Acts 1872 & 1875
Sovereignty info as at 23 January 2011

Rebuttals

A Notice of Rebuttal
Statement of Status
The Truth of the British Monarch
Attachment A UN Resolution 1970 Report of Sixth Committee
Attachment B PIP Act 1875
Attachment C Halsbury's Rules Section
Attachment D Criminal Code Amendment 1999
Attachment E Privy Council Doc. (Email)
Attachment F Abstudy Form Part B

Legislation – United Nations

Genocide Convention 1949
HREOC ACT 1986
ICCPR
UN Declaration of Human Rights
UN Declaration on the Rights of Indigenous Peoples
UN Resolution (24 October 1970)

Legislation – United Kingdom

Act – Australia 1986
Act – Australia - UK
Act – Australian Citizenship
Act Establishing the Coronation Oath 1689
Act of Settlement 1701
English Bill of Rights 1689
Imperial Acts Application 1980 Version No. 012
Letters Patent for the Province of Australia
Pacific Islanders Protection Act 1875
Pacific Islanders Protection Act 72
Petition of Rights 1628
Privy Council (Limitation of Appeals Act 1968)

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SOVEREIGNTY DOCUMENTS

SOVEREIGNTY DOCUMENTS (cont.)

Legislation - Australian

Australian Constitution
Commonwealth's Obligation to Act as a Model Litigant
Currency Act 1965
Judiciary Act 1903 CTH
Personal Property Securities Act 2009 CTH

Legislation - States

Act Establishing the Coronation Oath 1689
Acts – Administration and Probate – VIC
Acts – Interpretation – Act – NSW
Community Protection Act 1994
Crimes Act 1900 NSW
Criminal Code 1995
Criminal Code Act 1899 Mistake of Fact
Criminal Code Amendment (Slavery & Sexual Servitude) Act 1999
Crown Proceedings Act 1947
Human Tissue Act (NSW) 1983
Order in Council RE SA Act 1836
Powers of Attorney Act 2003 NSW
South Australian Act 1834
UN Declaration of Human Rights
UN Resolution (24 October 1970)

Jurisdictionary – A Guide to Rules of Court

Read Me
EZ Guide
Flow Charts
Be Heard
How to Win
Causes
Defenses
Forms
Evidence
Motions
Objections
Summary
Language
Maxim
Hiring
Natural
Islam
The Trial

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SOVEREIGNTY DOCUMENTS

SOVEREIGNTY DOCUMENTS (cont.)

Articles

Reviving Indigenous Sovereignty? Written by H. Reynolds
Australia. Whose Land? Written by P. Adams
Elements of Crime*
Oath, My Oath, My Bloody Oath
The Secret of the Special Maritime Jurisdiction of the US
Slavery Was Never Abolished
House of Commons Report Extracts
The Assimilation Policy
Admission of Terror Against Tribes
Queen Worried About Empire's Meltdown
Buried Alive
Capitis Diminution
Reconciliation Wipes Injury
NSW as Occupied by Native Tribes in 1892
An Australian Language As Spoken by Awabakal
The Truth About Mutitjulu, Petrol and Paedophiles
Native Title: The Path to Reconciliation. Written by Samuel Griffith

*Explanatory Note:

The structure of the elements of the crimes of genocide, crimes against humanity and war crimes follows the structure of the corresponding provisions of articles 6,7, and 8 of the Rome Statute. Some paragraphs of those articles of the Rome Statute list multiple crimes. In those instances, the elements of crimes appear in separate paragraphs, which correspond, to each of those crimes to facilitate the identification of the respective elements.



NYOONGAR TENT EMBASSY

SOVEREIGNTY DOCUMENTS

FANNY BALBUK YOOREEL

Fanny Balbuk was born at Matagarup in 1840. She was the granddaughter of Yellagonga. Her father was Coondebung, and her mother was Joojeebal/Doodyeep. Joobaitch was her uncle.

Fanny Balbuk witnessed the devastation of her traditional lands by the early Swan River Colony. She would walk through the area of the city of Perth, naming every feature and tradition of the land and recall the part played by her mother and grandmother in the kangaroo hunt at King's Park. She gathered zamia fruit on St Georges Terrace. In the 1890s, Perth's railway station was built on the swamp where she gathered eggs and caught turtles and crayfish.

However, Fanny Balbuk was adamant to stick to her traditional rights of way. On finding that white men had built houses, and laid fences, on her traditional land, she would break down the fence, or walk right through any house and yard that had been built in the way.

Daisy Bates wrote of Fanny Balbuk at the time;

"To the end of her life she raged and stormed at the usurping of her beloved home ground. Through fences and over them, Balbuk took the straight track to the end. When a house was built in the way, she broke its fence-palings with her digging stick and charged up the steps and through the rooms."

Balbuk's grandmother, Moojorngul, is buried in the grounds of Government House, or Kooraree. Balbuk never let the settlers forget whose land they had taken. She would stand at the gates of Government House - where her grandmother's burial ground lay - cursing those who lived inside.

In 1907, Fanny Balbuk attended a luncheon at the Karrakatta Club, an exclusive club for women in Perth. Daisy Bates introduced Balbuk to all present, as their landlady, since she was the original owner of the land on which the club stood.

The information which Fanny Balbuk gave to Daisy Bates about the traditional Nyoongar lands in the Perth area, played an important role in the native title claim of 2006, when Justice Wilcox of the Federal Court of Australia found that Nyoongar people held native title rights over the Perth metropolitan area and its surrounds. This was the first occasion when native title had been found to continue to exist in an Australian capital city.

The Nyoongar Tent Embassy proposes that name of The Causeway be changed to *Fanny Balbuk Way*, to honour the spirit of this remarkable woman and to proclaim the traditional owners of the land.

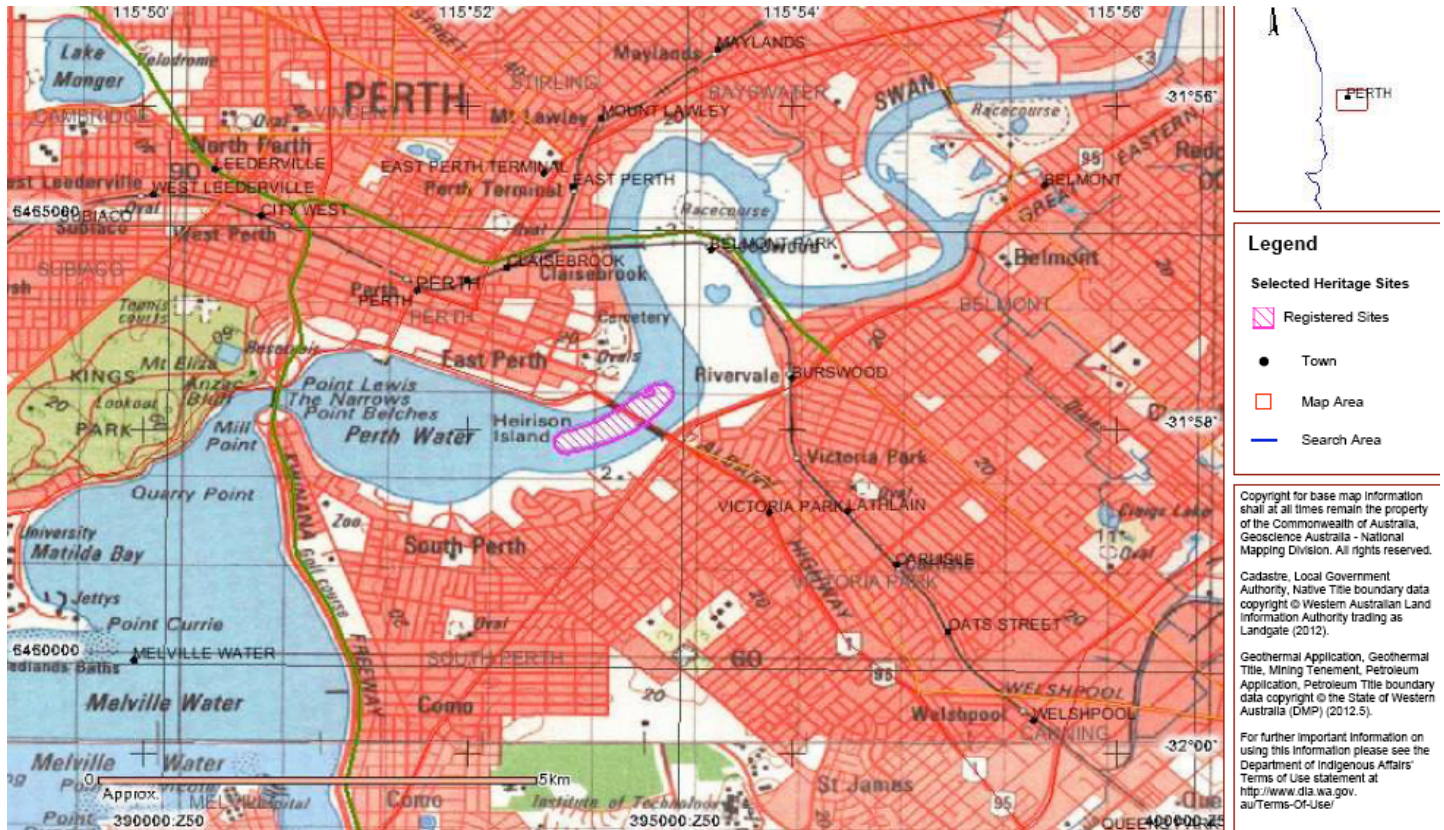
...If anyone has any more knowledge on Fanny Balbuk, please pass it on to the Nyoongar Tent Embassy so that we can complete the information we have gathered so far.

**WHAT IS THE SIGNIFICANCE OF
MATAGARUP?**

MATAGARUP

Matagarup (Heirisson Island) is a Registered Site with the Government of Western Australia Department of Indigenous of Affairs (Site ID 3589).

Listed as a mythological site, with open access and no restrictions, Matagarup has been officially recorded as a **Meeting Place, Plant Resource, Camp and Hunting Place**.



Section 8 of the WA Aboriginal Heritage Act states:

Where the Committee is satisfied that a representative body of persons of Aboriginal descent who usually live subject to Aboriginal customary law has an interest in a place or object to which this Act applies that is of traditional and current importance to it, and which is in the custody or control of the Minister, the Minister after consultation with the Committee shall make that place or object available to that body as and whenever required for purposes sanctioned by the Aboriginal tradition relevant to that place or object.

WHAT IS THE SIGNIFICANCE OF MATAGARUP?



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