

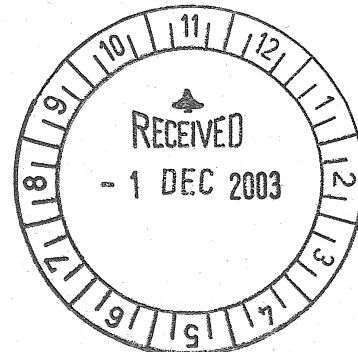


THOMAS NOBLE & RUSSELL

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Lismore, 26 November 2003

The Chairman
Select Committee on the Reserves
(Reserve 43131) Bill 2003
Parliament House
PERTH WA 6000

PARTNERS

- Max McLennan, CA
- Peter Morrow, CA
- Barry Jameson, FCA
- John Dwyer, CA
- in Singh, CA
- kussell Franey, CA
- Kevin Franey, CA
- Geoffrey Dwyer, CA

CONSULTANT

- Robert Lovell, FCA

SENIOR ASSOCIATE

- Susan Livotto, CA

ASSOCIATES

- Carolyn Adams, PNA
- Gavin Tulk, CA
- Kristine Graham, CA

Dear Sir

**CORRECTIONS AND OTHER MATTERS TO TRANSCRIPTS
OF EVIDENCE GIVEN 22 OCTOBER, 2003**

I enclose for your attention corrected transcripts for

- a) Session 4 (public hearing)
- b) Session 5 (private hearing)

Session 4 (Public hearing)

- 1) Corrections
As instructed, I have made hand-written corrections to the text of the transcript for typographical and transcription errors.
- 2) Confirmation of dates

Page 2

- First contact was made by Peter Armstrong, of the Registrar's Office, on May 7, 2003, whilst I was working in Ipswich, Qld, on an indigenous administration. Peter Armstrong advised he had been contacted by Mick Gooda of ATSIC re sourcing an experienced administrator.
- Contact with Mick Gooda occurred May 9, 2003

Page 3

- First contact with Richard Curry, DG of Dept of Indigenous Affairs, on May 12, 2003

Page 4

- Ongoing contact with Richard Curry and his assistant, Simon Hawkins on May 19, 2003 and each week thereafter until my arrival in Perth on June 12, 2003; matters discussed included Terms of Reference; enabling legislation, findings of the Coronial Inquiry into the death of Susan Taylor and extracts from the Gordon Report (mainly on May 26, 2003)

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- I received a copy of the draft Bill June 5, 2003

3) Incorrect factual information

I note in reviewing the terms of my contract for service, paragraph 4 includes a nine (9) day initial period, after which attendance at the reserve and in and around Perth is by agreement. My reply at Page 10 (fourth paragraph down) was incorrect, and I apologise for this error.

4) Attachments

I attach certain information requested during the course of the hearing and I reference this as under:

- a) Copies of Press Clippings "The West Australian" and "The Australian" received from Dept of Indigenous Affairs (refer attachment 'A')
- b) Copy of the draft Bill and accompanying fax received June 5, 2003 (refer attachment 'B')
- c) Copy of my questions surrounding my role and outcomes to be achieved, which were discussed May 28, 2003, with Richard Curry and senior staff (refer attachment 'C')
- d) Copy of my contract of engagement (refer attachment 'D')

5) I have reviewed the contents of my files for hand-written notes, briefing notes, e-mails and other relevant memoranda as might provide some additional insight into the decision-making processes leading up to the time of my appointment as Administrator of Reserve 43131; however, I advise my belief that no further memoranda, not already provided, is available as would assist in your deliberations in meeting your Committee's Terms of Reference.

6) In addition to the evidence recorded in the attached transcripts, I wish to complete a piece of evidence I was giving when the chairman called the hearing into private session and which, unfortunately, we did not return to in the private session.

We were discussing the general state of disrepair of the reserve and as I termed it, its upkeep was such that it appeared "unkempt, unloved and untidy". I produced photographs of the state of the reserve at the time of gaining control (ie. on and around June 13, 2003). Members of the committee and I were discussing, at page 12, my judgement of the "very poor standards" of the reserve.

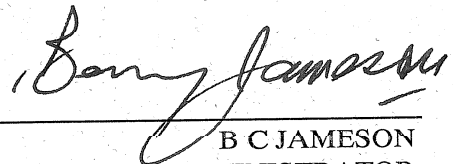
I wish to point out that in producing those photographs, it was also my intention to highlight the apparent substantial breaches of the Management Order 1262262 of October 11, 2002, which had, until the advent of the Reserves (Reserve 43131) Act, 2003, placed the "care, control and management" of the Swan Valley Reserve with the Swan Valley Nyungah Community Aboriginal Corporation, "for the use and benefit of Aboriginal Inhabitants", pursuant to Section 46 of the Land Administration Act, 1997. The Management Order listed a number of terms and conditions in meeting the requirements to "care, control and manage" the reserve.

I have identified the breaches of those conditions as a result of my administration of the reserve, including:

- creating a refuse dump at the rear of the Reserve
- permitting environmental degradation e.g.
 - noxious plants
 - siltage of creek
 - failure to maintain fire trails in accordance with the approved Fire Management Plan
- failure to provide the Minister with details of
 - changes in management committee membership and office-holders
 - membership of SVNCAC
 - financial statements and annual reports of SVNCAC
 - minutes of Annual General Meetings
 - Examiners Reports as and when received

I believe this evidence is material in context of the line of questioning put to me by the committee and I wish to have it included in the evidence and material recorded as part of the hearings at which I gave evidence.

Yours faithfully



B C JAMESON
ADMINISTRATOR
RESERVE 43131