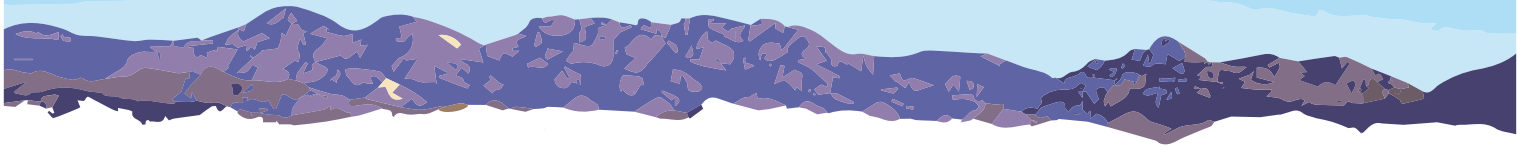
Adnyamathanha Traditional Lands Association (Aboriginal Corporation) RNTBC

ICN 3743 ABN 14 146 238 567 (under special administration)



NEWSLETTER 9 :: October 2022

DEAR MEMBERS, TRADITIONAL OWNERS AND OTHER INTERESTED PEOPLE,

My name is Peter McQuoid and on 17 April 2021 the then Registrar of Indigenous Corporations, Selwyn Button, appointed me special administrator for Adnyamathanha Traditional Lands Association (Aboriginal Corporation) RNTBC (ATLA).

This is my ninth newsletter as the special administrator for ATLA. While I am in this role, I'll send regular newsletters to let you know what I'm doing to help get your corporation ready to hand back to members' control.

Indigenous Business Australia (IBA) continue sale of its share of Wilpena Pound Resort

Just over 10 years ago ATLA 1 Pty Ltd (formerly Crammond) and IBA jointly purchased the Wilpena Pound Resort. The aim of this venture was for ATLA1 to buy out IBA's share of ownership over a 10 year period by using profits generated from operating the resort. Unfortunately 10 years has passed and the goal has not been achieved – currently ATLA1 owns only 11.09% of the resort with IBA owning 88.91%.

The ATLA corporation advisory group gave me clear advice the ATLA1 investment in the resort is of significant importance to the Adnyamathana people. The Wilpena Pound site is of immense cultural significance to the Adnyamathana people.

I have written to the Chairperson of IBA and the Minister for Indigenous Australians to request IBA immediately halt the intended sale of IBA's share. I asked for this so that ATLA can consult and seek directions from Adnyamathanha common law holders on whether or not to purchase IBA's share directly or in partnership with others. It is the unanimous view of the ATLA Corporation Advisory Group this sale should be halted.

IBA has responded to my request saying they refuse to delay the sale. I will continue to ask IBA to halt the sale until proper consultation with Adnyamathana people can occur.

Information meeting & annual general meetings (AGMs)

I will be holding 2 meetings in November.

The first is an information meeting which is for corporation members, common law holders and people interested in the special administration. It is an opportunity to hear a report on the special administration and ask questions. This meeting will be held at Hawker on Friday 25 November 2022. For more details see the attached notice of information meeting.

The second will be on the next day, Saturday 26 November 2022 in Port Augusta. This meeting is ATLA's AGM for the years ended 30 June 2021 and 2022 in the same meeting. For more details see the attached notice of AGMs.

At both meetings, I will run through the financial statements for the years ended June 2021 and June 2022, provide an update on the IBA sale of its shares in Wilpena Pound Resort and the ATLA-v-Rangelea court case. It will also be an opportunity for asking questions about the corporation and the special administration.

Tricia Stroud, the Registrar of Indigenous Corporations will be at both meetings and happy to respond to questions.

Media cannot attend these meetings.

Rule book change

On 19 October 2022 I made a change to a rule about member meetings in the ATLA rule book:

> Rule 6.8 (1) - The quorum is 10% of members or 20 members (whichever is the greater)

has been changed to :

> Rule 6.8 (1) - The quorum is 10% of members or 20 members (whichever is the lesser).

This change will allow AGMs to continue with a minimum of 20 members attending, which was the rule before the special administration started. No other changes to the rules have been implemented.

A copy of the new rule book is available on the ATLA website (atla.com.au) and at the ORIC website (oric.gov.au)

ATLA Culture Heritage and Native Title committee (CHANT)

The CHANT committee is an advisory committee for the ATLA board. The role of a CHANT committee member is to provide advice on culture and heritage matters to the ATLA board. As there is currently no board, they are providing this advice to the ATLA corporation advisory group. In performing their role, members of CHANT must represent the whole Adnyamathanha community through their knowledge, understanding and awareness of Adnyamathanha culture and heritage.

The CHANT committee is working on 2 potential native title mining agreements (NTMA). The committee:

- has drafted a possible NTMA with BlastIt
- is currently talking to Copar Resources.

A decision about whether or not to enter a native title mining agreement is a high level decision under the Native Title Act. This means that ATLA must consult and seek directions from common law holders for the decision. If and when these proposed agreements are ready to be presented to common law holders, they will be added to the agenda for the next meeting of common law holders.

Other activities requiring recommendations or advice from the CHANT committee include:

- Responding to Form 21 Notices for entry onto Adnyamathanha Land
- Responding to Section 21 and 23 determinations
- Providing advice on preservation of artefacts, access to cultural materials and damage to land
- Providing advice on applications for ATLA membership
- Providing recommendations on the membership of National Parks co-management boards.

The CHANT committee meets once a month. The special administrator does not attend CHANT committee meetings.

ATLA Coordinator

Welcome to Lisa Salisbury from the EBS Group who has taken over from John Ramsay as the ATLA Coordinator. Lisa is a Senior Cultural Heritage Consultant with strong skills and experience in Aboriginal archaeology and working with Aboriginal communities. EBS has been contracted for a period of 12 months starting 1 October 2022.

The role of the ATLA Coordinator is to support the CHANT committee to ensure ATLA culture and heritage interests are recognised and protected.

Thank you and farewell to John Ramsay. John has been supporting the CHANT for over a year now and has during that time provide the CHANT with a professional support service.

Thanks again to the generous funding provided by Heathgate Resources Pty Ltd (75%) and Taruga Minerals Limited (25%), which has enabled the appointment of Lisa Salisbury as the ATLA Coordinator.

ATLA Heritage Survey Register

Did you know that any member of ATLA can register their interest in participating in a heritage survey?

To register, go to atla.com.au/about/culture-heritage-and-native-title-committee/ and click the button to download a 'Heritage Survey Participation Agreement'.

Fill in the form and email it to the CHANT committee at heritage@atla.com.au

Your agreement will be added to a 'Register of Survey Participants'. The CHANT committee uses this register to select the most appropriate people to participate in surveys.

More information

See ORIC's fact sheet 'Special administrations: what members and directors need to know', and other fact sheets on corporate governance at oric.gov.au.

You can find out more about special administrations by visiting oric.gov.au or by calling the Registrar's office on freecall 1800 622 431.

Many thanks,
Peter

SPECIAL ADMINISTRATOR

Peter McQuoid
PDM Consultancy

Ph: (07) 3289 2596 or 0435 018 879
Email: p.mcquoid@pdmc.net.au

Adnyamathanha Traditional Lands Association (Aboriginal Corporation) RNTBC

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NOTICE OF INFORMATION MEETING

Members and other interested people are invited to an information meeting of the special administration of ATLA.

The meeting is not only for members. It's a chance to be informed, ask questions and enjoy some fellowship and afternoon tea. Media cannot attend this meeting.

Tricia Stroud, the Registrar of Indigenous Corporations will be present and happy to respond to any questions

DATE: Friday 25 November 2022

TIME: 2.30 pm

PLACE: Hawker Institute, 58 Elder Terrace, Hawker SA

AGENDA

1. Checking the register of members
2. Role of the special administrator and aim of the special administration
3. Presentation of the financial reports for the years ended 30 June 2021 and 2022
4. Update on IBA's proposed sale of shares in Wilpena Pound Resort
5. Update on ATLA v Rangelea court case
6. Next steps
7. Asking questions about the corporation and the special administration

This is an opportunity for you to discuss the special administration and your corporation's future. Please come along. Light refreshments will be provided.

No financial support is available to attend this meeting.

Peter McQuoid, Special administrator
1 November 2022

SPECIAL ADMINISTRATOR

Peter McQuoid PDM Consultancy

Ph: (07) 3289 2596 or 0435 018 879 **Email**: p.mcquoid@pdmc.net.au

ATTACHMENT

Adnyamathanha Traditional Lands Association (Aboriginal Corporation) RNTBC

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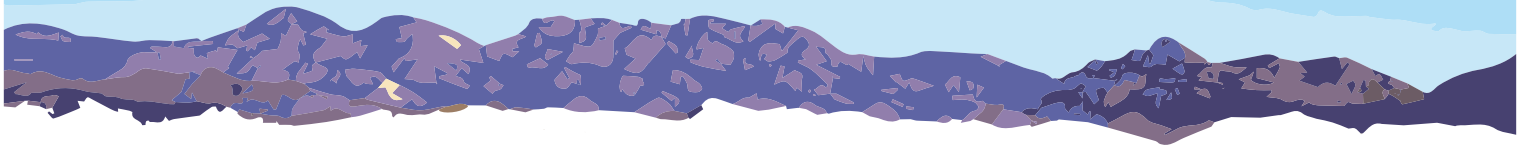


NOTICE OF ANNUAL GENERAL MEETINGS

Members are invited to attend the ATLA AGM. On this occasion I will be holding the AGM for the years ended 30 June 2021 and 30 June 2022 at the same time.

The meeting is only for members. Other interested people and media cannot attend this meeting.

Tricia Stroud, the Registrar of Indigenous Corporations will be present and happy to respond to questions.

DATE: Saturday
26 November 2022

TIME: 10.00 am

PLACE: Finders View Primary School,
Chinnery Street,
Port Augusta SA 5700

This is an opportunity for you to discuss the special administration and your corporation's future. Please come along. Light refreshments will be provided.

No financial support is available to attend this meeting.

Peter McQuoid
Special administrator
1 November 2022

AGENDA

1. Checking the register of members
2. Confirming the minutes of the previous general meeting
3. Role of the special administrator and aim of the special administration
4. Presentation of the financial reports for the years ended 30 June 2021 and 2022, and opportunity to ask questions
5. Update on IBA's proposed sale of shares in Wilpena Pound Resort
6. Update on ATLA v Rangelea court case
7. Next steps in the special administration
8. Asking questions about the corporation and the special administration

As ATLA is under special administration there will not be any voting for directors or auditors at this AGM.

SPECIAL ADMINISTRATOR

Peter McQuoid
PDM Consultancy

Ph: (07) 3289 2596 or
0435 018 879
Email: p.mcquoid@pdmc.net.au

Corporation's rules about proxies

A member can appoint another member as proxy to attend meetings and vote for him or her.

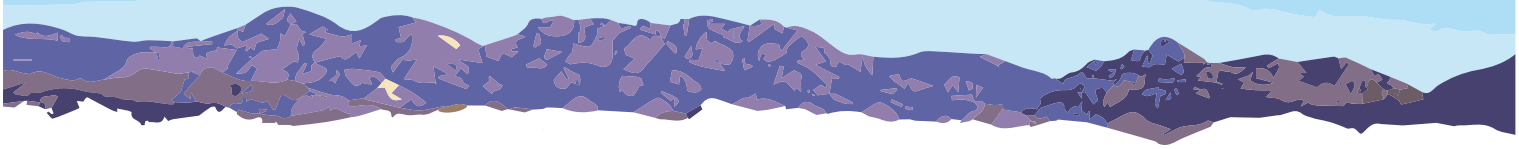
Proxies can also speak at meetings and join in demanding a poll. They can vote if their appointment allows them to.

A proxy appointment must contain the appointer's name and address, the corporation's name, the proxy's name, the meeting where the proxy is going, and it must be signed by the appointer. (See attached proxy form).

The corporation must receive the proxy's appointment at least 24 hours before the meeting.

A person must not be a proxy for more than one member.

ATTACHMENT



APPOINTMENT OF PROXY

Form of appointment of proxy
Adnyamathanha Traditional Lands Association (Aboriginal Corporation) RNTBC

_____
full name

of

_____
address

being a member of Adnyamathanha Traditional Lands Association (Aboriginal Corporation) RNTBC hereby appoint

_____
full name of proxy

of

_____
address

being a member of Adnyamathanha Traditional Lands Association (Aboriginal Corporation) RNTBC, as my proxy to vote for me on my behalf at the general meeting of the corporation (annual general meeting or other general meeting, as the case may be) to be held on _____ day of _____ 2022, and at any adjournment of that meeting.

Signature: _____
Signature of member appointing proxy

Date: _____

Notes:

1. A proxy vote may not be given to a person who is not a member of the corporation.
2. No member may hold more than one proxy.

Please return your completed form to George Treloar at Moore Australia:

Email: george.treloar@moore-australia.com.au
Post: Level 2, 180 Flinders Street. Adelaide SA 5000

The corporation must receive the proxy's appointment at least 24 hours before the meeting.