

Kulaluk Jape Planit Fitzer Drive Totem Road Subdivision Bagot Burial Ground Archaeology Gwalwa Daraniki Ernie Chin Bill Day Submission Department Lands Planning and Environment Darwin Ludmilla Coconut Grove Northern Territory Aboriginal Land Rights

Re: Development Applications Lot 5182 Town of Darwin - Planit Consulting and Part Lot 8630 and Part Lot 5182 - "Gwalwa Daraniki Association Pty Ltd"

Please refer to my earlier objections to the subdivision of Lot 5182, otherwise known as the Kulaluk lease. I note that an advertisement appeared in the NT News on September 26 showing the whole of Lot 5182 shaded. How are objectors supposed to know from the advertised map which areas are to be subdivided? The map contrasts with the detail shown in the other applications advertised on September 26th, 2014.

With regard to this **additional** submission, I reiterate some issues below, laid out as bullet points:

- I do not accept that the Gwalwa Daraniki Association as incorporated has a legal right to make financial arrangements with McDonalds, Planit, Jape, Ernie Chin, Gwelo, Halikos or any other construction or development company. Neither do I accept the legality of the leaseholders forming a company known as "Gwalwa Daraniki Association Pty Ltd" to develop Part Lot 8630 and Part Lot 5182, also on the Kulaluk lease. The application to dump fill on this section is the first time I have heard of this company. How can a non-profit association also be a limited company? What happened to Dragon Lady Pty Ltd?
- Amendments have been made to the constitution of the Gwalwa Daraniki Association Inc to limit membership so that the Association no longer represents the Larrakia people or others with an interest in the land, such as the Bagot Community. How are decisions made by the Association? A full inquiry is needed.
- Granting 301 hectares of urban Darwin land to an incorporated association allows for corrupt practices with few safeguards and with negative impacts that affect Darwin's future town planning, particularly when it involves an area that makes such a vital entrance statement on each side of Dick Ward Drive.
- When the lease was being prepared, at a time when I was a founder and member of the Gwalwa

Daraniki Association Inc, we were asked to submit plans that emphasised the area as wilderness, environmental, cultural, educational, and heritage park lands. Various references prove that the Kulaluk lease was granted on those grounds.

- The whole lease is presently under consideration for registration by the NT Heritage Council, a division of your Department, and nothing should be decided until that process has been completed.
- I do not believe that objectors will get a fair hearing while the Development Consent Authority chairperson is a previous CLP Chief Minister. At least there is an impression of bias.
- The dumping of fill on Part Lot 8630 and Part Lot 5182 on the Kulaluk lease following unauthorised clearing of vegetation will prevent regrowth and further desecrate land that is an integral part of the old burial grounds. Archaeological surveys have not conclusively proved that there are no burials in the area.
- The digging of ten archaeological trenches on Part Lot 8630 and Part Lot 5182 to detect burials was unnecessary and proves nothing. The excavations are unscientific, destructive and a further desecration of land that is an integral part of the old Aboriginal burial ground.
- The use of members of the “Gwalwa Daraniki Association Pty Ltd” as heritage consultants is a blatant conflict of interest and is contrary to Larrakia cultural practices.
- The so-called “1 in 4 batters” shown on the plans for fill on Part Lot 8630 and Part Lot 5182 submitted by the “Gwalwa Daraniki Association Pty Ltd” appear to extend beyond the line shown on the plans as “PROPERTY BOUNDARY”. How is that possible, when there has been no application to extend the boundaries of the 2.5ha subdivision proposed by Ernie Chin's Dragon Lady PtyLtd?
- Part Lot 8630 and Part Lot 5182 opposite Totem Road is the only remaining wet season entrance to the greater Kulaluk lease, including the beach extending from Ludmilla Creek to Nightcliff and the largest remaining monsoon forest in Darwin. Instead of the present track into these wilderness areas, if the development goes ahead access will be through a narrow laneway

between industrial sheds, as shown in plans submitted by Planit Consulting.

- Because of the above, Part Lot 8630 and Part Lot 5182 opposite Totem Road is an essential part of the plan to create a cultural, educational and heritage park employing Aboriginal people, for the benefit of the whole Darwin community, in contrast of the narrow interests of a few who would alienate the land according to the existing applications by Planit, Jape, Ernie Chin, “Gwalwa Daraniki Association Pty Ltd,” Halikos, Gwelo and others.
- Similarly, the area between Fitzer Drive and Totem Road is an integral part of the plans for a world-class Wilderness, environmental, cultural, educational, and heritage park employing Aboriginal people. The proposed subdivision into 6 blocks and construction of tin sheds would alienate the area and separate the bushland from community access.
- Signage and lighting proposed for the Jape subdivision would be a potential hazard in the airport flight path.

I urge you to consider objections made by Larrakia people to the alienation of their land and the submissions made by concerned Ludmilla residents, which I wholeheartedly endorse.

Yours sincerely

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