

Attachment 7 – Aboriginal Areas Protection Authority Certificate



In Reply Please Quote: 202410971

Gwalwa Daraniki and Citiland Pty Ltd c/- Planit Consulting PO BOX 1378

NIGHTCLIFF NT 0814

Dear Terence Jape

Authority Certificate for Variation of C2014/133 - Part Lot 5182 Town of Darwin - 202410971

I refer to your application for an Authority Certificate received on the 26th September 2024.

I am pleased to provide you with the attached Authority Certificate issued in accordance with the *Northern Territory Aboriginal Sacred Sites Act 1989*.

Aboriginal sacred sites must not be damaged by any of your activities.

This Authority Certificate contains conditions to ensure the protection of sacred sites. It includes a map that must be retained as part of the Authority Certificate. Please ensure you and all of your employees, agents and contractors understand and abide by these conditions.

This Authority Certificate is a variation of C2014/133, which was in turn a variation of C2012/127. The key differences are that one reported burial site (5073-8) and three areas of cultural significance (5073-152, 5073-158, and 5073-159) no longer appear on the map that is Annexure A. While C2012/127 and C2014/133 did not seek to protect these as sacred sites, information about them was provided to allow you to manage any risks to your proposed development. With the same intention, the four sites have been described in the appendices of the attached Authority Certificate.

As advised in the cover letters of C2012/127 and C2014/133, you should be aware that there are different interpretations of the subject land within the wider Larrakia group. Consultations conducted by the Authority over the years have recorded significant opposition by some Larrakia custodians to development in the subject land, expressed on a range of social, cultural, historic, and environmental grounds. It is further noted that reference has been made by Aboriginal custodians to the possibility that burial sites are located throughout the subject land, though precise locations have not been confirmed.

Please note that costs associated with this Authority Certificate have been waived.

Please note, if the scope or scale of your project changes, an application for a variation to your Authority Certificate should be made.

Any queries may be emailed to enquiries.aapa@aapant.org.au or by phoning (08) 8999 4356.

Yours faithfully

Dr. Benedict Scambary Chief Executive Officer

3/12/2024

Aboriginal Areas Protection Authority Authority Certificate

Issued in accordance with Section 22 of the Northern Territory Aboriginal Sacred Sites Act 1989

Reference: (Doc: 202410971) C2024/073

Applicant: Gwalwa Daraniki and Citiland Pty Ltd c/- Planit Consulting

ABN: 32009651496

Subject Land: As shown on the map which is Annexure 'A' being Part Lot 5182

between Dick Ward Drive and Bagot Road Town of Darwin.

Proposed Work or Use: Works comprising Proposed development of the subject land for

mixed retail, commercial and industrial components

Interpretation: To the extent of any inconsistency between the conditions of this

Authority Certificate and the conditions of any previous Authority Certificate issued over the same area to the applicant for the proposed works, the conditions of this Authority Certificate shall

prevail.

All Authority Certificate annexures and appendices form part of this Authority Certificate and are to be read in conjunction with the

Authority Certificate and are to be read in conjunction with the

conditions below.

Conditions:

- 1. The applicant must ensure that:
 - a) any agent, contractor or employee is aware of the conditions of this Certificate and their obligation to comply with the *Northern Territory Aboriginal Sacred Sites Act* 1989;
 - b) the conditions of this Certificate are included in any subsequent contract or tender documents for the proposed work or use described above;
 - c) any agent, contractor or employee is aware that this Certificate does not negate the need for consent, approval or permission for the proposed work or use of the land which may be required under other legislation.
- 2. This Certificate will lapse and be null and void if the proposed work or use is not commenced within 24 months of the date of this Certificate.

The common seal of the Aboriginal Areas Protection Authority was affixed on the 3rd day of December 2024

Dr. Benedict Scambary Chief Executive Officer



Appendix 1

Aboriginal burial sites may be located within or in the vicinity of the subject land. Burial sites that were reported during the course of preparing this Certificate have not been shown on the map but for your information are described below.

In the event any human remains are unearthed it is your responsibility to stop works and immediately report the disturbance to the NT Police.

It is an offence to interfere with the remains of a deceased person under the Criminal Code Act 1983.

1. 5073-8 is a reported burial and ceremonial area extending from behind the Old Retta Dixon Home to an area beyond Totem Road & Dick Ward Drive at E701278 N8628161 (UTM GDA94 Zone 52).

Appendix 2

Three sites of additional cultural significance have been reported within the subject land. These sites have not been shown on the map but for your information are described below. They may include features that would be protected under the *Heritage Act 2011*.

- 1. 5073-159 is historic Chinese well at E701400 N8627880 (UTM GDA94 Zone 52).
- 2. 5073-158 is a spring located just north of the service station on Bagot Rd at E701737 N8627512 (UTM GDA94 Zone 52).
- 3. 5073-152 is a reported ceremony ground in an area of bush on the corner of Dick Ward Drive and Fitzer Rd near Bagot Community at E701366 N8627553 (UTM GDA94 Zone 52).



Variation of C2014/133 - Part Lot 5182 Town of Darwin -202410971

ANNEXURE "A" MAP FORMING PART OF

AUTHORITY CERTIFICATE C2024/073

ISSUED TO: Gwalwa Daraniki and Citiland Pty Ltd c/- Planit Consulting

CHECKED BY:....DATE 28/11/2024

R.LM - LAND INFORMATION OFFICER

240 metres Scale 1:4,000 Coordinate system: GDA94

KEY

Subject Land Extent of Recorded Sacred Site Burial

Sacred Burial

* The Sacred Site point is not indicative of the specific site location and does not represent the location of any features of the site.



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This map forms part of a Certificate issued by the Authority under section 22 of the Northern Territory Aboriginal Sacred Sites Act 1989. No reliance should Abortignal sacra state 24a 1767. No remarke should be put on the accuracy of the information on the map except as it relates to the land the subject of the Certificate and the fact that sites are not shown in other areas shall not be taken as a definitive indication of the existence or lack of existence of sites.