References

- Aboriginal and Torres Strait Islander Commission 2004, ATSIC News, June.
- Aboriginal and Torres Strait Islander Council 2000, Report on Greater Regional Autonomy, ATSIC Regional Autonomy Portfolio Commissioners Djerrkura OAM, Bedford and Williams Endorsed by the ATSIC Board.
- Aboriginal and Torres Strait Islander Social Justice Commissioner 2005, Social Justice Report 2005, Human Rights and Equal Opportunity Commission, Sydney.
- ——2004, *Native Title Report* 2004, Human Rights and Equal Opportunity Commission, Sydney.
- ——2003, Native Title Report 2003, Human Rights and Equal Opportunity Commission, Sydney.
- Aboriginal Land Rights Commission 1973, First Report, Australian Government Publishing Services, Canberra.
- ——1974, Second Report, Australian Government Publishing Services, Canberra.
- ABS see Australian Bureau of Statistics.
- Acaster, R 1995, 'Worlds Apart: Atom Bombs and Traditional Land Use in South Australia', *LIMINA*, vol 1, pp 1–12.
- 'After 22 Years, Maralinga Tribes Get Their Promised Land Back' 1984, *The Australian*, 19 December, p 3.
- Agius, P, Davies, J, Howitt, R, Jarvis, S & Williams, R 2004, 'Comprehensive Native Title Negotiations in South Australia', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 203–19.
- Agius, P, Davies, J, Howitt, R & Johns, L 2002, 'Negotiating Comprehensive Settlement of Native Title Issues: Building a New Scale of Justice in South Australia', *Land, Rights, Laws: Issues of Native Title*, vol 2, Issues Paper no 20, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Agius P, Howitt, R, Jarvis, S & Williams, R 2003, 'Doing Native Title as Self-Determination: Issues from Native Title Negotiations in South Australia', paper presented to the International Association for the Study of Common Property Pacific Conference, Brisbane, 2–4 September.
- Agreements, Treaties and Negotiated Settlements Database, Agreements, Treaties and Negotiated Settlements Project (ATNS), Melbourne, viewed 20 January 2006, http://www.atns.net.au/>.
- ALGA Australian Local Government Association.
- Allbrook, M & Jebb, MA 2005, Implementation and Resourcing of Native Title and Related Agreements, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra.
- Allen, E 2005, *The Treaty Process Specific Cases*, University of British Columbia First Nations Studies Program Land Claims and Governance Speakers Series, lecture no 4 transcript, University of British Columbia First Nations Studies Program, Vancouver, pp 2–3, viewed 23 January 2006, http://fnsp.arts.ubc.ca/fileadmin/template/main/images/departments/first_nations/SpeakersSeries_Transcripts/4_FNSP_Land_Claims_and_Governance_050208.pdf.
- Allen, H 1980, 'Aborigines of the Western Plains of New South Wales', in C Haigh & W Goldstein (eds), *The Aborigines of New South Wales*, NSW National Parks and Wildlife Service, Sydney.
- Altman, J 2002, 'Partnering Sustainable Regional Development: Indigenous Community Organisations and Miners', CEDA Research Project, viewed December 2005, www.ceda.com.au/ResearchNew/Publications/Files/altman.pdf>.

- Alwis, R 1998, 'Racism and Minority Groups' in *Bringing Australia Together, The Structure and Experience of Racism in Australia,* The Foundation for Aboriginal and Islander Research Action, Queensland pp 65–70.
- ATNS Database see Agreements, Treaties and Negotiated Settlements Database 2004.
- Arabena, K 2005, 'Not Fit for Modern Australian Society: Aboriginal and Torres Strait Islander People and the New Arrangements for the Administration of Indigenous Affairs', *AIATSIS Research Discussion Paper*, no 16, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Asch, M 2004, 'Self-Determination and Treaty Making: Consent and the Resolution of Political Relations between First Nations and Canada', paper presented at the *Consent as the Foundation for Political Community*, Inaugural Conference of the Consortium on Democratic Constitutionalism, University of Victoria, 1–3 October.
- ATSIC see Aboriginal and Torres Strait Islander Commission.
- Australian Bureau of Statistics 2005, Regional Population Growth, Australia and New Zealand Preliminary Local Government Area (LGA) Populations (at 30 June 2004) and Revised Median Ages (at 30 June 2003) QLD, 23 March, viewed 25 April 2005, http://www.abs.gov.au/Ausstats/abs@.nsf/1020492cfcd63696ca2568a1002477b5/ad1be2b2f8d8ff3aca256fcc0075c620!OpenDocument.
- Australian Bureau of Statistics & Australian Institute of Health & Welfare 2005, The Health and Welfare of Australia's Aboriginal and Torres Strait Islander Peoples 2005, Commonwealth of Australia, Canberra.
- 2005, Commonwealth of Australia, Canberra.

 Australian Government Solicitor 1998, 'The Making of the Native Title Act', in Native Title Legislation with Commentary by the Australian Government Solicitor, 2nd edn, Australian Government Solicitor, Canberra.
- Australian Local Government Association 1998, National Agenda for Local Government, ALGA, Canberra.
- ——2002, Address to the ATSIC Treaty Conference by Cr John Ross, President of ALGA, delivered by Ed Wensing, consultant to ALGA on native title matters, 28 August.
- ——nd, *Indigenous Issues*, viewed 20 January 2006, http://www.alga.asn.au/policy/indigenous/nativeTitle/>.
- Australian Local Government Association & Aboriginal and Torres Strait Islander Commission 1998, Working Out Agreements Between Local Government and Indigenous Australians: A Practical Guide, 2nd edn, ALGA, Canberra.
- Australian Local Government Association, Aboriginal and Torres Strait Islander Commission, Attorney-General's Department & National Native Title Tribunal 2002, Working with Native Title: Linking Native Title and Council Processes, 2nd edn, ALGA, Canberra.
- Australian Local Government Association, Aboriginal and Torres Strait Islander Commission & National Native Title Tribunal 1999, Working with Native title: A Practical Guide for Local Government, 2nd edn, ALGA, Canberra.
- Awashish, P 2002, 'Some Reflections on Eeyou Governance and the James Bay and Northern Quebec Agreement', in AC Gagnon & G Rocher (eds), Reflections on the James Bay and Northern Quebec Agreement, Quebec Amerique, Montreal.
- Baird, K 2005, *University of British Columbia First Nations Speakers Series 9*, speech, February, Vancouver, Canada.
- Balkanu Cape York Corporation 2000, Cape York Heads of Agreement, Balkanu Cape York Development Corporation, Cairns, viewed 20 April 2005, http://www.balkanu.com.au/business/policy-dev/agreement.htm.
- —nd, Caring for Country, Balkanu Cape York Development Corporation Cairns, viewed 3 November 2005, http://www.balkanu.com.au/projects/caring.html.
- Ball, J, Donnelley, L, Erlanger, P, Evans, R, Kollmorgen, A, Neal, B & Shirley, M 2001, 'Inland Waters', in *Australia State of the Environment Report 2001 (Theme Report)*, CSIRO Publishing on behalf of the Department of Environment and Heritage, Canberra.

- Barkan, E 2000, The Guilt of Nations: Restitution and Negotiating Historical Injustices, Norton, New York.
- Bartlett, R 2001, 'Canada: Indigenous Land Claims and Settlements' in B Keon-Cohen, *Native Title in the New Millenium*, Aboriginal Studies Press, Canberra, pp 355–67.
- ——2003, 'Humpies Not Houses or the Denial of Native Title: A Comparative Assessment of Australia's Museum Mentality', *Australian Property Law Journal*, vol 10, pp 1–25.
- ——2004, *Native Title in Australia*, LexisNexis Butterworths, Sydney.
- Bates, D 1938, The Passing of the Aborigines: A Lifetime Spent Amongst the Natives of Australia, Butler and Tanner, London.
- Bauman, T & Williams, R 2004a, Report on Native Title Representative Body Workshops: Directions, Priorities and Challenges, Native Title Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra.
- ——2004b, 'The Business of Process: Research Issues in Managing Indigenous Decision Making and Disputes in Land', Research Discussion Paper no 13, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra.
- Beaulieu, C 2002, 'Ted Moses Calculated Risk', L'actualité, January.
- Beebe, J 2001, Rapid Assessment Process: An Introduction, Walnut Creek, AltaMira Press.
- Belgrave, M, Kawharu, M & Williams, D (eds) 2004, Waitangi Revisited: Perspectives on the Treaty of Waitangi, Oxford University Press, Auckland.
- Bellett, G 2004, 'A Natural Leader', The Vancouver Sun, 30 December, B2.
- Berndt, R & Berndt, C 1951, From Black to White in South Australia, Cheshire, Melbourne.
- ——1942a, 'A Preliminary Report of Field Work in the Ooldea Region, Western South Australia', *Oceania*, June, vol xii, no 4, pp 305–30.
- —— 1942b, 'A Preliminary Report of Field Work in the Ooldea Region, Western South Australia', *Oceania*, September, vol xiii, no 1, pp 50–70.
- Berndt, R and Berndt, C (eds) 1965, Aboriginal Man in Australia, Angus and Robertson, Sydney.
- Blackmore, D 2002, 'Protecting the Future', in D Connell (ed), *Uncharted Waters*, Murray-Darling Basin Commission, Canberra.
- Blaser, M 2004, 'Life Projects: Indigenous Peoples' Agency and Development', in M Blaser, H Feit & G McRae (eds), In the Way of Development: Indigenous Peoples, Life Projects and Globalization, Zed Books, London, pp 26–46.
- Blaser, M, Feit, H & McRae, G (eds) 2004, In the Way of Development: Indigenous Peoples, Life Projects and Globalization, Zed Books, London.
- Blomley, N 2004, Unsettling the City: Urban Land and the Politics of Property, Routledge, New York.
- Borrows, J 2002, Recovering Canada: The Resurgence of Indigenous Law, The University of Toronto Press, Toronto.
- ——2004, 'Practical Reconciliation, Practical Recolonisation?', Land, Rights, Laws: Issues of Native Title, vol 2, Issues Paper no 27, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Boulton, AJ & Brock, MA 1999, Australian Freshwater Ecology: Processes and Management, Gleneagles Publishing, South Australia.
- Boulton, GG 1981, 'Black and White after 1879' in CT Stannage (ed), A New History of Western Australia, University of Western Australia Press, Perth, pp 124–78.
- Bradfield, S 2004, 'Agreeing to Terms: What is a "Comprehensive" Agreement', Land, Rights, Laws: Issues of Native Title, vol 2, Issues Paper no 26, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.

- Bradshaw, R & Collett, A 1991, 'Aboriginal Land Rights in South Australia', Aboriginal Law Bulletin, vol 52, no 2, pp 20–1.
 Brady, M 1999, 'The Politics of Space and Mobility: Controlling the Ooldea/Yalata
- Aborigines 1952-1982', Aboriginal History, vol 23, pp 1-14.
- Brady, M, Byrne, J & Henderson, G 2003, 'Which Bloke Would Stand Up for Yalata? The Struggle of an Aboriginal Community to Control the Availability of Alcohol', Australian Aboriginal Studies, vol 2003, no 2, pp 62-74.
- Brennan, F 1998, The Wik Debate: Its Impact on Aborigines, Pastoralists and Miners, University of New South Wales, Sydney.
- Brennan, S 2003, 'Native Title in the High Court of Australia a Decade After Mabo', *Public Law Review*, vol 14, no 4, pp 209–18. British Columbia Claims Task Force 1991, *The Report of the British Columbia Claims*
- Task Force, Treaty Negotiations Office, The Government of British Columbia, Victoria, BC, June.
- British Columbia Ministry of Aboriginal Affairs and Reconciliation 2005, Why Are We Negotiating Treaties, viewed 31 August 2005, http://www.gov.bc.ca/ arr/prgs/why_we_negotiate.html>.
- British Columbia Treaty Commission 2005, Negotiation Update, Vancouver, viewed 20 December 2005, http://www.bctreaty.net/files_3/updates.html.
- -nda, Hul'qumi'num Statement of Intent (2 April 2004), Vancouver, viewed 20 December 2005, http://www.bctreaty.net/soi_3/soihulquminum.html.
- -ndb, Hul'qumi'num Statement of Intent Map (2 April 2004), Vancouver, viewed 20 December 2005, http://www.bctreaty.net/nations_3/soi_maps/Hul- qumi-num_Treaty_Group_\$OI_Map2.pdf>.
- Brock, P 1993, Outback Ghettos: Aborigines, Institutionalisation and Survival, Cambridge University Press, Melbourne.
- Broome, R 1994, Aboriginal Australians: Black Responses to White Dominance 1788-1994, Allen & Unwin, Sydney.
- ——2005, Aboriginal Victorians: A History Since 1800, Allen & Unwin, Sydney. Brough, J 1997, 'Wik Draft Threatens Native Title', Sydney Morning Herald, 28 June,
- Brough, M 2006, '\$30 million plan to improve living conditions in Alice Springs town camps', media release, 5 May, viewed 28 September 2006. http:// www.facs.gov.au/minister3.nsf/print/town-camps_5may06.htm>.
- Burns, JM 1978, Leadership, Harper & Row, New York.
- CAC see Community Advisory Committee.
- Cairns, A 2000, Citizens Plus: Aboriginal Peoples and the Canadian State, UBC Press, Vancouver.
- CAR see Council for Aboriginal Reconciliation.
- Canada-Kahnawake Relations Website nd, CKR Process, Kahnawake, viewed 18 January 2006, http://www.kahnawake.com/ckr/process.htm>.
- Canadian Arctic Resources Committee 1999, 'Arctic Infrastructure is the Next Megaproject Warns CARC', Diamond Alert Bulletin, 10 February, viewed 18 January, 2006 http://www.carc.org/alerts/diamond_alert/feb10-99.htm
- Canadian News Wire 2005, 'Diavik Receives Gold Aboriginal Recognition', CNW Portfolio System, email to Portfolio E-Mail, 10 January.
- Cane, S 1992, Something for the Future: Community Development at Oak Valley SA, Report to Oak Valley Community and the Aboriginal and Torres Strait Islander Commission.
- -2002, Pila Nguru: The Spinifex People, Fremantle Arts Centre Press, Fremantle.
- Cane, S & Cane, A 2003, People of the Park: Aboriginal Associations with the Unnamed Conservation Park, Report to Maralinga Tjarutja and Pila Nguru.
- CBC News 2005, Nunavik Inuit Gain Ownership of Offshore Islands, 16 November, viewed 23 January 2006, http://www.cbc.ca/north/story/nunavik-islands- 16112005.html>.
- CDEP see Community Development Employment Project.

- Cernetig, M 2006, 'Tsawassen land treaty negotiated: First Nation, governments reach first-ever urban agreement', *The Vancouver Sun*, 4 September, viewed 24 September 2006, http://www.canada.com/vancouversun/news/story.html?id+507c6d05-ccf8-4473-beec-65af06e737c7.
- Chan, A 1998, 'Reclaiming Multiculturalism' in *Bringing Australia Together, The Structure and Experience of Racism in Australia,* The Foundation for Aboriginal and Islander Research Action, Queensland, pp 78–84.
- Charlesworth, M 1984, *The Aboriginal Land Rights Movement*, Hodja Educational Resources Cooperative, 2nd edn, Melbourne.
- Chartrand, P 2004, 'Towards Justice and Reconciliation: Treaty Recommendations of Canada's Royal Commission on Aboriginal Peoples (1996)', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 120–32.
- Chase, AK & Sutton, P 1987, 'Australian Aborigines in a Rich Environment', in A Keast (ed), *Ecological Biogeography of Australia*, W Junk, The Hague, pp 1819–52.
- Ciulla, JB (ed) 1998, Ethics, The Heart of Leadership, Quorum Books, Westport.
- Clark, CMH 1987, A History of Australia, vol 6, Melbourne University Press, Melbourne.
- Clark, SD 2002, 'Divided Power, Co-operative Solutions?', in D Connell (ed), *Uncharted Waters*, Murray-Darling Basin Commission, Canberra.
- COAG see Council of Australian Governments.
- Coates, K 1998, 'Divided Past, Common Future: The History of the Land Rights Struggle in British Columbia', in R Kunin (ed), *Prospering Together*, The Laurier Institute, Vancouver.
- Cocks, CH 1978, Report of the Pitjantjatjara Land Rights Working Party of South Australia, Pitjantjatjara Land Rights Working Party, Adelaide.
- Coghlan, F 1991, 'Aboriginal Town Camps and Tangentyere Council: The Battle for Self-Determination in Alice Springs', Masters thesis (unpublished).
- Collett, A & Cane, S 1994, Our Future Was Broken: Compensation for the Maralinga People, Report to Maralinga Tjarutja.
- Comalco Limited, *Weipa*, viewed 6 January 2006, http://www.comalco.com/freedom.aspx?pid=204>.
- Commission see Murray-Darling Basin Commission.
- Commonwealth of Australia 1997, Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund, Darwin, Thursday 17 April, official Hansard Report, Canberra.
- Community Advisory Committee 2003, Communique, 8 April.
- Community Development Employment Project nd, Community Development Employment Project, viewed 20 January 2006, http://www.cdep.com.au/Default.aspx?id=11.
- Connell, D & Colebatch, HK forthcoming, 'The Murray-Darling Basin An Evolving Sphere of Public Policy', in HK Colebatch (ed), *Beyond the Policy Cycle: The Policy Process in Australia*, Allen and Unwin, Sydney.
- Cooms, V 2005, 'Governance, Community Control and Native Title', paper presented to the National Native Title Conference, Coffs Harbour, 1–3 June.
- Coon Come, M 2004, 'Survival in the Context of Mega-Resource Development: Experiences of the James Bay Cree and the First Nations of Canada', in M Blaser, H Feit & G McRae (eds), In the Way of Development: Indigenous Peoples, Life Projects and Globalization, Zed Books, London, pp 153–65.
- Cornell, S & Begay, M 2003, 'What is Cultural Match and Why is it So Important? Lessons from 14 Years of the Harvard Project', paper presented to the Building Effective Indigenous Governance Conference, Jabiru, NT, 4–7 November, viewed 18 April 2005, http://www.nt.gov.au/cdsca/indigenous_conference/web/html/papers.html>.

- Council for Aboriginal Reconciliation 2000, Reconciliation: Australia's Challenge, Final Report of the Council for Aboriginal Reconciliation to the Prime Minister and the Commonwealth Parliament, viewed 10 November 2005, http://www.austlii.edu.au/cgi-bin/disp.pl/au/other/IndigLRes/car/2000/16/prelim01.htm?query=reconciliation+australia%27s+challenge.
- Council of Australian Governments 2000, Council of Australian Governments' Communique, 3 November.
- Council of Australian Governments 2004, Intergovernmental Agreement on Addressing Water Overallocation and Achieving Environmental Objectives in the Murray-Darling Basin.
- Craik, B 2004, 'The Importance of Working Together: Exclusions, Conflicts and Participation in James Bay, Quebec', in M Blaser, H Feit & G McRae (eds), *In the Way of Development: Indigenous Peoples, Life Projects and Globalization*, Zed Books, London, pp 166–86.
- Craik, W 2005, 'Weather, Climate, Water and Sustainable Development', World Meteorological Day Address, viewed 23 March 2005, http://www.bom.gov.au/announcements/media_releases/ho/20050323-craik.shtml>.
- Critchett, J 2003, 'Encounters in the Western District', in B Attwood & SG Foster (eds), Frontier Conflict: The Australian Experience, National Museum of Australia, Canberra.
- Crooke, P, Harvey, B, Langton, M & Suchet-Pearson, S 2003, Western Cape Communities Co-existence Agreement Implementation Progress Review Summary Report, Unpublished Comalco Report, Brisbane.
- 'Crown Settlement Offer: Consultation Document from the Ngāi Tahu Negotiating Group', 1998, 2nd edn, Ngāi Tahu Publications, Christchurch; see also Te Rūnanga o Ngāi Tahu, Crown Settlement Offer, viewed 30 January 2006, http://www.ngaitahu.iwi.nz/Office/The%20Settlement/The%20Crowns%20Settlement%20Offer.
- Curtain, R 2004, 'Overcoming the Democratic Deficit: Engaging Citizens in the Making of Public Policy in Australia', Eureka 150th Anniversary Conference on Democracy, University of Ballarat, Victoria, 25–7 November.
- Day, B 1994, Bunji: A Story of the Gwalwa Daraniki Movement, Aboriginal Studies Press, Canberra.
- ——2001, 'Aboriginal Fringe Dwellers in Darwin: Cultural Persistence or Culture Of Resistance?', PhD thesis, The University of Western Australia, Perth, viewed 20 November 2006, http://bill-day-bunji.tripod.com/Bill-Day-Thesis.c.htm.
- Thesis/Bill_Day_Thesis.c.htm>.
 de Costa, R 2004, 'Treaties in British Columbia: Comprehensive Agreement Making in a Democratic Context', in M Langton, M Tehan, L Palmer & K Shain (eds), Honour Among Nations? Treaties and Agreements with Indigenous People, Melbourne University Press, Melbourne, pp 133-46.
- Department of Indian and Northern Affairs Canada 1977, Mackenzie Valley Pipeline Inquiry Report, viewed 18 January 2006, http://www.colorado.edu/geography/blanken/GEOG%206181%20Fall%202003/ryen/berger.html.
- ——1981, In All Fairness: A Native Claims Policy: Comprehensive Claims, Indian and Northern Affairs Canada, Ottawa.
- ——1985, Living Treaties, Lasting Agreement: Report of the Task Force to Review Comprehensive Claims Policy, Government of Canada, Ottawa.
- ——2001, Mackenzie Valley Resource Management Act: A Citizen's Guide, Indian and Northern Affairs Canada, Ottawa.
- ——2003, *Environmental Agreement Discussion Paper*, Environmental Policies and Studies Division, unpublished draft paper, May 2.
- ——2006, Agreements, Government of Canada, viewed 5 October 2006, http://www.dinc-inac.gc.ca/pr/agr/index_e.htm.
- DIA see Western Australian Department of Indigenous Affairs.

- Diavik Diamond Mines Inc 2001, 'The Environmental Monitoring Advisory Board for the Diavik Mine Becomes Operational', Media Release, 23 May, viewed 18 January 2006, http://www.diavik.ca/News/2001/body_emab.html>.
- ——nd, Northern Business Participation Policy, Diavik Diamond Mines Inc, viewed 18 January 2006, http://www.diavik.ca/PDF/diavikbusinessparticipationsmall.pdf>.
- Dikeç, M 2005, 'Space, Politics and the Political', Environment and Planning D: Society and Space, vol 23, pp 171-88.
- Dodson, M 2001, 'Building Co-Existence', guest lecture by Michael Dodson, Aboriginal and Torres Strait Islander Social Justice Commissioner, to the Anthropology Department, University of New South Wales, viewed 22 June 2005, http://www.hreoc.gov.au/speeches/social_justice/building_coexistence.html>.
- Dole, D 2002, 'Managers for all Seasons', in D Connell (ed), *Uncharted Waters*, Murray-Darling Basin Commission, Canberra.
- Dorsett, S & Godden, L 1998, A Guide to Overseas Precedents of Relevance to Native Title, Native Title Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra.
- Edgeworth, B 2003, Law, Modernity, Postmodernity: Legal Change in the Contracting State, Ashgate, Aldershot.
- Edmunds, M (ed) 1998, Regional Agreements: Key Issues in Australia: Volume 1 Summaries, Native Title Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra.
- Edmunds, M (ed) 1999, Regional Agreements: Key Issues in Australia: Volume 2 Case Studies, Native Title Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra.
- Edwards, B 1998 (revised ed), 'Aboriginal Land Rights', in C Mattingley & K Hampton (eds), Survival in Our Own Land: 'Aboriginal' Experiences in 'South Australia' Since 1836, Wakefield Press, Adelaide.
- EMAB see Environmental Monitoring Advisory Board.
- Environmental Law Institute 2004, *Prior Informed Consent and Mining: Promoting the Sustainable Development of Local Communities*, Environmental Law Institute, Washington DC.
- Environmental Monitoring Advisory Board for the Diavik Diamond Mine 2001, ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001418b.htm.
- Evison, HC 1993, Te Waipounamu, The Greenstone Island: A History of the Southern Maori During the European Colonization of New Zealand, Aoraki Press in association with the Ngāi Tahu Māori Trust Board and Te Runanganui o Tahu, Christchurch.
- ——2005, 'Taiaroa, Hori Kerei-1905', *Dictionary of New Zealand Biography*, viewed 26 January 2006, http://www.dnzb.govt.nz/>.
- Fabian, J 1999, 'Remembering the Other: Knowledge and Recognition in the Exploration of Central Africa', *Critical Inquiry*, vol 26, no 1, pp 49–69.
- Feit, H 1995, 'Hunting and the Quest for Power: The James Bay Cree and Whitemen in the 20th Century', in RB Morrison & CR Wilson (eds), *Native Peoples: The Canadian Experience*, 2nd edn, McCelland & Stewart, Toronto.
- ——2004, 'James Bay Crees' Life Projects and Politics: Histories of Place, Animal Partners and Enduring Relationships', in M Blaser, H Feit & G McRae (eds), In the Way of Development: Indigenous Peoples, Life Projects and Globalization, Zed Books, London, pp 92–110.
- Flanagan, T 2000, First Nations? Second Thoughts, McGill-Queen's University Press. Montreal.
- Foster, H 1999, 'Indian Administration from the Royal Proclamation of 1763 to Constitutionally Entrenched Aboriginal Rights', in P Havemann (ed), Indigenous Peoples' Rights in Australia, Canada and New Zealand, Oxford University Press, New Zealand, pp 351–77.

- Foster, H 2001, 'Getting There', Speaking Truth to Power: A Treaty Forum, Law Commission of Canada and Minister of Public Works and Government Services, Vancouver, Canada, pp 165–80.
- French, Justice RS 1996, 'The Wentworth Lecture, Native Title: The Beginning or the End of Justice', *Australian Aboriginal Studies*, vol 2, pp 2–11.
- Gagnon, AC & Rocher, G (eds) 2002, Reflections on the James Bay and Northern Quebec Agreement, Quebec Amerique, Montreal, pp 153–63.
- Geonorth Limited 2002, Final Report for Developing Options and Recommendations to Establish and Operate a Giant Mine Liaison Committee, Submitted to Giant Mine Project Team, NWT Region, Indian and Northern Affairs Canada, viewed 21 December 2005, http://nwt-tno.inac-ainc.gc.ca/giant/pdf/rpts/A03-GNCLC_e.pdf.
- George, J 2001, 'Study Shows Nunavimmiut in Poor Health', *Nunatsiaq News*, November 23, viewed 24 January 2006, http://www.nunatsiaq.com/archives/nunavut011123/news/nunavik/11123_1.html>.
- Gibson-Graham, JK 2004, 'Area Studies After Poststructuralism', *Environment and Planning A*, vol 36, no 3, pp 405–19.
- Glaskin, K 2003, 'Native Title and the "Bundle of Rights" Model: Implications for the Recognition of Aboriginal Relations to Country', *Anthropological Forum*, vol 13, no 1, pp 67–88.
- Gluckman, M 1963, 'Gossip and Scandal (Papers in Honor of Melville J Herskovits)' Current Anthropology, vol 4, no 3, pp 307–16.
- Goodall, H 1996, *Invasion to Embassy: Land in Aboriginal Politics in New South Wales,* 1770–1972, Allen & Unwin in association with Black Books, Sydney.
- Goot, M & Rowse, T 1994, Make a Better Offer: The Politics of Mabo, Pluto Press, Sydney.
- Government of Canada 1969, Statement of the Government of Canada on Indian Policy, Queen's Printer, Ottawa.
- ——1973, Statement of Aboriginal Claims, Canadian Government Publishing Service, Ottawa.
- ——1981, *In All Fairness: A Native Claims Policy*, Canadian Government Publishing Service, Ottawa.
- ——1983, Report of the Special Committee: Indian Self-Government in Canada, Canadian Government Publishing Service, Ottawa.
- ——1992, Agreement Between the First Nations Summit and Her Majesty the Queen in Right of Canada and Her Majesty in Right of the Province of British Columbia, 21 September 1992, viewed 10 January 2006, http://www.bctreaty.net/files_3/bctcagreement.html>.
- ——1993, Memorandum of Understanding between Canada and British Columbia Respecting the Sharing of Pre-Treaty Costs, Settlement Costs, Implementation Costs and the Costs of Self-Government, 21 September.
- ——1995, Aboriginal Self-Government: The Government of Canada's Approach to Implementation of the Inherent Right and the Negotiation of Aboriginal Self-Government, Federal Policy Guide, Government of Canada, viewed 30 November 2005, https://www.ainc-inac.gc.ca/pr/pub/sg/plcy_e.html>.
- ——2005, Agreements Index Page, Indian and Northern Affairs Canada, Quebec, viewed 18 January 2006, http://www.ainc-inac.gc.ca/pr/agr/index_e.html.
- Grey, G 1983, Journals of Two Expeditions in North West and Western Australia, During the Years 1837, 38 and 39, Under the Authority of Her Majesty's Government (facsimile of edn published in 1841 by T&W Boone, London), Hesperian Press, Victoria Park, WA.
- Haebich A 1992, For Their Own Good: Aborigines and Government in the South West of Western Australia 1900–1940, UWA Press, Perth, for the Charles and Joy Staples South West Region Publications Fund.

- Hafner, D 1999, '"Feelings in the Heart": Aboriginal Experience of Land, Emotion, and Kinship in Cape York Peninsula', PhD thesis, University of Queensland, Brisbane (unpublished).
- Handwerker, WP 2001, *Quick Ethnography: A Guide to Rapid Multi-method Research*, AltaMira Press, Walnut Creek.
- Harris, C 2000, The Resettlement of British Columbia: Essays on Colonialism and Geographical Change, UBC Press, Vancouver.
- Harvey, B 2004, 'Rio Tinto's Agreement Making in Australia in a Context of Globalisation', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 237–47.
- University Press, Melbourne, pp 237–47. Havemann, P (ed) 1999, *Indigenous Peoples' Rights in Australia, Canada and New Zealand*, Oxford University Press, New Zealand.
- Hawkins, S 2005, 'Working Group Service Delivery Model', paper presented to the National Native Title Conference, Coffs Harbour, 1–3 June.
- Heppell, M & Wigley, JJ 1981, Black Out in Alice: A History of the Establishment and Development of Town Camps in Alice Springs, Development Studies Centre Monograph no 26, The Australian National University, Canberra.
- Hiley, G (ed) 1997, The Wik Case: Issues and Implications, Butterworths, Sydney.
- Hondros, J 2003, 'Overview of the Implementation of the Century Mine Gulf Communities Agreement', paper presented at the Rio Tinto Community Development Workshop, Beechworth, 8–9 December.
- Howitt, R 2001, Rethinking Resource Management: Justice, Sustainability and Indigenous Peoples, Routledge, London.
- Ife, J 2002, Community Development: Community Based Alternatives in an Age of Globalisation, 2nd edn, Longman, Sydney.
- INAC see Department of Indian and Northern Affairs Canada.
- Ittoshat, A 2002, 'Implementation in the James Bay and Northern Quebec Agreement: An Inuit Perspective', in AC Gagnon & G Rocher (eds), *Reflections on the James Bay and Northern Quebec Agreement*, Quebec Amerique, Montreal, pp 191–8.
- Ivanitz, M 1997, 'The Emperor Has No Clothes: Canadian Comprehensive Claims and their Relevance to Australia', *Land, Rights, Laws: Issues of Native Title,* Regional Agreements Issues Paper no 4, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Jull, P 2001, "Nations with whom we are connected" Indigenous Peoples and Canada's Political System', Australian Indigenous Law Reporter, vol 6, no 2, Part 1, pp 1–16.
- Keating, P 1992, *The Redfern Statement*, statement delivered by the Prime Minister on International Human Rights Day, Sydney, December, viewed 14 December 2005, http://www.mountainman.com.au/redfern.htm>.
- Keeping, J 1989, The Inuvialuit Final Agreement, Faculty of Law, University of Calgary, Calgary.
- Kidd, R 1997, The Way We Civilise: Aboriginal Affairs the untold story, University of Queensland Press, Brisbane.
- Kilgariff, F 2003, Speech to the 'Social Infrastructure in Indigenous Communities' Conference, Alice Springs, 1 April (unpublished).
- King, M 2003, Penguin History of New Zealand, Penguin Press, Auckland.
- Kingsbury, B 2001, 'Reconciling Five Competing Conceptual Structures of Indigenous Peoples' Claims in International and Comparative Law', New York University Journal of International Law and Politics, vol 34, no 1, pp 189–250.
- Kobelke, J 2004, speaking notes at the launch of the 'One Noongar People' campaign, 28 April, Perth, viewed 18 January 2006, http://www.ministers.wa.gov.au/kobelke/docs/speeches/onenoongar.pdf>.
- Kymlicka, W & Norman, W 2000, Citizenship in Diverse Societies, Oxford University Press, New York.

- Langton, M 1997, 'The Thin Edge of the Wedge' in P Adams (ed), A Retreat from Intolerance, ABC Books for the Australian Broadcasting Corporation, Sydney, pp 86–107.
- ——2001, 'Dominion and Dishonour: A Treaty Between Our Nations', *Postcolonial Studies*, vol 4, no1, pp 13–26.
- Langton, M, Mazel, O & Palmer, L (forthcoming), 'The "Spirit" of the Thing: The Boundaries of Aboriginal Economic Relations at Australian Common Law', under review for the special issue of *The Australian Journal of Anthropology*, 'Delimiting Culture'.
- Langton, M & Palmer, L 2003, 'Modern Agreement Making and Indigenous People in Australia: Issues and Trends', *Australian Indigenous Law Reporter*, vol 8, no 1, pp 1–31.
- ——2004, 'Treaties, Agreement Making and the Recognition of Indigenous Customary Polities', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 34–49.
- Langton, M, Palmer, L & Tehan, M 2004, 'Introduction', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 1–26.
- Langton, M, Palmer, L, Tehan, M & Shain, K (eds) 2004, Honour Among Nations? Treaties and Agreements with Indigenous People, Melbourne University Press, Melbourne.
- Larrakia Nation Aboriginal Corporation 2003, Saltwater People: Larrakia Stories from Around Darwin, LNAC, Darwin.
- ——nd, Larrakia Nation, Future, Larrakia Nation Aboriginal Corporation, viewed 19 January 2006, http://www.larrakia.com/thewebsite/future.html>.
- 'Larrakia Set for \$24m Urban Development Project' *Land Rights News*, vol 4(2), p 3. Lavery, D 2005, 'The Recognition Level of the Native Title Claim Group: A Legal and Policy Perspective', *Land, Rights, Laws: Issues of Native Title*, vol 2, Issues Paper no 30, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Law Book Company Limited 1993, Essays on the Mabo Decision, Law Book Company, Sydney.
- Lee, A 1998, 'Australian Politics and Half Truths' in *Bringing Australia Together*, The Structure and Experience of Racism in Australia, The Foundation for Aboriginal and Islander Research Action, Queensland, pp 73–5.
- Legislative Assembly of the Northwest Territories, 'History of the Legislative Assembly', viewed 19 January 2005, http://www.assembly.gov.nt.ca/VisitorInfo/NWTStyleOfGovernment/History.html>.
- Leslie, DJ 2001, 'Effects of River Management on Colonially-Nesting Waterbirds in the Barmah-Millewa Forest, South-Eastern Australia', Regulated Rivers: Research & Management, vol 17, pp 21–36.
- Letters Patent, 8 February 1973.
- Letters Patent, 19 February 1836, Lord Glenelg, CO 13/3.
- Li, TM 2003, 'Masyarakat Adat, Difference, and the Limits of Recognition in Indonesia's Forest Zone', in D Moore, J Kosek & A Pandian (eds), Race, Nature, and the Politics of Difference, Duke University Press, Durham, pp 380–406.
- Llewellyn, D and Tehan, M 2005, "Treaties", "Agreements", "Contracts" and "Commitments" What's In A Name? The Legal Force and Meaning of Different Forms of Agreement Making', *Balayi: Culture, Law and Colonialism*, vol 7, pp 6–40.
- LNAC see Larrakia Nation Aboriginal Corporation.
- Loos, N 1982, Invasion and Resistance: Aboriginal–European Relations on the North Queensland Frontier 1861–1897, Australian National University Press, Canberra.

- Mackenzie, I 1980, 'European Incursions and Failure in Northern Australia', in R Jones (ed), *Northern Australia: Options and Implications*, Research School of Pacific Studies, Australian National University, Canberra, pp 43–72.
- Maher, L 1999, 'South Australia', in M Edmunds (ed), Regional Agreements: Key Issues in Australia: Volume 2 Case Studies, Native Title Research Unit, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra.
- Management Advisory Committee 2004, Connecting Government: Whole of Government Responses to Australia's Priority Challenges, Commonwealth of Australia, viewed 27 January 2006 http://www.apsc.gov.au/mac/connecting government.pdf.
- Mandell, L 2005, 'Legal History: The Major Cases', UBC First Nations Studies Program: Land Claims and Governance Speakers Series, 1 February, p 12, viewed 31 August 2005, http://fnsp.arts.ubc.ca/fileadmin/template/main/images/departments/first_nations/SpeakersSeries_Transcripts/3_FNSP_Land_Claims_and_Governance_050201.pdf.
- Mantziaris, C & Martin, D 2000, Native Title Corporations: A Legal and Anthropological Analysis, Federation Press, Sydney.
- Maralinga Rehabilitation Technical Advisory Committee 2003, Rehabilitation of Former Nuclear Test Sites at Emu and Maralinga (Australia), Department of Education, Science and Training, Commonwealth Government, Canberra. Margerum, R, Hart, V & Lampert, J 2003, 'Native Title and the Planning Pro-
- Margerum, R, Hart, V & Lampert, J 2003, 'Native Title and the Planning Profession: Perceptions, challenges and the role of professionals', *Australian Planner*, vol 40, no 1, pp 46–54.
- Martin, DF 1993, 'Autonomy and Relatedness: An Ethnography of the Wik People of Western Cape York Peninsula', PhD thesis, Australian National University, Canberra.
- ——1998, 'Deal of the Century? A Case Study from the Pasminco Century Project', *Indigenous Law Bulletin*, vol 1, no 11, pp 4-7.
- Martin, D, Hondros, J, & Scambary, B 2004, 'Enhancing Indigenous Social Sustainability through Agreements with Resource Developers', paper presented at the Minerals Council of Australia's Annual Sustainable Development Conference, Melbourne, 25–9 October, viewed 6 January 2005 http://www.minerals.org.au/data/assets/pdf_file/6039/8B-1MartinDavid.pdf.
- Mattingley, C & Hampton, K (eds) 1998 (revised ed), Survival in Our Own Land: 'Aboriginal' Experiences in 'South Australia' Since 1836, Wakefield Press, Adelaide.
- May, D 1983, From Bush to Station: Aboriginal Labour in the North Queensland Pastoral Industry, 1861–1897, James Cook University of North Queensland, Townsville.
- McCausland, R 2005, 'The "New Mainstreaming" of Indigenous Affairs', Briefing Paper no 3 for the Ngiya Institute of Indigenous Law, Policy and Practice, viewed 30 January 2006, http://www.jumbunna.uts.edu.au/ngiya/pdf/Ngiya_Mainstreaming_BP.pdf>.
- McClelland, JR, Fitch, J & Jonas, W 1985, The Report of the Royal Commission into British Nuclear Tests in Australia: Conclusions and Recommendations, Australian Government Publishing Service, Canberra.
- McHugh, PG 2004, Aboriginal Societies and the Common Law: A History of Sovereignty, Status and Self-Determination, Oxford University Press, Oxford.
- McKee, C 1996, Treaty Talks in British Columbia: Negotiating a Mutually Beneficial Future, UBC Press, Vancouver.
- ——2001, Treaty Talks in British Columbia: Negotiating a Mutually Beneficial Future, 2nd edn, UBC Press, Vancouver.
- McKellar, H 1998, 'Searching for My Country' in *Bringing Australia Together, The Structure and Experience of Racism in Australia,* The Foundation for Aboriginal and Islander Research Action, Queensland, pp 5–8.

- McKenna, M 2004, 'A Question of Cultures: Review of "Blackfellas, Whitefellas and the Hidden Injuries of Race" by Gillian Cowlishaw', *The Age*, 17 April, p 3.
- McNeil, K 1989, Common Law Aboriginal Title, Clarendon Press Oxford.
- —— 1993, 'Envisaging Constitutional Space for Aboriginal Governments', *Queen's Law Journal*, vol 19, p 95.
- —— 1997, 'The Meaning of Aboriginal Title', in M Asch (ed), *Aboriginal and Treaty Rights in Canada*, UBC Press, Vancouver, pp 135–54.
- —— 2001, Emerging Justice, Native Law Centre, Saskatoon.
- —— 2002, 'Self-Government and the Inalienability of Aboriginal Title', McGill Law Journal, vol 47, no 3, pp 473–510.
- McRae, H, Nettheim, G, Beacroft, L & McNamara, L 2003, *Indigenous Legal Issues: Commentary and Materials*, 3rd edn, Law Book Co, Sydney.
- Merlan, F 1998, Caging the Rainbow, University of Hawaii Press, Honolulu.
- Milliken, R 1986, No Conceivable Injury: The Story of Britain and Australia's Atomic Cover-Up, Penguin, Melbourne.
- Ministerial Council see Murray-Darling Basin Ministerial Council.
- MLDRIN see Murray Lower Darling Rivers Indigenous Nations.
- Morgan, M, Strelein, Ľ & Weir, J 2004, 'Indigenous Rights to Water in the Murray Darling Basin In Support of the Indigenous Final Report to the Living Murray Initiative', AIATSIS Research Discussion Paper, no 14, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Morin, R 2002, 'The James Bay and Northern Quebec Agreement and the Development of Aboriginal Rights', in AC Gagnon & G Rocher (eds), Reflections on the James Bay and Northern Quebec Agreement, Quebec Amerique, Montreal, pp 39–47
- Morse, B 1999, 'The Inherent Right of Aboriginal Governance', in J Hylton (ed), *Aboriginal Self-Government in Canada: Current Trends and Issues*, Purich Publishing Ltd, Saskatoon, pp 16–44.
- ——2004, 'Indigenous-Settler Treaty Making in Canada', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 50–68.
- Mukash, M 2005, 'Inauguration Speech by Grand Chief Matthew Mukash', presented at Chisasibi, Quebec, 19 October, viewed 21 January 2006 http://www.gcc.ca/newsarticle.php?id=51>.
- Murray-Darling Basin Commission 2003a, Report on the Indigenous Response to the Living Murray Initiative, viewed 27 January 2006, http://www.the-livingmurray.mdbc.gov.au/reports.
- ——2003b, 'Shared Country Shared Vision: Scoping Study on Indigenous Involvement in Natural Resource Management Decision Making and the Integration of Indigenous Cultural Heritage Considerations into Relevant Murray-Darling Basin Commission Programs', Murray-Darling Basin Commission, Canberra.
- ——2004, 'Indigenous Basin-Wide Gathering to Discuss Input into Natural Resource Management', Press Release, 18 May.
- ——2005, *The Living Murray: Indigenous Partnerships*, viewed 6th January 2006, http://thelivingmurray.mdbc.gov.au/implementing/indigenous_partnerships.
- ——2006a, Murray-Darling Basin Initiative Overview, viewed 21 September 2006, http://www.mdbc.gov.au/about/governance.
- ——2006b, The Indigenous Action Plan for the Murray-Darling Basin Commission: Involving the Indigenous Community in Natural Resource Management, February 2006.
- ——2006c, *The Murray-Darling Basin Agreement*, viewed 27 January 2006, http://www.mdbc.gov.au/about/the_mdbc_agreement.

- Murray-Darling Basin Ministerial Council 2001, *Integrated Catchment Management in the Murray-Darling Basin 2001–2010: Delivering a Sustainable Future*, Murray-Darling Basin Ministerial Council, Canberra.
- ——2002, *Lake Victoria Cultural Landscape: Plan of Management*, Murray-Darling Basin Ministerial Council, Canberra.
- ——2003, Native Fish Strategy for the Murray-Darling Basin 2003–2013, Murray-Darling Basin Commission, Canberra.
- ——2005a, Living Murray Business Plan. Murray-Darling Basin Commission, Canberra.
- ——2005b, Communiqué, 17 October.
- Murray Lower Darling Rivers Indigenous Nations 1999, '1st Gathering of the Nations Along the Murray River', unpublished document.
- National Indigenous Working Group on Native Title nd, Fact Sheet no 3: The Coexistence of Native Title on Pastoral Leases.
- National Native Title Tribunal 1998, Way Cleared for Wickham Point Project, media release, 2 October.
- ——2003a, *Native Title Hot Spots*, no 7, November.
- ——2003b, Land Council and Local Government Association Sign Historic Native Title MoU, Media Release, 8 July, National Native Title Tribunal, viewed 28 February 2006, http://www.nntt.gov.au/media/1057629001_2452.html>.
- Neate, G 2004, 'Agreement Making and the *Native Title Act*', in M Langton, L Palmer, M Tehan & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 176–88
- Nettelbeck, A 2001, 'South Australian Settler Memoirs', *Journal of Australian Studies*, June, pp 97–104.
- Nettheim, G 1993, Native Title, Statutory Title and Special Measures', Aboriginal Law Bulletin, vol 3, no 63, pp 4–6.
- ——1995, 'The Relationship Between Native Title and Statutory Title Under the Land Rights Legislation', in MA Stephenson (ed), *Mabo: The Native Title Legislation*, University of Queensland Press, Brisbane.
- Nettheim G, Meyers G & Craig D 2002, Indigenous Peoples and Governance Structures: A Comparative Analysis of Land and Resource Management Rights, Aboriginal Studies Press, Canberra.
- Niezen, R 2003, *The Origins of Indigenism: Human Rights and the Politics of Identity*, University of California Press, Berkeley.
- NNTT see National Native Title Tribunal.
- 'Noongars Reaching for Economic Independence' 2003, Noongar Wangkinyiny, no 8, December, p 1.
- Northern Land Council 1999, Landmark Native Title Agreement, media release, 18 November.
- ——2001, Submission to the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund, Inquiry into Indigenous Land Use Agreements, July, Northern Land Council, Darwin.
- NWT Aboriginal Summit 2005, NWT Lands and Resources Devolution Negotiations Update, viewed 19 January 2006, http://www.nwtas.ca/update.htm.
- NWTAS see NWT Aboriginal Summit.
- O'Faircheallaigh, C 2004, 'Evaluating Agreements Between Indigenous People and Resource Developers' in M Langton, M Tehan, L Palmer & K Shain (eds), Honour Among Nations? Treaties and Agreements with Indigenous People, Melbourne University Press, Melbourne, pp 303–28.
- Office of Indigenous Policy Coordination 2004, New Arrangements in Indigenous Affairs, Woden, ACT, viewed 18 January 2006, http://www.oipc.gov.au/About_OIPC/new_arrangements.pdf>.
- Office of the Aboriginal Land Commissioner 2000, The Kenbi (Cox Peninsula) Land Claim no 37, Report and Recommendation of the Former Aboriginal Land

- Commissioner, Justice Gray, to the Minister for Aboriginal and Torres Strait Islander Affairs and to the Administrator of the Northern Territory, Aboriginal and Torres Strait Islander Commission, Canberra.
- Ord, D & Mazzarol, T 2005, 'Sustainable Reconciliation: Unlocking the Economic Potential of an Australian Indigenous Community', paper presented to the second AGSE International Entrepreneurship Research Exchange, Melbourne, 10–11 February.
- O'Regan, Sir Tipene 2003, Transcripts of Seminars and Interviews (conducted with Marcia Langton and Lisa Palmer), The University of Melbourne, 11–19 September.
- O'Reilly, K 1998, The BHP Independent Environmental Monitoring Agency as a Management Tool, prepared for the Labrador Inuit Association, submitted to Voisey's Bay Environmental Assessment Panel, viewed 21 December 2005, http://www.carc.org/rndtable/vbpanels.html.
- O'Shea, D 1984, 'Yalata Community and Maralinga Lands: The Future Fore-shadowed', Legal Service Bulletin, October, pp 212-14.
- ——1991, 'Maralinga: Righting the Wrongs', Habitat Australia, vol 19, no 3, pp 21–3.
- Palmer, K 1990a, 'Dealing with the Legacy of the Past: Aborigines and Atomic Testing in South Australia', *Aboriginal History*, vol 14, nos 1–2, pp 197–207.
- Testing in South Australia', *Aboriginal History*, vol 14, nos 1–2, pp 197–207.
 ——1990b, 'Government Policy and Aboriginal Aspirations: Self-Management at Yalata', in R Tonkinson & M Howard (eds), *Going It Alone? Prospects for Aboriginal Autonomy*, Aboriginal Studies Press, Canberra.
- Palmer, K & Brady, M 1991, Diet and Dust in the Desert: An Aboriginal Community, Maralinga Lands, South Australia, Aboriginal Studies Press, Canberra.
- Palmer, L 2004, 'Agreement Making, Outcomes, Constraints and Possibilities' in M Langton, L Palmer, M Tehan & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 251–3.
- Melbourne, pp 251-3.
 Parsons, B 1984, 'A "Bushie" MP Goes his Own Way', Adelaide Advertiser, 21 March, p 2.
- Pearce, D 2005, 'Noongar Nation: From Dream to Reality', paper presented to the National Native Title Conference, Coffs Harbour, 1–3 June.
- Pearson, N 1993a, '204 Years of Invisible Title', in MA Stephenson & S Ratnapala (eds), *Mabo: A Judicial Revolution*, University of Queensland Press, Brisbane, pp 75–95.
- Pearson, N 1993b, 'From Remnant Title to Social Justice', Australian Quarterly, vol 65, no 4, pp 79–181.
- ——1997, 'The Concept of Native Title at Common Law', in G Yunupingu (ed), Our Land is Our Life: Land Rights Past, Present and Future, University of Queensland Press, Brisbane, pp 150-63.
- ——2003, 'Where We've Come From and Where We're at with the Opportunity that is Koiki Mabo's Legacy to Australia', paper presented to the Native Title Conference 2003: Native Title on the Ground, Alice Springs, NT, 2–5 June.
- ——2004, 'Land is Susceptible of Ownership', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 83–100.
- Peterson, N 1976, 'The Natural and Cultural Areas of Aboriginal Australia', in N Peterson (ed), *Tribes and Boundaries in Australia*, Social Anthropology Series no 10, Australian Institute of Aboriginal Studies, Canberra.
- ——1981, 'South Australia', in N Peterson (ed), *Aboriginal Land Rights: A Handbook*, Australian Institute of Aboriginal Studies, Canberra.
- Povinelli, E 1998, 'The State of Shame: Australian Mulitculturalism and the Crisis of Indigenous Citizenship', *Critical Inquiry*, vol 24, no 2, pp 575–610.
- ——2002, The Cunning of Recognition: Indigenous Alterities and the Making of Australian Multiculturalism, Duke University Press, Durham.

- Queensland Indigenous Working Group 2004, Submission to the Parliamentary Joint Committee on Native Title and the Aboriginal and Torres Strait Islander Land Fund: Native Title Representative Bodies, May, Queensland Indigenous Working Group, Brisbane, viewed 18 January 2006, http://www.aph.gov.au/ senate/committee/ntlf_ctte/rep_bodies/submissions/sub04.pdf >.
- Rann, Premier M 2003a, Legislation to Enable Land Hand-back to be Introduced Soon, Media Release, Adelaide, 5 May, South Australian Government Website, viewed 24 November 2003, http://www.ministers.sa.gov.au/Minister/ Media.asp?article=1279&MinisterID=2>.
- -2003b, Cabinet Approves Land Handback Legislation, Adelaide, 7 October, South Australian Government Website, viewed 24 November 2003, http://www.premier.sa.gov.au/Minister/Media.asp?article=2001&MinisterID=2.

RCAP - see Royal Commission on Aboriginal Peoples.

RCIADIC - see Royal Commission into Aboriginal Deaths in Custody.

Read, P 1988, A Hundred Years War: The Wiradjuri People and the State, Australian National University Press, Sydney.

Reynolds, H (ed) 1972, Aborigines and Settlers: The Australian Experience, 1788-1939, Cassell, Melbourne.

Reynolds, H 1992, The Law of the Land, 2nd edn, Penguin, Melbourne.

-1999, Why Weren't We Told? A Personal Search for the Truth about Our History, Viking, Melbourne.

Rigsby, B 1995, 'Tribes, Diaspora People and the Vitality of Law and Custom: Some Comments' in J Fingleton & J Finlayson (eds), Anthropology in the Native Title Era, Proceedings of a Workshop Conducted by the Australian Anthropological Society and the Native Title Research Unit, 14-15 February, Australian Institute of Aboriginal and Torres Strait Islander Studies, Canberra, pp 25-7.

Rigsby, B & Chase A 1998, 'The Sandbeach People and Dugong Hunters of Eastern Cape York Peninsula: Property in Land and Sea Country' in N Peterson and B Rigsby (eds), Customary Marine Tenure in Australia, Oceania Publications,

University of Sydney, Sydney, pp 193-218.

Rigsby, B & Hafner, D 1992, Anthropological Report for Transfer of Public Purposes Reserve (R11) at Port Stewart to the Port Stewart Lamalama People, Unpublished Consultants' Report Prepared for Moomba Aboriginal Corporation.

Rio Tinto 1999, Aboriginal and Torres Strait Islander Policy, January.

2005, 'The Way We Work: Our Statement of Business Practice', September, viewed 5 October 2006, <www.riotinto.com/library/reports/PDFs/ corpPub_BusPract_English.pdf>.

Rio Tinto 2003, 'Integrating Traditional Environmental Knowledge in Mine Site Environmental Management', Internal Rio Tinto Document, copy held by

Ritter, ARM 2001, 'Canada: From Fly-In, Fly-Out to Mining Metropolis', in G McMahon & F Remi, Large Mine and Community: Socioeconomic and Environmental Effects of Mining in Latin America, Canada and Spain, Washington DC: The World Bank and Ottawa, IDRC, Third Quarter, viewed 14 November 2005, http://www.idrc.ca/en/ev-28032-201-1-DO_TOPIC.html

Roslin, Å 2005, 'Damned Dam', Hour.CA, 27 September, viewed 21 January 2006 http://www.hour.ca/news/news.aspx?IDArticle=7212.

Rowley, CD 1971a, 'The Remote Aborigines' in Aboriginal Policy and Practice, vol 3, Australian National University Press, Canberra.

1971b, 'Outcasts in White Australia' in Aboriginal Policy and Practice, vol 2, Australian National University Press, Canberra.

Royal Commission into Aboriginal Deaths in Custody 1991a, Regional Report of Inquiry into Underlying Issues in Western Australia - 9.1 Local Government, viewed 15 December 2005, http://www.austlii.edu.au/au/special/rsjproject/ rsjlibrary/rciadic/regional/wa_underlying/149.html>.

- Royal Commission into Aboriginal Deaths in Custody 1991b, *National Report Volume 2 Aboriginal People as a Part of Mixed Local Government Population*, viewed 15 December 2005, http://www.austlii.edu.au/au/special/rsjproject/rsjlibrary/rciadic/national/vol2/76.html>.
- ——1991c, National Report Volume 2 Aboriginal Interaction with Local Government, viewed 15 December 2005, http://www.austlii.edu.au/au/special/rsjproject/rsjlibrary/rciadic/national/vol2/75.html>.
- ——1991d, National Report Volume 4 Delivering Local Government Services, viewed 15 December 2005, http://www.austlii.edu.au/au/special/rsjproject/rsjlibrary/rciadic/national/vol4/10.html>.
- Royal Commission on Aboriginal Peoples 1993, Focusing the Dialogue, Discussion paper no 2, Royal Commission on Aboriginal Peoples, Ottawa.
- ——1996a, People to People, Nation to Nation, Highlights from the Report of the Royal Commission on Aboriginal Peoples, Minister of Supply and Services, Ottawa.
- ——1996b, Report of the Royal Commission on Aboriginal Peoples, Minister of Supply and Services, Ottawa.
- Samson, B 1980, The Camp at Wallaby Cross: Aboriginal Fringe Dwellers in Darwin, Australian Institute of Aboriginal Studies, Canberra.
- Sanders, W 2004, *Indigenous People in the Alice Springs Town Camps: The 2001 Census Data,* Discussion Paper no 260, Centre for Aboriginal Economic Policy Research, Australian National University, Canberra.
- Savoie, D 2002, 'Perspectives of the Chief Federal Negotiator', *Nunavik*, vol 2, pp 15–19.
- Scott, C 2004, 'Conflicting Discourses of Property, Governance and Development in the Indigenous North' in M Blaser, H Feit & G McRae (eds), In the Way of Development: Indigenous Peoples, Life Projects and Globalization, Zed Books, London, pp 299–312.
- SCRGSP see Steering Committee for the Review of Government Service Provision.
- Select Committee of the House of Assembly 1983, Report of the Select Committee of the House of Assembly on the Maralinga Tjarutja Land Rights Bill, Select Committee of the House of Assembly, South Australia.
- Sen, A 2000, Development as Freedom, Anchor Books, New York.
- Senior, C 1998, 'The Yandicoogina Process: A Model for Negotiating Land Use Agreements', *Land, Rights, Laws: Issues of Native Title*, Regional Agreements Issues Paper no 6, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Shergold, P 2004, 'Connecting Government', speech to launch Connecting Government: Whole-of-Government Response to Australia's Priority Challenges, Management Advisory Committee, Report no 4, 20 April.
- ——2005, Transcript of the Senate Select Committee on the Administration of Indigenous Affairs, 8 February, viewed 14 January 2006, http://www.aph.gov.au/hansard/senate/commttee/S8106.pdf>.
- Smith, BR 2000, "Local" and "Diaspora" Connections to Country and Kin in Central Cape York Peninsula', *Land, Rights, Laws: Issues of Native Title*, vol 2, Issues Paper no 6, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Smith, D 2005, Researching Australian Indigenous Governance: A Methodological and Conceptual Framework, Working Paper no 29, Centre for Aboriginal Economic Policy Research, Australian National University, Canberra.
- Sorrenson, M 1999, 'The Settlement of New Zealand from 1835', in P Havemann (ed), Indigenous Peoples' Rights in Australia, Canada and New Zealand, Oxford University Press, Auckland.
- South Australia, House of Assembly 1983-1984, Debates.
- South Australia, Legislative Council 1983-1984, Debates.

REFERENCES

- South West Aboriginal Land and Sea Council 2003, A Vision of Indigenous Governance: Submission to the ATSIC Review, August, Perth.
- ——2004, Annual Report 2004: One Noongar People: One Noongar Nation, Perth.
- ——nd, Noongar Population: Fact Sheet, Perth.
- ——nda, *Noongar History and Culture: Fact Sheet*, Perth.
- Steering Committee for the Review of Government Service Provision 2005a, Report on Government Services 2005, Indigenous Compendium, Productivity Commission, Canberra.
- ——2005b, Overcoming Indigenous Disadvantage: Key Indicators 2005, Productivity Commission, Canberra.
- Stiff, K 2001, 'Cumulative Effects Assessment and Sustainability: Diamond Mining in the Slave Geological Province', MA thesis, University of Waterloo, Ontario.
- Stokes, G 1987, 'Special Interests or Equality? The Mining Industry's Campaign Against Aboriginal Land Rights in Australia', *Australian-Canadian Studies*, vol 5, pp 61–78.
- Stout KA 2005, 'Elders Delight in Land Deal', Cairns Post, 18 August 2005, p 10.
- Strelein, L 2004, 'Symbolism and Function: From Native Title to Aboriginal and Torres Strait Islander Self-Government', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 189–202.
- ——2005, 'Authorisation and Replacement of Applicants: *Bolton v WA* [2004] FCA 760 (15 June 2004)', *Land, Rights, Laws: Issues of Native Title*, vol 3, Issues Paper no 1, Native Title Research Unit, Australian Institute for Aboriginal and Torres Strait Islander Studies, Canberra.
- Stringer, E 1997, 'Teaching Community-Based Ethnography' in E Stringer, MF Agnello, SC Baldwin, LM Christensen, DLP Henry, KI Henry, TP Katt, PG Nason, V Newman, R Petty, & PS Tinsley-Batson, Community-Based Ethnography: Breaking Traditional Boundaries of Research, Teaching and Learning, Lawrence Erlbaum Associates, Mahwah, pp 17–37.
- Sutton, P 1978, 'Wik: Aboriginal Society Territory and Language at Cape Keerweer, Cape York Peninsula, Australia', PhD thesis, University of Queensland, Brisbane
- ——1985, Suggestion for a Bicameral System, Anthropological Forum, vol 5, no 3, pp 395–9.
- ——1995, Country: Aboriginal Boundaries and Land Ownership in Australia, Aboriginal History Monograph, no 3, Aboriginal History Inc, Canberra, ACT.
- ——1998, Native Title and the Descent of Rights, National Native Title Tribunal, Perth.
- SWALSC see South West Aboriginal Land and Sea Council.
- Symonds, JL 1985, A History of British Atomic Tests in Australia, Australian Government Publishing Service, Canberra.
- Tangentyere Council in collaboration with Central Australian Division of Primary Health Care (CADPHC) Centre for Remote Health 2000, *The Tangentyere Protocols*, (unpublished), October.
- Task Force Report see British Columbia Claims Task Force.
- Taylor, J 2004, Social Indicators for Aboriginal Governance: Insights from the Thamarrurr Region, Northern Territory, Research Monograph no 24, Centre for Aboriginal Economic Policy Research, Australian National University, Canberra.
- Taylor, J & Bell, M 2001, Revised Indigenous Population Estimates for Cape York Peninsula, Internal Report, Centre for Aboriginal Economic Policy Research, Australian National University, Canberra and Queensland Centre for Population Research, University of Queensland, Brisbane.
- Taylor, J & Biddle, N 2004, *Indigenous People in the Murray-Darling Basin: A Statistical Profile*, Discussion Paper no 264, Centre for Aboriginal Economic Policy Research, Australian National University, Canberra.

- Taylor, J & Scambary, B 2005, *Indigenous People and the Pilbara Mining Boom: A Baseline for Regional Participation*, Research Monograph no 25, Centre for Aboriginal Economic Policy Research, Australian National University, Canberra.
- Taylor, R 2003, 'Moses Backs Parti Quebecois', *Indian Country Today*, 7 April, viewed 23 January 2006 http://www.indiancountry.com/content.cfm?id=1049741518>.
- Tehan, M 1998, 'Customary Title, Heritage Protection and Property Rights in Australia: Emerging Patterns of Land Use in the Post *Mabo* Era', *Journal of Pacific Rim Law and Policy*, vol 7, no 3, pp 765–802.
- ——2003, 'A Hope Disillusioned, an Opportunity Lost? Reflections on Common Law Native Title and Ten Years of the *Native Title Act'*, *Melbourne University Law Review*, vol 27, no 2, pp 523–71.
- ——2004a, 'Contested Territory: Divided Past, Common Future', in M Langton, M Tehan, L Palmer & K Shain (eds), Honour Among Nations? Treaties and Agreements with Indigenous People, Melbourne University Press, Melbourne, pp 117–19.
- ——2004b, 'The Shadow of the Law and the British Columbia Treaty Process: [Can] the unthinkable become common place?', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 147–62.
- Tennant, P 1990, Aboriginal People and Politics: The Indian Land Question in British Columbia, 1849–1989, UBC Press, Vancouver.
- Te Rūnanga o Ngāi Tahu nd, viewed 26 January 2006, http://www.ngaitahu.iwi.nz/Office/About%20Ngai%20Tahu.
- Theophanous, A 1998, 'Needs and Means of Combating Racism' in *Bringing Australia Together, The Structure and Experience of Racism in Australia*, The Foundation for Aboriginal and Islander Research Action, Queensland, pp 97–102.
- Thorne, A, Grün, R, Mortimer, G, Spooner, NA, Simpson, JJ, McCulloch, M, Taylor, L & Curnoe, D 1999, Australia's Oldest Human Remains: Age of the Lake Mungo 3 Skeleton, *Journal of Human Evolution*, vol 36, pp 591-612.
- Tiffen, N 2001, 'Legal Environment Influencing the Negotiation, Form and Content of the Western Cape Communities Coexistence Agreement between the Peoples and Communities of Western Cape York, Comalco, the Cape York Land Council and the Queensland Government', Masters thesis, University of Melbourne, Melbourne.
- Tilbrook, K 1984a, 'Broken Promises a Misery to Aboriginal People: Bannon', *Adelaide Advertiser*, 19 December, p 33.
- ——1984b, 'Emotional Day for Maralinga', Adelaide Advertiser, 19 December, p 2.
- ——1984c, 'Maralinga Land Bill Seems Sure to Pass', *Adelaide Advertiser*, 19 March, p 1.
- ——1984d, 'Three-Party Talks May Revive Land Rights Bill', *Adelaide Advertiser*, 1 March, p 3.
- Toyne, P & Johnston, R 1991, 'Reconciliation, or the New Dispossession? Aboriginal Land Rights and Nature Conservation', *Habitat Australia*, vol 19, no 3, pp 8–9.
- Toyne, P & Vachon, D 1984, Growing Up the Country: The Pitjantjatjara Struggle for their Land, McPhee Gribble/Penguin, Melbourne.
- Tribunal see Waitangi Tribunal.
- Trigger, D 1997, 'Reflections on Century Mine: Preliminary Thoughts on the Politics of Indigenous Responses', in Smith, D & Finlayson, J (eds) Fighting Over Country: Anthropological Perspectives, Research Monograph no 12, Centre for Aboriginal Economic Policy Research, Australian National University, Canberra, pp 110–28.
- Tsawwassen First Nation nd, Land Facing the Sea, A Fact Book, Tsawwassen First Nation, viewed 19 January 2006, http://www.tsawwassen-fn.org/index.asp.

- Tsing, AL 2005, Friction: An Ethnography of Global Connection, Princeton University Press, Princeton and Oxford.
- Tully, J 1995, Strange Multiplicity: Constitutionalism in an Age of Diversity, Cambridge University Press, Cambridge.
- Tulugak, H 2002, 'Governance in the James Bay and Northern Quebec Agreement: An Inuit Perspective', in AC Gagnon & G Rocher (eds), *Reflections on the James Bay and Northern Quebec Agreement*, Quebec Amerique, Montreal, pp 145–51.
- Vaughan, P 2005, 'The Australian Government's Revised Indigenous Affairs Arrangements and Native Title', paper presented to the National Native Title Conference, Coffs Harbour, 1–3 June.
- Victoria, Department of Sustainability and the Environment nd, *Yorta Yorta Cooperative Management Agreement*, viewed 10 October 2006, http://www.dse.vic.gov.au/dse/nrenlwm.nsf/LinkView/7FA349BEAEOF5A3FCA256E8 D00210309A4ADS2AC7C448F1A4A256DEA0024EDD2>.
- Von Sturmer, JR 1978, 'The Wik Region: Economy, Territoriality and Totemism in Western Cape York Peninsula, North Queensland', PhD thesis, University of Queensland, Brisbane.
- Waitangi Tribunal 1991a, Ngāi Tahu Land Report, Summary of the Grievances, Findings and Recommendations, Waitangi Tribunal, Wellington, viewed 13 December 2005, http://www.waitangi-tribunal.govt.nz/reports/sichat/wai027/chapt02.pdf>.
- ——1991b, *The Ngāi Tahu Claim: Supplementary Report on Ngāi Tahu Legal Personality,* Waitangi Tribunal, Wellington, viewed 3 March 2006, http://www.waitangi-tribunal.govt.nz/scripts/reports/reports/27/A5209F13-AD9A-4C15-96E5-3106C6F239A3.pdf.
- Walsh, M 1995, 'Tainted Evidence: Literacy and Traditional Knowledge in an Aboriginal Land Claim', in D Eades (ed) *Language in Evidence: Issues Confronting Aboriginal and Multicultural Australia*, University of New South Wales Press, Sydney, pp 97–124.
- Wand, P & Athanasiou, C 2001, Review of the Native Title Claim Process in Western Australia: Report to the Government of Western Australia, Perth.
- Weir, J forthcoming, 'Cultural Flows: Place, Identity, Ecology', PhD thesis, The Australian National University, Canberra.
- Wells, S 2003, 'Negotiating Place in Colonial Darwin: Interactions between the Larrakia and Whites, 1869-1911', PhD thesis, Australian National University, Canberra.
- Wentworth Group 2002, 'Blueprint for a Living Continent: A Way Forward from the Wentworth Group Of Concerned Scientists', World Wildlife Fund, Sydney.
- Western Australian Department of Indigenous Affairs 2003, Portfolio Papers, WA Department of Indigenous Affairs, Major Initiatives for 2003-04, Perth.
- Western Australian Government 2002, Statement of Commitment to a New and Just Relationship, viewed 18 January 2006, http://www.dia.wa.gov.au/Policies/StateStrategy/Files/StatementOfCommitment.pdf>.
- Western Australia, Legislative Assembly 2003, Estimates Committee, 21 May.
- Whale Watch Kaikoura nd, Who are Whale Watch?, Kaikoura, New Zealand, viewed 27 January 2006, http://www.whalewatch.co.nz/flash/html.
- Whittles, MJ 2004, 'Winning Back a Homeland A Northern Template for Aboriginal Self-Government', *Opinion Canada*, vol 6, no 1, viewed 23 January 2006, http://www.opinion-canada.ca/en/articles/print_46.html.
- Williams, J 2004, 'Treaty Making in New Zealand/*Te Hanga Tiriti ki Aotearoa*', in M Langton, M Tehan, L Palmer & K Shain (eds), *Honour Among Nations? Treaties and Agreements with Indigenous People*, Melbourne University Press, Melbourne, pp 163–72.
- Wilson, A 2006, 'Aboriginal Group loses camps', *The Australian*, 6 May, viewed 6 May 2006, http://theaustralian.news.com.au>.
- Wright, J 1985, We Call for a Treaty, Fontana, Sydney.

Yencken, D & Connell, D 2002, 'A Winding Road: An Assessment of Progress Towards Sustainability in the Murray-Darling Basin', in D Connell (ed), *Uncharted Waters*, Murray-Darling Basin Commission, Canberra.

Zoe, JB 1999, 'Diamonds Aren't Our Best Friend: A Negotiator for the Dogrib Nation says a New Mine in NWT will Threaten the Lifeblood of his People', *The Globe and Mail*, 2 November.

Cases

Anderson v Western Australia [2003] FCA 1058.

Attorney-General v Brown (1847) 1 Legge 312.

Attorney-General (NT) v Kearney & Northern Land Council (1985) 158 CLR 500.

Bennell v Western Australia [2006] FCA 1243.

Bolton v Western Australia [2004] FCA 760.

Calder v Attorney-General of British Columbia [1973] SCR 313.

Campbell v British Columbia (Attorney General) (2000) 189 DLR (4th) 333.

Cooper v Stuart (1889) 14 App Cas 286.

Delgamuukw v British Columbia [1997] 3 SCR 1010.

Gerhardy v Brown (1983) 34 SASR 452.

Gerhardy v Brown (1985) 159 CLR 70.

Haida Nation v British Columbia (Minister of Forests) [2004] 3 SCR 511.

Hayes v Northern Territory [1999] FCA 1248.

Mabo v Queensland (No 2) (1992) 175 CLR 1.

Members of the Yorta Yorta Aboriginal Community v Victoria [1998] FCA 1606.

Members of the Yorta Yorta Aboriginal Community v Victoria (2001) 180 ALR 655.

Members of the Yorta Yorta Aboriginal Community v Victoria (2002) 214 CLR 422. Mikisew Cree First Nations v Canada (Minister of Canadian Heritage) [2005] SCC

Milirrpum v Nabalco (1971) 17 FLR 141.

New Zealand Māori Council v Attorney General [1987] 1 NZLR 641.

Ngāi Tahu Māori Trust Board v Attorney-General (Minister of Agriculture and Fisheries) (unreported, NZHC, Greig J).

Northern Territory & Bill Risk on behalf of the Larrakia People (DC 96/7) & Tibby Quall on behalf of the Danggalaba Clan(DC 96/4) & Phillips Oil Company Australia (unreported, NNTTA, Professor D Williamson QC, 19 September 1998).

Pareroultja v Tickner (1993) 42 FCR 32.

Paulette v Registrar of Titles [1979] 2 SCR 628.

Reference Re Secession of Quebec [1998] 2 SCR 217.

Risk v Northern Territory [2006] FCA 404.

Te Weehi v Regional Fisheries Officer (1986) 1 NZLR 682.

Ward v Western Australia (1998) 159 ALR 483.

Western Australia v Ward (2000) 99 FCR 316.

Western Australia v Ward (2002) 213 CLR 1.

Wi Parata v Bishop of Wellington [1877] 3 NZ Jur (NS) 72.

Wik Peoples v Queensland (1996) 187 CLR 1.

Wilkes v Western Australia [2003] FCA 1206.

Yarmirr v Northern Territory (1998) 82 FCR 533.

Legislation

Aboriginal Affairs Planning Authority Act 1972 (WA).

Aboriginal Land (Aboriginal Advancement League) (Wall Street Northcote) Act 1982 (Vic).

Aboriginal Land Act 1991 (Qld).

REFERENCES

Aboriginal Land Grant (Jervis Bay Territory) Act 1986 (Cth).

Aboriginal Land (Lake Condah and Framlingham Forest) Act 1987 (Cth).

Aboriginal Land (Manatunga Land) Act 1992 (Vic).

Aboriginal Land (Northcote Land) Act 1989 (Vic).

Aboriginal Land Rights Act 1984 (NSW).

Aboriginal Land Rights (Northern Territory) Act 1976 (Cth).

Aboriginal Lands Act 1991 (Vic).

Aboriginal Lands Trust Act 1966 (SA).

Aborigines Act 1905 (WA).

Agricultural Land Commission Act, SBC 2002.

An Act to make Provision for the Better Protection and Control of the Aboriginal Inhabitants of the Northern Territory 1910 (SA).

Anangu Pitjantjatjara Yankunytjatjara Land Rights Act 1981 (SA).

Associations Incorporations Act 1985 (SA).

Canadian Environmental Assessment Act 1992, c 37.

Community Services (Aborigines) Act 1984 (Qld).

Constitution Act 1867 (UK).

Constitution Act 1982, being Schedule B to the Canada Act 1982 (UK) c 11.

Corporations Act 2001 (Cth).

Council for Aboriginal Reconciliation Act 1991 (Cth).

Cree-Naskapi (of Quebec) Act, SC 1984.

Crown Forests Act 1989 (NZ).

Fisheries Act 1983 (NZ).

Indian Act, SC 1876 (39 Vict).

Indian Act, RSC 1985, c I-5.

Land Act (Aboriginal and Islander Land Grants) Amendment Act 1982 (Qld).

Local Government Act 1995 (WA).

Maralinga Tjarutja Land Rights Act 1984 (SA).

Native Title Act 1993 (Cth).

Native Title Amendment Act 1998 (Cth).

New Zealand Settlements Act 1868 (NZ).

Ngāi Tahu Claims Settlement Act 1998 (NZ).

Ngāi Tahu (Pounamu Vesting) Act 1997 (NZ).

Northern Territory (Self Government Act) 1978 (Cth).

Racial Discrimination Act 1975 (Cth).

Resource Management Act 1991 (NZ).

Sechelt Indian Band Self-Government Act, SC 1986.

South Australian Constitution Act (4 & 5 WILL IV C95).

Te Rūnanga o Ngāi Tahu Act 1996 (NZ).

Torres Strait Islander Land Act 1991 (Qld).

Town Planning Act 1978 (NT).

Treaty of Waitangi Act 1975 (NZ).

Treaty of Waitangi (Fisheries Claims) Settlement Act 1992 (NZ).

Treaty of Waitangi (State Enterprises) Act 1988 (NZ).

Agreements

'Agreement Concerning a New Relationship Between the Government of Quebec and the Crees of Quebec' (7 February 2002), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001622b.htm.

'Cape York Peninsula Heads of Agreement' (5 February 1996), see ATNS Database, viewed 17 January 2006, http://www.atns.net.au/biogs/A000107b. htm>.

AIP - see Tsawwassen First Nation Agreement in Principle.

- 'Akaitcho/Tlicho Overlap Agreement' (31 October 2002), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001617b.htm.
- 'Akaitcho Treaty 8 Framework Agreement' (25 July 2002), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001788b.htm.
- 'Alice Springs to Darwin Railway Agreement' (September 1998), see ATNS Database, viewed 8 January 2006, http://www.atns.net.au/biogs/A000920b.htm>.
- 'Charlottetown Accord' (1992), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001801b.htm#related>.
- 'City of Albany Aboriginal Accord' (27 March 2003), see ATNS Database, viewed 13 January 2006, http://www.atns.net.au/biogs/A001825b.htm.
- 'City of Albany Aboriginal Accord Action Plan' (27 March 2003), see ATNS Database, viewed 13 January 2006, http://www.atns.net.au/biogs/A001826b. htm>.
- 'City of Albany Statement of Understanding and Commitment' (1999), see ATNS Database, viewed 13 January 2006, http://www.atns.net.au/biogs/A001828b.htm.
- 'Comalco Indigenous Land Use Agreement' (ILUA) (24 August 2001), see ATNS Database, viewed 20 January 2006, http://www.atns.net.au/biogs/A000088b.htm>.
- 'Deline Self-Government Agreement-in-Principle for the Sahtu Dene and Metis of Deline' (23 August 2003), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001777b.htm.
- 'Diavik Diamonds Project Environmental Agreement' (8 March 2000), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001414b.htm.
- 'Dogrib Treaty 11 Council Participation Agreement with Diavik Diamond Mines Inc' (6 April 2000), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001414b.htm.
- 'Gulf Communities Agreement' (September 1997), see ATNS Database, viewed 20 January 2006, http://www.atns.net.au/biogs/A000081b.htm>.
- 'Gwich'in Comprehensive Land Claim Agreement' (1992), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001661b.htm.
- 'Heads of Agreement between Lyons Development Corporation, Larrakia Nation Aboriginal Corporation and the Northern Land Council' (7 September 2005), see ATNS Database, viewed 20 November 2005, http://www.atns.net.au/biogs/A002516b.htm>.
- 'Intergovernmental Agreement on Addressing Water Overallocation and Achieving Environmental Objectives in the Murray-Darling Basin' (25 June 2004), see Council of Australian Governments Website, viewed 3 March 2006, water_overallocation_murray_darling.pdf>.
- 'Inuvialuit Final Agreement' (1984), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001645b.htm.
- 'James Bay and Northern Quebec Agreement and Complementary Agreements' (11 November 1975), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001581b.htm.
- 'Larrakia and Phillips Oil Company Australia Agreement' (1999), ATNS Database, viewed 8 January 2006, http://www.atns.net.au/biogs/A001158b.htm>.
- 'Meech Lake Constitutional Accord' (1987), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001805b.htm.
- 'Memorandum of Understanding between Tangentyere Council and Alice Springs Town Council' (3 November 2000), see ATNS Database, viewed 13 January 2006, http://www.atns.net.au/biogs/A000508b.htm>.
- 'Memorandum of Understanding between the Northern Land Council, the Territory Construction Association, the Larrakia Nation Aboriginal Corporation

REFERENCES

- and the Larrakia Development Corporation' (24 August 2005), see ATNS Database, viewed 8 January 2006, http://www.atns.net.au/biogs/A002573b.htm.
- 'Memorandum of Understanding between the South West Aboriginal Land and Sea Council and the Department of Industry and Resources' (8 October 2003), see ATNS Database, viewed 13 January 2006, http://www.atns.net.au/biogs/A001766b.htm>.
- 'Memorandum of Understanding between the South West Aboriginal Land and Sea Council and Western Australian Local Government Association' (8 July 2003), see ATNS Database, viewed 13 January 2006, http://www.atns.net.au/biogs/A001217b.htm.
- 'Murray-Darling Basin Agreement' (June 1992 with additions to January 2006), see Murray Darling Basin Commission website, viewed 3 March 2006, http://www.mdbc.gov.au/_data/page/44/MDB_Agreement_Jan06_current.pdf >.
- 'Ngāi Tahu Deed of Settlement' (1998), ATNS Database, viewed 18 September 2006, http://www.atns.net.au/biogs/A000661b.htm>.
- 'Nisga'a Final Agreement' (1999), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001630b.htm.
- 'Northwest Territories Lands and Resources Devolution Framework Agreement' (18 March 2004), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001785b.htm.
- 'Nunavik Inuit Marine Region Agreement-in-Principle' (25 October 2002), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001797b.htm>.
- 'Nunavut Land Claims Agreement' (1993), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001503b.htm>.
- 'Nunavut Political Accord' (1992), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001606b.htm>.
- 'Partnership Agreement on Economic and Community Development in Nunavik' (2002), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001867b.htm>.
- 'Residential Development Agreement Between the Larrakia and the Northern Territory Government' (2001), see ATNS Database, viewed 8 January 2006, http://www.atns.net.au/biogs/A001163b.htm>.
- 'Sahtu Dene and Metis Comprehensive Land Claim Agreement' (1994), see ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001781b.htm.
- 'Tlicho Land Claims and Self-Government Agreement' (25 August 2003), see Tlicho Land Claims and Self-Government Agreement website, viewed 28 January 2006, http://www.tlicho.com/; see also ATNS Database, viewed 18 January 2006, http://www.atns.net.au/biogs/A001611b.htm.
- 'Treaty No 8' (June 1899), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001792b.htm>.
- 'Treaty of Waitangi' (6 February 1840), see ATNS Database, viewed 26 January 2006, http://www.atns.net.au/biogs/A001253b.htm>.
- 'Treaty of Waitangi Fisheries Settlement' (23 September 1992), see ATNS Database, viewed 27 January 2006, http://www.atns.net.au/biogs/A001274b.htm.
- 'Tsawwassen First Nation Agreement in Principle' (2004), see ATNS database, viewed 8 January 2006, http://www.atns.net.au/biogs/A001608b.htm>.
- 'Westbank First Nation Self-Government Agreement' (3 October 2003), see ATNS Database, viewed 23 January 2006, http://www.atns.net.au/biogs/A001763b.htm>.
- 'Yandicoogina Land Use Agreement' (March 1997), see ATNS Database, viewed 20 January 2006, http://www.atns.net.au/biogs/A000875b.htm.