



5 September 2019

Bess Nungarrayi Price
128 Kurrajong St
Eastside NT
0870

Dear Nungarrayi,

Re: Consideration of material provided by France Family to Professor Peterson

As you know, in response to your complaints that the CLC was failing to recognise your family connections to traditional ownership for the Janganpa estate (involving country immediately to the south of Yuendumu Township), the CLC engaged an independent expert, Professor Peterson, to investigate and advise on the matter. In February 2019 the CLC provided a copy to you of the report entitled: 'The Traditional Land Affiliation of the France Family' by Nicholas Peterson.

The author considered and directly addressed the issue of which area your family is affiliated with, and in particular the dispute in connection with membership of the traditional owner group for the Janganpa land adjacent to the Tanami highway near Yuendumu and examined the arguments raised by your family in conversations with the independent expert and in correspondence with the CLC.

The author concluded that on the basis of the material available and in particular the findings of the Aboriginal Land Commissioner in the Mt Allan land claim under the Aboriginal Land Rights (Northern Territory) Act 1976 that the France family were not traditional owners for the Janganpa estate near the Tanami highway. We provided a copy of this report to you in February 2018.

Following receipt of the report you provided to the CLC material containing your views and further material which you requested be taken into consideration in a document: "The France Family Response to 'The Traditional Land Affiliation of the France Family'". As I have previously advised that material was provided to Professor Peterson by the CLC with a request for his further assessment and you have also taken the opportunity to email him with further material that you wished him to consider.

The CLC has now received a further report from the author following his consideration of all the material available to him and, in particular, all the material and commentary you have supplied. I attach a copy of this document which contains detailed consideration and the author's conclusions.

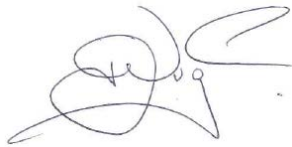
I note that the opinion previously expressed by Professor Peterson has not been altered in relation to the composition of the Janganpa estate. His (2019) report ultimately concludes;

'On the basis of all the evidence to hand the case for the primary affiliation to land being to the west of Yuendumu at Kunajarrayi-Yampirri is very strong. All of the customary Warlpiri requirements for rights to a country are in evidence. Dinny's ties to the two Janganpa areas south of Yuendumu are more recent, are secondary, and without any substantive evidence for the customary requirements.'

On the basis of the independent expert advice provided to the CLC which has involved careful and detailed consideration of each of the issues raised by you and your family the position of the CLC remains that the recognised traditional owners for the Janganpa estate close to Yuendumu township have been properly identified through consultation and research with relevant senior Warlpiri people and the land claim process and do not include the France family.

CLC staff were directed to conduct future consultations with the Janganpa estate members on this basis and shall continue to undertake their functions consistent with the evidence and assessment that has been undertaken.

Yours Faithfully,

A handwritten signature in black ink, appearing to read 'James Nugent', with a stylized flourish extending to the right.

James Nugent

GENERAL MANAGER - LEGAL