

# FEEDBACK FORM

## REVIEW OF THE CULTURAL HERITAGE ACTS

The Department of Aboriginal and Torres Strait Islander Partnerships is reviewing the *Aboriginal Cultural Heritage Act 2003* and the *Torres Strait Islander Cultural Heritage Act 2003*.

### HAVE YOUR SAY

A consultation paper is available at [www.datsip.qld.gov.au/reviewcha](http://www.datsip.qld.gov.au/reviewcha) inviting feedback on what parts of the Acts are working well and what parts could be improved. The themes raised in the consultation paper are summarised below.

You can:

- **attend** a community meeting (see the website for meeting details)
- **email** your submission/comments to [CHA\\_review@datsip.qld.gov.au](mailto:CHA_review@datsip.qld.gov.au)
- **post** your submission/comments to CHA Review, Department of Aboriginal and Torres Strait Islander Partnerships, PO Box 15397, CITY EAST QLD 4002
- **phone** us on 3003 6384 to have a yarn.

Please send your submissions/comments by Friday **26 July 2019**.

#### 1. Ownership and defining cultural heritage

Is there a need to extend the definitions of what is protected under the Acts?

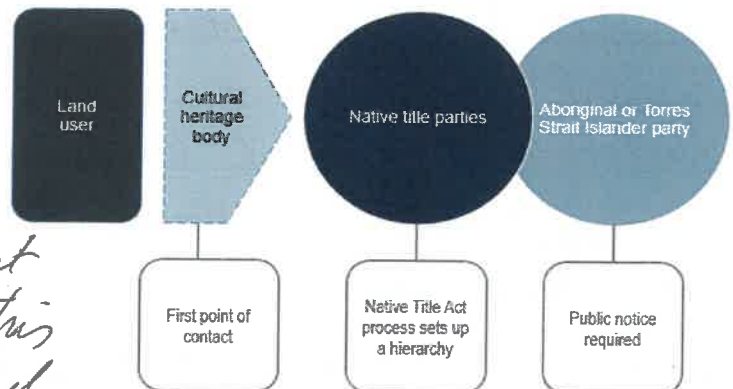
*I don't believe so. There is enough case law and understanding with the current frameworks of what aboriginal cultural heritage means. Intangible heritage is inherently tied to objects, areas and areas without markings.*



#### 2. Identifying Aboriginal and Torres Strait Islander parties

Do the Acts provide an appropriate way to identify the right people to speak for country?

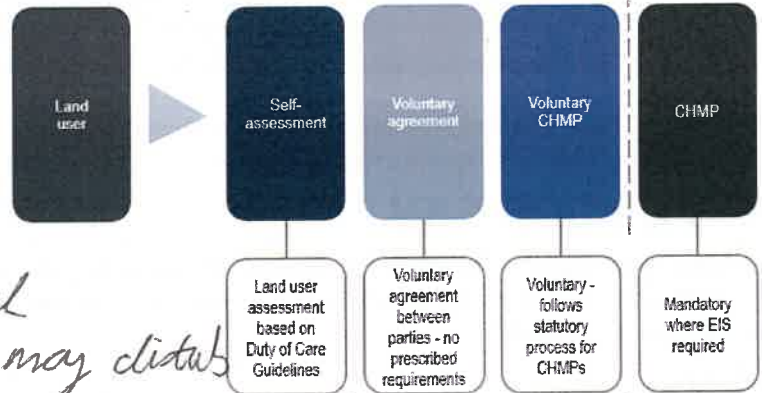
*Yes however often it is difficult to contact the correct individual or organization. This however is a side issue and more administrative as opposed to the Act.*



### 3. Land user obligations

Is the balance right in the Acts for assessing and managing cultural heritage?

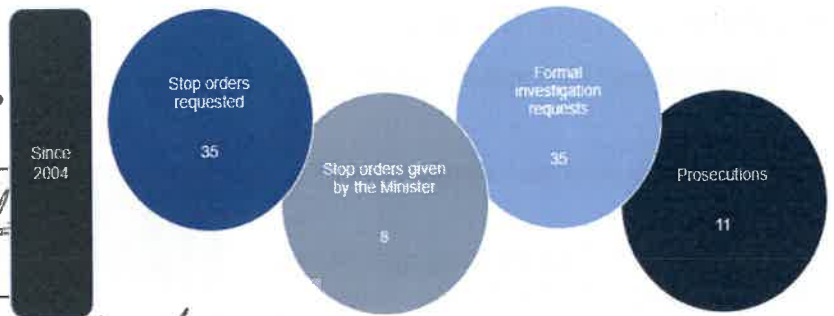
*Yes however one option may be investigating introducing development applications referral triggers for works which may disturb areas of cultural heritage. This would be no different to State heritage places.*



### 4. Compliance mechanisms

Is there a need to bolster ways to protect cultural heritage under the Acts?

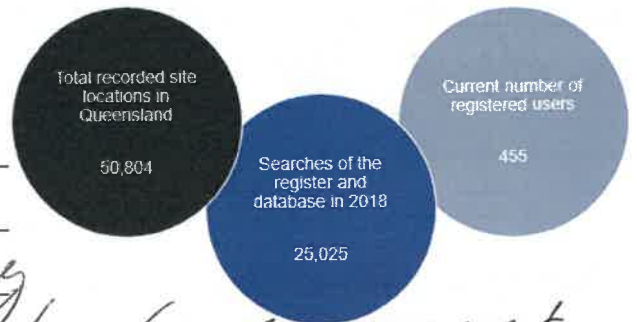
*See above. There needs to be a more sophisticated way of mapping sites of significance which meet the TOR.*



### 5. Recording cultural heritage

Is there a need to improve the cultural heritage register and database?

*Absolutely. There needs to be a significant amount of mapping provided which can be used by local governments, developers, TOs and the community.*



### 6. Your thoughts

What aspects of the Cultural Heritage Acts do you think are working well and what could be improved?

*Improve - development assessment frameworks under the Planning Act 2016.*