

# FIRST NATIONS PEOPLES' RIGHTS WORKING GROUP



Responsible Investment  
Association Australasia

## Meeting #3 2023 Post Meeting Papers

Via Zoom – 10 August 2023, 12:00pm to 1:30pm AEST / 2.00pm to 3:30pm NZST

### Contents

Meeting minutes

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- 1) Meeting Slide Deck

### Minutes

Item	Action required	Delegation
<b>1. Welcome – Alan Dayeh (Chair, Point Advisory)</b> <ul style="list-style-type: none"><li>Acknowledgement of country</li><li>Working Group objectives (see item 3)</li><li>Last <a href="#">Minutes</a> approved</li></ul>	Submit any amendments to the Minutes to <a href="#">Antonia Bowlen (RIAA)</a>	All
<b>2. Special Topic Presentation - First Nations Clean Energy Network Best Practice Principles</b> <b>Chris Croker, First Nations Clean Energy Network Steering Group member and Managing Director of Impact Investment Partners</b> <ul style="list-style-type: none"><li>First Nations Clean Energy Network's mission is to develop suitable practice principles to help First Nations communities achieve clean energy goals, utilising a three-pronged approach: community, policy reform, and industrial partnerships.</li><li>The Network actively engages in policy reform and regulatory initiatives to enhance outcomes for First Nations communities. This involves collaborating closely with state, territory, and federal governments to bring about changes in policies and regulations.</li><li>Emphasise that focus extends beyond engineering groups responsible for project development to include the finance industry. It is crucial also to foster industry partnerships that promote improved practices and contribute to better energy security and better energy access for the First Nations community.</li><li>For more information on the Best Practice Principles for Clean Energy Projects <a href="#">see here</a>.</li></ul>	For more information, please contact <a href="#">Chris Croker (Impact Investment Partners)</a>	All

<b>3. Objectives Updates</b> <b>Dhawura Ngilan Business &amp; Investor Initiative (Claire Heeps, Hesta)</b> <ul style="list-style-type: none"> <li>Since the Juukan Gorge desecration, RIAA has been working closely with the First Nations Heritage Protection Alliance (and Global Compact Network Australia), with a strong focus on completing the Dhawura Ngilan Business and Investor Initiative.</li> <li>Investor group engaging with Terri Janke providing feedback on the investor guide regarding protecting and supporting First Nations Peoples' Rights through portfolio management and focus on First Nations cultural heritage protection.</li> <li>The initiative is preparing to launch the principal business guide next month. More information to come.</li> </ul> <b>First Nations Investment Markets (Will Leak, Mercer)</b> <ul style="list-style-type: none"> <li>Appointed a dedicated consultant specialising in Indigenous investments, along with experienced fund managers. The timeline for completing comprehensive research is set at 3-4 months and aims to be launched by the year's end.</li> <li>The focus is on strategic investments in communities and identifying ways in which industries can provide long-term support.</li> </ul>		For more information, please contact <a href="#">Claire Heeps (Hesta)</a>  For more information, please contact <a href="#">Will Leak (Mercer)</a>	All
<b>4. Reconciliation Action Plan</b> <b>Australian Retirement Trust's Reconciliation Action Plan (Nina Haysler and Sian Balogh, Australian Retirement Trust)</b> <ul style="list-style-type: none"> <li>RAPs have provided a framework for organisations to leverage their structures and diverse spheres of influence to support the national reconciliation movement, now including the Australian Retirement Trust (ART).</li> <li>A key focus is practical actions that enhanced the financial wellbeing of Aboriginal and Torres Strait Islander Peoples, and this included community visits and outreach programs.</li> <li>ART seek to combine their reconciliation efforts and demonstrate good practice through a structured governance model and formal public commitment. They have established 15 key goals.</li> <li>For more information on ART'S RAP, <a href="#">see here</a>.</li> </ul>		For more information, please contact <a href="#">Nina Haysler</a> and <a href="#">Sian Balogh</a> (Australian Retirement Trust)	All
<b>4. Other Business and Updates</b> 1) The Voice <ul style="list-style-type: none"> <li>Re-affirmed RIAA's support for The Voice to Parliament. Read more <a href="#">here</a>.</li> <li>Discussion of UN Global Compact Network approach to The Voice. Read about it <a href="#">here</a>.</li> </ul>		For more information, please contact <a href="#">Antonia Bowlen (RIAA)</a>	All
<b>Next Meeting: 2 November 2023</b> – register <a href="#">here</a>		Register	All

## Action Register

Ref	Action	Delegation	Status
New			
22/23	Next Meeting: 2 November 2023 – register <a href="#">here</a>	All	Ongoing

21/23	For more information on RIAA's support for the Voice to Parliament, please contact <a href="#">Antonia Bowlen (RIAA)</a>	All	Ongoing
20/23	For more information on the Australian Retirement Trust's RAP, please contact <a href="#">Nina Haysler</a> and <a href="#">Sian Balogh</a> (Australian Retirement Trust)	All	Ongoing
19/23	For more information on First Nations Investment Markets, please contact <a href="#">Will Leak (Mercer)</a>	All	Ongoing
18/23	For more information on the Dhawura Ngilan Business & Investor Initiative, please contact <a href="#">Claire Heeps (Hesta)</a>	All	Ongoing
17/23	For more information on the First Nations Clean Energy Network, please contact <a href="#">Chris Croker (Impact Investment Partners)</a>	All	Ongoing
16/23	Submit any amendments to the Minutes to <a href="#">Antonia Bowlen (RIAA)</a>	All	Ongoing
Previous			
15/23	Next Meeting: 10 August 2023 – register <a href="#">here</a>	All	Complete
14/23	For more information on our Workplan, please contact <a href="#">Min Wah Voon (RIAA)</a>	All	Ongoing
13/23	For more information on the status of objectives, please contact <a href="#">Min Wah Voon (RIAA)</a>	All	Ongoing
12/23	Read RIAA's position on the Voice to Parliament in Minutes Attachments	All	Ongoing
11/23	For more information on occurrences in Aotearoa NZ please contact <a href="#">Temuera Hall (TAHITO Limited)</a>	All	Ongoing
10/23	For more information on NZ Stewardship Code and Te Ao Māori worldview please contact <a href="#">Tawa Campbell Seymour (ASB Bank)</a>	All	Ongoing
9/23	Submit any amendments to the Minutes to <a href="#">Antonia Bowlen (RIAA)</a>	All	Ongoing
8/23	Next Meeting: 7 July 2023 – register <a href="#">here</a>	All	Complete
7/23	To nominate for FNPRWG Co-Chair, please contact <a href="#">Alan Dayeh (Chair)</a> and <a href="#">Min Wah Voon (RIAA)</a>	All	Ongoing
6/23	Register for RI Australia Conference 2023 <a href="#">here</a>	All	Complete
5/23	For more information on Objective 5 and the Advisory Group, please contact <a href="#">Min Wah Voon (RIAA)</a>	All	Ongoing
4/23	For more information on the StockWatch report please contact <a href="#">Kuldeep Yadav (MSCI)</a>	All	Complete
3/23	For more information on the Aotearoa Māori update please contact <a href="#">Temuera Hall (Tahito Ltd.)</a>	All	Ongoing
2/23	For more information on First Nations Heritage Protection Alliance please contact <a href="#">Matt Storey (National Native Title Council)</a>	All	Ongoing
1/23	For more information on the Dhawura Ngilan Business & Investor Initiative, please contact <a href="#">Laura Melrose (Terri Janke &amp; Co.)</a>	All	Ongoing
27/22	Next Meeting: 16 February 2023 – register <a href="#">here</a>	All	Complete
26/22	To engage with the work of First Nations Foundation, visit their <a href="#">website</a>	All	Ongoing
25/22	For more information on First Nations Heritage Protection Alliance please contact <a href="#">Matt Storey (National Native Title Council)</a>	All	Ongoing

24/22	For more information on Australian Sustainable Finance Institute Roadmap please contact <a href="#">Alan Dayeh (Point Advisory)</a> .	All	Ongoing
23/22	For more information or to engage with the Nature Working Group or TNFD, please contact <a href="#">Antonia Bowlen (RIAA)</a>	All	Ongoing
22/22	For more information on FNPR Working Group Objectives, please contact <a href="#">Min Wah Voon (RIAA)</a>	All	Ongoing
21/22	For more information or to nominate for Chair/Co-Chair, please contact <a href="#">Min Wah Voon (RIAA)</a>	All	Ongoing
20/22	For more information on the Workplan, please contact <a href="#">Min Wah Voon (RIAA)</a>	All	Ongoing

## Attendees (44)

	First Name	Last Name	Company
1	Abby	Bloom	U Ethical
2	Abi	Singham	Cba
3	Ada	Chan	JANA Investment Advisers
4	Alan	Dayeh	Point Advisory Pty Ltd
5	Alice	Jones	Devon Funds Management
6	Antonia	Bowlen	Responsible Investment Association Australasia
7	Ariana	Dickey	KPMG Australia
8	Bec	Blurton	First Nations Affairs
9	Bridgette	McDonald	Pamoda Consult
10	Briony	Doyle Galovic	Responsible Investment Association Australasia
11	Caleb	Adams	E&P Financial Group
12	Char	Ginn	Australian Retirement Trust
13	Chris	Croker	Impact Investment Partners
14	Christopher	Steele	Palmary Solutions
15	Claire	Heeps	HESTA
16	Erin	Levey	First Australians Capital Ltd
17	Estelle	Parker	RIAA
18	Farren	Williams	Koda Capital
19	Isabella	Marotta	Responsible Investment Association Australasia
20	Jo Lyn	Tan	CBA
21	Jorge	Waayman	HARBOUR ASSET MANAGEMENT, NZ
22	Kate	Finlayson	First Nations Clean Energy Network
23	Katherine	Teh	Spektrum Mining
24	Katie	McQuaid	Sentient Impact Group
25	Kerri	Skippington	T. Rowe Price Australia Limited
26	Lilian	Okindo	NAB
27	Lisa	Domagala	Solaris Investment Management Limited
28	Lisa	Domagala	Solaris Investment Management Limited
29	Mary	Watt	REST Superannuation
30	Mel	Sutton	KPMG Banarra
31	Nina	Haysler	Australian Retirement Trust

32	Rachel	Tinkler	Mint Asset Management
33	Romy	Faulkner	Australian Council of Superannuation Investors (ACSI)
34	Rufimy	Khoo	JBWere
35	Shannon	Taylor	Minderoo Foundation - Fire & Flood Resilience Initiative
36	Sian	Balogh	Australian Retirement Trust
37	Sian	Balogh	Australian Retirement Trust
38	Stephanie	Williams	T. Rowe Price Australia Limited
39	Suzanne	Ballard	CBA
40	Temuera	Hall	TAHITO Ltd
41	Vanessa	Mai	Future Super
42	Venn	Purnell	Active Super
43	Will	Bartlett	First Sentier Investors - Barangaroo, NSW
44	Xavier	Hatch	Melior Investment Management / Adamantem

# First Nations Peoples' Rights Working Group Meeting #3

Thursday 10 August



Responsible Investment  
Association Australasia

# First Nations Peoples' Rights Working Group Meeting #3



**Alan Dayeh**, Chair of RIAA's First Nations Peoples' Rights Working Group & Managing Principal at Point Advisory



# Principles of participation

- Confidentiality - Chatham House Rule
- No self-promotion
- Declaration of conflicts of interest
- Representation
- Collaboration between members
- Positive change in practice/policy
- Not to engage in or discuss competitively sensitive information
- Apolitical



# Special Presentation and Q&A – First Nations Clean Energy Network Best Practice Principles



**Chris Croker**, Managing Director at Impact Investment Partners

# Objectives update

- Dhawura Ngilan Business & Investor Initiative (Claire Heeps, Hesta)
- First Nations Investment Markets (Will Leak, Mercer)

# Reconciliation Action Plan

- Australian Retirement Trust's Reconciliation Action Plan (Nina Haysler, Australian Retirement Trust)
- Open floor discussion

## Other Business and Updates

- Voice to Parliament discussion (Alan Dayeh, Point Advisory)
- Open floor discussion

# Working Group Member Portal

All Working Group meeting minutes and recordings are uploaded to the RIAA Member Portal.

Access the portal using your Glue Up credentials here:



## Next Round of Working Group Meetings

**Human Rights Working Group**, Thurs 24 August - 12pm – 1.30pm AEST / 2pm – 3.30pm NZST

**Nature Working Group**, Thurs 7 September- 12pm – 1.30pm AEST / 2pm – 3.30pm NZST

**First Nations Peoples' Rights Working Group**, Tuesday 2 November - 12pm – 1.30pm AEDT / 2pm – 3.30pm NZDT

View full list of [RIAA's events here](#).



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# FIRST NATIONS

## CLEAN ENERGY NETWORK





# THE THREE PILLARS OF THE FIRST NATIONS CLEAN ENERGY NETWORK



**Community:** Focus on removing barriers to our people having access to secure, cheaper, cleaner energy. Develop guides for land councils and community organisations to be equipped and ready to engage and benefit. Build capacity and advocate for opportunities for our people to be at the table, influencing and shaping the energy transformation.

**Policy reform:** Policy reform and changes to the way renewables are delivered to First Nations households. Demonstrate projects to highlight State, Territory and Federal policy barriers and work to overcome them. Governments at all levels to invest in these reforms and lift the barriers.

**Industry partnerships:** Best practice principles for companies to implement and investors to require, that ensure First Nations engagement and consent in the development, design and implementation – including benefit sharing – of any clean energy projects.



# FIRST NATIONS CLEAN ENERGY NETWORK – WE AIM TO SECURE:



**Energy Security / Energy Access** - First Nations individuals, groups and communities have equitable and easy access to affordable, clean (renewable) energy solutions that support First Nations lives and livelihoods

**Rights** - Free, Prior and Informed Consent governs all interactions between First Nations lands, waters and cultural heritage and renewable energy projects and activities (including for the financing of projects, transmission infrastructure and supply chain materials)

**Power / Capacity / Knowledge** - First Nations benefit from and participate in the renewable energy sector as key and prominent stakeholders and participants through ownership of projects, employment outcomes, business (goods and services supply) outcomes

**Benefits and Participation** - First Nations have the power (capability, capacity, knowledge) to engage confidently and authoritatively with all risks, opportunities and benefits associated with the renewable energy sector (including to own, manage and operate utility scale generation, community energy projects, and to appreciate the benefits of renewable energy at a household level)



# EARLY DAYS, BUT THINGS ARE STARTING TO IMPROVE A FIRST NATIONS CLEAN ENERGY STRATEGY



- On 12 August 2022, Australian Energy Ministers committed to the co-design of a First Nations Clean Energy Strategy (Strategy) as part of the National Energy Transformation Partnership
- This Strategy is about ensuring First Nations Australians shape and drive the clean energy transformation



## Aboriginal and Torres Strait Islander Best Practice Principles for Clean Energy Projects



## Clean Energy Negotiations Guide for First Nations



## The Principles

1. Engage respectfully
2. Prioritise clear, accessible and accurate information
3. Ensure cultural heritage is preserved and protected
4. Protect country and environment
5. Be a good neighbour
6. Ensure economic benefits are shared
7. Provide social benefits for community
8. Embed land stewardship
9. Ensure cultural competency
10. Implement, monitor and report

### Getting Prepared

1. Actions you can take if a company wants to establish a project on your country

### Unity is Power - Your Representation is Important

2. How do you work out who you are represented by?
3. Unity is Power - How to act as a collective
4. Assess and map what capacity you have to act collectively. Consider whether you need further resources from the representative body, the Government or the company to be better organised
5. Set out how you want the company to deal with your representatives. Develop and agree on a protocol before negotiations commence
6. Make sure there is sufficient understanding of what is happening and what is being said
7. Access external, expert advice to help you understand the project or proposal so you can engage confidently in the negotiations
8. What to do if your protocol isn't being followed or you aren't being properly consulted by the company, your representatives or your negotiators

### Negotiations

9. Sharing the benefits and imagining what you could gain
10. Protecting Country
11. The information that will assist with your negotiations
12. Finding opportunities to leverage the best outcomes from the project
13. Seeking a change to a project proposal
14. How a company might respond to your requests or objections
15. Ownership of a project by Traditional Owners

JOIN AS A MEMBER!

