

Kimberley Community Legal Services Incorporated
Annual Report
2013-2014

KCLS acknowledges that we work on Aboriginal land and pays deep respect to elders past and present

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KCLS Vision, Values, Mission



Who we are

KCLS:

- Is an independent, non-profit community organisation.
- Is the largest, remotely located civil law service in Australia. 96% of our clients are Indigenous.
 - Has the capacity to increase services when resources are available.
- Participates in local, state and national Community Legal Centre networks

Our vision

Dignity, human rights and social justice for all people in the Kimberley.

Our mission

To be a dynamic organisation that makes a positive difference to the people and communities of the Kimberley.

Kimberley Community Legal Service Inc.

Our distinctive values

- Community participation and collaboration
- Cultural awareness and respect
- Quality and responsive services
- Early intervention in legal issues to prevent escalation

Our services

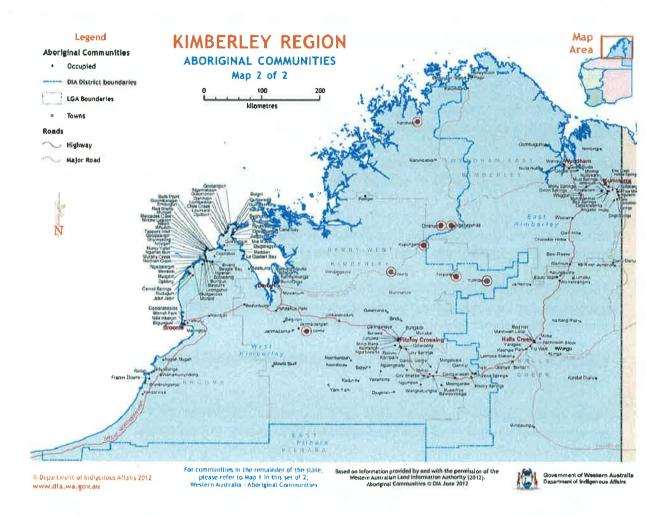
- Legal advice, casework and representaion, referral, information and assistance
- Community legal education
 - Law reform and advocacy
- Indigenous Women's Program
- Tenancy Advice and Education Service
- Indigenous Tenancy Advocates Service

 - Financial counselling
- Public Tenancy Support Service
- Outreach to the communities and towns of the Kimberley

KCLS acknowledges that we work across the lands of the Indigenous people of the Kimberley and acknowledges the Traditional Owners and pays respect to elders past and present.

1. Introduction

Kimberley Community Legal Services Inc (KCLS) is a Kimberley wide based in Kununurra, Western Australia with a branch office in Broome.



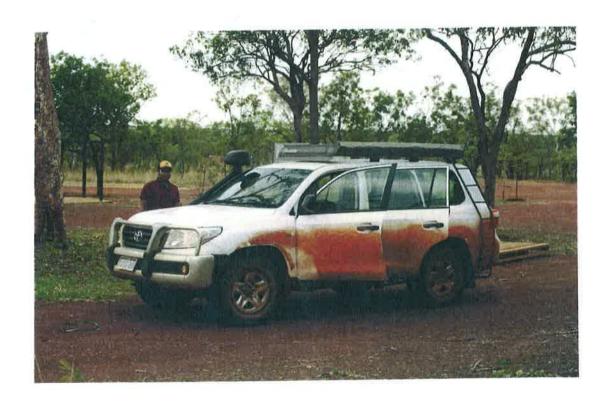
KCLS is an independent, non-profit community organisation overseen by a community based Management Board.

KCLS forms part of an Australia wide network of community based legal services and is a member of the National Association of Community Legal Centres and Community Legal Centres Association (WA) Inc. KCLS participates in many networks and engages engage in joint initiatives in law reform and policy. These networks provide a forum for staff to meet other professionals, from the state and nationally within the community legal service sector.

1.1 Our Services

Community Legal Centre generalist legal service provides advice, referral, information and casework assistance, community legal education, law reform and advocacy regarding legal processes to people and communities within the Kimberley region

- Indigenous Women's Program assists Indigenous people, in particular women in accessing legal services, information, advice and community legal education mainly in areas of family law and child protection within the Kimberley region
- Generalist legal and Indigenous Women's Program outreach services are provided to the towns of Wyndham, Halls Creek, Fitzroy Crossing, Derby and Broome and the remote Kimberley communities of: Warmun, Kalumburu, Balgo, Mulan, Billiluna, Ringer Soak and other communities predominately in the East Kimberley
- Tenancy advice and Education and small generalist services in Broome for the West Kimberley
- Community Legal Education Outreach Program provides community legal education for community service providers and clients through outreach services
- Tenancy Advice and Education Service provides information, advice and workshops to residential tenants (private and public) to support them in understanding and exercising their rights as tenants
- Indigenous Tenancy Advocates Service provides a tenancy advocacy service to Indigenous people in public housing in the towns of the Kimberley region.
- Financial Counselling Service provides financial counselling, education and advocacy services for individuals and families on low income experiencing financial difficulties in particular Aboriginal families in Kununurra and surrounding communities.
- ❖ FaHCSIA funding provides a budgeting, credit and debt and financial management service for low income and income managed clients
- Public Tenancy Support Service provides early intervention and prevention of eviction services to Department of Housing Tenants (including Community Housing) in Kununurra.



1.2 Opening Hours

Kununurra

KCLS in Kununurra is open Monday to Thursday, between 8.30am - 4.30pm and on Friday the office is closed however the phones are available between 8.30am - 12.30pm. The service conducts a drop-in session between 8.30am - 1.00pm Monday – Wednesday and clients can attend in person or via telephone.

KCLS provides a weekly service to Wyndham and a fortnightly service to Warmun and Halls Creek.

Broome

KLCS in Broome is open Monday to Thursday, between 8.30am – 4.30pm. KCLS Broome provides a service to Derby each fortnight. Access to other towns and remote communities within the Kimberley region is achieved by outreach services. Staff consults clients at mutually agreed locations, usually at a local community or government organisation, or at the client's home.

1.3 KCLS Funding

Commonwealth Government

- The Commonwealth Government Attorney-General's Department, as part of the Commonwealth Community Legal Services Program (CCLSP). The CCLSP provides funding for 151 community legal services across Australia. The CCLSP partly funds our Generalist service and our Indigenous Women's Program.
- **FaHCSIA** funds a budgeting, credit and debt and financial management service for low income and income managed clients.

State Government

- Department of Housing Indigenous Tenancy Advice Service
- Department of Consumer Protection Tenancy Advice and Education
- Department of Child Protection Financial Counselling/credit and debt, Public Tenancy Support (part of National Partnerships Agreement on Homelessness).

The Profession

 The WA Legal Contributions Trust Fund provides funding through the Community Legal Services Program for Community Legal Education and Outreach.

1.4 Statistics

In 2013/14 KCLS provided assistance to 1226 clients of these:

- 401 new clients
- 151 repeat clients
- 674 existing clients

Number of clients who received advice	980
The total number of cases opened	439 (253% increase in complex cases completed)
Community Legal Education projects	53
Test cases	2
Public interest cases	1
Percentage of clients who are Indigenous	96%

2. Board and Staff

2.1 Board 2013/14

Chair

Vice Chair Treasurer Secretary

Yale Bolto Grace Lewis

Jade Wade

Board Members

Brenda Garstone Bev Russ

Andrew McDonagh/Rachelle Irvine

Matt Panayi
Michelle Manning

2.2 Staff

Kununurra

Director

Principal Solicitor

Liz O'Brien Tom Allen

Office Manager

Indigenous Women's Program Worker Tenancy Advice & Education Solicitor Public Tenancy Support Officer

Indigenous Tenancy Advocate Financial Counsellor Reception Officer Senior Solicitors

Junior Solicitors

Paralegal

Caroline McKenzie Ruth Abdullah Andrew Turner Erika Parsons Haelema Ward Carlos Waina Hannah Levy

Cara Rahman/Leiphire Brown

Hannah Levy

Amanda Whitehead

Lynda Hagar Melissa Bateman Vanessa Lynch Lucy Hopkinson

Broome

Senior Solicitor Junior Solicitor Sarah Meehan Carol Wei

Kimberley Community Legal Services Inc.

Staff for 2013-2014



THOMAS ALLEN
Principal Solicitor



RUTH ABDULLAH Indigenous Women's Program Worker



CARLOS WAINA
Indígenous
Tenancy Advocate



VANESSA LYNCH
Paralegal



LIZ O'BRIEN Director



CHARLYNE JOHNSON
Reception Officer



CAROLINE McKENZIE Office Manager



HEALEMA WARD
Public Tenancy
Support Officer



ERIKA PARSONS
Public Tenancy
Support Officer



LUCY HOPKINS Student Volunteer



ANDREW TURNER Tenancy Solicitor



HANNAH LEVY Financial Councillor / Solicitor



MELISSA BATEMAN Solicitor

2.3 Volunteer and pro bono work

Judy Harrison, a senior practitioner and Senior Lecturer at the College of Law, ANU has provided extensive pro bono assistance to KCLS and its clients.

Practical Legal Training placements: Matt Keating & Lucy Hopkinson



3. Reports

3.1 Chair

On behalf of all staff and board members of the Kimberley Community Legal Service Inc (KCLS), I'd like to acknowledge the traditional owners of the vast Kimberley lands in which we operate and pay respect to the elders past and present.

This year we have farewelled Rachelle Irving as Chair and I took up the position. Our thanks to Rachelle for her service to KCLS. Matt Panayi, long serving Board member also left the Board and we thank him for his work.

The 2013/14 financial year, has seen further expansion of the services KCLS provides, as well as consolidation of the existing services. We have yet again seen our funding base expand, due to much effort and commitment by our Director, Liz O'Brien.

Our core service provision this financial year continued to be in providing generalist legal advice and services, including assistance to parties in family law and care and protection matters, tenancy advice and assistance, financial counselling and associated legal assistance, assistance with obtaining violence restraining orders for victims of family and sexual violence, assisting victims of crime to obtain criminal injuries compensation awards and providing community legal education to a wide variety of audiences. More detail is provided in the report of our Principal Solicitor, Tom Allen.

KCLS has continued to provide outreach services, and expanded some of those, to people residing in towns and communities right across the vast expanse of our service area, which is the entire

Kimberley region, inclusive of Broome in the West, to the NT border beyond Kununurra to the West, Balgo to the South and Kalumburu to the North. We have welcomed Bev Russ and Brenda Garstone to the Board. Yale Bolto has continued to provide guidance and leadership as treasurer, in relation to all matters financial. Jade Wade has continued to support the service as a Board member and contributor.

The KCLS Strategic Plan for 2014 to 2017 has been completed.

Thanks to all Board members for their commitment to ensure that KCLS continues to operate and improve for the benefit of the community in the Kimberley.

Finally, I'd like to thank Liz for her dedication and effort in orchestrating the expansion and consolidation of KCLS, and all KCLS staff for another successful year.

Andrew Mcdonagh Chair

3.2 Director

KCLS service has continued to grow in 13/14. You will see from the various reports that our clients have been strongly engaged with the service both in assistance for legal matters, financial and housing assistance and community legal education and community advocacy. Tremendous work from all the team.

Our Broome office was opened in October 2013. Many thanks to Sarah Meehan and Carol Wei for their work in the West Kimberley.

While the Commonwealth Attorney-General's Department funding which was intended to help maintain the Broome Office was subsequently cancelled as a result of the change of federal Government, the Board has decided that the continuation of the office is a priority for KCLS for 2014/15.

The uncertain state of funding from the Commonwealth will impact KCLS in 14/15. Unfortunately while we are not likely have information until after the May 2015 federal budget, KCLS is advanced in its planning for the future.

A new strategic plan was prepared for adoption in August 2014.

A number of workshops have been delivered with Clontarf students and KCLS staff have continued to develop and use the "human Rights are Aussie Rules" material to connect with young people throughout the region.

Our collaborative community legal education/advice assistance initiative with Legal Aid WA, Aboriginal Family Law Service and Aboriginal Legal Service WA, known as 'Yarning about the Law", has continued.

I continue to convene the East Kimberley Regional Homelessness Plan (EKRHP)Steering Group.

Community consultation and surveys by the EKRHP has revealed that overcrowding is the biggest factor in Homelessness in the East Kimberley. Slow maintenance or no maintenance has devastating

effects on decent housing. The Report has now been published and an ongoing plan drawn up. The EKRH group is now part of the Working in Partnerships meetings.

I continued as a member of the Community Legal Centres Association of WA. I wrote a response to the Commonwealth AGD papers on the new funding model on behalf of Remote centres in WA.

Staff attended training in Special Homelessness Reporting. WA tenancy conference, NACLC conference, ASIC matters, Family Violence and Strong Communities.

My thanks to the Board for its support throughout the year and to all the Staff whose work individually and as a part of a **Community** Legal Service assures that we continue to adapt and adjust to be part of positive change for our clients and communities. My particular thanks to KCLS Principal Solicitor, Tom Allen for his leadership and commitment.

Liz O'Brien Director



3.3 Legal Services

Acknowledgement of Country and Indigenous Colleagues

On behalf of the Kimberley Community Legal Services Inc. (KCLS) legal team I acknowledge the traditional owners of the lands on which we work and pay my respect to their Elders, past and present.

I also acknowledge KCLS' Indigenous staff members and their sharing of invaluable community knowledge, without which KCLS would not be an effective and relevant service.

Overview and Key Statistics

KCLS experienced a greater than 50% increase in the provision of legal services (year-on-year) during 2013/14. Our momentum was certainly tested in a year characterized by funding uncertainty, staff movement and the opening of our West Kimberley Office in Broome.

I can report that the legal team, with the help of all staff and our many supporters, not only consolidated our position, but increased the provision of our services across the Kimberley.

This is reflected in the Centre's raw statistical data, showing more completed matters, more advices provided and more complex legal work done in 2013/14 than in the previous year.

Our core work of providing legal advice and advocacy was delivered across the following practice areas:

 Tenancy, Credit and Debt, Family Law, Care and Protection, Wills and Estates, Restraining Orders, Compensation and Reparations (Criminal Injuries Compensation, Stolen Wages, Redress, Country High Schools Ex Gracia Scheme, Commonwealth Royal Commission into Institutional Responses to Child Sexual Abuse), Crime, Licensing, Superannuation, HUGS, Employment, Guardianship, Financial Services, Fines, Child Support, Social Security, and Equity.

We advocated for Clients in the following Western Australian and Commonwealth Courts and Tribunals:

• Magistrates Court, District Court, Supreme Court, Children's Court, Federal Magistrates Court, Criminal Injuries Compensation Assessor and Social Security Appeals Tribunal.

As part of our commitment to provide access to legal services we saw Clients at:

Kununurra:

Monday - Wednesday drop-in and by appointment

Broome:

Office open Monday – Friday

Derby:

Every second Thursday by appointment / referral

Wyndham:

Monday - drop-in and by appointment

Warmun:

Every second Tuesday – drop-in and by appointment

Halls Creek:

Every second Wednesday – drop-in and Thursday by appointment

Desert:

Court Circuit and three extended visits

Kalumburu:

Court Circuit

Gibb River:

Yiyili:

Three extended visits
Three extended visits

Ringer Soak:

Two extended visits

The following work was performed in these locations:

- 349 new cases were opened
- 422 cases were finalised and closed
- 737 cases open at 1 July 2013 remain open (largely Redress / Stolen Wages cases)
- 980 separate advices given

The above matters involve:

- 401 new clients
- 151 repeat clients
- 674 existing clients

Additionally, 53 separate Projects (CLE / law reform) were completed during the year.

In comparison to 2012/13 this represents a:

- 20% increase in completed cases
- 6% increase in advices provided

- 253% increase in complex cases completed (> 20 hours)
- 231% increase in medium cases completed (>5<20 hours)
- 9% decrease in minor cases completed (<5 hours)¹
- 8% increase in non-casework projects completed



Near Balgo

Acknowledgment of Staff and Volunteers

I thank my colleagues for their following contributions:

- Amanda Whitehead, who along with Liz O'Brien and Hannah Levy helped resurrect KCLS from its nadir point. Amanda was a key reason for this positive change and again contributed to KCLS' growth in 2013/14. Amanda now applies her considerable advocacy skills at the Aboriginal Legal Service's Kununurra Office and I still regularly call on her experience, which is much appreciated!
- Andrew Turner's professionalism, attention to process and pragmatic legal skills aptly matched his senior solicitor's role. Andrew's work at KCLS and his family's time in the East Kimberley sadly came to an end in October 2014 and I thank him for his dedicated service to KCLS and his Clients. His ability to quickly resolve matters in his Clients' favour is sorely missed. I wish Andrew luck and bravery in his new role as a family law solicitor in Ballarat.
- KCLS Director Liz O'Brien steered KCLS through another period of expansion despite a tough funding environment. Liz's perseverance and incredible experience resulted in the opening of the West Kimberley Office on 14 October 2013. This addresses a critical gap in tenancy advocacy for those in the West Kimberley. KCLS owes a large debt to Liz's contributions, promotion of Indigenous employment and to the wellbeing of staff generally.

¹ Largely due to HUGS applications being treated as advices and not opened as caes.

- Hannah Levy undertook a grueling file load in the last year. As a result of her courage, Hannah's legal skills grew exponentially and she now has the most complex caseload at KCLS. Her skills in family law, care and protection matters, complex debts and compensation law are testimony to her desire to take on hard cases and learn from them. Hannah also developed the skills of those around her, making her a mature and effective senior solicitor and colleague. I thank Hannah endlessly for the support she provides me on a daily basis.
- We could not be more fortunate than to have Sarah Meehan and Carol Tang Wei open our West Kimberley Office. Sarah is certainly the most talented and one of the most considered solicitors I have met and she has a wonderful career ahead of her. In the meantime Sarah won several contested trials in the last twelve months and educated many others on tenancy law along the way— spreading her reach far beyond what one worker could achieve alone. Carol brought her extensive experience in internationally recognized organisations to her new vocation as a solicitor, being admitted to practice in 2014. Carol quickly assembled a file load, achieving instant results for Clients. Importantly for a new office, Carol brought her knowledge of Broome's many layers and dynamics avoiding the real risk of KCLS failing to mesh with this distinctive fabric.
- Melissa Bateman, Vanessa Lynch and Carlos Waina all grew as legal staff in the last 12 months. Melissa quickly shed her junior solicitor skin, Vanessa developed new skills quickly and challenged herself through outreach work and Carlos supported and advocated Clients both in the office and across the East Kimberley. I have great confidence in their skills and desire to learn which will see them again develop their in the next 12 months.
- KCLS Program and Administrative Staff, without which we would not be able to run an
 effective, accessible and culturally appropriate legal practice. These contributions are noted
 in their respective Reports to the KCLS Board. KCLS is much more than a legal service and its
 ability to simultaneously function in multiple areas is central to our ongoing existence.
 Special mention to Cara Rahman and Leiphire Brown who both became mums for the first
 time in 2014!
- KCLS Volunteers and Students again helped the legal team achieve its stated goals. Judy
 Harrison's volunteering, output, provoking, mentoring and presence is remarkable. I am
 fortunate to have her in my legal team and I recognize all aspects of her time at KCLS. KCLS
 also hosted student placements from Queensland and Western Australia with these
 students benefiting greatly from their exposure to a functioning legal office and KCLS
 drawing on their enthusiasm and willingness to learn.
- Finally, I would like to thank Lucy Hopkinson for her assistance as my paralegal in 2014. Lucy has the legal skills of an unrestricted practitioner which she applied liberally. Without Lucy's assistance I would not have been able to run the legal practice as well as my own case load. This buffered KCLS from the impact of staff changes and meant Client needs were never compromised. On a wonderful note Lucy has accepted a full time solicitor position in the Northern Territory where she will excel as an advocate. Good luck at the bar table Lucy, it's not as terrifying as it sounds!



KCLS Objectives

In accordance with KCLS Legal Services Policy we continue striving to empower people by:

- Giving them an understanding of their rights
- Advising of all available strategies to have those rights respected
- Detailing available remedies where rights are overlooked or a wrong or adverse decision has been made, and
- Providing advocacy and representation to ensure rights are respected and obtained.

Significant Matters

The following noteworthy matters provide tangible examples of how the raw data noted above is meeting Clients' needs and KCLS' Objectives:

- Our West Kimberley Office successfully opposed several court applications to remove tenants from their homes. This included contested trials brought under Section 75A of the Residential Tenancies Act and an implied tenancy argument. Additionally, numerous matters were resolved by way of negotiation across the Kimberley. This recognizes our solicitors' competency to favourably resolve matters at all stages of the litigation process. More importantly, this reflects an ability to work with landlords, notably the Housing Authority of Western Australia to achieve sensible outcomes in complex situations. The fundamental right to housing is not glamorous work but it is necessary for a healthy society and our solicitors worked tirelessly to ensure Clients could continue enjoying this right.
- Our East Kimberley office saw an increased workload in the areas of Family Law and Care and Protection work. One notable outcome was the return of a child to family that had been

brought into the State's care. Hannah's work on this matter was of a quality beyond her peers and contributed to the wellbeing of entire communities. This work is time consuming, nuanced and emotionally difficult and was conducted in a focused and disinterested manner. This approach and its resulting outcome is one that will change attitudes and promote children's interests in a culturally respectful and effective manner.

- An increased knowledge of legal matters following death allowed KCLS to increase service delivery in this area. On several occasions KCLS assisted Clients navigate the Australian Taxation Office, Public Trustee, various superannuation companies, banks, The Supreme Court of Western Australia and Landgate. This brought dignity to Clients and finality for affairs that would otherwise have been time consuming and costly to achieve. Melissa and Carol both assisted Clients in this area and were successful in discharging all of their instructions without delays. Melissa also assisted a Client through a coronial matter that may otherwise have placed the Client at great risk as she had to re-live a profound trauma as a child.
- KCLS again took on matters that had potential for law reform and change. A notable example was Melissa Bateman's argument for a certain interpretation of the Residential Tenancies Act. This relates to service of documents which currently has the practical effect of Clients being evicted without their express knowledge of the proceedings. Although the litigated matter did not turn on this point written submissions were sent to the 2014 Western Australia Magistrates' Conference and we await a response. Other law reform cases involved Sarah inviting the Court to use its plenary judicial power under the Residential Tenancies Act. Notably, this argument was accepted by the Court, opening the way for future protections against unconscionable conduct for vulnerable tenants.
- KCLS provided CLE to a range of organisations in the West Kimberley as noted in my
 appreciation to Sarah and Carol's work. This strategic focus to spread knowledge and
 expertise rapidly was deliberate and foreshadowed in the previous annual report. It also
 relieved the need for extensive supervision of casework as Clients and their workers were
 effectively skilled to resolve legal issues independently of using a solicitor. Great work by
 Sarah and Carol resulted in many non-clients benefiting from KCLS, while we operated under
 a tight budget and with little external support.
- KCLS' experience in State run reparations schemes was recognized through invitations to
 present to the Commonwealth Royal Commission into Institutional Responses to Child
 Sexual Abuse. Similarly, KCLS's knowledge of Kimberley Specific issues has seen the Centre
 present to a number of agencies including Department of the Attorney General's Aboriginal
 Justice Program's Open Days, DCPFS, Department of Housing, Graham (Polly) Farmer
 Foundation and NACLC Rural, Regional and Remote Network to name a few.
- KCLS provided advocacy for Clients in matters involving Centrelink. This resulted in several
 debts being waived, the correct pensions being applied and adverse decisions being
 successfully appealed. This work also strengthened KCLS' relationship with the Welfare
 Rights Centre which provides a magnificent service to both Clients and solicitors.

Ongoing Issues

We remain forever vigilant to improve how we identify and meet our Clients' needs and I note the following thoughts for the next 12 months:

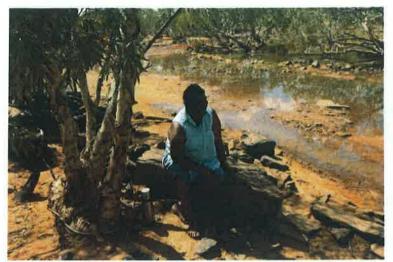
- Collaboration with other legal and non-legal services requires ongoing thought. LAWA and AFLS
 have been wonderful partners for KCLS when delivering coordinated services and we must
 provide more time and effort to continue this. The addition of an Indigenous officer to LAWA is
 a game changer and allowed KCLS to work with our communities in Ruth Abdullah's absence (on
 secondment). We must properly plan for this in the future and improve links to non-legal
 organizations to leverage their local connections and staff. This is especially the case in
 Warmun, Halls Creek and Wyndham.
- Staff changes and budgetary issues will again challenge the legal team in the next 12 months. As
 certain positions end and others remain uncertain we must focus, as in Broome, on training the
 support workers in the East Kimberley on how to identify and resolve their Clients' civil law
 problems. This will supplement individual case work. Areas of law this will relate to are likely to
 include tenancy and debt matters as well as simple estates, licensing and superannuation.
- Outreach with a limited budget needs to be rethought. Although fewer trips are likely, the
 possibility of videoconferencing needs to again be explored to mitigate the tyranny of
 corrugation. This is being used in communities such as Mindibungu (Billiluna) and requires
 further exploration.
- Legal staff need to explore and undertake career development opportunities as they arise. This
 includes paralegal training, family law training and financial law training to name a few. This will
 add to staff satisfaction and increase skills, ultimately for the benefit of Clients. I am
 overwhelmingly supportive of staff development.
- Relationships need to be maintained with Universities and pro bono firms to protect KCLS
 against budget cuts. To an extent this was achieved during 2013 14 however more strategic
 direction is needed on this point.

Finally, I thank all KCLS Staff, Board Members and supporters for their patience and confidence in me as KCLS Principal Solicitor. We achieved many successes in the year and have identified challenges to ensure we keep meeting the communities' changing needs. I look forward to working with you all in the future and welcome any feedback.

Thomas Allen
Principal Solicitor



3.4 Indigenous Women's Program



Since my last report, I am proud to say that a lot of programs and activities had been achieved by all the KCLS staff and a lot of positive feedback had been given by the Kununurra members and clients that had walked through our door for some form of assistance and advice. We have lost some staff during this period, but have gained some hard workers.

There had been several outreach

trips to remote areas and the teaming up with other Government and NGO was very positive in delivery of our services.

2013/14 Outreach trips (Clients):

- Warmun, Doon Doon Station, Bow River, Frog Hollow, Halls Creek, Ringers Soak, Yiyili
- Wyndham, Kalumburu, Gibb River
- Mindibungu, Mulan, Wirrimanu

Other Departments/contacts during the six months:

- Ongoing with the Royal Commission into Sexual Abuse with relevant consultation with Anglicare
- AJP/Legal Aid- regular visits to remote communities with invites to KCLS in regards to motor vehicle issues, Licenses etc
- Meetings with other Departments re FV, community issues, Children at risk, Housing, Education issues and Counselling
- Follow up with the Stolen Wages/Redress issues of KCLS clients in regards to relevant Ministers

All above occurred to the 1st April 2014 - I was then employed as a casual at Waringarri (with the Board of Director's approval) for 6 months involving a project in regards to "Suicide Awareness" (CAP-Community Action Plan with me being the Co ordinator) within the Kununurra area. This project became well known within our community and it's members as a lot of programs, presentations with about 25 other agencies involved to assist me where Culturally appropriate and constant liaising with OVAHS, KAMSC and Waringarri A/C and most importantly getting the message out to the younger generation at schools, Youth Centres, any activities being held in the Park or at other venues eg Women refuges, Sobering Up Shelters (where reps came from Wyndham also).

I would like to thank KCLS staff for their patience and understanding and its Board of Directors for allowing me to share my experience within the Suicide area as we all know the Kimberley has the highest rate of 11-30 year old self harming or looking at suicide and if we can deliver information to them of help is available we could save lives.

Ruth Abdullah, Indigenous Women's Project Worker

3.5 Tenancy Advice and Education Report

East Kimberley

In 2013/14, I worked as Tenancy Solicitor alongside Solicitor Melissa Bateman, Tenancy Advocate Carlos Waina and Public Tenancy Support Service (PTSS) workers Erika Parsons and Haelema Ward. This was our second year working together and therefore a good opportunity to further improve on the services provided to tenants in 2012/13.

Tenancy casework

There continues to be a strong demand for tenancy assistance, with a high volume of enquiries from public housing and community housing tenants and an increasing demand from private tenants also. Regular tenancy matters include eviction proceedings, debt disputes, housing applications and outstanding maintenance. In 2013/14, we maintained our tenancy outreach services set-up in 2012/13, assisting tenancy clients from Wyndham (serviced weekly), Warmun and Halls Creek (serviced fortnightly) and remote communities such as the Gibb River Road communities (serviced tri-annually).

Assistance and court representation in eviction proceedings remains high priority work. Eviction proceedings included actions against public and private tenants for non-payment of rent, as well as an increase in anti-social behaviour actions against public housing tenants in Kununurra and Wyndham. Our focus continues to be resolving court matters by agreement and this is able to be achieved in the majority of matters.

We continue to foster a good relationship with the Department of Housing (**DOH**) in Kununurra by meeting with them regularly, which is vital to the interests of our public tenancy clients. It was also positive to have PTSS assisting a large number of tenants earlier this year, following a high volume of court negotiated referrals in mid-2013. We advocate strongly for the referral of at risk tenants to PTSS *prior to* the initiation of court proceedings and we hope that the recent reduction in PTSS referrals is only temporary, as PTSS is best placed to provide ongoing support to tenants.

Other matters that KCLS regularly assists with include debt disputes on behalf former tenants and succession of tenancy applications on behalf of householders whose partner or parent is the registered tenant and has recently passed away.

We also continue working on our processes in relation to tenants that may have been exposed to asbestos in public housing. The Asbestos checklist drafted in 2012/13 has been further developed to include comprehensive instructions to enable use by current and future KCLS staff. Several matters have now been finalised following the preparation of detailed statements which were lodged with various departments, medical services and registers for recording purposes.

Tenancy CLE

A major part of our tenancy services is to also provide Community Legal Education (CLE) around housing issues and in 2013/14 this continued to focus on remote Aboriginal communities affected by the roll-out of Housing Management Agreements (HMAs), which bring many communities under the Residential Tenancies Act (RTA) and formal Tenancy Agreements for the first time. In 2013, many

HMA communities had their housing refurbished and brought up to RTA standard. In 2014, rental increases have been rolled out in these communities, resulting in a number of tenants enquiring about their rights and responsibilities under their new Tenancy Agreements. Under HMAs, tenants rent is increased from a flat rate of about \$80 per person up to 25% of household income, resulting in substantial increases, particularly for those working full time.



In 2013/14, KCLS visited various communities to provide CLE on HMAs, including Doon Doon, the Gibb River Road communities and Ringer Soak, where we met with community councils or had discussions with community members.

As foreshadowed in our 2012/13 annual report, in 2013/14 we also aimed to provide improved CLE to tenants in and around Kununurra, Wyndham and Halls Creek. In Kununurra and Wyndham, this

has been achieved through PTSS' tenancy workshops undertaken in collaboration with Warringarri Aboriginal Corporation's Money Management program. The workshops have provided tenant education in an accessible and informal environment.

The need for improved tenancy services in Halls Creek was in part relieved by significant public housing refurbishment works in 2014, which resulted in new housing for many Halls Creek residents. The introduction of a Halls Creek transitional housing program by late 2014 will also provide vital assistance to working residents that exceed public housing income thresholds but have no private rental market to access. KCLS will continue its fortnightly outreach services to Halls Creek and provide assistance to tenants where necessary.

This is my last annual report for KCLS, following my recent resignation and return to Victoria. My time in the Kimberley has been extremely rewarding and I thank KCLS and all staff for the opportunity to work with them. I wish everyone all the best for the future.

Andrew Turner, Tenancy Advice & Education Solicitor **West Kimberley**

Our first nine months

In the second week of October 2013, KCLS was contacted by a woman who needed urgent assistance. She was a single, Indigenous mother from Broome who was being evicted from her public housing home due to noise complaints and had nowhere else to go. KCLS' West Kimberley Office was yet to open, but she became our first client and on her birthday four months and several Court appearances later she celebrated as the Court dismissed the housing authority's eviction application.

This is one of many experiences over the last nine months that has demonstrated the importance of KCLS' work in the Kimberley, our commitment to serving our community, and the value of having a second office based in Broome. Since opening, the West Kimberley office has grown from one

solicitor seeing clients at the Australian Red Cross in Broome, to two solicitors at our own offices undertaking regular outreach trips to Derby and responding to calls for assistance from people in towns and communities across the West Kimberley, including Mowanjum, Looma and Fitzroy Crossing.

Notably, in our first nine months we have:

- Developed a reputation for providing advice and representation on all aspects of tenancy law, including termination and possession applications, repairs and maintenance, arrears, bonds, and housing
- applications and allocations, with a focus on defending and protecting the human right to adequate housing and working to help our clients avoid homelessness;
- Run several public interest cases challenging forced evictions, which have tested the boundaries
 of tenancy law, provided insight into the interpretation of new tenancy provisions, and been
 relied on by other solicitors in Western Australia;
- Filled gaps for general civil law advice within our community by providing assistance where other services providers were unable to do so, including on matters relating to credit and debt, care and protection, wills, criminal injuries compensation and consumer complaints;
- Fostered strong relationships with key people and organisations in Broome and Derby, which has provided invaluable opportunities for obtaining client referrals, undertaking staff and client education, and sharing knowledge and experiences;
- Engaged with our community by attending community fun days and meetings, and presenting to groups such as Nyamba Buru Yawuru's newest tenants at their Yawuru Social Housing Rental Scheme Tenancy Support Session in May 2014; and
- Expanded access to civil law advice in the West Kimberley by commencing fortnightly outreach trips to Derby together with the Aboriginal Family Law Service.

Next steps: In 2014/2015 we will build on the foundations we have laid, by strengthening our relationships with service providers in the community, continuing to improve access to legal advice and education, and remaining responsive to the needs of the people of the West Kimberley.







an Carol Tang Wei KCLS West Kimberley

Solicitor

3.6 Public Tenancy Support Service

Our Client targets for this program are:

- Existing Department of housing tenants whose tenancy is in danger or at RISK of eviction and homelessness.
- New department of housing tenants identified as "at Risk".
 Early intervention helps sustain housing and prevent homelessness.

PTSS and mainstream services provide an integrated response to homelessness to move people out of crisis into long term sustainable accommodation.

In 2013/14 46 individual clients were assisted to maintain their tenancies. These assistances involved 21 children. 95% are Indigenous. 80% are female

The major difficulties experienced were a large amount of debts arise over years of insufficient attention from DOH. The main three types are:

- Tenancy Liability- Clients not knowing what TL is or what is normal wear and tear and shouldn't be charged as TL.
- Rent- Doh wanting each client to pay 30% of their fortnightly income to the debt and leaving clients struggling to live.
- Water- DOH informing clients at very late notice regarding their water charges

Timely maintenance of properties is an ongoing problem leading to extra burdens for tenants and deterioration of housing standards.

Cultural obligations often result in temporary absences or arrivals - DoH does not seem to have appropriate protocols for tenants to notify of temporary absence or to follow up on emerging issues.

While working with our clients PTSS has also done a number of community educational projects in the last year. This includes:

- Created our "good standards" pamphlet
- Created our " cleaning your home" pamphlet
- With community housing continued our "better homes" radio program
- Helped organise and did radio ads for "bring your bills day"
- Held four community awareness stalls in Kununurra and Wyndham to get the word out there about us and KCLS and what we can offer.
- Warringarri and community housing had community information days about all areas of tenancy and being a tenant.

Haelema Ward and Erika Parsons PTSS Officers



3.7 Financial Counselling Service

"Thank you for the help you have provided me it has really reduced the stress in my family"

Financial counselling client 2014

During 2013 and 2014 the KCLS Financial Counselling Service assisted 458 clients of whom 380 were Aboriginal. This is more than double the number of clients that we saw in the previous year, and is evidence of our work to build our reputation in the community as an avenue for assistance and redress. The most common area where debt arises is in relation to utility bills with 303 people attending our office for assistance with utility bills in the last year. The other common areas where debt arises are credit cards, personal loans, rental debt and fines.

Many clients approach our service once they are being threatened with disconnection of their power or with legal action from debt collectors. This is consistent with recent research into civil legal needs which found that many Aboriginal people in the Northern Territory do not identify their civil legal problems as legal problems for which they can receive assistance². It is for this reason that the Hardship Utilities Grant Scheme (HUGS) continues to be a vital point at which to engage clients with our service and to identify other civil legal needs.

Financial problems do not occur in isolation to other civil legal needs and impact upon individuals and families in deep and lasting ways. Many younger clients report they are concerned that their financial issues will lead to problems with their credit rating or ability to gain private rental accommodation. We have observed that poor credit ratings cause further financial exclusion for younger community members and lead to clients engaging the costly services of credit repair agencies or book up, making clients increasingly vulnerable to a cycle of debt. For this reason the work done by organisations such as Money Business in increasing financial literacy in the community is essential and I thank Money Business for their diligence, support and referrals in the last year.

Lastly, I'd like to say how wonderful it is to be part of a now small, yet dynamic and supportive team. The work that KCLS produces is inspiring, and I feel fortunate to be part of such great team.

Case Study 1

A man had recently separated from his wife of twenty years. A large personal loan, mortgage and the breakdown of his relationship were causing him a significant amount of stress which led to unemployment. We were able to help him with preliminary family law advice and to negotiate a moratorium on payments to his personal loan while he found full time employment. Upon commencing full time employment we assisted him to negotiate an extension to the period of the loan so that the arrears were absorbed into the loan so taking his loan out of arrears.

Case Study 2

A couple living in a private rental property were facing eviction proceedings for unpaid rent. They also requested assistance to pay utility bills as their household expenses were not meeting their Centrelink income due to their three young children. We were able to assist the clients with their court proceedings by negotiating an outcome which allowed our client to remain housed through a lump sum payment of superannuation. We also assisted them with HUGS so that their power could remain connected.

Hannah Levy, Senior Solicitor

² Cunneen C., Allison F., and Schwartz M. (2014) "Access to justice for Aboriginal People in the Northern Territory", *Australian Journal of Social Issues*, 49 (2), 219-240.

3.8 Law Reform and Legal Policy

Stolen Wages

The WA Stolen Wages Reparation Scheme continued to be a major focus of law reform and legal policy work this year.



This WA

Government Scheme which opened on 6 March 2012 and closed on 30 November 2012 involved an ex gratia payment of \$2,000 to qualifying Aboriginal people. These were Aboriginal people who were born before 1 January 1958 who had income withheld when they were living at a 'Government Native Welfare Settlement' in Western Australia if some or all of this income had not been repaid.

As outlined in the previous Annual Report, KCLS staff talked to hundreds of Aboriginal people and was made aware that there were strong views that the Scheme was unfair. This was because it was considered that the Scheme didn't:

- Respond to the effects of stolen wages on Aboriginal people as a group, as families and as communities;
- Respond to the life experiences of people who had passed away or allow families to apply to honour deceased family members, for example by putting up a head stone on their grave;
- Allow families, Aboriginal communities or Aboriginal organisations to apply for funds for programs, projects or evens to acknowledge and record that happened; or

• Help non-Aboriginal people understand and properly respond to the treatment Aboriginal people experienced.

Additionally, people felt that the amount of \$2,000 was far too low and many found this hurtful or insulting given the context which generally involved being denied income of all kinds and being required to work for rations or for rations and low wages.

The Scheme did not represent a negotiated settlement with Aboriginal people. The Government started the Scheme without advance notice at the same time releasing the WA Stolen Wages Taskforce Report which it had withheld for almost 4 years. There was no report back to Aboriginal people about what the Taskforce found or recommended. The Government did not go back to Aboriginal people to discuss the Taskforce or explain why the Government rejected so many of the recommendations.

During the implementation of the Stolen Wages Scheme the Government repeatedly refused to apologise to Aboriginal people about stolen wages and refused to answer even basic questions. For example, the Government refused to release the definition 'Government Native Welfare Settlement' (GNWS) which was a new term created by the Government for eligibility under the Scheme. Instead the Department advised people should apply if they thought they might be eligible.

In our region, a large number of Aboriginal people who worked on stations thought they should be included and if they weren't they were not included they wanted the Government to listen to them and change the Scheme. For this and other reasons many Aboriginal people sought hose to use the Scheme to try to inform the Government about the problems in the hope that the Government would listen and establish a proper scheme after negotiating with Aboriginal people. Additionally, while not required by the application form Aboriginal people wanted to tell their stories. As a result, by the time the Scheme closed, the Government had received about 2000 stories from Aboriginal people across the State accompanying their stolen wages application.

In 2013/4 the main developments in which KCLS was involved were working with clients to continue their efforts to advocate. This included:

- Acting on client instructions to apply for a review of the decision refusing their application,
- Acting on client instructions to write to the Minister for Aboriginal Affairs and other key parliamentarians to complain,
- Assisting many clients to have their complaints raised in the WA Parliament resulting in these complaints being recorded permanently in Hansard,
- Working with many claimants and elders in Kununurra for them to express themselves to a state wide audience. On 9 September 2013 Tom Birch, Alan and Peggy Griffiths, Jack Trust, Button Jones, Ronnie Carlton, Frank Chulung, Ben Barney and others were interviewed at a large lunch meeting at Waringarri Arts and John Curtin was interviewed at a nearby cattle station. The program, which can also be viewed online, was broadcast on ABC Stateline on Friday 13 September.
- After the program was broadcast Tom Allen's led KCLS staff in showing the DVD of the program to clients and groups throughout the region

• On 28 April 2014, KCLS launched the WA stolen wages petition with a press release (see below), which was reported by ABC Radio and local newspapers.

Kimberley Community Legal Services Inc.

MEDIA RELEASE 29 APRIL 2014

'CALL FOR A NEW WA ABORIGINAL STOLEN WAGES REPARATION SCHEME'

Thomas Allen, Principal Solicitor of the Kimberley Community Legal Services Inc. (KCLS), based in Kununurra, Western Australia today launched a petition calling for a new Western Australian Aboriginal Stolen Wages Reparation Scheme (WA Scheme). Thomas Allen said, "This petition says formally what we have heard from Aboriginal people. That is, that the WA Scheme has failed and Aboriginal people want to talk with the Government about how to get it right."

"The WA Scheme paid \$2,000.00 to some Aboriginal people. The WA Government said the Scheme was to make some amends for income withheld in the past. However, the Scheme was not based on an agreement with Aboriginal people about how amends should occur or what the amends should be. The petition calls for a new WA Scheme which would be negotiated with Aboriginal people." **Thomas Allen said**.

KCLS Senior Solicitor Judy Harrison said "Historically many Aboriginal men and women in WA were denied income in different ways. No wages, low wages, no social security (including child endowment, aged pension and sole parenting payments). There were many cases where money intended for Aboriginal people was diverted or taken by those in positions of trust.

"The WA Government tried to make the problem something it was comfortable with but that is not how fairness and truth works."

"Many Aboriginal missions and hostels were also included in the WA Scheme but the WA Government claimed few records exist. Under the WA Scheme no one received even a general estimate of how much was withheld from them and thousands of Aboriginal workers were excluded." **Judy Harrison said**.

Ronnie Carlton, an Aboriginal man and former East Kimberley ringer, said "They [the WA Government] should sit down and recognise the truth about what happened to us all back then. They keep knocking us back. We never even went to school because we were working from the time we were kids."

Thomas Allen said "KCLS has received a strong message from many Aboriginal men and women that the WA Scheme lacked sincerity and meaningful reparation. The Scheme did not even offer a formal apology for income withheld through government run and government endorsed processes. These processes continued for decades and have had a profound and intergenerational effect."

Button Jones, an Aboriginal man and former stockman at Ivanhoe and Carlton Stations, said "We feel no good. The things what we done – we worked from sun up to sun down- sometimes 3 or 4 in the morning, on and on, and we worked for nothing, just tea and sugar." Button's Application under the WA Scheme was refused because income withheld on pastoral stations was not included in the the WA Scheme.

The petition calls on the WA Government to establish a new Stolen Wages Scheme by fully consulting and negotiating with Aboriginal people affected. The petition calls for Aboriginal people to be accorded their human rights by being treated with fairness, dignity and respect.

Anyone can sign the petition and KCLS welcomes help to circulate the petition in Western Australia and elsewhere.

For more information contact KCLS on 08 9169 3100 or by email to: swpetition@kcls.org.au

Contact:

Tom Allen, KCLS Principal Solicitor: Judy Harrison, KCLS Senior Solicitor:

(08) 9169 3100 0417212306 The petition was circulated through networks by email and in person. KCLS staff in Kununurra and Broome took the petition to stolen wages clients and to communities across the region. Many KCLS staff in Kununurra contributed their own time on a number of Saturdays to have a stall at the markets in Whitegum Park in Kununurra to make the petition available to the general public.





The petition was tabled by Robin Chapple, Greens Member of the Legislative Council in mid-June and on the 17 June 2014, under the Legislative Council rules this caused the petition to be referred to the Environment and

Public Affairs Committee for consideration. In late June KCLS received a request from the Committee for a submission relating to the petition by mid-July. Unfortunately the Committee, which was dominated by Government members, ultimately voted to close the inquiry without making recommendations for the reopening of the stolen wages issue.

Other highlights during 2013/4 included:

- Robin Chapple's visit in early May to Yiyili, Halls Creek, Warmun and Kununurra hearing directly from individuals and communities about their complaints about the stolen wages scheme.
- Visits to KCLS from the following parliamentarians (listed in the order in which they visited)
 who wished to hear for themselves about the complaints voiced about stolen wages in the
 region:
 - Ben Wyatt, Shadow Minister for Aboriginal Affairs
 - Josie Farrer, MHR for the Kimberley
 - Steven Dawson, MLC for the Pastoral and Mining Region
 - Mark McGowan, Leader of the Opposition
- While the Liberal-Coalition Government has so far refused to establish a review of the Stolen Wages Scheme, in November 2013 the WA ALP included a commitment to this effect in their Party Platform. This commitment was continued in the 2014 Party Platform.
- At the end of the financial year, KCLS was considering further action and was working with a number of clients who wished to make requests under the Freedom of Information Act about why their applications had been successful. The latter was unclear because this was not apparent from the letters advising people that they were eligible. This produced useful information about the way the Scheme operated which indicated that:
 - That no historical records about individuals were consulted

- No attempt was made to identify whether there were trust account records for the individual
- The secret list of 'Government Native Welfare Settlements' was applied
- The pro-forma letters to applicants were designed to provide minimal information, the customisation consisted of the person's name, address and stolen wages reference number
- No successful applicants receive an apology
- People were assessed as ineligible for income withheld on stations and at any other locations which were not on the list of 'Government Native Welfare Settlements'.

Redressing the WA Redress Scheme

Since early 2012 KCLS has been working to try to address the failure of the 2008/9 WA Redress Scheme for Aboriginal people in the Kimberley. The KCLS project followed the large scale exclusion of Aboriginal people in our region from the Scheme. This was a state wide government ex gratia payment scheme which paid up to \$45,000 to people abused or neglected as children before 1 March 2006 while in State care in Western Australia.

Aboriginal people in our region were excluded because the scheme was only open for 12 months. This proved to be totally inadequate for people to hear about the Scheme and for legal help and other forms of assistance to reach people. Additionally, many people who applied probably received less than they should have because they were not able to tell their full story, including the effects of the abuse and neglect on their lives.

The start of the Stolen Wages Scheme on 6 March 2012 saw the KCLS 'Redressing Redress' project adjusted to fit in with the KCLS work on Stolen Wages. This meant that when appropriate KCLS staff talked about the Redress Scheme and asked if people had heard about it and if they had applied.

By October 2012, there was a clear picture of massive injustice in the Kimberley for Aboriginal people who had missed out on the Redress Scheme. KCLS reported about the issue, as set out below for the Human Rights in Western Australia Report Card published by the Community Legal Centres Association (WA).



KCLS submission for the 2012 WA Human Rights Report Card

From:

Kimberley Community Legal Service

Subject:

For the Human Rights in Western Australia Report Card

Contact:

KCLS Director, Liz O'Brien

Date:

18 October 2012

TOPIC:

ABORIGINAL PEOPLE

SUB TOPIC:

REQUIRES ATTENTION

REDRESSING the WA Redress Scheme - The WA Government Redress Scheme was an administrative scheme which was open for applications for 12 months from 1 May 2008. The Scheme included the components of an ex-gratia payment, counselling and an apology. People who were aged 18 or over who were abused or neglected in State care in WA before March 2006 were eligible to apply. The potential applicants were non-Aboriginal people, including former British child migrants brought to Australia during WWII, and Aboriginal people.

Research undertaken by the Kimberley Community Legal Service (KCLS) this year reveals the extent of the failure of the WA Redress Scheme for Aboriginal people in the East Kimberley, and that these failures are echoed across the State. Several hundred Aboriginal people in the East Kimberley missed out on applying for the Scheme, often because they didn't know about it. The WA Government's to this has been that they should have known. Additionally, many Aboriginal people who received an ex-gratia payment received less money than they would have, had there been more time, emotional support and help to complete applications properly.

Aboriginal people in the East Kimberley, like other Aboriginal people across the State, had no voice or representation in the development and implementation of the Scheme. The Scheme was consequently not tailored for Aboriginal people, particularly those with low literacy and limited access to information and assistance, which is common in remote areas. The Scheme appears to have been most effective for the more capable applicants and least effective for the most vulnerable. In general terms, the Scheme seems to have been more effective in urban areas than in regional and remote areas and more effective for non-Aboriginal people than Aboriginal people.

The WA Government has not evaluated the implementation, outcomes or impacts of the Scheme for Aboriginal people and has indicated that it does not intend to do so. This continues and compounds the lack of focus on substantive equality which also explains the failure of the Scheme. The Government's refusal to evaluate also flies in the face of the experience with the current WA Stolen Wages Reparation Scheme, which is resulting in far broader awareness about how many Aboriginal people could have applied for Redress. This is because every Aboriginal person who is eligible for Stolen Wages, should have received information about Redress, but many did not.

KCLS research in the East Kimberley indicates that the majority of Aboriginal people affected by the WA Redress Scheme have strong views about what went wrong. These people, many who were not aware of the Scheme when it was open, overwhelmingly want their experiences to be taken into account in designing a new Scheme specifically for Aboriginal people. This contradicts arguments that asking people to look back at the WA Redress Scheme and talk about it would be distressing because people have moved on. In fact, many people have views they want to express because they

find their treatment, both when they were in care and how this was approached by the Redress Scheme, distressing.



KCLS has identified ways forward which accord with the Basic Principles and Guidelines on the Right to a Remedy and Reparations for Victims of Gross Violations of Human Rights and Serious Violations of International Humanitarian Law being the internationally regarded standard for effective reparations (HREOC, 1997, Shelton, 2005 pp.11-34, UN General Assembly, 2005, Lawry, 2010).

The KCLS recommendations begin with Aboriginal people being enabled to determine and express their requirements

for the new Scheme. Next, there should be a process of negotiation whereby, in the spirit of these Basic Principles and Guidelines, the WA Government would develop the terms for reparations with Aboriginal people. The terms would relate to the Scheme, including implementation processes. This would address the requirement that reparations represent a settlement, not something unilaterally determined and imposed by those seeking to make reparations.

KCLS research indicates that the aspects about which Aboriginal people are likely to wish to negotiate relate to how Aboriginal people can be empowered during and through the reparation process. This includes:

- 1. Whether there should be any time limit for applications.
- 2. How the Scheme should be administered, monitored and progressively evaluated including how Aboriginal people, families and communities affected could be involved to ensure accountability to Aboriginal people and the broader community.
- 3. The other elements of the Scheme:
 - The form and processes of the apology;
 - Better ways to avoid recurrence;
 - Ways of recognising and honouring those who have passed away;
 - Emotional support for individuals, families and communities;
 - o Forms of assistance for individuals who may wish to apply or reapply; and
 - The amount payable, options for payment in-kind or more options than one cash payment.
- 4. Whether the four aspects which are currently treated as separate issues in Government responses to Aboriginal people, should be approached together in some ways. That is:
 - o Redress Scheme abuse and neglect of Aboriginal people in State care;
 - Stolen Generations the taking away, treatment and effects;
 - Stolen Wages withholding income from Aboriginal people when in institutions, on stations and in other contexts; and,
 - Forced Adoption removal of babies and children from Aboriginal mothers and families without consent.

References

- HREOC 1997. Bringing them Home: Report of the National Inquiry into the Separation of Aboriginal and Torres Strait Islander Children from Their Families Human Rights and Equal Opportunity Commission, Sydney, viewed 17 October 2012, http://www.humanrights.gov.au/social_justice/bth_report/index.html.
- Lawry, C. 2010. Moving Beyond the Apology: Achieving Full and Effective Reparations for the Stolen Generations.

 Australian Indigenous Law Review. University of New South Wales, Indigenous Law Centre, Sydney, Vol 14, Issue 2, pp. 83-99.
- Shelton, D. 2005. The United Nations Principles and Guidelines on Reparations: Context and Principles. In: Feyter, K., Parmentier, S., Bossuyt, M. & Lemmens, P. (eds.) Out of the Ashes: Reparation for Victims of Gross and Systematic Human Rights Violations. Intersentia, Antwerp and Oxford, pp. 11 -34.
- UN General Assembly 2005. The Basic Principles and Guidelines on the Right to a Remedy and Reparations for Victims of Gross Violations of Human Rights and Serious Violations of International Humanitarian Law United Nations, New York, Resolution 60/167, UN Doc A/Res/60/147, viewed 17 October 2012, http://www2.ohchr.org/english/law/remedy.htm.

Redressing Redress in 2013/4

As the WA Government continues to refuse to reopen the Redress Scheme, the KCLS Redressing Redress Project continued in 2013/4. The main steps KCLS took this year were:

- Staying in contact with other legal services and networks working on this issue and briefing parliamentarians.
- Endorsing the submission by the Geraldton Resources Centre to the Royal Commission into Institutional Responses to Child Sexual Abuse about the failure of the WA Redress Scheme.
- Providing material to the Royal Commission about learning from the failure of Redress to avoid repetition in any compensation scheme proposed by the Royal Commission.
- Using the WA FOI Act to obtain the Guidelines for the WA Country High School Hostels Ex Gratia Scheme. This showed that this Scheme which was open from 30 Nov '12 to 31 May '13 was virtually identical to the Redress Scheme. As some institutions were covered by both Schemes, the Government had effectively reopened Redress a selected group of claimants. As none of these institutions were in the Kimberley, few if any people from the region benefited.
- Helping individuals to complain to the WA Minister for Community Services and other
 parliamentarians about missing out on the Redress Scheme and continuing to call on the
 Government to reopen the Scheme.
- Helping individuals to have their complaints raised in the Western Australian parliament through questions on notice. These questions and the answers given by Government Ministers are on the public record. ³ An example relating to Mr Wayne Gordon is below.
- Reporting back to individuals and groups in the region about the continuing efforts to achieve the reopening of the Redress Scheme.
- Helping a client work with Goolarri Media to make a documentary about experiences in state care and how Redress was denied because the person did not hear about it in time to apply.

³ Go to http://www.parliament.wa.gov.au/hansard/hansard.nsf/NewAdvancedSearch and insert the search term 'redress'

Question on Notice in the Legislative Council - for Mr Wayne Gordon⁴

Extract from Hansard

[COUNCIL — Tuesday, 8 April 2014], p2217c-2218a

Hon Robin Chapple; Hon Helen Morton [1]

REDRESS WA SCHEME - WAYNE GORDON

881. Hon Robin Chapple to the minister representing the Minister for Community Services:

Regarding the application to the Redress WA scheme by Mr Wayne Gordon of Yiyili Community in the Kimberley Western Australia, I ask:

- (a) in acknowledgement of the hardships experienced by Mr Gordon in the Charles Perkins Hostel when he was just eight years old, will the Minister reopen the Redress WA scheme or establish a new similar scheme;
- (b) in acknowledgement of the remote community in which Mr Gordon lives and the limited means of communication available to its residents, will the Minister reopen the Redress WA scheme, or establish a new similar scheme, with a longer advertising period to properly enable all eligible applicants to participate:
- (i) if no to (a) and (b), why not; and
- (ii) if yes to (a) and (b), what steps will the Minister take; and
- (c) is the Minister aware that, without access to some form of redress, Mr Gordon is suffering double jeopardy, that through no fault of his own he is being punished twice, once by being taken from his family at the age of eight and placed in the Charles Perkins Hostel, and now again when he is being denied such compensation as should be his due under the Redress WA scheme:
- (i) if yes to (c), will the Minister show compassion and reopen the Redress WA scheme or establish a new similar one?

Hon Helen Morton replied:

- (a) Redress WA closed on the 31st December 2011. While I acknowledge that there were those who missed out on applying for a Redress payment, there are no plans to reopen the scheme.
- (b) I acknowledge that Mr Gordon lives in a remote community; however, extensive advertising was undertaken to promote the Redress WA scheme to ensure it was as widely promoted as possible. These promotion activities included Redress staff travelling throughout the State to conduct information meetings, including visits to the Kimberley, the Pilbara and Gascoyne regions. The scheme also extended its original closing deadline by an additional three months to assist those who needed more time to submit their applications. Further to this, Redress WA staff contracted several service providers state-wide to assist applicants to prepare their applications. These included the Aboriginal Legal Service of Western Australia, the Kimberley Stolen Generation Aboriginal Corporation, the Ord Valley Aboriginal Health Service and the Dumbartung Aboriginal Corporation. A legal firm was also contracted by Redress WA to visit the Balgo Aboriginal Community to assist with the preparation of applications for submission.
- (i) Redress WA was a compassionate scheme that provided the opportunity for those affected to tell their stories, be believed and receive an ex-gratia payment as an acknowledgement. It was a finite scheme with a comprehensive communications strategy and applicant assistance structure that incorporated a targeted approach for Aboriginal community members.
- (ii) Not applicable.
- (c) It is unfortunate that Mr Gordon missed out on lodging a claim for a Redress WA ex-gratia payment. If he wishes, he can submit his story to the Commonwealth Royal Commission into Institutional Responses to Child Sexual Abuse, which may assist in acknowledging his State care experiences as a child.
- (i) There are no plans to reopen the Redress WA scheme or establish a new one.

http://www.parliament.wa.gov.au/Hansard/hansard.nsf/0/3070c443f5971e3e48257cb70010300a/\$FILE/C39+S1+20140408+p2217c-2218a.pdf

Royal Commission into Institutional Responses to Child Sexual Abuse

KCLS played a strong role in the Kimberley consultations and submissions to the Royal Commission.

In August 2013 KCLS attended many community consultations, assisted to draw up a pro forma for people wanting to make submissions and presented information in Hall's Creek and on Desert and Gibb River outreach trips.

Indigenous Engagement officers from the Commission visited Kununurra and Hall's Creek on three occasions in February, May and June 2014 and met with KCLS staff to understand the approaches that were need in the Kimberley and to be briefed on the information held on the failure of the WA Redress scheme.

Ruth Abdullah and Haelema Ward worked closely with Gloria Marshall, Anglicare Royal Commission support officer for the Kimberley.

In June the Intake and Assessment officers from the Royal Commission attended Kununurra and Hall's Creek to take statements. KCLS helped to identify and locate clients wishing to give evidence.

Commissioner Milroy met with KCLS staff to discuss the special needs of the Kimberley.

As a result of KCLS's work and the strength and resilience of our clients KCLS was invited to attend special Royal Commission round table in Sydney. This is a tribute to the strength and value of our work.



Public Interest Case

Facts of the case -

Our client (C) is a single Aboriginal woman who receives the Disability Support Pension.

C approached our service after receiving her third strike from the Department of Housing (DOH) under its Disruptive Behaviour Management Strategy (better known as its Three Strikes Policy). The strikes predominantly related to noise from music and gatherings at C's property.

The DOH applied to the Court to terminate C's tenancy under section 75A of the Residential Tenancies Act 1987 (WA) (Act) and the matter was put to trial. KCLS represented C in the proceedings.

Outcome -

The Court dismissed the DOH's application on the basis that it was not satisfied that the proven behaviour justified termination of C's tenancy.

Significantly, this case provided valuable insight into the types of behaviours that are too minor to constitute disruptive behaviour for the purposes of section 75A of the Act. Most notably, the Court agreed that some of the behaviour complained of did not amount to an interference with the neighbour's reasonable peace, and in relation to one complaint the Court observed that "[t]his...appears to me to be normal behaviour".

Test Case

Facts of the case -

Our client (C) is a single Aboriginal man who had been homeless and on the DOH's waiting list for almost five years when he was offered a DOH property and placed on a three month fixed term tenancy agreement. Two months into that agreement, C was told the DOH would be terminating the agreement without grounds at the expiration of the fixed term.

The DOH applied to the Court to terminate C's tenancy under section 72 of the Act. KCLS represented C in the proceedings and sought to challenge the DOH's application by seeking an order under section 84 of the Act modifying or denying the right of the DOH to rely on section 72 in the circumstances of the case.

Outcome -

The Court terminated C's tenancy agreement and granted possession of the premises to the DOH.

Although the outcome was unfavourable, the decision provided substantial insight into the relationship between sections 72 and 84, and shed light on the circumstances in which a Court may make an order under section 84. Most notably, the Court agreed that section 72 is subject to the general discretion in section 84, and supported KCLS' submissions regarding the meaning of the terms "necessary" and "desirable" for the purposes of section 84. However, the Court was not of the view that the circumstances of C's case warranted the making of a section 84 order.

4. Treasurer's Report and Audit

4.1 Treasurer's Report

Kimberley Community Legal Services Inc (KCLS) recorded a \$18,183 deficit (2013-\$124,475 surplus) for the period 1^{st} July $2013-30^{th}$ June 2014. The deficit is due to a concerted effort to reduce our carried forward unexpended grants. In this period of tight government budgets and funding it was the board and management's decision to provide more services with the unexpended grants instead of being forced to repay these at some time in the future. Unexpended grants as at the 30^{th} June 2014 were \$62,247 compared to \$245,817 as at the 30^{th} June 2013.

KCLS received an increase in funding of 8.03% compared to the 2012/2013 financial year. As a remote Legal Service it is difficult to find and retain skilled staff which can impact on the service provision. During 2013/2014 financial year KCLS has managed to not only retain staff yet increase the staffing levels which all results in providing a better service to the community.

KCLS received another unqualified audit report for the period 1^{st} July $2013 - 30^{th}$ June 2014. Congratulations goes to Management and the team at KCLS for growing the service in the 2013/2014 financial year whilst also complying with all statutory accounting regulations and providing an unqualified audit report.

I also wish to thank Kununurra Accounting Services (KAS) for their professional support over the past 12 months and also providing help with the year end audit. The audit was completed by LBW Chartered Accountants again this year.

Yale Bolto Treasurer

4.2 Auditors Report

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- 1. Kimberley Community Legal Services
- 2. Community Legal Services Program
 - a. Community Legal Education Outreach Program
 - b. Indigenous Women's Program
 - c. Family Relationships Centre
- 3. Tenancy Advice and Education Service
- 4. Indigenous Tenancy Advocate Service
- Financial Counselling Service
 Public Tenancy Support Service
- 6. FAHCSIA/DSS

Financial Report for the Year Ended 30 June 2014

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Independent Audit Report.	10 - 11.

COMMITTEE'S REPORT

Your committee members submit the financial report of the Kimberley Community Legal Services Inc for the financial year ended 30 June 2014.

The names of committee members throughout the year and at the date of this report are:

Andrew McDonagh

Yale Bolto

Matt Panayi

Jade Wade

Rachelle Irving

Michelle Manning

Grace Lewis

Bev Russ

Brenda Garstone

Principal Activities

The principal activities of the corporation during the financial year were to provide legal services, counselling service, tenancy advocates services, financial counselling services and community legal education outreach program.

Significant Changes

No significant change in the nature of these activities occurred during the year.

Operating Result

The loss from ordinary activities amounted to \$18,183. The surplus for the previous financial year amounted to \$124,475.

Signed in accordance with a resolution of the members of the committee.

Altorege	
Andrew McDonagh	
ugsolb	
Yale Bolto	***

Dated this 20 day of October 2014

STATEMENT OF PROFIT OR LOSS AND OTHER COMPREHENSIVE INCOME FOR THE YEAR ENDED 30 JUNE 2014

Note	2014 \$	2013 \$
	1,625,384	1,504,601
	245,817	369,685
	8,489	10,696
	(1,358,709)	(917,199)
	(43,426)	(27,162)
7	(62,247)	(245,817)
	(433,491)	(570,329)
	(18,183)	124,475
		•
	(18,183)	124,475
		-
		-
	(18,183)	124,475
		\$ 1,625,384 245,817 8,489 (1,358,709) (43,426) 7 (62,247) (433,491) (18,183) (18,183)

The accompanying notes form part of these financial statements.

STATEMENT OF FINANCIAL POSITION AS AT 30 JUNE 2014

	Note	2014 \$	2013 \$
ASSETS			
CURRENT ASSETS			
Cash	2	231,807	396,907
Receivables	3	28,947	65,842
Prepayments		20,481	(4)
Credit Card Guarantee		15,269	
TOTAL CURRENT ASSETS		296,504	462,749
NON-CURRENT ASSETS			
Property, Plant & Equipment	4	158,512	126,500
TOTAL NON-CURRENT ASSETS		158,512	126,500
TOTAL ASSETS		455,016	589,249
LIABILITIES			
CURRENT LIABILITIES			
Payables	5	76,382	22,958
Provisions	6	70,912	56,816
Unexpended Grants	7	62,247	245,817
TOTAL CURRENT LIABILITIES		209,541	325,591
NON-CURRENT LIABILITIES			
TOTAL NON-CURRENT LIABILITIES		(7 4)	(*)
TOTAL LIABILITIES		209,541	325,591
NET ASSETS		245,475	263,658
EQUITY			
Retained surplus / (deficit)	8	245,475	263,658
TOTAL EQUITY		245,475	263,658

The accompanying notes form part of these financial statements.

STATEMENT OF CASH FLOWS FOR THE YEAR ENDED 30 JUNE 2014

	Note	2014 \$	2013 \$
CASH FLOWS FROM OPERATING ACTIVITIES			
Receipts from government funding bodies		1,662,279	1,504,601
Receipts from other sources		8,489	10,696
Payments to Suppliers and Employees		(1,760,430)	(1,621,785)
Net cash provided by operating activities	;	(89,662)	(106,578)
CASH FLOWS FROM INVESTING ACTIVITIES			
Fixed asset purchases		(75,438)	(110,841)
Net cash used by investing activities	;	(75,438)	(110,841)
Net Increase / (decrease) in Cash Held		(165,100)	(217,419)
Cash at the Beginning of the Financial Year		396,907	614,326
Cash at the End of the Financial Year	2	231,807	396,907

The accompanying notes form part of this financial report.

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2014

NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

This financial report is a special purpose financial report prepared in order to satisfy the financial reporting requirements of the Association's constitution and its members, The committee has determined the association is not a reporting entity.

The financial report has been prepared on an modified accruals basis and is based on historic costs and does not take into account changing money values or, except where specifically stated, current valuations of non-current assets.

The following significant accounting policies, which are consistent with the previous period unless otherwise stated, have been adopted in the preparation of this financial report.

a. Income Tax

The members are of the understanding that Kimberley Community Legal Services Incorporated is exempt from Income Tax.

b. Property, Plant and Equipment (PPE)

Cost or Valuation

Property, Plant & Equipment are carried at cost.

Depreciation

Depreciation is provided on the straight line basis. The depreciable amount of all fixed assets are depreciated over the useful lives of the assets to the association commencing from the time the asset is held ready for use.

c. Revenue Recognition

Revenue is recognised to the extent that it is probable that the economic benefits will flow to the entity and the revenue can be reliably measured.

d. Grant Revenue Recognition

Government grants (including non-monetary grants at fair value) are not recognised until there is reasonable assurance that all conditions will be complied with and that the grants will be received. Grants are recognised in the income statement over the periods necessary to match them with the related costs which they are intended to compensate, on a systematic basis.

The balance of grant income received which has not been recognised in the income statement is recognised as a liability in the balance sheet as unexpended grants.

e. Cash and Cash Equivalents

Cash and cash equivalents includes cash on hand, deposits held at call with banks, and other short-term highly liquid investments with original maturities of three months or less.

f. Goods and Services Tax (GST)

Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Tax Office. In these circumstances the GST is recognised as part of the cost of the acquisition of the asset or as part of an item of expense. Receivables and payables shown in the balance sheet are recognised inclusive of GST.

g. Employee Entitlements

Provision is made for entitlements payable to employees on the basis of statutory and contractual requirements.

h. Going Concern

The future operations of Kimberley Community Legal Services Incorporated are dependant upon adequate future funding from relevant funding bodies and the association being able to pay its debts as and when they fall due.

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2014

	2014	2013
NOTE 2: CASH	\$	\$
Cash on hand	381	251
Society Bank Account	29,045	3,697
Society Cheque Account	1,792	120,296
Cheque Account	420	3,232
Saving Account	200,169	269,431
	231,807	396,907
NOTE 3: RECEIVABLES		
Accounts Receivable	10,434	51,892
Pay Advance	1,825	2,377
Rent Receivables	12,442	10,494
Sundry Debtors	4,246	1,079
	28,947	65,842
NOTE 4: PROPERTY, PLANT & EQUIPMENT		
Plant & Equipment at cost	199,872	190,279
Less: Accumulated Depreciation	(163,673)	(150,586)
·	36,199	39,693
Motor Vehicles at cost	133,535	67,691
Less: Accumulated Depreciation	(33,682)	(11,016)
	99,853	56,675
Leasehold Improvements at cost	58,232	58,232
Less: Accumulated Depreciation	(47,296)	(43,040)
	10,936	15,192
Furniture & Fittings at cost	31,805	31,804
Less: Accumulated Depreciation	(20,281)	(16,864)
	11,524	14,940
Total Property, Plant & Equipment	158,512	126,500
The state of the s	100,012	120,000
NOTE 5: PAYABLES		
PAYG Tax Payable	17,689	9,066
Accounts Payable	26,128	630
Tax Payable	18,735	4,162
Salary Sacrifice Liability	5,039	2,144
Superannuation Payable	8,791	6,956
	76,382	22,958

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2014

	2014 \$	2013 \$
NOTE 6: PROVISIONS		
Annual Leave	70,912	56,816
	70,912	56,816
NOTE 7: UNEXPENDED GRANTS		
Department for Child Protection	43,726	106,814
Department for Child Protection - RHP	= =====================================	4,291
Family, Housing and Community Service	*	1,669
Community Legal Education Outreach Program	9	(24,061)
Commonwealth Community Legal Services Program	3,195	44,816
Family Relationship Centre	13,872	31,266
Financial Counselling Services	19,685	54,107
Indigenous Women's Program	23,016	19,253
Tenancy Advice & Education Services	(41,247)	(2,444)
Indigenous Tenancy Advocate Service	≅	10,106
	62,247	245,817

The unexpended grants detailed above arise on the basis of allocating relatively all expenses to the listed funding bodies at managements discretion. The excess of income received from a particular funding body plus the carried forward balance (from 2013), less the related expenses gives the figure for each in Note 7.

Due to the above the only items which will make up the final surplus / (deficit) shown in the Income Statement for the association are generally asset related balances (ie: depreciation) and other expenses left un-classified by management.

2014	2013
\$	\$
263,658	139,183
(18,183)	124,475
245,475	263,658
	\$ 263,658 (18,183)

NOTE 9: EVENTS AFTER THE BALANCE SHEET DATE

Since 30 June 2014, there are no matters or circumstances that have arisen which requires adjustments to or disclosure in the financial statements.

STATEMENT BY MEMBERS OF THE COMMITTEE

The committee has determined that the association is not a reporting entity and that this special purpose financial report should be prepared in accordance with the accounting policies outlined in Note 1 to the financial statements.

In the opinion of the committee the financial report as set out on pages 3 to 8:

- 1. Presents a true and fair view of the financial position of Kimberley Community Legal Services Incorporated as at 30 June 2014 and its performance for the year ended on that date.
- 2. At the date of this statement, there are reasonable grounds to believe that Kimberley Community Legal Services Incorporated will be able to pay its debts as and when they fall due.

This statement is made in accordance with a resolution of the committee and is signed for and on behalf of the committee by:

Jo M Bruail
Andrew McDonagh
YGCK
Yale Bolto
Dated this 20th day of October 2014

INDEPENDENT AUDITOR'S REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED

Report on the Financial Report

We have audited the accompanying financial report, being a special purpose financial report, of Kimberley Community Legal Services Incorporated (the association), which comprises the statement of financial position as at 30 June 2014 for the year then ended, the statement of profit or loss and other comprehensive income, statement of cash flows, a summary of significant accounting policies, other explanatory notes and the statement by members of the committee.

Committee's Responsibility for the Financial Report

The committee of the association is responsible for the preparation of the financial report, and has determined that the basis of preparation described in Note 1 is appropriate and consistent with the financial reporting requirements of the association and are appropriate to meet the needs of the members. The committee's responsibility also includes such internal control as the committee determines is necessary to enable the preparation of a financial report that is free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on the financial report based on our audit. We have conducted our audit in accordance with Australian Auditing Standards. Those standards require that we comply with relevant ethical requirements relating to audit engagements and plan and perform the audit to obtain reasonable assurance whether the financial report is free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial report. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial report, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the association's preparation of the financial report that gives a true and fair view, in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the association's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by the committee, as well as evaluating the overall presentation of the financial report.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.



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INDEPENDENT AUDITOR'S REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED

Opinion

In our opinion the financial report of Kimberley Community Legal Services Incorporated presents fairly, in all material respects the financial position of Kimberley Community Legal Services Incorporated as at 30 June 2014 and of its financial performance for the year then ended in accordance with the accounting policies described in Note 1 to the financial statements.

Emphasis of Matter

Basis of Accounting and Restriction on Distribution

We draw attention to Note 1 to the financial report, which describes the basis of accounting. The financial report has been prepared to assist Kimberley Community Legal Services Incorporated to meet the requirements of the association. As a result, the financial report may not be suitable for another purpose.

Expense Classification

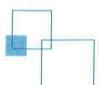
Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

LBW Chartered Accountants

Sripathy Sarma Principal

Dated: 20 October 2014







F: 5223 1966

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. COMMONWEALTH COMMUNITY LEGAL SERVICES PROGRAM SPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. COMMONWEALTH COMMUNITY LEGAL SERVICES PROGRAM INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

	2014 \$	2013 \$
Unexpended Grant b/f from previous year		
Surplus / (Deficit) from previous year	44,816	(4,013)
Prior year overheads adjustment	. ∞	
Approved expenditure from surplus	(4)	140
Net Surplus / Deficit from previous year	44,816	(4,013)
CCLSP Income		
Commonwealth Funding	471,990	317,564
Interest Income		2
Service generated income	390	
Total CCLSP Income	471,990	317,566
Total	516,806	313,553
Expenditure		
Payroll	374,421	128,806
Premises	30,832	14,575
Staff Training	11,014	2,327
Staff Recrultment	81	558
Communications	8,200	5,181
Office Overheads	16,402	18,671
Insurance	3,856	2,434
Finance, Audit & Accounting	15,537	13,706
Library, Resources & Subs	3,612	6,751
Travel	34,260	32,644
Programming & Planning	9,062	29,343
Client Related Expenses	2,395	3,020
Leases	2,677	2,057
Equipment Purchases	529	7,669
Other Costs	733	995
	513,611	268,737
Surplus / (Deficit) for current year	3,195	44,816

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. COMMONWEALTH COMMUNITY LEGAL SERVICES PROGRAM STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- 2. Salaries and allowances paid to persons involved in the activity are in accordance with any applicable award or agreement in force under any relevant law on industrial or workplace relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated: 20/10/2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report of the Commonwealth Community Legal Services Program of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Legal Aid Commission Western Australia.

The financial report has been prepared for Legal Aid Commission Western Australia for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Commonwealth Community Legal Services Program of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.





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Audit Opinion

In our opinion,

- (a) The attached Income & Expenditure statement presents the financial transactions fairly, in accordance with applicable accounting standards and other mandatory professional reporting requirements and is based on proper accounts and records.
- (b) All assets acquired with CCLSP funds during the year ended 30 June 2014 have been insured.
- (c) An asset register has been maintained for all assets acquired with CCLSP funds during the year ended 30 June 2014.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been spllt and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

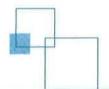
LBW Chartered Accountants

SRIPATHY SARMA

PRINCIPAL

Dated: 20 October 2014







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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. INDIGENOUS WOMEN'S PROGRAM SPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. INDIGENOUS WOMEN'S PROGRAM INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

1010	TIE TEAN ENDED OF COME 2014	2014	2013
		\$	\$
Unexpended Grant b/f from previous year			
Surplus / (Deficit) from previous year		19,252	24,678
Prior year overheads adjustment		2 *	(16)
Approved expenditure from surplus		- E	
Net Surplus / Deficit from previous year		19,252	24,678
IWP Income			
Grants		95,652	94,240
Other Income		F#3	-
Total IWP Income	*	95,652	94,240
Total		114,904	118,918
Expenditure			
Recovery of surplus funds			(*
Payroll Expenses		64,278	67.449
Premises		4,593	4,262
Staff Training		3,440	2,319
Staff Recruitment		14	70
Communications		1,541	1,482
Office Overheads		2,765	4,566
Insurance		606	651
Finance, Audit and Accounting Fee		2,890	4,124
Library, Resources and Subs		669	159
Travel		10,254	9,879
Programming and Planning		319	1,272
Leases		519	612
Equipment Purchases			2,512
Other	<u> </u>		309
		91,888	99,666
Surplus / (Deficit) for current year	-	23,016	19,252

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. INDIGENOUS WOMEN'S PROGRAM STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- 2. Salaries and allowances paid to persons involved in the activity are in accordance with any applicable award or agreement in force under any relevant law on industrial or workplace relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated: 70/10/2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report of the Indigenous Women's Program of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Legal Aid Commission Western Australia.

The financial report has been prepared for Legal Aid Commission Western Australia for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Indigenous Women's Program of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.



LBW

Overleved Accountants

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Audit Opinion

In our opinion,

- (a) The attached Income & Expenditure statement presents the financial transactions fairly, in accordance with applicable accounting standards and other mandatory professional reporting requirements and is based on proper accounts and records.
- (b) All assets acquired with IWP funds during the year ended 30 June 2014 have been insured.
- (c) An asset register has been maintained for all assets acquired with IWP funds during the vear ended 30 June 2014.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

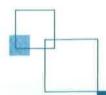
LBW Chartered Accountants

SRIPATHY SARMA

PRINCIPAL

Dated: 20 October 2014







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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. FAMILY RELATIONSHIP CENTRES SPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. FAMILY RELATIONSHIP CENTRES INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

FOR THE YEAR ENDED 30 JUNE 2014		
	2014 \$	2013 \$
	•	
Unexpended Grant b/f from previous year		
Surplus / (Deficit) from previous year	31,266	17,745
Net Surplus / Deficit from previous year	31,266	17,745
FRC Income		
FRC Funding	35,466	34,940
Total FRC Income	35,466	34,940
Total	66,732	52,685
Expenditure		
Payroll	30,198	8,868
Premises	7,452	2,192
Staff Training	1,000	653
Staff Recruitment	5	41
Communications	1,431	695
Office Overheads	2,699	2,047
Insurance	558	409
Finance, Audit & Accounting	1,164	1,683
Library, Resources & Subs	292	80
Travel	5,402	3,184
Programming & Planning	91	166
Leases	222	262
Equipment Purchases	529	1,027
Other Costs	1,817	112
	52,860	21,419
Surplus / (Deficit) for current year	13,872	31,266

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. FAMILY RELATIONSHIP CENTRES STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- 2. Salaries and allowances paid to persons involved in the activity are in accordance with any applicable award or agreement in force under any relevant law on industrial or workplace relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated: 201.10/2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report of the Family Relationship Centre of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Legal Aid Commission Western Australia.

The financial report has been prepared for Legal Aid Commission Western Australia for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Family Relationship Centre of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.





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Audit Opinion

In our opinion,

- (a) The attached Income & Expenditure statement presents the financial transactions fairly, in accordance with applicable accounting standards and other mandatory professional reporting requirements and is based on proper accounts and records.
- (b) All assets acquired with FRC funds during the year ended 30 June 2014 have been insured.
- (c) An asset register has been maintained for all assets acquired with FRC funds during the year ended 30 June 2014.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

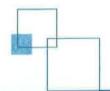
LBW Chartered Accountants

SRIPATHY SARMA

PRINCIPAL

Dated: 20 October 2014







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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. TENANCY ADVICE AND EDUCATION SERVICES SPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. TENANCY ADVICE AND EDUCATION SERVICES INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

	2014 \$	2013 \$
Unexpended Grant b/f from previous year		
Surplus / (Deficit) from previous year	(2,443)	18,684
Approved surplus funds	3	-
Approved expenditure from surplus		eum.
Net Surplus / Deficit from previous year	(2,443)	18,684
TAES Income		
Grants	330,908	275,743
Other Income		- 2
Total TAES Income	330,908	274,743
Total	328,465	294,427
Expenditure		
Repayment of surplus funds from prior year	¥	18,685
Payroll Expenses	258,149	180,658
Premises	27,334	11,873
Staff Training	6,589	6,463
Staff Recruitment	50	846
Communications	7,053	4,386
Office Overheads	14,478	18,131
Insurance	2,810	1,580
Finance, Audit and Accounting Fee	10,304	12,332
Library, Resources and Subs	2,423	459
Travel	26,066	23,868
Programming and Planning	6,353	4,627
Leases	1,809	1,801
Equipment Purchases	1,058	9,202
Other	5,236	2,059
	369,712	296,751
Surplus / (Deficit) for current year	(41,247)	(2,443)

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. TENANCY ADVICE AND EDUCATION SERVICES STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- 2. Salaries and allowances paid to persons involved in the activity are in accordance with any applicable award or agreement in force under any relevant law on industrial or workplace relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated: 20/10/2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report of the Tenancy Advice and Education Services of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Department of Consumer and Employment Protection.

The financial report has been prepared for Department of Consumer and Employment Protection for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Tenancy Advice and Education Services of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.



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Audit Opinion

In our opinion, the attached Income & Expenditure statement presents the financial transactions fairly, in accordance with applicable accounting standards and other mandatory professional reporting requirements and is based on proper accounts and records for the period 1 July 2013 to 30 June 2014.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

LBW Chartered Accountants

SRIPATHY SARMA

PRINCIPAL

Dated: 20 October 2014







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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. INDIGENOUS TENANCY ADVOCATE SERVICE SPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. INDIGENOUS TENANCY AVOCATE SERVICE INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

	2014 \$	2013 \$
Unexpended Grant b/f from previous year		
Surplus / (Deficit) from previous year	10,106	16,949
Approved surplus funds		*
Approved expenditure from surplus		
Net Surplus / Deficit from previous year	10,106	16,949
ITAS Income		
Grants	92,225	92,225
Other Income	-	2
Total ITAS Income	92,225	92,225
Total	102,331	109,174
Expenditure		
Payroll Expenses	105,484	67,306
Premises	4,469	3,879
Staff Training	1,064	6,556
Staff Recruitment	14	1,487
Communications	1,503	1,588
Office Overheads	2,657	4,735
Insurance	570	812
Finance, Audit and Accounting Fee	2,799	4,122
Library, Resources and Subs	687	177
Travel	4,990	4,985
Programming and Planning Equipment Purchases	220	1,884 619
Leases	505	626
Other	3.33	292
•	124,962	99,074
Surplus / (Deficit) for current year	(22,631)	10,106

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. INDIGENOUS TENANCY AVOCATE SERVICE STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- 2. Salaries and allowances paid to persons involved in the activity are in accordance with any applicable award or agreement in force under any relevant law on industrial or workplace relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated: 20/10/2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report of the Indigenous Tenancy Advocate Service of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Department of Housing and Works.

The financial report has been prepared for Department of Housing and Works for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Indigenous Tenancy Advocate Service of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.



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In our opinion, the attached Income & Expenditure statement presents the financial transactions fairly, in accordance with applicable accounting standards and other mandatory professional reporting requirements and is based on proper accounts and records for the period 1 July 2013 to 30 June 2014.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

LBW Chartered Accountants

SRIPATHY SARMA

PRINCIPAL

Dated: 20 October 2014







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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. FINANCIAL COUNSELLING SERVICES DEPARTMENT OF CHILD PROTECTION SPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. FINANCIAL COUNSELLING SERVICES DEPARTMENT OF CHILD PROTECTION

INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

	2014 \$	2013 \$
Unexpended Grant b/f from previous year		
Surplus / (Deficit) from previous year	53,120	114,699
Net Surplus / Deficit from previous year	53,120	114,699
FCS Income		
Grants - Department of Child Protection	173,998	148,790
Total FCS Income	173,998	148,790
Other Income		
Other Income	•	
Interest	<u>81</u>	
Total Other Income	0 €	
Total	227,118	263,489
Expenditure		
Payroll Expenses	172,834	163,914
Premises	9,013	7,046
Staff Training	1,965	4,193
Staff Recrultment	30	127
Communications	2,930	2,604
Office Overheads	5,137	7,401
Insurance	1,267	1,216
Finance, Audit and Accounting Fee	5,792	6,445
Library, Resources and Subs	1,294	425
Travel	4,574	10,005
Programming and Planning	566	1,905
Leases	1,011	973
Equipment Purchases	•	3,654
Other	1,020	461
	207,433	210,369
Surplus / (Deficit) for current year	19,685	53,120

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. FINANCIAL COUNSELLING SERVICES STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- 2. Salaries and allowances paid to persons involved in the activity are in accordance with any applicable award or agreement in force under any relevant law on industrial or workplace relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated: 74/10/2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report of the Financial Counselling Services of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Community Development Ministerial Council.

The financial report has been prepared for Community Development Ministerial Council for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Financial Counselling Services of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.



LBW
Chartered Accountants

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In our opinion,

a) The information provided in the attached Income and Expenditure Statement of Kimberley Community Legal Services Incorporated is based on proper accounts and presents the financial transactions fairly for the period 1 July 2013 to 30 June 2014 and the expenditure in the statement is in accordance with the terms and conditions of the service agreement with the Community Development Ministerial Council in relation to Financial Counselling Services.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

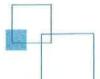
LBW Chartered Accountants

SRIPATHY SARMA - CA

PRINCIPAL

Dated: 20 October 2014







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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. PUBLIC TENANCY SUPPORT SERVICE SPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. PUBLIC TENANCY SUPPORT SERVICE INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

	2014 \$	2013 \$
Unexpended Grant b/f from previous year		
Surplus / (Deficit) from previous year	105,830	93,837
Approved surplus funds		-
Approved expenditure from surplus		14
Net Surplus / Deficit from previous year	105,830	93,837
PTSS Income		
Grants	262,533	263,843
Other Income		
Total PTSS Income	262,533	263,843
Total	368,363	357,680
Expenditure		
Wages & Expenses	250,653	173,480
District Allowance	7,406	6,434
Cleaning	2,739	1,810
Electricity	1,277	1,318
Gardening & Premises	4,191	4,014
Travel & Accommodation	6,190	10,825
Course Fees	529	5,392
Staff Recruitment	42	1,749
Telephone	4,549	3,623
Computer Support	ā	796
Stationery & Subscriptions	7,855	6,624
Insurance	1,793	1,321
Book Keeping	8,799	10,244
Fuel & Oll	2,859	1,672
Publicity	1,271	2,533
Plant & Equipment	2	11,670
Rent	9,554	5,824
Other Operating Costs	14,930 324,637	2,530 251,850
Surplus / (Deficit) for current year	43,726	105,830

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. PUBLIC TENANCY SUPPORT SERVICE STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- 2. Salaries and allowances paid to persons involved in the activity are in accordance with any applicable award or agreement in force under any relevant law on industrial or workplace relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated: 20/10/2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report of the Public Tenancy Support Service of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Department of Child Protection.

The financial report has been prepared for the Department of Child Protection for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Public Tenancy Support Service of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.





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In our opinion,

a) The information provided in the attached Income and Expenditure Statement of Kimberley Community Legal Services Incorporated is based on proper accounts and presents the financial transactions fairly for the period 1 July 2013 to 30 June 2014 and the expenditure in the statement is in accordance with the terms and conditions of the service agreement with the Department of Child Protection to Public Tenancy Support Service.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

LBW Chartered Accountants

SRIPATHY SARMA - CA

PRINCIPAL

Dated: 20 October 2014







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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. DEPARTMENT OF FAMILIES, HOUSING, COMMUNITY SERVICES AND INDIGENOUS AFFAIRSSPECIAL PURPOSE FINANCIAL REPORT YEAR ENDED 30 JUNE 2014 INDEX TO FINANCIAL STATEMENTS

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KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. DEPARTMENT OF FAMILIES, HOUSING, COMMUNITY SERVICES AND INDIGENOUS AFFAIRS INCOME & EXPENDITURE STATEMENT FOR THE YEAR ENDED 30 JUNE 2014

	2014 \$	2013 \$
Unexpended Grant b/f from previous year		
Surplus / (Deficit) from previous year	3,640	60,666
Approved surplus funds		570
Approved expenditure from surplus		
Net Surplus / Deficit from previous year	3,640	60,666
FaHCSIA Income		
Grants	99,763	101,474
Other Income		20
Total FAHCSIA Income	99,763	101,474
Total	103,403	162,140
Expenditure		
Payroll Expenses	95,286	111,253
Premises	3,562	5,588
Cleaning	1,046	790
Electricity	487	637
Gardening	1,572	1,861
Travel & Accommodation	3,939	12,929
Course Fees	1,509	1,865
Staff Recruitment	15	5,335
Telephone	1,712	1,813
Computer Support		321
Statlonery	1,528	4,193
Insurance	631	979
Book Keeping	3,288	4,622
Publicity	246	763
Plant & Equipment	520	2,601
Other Operating Costs	2,499	2,950
	117,320	158,500
Surplus / (Deficit) for current year	(13,917)	3,640
Less Capital Expenditure in current year		
Unexpended funds at year end	(13,917)	3,640

KIMBERLEY COMMUNITY LEGAL SERVICES INCORPORATED. DEPARTMENT OF FAMILIES, HOUSING, COMMUNITY SERVICES AND INDIGENOUS AFFAIRS STATEMENT BY MEMBERS OF THE COMMITTEE FOR THE YEAR ENDED 30 JUNE 2014

In our opinion:

- 1. All funding received was spent for the purpose of the activity and in accordance with the agreement and that we have complied with the agreement.
- Salaries and allowances paid to persons involved in the activity are in accordance with any
 applicable award or agreement in force under any relevant law on industrial or workplace
 relations.
- 3. Unless the project period has expired or the agreement has been terminated, the unspent portion of the funds (if any) are available for use within the next reporting period.
- 4. The financial information is presented in accordance with any other financial reporting requirements as notified by you to us.
- 5. Where an asset has been acquired with the funds, this has been correctly shown within the accounts.
- 6. At the time the report or financial statement is provided to you, we are able to pay all our debts as and when they fall due and we have sufficient resources to discharge all our debts at the end of the current financial year.

Chairperson

Treasurer

Dated this day 20th of Chaber 2014

INDEPENDENT AUDIT REPORT TO THE MEMBERS OF KIMBERLEY COMMUNITY LEGAL SERVICES INC.

Scope

We have audited the attached grant acquittal report for the Department of Families, Housing, Community Services and Indigenous Affairs funding of Kimberley Community Legal Services Incorporated for the year ended 30 June 2014 as set out on pages 2 to 3.

The management committee of Kimberley Community Legal Services Incorporated is responsible for the preparation and presentation of the financial report and the information contained therein and has determined that the accounting policies used are appropriate to meet the requirements of the Department of Families, Housing, Community Services and Indigenous Affairs.

The financial report has been prepared for Department of Families, Housing, Community Services and Indigenous Affairs for the purpose of reporting on the disbursement of grant funds received. We disclaim any assumption of responsibility for any reliance on this audit report or the financial report to which it relates to any persons other than the members, or for any purpose other than for which it was prepared.

Our audit has been conducted in accordance with Australian Auditing Standards. Our procedures included examination, on a test basis, of evidence supporting the amounts and other disclosures in the financial report and the evaluation of significant accounting estimates. These procedures have been undertaken to form an opinion whether, in all material respects, the financial report is presented fairly in accordance with the accounting policies so as to present a view which is consistent with our understanding of the surplus / (deficit) of the Department of Families, Housing, Community Services and Indigenous Affairs funding of Kimberley Community Legal Services Incorporated.

The management of the Kimberley Community Legal Services Incorporated is responsible for ensuring compliance with the terms and conditions of the service agreement, management of resources and internal controls.

The opinion expressed in this report has been based on the above basis.



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In our opinion, the attached Income & Expenditure statement presents the financial transactions fairly, in accordance with applicable accounting standards and other mandatory professional reporting requirements and is based on proper accounts and records for the period 1 July 2013 to 30 June 2014.

Emphasis of Matter

Kimberley Community Legal Services Incorporated receives funding from a number of funding bodies. As such, shared expenses on a number of occasions have been split and classified to a number of funding bodies sub accounts. The split and classification of these expenses for the financial year has been based on allocations approved by the board.

LBW Chartered Accountants

SRIPATHY SARMA - CA

PRINCIPAL

Dated: 20 October 2014





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