



PUBLIC NOTICE TO ALL AUSTRALIANS

Declaration of Gumbaynggirr Nation

Date: Tuesday, 9 February 2021

Time: 7:45 AM

Location: Nyambaga, Gumbaynggirr Nation.

Gumbaynggirr Foreign Affairs Diplomat/s: Bumagin Gumbaynggirr; Gumgaliya Gumbaynggirr and Gauangan Gumbaynggirr.

We, the Customary Landowners of these Lands since the time of creation, known as Gumbaynggirr Nation, have officially adopted the Universal Declaration on the Rights of Gumbaynggirr males, females and children. Please refer to our National Declaration that ensures Gumbaynggirr Rights are genuinely acknowledged, respected and adhered to.

Key Notes:

1. Alterations have been made to the document, for example, replacing the classification of 'Indigenous Peoples', with the correct term, 'Gumbaynggirr men, women, 2Spirited, children and Individuals'. This was done to prevent stage one of Genocide 'Classification' of a group.
2. Another alteration made, was the words 'minimum standards' and these words were replaced with the words 'equal standards'. This was done to ensure equality for all Gumbaynggirr men, women, 2Spirited, children and individuals in their customary ancestral lands.

United Nations Declaration on the Rights of Gumbaynggirr men, women, 2Spirited,, children and individuals.

The General Assembly

Guided by the purposes and principles of the Charter of the United Nations, and good faith in the fulfilment of the obligations assumed by States in accordance with the Charter and National Sovereignty.

Affirming that Gumbaynggirr men, women, 2Spirited, children and individuals are equal to all other peoples, while recognizing the right of all peoples to be different, to consider themselves different, and to be respected as such.

Affirming also that all peoples contribute to the diversity and richness of civilizations and cultures, which constitute the common heritage of humankind.

Affirming further that all doctrines, policies and practices based on or advocating superiority of peoples or individuals on the basis of national origin, racial, religious, ethnic or cultural differences are racist, scientifically false, legally invalid, morally condemnable and socially unjust,

Reaffirming also that Gumbaynggirr men, women, 2Spirited, children and individuals, in the exercise of their rights, should be free from discrimination of any kind.

Concerned that Gumbaynggirr men, women, 2Spirited, children and individuals have suffered from historic injustices as a result of, inter alia, their colonization and dispossession of their lands, territories and resources, thus preventing them from exercising, in particular, their right to development in accordance with their own needs and interests.

Recognizing the urgent need to respect and promote the inherent rights of Gumbaynggirr men, women, 2Spirited, children and individuals which derive from their political, economic and social structures and from their cultures, spiritual traditions, histories and philosophies, especially their rights to their lands, territories and resources.

Further recognizing the urgent need to respect and promote the rights of Gumbaynggirr men, women, 2Spirited, children and individuals affirmed in treaties, agreements and other constructive arrangements with States.

Welcoming the fact that Gumbaynggirr men, women, 2Spirited, children and individuals are organizing themselves for political, economic, social and cultural enhancement and in order to bring an end to all forms of discrimination and oppression wherever they occur.

Convinced that control by Gumbaynggirr men, women, 2Spirited, children and individuals over developments affecting them and their lands, territories and resources will enable them to maintain and strengthen their institutions, cultures and traditions, and to promote their development in accordance with their aspirations and needs.

Recognizing also that respect for indigenous knowledge, cultures and customary practices contributes to sustainable and equitable development and proper management of the environment.

Emphasizing the contribution of the demilitarization of the lands and territories of men, women, 2Spirited, children and individuals to peace, economic and social progress and development, understanding and friendly relations among nations and peoples of the world.

Recognizing in particular the right of indigenous families and communities to retain shared responsibility for the upbringing, training, education and well-being of their children, consistent with the rights of the child.

Considering that the rights affirmed in treaties, agreements and constructive arrangements between States and Gumbaynggirr men, women, 2Spirited, children and individuals, in some situations, matters of international concern, interest, responsibility and character.

Considering also that treaties, agreements and other constructive arrangements, and the relationship they represent, are the basis for a strengthened partnership between Gumbaynggirr men, women, 2Spirited, children and individuals and States.

Acknowledging that the Charter of the United Nations, the International Covenant on Economic, Social and Cultural Rights and the International Covenant on Civil and Political Rights as well as the Vienna Declaration and Programme of Action, affirm the fundamental importance of the right of self-determination of all peoples, by virtue of which they freely determine their political status and freely pursue their economic, social and cultural development.

Bearing in mind that nothing in this Declaration may be used to deny any peoples their right of self-determination, exercised in conformity with international law and National Sovereignty.

Convinced that the recognition of the rights of Gumbaynggirr men, women, 2Spirited, children and individuals in this Declaration will enhance harmonious and cooperative relations between the State and Gumbaynggirr men, women, 2Spirited, children and individuals, based on principles of justice, democracy, respect for human rights, non-discrimination and in good faith.

Encouraging States to comply with and effectively implement all their obligations as they apply to Gumbaynggirr men, women, 2Spirited, children and individuals under international instruments and National Sovereignty, in particular those related to human rights, in consultation and cooperation with the peoples concerned.

Emphasizing that the United Nations has an important and continuing role to play in promoting and protecting the National Sovereignty rights of Gumbaynggirr men, women, 2Spirited, children and individuals.

Believing that this Declaration is a further important step forward for the recognition, promotion and protection of National Sovereignty and the rights and freedoms of Gumbaynggirr men, women, 2Spirited, children and individuals in the development of relevant activities of the United Nations system in this field under International Laws.

Recognizing and reaffirming that Gumbaynggirr men, women, 2Spirited, children and individuals are entitled without discrimination to all human rights recognized in international law, and that Gumbaynggirr men, women, 2Spirited, children and individuals possess collective rights which are indispensable for their existence, well-being and integral development as a Nation.

Recognizing also that the situation of Gumbaynggirr men, women, 2Spirited, children and individuals varies from region to region and from country to country and that the significance of national and regional particularities and various historical and cultural backgrounds should be taken into consideration.

Solemnly proclaims the following United Nations Declaration on the Rights of men, women, 2Spirited, children and individuals as a standard of achievement to be pursued in a spirit of partnership and mutual respect.

Article 1

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to the full enjoyment, as a collective or as individuals, of all human rights and fundamental freedoms as recognized in the Charter of the United Nations, the Universal Declaration of Human Rights, international human rights law and National Sovereignty.

Article 2

Gumbaynggirr men, women, 2Spirited, children and individuals are free and equal to all other peoples and individuals and have the right to be free from any kind of discrimination, in the exercise of their rights, in particular that based on their National origin or identity.

Article 3

Gumbaynggirr men, women, 2Spirited, children and individuals have the right of self-determination. By virtue of that right they freely determine their political status and freely pursue their economic, social and cultural development.

Article 4

Gumbaynggirr men, women, 2Spirited, children and individuals, in exercising their right to self-determination, have the right to autonomy or self-government in matters relating to their internal and local affairs, as well as ways and means for financing their autonomous functions.

Article 5

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to maintain and strengthen their distinct political, legal, economic, social and cultural institutions, while retaining their rights to participate fully, if they so choose, in the political, economic, social and cultural life of the State.

Article 6

All Gumbaynggirr men, women, 2Spirited, children and individual have the right to a nationality.

Article 7

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the rights to life, physical and mental integrity, liberty and security of person.
2. Gumbaynggirr men, women, 2Spirited, children and individuals have the collective right to live in freedom, peace and security as distinct peoples and shall not be subjected to any act of genocide or any other act of violence, including forcibly removing children of the group to another group.

Article 8

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right not to be subjected to forced assimilation or destruction of their culture.
2. States shall provide effective mechanisms for prevention of, and redress for:

- Any action which has the aim or effect of depriving them of their integrity as distinct peoples, or of their cultural values or ethnic identities;
- Any action which has the aim or effect of dispossessing them of their National Sovereignty, lands, territories or resources;
- Any form of forced population transfer which has the aim or effect of violating or undermining any of their rights;
- Any form of forced assimilation or integration;
- Any form of propaganda designed to promote or incite genocide, racial or ethnic discrimination directed against them.

Article 9

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to belong to a nationality, community or nation, in accordance with the traditions and customs of the community or nation concerned. No discrimination of any kind may arise from the exercise of such a right.

Article 10

Gumbaynggirr men, women, children and individuals shall not be forcibly removed from their lands or territories. No relocation shall take place without the free, prior and informed consent of the Gumbaynggirr men, women, 2Spirited, children and individuals concerned and after agreement on just and fair compensation and, where possible, with the option of return.

Article 11

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to practice and revitalize their cultural traditions and customs. This includes the right to maintain, protect and develop the past, present and future manifestations of their cultures, such as archaeological and historical sites, artefacts, designs, ceremonies, technologies and visual and performing arts and literature.
2. States shall provide redress through effective mechanisms, which may include restitution, developed in conjunction with Gumbaynggirr men, women, 2Spirited, children and individuals, with respect to their cultural, intellectual, religious and spiritual property taken without their free, prior and informed consent or in violation of their laws, traditions and customs.

Article 12

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to manifest, practice, develop and teach their spiritual and religious traditions, customs and ceremonies; the right to maintain, protect, and have access in privacy to their religious and cultural sites; the right to the use and control of their ceremonial objects; and the right to the repatriation of their human remains.
2. States shall seek to enable the access and/or repatriation of ceremonial objects and human remains in their possession through fair, transparent and effective mechanisms developed in conjunction with Gumbaynggirr men, women, 2Spirited, children and individuals concerned.

Article 13

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to revitalize, use, develop and transmit to future generations their histories, languages, oral traditions, philosophies, writing systems and literatures, and to designate and retain their own names for communities, places and persons.
2. States shall take effective measures to ensure this right is protected and also to ensure that Gumbaynggirr men, women, 2Spirited, children and individuals can understand and be understood in political, legal and administrative proceedings, where necessary through the provision of interpretation or by other appropriate means.

Article 14

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to establish and control their educational systems and institutions providing education in their own languages, in a manner appropriate to their cultural methods of teaching and learning.
2. Gumbaynggirr men, women, 2Spirited, individuals and particularly children, have the right to all levels and forms of education of the State without discrimination.

3. States shall, in conjunction with Gumbaynggirr men, women, 2Spirited, children and individuals take effective measures, in order for National individuals, particularly children, including those living outside their communities, to have access, when possible, to an education in their own culture and provided in their own language.

Article 15

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to the dignity and diversity of their cultures, traditions, histories and aspirations which shall be appropriately reflected in education and public information.
2. States shall take effective measures, in consultation and cooperation with the Gumbaynggirr men, women, 2Spirited, children and individuals concerned, to combat prejudice and eliminate discrimination and to promote tolerance, understanding and good relations among Gumbaynggirr men, women, 2Spirited, children and individuals and all other segments of society.

Article 16

1. Gumbaynggirr men, women, 2Spirited, children have the right to establish their own media in their own languages and to have access to all forms of media without discrimination.
2. States shall take effective measures to ensure that State-owned media duly reflect National cultural diversity. States, without prejudice to ensuring full freedom of expression, should encourage privately-owned media to adequately reflect National cultural diversity.

Article 17

1. Gumbaynggirr men, women, 2Spirited, children have the right to enjoy fully all rights established under applicable International laws and domestic National Sovereignty.
2. States shall in consultation and cooperation with Gumbaynggirr men, women, 2Spirited, children and individuals take specific measures to protect National children from economic exploitation and from performing any work that is likely to be hazardous or to interfere with the child's education, or to be harmful to the child's health or physical, mental, spiritual, moral or social development, taking into account their special vulnerability and the importance of education for their empowerment.
3. Gumbaynggirr men, women, 2Spirited, children and individuals have the right not to be subjected to any discriminatory conditions of labour and, inter alia, employment or salary.

Article 18

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to participate with decision-making in matters which would affect their rights, through representatives chosen by

themselves in accordance with their own procedures, as well as to maintain and develop their own decisions with National Sovereignty.

Article 19

States shall consult and cooperate in good faith with the Gumbaynggirr men, women, 2Spirited, children and individuals concerned through their own representative institutions in order to obtain their free, prior and informed consent before adopting and implementing legislative or administrative measures that may affect them.

Article 20

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to maintain and develop their political, economic and social systems or institutions, to be secure in the enjoyment of their own means of subsistence and development, and to engage freely in all their customary and other economic activities.
2. Gumbaynggirr men, women, 2Spirited, children and individuals deprived of their means of subsistence and development are entitled to just and fair redress.

Article 21

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right, without discrimination, to the improvement of their economic and social conditions, including, inter alia, in the areas of education, employment, vocational training and retraining, housing, sanitation, health and social security.
2. States shall take effective measures and, where appropriate, special measures to ensure continuing improvement of their economic and social conditions. Particular attention shall be paid to the rights and special needs of Gumbaynggirr men, women, 2Spirited, children and individuals and those with disabilities.

Article 22

1. Particular attention shall be paid to the rights and special needs of Gumbaynggirr National elders, men, women, 2Spirited, youth, children and individuals with disabilities in the implementation of this Declaration.

2. States shall take measures, in conjunction with Gumbaynggirr men, women, 2Spirited, children and individuals to ensure that Gumbaynggirr National women and children enjoy the full protection and guarantees against all forms of violence and discrimination.

Article 23

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to determine and develop priorities and strategies for exercising their right to development. In particular, Gumbaynggirr men, women, 2Spirited, children and individuals have the right to be actively involved in developing and determining health, housing and other economic and social programmes affecting them and, as far as possible, to administer such programmes through their own institutions.

Article 24

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to their customary medicines and to maintain their health practices, including the conservation of their vital medicinal plants, animals and minerals. Gumbaynggirr individuals also have the right to access, without any discrimination, all social and health services.
2. Gumbaynggirr men, women, 2Spirited, children and individuals have an equal right to the enjoyment of the highest attainable standard of physical and mental health. States shall take the necessary steps with a view to achieving progressively the full realization of this right.

Article 25

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to maintain and strengthen their distinctive spiritual relationship with their customarily owned or otherwise occupied and used lands, territories, waters and coastal seas and other resources and to uphold their responsibilities to future generations in this regard.

Article 26

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to the lands, territories and resources which they have customarily owned, occupied or otherwise used or acquired.

2. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to own, use, develop and control the lands, territories and resources that they possess by reason of customary ownership or other customary occupation or use, as well as those which they have otherwise acquired.
3. States shall give legal recognition and protection to these lands, territories and resources. Such recognition shall be conducted with due respect to the customs, traditions and land tenure systems of the Gumbaynggirr men, women, 2Spirited, children and individuals concerned.

Article 27

States shall establish and implement, in conjunction with Gumbaynggirr men, women, 2Spirited, children and individuals concerned, a fair, independent, impartial, open and transparent process, giving due recognition to Gumbaynggirr men, women, 2Spirited, children and individuals laws, traditions, customs and land tenure systems, to recognize and adjudicate the rights of Gumbaynggirr males, females and children pertaining to their lands, territories and resources, including those which were customarily owned or otherwise occupied or used. Gumbaynggirr men, women, 2Spirited, children and individuals shall have the right to participate in this process.

Article 28

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to redress, by means that can include restitution or, when this is not possible, of a just, fair and equitable compensation, for the lands, territories and resources which they have customarily owned or otherwise occupied or used, and which have been confiscated, taken, occupied, used or damaged without their free, prior and informed consent.
2. Unless otherwise freely agreed upon by the peoples concerned, compensation shall take the form of lands, territories and resources equal in quality, size and legal status or of monetary compensation or other appropriate redress.

Article 29

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to the conservation and protection of the environment and the productive capacity of their lands or territories and resources. States shall establish and implement assistance programmes for Gumbaynggirr men, women, 2Spirited, children and individuals for such conservation and protection, without discrimination.

2. States shall take effective measures to ensure that no storage or disposal of hazardous materials shall take place in the lands or territories of Gumbaynggirr men, women, 2Spirited, children and individuals without their free, prior and informed consent.
3. States shall also take effective measures to ensure, as needed, that programmes for monitoring, maintaining and restoring the health of Gumbaynggirr men, women, 2Spirited, children and individuals as developed and implemented by the peoples affected by such materials, are duly implemented.

Article 30

1. Military activities shall not take place in the lands or territories of Sovereign Nations, States and peoples, unless justified by a relevant public interest or otherwise freely agreed with or requested by the Gumbaynggirr men, women, 2Spirited, children and individuals.
2. States shall undertake effective consultations with the Gumbaynggirr men, women, 2Spirited, children and individuals concerned, through appropriate procedures and in particular through their representative institutions, prior to using their lands or territories for military activities.

Article 31

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to maintain, control, protect and develop their cultural heritage, customary knowledge and customary cultural expressions, as well as the manifestations of their sciences, technologies and cultures, including human, DNA and genetic resources, seeds, medicines, knowledge of the properties of fauna and flora, oral traditions, literatures, designs, sports and customary games and visual and performing arts. They also have the right to maintain, control, protect and develop their intellectual property over such cultural heritage, customary knowledge, and customary cultural expressions.
2. In conjunction with Gumbaynggirr men, women, 2Spirited, children and individuals, States shall take effective measures to recognize and protect the exercise of these rights.

Article 32

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to determine and develop priorities and strategies for the development or use of their lands or territories and other resources.

2. States shall consult and cooperate in good faith with the Gumbaynggirr men, women, 2Spirited, children and individuals concerned through their own representative institutions in order to obtain their free and informed consent prior to the approval of any project affecting their lands or territories and other resources, particularly in connection with the development, utilisation or exploitation of mineral, water or other resources.

3. States shall provide effective mechanisms for just and fair redress for any such activities, and appropriate measures shall be taken to mitigate adverse environmental, economic, social, cultural or spiritual impact.

Article 33

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to determine their own identity or membership in accordance with their customs and traditions. This does not impair the right of National Sovereigns to obtain citizenship of the States in which they live.

2. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to determine the structures and to select the membership of their institutions in accordance with their own procedures.

Article 34

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to promote, develop and maintain their institutional structures and their distinctive customs, spirituality, traditions, procedures, practices and, in the cases where they exist, juridical systems or customs, in accordance with international human rights standards.

Article 35

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to determine the responsibilities of individuals with their communities.

Article 36

1. Gumbaynggirr men, women, 2Spirited, children and individuals in particular, those divided by international borders, have the right to maintain and develop contacts, relations and cooperation, including activities for spiritual, cultural, political, economic and social purposes, with their own members as well as other peoples across borders.

2. States, in consultation and cooperation with Gumbaynggirr men, women, 2Spirited, children and individuals shall take effective measures to facilitate the exercise and ensure the implementation of this right.

Article 37

1. Gumbaynggirr men, women, 2Spirited, children and individuals have the right to the recognition, observance and enforcement of Treaties, Agreements and Other Constructive Arrangements concluded with States or their successors and to have States honour and respect such Treaties, Agreements and other Constructive Arrangements.

1. Nothing in this Declaration may be interpreted as to diminish or eliminate the rights of Gumbaynggirr men, women, 2Spirited, children and individuals contained in Treaties, Agreements and Constructive Arrangements.

Article 38

States in consultation and cooperation with Gumbaynggirr men, women, 2Spirited, children and individuals shall take the appropriate measures, including legislative measures, to achieve the ends of this Declaration.

Article 39

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to have access to financial and technical assistance from States and through international cooperation, for the enjoyment of the rights contained in this Declaration.

Article 40

Gumbaynggirr men, women, 2Spirited, children and individuals have the right to have access to and prompt decision through just and fair procedures for the resolution of conflicts and disputes with States or other parties, as well as to effective remedies for all infringements of their individual and collective rights. Such a decision shall give due consideration to the customs, traditions, rules and legal systems of the Gumbaynggirr men, women, 2Spirited, children and individuals concerned and international human rights National Sovereignty.

Article 41

The organs and specialized agencies of the United Nations system and other intergovernmental organizations shall contribute to the full realisation of the provisions of this Declaration through the mobilisation, inter alia, of financial cooperation and technical assistance. Ways and means of ensuring participation of Gumbaynggirr men, women, 2Spirited, children and individuals on issues affecting them shall be established.

Article 42

The United Nations, its bodies, including the Permanent Forum on National Sovereign Issues, and specialized agencies, including at the country level, and States, shall promote respect for and full application of the provisions of this Declaration and follow up the effectiveness of this Declaration.

Article 43

The rights recognized herein constitute the equal standards for the survival, dignity and well-being of the Gumbaynggirr males, females and children and individuals of the world.

Article 44

All the rights and freedoms recognized herein are equally guaranteed to all Gumbaynggirr men, women, 2Spirited, children and individuals.

Article 45

Nothing in this Declaration may be construed as diminishing or extinguishing the rights of Gumbaynggirr men, women, 2Spirited, children and individuals they now have or may acquire in the future.

Article 46

1. Nothing in this Declaration may be interpreted as implying for any State, people, group or person any right to engage in any activity or to perform any act contrary to the Charter of the United Nations or construed as authorizing or encouraging any action which would dismember or impair totally or in part the territorial integrity or political unity of National Sovereignty and independent States.

2. In the exercise of the rights enunciated in the present Declaration, human rights and fundamental freedoms of all shall be respected. The exercise of the rights set forth in this Declaration shall be subject only to such limitations as are determined by law, and in accordance with international human rights obligations. Any such limitations shall be non-discriminatory and strictly necessary solely for the purpose of securing due recognition and respect for the rights and freedoms of others and for meeting the just and most compelling requirements of a democratic society.

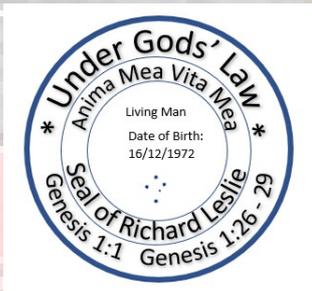
3. The provisions set forth in this Declaration shall be interpreted in accordance with the principles of justice, democracy, and respect for human rights, equality, non-discrimination, good governance and in good faith.

Attached is the Chiefs and Leaders of Gumbayngirr Nation

Autographs of Signatories

Bumagin Gumaynggirr; Richard Leslie

Autograph/Seal of Living being and thumbprint.

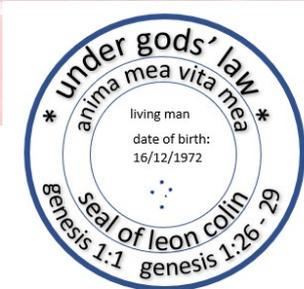


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Gumgaliya Gumbaynggirr; Leon Colin

Autograph/Seal of Living being and thumbprint.



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Gauangan Gumbaynggirr; Debbie

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