

Kim McCaul Curriculum Vitae

CONTACT DETAILS

Name Kim Ciaron McCaul
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QUALIFICATIONS

2008 **Master of Arts (High Distinction)**
Applied Linguistics at the University of New England

2001 **Professional Certificate (High Distinction)**
Applied Anthropology (Anthropology for Native Title Practice) at the University of Adelaide

1997 **Bachelor of Arts with Upper Second Class Honours**
Social Anthropology at the University of Kent at Canterbury, United Kingdom

EXTRA ACTIVITIES & MEMBERSHIPS

Pro-bono mediator, South Australian Magistrates Court
Councillor, Anthropological Society of South Australia
Member, Australian Anthropological Society

LANGUAGES

German, French, Portuguese, basic Dutch, basic Spanish, learner of Pitjantjatjara and Gupapuyngu (a Yolngu language)

SERVICES

Some of the services I can provide are:

Native Title

- advice on evidence collection;
- assessing connection reports;
- facilitating meetings of experts, inter-party meetings and community meetings;
- mediating between parties on issues of connection and the coexistence of rights and interests;
- peer-reviewing connection reports and assisting in the development of theoretical arguments;
- researching and preparing connection reports and other forms of evidentiary material.

Aboriginal Heritage

- negotiating heritage protection and land access issues;
- reviewing and assessing heritage information;
- site recording & Work Area Clearances.

Facilitation, Mediation & Training

- developing and providing cross-cultural awareness training relevant to a variety of contexts, including the law, Aboriginal heritage, Aboriginal relationships with land, and cross-cultural communication;
- facilitating Aboriginal community consultation meetings;
- facilitating negotiations, agreement making and other meetings;
- mediating disputes on native title, heritage, land access and other cross-cultural issues.

RELEVANT PROFESSIONAL EXPERIENCE

06.2010 – 06.2011 **Principal Project Manager**, Aboriginal Affairs and Reconciliation Division, Aboriginal Heritage Branch (Adelaide, South Australia)

I supervised a small team responsible for statutory community consultation about Aboriginal heritage listing and about development activities that impact on Aboriginal heritage and provided anthropological expertise to the Branch and other government departments. My role in this position included:

- Advising development proponents on Aboriginal heritage management.
- Briefing the Minister on issues of Aboriginal heritage.
- Developing and maintaining a relationship with the South Australian Aboriginal community.
- Developing standards for the recording of information about Aboriginal heritage significance.
- Organising and conducting Aboriginal community consultation.
- Providing Aboriginal heritage awareness training.
- Researching and recording areas of Aboriginal heritage significance with Traditional Owners.
- Reviewing anthropological information about areas of Aboriginal heritage significance.

03.2000 – 06.2010 **Anthropologist**, Crown Solicitor's Office, Native Title Section (Adelaide, South Australia)

I was the senior research officer in the State government's claim resolution team dealing with claims under the Native Title Act. My role in this position encompassed:

- Coordinating anthropological and other research.
- Coordinating policy development and cross agency initiatives.
- Facilitating multi-party negotiations and discussions.
- Negotiating evidentiary issues in native title claims.
- Negotiating native title settlements and heritage agreements.
- Preparing and giving cross-cultural awareness training to justice portfolio staff.
- Preparing and giving workshops and presentations on government policy and process to groups of professionals and Aboriginal committee and community meetings.
- Preparing complex anthropological reports on matters of Aboriginal heritage and native title. (details below)
- Preparing submissions to the Federal Court and briefs for the Solicitor-General.

11.2008-02.2009 **Course Developer**, University of New England Linguistics Department (Armidale, New South Wales)

I contributed to developing an online undergraduate unit called *Language and the Law*. My role in this project included: preparing study notes, developing exercises, and identifying readings for an undergraduate student audience.

PUBLICATIONS

Government Publications

- 2006 *Protecting Aboriginal Heritage on Pastoral Country: a handbook for pastoral lessees, station managers, staff and contractors.* Government of South Australia
- 2004 (principal editor) *Consent Determinations in South Australia: a Guide to preparing Native Title Reports.* Government of South Australia

Editor

- 2008 Special edition of the *Journal of the Anthropological Society of South Australia* (Vol.33) on Traditional healing and sorcery in contemporary Aboriginal Australia

Articles

- 2011 *Understanding courtroom communication through cultural scripts* in Wagner, Anne (ed.) *Explorations on Courtroom Discourse: The Language of Power and Control.* Ashgate Publishing: Farnham, UK
- 2010 *'Competing narratives' versus 'interest based negotiation' and the bar of evidence* in Bauman, Toni (ed.) *Dilemmas in Applied Native Title Anthropology in Australia.* Australian Institute of Aboriginal and Torres Strait Islander Studies.
- 2008 *The persistence of traditional healers in the 21st century and of anthropology's struggle to understand them.* *Journal of the Anthropological Society of South Australia.* Vol.33
- 2004 *Rainmaking in Aboriginal Australia: a multidimensional perspective* in *Journal of Conscientiology* 7(27)
- 2004 (with Luise Hercus) *Otto Siebert: a missionary-ethnographer* in *Occasional Papers* 3, Strehlow Research Center
- 2003 *Anthropology and the consciential paradigm* in *Journal of Conscientiology* 6(22)

Book Reviews

- 2010 *The Native Title Market*, by David Ritter in *Aboriginal History* Vol.35
- 2009 *Mortality, Mourning and Mortuary Practices in Indigenous Australia*, by Katie Glaskin, Myrna Tonkinson, Yasmine Musharbash and Viktoria Burbank (eds.) in *Aboriginal History* Vol. 33
- 2008 *Rights and Redemption: History, Law and Indigenous People*, by Ann Curthoys, Ann Genovese and Alexander Reilly in *Aboriginal History* Vol.32
- 2007 *First Peoples: Indigenous Cultures and their Futures*, by Jeffrey Sissons in *Aboriginal History* Vol. 31
- 2007 *Unfinished Constitutional Business? Rethinking Indigenous Self-Determination*, by Barbara Hocking (ed.) in *Aboriginal History* Vol. 31
- 2004 *Les Jardins du Nomade: Cosmologie, territoire et personne dans le desert occidental australien*, by Sylvie Poirier in *Aboriginal History* Vol. 28
- 2004 *Ancestral Power: The Dreaming, Consciousness and Aboriginal Australians*, by Lynne Hume in *Aboriginal History* Vol. 27

2004 *Broken Song: T.G.H. Strehlow and Aboriginal Possession*, by Barry Hill in *Aboriginal History* Vol. 27

Relevant Conference Papers

2009 *'Competing narratives' versus 'interest based negotiation' and the bar of evidence* at the Australian Anthropological Society Conference, Macquarie University

2008 (with Peter Tonkin) *Keeping the audience in mind when discussing the tide of history* at the Tradition, adaptation, "the tide of history" workshop, University of Queensland

2006 *Some key challenges for anthropologists compiling evidence to satisfy the SA criteria for establishing native title* at the Native Title Colloquium, James Cook University

2006 *Consent determinations of native title at the Native Title Update*, Law Society of South Australia

2004 *The development of the SA consent determination policy at The Native Title Conference: Building Relationships*, AIATSIS and ALRM, Adelaide.

UNPUBLISHED REPORTS & RESEARCH

2010 Report on fieldwork for the First Peoples of the River Murray and Mallee native title claim, Native Title Section, Crown Solicitor's Office

2010 Report on fieldwork for the Arabana native title claim, Native Title Section, Crown Solicitor's Office

2009 Report on the Aboriginal cultural significance of the River Murray, Native Title Section, Crown Solicitor's Office

2009 Review of the Far West Coast Native Title Report, Native Title Section, Crown Solicitor's Office

2009 Review of First People of the River Murray and Mallee Region Native Title Report, Native Title Section, Crown Solicitor's Office

2008/9 Development of undergraduate unit called *Language and the Law*, Department of Linguistics, University of New England

2008 Review of cultural heritage information of Lake Torrens area, South Australia, Aboriginal Affairs and Reconciliation Division, Department of Premier and Cabinet

2008 Review of Dieri Native Title Report, Native Title Section, Crown Solicitor's Office

2008 Review of Adnyamathanha Native Title Report, Native Title Section, Crown Solicitor's Office

2007/08 Review of Kokatha, Barngarla and Kuyani Native Title Reports, Native Title Section, Crown Solicitor's Office

2007 Review of Witjira National Park Native Title Report, Native Title Section, Crown Solicitor's Office

2007 Briefing notes for counsel on cultural issues for Adnyamathanha preservation of evidence hearing, Flinders Ranges, South Australia

- 2006** Review of Yankunytjatjara/Antakirinja Native Title Report, Native Title Section, Crown Solicitor's Office
- 2005** Briefing notes for counsel on cultural issues for Dieri preservation of evidence hearing, Murnpeowie Station, South Australia, Native Title Section, Crown Solicitor's Office
- 2005** Review of cultural heritage information of Lake Gairdner area, South Australia, Native Title Section, Crown Solicitor's Office
- 2005** Brief notes on sacred sites and the impact of their damage or disturbance, Native Title Section, Crown Solicitor's Office
- 2004** Briefing notes for counsel on cultural issues for Kuyani preservation of evidence hearing, Port Augusta, South Australia
- 2004** Report on field work in the area of Alton Downs, Clifton Hills and Cowarie Stations in the North East of South Australia
- 2004** The Square Kilometer Array Radio Telescope - A desktop survey of Aboriginal Heritage on Murnpeowie Station, South Australia, Native Title Section, Crown Solicitor's Office
- 2003** Report on fieldwork in the Lakes Area of South Australia on Murnpeowie Station
- 2003** Supplementary report on the Buandik with particular emphasis on Lake Bonney (South-East), Native Title Section, Crown Solicitor's Office
- 2002** A preliminary report on the Buandik with particular emphasis on Lake Bonney (South-East), Native Title Section, Crown Solicitor's Office
- 2001** Review of cultural heritage information of De Rose Hill pastoral station, Native Title Section, Crown Solicitor's Office
- 2001** Report on the Aboriginal Dreaming Stories Associated with the De Rose Hill Claim Area, Native Title Section, Crown Solicitor's Office
- 2000** Aboriginal Dreaming Stories of the Lake Eyre Region: With particular emphasis on the Kangaroo Story, Native Title Section, Crown Solicitor's Office
- 2000** A brief summary of the Howitt Collection papers and relevant related literature, Native Title Section, Crown Solicitor's Office

RELEVANT TRAINING

- 2009** *Gupapuyngu Language*
Charles Darwin University
- 2007, '08 & '09** *Mawul Rom Cross-cultural mediation and leadership training*
Mawul Rom Association, Elcho Island
- 2007** *Facilitate group based learning*
Anthony Stone Consultants, Adelaide
- 2006** *Mediation Training*
LEADR, Adelaide
- 2004** *Produce Complex Business Documents*
TAFE, Adelaide

- 2003** *Provide Specialist Advice*
Justice Portfolio training course, Adelaide
- 2002** *Counseling Skills*
Cope and Relationships Australia, Adelaide
- 2002** *Pitjantjatjara Language Summer School*
University of South Australia, Adelaide
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