

ERC JUSTICE UPDATES November 2022 No.79

Dear Friends,

This 79th Edition of ERC Justice Updates, our regular newsletter from the Edmund Rice Centre, on matters relating to human rights, first nations and environmental justice.

As one faces this ever changing, complex, unjust and unequal world let us always remember Blessed Edmund Rice's three main tenets:

COMPASSION LIBERATION & PRESENCE

"The world can be better if there's love, tolerance and humility."

Irena Sendler

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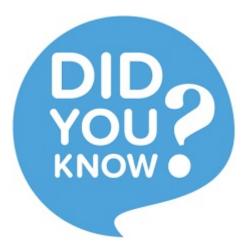
Previous editions are available at https://www.erc.org.au/newsletters

Peace & Blessings

Marita
Communications Project Officer,
Marita McInerney

Aboriginal and Torres Strait Islander readers are advised that there may be

articles in this publication with names and images of deceased people.



A recently released UNICEF report entitled 'The coldest year of the rest of our their lives' provides yet more evidence that children are on the front lines of the climate crisis- some of the main findings include:

- Extreme high temperatures: In 2020, around 740 million children (1 in 3 children globally) lived in countries with 83.54 or more days per year exceeding 35°C. By 2050 under a very high emission scenario with 2.4 degrees of warming, this figure would rise to approximately 816 million (2 in 5 children).
- <u>High heatwave frequency:</u> By 2050, under both low and very high emission scenarios, virtually every child on earth will be exposed to high heatwave frequency (i.e., living in areas where the average yearly number of heatwaves is equal to or above 4.5), rising from only 1 in 4 children in 2020.
- High heatwave duration: While about 1 in 4children live in areas
 where the average heatwave event lasts 4.7 days or longer as of
 2020, by 2050, this percentage will rise dramatically to over 3 in 4
 children under a low emission scenario of 1.7 degrees of warming.
 At 2.4 degrees of warming, 94 per cent of children will be exposed.
- High heatwave severity: Under a low emission scenario with 1.7 degrees of warming, the number of children in areas where the average exceedance of a heatwave event is equal to or above 2°C will almost quadruple (from around 28 to 100 million) and see an almost eight-fold increase under a very high emission scenario with 2.4 degrees of warming (from around 28 to 212 million).

The Report states 'WE MUST ACT NOW: PROTECT, PREPARE, PRIORITIZE, PREVENT '
The climate crisis is rapidly getting worse. Children and young people face changes on a scale we are

only now starting to experience. Heatwaves are

just one manifestation.

How deadly and damaging the impact of climate hazards become for children and young people is dependent on the action taken now to prepare for and adapt to climate impacts and to limit global heating to 1.5°C. UNICEF urges leaders and governments to take immediate action to:

- PROTECT children from climate devastation by adapting social service. Children and young people are the most vulnerable to climate shocks including heatwaves.
- PREPARE children to live in a climate changed world. Children and young people have a unique stake in the climate agenda, as a direct threat to their rights and future prospects.
- PRIORITIZE children and young people in climate finance and resources. Protecting and preparing children and young people requires urgent funding and resources.
- PREVENT a climate catastrophe by drastically reducing greenhouse gas emissions and keep 1.5°C alive. Emissions are projected to rise by 14 per cent this decade, putting us on a path to catastrophic global heating.

Read full Report:

https://www.unicef.org/reports/coldest-year-rest-of-their-lives-children-heatwaves



Abraham Poulson carries Yukun's remains to the ceremony, part of a process of healing and truth-telling. Photograph:Dean

Sewell/The Guardian

Return to Uluru: ending the unfinished business that began with

a 1934 police shooting

Lorena Allam, The Guardian, 15th October 2022

Ninety years after Pitjantjatjara man Yukun was killed by police and his remains sent to museums in Adelaide, he is finally laid to rest

On the day Yukun was returned to Uluru, his descendants leapt into the deep, narrow grave to help ease him to rest as their elders looked on, weeping.

The ceremony, at the base of the rock on an unusually cold and rainy morning, helped ease the pain of almost 90 years of unfinished business that began with a Northern Territory police shooting in 1934.

The Pitjantjatjara men in the grave were Yukun's great nephews and great-grandsons, some of whom had only recently learned that after Yukun was killed by police, his remains were exhumed and taken away to institutions in Adelaide. On Thursday, they interred a small box containing Yukun's skull, which is all that the University of Adelaide and the South Australian Museum could find of him, despite a long forensic search.

Some of Yukun's families had travelled 470km from their community of Areyonga (Utju) to receive his remains, in a deeply moving ceremony.

"We are really, really sad and upset. That part of history is really cruel and sad for us," Joy Kuniya, Yukun's great-niece, says. "Some people will carry it on for ever. We feel it really deeply.

"The policeman came with his gun, with a weapon, and shot him in cold blood."

In 1934, mounted constable Bill McKinnon was sent to find the men who had killed an Aboriginal stockman at Mount Conner, in central Australia. Travelling west, McKinnon and his Aboriginal trackers, Paddy and Carbine, came across a group of men hunting, and arrested them. There was a violent interrogation. They were chained and beaten. Confessions were extracted. After about a week the men escaped, and Yukun was shot.

Two of the men were recaptured, one eventually spending 10 years in jail for murder. But four others, including a badly wounded Yukun, headed for the sanctuary of Uluru. The police trackers, following his blood trail, eventually found him in a cave about 40 metres up in the rock, near the Mutitjulu waterhole.

McKinnon told a subsequent commonwealth inquiry he fired into the cave without taking aim at Yukun. He said Yukun died from his wounds several hours later and they buried him there.

The inquiry exonerated McKinnon but expressed concern about his harsh methods. They exhumed Yukun's remains and one member, Dr JB Cleland, took the body to Adelaide. At some point over the years, Yukun was sent to the University of Adelaide and later the South Australian Museum.

Anangu (the word for people in Pitjantjatjara) held a very different story.

Read full story:

https://www.theguardian.com/australia-news/2022/oct/14/return-to-uluru-ending-the-unfinished-business-that-began-with-a-1934-police-shooting



2021 Senior Australian of the Year Dr Aunty Miriam Rose Ungunmerr Baumann (centre) speaks during the Aboriginal and Torres
Strait Islander Catholic Education NSW State Conference in Leura in the Blue Mountains. Image: Catholic Education Diocese of
Parramatta/Supplied

Powerful reflections from Aunty Miriam Rose inspire Catholic educators

Catholic Education Diocese of Parramatta, Catholic Outlook, 25th October 2022

Proudly hosted by Catholic Schools NSW together with Catholic Education Diocese of Parramatta, 550 educators from across Australia recently gathered in Leura for the Aboriginal and Torres Strait Islander Catholic Education NSW State Conference. With a strong focus on Closing the Gap in educational outcomes for Aboriginal and Torres Strait Islander children and young people, a highlight of the program was an engaging conversation between MC Professor Anita Heiss, a proud Wiradjuri woman and noted Australian author, and 2021 Senior Australian of the Year Aunty Miriam Rose Ungunmerr Baumann.

An iconic figure in Catholic Education, Aunty Miriam Rose was the first fully qualified Aboriginal teacher in the Northern Territory. A member of the Ngangiwumirr language group, she was baptised at the age of 14 during her time at the Francis Xavier mission school at Daly River. She later had the chance to do a domestic work placement for a teacher which led to an opportunity as an assistant teacher. The same mentor helped guide her toward a teaching qualification. Her reflections reinforced the importance of education, which she said is essential if you want to get somewhere in your life journey.

Aunty Miriam Rose was asked to give other teachers some advice. She said that teachers are the next best people to families, "they've got to always be

there for them and understanding...sometimes it's hard". Drawing on her experiences in education in the Top End, she advised that having a local person as an assistant teacher is valuable.

Read full story:

https://catholicoutlook.org/powerful-reflections-from-aunty-miriam-rose-inspire-catholic-educators/



The mother of Cassius Turvey has spoken out after her son's death, as more than a thousand mourners come together in Perth.

If walking home from school with his mates is the 'wrong place', where is the right place?

Brooke Boney, Gamilaroi woman, journalist and presenter, WA Today, 2nd November 2022

WARNING: Aboriginal and Torres Strait Islander readers are advised that the following story contains an image of a deceased person.

After the death of 15-year-old Cassius Turvey in Western Australia 10 days ago, I've been thinking about the pain his family is feeling. I've been thinking about my nephews and how I would feel if one day they were here and the next day – not. I've been thinking about the fear young Cassius must have felt to meet his early end the way he did. I've been thinking about what I could say or do to help.

But it's fruitless labour.

Because what, really, am I supposed to say in this situation? I can't continue to beg other Australians to recognise our humanity and suffering. It feels undignified. It hurts as much as the original sin.

And I've done all that before.

I look back at pieces I've written for this very masthead about the value of our lives and realise I was asking for the same thing years ago. Yes, people should be taking to the streets. Yes, people should be demanding justice. But when a

grown man can allegedly beat a black child to death and the response from law enforcers is that this child was in the "wrong place, wrong time", while he was WALKING HOME FROM SCHOOL WITH HIS FRIENDS, then where is the right place? When is the right time?

How many editorials from Stan Grant, from Tony Armstrong, from any one of the incredible black journalists, speakers or academics is it going to take for you to see us for who we are, to see our children for who they could be?

If a black child can't walk home from school without fear then this isn't a civil society. This is lawlessness. This is barbaric. This is shameful.

There's nothing that can come from this that feels like justice. There's no relief or lesson that can be taught after something so horrific. Because there it is for everyone to see and for most to ignore. Fighting or resisting a system that allows this to happen is like swimming against the tide. As someone who is eternally hopeful, it hurts to say this, but it feels futile.

What am I supposed to say to young people when I go and talk to them in schools? You can volunteer at the local radio station and offer to mow people's lawns but there's still a chance you can allegedly be mistaken for a criminal and bludgeoned to death on the way home from school because you're in the wrong place at the wrong time? How can we rationalise that?

To be fair to the WA Police Commissioner Col Blanch, he did, in the days after his original comment, say "Cassius was the innocent victim of a violent attack", but he refused to be drawn on whether the alleged attack was racist.

The act is cruel, and the response is unusual. Maybe it's the other way around, either way it's a painful reminder that when things happen to us, they normally happen in silence and darkness.

Read full story:

https://www.watoday.com.au/national/if-walking-home-from-school-with-his-mates-is-the-wrong-place-where-is-the-right-place-20221101-p5bujm.html





On immigration integrity, the Labor government must not fail Beverly Holmes Brown, Pearls & Irritations, 31st October 2022

The Australian Border Force is built on double talk and trickery. These speech acts underlie the political slurs used to dehumanise and criminalise boat people, resulting in tragic, needless deaths. In agony and brokenness. Labor must reject these policies.

Australia's Border Force is stained by the corruption of terminology and decency that spawned it. To continue policies that were deceitfully framed and deceptively obscured from public view for so long would undermine the faith Australians want to have in their new government.

Social media issued a collective sigh of relief when Labor was elected to govern. Prior to the 2022 election Australians were weighed down with concern

rooted in years of frustration; the Coalition government had consistently failed to do the right thing.

Deceitful power and money grabbing initiatives had grown so emboldened that they were thinly veiled and the 2022 Election Day boat arrival scare texts were the icing on a cake that had long since passed its sell by date. Scott Morrison had risen through the ranks on a boat stopping platform and now, ironically, his own ship had gracelessly sunk.

It is time to speak Truth now

Our Parliamentary Library website has clearly stated, since before 2013, "(boat people) have a right to not be penalised for their mode of entry." Offshore processing centres morphed into offshore penal compounds where people were warehoused indefinitely because of their 'mode of entry.' We know this decision was political, deceitful and made to advantage those with vested interests in perpetuating cruelty.

Trust in government has increased under Labor but Aussies, like most victims of gaslighting abuse, are bruised and hyper sensitive. Labor cannot maintain trust whilst enforcing the litany of lies that created an unnecessary 9 year humanitarian crisis.

Read full story:

https://johnmenadue.com/on-immigration-integrity-the-labor-government-must-not-fail/



MEDIA RELEASE 26TH October 2022 BUDGET 2022: Funds for language classes and visa assessment dwarfed by extra spending on offshore processing

Refugee Council of Australia (RCOA) has welcomed the Albanese Government's increased Budget investment in the Adult Migrant English Program (AMEP), faster visa processing and support for temporary entrants from Ukraine but these allocations have been dwarfed by a \$150 million increase in funding for the Government's offshore processing regime. Key points in the Australian Government's revised 2022-23 Budget include:

- \$20 million for the AMEP to increase case management support for students and access to flexible delivery options.
- \$42.2 million over two years (with \$40.9 million this year) to increase visa

processing in the Department of Home Affairs.

- \$18.4 million over 4 years for additional three-year Temporary
 Humanitarian Concern Visas to Ukrainians and to extend Medicare for 12 months for Ukrainians on Bridging Visas.
- \$12.6 million over two years for a pilot program to assist Temporary Visa Holders who are experiencing domestic violence
- An increase of \$150 million in spending this financial year on offshore processing, expanding the 2022-23 allocation to \$632.5 million
- The Government will provide \$1.4 billion in additional Official
 Development Assistance over 4 years from this financial year to rebuild
 Australia's international development program, with focus on the Pacific
 and Southeast Asia
- \$1.0 million over 2 years to conduct a review of Australia's multicultural policy settings to support efforts to strengthen social cohesion
- \$18.2 million over 4 years to establish a Community Language Schools Grants program to support more young Australians to learn a second language
- There were no additional places announced for the Refugee and Humanitarian Program, despite Labor's commitment to increasing the program. The Migration Program will increase to 195,000 places per year, up 35,000 places.

"We are appalled to see yet again that the funds allocated to positive changes in immigration and refugee programs are overshadowed by the increased allocation to the Australian Government's offshore processing policy," RCOA chief executive officer Paul Power said.

Read full Media Release

https://www.refugeecouncil.org.au/budget-2022-funds-for-language-classes-and-visa-assessment-dwarfed-by-extra-spending-on-offshore-processing/



Current emissions pledges will lead to catastrophic climate breakdown, says UN

Fiona Harvey, The Guardian, 26th October 2022

United Nations says governments need to set new goals and make deeper cuts to limit temperature rises to 1.5C

Pledges to cut greenhouse gas emissions will lead to global heating of 2.5C, a level that would condemn the world to catastrophic climate breakdown, according to the United Nations.

Only a handful of countries have strengthened their commitments substantially in the last year, despite having promised to do so at the Cop26 UN climate summit in Glasgow last November. Deeper cuts are needed to limit temperature rises to 1.5C above pre-industrial levels, which would avoid the worst ravages of extreme weather.

Simon Stiell, the executive secretary of the UN framework convention on climate change, said: "This does not go far enough, fast enough. This is nowhere near the scale of reductions required to put us on track to 1.5C. National governments must set new goals now and implement them in the next eight years."

The plans for emissions cuts countries submitted in Glasgow were inadequate to meet the 1.5C goal so they agreed a "ratchet" mechanism to toughen their targets year on year. However, few governments have updated their plans on emissions in line with 1.5C.

The UN calculated on Wednesday that the plans submitted by governments would lead to a temperature rise of between 2.1C and 2.9C, with the best estimate about 2.5C. This represents a "marginal" improvement, said Stiell, on the 2.7C temperature rise that would have followed from the commitments made at Glasgow.

He said greater action was needed from the private sector as well as governments. "This is not just about words on paper, this is about getting stuff done," he said. "We need to see more from the private sector and non-state actors [such as local governments]."

Australia made a significant improvement to its national plan, but only 24 countries have submitted new national plans, known as nationally determined contributions (NDCs), since Cop26. Many of those countries – including the UK and Egypt, host of the Cop27 summit that starts in just over a week – submitted new NDCs that were not substantially stronger than their previous plans.

The NDC synthesis report showed that current NDCs would lead to an increase in emissions of about 10.6% by 2030 compared with 2010 levels. This is an improvement over last year's assessment, which found countries were on

a path to increase emissions by 13.7% by 2030 compared with 2010 levels.

But the Intergovernmental Panel on Climate Change has estimated that greenhouse gas emissions need to fall by about 45% by 2030 compared with 2010 levels, to give the world a chance of staying within 1.5C.

Read full story:

https://www.theguardian.com/environment/2022/oct/26/current-emissions-pledges-will-lead-to-catastrophic-climate-breakdown-says-un?utm_term=63599303dbf58dfdebda6565981eba5c&utm_campaign=MorningMailAUS&utm_source=esp&utm_medium=Email&CMP=morningmailau_email





A message from the Pacific Calling Partnership

The 2022 United Nations climate conference (COP27) is now just days away.

This year, the conference is taking place in Sharm El-Sheikh (Egypt) from 6-18 November and the Edmund Rice Centre (Pacific Calling Partnership) is delighted to be funding or part-funding attendance to the COP by a number of Pacific Islander and Torres Strait Delegates:

- Ms Maria Tiimon Chi-Fang, PCP Pacific Outreach Officer. You can listen
 to Maria talking about her hopes and expectations for the COP here:
 https://www.youtube.com/watch?v=tmX-tHS8Y9A.
- Dr Mahendra Kumar, Secretariat Pacific Elders Voice
- Ms Teruabine Anna Nuariki, Kiribati. You can listen to Anna here: https://www.youtube.com/watch?v=ZMCcH-hJ86g.
- Mr Maina Talia, Secretary Tuvalu Climate Action Network
- Mr Richard Gorkrun, Director Tuvalu Climate Action Network
- Wadhuam Paul Kabai, Guda Maluyligal Traditional Owner (Saibai Island, Torres Strait); and
- Wadhuam Pabai Pabai, Guda Maluyligal Traditional Owner (Boigu Island, Torres Strait)

We know that these delegates, individually and collectively, will make a hugely significant contribution to the COP, to their peoples and their homelands. We also rest in the knowledge that the world is in good hands with them at the COP representing our common future. Our sincere thanks go to our funders- the Brigidine Sisters, the Presentation Sisters, Amnesty International and the Good

Samaritan Sisters for helping us to make this happen. We are so grateful.

To be kept abreast of developments during the COP, we strongly encourage you to follow us on social media on Facebook: https://www.facebook.com/PacificCallingPartnership or Twitter: https://twitter.com/Pacificcalling. You can also find out more about the COP on the official COP27 website here: https://cop27.eg/#/.



Atoll nations have been described as strings of pearls floating in the ocean, but we are uniquely at risk from climate change.

Illustration: Kate Nolan/The Guardian

How do we mourn an island? Where do we mark its grave? *Kathy Jetñil-Kijiner, The Guardian, 2nd November 2022*

Ellekan, an islet in Marshall Islands, has been reduced to a pile of sand in the middle of the reef. Those who loved it have already held its funeral

On a trip to the islet of Kalalen, eight years ago, a man named Yoster Harris ran out to meet me.

Yoster is married to the alap, or landowner, of Kalalen and he took my hand and led me to point out Ellekan, a neighbouring islet at the very end of the Majuro atoll lagoon, in my home of the Marshall Islands in the north Pacific.

It didn't look like much. Just a pile of sand in the middle of the reef. It looked like a sandbar.

It used to have trees, he assured me. Just five years before there had been trees and he used to camp there, and pick the bob, the pandanus.

"It's dead," Yoster told me. "We've already had its funeral. But you need to save the others."

A funeral for an island. This line has stayed with me for years. It burrowed itself under my skin and lived dormant in my body. I washed it through the roof my mouth and allowed it to emerge on stage while I was speaking to foreigners who could not possibly know what an atoll looks like.

How do we properly mourn an island? How do we grieve and process the sorrow? If we follow the proper protocol of Marshallese funeral rites then there

are a number of steps needed.

There would need to be a viewing – something similar to what has been described to me in the US as a wake. People who knew the island would have to arrive in black – men in black suits, women in flowing black dresses. There would be fold-out chairs lined in rows, and a pastor to speak on the life of the islet, who they are.

There would be songs to honor this islet and what they gave us. Afterwards, we would line up and shake the hands of the Irooj, the high Chiefs, the Alap or the landowners, and then the families related or tied to the islet.

.....

Runit dome, the island that is a nuclear waste site, has often been called a tomb by the Enewetak islanders. Runit was once an island which was obliterated by a nuclear weapon during the US nuclear weapons testing program. It then became a crater, before US workers shovelled nuclear waste into it and capped it with a concrete dome. And now, this dome is said to be leaking nuclear waste because of the rising sea level. I'd rather not memorialise Ellekan in this manner.

The entire Marshall Islands is uniquely at risk for climate change as one of the few atoll nations in the world.

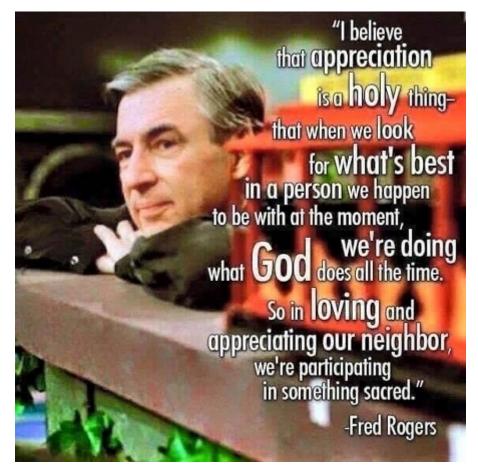
Atolls are a type of island that have no mountains, are completely flat, and are essentially coral that has grown around the rim of a volcano sunken over thousands of years. Songs have described them as a string of pearls floating on the ocean. They have a unique vulnerability to climate change that sets our islands apart from the rest of the Pacific and other island nations.

The science has become so dire that we've been forced as a nation to completely change the way we plan for our future. The development of our national adaptation plan has been a key focus on the ground for the past few years and has been a part of my work as climate envoy. We call it our survival plan.

Read full story:

https://www.theguardian.com/world/2022/nov/02/how-do-we-mourn-an-island-where-do-we-mark-its-

<u>grave?utm_term=6361c1174f7a320f7eac647cc45e15a3&</u> <u>utm_campaign=GuardianTodayAUS&utm_source=esp&utm_medium=Email&</u> CMP=GTAU_email





Australia's international human rights reputation is under threat after New South Wales and Queensland refused UN access to some facilities, experts say. Photograph: Murray Mccloskey/AAP

Failure to allow full UN prison inspections risks Australia's international standing, experts say

Tamsin Rose, The Guardian, 24th October 2022

Australia joins Azerbaijan, Rwanda and Ukraine among nations to fail to provide full access after ratifying agreement

Australia's human rights reputation is in jeopardy after a United Nations antitorture subcommittee suspended its visit when it was denied access to jails in New South Wales, inpatient units in Queensland and faced other issues in gathering information.

According to the delegation head, Aisha Shujune Muhammad, there had been a "clear breach" by Australia of its obligations under the Optional Protocol to the Convention Against Torture (Opcat) and the team had been "obstructed".

The 12-day tour was to continue until Thursday, but the UN pulled out on Sunday afternoon.

The move sees Australia join Azerbaijan, Ukraine and Rwanda as the only nations to have ratified the agreement and then fail to provide full and unfettered access to facilities. Globally, 91 nations have ratified the agreement.

The Australian Human Rights Commissioner, Lorraine Finlay, said the state governments' lack of cooperation was "perplexing" and potentially damaging for the country.

"If we don't meet our obligations, the UN may consider placing Australia on its article 17 non-compliance list, a collection of countries with significant human rights concerns.

"This will be a major issue for our international standing, given that ratification of Opcat by us was part of our candidacy for a place on the UN Human Rights Council, and that Australia positions itself as a leading advocate for a rulesbased international system."

Australia ratified Opact in 2017 under then prime minister Malcolm Turnbull, who last week lashed state governments for blocking the inspections.

Australia will front the UN anti-torture committee in Geneva next month where delegates are likely to be quizzed on the visit.

Read full story:

https://www.theguardian.com/australia-news/2022/oct/24/failure-to-allow-full-un-prison-inspections-risks-australias-international-standing-experts-say

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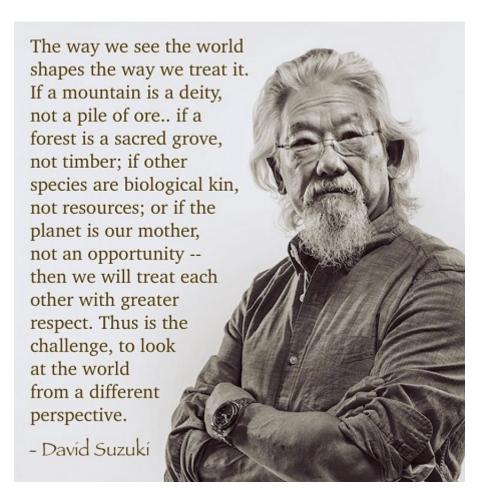


Jamberoo Abbey Facebook Post 8th October 2022

Twenty Reasons for Being

notice the rage notice the silence silence and the presence of everything: small truths and other surprises what we nurture how we live with loss saved by the beauty of the world seeking language large enough a life worthy of our breath when no question seems big enough: what if we get this right? this tiny slice of eternity mathematics, mystery, and the universe this fantastic argument of being alive.

~ A poem by Maria Popova, composed with titles from On Being episodes



Faithful and Just God, We thank you for the opportunity to live as a vision of justice and hope.

Allow our commitment to what is right encourage others to do the same. Give us the strength to step away from norms

that hurt, degrade and oppress

and guide us in discovering fresh and faithful ways of being in the world. Help us to be life givers and not life takers.

Help us to build hope and purpose where there is none and to stay mindful that regardless of our status and circumstance we can be the catalyst for change in this world.

Amen.

Source: Out in Scripture

Pace - e - Bene Nonviolence Inspirations

"We ought to speak, shout against injustices, with confidence and without fear." Bl. Miguel Pro SJ

[&]quot;You can't kill the spirit.

It's like a mountain.

Old and strong, it lives on and on." Naomi Littlebear

"The greatest challenge of the day is: how to bring about a revolution of the heart, a revolution which has to start with each one of us." Dorothy Day







We acknowledge the Aboriginal and Torres Strait Islander Peoples of Australia as the traditional owners and custodians of the land. We commit ourselves to actively work alongside them for reconciliation and justice. We pay our respects to the Elders; past, present and future. As we take our next step we remember the first footsteps taken on this sacred land.

The Edmund Rice Centre wholeheartedly supports and endorses the ULURU STATEMENT FROM THE HEART and urges all Australians to get behind this wonderful statement.

Our mailing address is: *|HTML:LIST_ADDRESS_HTML|* *|END:IF|*