

Guidelines for completing an Aboriginal and/or Torres Strait Islander Identity Declaration

To complete an Aboriginal and/or Torres Strait Islander Identity Declaration as part of your application for the First Nations Student Scholarship, you will be required to submit a Commonwealth Statutory Declaration.

A statutory declaration is a legal document that contains a written statement about something that is true. It must be witnessed by an approved witness.

On page 2 of this document is the Commonwealth Statutory Declaration template that has been pre-filled by Adelaide Central School of Art with the following declaration:

1. I do solemnly declare that I understand that the Commonwealth of Australia for the purpose of administering programs for Aboriginal and Torres Strait Islander people defines Aboriginal and/or Torres Strait Islander identity as any person who:
 - Is of Aboriginal and/or Torres Strait Islander descent and;
 - Identifies as an Aboriginal and/or Torres Strait Islander and;
 - Is accepted as such by the Aboriginal and/or Torres Strait Islander community in which they live or have lived.

2. Understanding the above definition, I also solemnly declare that I am an Aboriginal and/or Torres Strait Islander person.

In completing the Commonwealth Statutory Declaration, you will be signing a legal document to confirm that the above statement is true.

To complete the declaration, you will need to:

1. Print page 2 of this document.
2. Carefully read the statement you are declaring to be true (the identity declaration).
3. Sign the Commonwealth Statutory Declaration in the presence of an approved witness (refer to page 3 for the list of approved witnesses).
4. Ensure the approved witness completes the required fields.
5. Upload a digital copy of the completed and signed Commonwealth Statutory Declaration with your application for the First Nations Student Scholarship, using the space provided.

Commonwealth of Australia
STATUTORY DECLARATION
Statutory Declarations Act 1959

1 *Insert the name, address and occupation of person making the declaration*

I,¹

make the following declaration under the *Statutory Declarations Act 1959*:

2 *Set out matter declared to in numbered paragraphs*

2

1. I do solemnly declare that I understand that the Commonwealth of Australia for the purpose of administering programs for Aboriginal and Torres Strait Islander people defines Aboriginal and/or Torres Strait Islander identity as any person who:
 - Is of Aboriginal and/or Torres Strait Islander descent and;
 - Identifies as an Aboriginal and/or Torres Strait Islander and;
 - Is accepted as such by the Aboriginal and/or Torres Strait Islander community in which they live or have lived.

2. Understanding the above definition, I also solemnly declare that I am an Aboriginal and/or Torres Strait Islander person.

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the *Statutory Declarations Act 1959*, and I believe that the statements in this declaration are true in every particular.

3 *Signature of person making the declaration*

3

4 *[Optional: email address and/or telephone number of person making the declaration]*

4

5 *Place*
6 *Day*
7 *Month and year*

Declared at ⁵ _____ on ⁶ _____ of ⁷ _____

Before me,

8 *Signature of person before whom the declaration is made (see over)*

8

9 *Full name, qualification and address of person before whom the declaration is made (in printed letters)*

9

10 *[Optional: email address and/or telephone number of person before whom the declaration is made]*

10

Note 1 A person who intentionally makes a false statement in a statutory declaration is guilty of an offence, the punishment for which is imprisonment for a term of 4 years — see section 11 of the *Statutory Declarations Act 1959*.

Note 2 Chapter 2 of the *Criminal Code* applies to all offences against the *Statutory Declarations Act 1959* — see section 5A of the *Statutory Declarations Act 1959*.

A statutory declaration under the *Statutory Declarations Act 1959* may be made before—

(1) a person who is currently licensed or registered under a law to practise in one of the following occupations:

Architect	Chiropractor	Dentist
Financial adviser	Financial Planner	Legal practitioner
Medical practitioner	Midwife	Migration agent registered under Division 3 of Part 3 of the <i>Migration Act 1958</i>
Nurse	Occupational therapist	Optometrist
Patent attorney	Pharmacist	Physiotherapist
Psychologist	Trade marks attorney	Veterinary surgeon

(2) a person who is enrolled on the roll of the Supreme Court of a State or Territory, or the High Court of Australia, as a legal practitioner (however described); or

(3) a person who is in the following list:

Accountant who is:

- a) a fellow of the National Tax Accountants' Association; or
- b) a member of any of the following:
 - i. Chartered Accountants Australia and New Zealand;
 - ii. the Association of Taxation and Management Accountants;
 - iii. CPA Australia;
 - iv. the Institute of Public Accountants

Agent of the Australian Postal Corporation who is in charge of an office supplying postal services to the public

APS employee engaged on an ongoing basis with 5 or more years of continuous service who is not specified in another item in this list

Australian Consular Officer or Australian Diplomatic Officer (within the meaning of the *Consular Fees Act 1955*)

Bailiff

Bank officer with 5 or more continuous years of service

Building society officer with 5 or more years of continuous service

Chief executive officer of a Commonwealth court

Clerk of a court

Commissioner for Affidavits

Commissioner for Declarations

Credit union officer with 5 or more years of continuous service

Employee of a Commonwealth authority engaged on a permanent basis with 5 or more years of continuous service who is not specified in another item in this list

Employee of the Australian Trade and Investment Commission who is:

- (a) in a country or place outside Australia; and
- (b) authorised under paragraph 3 (d) of the *Consular Fees Act 1955*; and
- (c) exercising the employee's function at that place

Employee of the Commonwealth who is:

- (a) at a place outside Australia; and
- (b) authorised under paragraph 3 (c) of the *Consular Fees Act 1955*; and
- (c) exercising the employee's function at that place

Engineer who is:

- a) a member of Engineers Australia, other than at the grade of student; or
- b) a Registered Professional Engineer of Professionals Australia; or
- c) registered as an engineer under a law of the Commonwealth, a State or Territory; or
- d) registered on the National Engineering Register by Engineers Australia

Finance company officer with 5 or more years of continuous service

Holder of a statutory office not specified in another item in this list

Judge

Justice of the Peace

Magistrate

Marriage celebrant registered under Subdivision C of Division 1 of Part IV of the *Marriage Act 1961*

Master of a court

Member of the Australian Defence Force who is:

- a) an officer
- b) a non-commissioned officer within the meaning of the *Defence Force Discipline Act 1982* with 5 or more years of continuous service
- c) a warrant officer within the meaning of that Act

Member of the Australasian Institute of Mining and Metallurgy

Member of the Governance Institute of Australia Ltd

Member of:

- a) the Parliament of the Commonwealth
- b) the Parliament of a State
- c) a Territory legislature
- d) a local government authority

Minister of religion registered under Subdivision A of Division 1 of Part IV of the *Marriage Act 1961*

Notary public, including a notary public (however described) exercising functions at a place outside

- a) the Commonwealth
- b) the external Territories of the Commonwealth

Permanent employee of the Australian Postal Corporation with 5 or more years of continuous service who is employed in an office providing postal services to the public

Permanent employee of

- a) a State or Territory or a State or Territory authority
- b) a local government authority

with 5 or more years of continuous service, other than such an employee who is specified in another item of this list
Person before whom a statutory declaration may be made under the law of the State or Territory in which the declaration is made
Police officer
Registrar, or Deputy Registrar, of a court
Senior executive employee of a Commonwealth authority
Senior executive employee of a State or Territory
SES employee of the Commonwealth
Sheriff
Sheriff's officer
Teacher employed on a permanent full-time or part-time basis at a school or tertiary education institution