

**STOLEN WAGES  
PARTICULARS OF CLAIM**

**(Claimants on behalf of a deceased estate)**

**\*\* PLEASE COMPLETE ALL SECTIONS IN YELLOW  
ABOUT THE DECEASED \*\***

**YOUR FULL NAME:** \_\_\_\_\_

**DECEASED PERSON'S NAME:** \_\_\_\_\_

Was the deceased known by any other name(s)? \_\_\_\_\_

**\*Deceased's Date of Birth:** \_\_\_\_\_ **Date of Death:** \_\_\_\_\_

- Male  
 Female

Which of the following did the deceased identify as?

- Aboriginal  
 Torres Strait Islander  
 Aboriginal **and** Torres Strait Islander

Deceased's tribal group/clan name: \_\_\_\_\_

Deceased's Mother's name: \_\_\_\_\_

Deceased's Father's name: \_\_\_\_\_

Did the deceased person have a Will?

- No

Was the estate administered? YES / NO (Please circle)

If yes, name of administrator of the estate: \_\_\_\_\_

Date administration was finalised: \_\_\_\_\_

- Yes

If yes, what was the name of the executor of the deceased's Will? \_\_\_\_\_

Your relationship to deceased: \_\_\_\_\_

Your Residential Address: \_\_\_\_\_

**\* Your Postal Address:** \_\_\_\_\_

Phone Number: \_\_\_\_\_ Mobile: \_\_\_\_\_

Email: \_\_\_\_\_@\_\_\_\_\_

**\*Names and addresses of ALL living family members/next of kin of the deceased** (i.e. deceased's spouse and children (or if none, brothers and sisters of claimant, step-children etc.): \_\_\_\_\_



If so, how much were they paid: \_\_\_\_\_

Was this        Weekly / Fortnightly / Monthly (please circle one)

Did they receive pocket money? If so, how much? \_\_\_\_\_

Were any of their wages were paid to the police protector or superintendent? Yes / No / Unsure (please circle one)

Did they receive rations? \_\_\_\_\_

Did they live at your workplace? \_\_\_\_\_

Anything else to note about this job? \_\_\_\_\_

\_\_\_\_\_

## B. SECOND JOB

**\*How old was the deceased when they started their second job?** (THINK: what year was it? Was the war over yet (1945)?

Were any of the deceased's younger siblings born around this time? Was the deceased married?):

\_\_\_\_\_

**Name of the deceased's Employer** (E.g. manager, farm/station owner, person who paid them/told them what to do):

\_\_\_\_\_

**\*Name of place where the deceased worked** (E.g. name of station, home or establishment, and where it was located):

\_\_\_\_\_

**\*How long did the deceased work here?** (E.g. was it a short contract of six months, or 12 months, or for one season?

How many years and how many months? Please be as precise as possible):

\_\_\_\_\_

**\*What work did the deceased do at this job?** (E.g. junior or senior stockman, tobacco stringing, cleaning/domestic duties etc.) \_\_\_\_\_

**Which district/reserve/mission or settlement were they based, at the time of this job?** \_\_\_\_\_

\_\_\_\_\_

**Names of any of the deceased's workmates at this job:** \_\_\_\_\_

\_\_\_\_\_

Did the deceased have any nickname(s) at this job? \_\_\_\_\_

### Payment

Did the deceased receive wages whilst working here? Yes / No / Unsure (please circle one)

If so, how much were they paid: \_\_\_\_\_

Was this        Weekly / Fortnightly / Monthly (please circle one)

Did they receive pocket money? If so, how much? \_\_\_\_\_

Were any of their wages were paid to the police protector or superintendent? Yes / No / Unsure (please circle one)

Did they receive rations? \_\_\_\_\_

Did they live at your workplace? \_\_\_\_\_

Anything else to note about this job? \_\_\_\_\_

### C. THIRD JOB

**\*How old was the deceased when they started their third job?** (THINK: what year was it? Was the deceased married?

Had the deceased had children? How old were the children? Their ages might help to remind you of the year.)

**Name of the deceased's Employer** (E.g. manager, farm/station owner, person who paid them/told them what to do):

**\*Name of place where the deceased worked** (E.g. name of station, home or establishment, and where it was located):

**\*How long did the deceased work here?** (E.g. was it a short contract of six months, or 12 months, or for one season?

How many years and how many months? Please be as precise as possible):

**\*What work did the deceased do at this job?** (E.g. junior or senior stockman, tobacco stringing, cleaning/domestic duties etc.) \_\_\_\_\_

**Which district/reserve/mission or settlement were they based, at the time of this job?** \_\_\_\_\_

**Names of any of the deceased's workmates at this job:** \_\_\_\_\_

Did the deceased have any nickname(s) at this job? \_\_\_\_\_

#### Payment

Did the deceased receive wages whilst working here? Yes / No / Unsure (please circle one)

If so, how much were they paid: \_\_\_\_\_

Was this            Weekly / Fortnightly / Monthly (please circle one)

Did they receive pocket money? If so, how much? \_\_\_\_\_

Were any of their wages were paid to the police protector or superintendent? Yes / No / Unsure (please circle one)

Did they receive rations? \_\_\_\_\_

Did they live at your workplace? \_\_\_\_\_

Anything else to note about this job? \_\_\_\_\_

### D. FOURTH JOB

**\*How old was the deceased when they started their fourth job?** (THINK: what year was it? Was the deceased married? Had the deceased had children? How old were the children? Their ages might help to remind you of the year.)

**Name of the deceased's Employer** (E.g. manager, farm/station owner, person who paid them/told them what to do):

**\*Name of place where the deceased worked** (E.g. name of station, home or establishment, and where it was located):

**\*How long did the deceased work here?** (E.g. was it a short contract of six months, or 12 months, or for one season? How many years and how many months? Please be as precise as possible):

**\*What work did the deceased do at this job?** (E.g. junior or senior stockman, tobacco stringing, cleaning/domestic duties etc.) \_\_\_\_\_

**Which district/reserve/mission or settlement were they based, at the time of this job?** \_\_\_\_\_

**Names of any of the deceased's workmates at this job:** \_\_\_\_\_

Did the deceased have any nickname(s) at this job? \_\_\_\_\_

### Payment

Did the deceased receive wages whilst working here? Yes / No / Unsure (please circle one)

If so, how much were they paid: \_\_\_\_\_

Was this Weekly / Fortnightly / Monthly (please circle one)

Did they receive pocket money? If so, how much? \_\_\_\_\_

Were any of their wages were paid to the police protector or superintendent? Yes / No / Unsure (please circle one)

Did they receive rations? \_\_\_\_\_

Did they live at your workplace? \_\_\_\_\_

Anything else to note about this job? \_\_\_\_\_

### E. FIFTH JOB

**\*How old was the deceased when they started their fifth job?** (THINK: what year was it? Was the deceased married? Had the deceased had children? How old were the children? Their ages might help to remind you of the year.)

**Name of the deceased's Employer** (E.g. manager, farm/station owner, person who paid them/told them what to do):

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**\*Name of place where the deceased worked** (E.g. name of station, home or establishment, and where it was located):

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**\*How long did the deceased work here?** (E.g. was it a short contract of six months, or 12 months, or for one season?

How many years and how many months? Please be as precise as possible):

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**\*What work did the deceased do at this job?** (E.g. junior or senior stockman, tobacco stringing, cleaning/domestic duties etc.) \_\_\_\_\_

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**Which district/reserve/mission or settlement were they based, at the time of this job?** \_\_\_\_\_

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**Names of any of the deceased's workmates at this job:** \_\_\_\_\_

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Did the deceased have any nickname(s) at this job? \_\_\_\_\_

### Payment

Did the deceased receive wages whilst working here? Yes / No / Unsure (please circle one)

If so, how much were they paid: \_\_\_\_\_

Was this            Weekly / Fortnightly / Monthly (please circle one)

Did they receive pocket money? If so, how much? \_\_\_\_\_

Were any of their wages were paid to the police protector or superintendent? Yes / No / Unsure (please circle one)

Did they receive rations? \_\_\_\_\_

Did they live at your workplace? \_\_\_\_\_

Anything else to note about this job? \_\_\_\_\_

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## F. SIXTH JOB

**\*How old was the deceased when they started their sixth job?** (THINK: what year was it? Was the deceased married?

Had the deceased had children? How old were the children? Their ages might help to remind you of the year.)

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**Name of the deceased's Employer** (E.g. manager, farm/station owner, person who paid them/told them what to do):

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**\*Name of place where the deceased worked** (E.g. name of station, home or establishment, and where it was located):

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**\*How long did the deceased work here?** (E.g. was it a short contract of six months, or 12 months, or for one season?

How many years and how many months? Please be as precise as possible):

**\*What work did the deceased do at this job?** (E.g. junior or senior stockman, tobacco stringing, cleaning/domestic duties etc.) \_\_\_\_\_

**Which district/reserve/mission or settlement were they based, at the time of this job?** \_\_\_\_\_

**Names of any of the deceased's workmates at this job:** \_\_\_\_\_

Did the deceased have any nickname(s) at this job? \_\_\_\_\_

### Payment

Did the deceased receive wages whilst working here? Yes / No / Unsure (please circle one)

If so, how much were they paid: \_\_\_\_\_

Was this            Weekly / Fortnightly / Monthly (please circle one)

Did they receive pocket money? If so, how much? \_\_\_\_\_

Were any of their wages were paid to the police protector or superintendent? Yes / No / Unsure (please circle one)

Did they receive rations? \_\_\_\_\_

Did they live at your workplace? \_\_\_\_\_

Anything else to note about this job? \_\_\_\_\_

### G. SEVENTH JOB

**\*How old was the deceased when they started seventh first job?** (THINK: what year was it? Had the deceased had children? How old were the children? Their ages might help to remind you of the year.)

**Name of the deceased's Employer** (E.g. manager, farm/station owner, person who paid them/told them what to do):

**\*Name of place where the deceased worked** (E.g. name of station, home or establishment, and where it was located):

**\*How long did the deceased work here?** (E.g. was it a short contract of six months, or 12 months, or for one season?

How many years and how many months? Please be as precise as possible):

**\*What work did the deceased do at this job?** (E.g. junior or senior stockman, tobacco stringing, cleaning/domestic duties etc.) \_\_\_\_\_

Which district/reserve/mission or settlement were they based, at the time of this job? \_\_\_\_\_

Names of any of the deceased’s workmates at this job: \_\_\_\_\_

Did the deceased have any nickname(s) at this job? \_\_\_\_\_

**Payment**

Did the deceased receive wages whilst working here? Yes / No / Unsure (please circle one)

If so, how much were they paid: \_\_\_\_\_

Was this Weekly / Fortnightly / Monthly (please circle one)

Did they receive pocket money? If so, how much? \_\_\_\_\_

Were any of their wages were paid to the police protector or superintendent? Yes / No / Unsure (please circle one)

Did they receive rations? \_\_\_\_\_

Did they live at your workplace? \_\_\_\_\_

Anything else to note about this job? \_\_\_\_\_

**2. SOCIAL SECURITY BENEFITS**

Were they eligible for a pension or child endowment? \_\_\_\_\_

If so, did they receive it? \_\_\_\_\_

**3. OTHER QUESTIONS TO COMPLETE CLAIM**

Did they ever ask to be exempt from the Act? If so, what year? \_\_\_\_\_

Did they ask for your wages from the protector or superintendent? \_\_\_\_\_

If so, were they ever asked to sign any documents? \_\_\_\_\_

What year were they allowed to control your own employment and wages? \_\_\_\_\_

**NOTE 1: If you have any related paperwork, including more than the jobs listed above, please attach them to this form.**

**NOTE 2 (definition of “group member”):** The Stolen Wages Class Action sets out the characteristics of “group members” under the class action, including that such persons had some or all of their wages paid to a protector or superintendent. As things stand, a “group member” is also a person who, at the date of filing the court documents commencing the Stolen Wages Class Action (on 12 September 2016), had entered into an agreement with the litigation funder of the Stolen Wages Class Action. Subject to the Court’s approval, it is expected that in due course “group members” will be expanded to include those who have subsequently indicated that they wish to join the Stolen Wages Class Action, at least up to the point at which the Court’s approval to extend the definition of “group members” is sought.

For this reason, we continue to accept Particulars of Claim from those people who otherwise fall within the definition of “group member” and therefore may, subject to the Court’s approval, become “group members” in the future.

**NOTE 3 (deceased estates):** At present, the Stolen Wages Class Action takes account of a person who would otherwise have fallen within the definition of “group member” but who has died (in other words, an Aboriginal or Torres Strait Islander who had their wages paid to a protector or superintendent, but who has died). In these circumstances, a “group member” includes the executor, administrator or beneficiary of that deceased person’s estate who has the capacity to claim on behalf of the deceased’s estate.

There are difficult legal issues involved with respect to claims that may be brought on behalf of a deceased estate. The proper person who would normally bring a claim on behalf of a deceased estate is the personal representative of the estate. In the Stolen Wages Class Action, only the representative party (Mr Pearson) is a party to the proceeding, so it is not at this point necessary to determine, for each deceased estate, who the personal representative is or should be. Furthermore, it is the beneficiaries of an estate or (under the intestacy rules) the next of kin who would ordinarily share in any property of a deceased estate.

Whether it will ultimately be necessary to determine or appoint a personal representative for each deceased estate, or identify the beneficiaries or next of kin, will depend upon the Court and possibly also upon the attitude of the State of Queensland as respondent to the Stolen Wages Class Action.

A person will frequently be aware that one or both of their parents had their wages paid to the State. We encourage one (only) of the children of those parents to submit a Particulars of Claim form in respect of that parent’s estate. As mentioned above in Note 2, the inclusion in the Stolen Wages Class Action of a claim made after 12 September 2016 depends upon the Federal Court giving its approval to a revised definition of “group member.” This extends to claims made on behalf of a deceased estate.

**Authority to Complete**

I hereby authorise Bottoms English Lawyers to complete all necessary sections of this Particulars of Claim on my behalf, including the insertion of any date or other particulars and make amendments and additions to the Particulars of Claim document as may be necessary to complete and/or support my claim, should further information or evidence become available to you/us.

**Authority to liaise with government agencies**

I hereby authorise Bottoms English Lawyers to engage with government agencies on my behalf in relation to any and all matters associated with my claim.

These are my instructions to Bottoms English Lawyers.

Signed: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/2016

Claimant's signature

Signed: \_\_\_\_\_

Date: \_\_\_\_/\_\_\_\_/2016

Witness signature

\_\_\_\_\_

Witness Name

**To: Bottoms English Lawyers**

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