

NATIONAL NATIVE TITLE TRIBUNAL

Section 1: Overview

The National Native Title Tribunal (NNTT) works with people to develop an understanding of native title and reach enduring native title and related outcomes that recognise rights and interests in land and waters, in accordance with the *Native Title Act 1993*.

The NNTT applies a stringent registration test to native title applications; mediates native title applications under the supervision of the Federal Court; and assists in various areas of agreement-making in relation to native title. It is also an independent source of information about native title for parties and the wider public. The Act allows parties in mediation of native title applications to negotiate agreements involving matters other than native title. The NNTT mediates and arbitrates in relation to some proposed future acts. The Act also allows for the negotiation and registration of indigenous land use agreements as an alternative to future act processes and for other purposes. The NNTT facilitates these agreements where parties request its service.

During 2007-08, the NNTT will implement those parts of the *Native Title Amendment Act 2007*, which received Royal Assent on 15 April 2007 and which confers additional powers and functions on the NNTT. The amendments give effect to the Government's response to the Native Title Claims Resolution Review, which was a wider review of the efficiency and effectiveness of the native title system carried out in 2005-06.

1.1 SUMMARY OF AGENCY CONTRIBUTIONS TO OUTCOMES

The products and services delivered by the NNTT (outputs and administered policies, products and services) which contribute to achievement of outcomes for the NNTT are summarised in Table 1.1.

For detailed financial information regarding NNTT outcome and output information please refer to Section 3, Figure 2.

Table 1.1: Agency outcomes and output groups

Outcome	Description	Outputs groups
Outcome 1		
Resolution of native title issues over land and waters	The National Native Title Tribunal (NNTT) works with people to develop an understanding of native title and reach enduring native title and related outcomes that recognise rights and interests in land and waters, in accordance with the <i>Native Title Act 1993</i> .	<p><u>Output Group 1</u> – Stakeholder and community relations</p> <p><u>Output 1.1</u> – Capacity building and strategic/ sectoral initiatives</p> <p><u>Output 1.2</u> – Assistance and information</p> <p><u>Output Group 2</u> – Agreement-making</p> <p><u>Output 2.1</u> – Indigenous land use agreements (ILUAs)</p> <p><u>Output 2.2</u> – Native title agreements and related agreements</p> <p><u>Output 2.3</u> – Future act agreements</p> <p><u>Output Group 3</u> – Decisions</p> <p><u>Output 3.1</u> – Registration of NTCAs⁽¹⁾</p> <p><u>Output 3.2</u> – Registrations of ILUAs</p> <p><u>Output 3.3</u> – Future act determinations</p> <p><u>Output 3.4</u> – Finalised objections to the expedited procedure</p>

1. NTCAs – Native Title Claimant Applications

Section 2: Resources for 2007-08

2.1 APPROPRIATIONS AND OTHER RESOURCES

Table 2.1 shows the total resources from all origins for 2007-08, including appropriations. The table summarises how resources will be applied by outcome, administered and departmental classification.

The total appropriation for the NNTT in the 2007-08 Budget is \$33.007m.

Table 2.1: Appropriations and other resources 2007-08

Agency/ Outcome/ Non-operating	Departmental			Administered					Total
	Appropriation Bill No. 1 \$'000	Appropriation Bill No. 2 \$'000	Special Appropriation \$'000	Receipts (a) \$'000	Appropriation Bill No. 1 \$'000	SPP \$'000	Other \$'000	Special Appropriation \$'000	
Outcome 1 – Resolution of native title issues over land and waters	33,007	-	-	200	-	-	-	-	-
TOTAL	33,007	-	-	200	-	-	-	-	33,207

(a) Departmental and administered receipts from other sources (i.e. other than appropriation amounts) that are available to be used.

Notes:

1. Under the appropriation structure, Bill No. 2 includes Specific Purpose Payments (SPPs), new agency Outcomes (NAOs), administered capital and departmental capital via departmental injections and loans.
2. Refer to Budgeted Income Statement for application of agency revenue.

2.2 2006-07 BUDGET MEASURES

NNTT does not have any new measures

2.3 OTHER RESOURCES AVAILABLE TO BE USED

Table 2.3 provides details of resources obtained by the NNTT for provision of goods or services. These resources are approved for use by the NNTT and are included in Table 2.1.

Table 2.3: Other resources available to be used

	Estimated Receipts 2006-07 \$'000	Budget Estimate 2007-08 \$'000
DEPARTMENTAL RESOURCES		
Comcare receipts (FMA Act s28)	150	150
Charges for publications and services (FMA Act s31)	50	50
Total sales of goods and services	200	200
Services received free of charge	14	14
Total departmental other resources available to be used	214	214

Acts Glossary: FMA Act = *Financial Management and Accountability Act 1997*

Section 3: Outcomes

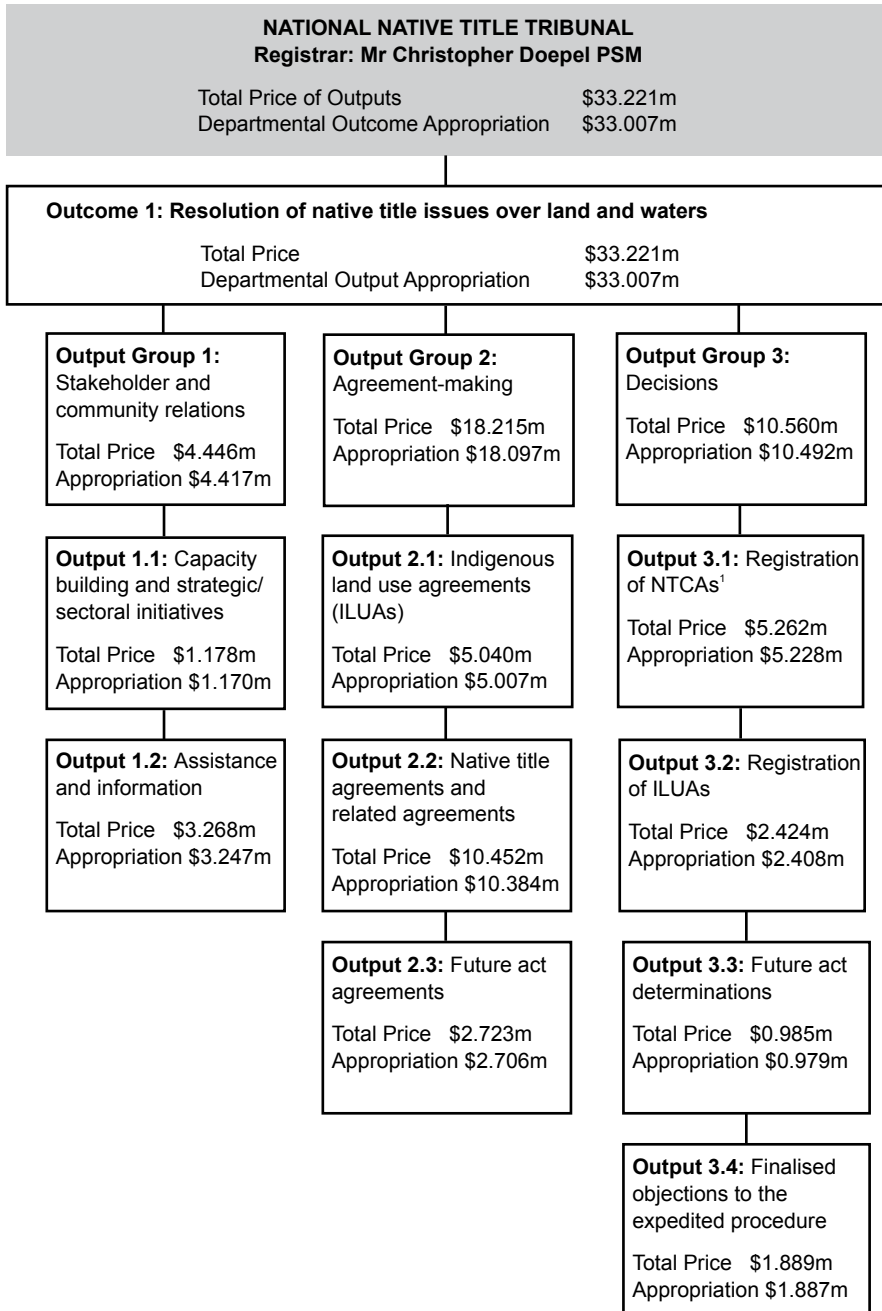
This section summarises how the resources identified in Section 2 will be used to contribute to the outcome NNTT. Emphasis is placed on estimating the contribution to outcomes through administered items and outputs delivered by the agency. Key performance measures and performance evaluation activities are specified for each outcome. More detailed information on output and administered item attributes is maintained by agencies for internal management purposes.

3.1 SUMMARY OF OUTCOMES AND CONTRIBUTION TO OUTCOMES

The relationship between activities of the NNTT and the outcome is summarised in Figure 2.

There are no changes to the NNTT's outcome and outputs structure compared to the 2006-07 PBS.

Figure 2: Contributions to outcomes



1. NTCAs - Native Title Claimant Applications

3.2 OUTCOME RESOURCES AND PERFORMANCE INFORMATION

3.2.1 Outcome 1 resourcing

Table 3.1 shows how the 2007-08 Budget appropriations translate to total resourcing for Outcome 1, including administered expenses, revenue from Government (appropriation), revenue from other sources, and the total price of outputs.

Table 3.1: Total resources for Outcome 1

	Estimated Actual 2006-07 \$'000	Budget Estimate 2007-08 \$'000
DEPARTMENTAL APPROPRIATIONS		
Output Group 1 – Stakeholder and community relations		
Output 1.1 – Capacity building and strategic/sectoral initiatives	862	1,170
Output 1.2 – Assistance and information	2,437	3,247
Subtotal Output Group 1	3,299	4,417
Output Group 2 – Agreement-making		
Output 2.1 – Indigenous land use agreements (ILUAs)	5,148	5,007
Output 2.2 – Native title agreements and related agreements	10,653	10,384
Output 2.3 – Future act agreements	3,087	2,706
Subtotal Output Group 2	18,888	18,097
Output Group 3 – Decisions		
Output 3.1 – Registration of NTCAs	2,267	5,228
Output 3.2 – Registration of ILUAs	3,686	2,408
Output 3.3 – Future act determinations	986	979
Output 3.4 – Finalised objections to the expedited procedure	3,541	1,877
Subtotal Output Group 3	10,480	10,492
Total revenue from Government (appropriations)	32,667	33,007
REVENUE FROM OTHER RESOURCES		
Output Group 1 – Stakeholder and community relations		
Output 1.1 – Capacity building and strategic/sectoral initiatives	2	8
Output 1.2 – Assistance and information	20	21
Subtotal Output Group 1	22	29
Output Group 2 – Agreement-making		
Output 2.1 – Indigenous land use agreements (ILUAs)	22	33
Output 2.2 – Native title agreements and related agreements	47	68
Output 2.3 – Future act agreements	55	17
Subtotal Output Group 2	124	118
Output Group 3 – Decisions		
Output 3.1 – Registration of NTCAs	23	34
Output 3.2 – Registration of ILUAs	30	16
Output 3.3 – Future act determinations	9	6
Output 3.4 – Finalised objections to the expedited procedure	6	12
Subtotal Output Group 3	68	68
Total revenue from other sources	214	214
Total estimated resourcing for Outcome 1	32,881	33,221
Average staffing level (number)	240	240

3.2.2 Contributions to achievement of Outcome 1

The NNTT has one outcome: resolution of native title issues over land and waters.

There are three output groups for this outcome:

- Stakeholder and community relations
- Agreement-making, and
- Decisions.

Table 3.2 lists the NNTT's outputs in their respective output groups together with a description of each output.

3.2.3 Performance information for Outcome 1

Performance information for administered items, individual outputs and output groups relating to NNTT are summarised in Table 3.2.

Table 3.2: Performance information for Outcome 1

Performance indicators for Outcome 1	
<i>Outcome</i>	<i>Effectiveness indicators</i>
Resolution of native title issues over land and waters	1. Improvement in the quality of native title and related agreement-making 2. Increase in the proportion of native title and related agreements by: <ol style="list-style-type: none"> Increase in agreement-making as an alternative to litigated outcomes Increase in indigenous land use and future act agreement-making as alternatives to arbitration 3. Less than 5% of decisions successfully appealed or reviewed
Performance indicators for individual outputs	
<i>Output description</i>	<i>Performance indicator</i>
Output Group 1 – Stakeholder and community relations	
Output 1.1 – Capacity-building and strategic/sectoral initiatives	Quality: 80% of respondents are satisfied with the quality of the initiative Quantity: 12 initiatives Price: \$98,142
Output 1.2 – Assistance and information	Quality: 80% of respondents are satisfied with the assistance, service or product Quantity: 525 events Price: \$6,224
Output Group 2 – Agreement-making	
Output 2.1 – Indigenous land use agreements (ILUAs) negotiated with the assistance of the NNTT:	Quality: Clients' perception of the quality of the agreement-making process
2.1(a) fully concluded ILUAs	Quantity: 40 agreements Price: \$44,179
2.1(b) milestone agreements in ILUA negotiations outside the mediation of native title determination applications (NTDAs)	Quantity: 52 agreements Price: \$18,924
2.1(c) milestone agreements in ILUA negotiations within the mediation of NTDAs	Quantity: 250 agreements Price: \$9,154
Output 2.2 – Native title agreements and related agreements – Agreements on native title determination applications (claimant, non-claimant, compensation and revised applications) mediated with the assistance of the NNTT:	Quality: Clients' perception of the quality of the agreement-making process
2.2(a) agreements that fully resolve native title applications	Quantity: 24 agreements Price: \$65,823

Performance indicators for individual outputs	
<i>Output description</i>	<i>Performance indicator</i>
2.2(b) agreements on issues, leading towards the resolution of native title applications	Quantity: 131 agreements Price: \$43,638
2.2(c) process and framework agreements	Quantity: 138 agreements Price: \$22,865
Output 2.3 – Future act agreements – Agreements mediated with the assistance of the NNTT that a proposed activity or acquisition may or may not proceed, either:	Quality: Clients' perception of the quality of the agreement-making process
2.3(a) agreements that fully resolve future act applications	Quantity: 53 agreements Price: \$35,823
2.3(b) milestones in future act mediations	Quantity: 35 agreements Price: \$23,572
Output Group 3 – Decisions	
Output 3.1 – Registration of native title claimant applications (NTCAs)	Quality: 70% of decisions completed within six months of receipt of the original or amended application submitted for registration. Quantity: 130 Price: \$40,476
Output 3.2 – Registration of Indigenous land use agreements (ILUAs)	Quality: 90% of decisions are completed within six months of receipt of the application submitted for registration, where there is no objection or other bar to registration Quantity: 45 agreements Price: \$53,865
Output 3.3 – Future act determinations	Quality: 80% of future act determinations are finalised within six months of the application being made Quantity: 53 Determinations Price: \$18,590
Output 3.4 – Finalised objections to the expedited procedure	Quality: 80% of objections resolved other than by agreement are finalised within nine months of the s29 Notice closing date 70% of objections resolved by agreement are finalised within nine months of acceptance Quantity: 875 finalised objections Price: \$2,159

3.2.4 Evaluations for Outcome 1

Information on planned evaluation activity for 2007-08 that relates this outcome is included in Table 3.2 and the results are reported in the NNTT's 2007-08 Annual Report.

Section 4: Other reporting requirements

4.1 PURCHASER-PROVIDER ARRANGEMENTS

The NNTT does not participate in purchase-provider arrangements.

4.2 COST RECOVERY ARRANGEMENTS

The main area of cost recovery is assisted register searches. There are no alternative commercial service providers. Total receipts are expected to be \$0.050m which is not a significant cost recovery arrangement.

4.3 AUSTRALIAN GOVERNMENT INDIGENOUS EXPENDITURE (AGIE)

The NNTT's programs contributing to Australian Government Indigenous Expenditure are outlined in Table 4.1.

Table 4.1: Australian Government Indigenous Expenditure

Outcome	Appropriations				Other \$'000	Total \$'000	Cross Reference
	Bill No. 1 \$'000	Bill No. 2 \$'000	Special Approp \$'000	Total Approp \$'000			
	Resolution of native title issues over land and waters						
Departmental 2007-08	33,007	-	-	-	214	33,221	
<i>Departmental 2006-07</i>	<i>32,667</i>	-	-	-	<i>214</i>	<i>32,881</i>	
Total Outcome 2007-08	33,007	-	-	-	214	33,221	
Total Outcome 2006-07	32,667	-	-	-	214	32,881	
Total Departmental 2007-08	33,007	-	-	-	214	33,221	
Total Departmental 2006-07	32,667	-	-	-	214	32,881	
Total AGIE 2007-08	33,007	-	-	-	214	33,221	
Total AGIE 2006-07	32,667	-	-	-	214	32,881	

Section 5: Budgeted financial statements

5.1: ANALYSIS OF BUDGETED FINANCIAL STATEMENTS

Departmental

Income Statement

Operating expenses are expected to remain fairly even over the next four years. The introduction of internally developed business systems during 2007-08 will lead to an increase in depreciation in future years. Legislative changes resulting from the Claims Resolution Review have delayed the implementation of these business systems into the 2007-08 financial year. The cost of implementing the business systems will be met from current appropriation.

Balance Sheet

Non-financial asset purchases that were expected in 2006-07 were deferred pending the outcome of the Claims Resolution Review. The NNTT is reviewing its information needs as result of the review and this may result in an increase in assets during 2007-08.

5.2: BUDGETED FINANCIAL STATEMENTS TABLES

Table 5.1: Budgeted departmental income statement for the period ended 30 June

	Estimated Actual 2006-07 \$'000	Budget Estimate 2007-08 \$'000	Forward Estimate 2008-09 \$'000	Forward Estimate 2009-10 \$'000	Forward Estimate 2010-11 \$'000
INCOME					
Revenue					
Revenues from Government	32,667	33,007	32,730	33,006	33,261
Goods and services	200	200	200	200	231
Other	14	14	14	14	24
Total revenue	32,881	33,221	32,944	33,220	33,516
Total income	32,881	33,221	32,944	33,220	33,516
EXPENSE					
Employees	19,613	19,831	19,551	19,733	19,667
Suppliers	12,306	12,459	12,493	12,587	12,949
Depreciation and amortisation	962	931	900	900	900
Total expenses	32,881	33,221	32,944	33,220	33,516
Surplus (deficit) attributable to the Australian Government	-	-	-	-	-

Table 5.2: Budgeted departmental balance sheet as at 30 June

	Estimated Actual 2006-07 \$'000	Budget Estimate 2007-08 \$'000	Forward Estimate 2008-09 \$'000	Forward Estimate 2009-10 \$'000	Forward Estimate 2010-11 \$'000
ASSETS					
Financial assets					
Cash and equivalents	1,732	1,582	1,473	1,892	1,892
Trade and other Receivables	9,072	9,672	10,202	10,202	11,102
Total financial assets	10,804	11,254	11,675	12,094	12,994
Non-financial assets					
Land and buildings	410	410	410	410	410
Infrastructure, plant and equipment	794	694	594	494	394
Intangibles	580	399	249	199	99
Other	63	63	63	63	63
Total non-financial assets	1,847	1,566	1,316	1,166	966
Total assets	12,651	12,820	12,991	13,260	13,960
LIABILITIES					
Provisions					
Employees	4,334	4,503	4,674	4,943	5,643
Total provisions	4,334	4,503	4,674	4,943	5,643
Payables					
Suppliers	340	340	340	340	340
Other	442	442	442	442	442
Total payables	782	782	782	782	782
Total liabilities	5,116	5,285	5,456	5,725	6,425
Net assets	7,535	7,535	7,535	7,535	7,535
EQUITY					
Parent entity interest					
Contributed equity	2,415	2,415	2,415	2,415	2,415
Retained surpluses or accumulated deficits	5,120	5,120	5,120	5,120	5,120
Total parent entity interest	7,535	7,535	7,535	7,535	7,535
Total equity	7,535	7,535	7,535	7,535	7,535
Current assets	10,374	11,025	11,432	12,066	13,122
Non-current assets	2,277	1,795	1,559	1,194	838
Current liabilities	3,018	3,118	3,219	3,378	3,790
Non-current liabilities	2,098	2,167	2,237	2,347	2,635

Table 5.3: Budgeted departmental statement of cash flows for the period ended 30 June

	Estimated Actual 2006-07 \$'000	Budget Estimate 2007-08 \$'000	Forward Estimate 2008-09 \$'000	Forward Estimate 2009-10 \$'000	Forward Estimate 2010-11 \$'000
OPERATING ACTIVITIES					
Cash received					
Goods and services	200	200	200	200	231
Appropriations	32,667	33,007	32,730	33,006	32,361
Other	1,260	1,218	1,282	1,263	1,270
Total cash received	34,127	34,425	34,212	34,469	33,862
Cash used					
Employees	19,463	19,664	19,393	19,324	19,667
Suppliers	13,532	13,660	13,749	14,075	13,545
Other	200	600	530	-	-
Total cash used	33,195	33,924	33,672	33,399	33,212
Net cash from or (used by) operating activities	932	501	540	1,070	650
INVESTING ACTIVITIES					
Cash received					
Total cash received	-	-	-	-	-
Cash used					
Purchase of property, plant and equipment	650	650	650	650	650
Total cash used	650	650	650	650	650
Net cash from or (used by) investing activities	(650)	(650)	(650)	(650)	(650)
FINANCING ACTIVITIES					
Cash received					
Total cash received	-	-	-	-	-
Cash used					
Total cash used	-	-	-	-	-
Net cash from or (used by) financing activities	-	-	-	-	-
Net increase or (decrease) in cash held	282	(150)	(110)	419	(1)
Cash at the beginning of the reporting period	1,450	1,732	1,583	1,473	1,893
Cash at the end of the reporting period	1,732	1,582	1,473	1,892	1,892

Table 5.4: Departmental statement of changes in equity — summary of movement Budget year 2007-08

	Retained Earnings	Contributed Equity/ Capital	Total Equity
	\$'000	\$'000	\$'000
Opening balance as at 1 July 2007			
Balance carried forward from previous period	5,120	2,415	7,535
Opening balance	5,120	2,415	7,535
Income and expense			
Sub-total income and expense	-	-	-
Surplus (deficit) for the period	-	-	-
Total income and expenses recognised directly in equity	-	-	-
Transactions with owners			
Sub-total transactions with owners	-	-	-
Estimated closing balance as at 30 June 2008	5,120	2,415	7,535

Table 5.5: Departmental capital budget statement

	Estimated Actual 2006-07 \$'000	Budget Estimate 2007-08 \$'000	Forward Estimate 2008-09 \$'000	Forward Estimate 2009-10 \$'000	Forward Estimate 2010-11 \$'000
CAPITAL APPROPRIATIONS					
Total capital appropriations	-	-	-	-	-
Represented by:					
Total represented by	-	-	-	-	-
PURCHASE OF NON-FINANCIAL ASSETS					
Funded internally by departmental resources	650	650	650	650	650
Total	650	650	650	650	650

Table 5.6: Departmental property, plant, equipment and intangibles — summary of movement Budget year 2007-08

	Buildings	Other Infrastructure Plant and Equipment	Computer Software	Total
	\$'000	\$'000	\$'000	\$'000
As at 1 July 2007				
Gross book value	4,481	3,539	2,071	10,091
Accumulated depreciation	4,071	2,745	1,491	8,307
Opening net book value	410	794	580	1,784
Additions:				
by purchase	200	450		650
Depreciation/amortisation expense	200	550	181	931
As at 30 June 2008	410	694	399	1,503
Gross book value	4,681	3,989	2,071	10,741
Accumulated depreciation	4,271	3,295	1,672	9,238
Estimated closing net book value	410	694	399	1,503

Table 5.7: Schedule of budgeted income and expenses administered on behalf of Government for the period ended 30 June

	Estimated Actual 2006-07 \$'000	Budget Estimate 2007-08 \$'000	Forward Estimate 2008-09 \$'000	Forward Estimate 2009-10 \$'000	Forward Estimate 2010-11 \$'000
INCOME ADMINISTERED ON BEHALF OF GOVERNMENT					
Revenue					
Other sources of non-taxation	6	6	6	6	6
Total non-taxation	6	6	6	6	6
Total income administered on behalf of Government	6	6	6	6	6
EXPENSES ADMINISTERED ON BEHALF OF GOVERNMENT					
Total expenses administered on behalf of Government	-	-	-	-	-

Table 5.9: Schedule of budgeted administered cash flows for the period ended 30 June

	Estimated Actual 2006-07 \$'000	Budget Estimate 2007-08 \$'000	Forward Estimate 2008-09 \$'000	Forward Estimate 2009-10 \$'000	Forward Estimate 2010-11 \$'000
OPERATING ACTIVITIES					
Cash received					
Other	6	6	6	6	6
Total cash received	6	6	6	6	6
Cash used					
Cash to Official Public Account	6	6	6	6	6
Total cash used	6	6	6	6	6
Net cash from or (used by) financing activities	-	-	-	-	-
Net increase or (decrease) in cash held	-	-	-	-	-
Cash at end of reporting period	-	-	-	-	-

5.3 NOTES TO THE FINANCIAL STATEMENTS

Basis of accounting

The NNTT budgeted financial statements have been prepared on an accrual basis, in accordance with historical cost convention and consistent with Australian Accounting Standards.

Revenue from Government

Appropriations for departmental outputs are recognised as revenue.

Employee expenses

Employee expenses consist of salaries, allowances, leave entitlements, redundancy expenses and superannuation.

Suppliers

Supplier expenses consist of travel expenses, administrative costs, consultants, and contract costs.

Cash

Cash includes notes and coins held and any deposits held at call with a bank or financial institutions.

Receivables

Receivables include departmental moneys transferred to the Official Public Account (OPA) and outstanding debts owed to the NNTT.

Employee provisions

Employees' liabilities consist of accrued salary for the part pay period and accumulated annual and long service leave entitlements as at 30 June 2007.

Supplier payables

Supplier payables consist of amounts owed to suppliers for services or supplies provided prior to 30 June 2007.

Assets

Assets consist mainly of cash transferred to the OPA (shown as receivable), items such as software, IT and office equipment as well as prepayments (such as licences, subscriptions, rent in advance).

Liabilities

Liabilities consist of employees' provisions and supplier payables.