



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2007/007
Short name	Jangga People and Charters Towers Regional Council, Isaac Regional Council and Whitsunday Regional Council ILUA
ILUA type	Area Agreement
Date registered	11/02/2010
State/territory	Queensland
Local government region	Charters Towers Regional Council, Isaac Regional Council, Whitsunday Regional Council

Description of the area covered by the agreement

Schedule 1 of the agreement states:

"ILUA Area" means the area described in writing in Schedule 2 being all of the land and waters shown on the map marked "ILUA Area" in Schedule 3 which does not overlap with any other native title claim.

Parties to agreement

Applicant

Party name	Charters Towers Regional Council, Isaac Regional Council and Whitsunday Regional Council
Contact address	c/- C/- MacDonnells Law GPO Box 79 BRISBANE QLD 4001

Other Parties

Party name	Thomas Brown, James Gaston, Dorothy Hustler, Colin McLennan, Marie McLennan and Tyrone Tiers as the registered native title claimants for Native Title Determination Application QUD6230/98 Jangga People
Contact address	c/- North Queensland Land Council PO Box 679N CAIRNS QLD 4870

Period in which the agreement will operate

Start date	not specified
End date	not specified

Statements of the kind mentioned in ss. 24EB(1) or 24EBA(1) or (4)

Clause 42 Native Title and Activities on Non-Freehold Land

Low Native Title Impact Activities

42.1

The Parties consent to any Activity which has a Low Native Title Impact (they are described in Schedule 8).

42.2

There are no conditions on the consent to an Activity which has a Low Native Title Impact .

High Native Title Impact Activities

42.3

Where the conditions in the immediately following sub-clause are satisfied, the Parties consent to any Activity which has a High Native Title Impact (they are described in Schedule 9).

42.4

The conditions are that the Local Government proposing the Activity satisfies one of the following:-

(a) The Local Government:-

- i) gives a Notice to the Native Title Party in accordance with sub-clause 44.1(a); and
- ii) complete Consultation in accordance with sub-clause 44.1(b).

(b) Where the Activity involves a capital work dealt with at a Capital Works Forum (provisions about a Capital Works Forum are contained in Clause 58), the Local Government:-

- i) gives a list of capital works involving the Activity under sub-clause 58.6(d); and
- ii) consensus is reached under sub-clause 58.6(e) about the Activity being carried out.

(c) Where the Activity involves implementing an Approved Management Plan (provisions about an Approved Management Plan are contained in Clause 57) a consensus is deemed to have achieved about the content of the Draft Management Plan in accordance with Step 7 of the procedures in Schedule 15.

42.5

For clarification, an Activity which has a Low Native Title Impact will not be an Activity which has a High Native Title Impact.

Clause 43 Validation of Acts Already Done (Past Acts)

43.1

The Parties agree that Acts Already Done in the classes described in Schedule 10:-

(a) have been done validly and are valid for Native Title purposes; and

(b) have not Extinguished any Native Title.

43.2

A Future Act which was invalidly done before the Execution Date and which is not an intermediate period act under the Native Title Act, is validated.

Attachments to the entry

QI2007_007 Schedule 8.pdf

QI2007_007 Schedule 9.pdf

QI2007_007 Schedule 10.pdf