

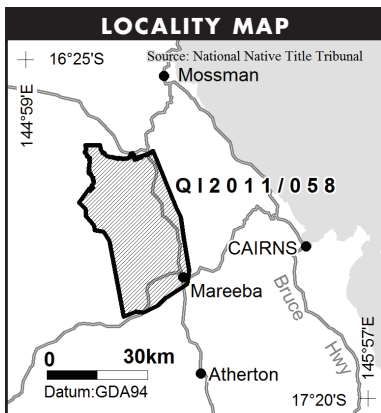
Notice of an application to register an area agreement on the Register of Indigenous Land Use Agreements

State of Queensland

Notification day: 14 December 2011



National
Native Title
Tribunal



QI2011/058 Muluridji People and Tablelands Regional Council ILUA

Description of the agreement area:

The area subject to this agreement covers approximately 1050 square kilometres and is located about 35 kilometres west of Cairns as shown on the locality diagram.

The agreement falls within the Local Government Authority of Tablelands Regional Council.

Parties to the agreement and their contact addresses:

Tablelands Regional Council
C/- MacDonnells Law
GPO Box 79
BRISBANE QLD 4001

Muluridji People (QUD6208/98) registered native title claimant
Muluridji People #2 (QUD6035/01) registered native title claimant
C/- North Queensland Land Council
PO Box 679N
CAIRNS NORTH QLD 4870

The agreement contains the following statements:

[Explanatory notes in brackets inserted by the National Native Title Tribunal]

36.2 Part 2 Division 3 Subdivision P of the Native Title Act (which relates to the right to negotiate) does not apply to any Future Acts covered by the Agreement.

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

41.3 Where the conditions in *[Clause 41.4]* are satisfied, the parties consent to any Activity which has a High Native Title Impact (they are described in Schedule 9). *[Clause 41.4 requires the Local Government to give a notice of the proposed activity to, and complete consultation with, the Native Title Party. Where the Activity involves a capital work dealt with at a Capital Works Forum described in Clause 59, the Local Government gives a list of capital works under clause 59.6(d) and consensus is reached under Clause 59.6(e) about the Activity being carried out].*

42.1 The Parties consent to the Particular Future Act (they are described in Schedule 10).

[Schedule 10 identifies that the Particular Future Act is the construction and operation of a wastewater treatment plant on the land described as Lot 888 on NR7943 being a Reserve for Sewerage Disposal purposes held by the Local Government as trustee and including: construction and operation of all buildings, effluent lagoons, access roads and tracks, pipelines, tanks, valves and other infrastructure; issue of all necessary permissions, licences, etc and any other works or activities which may be future acts that are required to be undertaken by the Local Government or its contractors].

43.1 The Parties agree that Acts Already Done in the classes described in Schedule 11 –

(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.

[Copies of Schedules 8 (Low Impact Activities), 9 (High Impact Activities), 10 (Particular Future Act), 11 (Acts Already Done) may be obtained from the Tribunal officer at the contact address provided below.]

Objections to the registration of an ILUA where the application for registration has been certified:

This application for registration of an indigenous land use agreement (ILUA) has been certified by the North Queensland Land Council Native Title Representative Body Aboriginal Corporation, the representative body for the area. Any person claiming to hold native title to any part of the area covered by the ILUA may object in writing within the notice period to the registration of this agreement if they think that the application to register the ILUA has not been properly certified.

If you wish to object to the registration of this agreement (and you hold or claim to hold native title in any part of the area covered by the agreement) you may only object for one reason: in your view, the application to register the ILUA has not been properly certified, as stated in section 203BE(5)(a) and (b) of the *Native Title Act 1993 (Cwlth)*.

You must make this objection in writing and send it to the **Native Title Registrar, National Native Title Tribunal, PO Box 9973, CAIRNS, QLD, 4870 by 14 March 2012.**

Generally, procedural fairness will require that the material you provide is given to certain other persons or organisations for comment. It may also be taken into account in the registration of other ILUAs and claimant applications and thus be provided to relevant persons or organisations for comment.

Data statement: agreement area boundary compiled by the National Native Title Tribunal. Details of the terms of the agreement are not available from the National Native Title Tribunal.

For assistance and further information about this application, call Lisa Serpa on freecall 1800 640 501 or visit www.nntt.gov.au.