

# National Native Title Tribunal

## EXPEDITED PROCEDURE OBJECTION APPLICATION

[##number]

## (native title party), ## (grantee party), ## (Government party)

Licence(s): ##

**DIRECTIONS made by ## on ##**

1. On or before **[WEEK 1]** the Government party must provide to the Tribunal and all other parties, evidence or documents relevant to the inquiry including:
  - (a) a topographical map or maps of an appropriate scale showing the tenement area, the boundaries and details of underlying land tenure and the location of registered sites or other heritage places under the *Aboriginal Heritage Act 1972 (WA)*;
  - (b) details of any Aboriginal community within and in the vicinity of the tenement(s);
  - (c) details of recorded sites, including registered sites and other heritage places, kept on the Register under the provisions of the *Aboriginal Heritage Act 1972 (WA)*;
  - (d) tenement information, including:
    - (i) copies of the tenement application(s), any work program and any proposed Schedule of Endorsements or Schedule of Conditions;
    - (ii) details of any current or prior tenement on or overlapping the licence area(s), including the date of grant/expiry; and
  - (e) a list of all determinations made by the Tribunal under s 32(4) of the *Native Title Act 1993 (Cth)* relating to, or in the vicinity of, the area of the proposed tenement.
2. On or before **[WEEK 3]** the native title party must provide to the Tribunal and all other parties:
  - (a) the evidence upon which the native title party intends to rely;
  - (b) a statement of contentions, including:
    - (i) the community or social activities of the native title party likely to be interfered with directly by the grant of the tenement(s); and
    - (ii) the nature and location of areas or sites of significance on or next to the tenement(s), identifying in each case:
      - A. the particular significance, in accordance with their traditions, of the area or site; and

B. how the grant is likely to interfere with the area or site; and

(iii) any major disturbance to the land or waters likely to be created by the grant and/or exercise of the rights created under the grant.

3. On or before **[WEEK 5]** the grantee party must provide to the Tribunal and all other parties:

(a) the evidence upon which the grantee party intends to rely; and

(b) a statement of contentions, including details of what is proposed to be done on the licence area(s).

4. On or before **[WEEK 6]** the Government party must provide to the Tribunal and all other parties its statement of contentions.

5. On or before **[WEEK 7]** the native title party must provide to the Tribunal and all other parties any reply to the contentions and evidence provided under Directions 3 and 4 above.

6. On or before **[WEEK 8]** the parties must notify the Tribunal whether they agree to the matter being determined on the papers.

7. A listing hearing (if necessary) is listed for the week commencing **[WEEK 8]**.

## **Case Management**

### *Length of submissions*

8. Any statement of contentions or reply submitted by any party that is more than 10 pages in length must be accompanied by a summary of contentions, an index of annexures and a list of any legal or other authorities referred to.

### *Confidentiality*

9. A party wishing to raise an issue about the confidentiality of its evidence must do so prior to the due date for the provision of its evidence under these directions, in accordance with the Tribunal's guideline on *Requesting non-disclosure directions under section 155 of the Native Title Act 1993 (Cth)*.

### *Amendments to directions*

10. Liberty is given to apply to vary these directions.