

NATIONAL NATIVE TITLE TRIBUNAL

Western Desert Lands Aboriginal Corporation; Johnson Taylor & Ors on behalf of Njamal; Teddy Allen & Ors on behalf of Njamal #10; Albert Little & Ors on behalf of Badimia; Evelyn Gilla & Ors on behalf of Yugunga-Nya ; Billy Atkins & Ors on behalf of Gingirana; Keith Narrier & Ors on behalf of the Tjiwarl Native Title Claim Group; Elsa Derschow & Ors on behalf of Palyku; David Stock & Ors on behalf of Nyiyaparli/Wanparta Aboriginal Corporation on behalf of its members / Western Australia/ Giralia Resources Pty Ltd; Geoffrey Ross Ladyman; Murchison Gold Mines Pty Ltd; Cue Minerals Pty Ltd (formerly Caravel Minerals Ltd); Michael Terrence Leyland; Great Sandy Pty Ltd; Geoffrey Donald Callanan; Australian Construction Materials Pty Ltd; Gascoyne Resources (WA) Pty Ltd; Atlas Iron Ltd [2014] NNTTA 80 (4 August 2014)

Applications No: WO2013/0699; WO2014/0044; WO2014/0052; WO2014/0092;
WO2014/0136; WO2014/0189; WO2014/0190; WO2014/0191;
WO2014/0192; WO2014/0193; WO2014/0194; WO2014/0195;
WO2014/0263; WO2014/0323; WO2014/0385; WO2014/0470;
WO2014/0479

IN THE MATTER of the *Native Title Act 1993* (Cth)

- and -

IN THE MATTER of an inquiry into expedited procedure objection applications

Native title parties as listed in the attached schedule (native title parties)

- and -

State of Western Australia (Government party)

- and –

Grantee parties as listed in the attached schedule (grantee parties)

DECISION TO DISMISS EXPEDITED PROCEDURE OBJECTION APPLICATIONS

Tribunal: Helen Shurven
Place: Perth
Date: 4 August 2014

Catchwords: Native title – future acts – proposed grant of exploration and prospecting permits – expedited procedure objection applications – applications for exploration and prospecting permits withdrawn – expedited procedure objection applications dismissed.

Legislation: *Native Title Act 1993* (Cth), ss 29, s 148(a)

REASONS FOR DECISION TO DISMISS EXPEDITED PROCEDURE OBJECTION APPLICATIONS

- [1] On the dates specified in the attached Schedule, the State of Western Australia ('the Government party') gave notice under s 29 of the *Native Title Act 1993* (Cth) of its intention to grant various exploration and prospecting permits to the grantee parties specified therein and included in the notices a statement that it considered that the grants attracted the expedited procedure.
- [2] On the dates specified in the attached Schedule, the native title parties lodged expedited procedure objection applications with the Tribunal.
- [3] The Department of Mines and Petroleum on behalf of the Government party advised the Tribunal that each of the grantee parties had discontinued or withdrawn their application for an exploration or prospecting permit on the dates specified in the attached Schedule, and as a result the matters were discontinued.

Decision

- [4] The expedited procedure objection applications specified in the attached schedule are dismissed pursuant to s 148(a) of the *Native Title Act 1993* (Cth).

Helen Shurven
Member

SCHEDULE – DETERMINATION

Tenement	Government Party Notification	Objection Application Lodged	Objection Application No.	Grantee Party	Native Title Party Name & Application Number	Date of Withdrawal
E46/985	19/06/2014	05/07/2013	WO2013/0699	Giralia Resources Pty Ltd	Western Desert Lands Aboriginal Corporation – WCD2002/002	22/07/2014
E45/4156	25/09/2013	24/01/2014	WO2014/0044	Geoffrey Ross Ladyman	Johnson Taylor & Ors on behalf of Njamal – WC1999/008	18/07/2014
E45/4156	25/09/2013	24/01/2014	WO2014/0052	Geoffrey Ross Ladyman	Teddy Allen & Ors on behalf of Njamal #10 – WC2000/005	18/07/2014
E58/454	9/10/2013	06/02/2014	WO2014/0092	Murchison Gold Mines Pty Ltd	Albert Little & Ors on behalf of Badimia – WC1996/098	23/07/2014
P51/2834	23/10/2014	24/02/2014	WO2014/0136	Cue Minerals Pty Ltd (formerly Caravel Minerals Ltd)	Evelyn Gilla & Ors on behalf of Yugunga-Nya – WC1999/046	28/07/2014
P58/1611	20/11/2013	18/03/2014	WO2014/0189	Michael Terrence Leyland	Albert Little & Ors on behalf of Badimia – WC1996/098	28/07/2014
P58/1612	20/11/2013	18/03/2014	WO2014/0190	Michael Terrence Leyland	Albert Little & Ors on behalf of Badimia – WC1996/098	28/07/2014
P58/1613	20/11/2013	18/03/2014	WO2014/0191	Michael Terrence Leyland	Albert Little & Ors on behalf of Badimia – WC1996/098	28/07/2014
P58/1614	20/11/2013	18/03/2014	WO2014/0192	Michael Terrence Leyland	Albert Little & Ors on behalf of Badimia – WC1996/098	28/07/2014
P58/1615	20/11/2013	18/03/2014	WO2014/0193	Michael Terrence Leyland	Albert Little & Ors on behalf of Badimia – WC1996/098	28/07/2014

Tenement	Government Party Notification	Objection Application Lodged	Objection Application No.	Grantee Party	Native Title Party Name & Application Number	Date of Withdrawal
P58/1616	20/11/2013	18/03/2014	WO2014/0194	Michael Terrence Leyland	Albert Little & Ors on behalf of Badimia – WC1996/098	28/07/2014
P58/1622	20/11/2013	18/03/2014	WO2014/0195	Michael Terrence Leyland	Albert Little & Ors on behalf of Badimia – WC1996/098	28/07/2014
E52/2997	18/12/2013	08/04/2014	WO2014/0263	Gascoyne Resources (WA) Pty Ltd	David Stock & Ors on behalf of Nyiyaparli – WC2005/006	31/07/2014
E69/3230	15/01/2014	14/05/2014	WO2014/0323	Great Sandy Pty Ltd	Billy Atkins & Ors on behalf of Gingirana – WC2006/002	7/07/2014
P36/1792	29/01/2014	28/05/2014	WO2014/0385	Geoffrey Donald Callanan	Keith Narrier & Ors on behalf of the Tjiwarl Native Title Claim Group – WC2011/007	15/07/2014
E45/4298	12/02/2014	12/06/2014	WO2014/0470	Australian Construction Materials Pty Ltd	Elsa Derschow & Ors on behalf of Palyku – WC1999/016	3/07/2014
E45/4323	12/02/2014	12/06/2014	WO2014/0479	Atlas Iron Ltd	Wanparta Aboriginal Corporation on behalf of its members – WCD2007/003	18/07/2014