

**3 The schedules to this application contain the following information:**

**SCHEDULE A NATIVE TITLE CLAIM GROUP [see Act, s 61]**

The names (including Aboriginal names) of the persons (the **native title claim group**) on whose behalf the application is made or a sufficiently clear description of the persons so that it can be ascertained whether any particular person is 1 of those persons.

1. The native title claim group comprises the members of the Rrwerk/Mamp/Arrwek, Yinjirrpikurlangu, Janyinpartinya, Yanarilyi/Anerely and Ngarliyikirlangu landholding groups ('the landholding groups'). Those persons according to the traditional laws acknowledged and customs observed by them:
  - (a) have spiritual, physical and/or historical associations (as described in Schedule F) with the area described in Schedule B ('the application area') and are connected to the area through:
    - (i) descent from ancestors (including adoption) connected with the application area as described in paragraph 8(a) below; or
    - (ii) non-descent based connections as described in paragraphs 8(b) and 10 below;
  - (b) hold the common or group rights and interests comprising the native title in the application area.
2. The application area is located in Warlpiri and Anmatyerr territory respectively. The common body of traditional laws acknowledged and customs observed by members of the native title claim group govern how rights and interests in land are acquired and who holds them in particular parts of this territory, including the application area. The five landholding groups which together comprise the native title claim group constitute a community or group whose members hold the common or group rights comprising the native title over the application area as a whole.
3. The term 'estate' is used to describe the land and waters associated with a landholding group – which are commonly named after a prominent site or place in the estate concerned. The five landholding groups are named after their respective estate areas and affiliated to the following parts of the application area:
  - (a) Rrwerk/Mamp/Arrwek – eastern/south-eastern
  - (b) Yinjirrpikurlangu – north-east
  - (c) Janyinpartinya – northern
  - (d) Yanarilyi/Anerely – south-western
  - (e) Ngarliyikirlangu – westernSome estates extend beyond the boundaries of the application area.
4. The application area is located in Warlpiri and Anmatyerr linguistic territory. However, under the traditional laws acknowledged and customs observed by members of the native title claim group rights in land are not acquired through membership of a language group. Accordingly, linguistic affiliation or language group identity is not necessarily indicative of a person's connection to particular land and waters.

5. The persons authorised to make the application are members of the following landholding groups:

Jack Cook Ngal/Jangala	Ngarlikurlangu
Teddy Long Jupurrurla	Rrkwer/Mamp/Arrwek
Maggie Ross Napaljarri	Yanarilyi/Anerely

6. Members of the following landholding groups have been recognised as the traditional Aboriginal owners of neighbouring land under the *Aboriginal Land Rights (Northern Territory) Act 1976* (Cth):

**Rrwerk/Mamp/Arrwek**

*Mount Barkly Land Claim (1981)*

*Mount Barkly Land Claim, Report No. 22.* Report by the Aboriginal Land Commissioner, Mr Justice Kearney, to the Minister for Aboriginal Affairs and to the Administrator of the Northern Territory. Australian Government Publishing Service 1985 (pp 29-32).

*Yurrkuru (Brookes Soak) Land Claim (1984)*

*Yurrkuru (Brookes Soak) Land Claim, Report No. 43.* Findings, Recommendations and Report of the Aboriginal Land Commissioner, Mr Justice Olney, to the Minister for Aboriginal Affairs and to the Administrator of the Northern Territory. Commonwealth of Australia 1992 (pp 15-17).

*Crown Hill (Irrinjirrinjirri) Land Claim (1986)*

*Crown Hill (Irrinjirrinjirri) Land Claim, Claim No. 106.* Report and recommendations of the Aboriginal Land Commissioner Howard Olney to the Minister for Families, Housing, Community Services and Indigenous Affairs and to the Administrator of the Northern Territory. Commonwealth of Australia 2008 (p 10).

**Yinjirrpikurlangu**

*Mount Barkly Land Claim (1981)*

*Mount Barkly Land Claim, Report No. 22.* Report by the Aboriginal Land Commissioner, Mr Justice Kearney, to the Minister for Aboriginal Affairs and to the Administrator of the Northern Territory. Australian Government Publishing Service 1985 (pp 4, 24-26).

**Yanarilyi/Anerely**

*Mount Allan Land Claim (1979)*

Ngarlu Group. *Mount Allan Land Claim, Report No. 19.* Report by the Aboriginal Land Commissioner, Mr Justice Kearney, to the Minister for Aboriginal Affairs and to the Administrator of the Northern Territory. Australian Government Publishing Service 1985 (pp 36-38).

7. Members of the Mamp/Arrwek landholding group are also members of the native title claim group for the Napperby PPL Native Title Claim (NTD4/11).

### **Membership of the native title claim group**

8. In accordance with the claimants' system of traditional laws and customs in relation to membership of a landholding group and the possession of rights and interests in land the native title claim group comprises all those persons who are:

- (a) descendants (by birth or adoption) of one or more of the following named and unnamed ancestors of the landholding groups ("the ancestors"):

**RRWERK/MAMP/ARRWEK** (Kemarr (N/Jakamarra) – Pwerrerl (N/Jupurrurla))

*Group 1*

Descendants of three Pwerrerl brothers:

**Unnamed Pwerrerl**

*Jack/Sambo Kemarr*: Alice (dcd), Sandy Stafford (dcd) (Pine Joe (Banjo) Patterson), Mary (dcd) (Molly (dcd) and Tim McCormack (dcd)), Peter Stafford (dcd) (Peter Stafford), Myrtle and Leslie Stafford Pwerrerl and descendants.

*Billy Tilmouth Kemarr*: Leslie Tilmouth Pwerrerl, Elva Pwerrerl and Freddie Tilmouth (dcd) and descendants.

*Old Bobby Kemarr*: Nellie Pwerrerl (dcd) (Michael Tommy Pengart) and Maria Pwerrerl (dcd) (Patrick, Edgar, Natalie, Kerrie and Christopher McCormack Pengart) and descendants.

*Rltwamparwengeny Rrwer-areny Kemarr*: Liddy Pwerrerl (dcd) and Leo Pwerrerl (dcd) and descendants.

**Paddy Arrwek-areny Pwerrerl**

No known descendants.

**Unnamed Pwerrerl**

*Jalkaji Emu Leg Kemarr*: Willy Long Pwerrerl, Mary Pwerrerl, Molly Presley (nee Long) Pwerrerl (Davey Presley), unnamed Pwerrerl (dcd), Mary Long Pwerrerl (dcd), May Long Pwerrerl and Bandy Long Pwerrerl, Teddy Long Pwerrerl and descendants.

*Long Jack Kemarr*: Jack Purlalya Pwerrerl (dcd), Long Sandy Pwerrerl (dcd), David Ross Pwerrerl (dcd), Marlene Pwerrerl (dcd), Bunny Long Pwerrerl and Teddy Long Pwerrerl; Dick Potter Pwerrerl (dcd) and Topsy Butcher Pwerrerl; Tommy Pwerrerl and Topsy Presley and their descendants who include including Teddy Long Pwerrerl/Jupurrurla, Bunny Long Pwerrerl/Napurrurla, Jean Ross Kemarr, Lillian Long Kemarr, Bruce Ross Kemarr, John Ross Kemarr, Topsy Butcher Pwerrerl, Davey Presley and Don Presley.

*Kalyingiya Kemarr*: Molly Ngwarray and Ruth Ngwarray and descendants.

*Arrwekareny Kemarr*: Nancy Ross and Tommy Haynes and descendants.

*Arrwek Kemarr*: Jessica (dcd) and Ruby (dcd) (Lucy Morton, Patsy Morton and Janie Briscoe) and descendants.

*Ntyweyamp Kemarr*: Johnny Coniston Ngwarray (dcd) (Rita Campbell Peltharr, Donald Campbell Peltharr, Milly Peltharr (dcd), Daisy Campbell Peltharr and Amy

Campbell Peltharr) and siblings and descendants.

*Kapert Urrperl Kemarr*: Short Willy (dcd), Sarah Ngwarray and Jimmy Cole (dcd) and descendants.

*Nakawele (Rosy) Kemarr*: George Ngwarray (dcd), Edna Cook Ngwarray, Edie Ngwarray, Archie Ngwarray and Teddy Ngwarray (dcd) and descendants.

**YINJIRRIKURLANGU (N/Japangardi – N/Japanangka)**

Descendants of five Japanangkas.

**Yaningi Japanangka**

Sandy Dixon Japangardi (dcd), Toby Dixon Japangardi (dcd), Molly Beswick Napangardi (dcd) and Maggie Napangardi (dcd) (Kenny Martin) and descendants.

**Unnamed Japanangka**

Douglas Japangardi (dcd) (Janet Forrest Napanangka), Dick Forest Japangardi (dcd) (Rex Forrest Japanangka), Bob Wood Japangardi (dcd) and Pansy Napangardi and descendants.

**Unnamed Japanangka**

The descendants of Linda (Stumpy) Napangardi (dcd), Maudie Napangardi (dcd) and Lilian Napangardi (dcd).

**Unnamed Japanangka**

Jeffrey Small Japangardi (dcd), Margaret Small Napangardi and Peggy Small Napangardi and descendants.

**Unnamed Japanangka**

*Toby Japangardi*: Andy Presley: Riley, Leonard, Nancy, Jessie, Robin and Davey Presley; Albie (dcd), Chas (dcd), Norton (dcd), Edna and Jacob Presley and descendants.

**JANYINPARTINYA (N/Jungarrayi – N/Japaljarri)**

Descendants of four Jungarrayi.

**Jack Widala Jungarrayi**

Larry Tracker Japaljarri (dcd) (Roy Tracker Jungarrayi (dcd), Ronny Tracker Jungarrayi and Rowina Cook Nungarrayi), Hilda Larry Napaljarri and Lady Morton Napaljarri (Helen Morton and Dominic Morton); Maudie Napaljarri (dcd) (Bandy Long) and descendants.

**Unnamed Jungarrayi**

Unnamed daughter (dcd) (Dick Walker Jupurrurla) and descendants.

**Sandy Turner Jungarrayi**

Janie Nelson Napaljarri, Richard Turner Japaljarri (dcd), Jack Japaljarri (dcd), Noeli Napaljarri, Eva Nelson Napaljarri, Roslyn Jones Napaljarri, Margaret Napaljarri (dcd) and Joseph Japaljarri and descendants.

**Wakulyarri Jungarrayi**

No known descendants.

**YANARILYI/ANERELY (N/Jungarrayi (Ngwarray) – N/Japaljarri (Peltharr))**

Descendants of two Japaljarri.

**Witangurla Japaljarri**

*Jajirdi Jungarrayi:* Jimmy Stockman Japaljarri (dcd) (Peggy Tilmouth Nungarrayi, Una Tilmouth Nungarrayi, Albie Stockman Jungarrayi (dcd) and Rhonda Nungarrayi (dcd)), Cassidy Stockman Japaljarri (dcd) (Basil Stockman), Samson Martin Japaljarri (dcd) (Calvin Martin Jungarrayi and Andrea Martin Nungarrayi) and Clifford Possum Japaljarri (dcd) and descendants.

*Jimmy Jungarrayi:* Paddy Stewart Japaljarri (dcd) (Queenie Stewart Nungarrayi), Lucy Kennedy Napaljarri (dcd) (Bessie Kennedy, David Kennedy (dcd), Jason Kennedy, Cedric Kennedy and Raylene Kennedy), Ruth Oldfield Napaljarri (Riley Oldfield Jupurrula and Nancy Oldfield Nupurrula); Judy Napaljarri (dcd), Dot Napaljarri (dcd), Maggie (nee Stewart) Ross Napaljarri (Victor Ross Jupurrula, Lingin Ross Jupurrula, Erica Ross (Patterson) Napurrula and Marlete Ross Napurrula) and descendants.

**Unnamed father's father of Billy Stockman Peltharr/Japaljarri**

*Yoyo Jungarrayi:* Paddy Gorey Japaljarri (Barbara Gorey Nungarrayi, Kimpika, Dadu, Denise Gorey Nungarrayi and siblings), Billy Stockman Peltharr/Japaljarri (Punata Stockman Nungarrayi, Adrian Stockman Jungarrayi, Gillian Stockman Nungarrayi (dcd) and Abraham Stockman Jungarrayi) and descendants

**NGARLIYIKIRLANGU (Ngal (N/Jangala) – Mpetyan (N/Jampijinpa))**

Descendants of two brothers.

**Unnamed Mpetyan**

*Yakijirri Ngal:* Albert Mpetyan (dcd) (Jack Cook Ngal, Molly Ngal and Mary Ngal; Sandy Ngal (dcd), Charlie Ngal (dcd), Mick Ngal (dcd) and Lennis Ngal) and descendants.

**Wanyu Jampijinpa**

*Unnamed Ngal/Jangala male:* Darby Ross Jampijinpa (dcd) (Edward Ross Jangala) and descendants.

- (b) accepted as members of one (or more) of the landholding groups by the senior descent based members of the groups on the basis of their non-descent connections to the estate.
9. The named ancestors in paragraph 8(a) are the uppermost generation of the known ancestors of members of the native title claim group.
10. Under the claimants' system of traditional laws and customs a person who is not descended from the ancestors becomes a member of a landholding group when accepted by the senior descent based members of the group on the basis of non-descent connections to the estate. The non-descent criteria that senior members of a landholding group have regard to when considering the recruitment of a particular individual are:

- (a) conception and/or birthplace affiliation;
  - (b) long-term residence in an estate;
  - (c) possession of secular and traditional spiritual knowledge, authority and responsibility for an estate or surrounding country, in particular, knowledge of sites and their mythology;
  - (d) authority and responsibility for shared Dreaming tracks and/or places of significance connected with an estate.
11. The claimants' system of traditional laws and customs includes rules about succession. There have been no instances of succession in relation to the application area. Additional material concerning traditional laws and customs relating to succession is contained in Schedule F.
12. Under the claimants' system of traditional laws and customs descent is the most important basis for the possession of rights and interests in land. Subject to individual circumstances members of the landholding groups who are descended from one of the ancestors possess and transmit a wide range of traditional rights and interests.
13. Under the claimants' system of traditional laws and customs rights and interests in land are inherited through all four grandparental lines. However, members of a landholding group with descent connections through father's father and mother's father are generally able to activate the widest range of rights and interests in relation to the estate.
14. Under the claimants' system of traditional laws and customs the range of rights and interests in land possessed by members of a landholding group who are not descended from the ancestors depends on individual circumstances, including the nature and extent of their non-descent connections to the estate. Such rights and interests are usually limited to the individual and are not transmittable.
15. A number of members of the native title claim group are members of more than one landholding group, for example, due to different grandparental links to multiple estates.