



Extract from Schedule of Native Title Applications

Application Reference: Federal Court number: NTD1/2017
NNTT number: DC2017/001

Application Name: Banjo Ryan Jangala & Ors obo the Central Limbunya, Nawurlala, Parayi-Kakaru and Tjutamalin Landholding Groups and the Northern Territory of Australia (Limbunya Pastoral Lease)

Application Type: Claimant

Application filed with: Federal Court of Australia

Date application filed: 19/01/2017

Current status: Full Approved Determination - 11/09/2020

Registration information: Please refer to the Register of Native Title Claims/National Native Title Register (as appropriate) for registered details of this application.

Date claim entered on Register of Native Title Claims: 04/05/2017

Registration decision status: Accepted for registration

Registration history: Registered from 4/05/2017 to 11/09/2020,

Date claim / part of claim determined: 11/09/2020

Applicants: Banjo Ryan Jangala, Billy Hammill Japarta, Robbie Peters Jangari, Timmy Vincent Julama, Violet Wadrill Nanaku

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Additional Information

Not applicable

Persons claiming to hold native title:

See Schedule A Attachment - Native Title Claim Group

Native title rights and interests claimed:

1. The native title rights and interests claimed are the non-exclusive native title rights and interests possessed under and exercisable in accordance with traditional laws acknowledged and traditional customs observed, being:

- (a) the right to access and travel over any part of the land and waters;
- (b) the right to live on the land, and for that purpose, to camp, erect shelters and other structures;
- (c) the right to hunt, gather and fish on the land and waters;
- (d) the right to take and use the natural resources of the land and waters;
- (e) the right to access, take and use natural water on or in the land, except water captured by the holder of Perpetual Pastoral Lease 1136;
- (f) the right to light fires for domestic purposes, but not for the clearance of vegetation;
- (g) the right to share or exchange natural resources obtained on or from the land and waters, including traditional items made from the natural resources;
- (h) the right to access and to maintain and protect sites and places on or in the land and waters that are important under traditional laws and customs;
- (i) the right to conduct and participate in the following activities on the land and waters:
 - (i) cultural activities;
 - (ii) ceremonies;
 - (iii) meetings;
 - (iv) cultural practices relating to birth and death including burial rites; and
 - (v) teaching the physical and spiritual attributes of sites and places on the land and waters that are important under traditional laws and customs;
- (j) the right to make decisions about the use and enjoyment of the land and waters by Aboriginal people who recognise themselves to be governed by the traditional laws and customs acknowledged by the native title holders provided that the right does not extend to making any decision that purports to control the access of such persons to the determination area;
- (k) the right to be accompanied on the land and waters by persons who, though not native title holders, are:
 - (i) people required by traditional law and custom for the performance of ceremonies or cultural activities on the land and waters;
 - (ii) people who have rights in relation to the land and waters according to the traditional laws and customs acknowledged by the native title holders;
 - (iii) people required by the native title holders to assist in, observe, or record traditional activities on the areas.
- (l) the right to conduct activities necessary to give effect to the rights referred to in (a) to (k) hereof.

2. The rights and interests listed in paragraph 1 above existed and continue to exist in relation to the application area as a whole.

3. The native title rights and interests claimed do not confer possession, occupation, use and enjoyment of the application area to the exclusion of all others.

4. The applicant acknowledges that the native title rights and interests are subject to and exercisable in accordance with valid laws of the Northern Territory of Australia and the Commonwealth of Australia.

5. The common or group rights and interests comprising the native title are held by the members of the landholding

groups that together comprise the native title claim group over the application area as a whole. However, the distribution of rights and interests within the group and in respect of different parts of the application area is governed by the claimants' system of traditional laws and customs, including:

(a) the particular association that members of the native title claim group have with one or more of the landholding groups and their respective estate areas; and

(b) individual circumstances, including age, gender, knowledge, and physical and mental capacity.

6. The activities referred to in Schedules G and M were and are undertaken in the exercise of the native title rights and interests set out in paragraph 1.

Application Area:
State/Territory: Northern Territory
Brief Location: Northern Limbunya
Primary RATSIB Area: Southern Northern Territory
Approximate size: 5239.6288 sq km
(Note: There may be areas within the external boundary of the application that are not claimed.)
Does Area Include Sea: No

Area covered by the claim (as detailed in the application):

(a) The area covered by the application

1. NT Portion 2092 comprising an area of 5,218 square kilometres 83 hectares 6,000 square metres held under Perpetual Pastoral Lease No 1136 by Jam Pastoral Pty Ltd as trustee for the Jam Pastoral Trust c/- BDO Kendalls (NT), 72 Cavenagh St, Darwin NT 0800.

2. The area covered by the application and its boundaries are shown on the map referred to in Schedule C and labelled "Attachment A".

(b) Any areas within those boundaries that are not covered by the application

3. NT Portion 2677 comprising an area of 5,230 square metres within NT Portion 2092 held for an estate in fee simple by Air Services Australia.

4. NT Portion 4744 comprising an area of 3 square kilometres 74 hectares within NT Portion 2092 held under Crown Lease in Perpetuity 1509 by the Northern Territory Land Corporation.

5. NT Portion 6287 comprising an area of 2 square kilometres 22 hectares 4,000 square metres held for an estate in fee simple by the Jutamaling Aboriginal Corporation.

6. NT Portion 6289 comprising an area of 1 square kilometre 20 hectares held for an estate in fee simple by the Djudngaridi Aboriginal Corporation.

7. A road 100 metres wide (Limbunya Access Road) which traverses NT Portion 2092 from the boundary of NT Portion 4867 (Riveren Station) to the Limbunya Homestead.

8. A road 100 metres wide which traverses NT Portions 2092 from the junction with the Limbunya Access Road to NT Portion 6287.

9. Subject to Schedule L, any other area within the boundaries of the area covered by the application in relation to which a previous exclusive possession act under section 23B of the NTA has been done is excluded from the application.

Attachments:
1. Map of the application area, Attachment A of the application, 1 page - A4, 02/07/2020
2. Native title claim group, Schedule A of the application, 6 pages - A4, 02/07/2020

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