



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 one of those persons.

1. The native title claim group comprises the members of the Akerte, Arleye Antywetnerlaneme, Arnapipe, Artwele, Inteyarkwe, Uleperte, Ulpmerre, Unemarre, Utneltye and Warrtharre 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 with the area described in Schedule B (“the **application area**”) and are traditionally connected to the area through:
 - (i) descent (including adoption) from ancestors connected with the application area as described in paragraph 8(a) below; or
 - (ii) non-descent based connections as described in paragraphs 8(b) 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 Arrernte territory. 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 ten 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 ten landholding groups are named after their respective estate areas and affiliated to the following parts of the application area:
 - (a) Akerte – north-eastern (Ambalindum Perpetual Pastoral Lease (“**Ambalindum**”))
 - (b) Arleye Antywetnerlaneme – south-western (The Garden Perpetual Pastoral Lease (“**The Garden**”))
 - (c) Arnapipe – central west (The Garden)
 - (d) Artwele – south-eastern (Ambalindum)
 - (e) Inteyarkwe – south (The Garden)
 - (f) Uleperte – south-east corner (Ambalindum)
 - (g) Ulpmerre – the majority of the application area including most of western Ambalindum and eastern The Garden (all those parts that are not within other estates)



- (h) Unemarre – north-western (The Garden)
- (i) Utneltye – south-western corner (The Garden)
- (j) Warrtharre – north-eastern corner (Ambalindum)

All of the estates extend beyond the boundaries of the application area.

4. The estate groups are associated with the Eastern Arrernte language. 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. Members of the native title claim group have been recognised as traditional Aboriginal owners of other land under the *Aboriginal Land Rights (Northern Territory) Act 1976* (Cth) ("the **Land Rights Act**") and as native title holders under the NTA:

Akerte

Mt Riddock Native Title Determination (*Bloomfield on behalf of the members of the Akerte, Atwele, Irrerlerre, Ulpmerre and Warrtharre Landholding Groups v Northern Territory of Australia* [2017] FCA 335) ("**Mt Riddock Native Title Determination**")

Arleye Antywetnerlaneme

Alice Springs Native Title Determination (*Hayes v Northern Territory* (1999) 97 FCR 32; [1999] FCA 1248 (as part of the Irlpme landholding group))

Artwele

Loves Creek Land Claim No. 143 (2010) (as Group B). The land subject to that claim was added to Schedule 1 of the Land Rights Act without a hearing.

Harts Range Land Claim, Report No. 44 (as part of the Spotted Tiger Bore group). *Findings, Recommendation and Report of the Aboriginal Land Commissioner, Mr Justice Olney, to the Minister For Aboriginal and Torres Strait Islander Affairs and to the Administrator of the Northern Territory. Commonwealth of Australia 1992. Pp 1-2, 13-15, 19-20.*

Inteyarkwe

Loves Creek Land Claim No. 143 (2010) (as Group C2 and C4). The land subject to that claim was added to Schedule 1 of the Land Rights Act without a hearing.

Uleperte

North-West Simpson Desert Land Claim, Report No. 41. 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 2-3, 11-12, 24-28.



North Simpson Desert Land Claim, Report No. 45. Findings, Recommendations and Report of the Aboriginal Land Commissioner, Mr Justice Olney, to the Minister for Aboriginal and Torres Strait Islander Affairs and to the Administrator of the Northern Territory. Commonwealth of Australia 1992. Pp 27–28, 32.

Ulpmerre

Harts Range Land Claim, Report No. 44 (as Arrewenthenge, after the site of that name). Pp 1-3, 13–14, 17–18

Alcoota Land Claim, Report No. 48 (“Alcoota Land Claim No. 48”). Report and recommendation of the former Aboriginal Land Commissioner, Justice Gray, to the Minister for Families, Community Services and Indigenous Affairs and to the Administrator of the Northern Territory. Commonwealth of Australia 2007. Pp 120–30, 141-144.

Loves Creek Land Claim No. 143 (2010) (as Descent Group A). The land subject to that claim was added to Schedule 1 of the Land Rights Act without a hearing.

Mt Riddock Native Title Determination.

Unemarre

Alcoota Land Claim No. 48. Pp 106–119, 140–41.

Utneltye

Alice Springs Native Title Determination (*Hayes v Northern Territory* (1999) 97 FCR 32; [1999] FCA 1248 (as part of the Irlpme landholding group))

Warrtharre

Mt Riddock Native Title Determination.

6. Members of the native title claim group have obtained freehold title to the following areas of land within the application area:

| | |
|---------------------------|--|
| NT Portions 4635 and 4636 | Pantharrpilenhe Aboriginal Corporation |
| NT Portion 6319 | Utyerrkiwe Aboriginal Corporation |

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

Akerte, Arnapipe, Artwele, Inteyarkwe, Uleperte, Ulpmerre, Unemarre, and Warrtharre landholding groups.

8. Membership of the native title claim group

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, and subject to paragraph 13) of one or more of the following named and unnamed ancestors (“the **ancestors**”) of the landholding groups (with key claimants in brackets):



AKERTE (Perrurle/Kemarre)

Members of the Akerte landholding group are descendants of a Kemarre man. He had one son, **Jimmy Sambo Neal Arlantye Perrurle**, and his descendants and their children are as follows:

Jack Cavenagh Kemarre – no known descendants

Rose Kemarre (deceased) – no known descendants

Jack Neal Kemarre (dcd) (Jennifer Neal Perrurle and siblings [FF])

Tom Neal Kemarre (dcd) (Edward Neal Perrurle (dcd) and siblings [FF])

Flash Harry Neal Kemarre (dcd) (descendants of Bertie Neal and siblings (all dcd, FF))

Dick Neal Kemarre (dcd) (Christopher Neal Perrurle and siblings [FF])

George Neal Kemarre (dcd) – no known descendants

Lily Pound Kemarre (dcd) (Julianne Reiff (Webb) Penangke, Emily Benn Penangke, Mark Webb Penangke, Ronnie Webb Penangke, Eileen Bird Penangke, Bruce Webb Penangke and Raymond Webb Penangke [MF])

Rosie Neal Johnson Kemarre (dcd) (Maureen Neal Perrurle and siblings [MF])

Alec Neal Kemarre (dcd) (Tommy Neal Perrurle and Josie Neal Perrurle and siblings [FF])

Dominic Neal Kemarre (dcd) (Jennifer Neal Perrurle and siblings [FF])

Margaret Mary Turner Kemarre (Amelia Turner Perrurle and siblings [MF])

Bernard (Bennett) Neal Kemarre (dcd)

Betty Campbell Kemarre (Don (Jnr) Campbell Perrurle and siblings [MF])

ARLEYE ANTYWETNERLANEME (Angale/Ampetyane)

The descendants of two classificatory Angale siblings:

Tjikatia Angale (Joseph Alice [MFFF])

Quartpot Charlie Angale (Don Rubuntja Pengarte [FMF]; Leonie Palmer and Raymond Palmer Kngwarraye [FMFF]; Geoffrey, Annette, Celine and Teresa Ronson Ampetyane [FFF]; Henry Ronson Ampetyane [FFF]; Aloysius Gorey Peltharre and siblings [MFF]; Dorothy Neal Peltharre and siblings [MFF])

ARNAPIPE (Peltharre/Kngwarraye)

The descendants of **Ltyeleyarre Kngwarraye** (his older brother, **Untyikwerlte Charlie Kngwarraye**, has no known descendants) and his children:

Arlirlpmayeke Peltharre (Magdalene Lynch Kngwarraye [father's step-FF]; Duncan and Damien Peltharre [FF]; Matthew Furber Kngwarraye [FFF]; Priscilla Furber



Kngwarraye [FFF]; Gabriel Turner Kngwarraye [FFF]; Sabella Turner Kngwarraye [FFF]; Mildred Neal Peltharre and Eugene Turner Peltharre and siblings [FF]; descendants of Clarence Palmer Peltharre and siblings (all dcd) [FF]; Lindsay Palmer Peltharre [FF])

Dick Palmer Peltharre – (Raymond Palmer Kngwarraye and siblings' FFF; and Gregory Palmer Kngwarraye and siblings' MFF)

Jim Aranga Peltharre (*aka* 'Alfie Go') – (Esther Furber, Johnny Furber and De-lores Furber Peltharre's FF; Craig Furber's MFF; and Kathleen Miller Peltharre's adoptive FF)

ARTWELE (Penangke/Peltharre)

The descendants of **Big Larry Ingalpere Penangke** and his children:

Paddy Peltharre (Stephanie Hayes Angale and siblings [FMF]; Susan Hayes Ampetyane [MF])

Atnalthe Jack Peltharre (Riley Williams Peltharre's FF; Bradley Williams Penangke's FFF)

Finnegan Inarltirreke Peltharre (Lindsay Cavanagh Penangke (dcd) [F])

Mary Peltharre (Irene Rieff Kemarre and siblings' FM; and Pamela and Sandra Benn Kemarre's FM)

INTEYARKWE (Perrurle/Kemarre)

The descendants of two classificatory brothers **Jack Ross Perrurle** and **Leg Rope Perrurle**:

Jack Ross Perrurle – (Lucy Williams Peltharre and siblings' MFF; Michael Stuart Peltharre and siblings' MFF; Damien Ryder Kemarre and siblings' FFF; Michael Ryder Kemarre and siblings' FFF; Teresa Ryder Perrurle's FF; Robert Ryder Perrurle's FF; and Susan Ryder Kemarre and siblings' FFF)

Leg Rope Perrurle – (Maree Oliver Ampetyane and siblings' FFF; and Jeffrey Oliver Angale's FF)

ULEPERTE (Peltharre/Kngwarraye)

The descendants of **Jack Williams Kemarre** and his children:

Johnny Williams Kngwarraye (Paul Williams Peltharre and Francesca Williams Peltharre's F; Jeremy Williams Kngwarraye & Ingrid Williams Kngwarraye's FF)

Sambo Williams Kngwarraye (Lucy Williams Peltharre's F; Gabrielle Williams and siblings' MF)

Tommy Williams Kngwarraye (Janette Williams Peltharre's F; Raylene MacMillan Perrurle and siblings' MF)



Ruby Williams Kngwarraye (Bonita Oliver Ampetyane and Patricia Oliver Ampetyane's M; Wayne Mulladad Kematjarre and siblings' MM)

Willy Williams Kngwarraye (Katherine Williams Penangke and siblings' FF; Riley Williams Peltharre's adoptive F)

George Williams Kngwarraye (no known descendants)

Elsie Williams Kngwarraye (Stephen and Raymond Kernan Kematjarre and siblings' M; and Troy Kernan Ampetyane and siblings' FM)

Mary Williams / Mulladad Kngwarraye (Matthew Mulladad and Mary Mulladad Perrurle's FM)

Willy Areyte Kngwarraye (no known descendants);

Kitty Williams Kngwarraye (no known descendants).

ULPMERRE (Kematjarre/Perrurle)

The descendants of three classificatory brothers **Jack Ntyemenye Kematjarre**, **Snake Bill Kematjarre** and **Toby 'Winik' Cavanagh Kematjarre** and their children:

Jack Ntyemenye Kematjarre – (Stanislaus 'Shorty' Mulladad Perrurle and siblings' FFF; Matthew and Mary Mulladad Perrurle's FFF; Patricia Webb Kematjarre FF; and Miriam Ferber's adoptive father's F)

Snake Bill Kematjarre – (Margaret Peltharre's MF)

Toby 'Winik' Cavanagh Kematjarre – (Alec Cavanagh Kematjarre and siblings' FF)

UNEMARRE (Peltharre/Kngwarraye)

The descendants of **Arlatyeye Bob Peltharre** and his children:

Bruce Wallace Kngwarraye (Peter 'Coco' Wallace Peltharre and Gabriella Wallace Peltharre's F);

Tiny Webb Kngwarraye (Patricia Webb Kematjarre's M); and

Tilly Kngwarraye (Stanislaus 'Shorty' Mulladad Perrurle and siblings' FM)

UTNELTYE (Angale/Ampetyane)

The descendants of two classificatory siblings **Line Party Bob Ampetyane** and **Frank Akerelinteme Ampetyane** and their children:

Line Party Bob Ampetyane (Felicity Hayes and siblings' FFF; Suzanne Chalmers Ampetyane and siblings' FF; Peter 'Coco' Wallace Peltharre and Gabriella Wallace Peltharre's MF; Kathleen Miller Peltharre's MF; and Eliza/Peggy Wallace Peltharre's MF)

Frank Akerelinteme Ampetyane (Beatrice Smith Penangke's MFF; Shane Lidner's MMFF)



WARRTHARRE (Peltharre/Penangke)

The descendants of **Marnte Angele (or Marntelpwete) Penangke** and his children:

Fred Arreyemarnte Peltharre – no known descendants

Johnny Angele Peltharre (Minnie Madrill Penangke's F; Maisie Rogers Kemarre and siblings' MF; Banjo Madrill Kemarre and siblings' MF; Elsie Mills Penangke's F; Marjorie Penangke's adoptive F)

Jenny Anyethe Peltharre – no known descendants

Rosie Arlpalerwerke Peltharre (Betty Williams Kemarre [FM]; Riley Williams Peltharre [MM])

Charlie Bloomfield Tyetyanteye Peltharre (Herbie Bloomfield Penangke and Kevin Bloomfield Penangke and siblings [F])

Peltharre [female] (Larry Kemarre (dec) and siblings' M)

- (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 ancestors identified in paragraph 8(a) are the uppermost generations of the known ancestors of members of the native title claim group.
10. Under the claimants' system of traditional laws and customs, a person can be recruited and recognised (by the senior descent based members of the group) as a member of a landholding group on the basis of non-descent connections to the estate. The non-descent connections that senior members of a landholding group have regard to (usually more than one) when considering the recruitment of a particular individual are:
- (a) spiritual identification with and responsibility for an estate;
 - (b) conception and/or birthplace affiliation with an estate;
 - (c) long-term residence in an estate;
 - (d) close kinship ties, including intermarriage;
 - (e) shared section/subsection and/or moiety affiliation;
 - (f) a more distant ancestral connection to an estate, for example, mother's father's mother;
 - (g) possession of secular knowledge of an estate;
 - (h) possession of traditional religious knowledge, authority and responsibility for an estate;
 - (i) authority and responsibility for shared Dreaming tracks and/or places of significance connected with an estate; or



- (j) seniority in traditional matters concerning the claim group and/or the estate.
11. Although 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 information about these rules 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 group 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 a grandparent's father's estate are inherited through father's father, father's mother, mother's father and mother's mother. However, members of the 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 estate group, for example, due to different grandparental links to multiple estates.