



Extract from Schedule of Native Title Applications

Application Reference: Federal Court number: QUD6014/2001
NNTT number: QC2001/015

Application Name: Stephen Brooks & Ors on behalf of the Mamu People v State of Queensland & Ors (Mamu People)

Application Type: Claimant

Application filed with: Federal Court of Australia

Date application filed: 06/04/2001

Current status: Full Approved Determination - 23/04/2014

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: 08/08/2013

Registration decision status: Accepted for registration

Registration history: Registered from 9/05/2001 to 16/11/2012, Registered from 8/08/2013 to 30/04/2014,

Date claim / part of claim determined: 23/04/2014

Applicants: Alfred Joyce, Stephen Brooks, Henry Epong, Anthony Edwards, Dean Purcell, Victor Maund, Brenda Matheson

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Additional Information

Persons claiming to hold native title:

Identity of the Native Title Claim Group

The Claim Group identifies as and is recognised by other Aboriginal groups in the area as "MAMU".

Membership of the Group

All those person who are descendants of the following ancestors:

- i. Bambun
- ii. Paddy Brooks (Dungginyu)
- iii. Paddy Brooks (Dungginyu) and Maggie
- iv. Bombetta Wa-Way (aka Bombita, Bumbida, Betsy, Betty)
- v. Charlie Deagon and Kitty
- vi. Charlie Deagon and Jinny (aka Jenny, Jeanie)
- vii.Emily Purcell/Deagon
- viii. Nellie Deagon
- ix. Polly Watson
- x. Kitty Christmas
- xi. Annie Innisfail
- xii. Polly Armie (Armi)
- xiii. Lizzie Romelo
- xiv. William Weare
- xv. Sandy Millay Millay

Native title rights and interests claimed:

The native title rights and interest claimed are those of and flowing from the right to exclusive possession, occupation, use and enjoyment of the claimed area as against the whole world, pursuant to the traditional laws and customs of the Claim Group.

Where the area is covered by a valid, previous non-exclusive possession act (s.23F) the Claim Group does not claim possession, occupation, use and enjoyment of the area to the exclusion of all others.

Application Area:

State/Territory: Queensland

Brief Location: The Agreement Area is about 1,600 sq km located north of the centreline of North Maria Creek in the vicinity of Innisfail including offshore Islands located south east of Double Point.

Primary RATSIB Area: Northern Queensland Region

Approximate size: 1590.4444 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 this application is described in the attached document marked "Attachment B1". It is more clearly shown on the map attached and marked as "Attachment C1" to this Application. For the purposes of this Application land means land to the high watermark only. This Application does not claim any areas of sea. This Application does include some Islands as specified in the "Attachments B1 and C1".

B. The following areas are excluded from this Application:

Any land or waters covered by:

- a) a scheduled interest;
- b) a valid non-Aboriginal freehold estate;
- c) a commercial lease that is neither an agricultural lease nor a pastoral lease;
- d) an exclusive agricultural lease or an exclusive pastoral lease;
- e) a residential lease;
- f) a community purpose lease;
- g) a lease dissected from a mining lease and referred to in s.23B(2) (vii);
- h) any lease (other than a mining lease) that confers a right of exclusive possession over particular land or waters;
- i) a public road

which was validly granted or vested on or before 23 December 1996.

C. Subject to paragraph (E), the area covered by the application excludes any land or waters covered by the valid construction or establishment of any public work, where the construction or establishment of the public work commenced on or before 23 December 1996.

D. The area covered by the application excludes land or waters where the native title rights and interests claimed have otherwise been extinguished (except to the extent that the extinguishment is required to be disregarded under subsections 47(2), 47A(2) or 47B(2)) pursuant to s.190B(9)(c).

E. Where the act specified in paragraphs B & C falls within provisions of:

- 1) s.23 B (9)- Exclusion of acts benefiting Aboriginal Peoples or Torres Strait Islanders;
- 2) s.23 B(9A)- Establishment of a national park or state park;
- 3) s.23B(9B)- Acts where legislation provides for non- extinguishment;
- 4) s.23B(9C)- Exclusion of Crown to Crown grants; and
- 5) s.23B(10)- Exclusion by regulation

the area covered by the act is not excluded from the application.

Attachments:

1. Description of Claim area, 4 pages - A3, 27/06/2013
2. Map of claim area, 1 page - A4, 27/06/2013

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