



Extract from Schedule of Native Title Applications

Application Reference: Federal Court number: QUD580/2014
NNTT number: QC2014/005

Application Name: Sarah Addo & Anor on behalf of the Gunggangdji Kimuy People v State of Queensland (Gunggangdji Kimuy People)

Application Type: Claimant

Application filed with: Federal Court of Australia

Date application filed: 07/11/2014

Current status: Dismissed - 02/04/2015

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

Registration decision status: Not Accepted for registration

Registration history: -

Applicants: Sarah Addo, Sam Addo

Address(es) for Service: Sarah Addo
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Additional Information

Not applicable

Persons claiming to hold native title:

The individuals who comprise the Gunggangdji Kimuy People native title claim group on whose behalf the application is made are all the people who are descendants (including through customary adoption) of deceased persons who are recognized by the Kunggangdji Kimuy People as having been

Kunggangdji People from whom the living Kunggangdji Kimuy People have descended, including the following deceased persons:

Kari (Kurrabana Moiety), the father of George Christian (Kurrabana Moiety)

George Christian, the father of Ida Christian-Desilva (Kurrabana Moiety)

Ida Christian-Desilva, the mother of Mary Addo (Kurrabana Moiety)

Mary Addo, the mother of Sam Addo (Kurrabana Moiety)

Mandekala (Kurukulu moiety), mother of Jinny Ketchawa and Njewnga/Njiewngand (Kurabana Moiety) of Cape Grafton, father of Jinny Ketchewan (Kurubana moiety), mother of Pompo Patterson Ketchewan (Kurubana Moeity),

Pompo Patterson Ketchewan, father of Hazel Patterson-Underwood (Kurrabana Moiety)

Hazel Patterson, mother of Adele Cedric, Glenice Underwood and Desley Underwood (all of Kurubana moiety)

Rosie of Buddabadoo (Kurrugulu Moiety), Grandmother of Kathleen

Belopotoszky & Glen Joinbee (Kurrugulu Moiety)

Buttercup Banning, Mother of Roy Banning (Kurraminya Moiety)

Descendants from the above identified ancestors of the Kunggangdji & Djabugay Kurraminya People native title claim group can be traced either through part filial or matrifilia links. The persons mentioned above are all blood line connection or of Traditional Cultural adoption.

Whether a particular person have been adopted in accordance with the traditional laws and customs of the Kunggangdji Kimuy People native title claim group is determined where the members of the relevant kin network of a child recognise the child as being sufficiently in the charge of the adoptive parent (s) or other kin, such that the term to "grow someone up" has become an appropriate description and is in use in the community regarding the relationship between those persons and the child.

This can only be accepted by the Kunggangdji Kimuy People if those adopted persons have called the known parents Mother & Father and who had grown up with Kunggangdji mothers and fathers without their natural parents and have only known the blood connection to the Ancestors & Elders past and present mentioned above.

Native title rights and interests claimed:

The native title rights and interests claimed are the rights to possession, occupation, use, control and enjoyment of the claimed area to the exclusion of all others which are exercisable in accordance with traditional law and custom and the laws of the State of Queensland and the Commonwealth of Australia.

Where any part of the claimed area has been the subject of a previous non-exclusive possession act (d23f) the native title rights claimed are not to the exclusion of all others, and include the following non-exclusive rights and interests exercisable in accordance with traditional law and custom and the laws of the State of Queensland and the Commonwealth of Australia.

- (i) To access and be physically present [sic] on the claimed area;
- (ii) To travel, traverse and camp on the claimed area;
- (iii) To take (including by hunting, fishing and gathering), use, share and exchange Traditional Natural Resources from the Area for personal, domestic and no-commercial communal purposes;
- (iv) To conserve the natural resources of the area for the benefit of the native title holders;
- (v) To maintain and protect from physical harm, by lawful means, places in the claimed area of importance and areas of significance to the native title holders;
- (vi) To perform social, cultural, religious spiritual or ceremonial activities in the claims area, including holding meetings, and invite others to participate in those activities.
- (vii) To pass on native title in relation to the claimed area in accordance with traditional laws and customs;
- (viii) To make decisions concerning access to the claimed area and use and enjoyment of the claimed area by aboriginal people who are governed by the traditional laws of knowledge, and traditional customs observed by, the native title holders;
- (ix) To determine membership and affiliation to the native title holders in accordance with traditional laws and customs;
- (x) To teach on the claimed area the physical and spiritual attributes of the claimed area;
- (xi) To take and use the Water for personal, domestic and non-commercial communal purposes;
- (xii) To be buried and to bury native title holders in the ground, within the claim area.

Application Area:

State/Territory: Queensland
Brief Location: Cairns North Queensland
Primary RATSIB Area: Northern Queensland Region
Approximate size: 333.3657 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):

The application area covers all the land and waters within the parcels of land listed in the Schedule in "Attachment B" subject to the exclusions described in "Attachment B"

- Attachments:**
1. Attachment B External Boundary Description, 2 pages - A4, 07/11/2014
 2. Attachment B1 External Boundary Description , 2 pages - A4, 07/11/2014
 3. Attachment C Map of claim area, 2 pages - A4, 07/11/2014

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