

Note: This Description does not form part of the application

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North Eastern Peninsula Sea Claim Group

This description is an interpretation of the application area that remains undetermined following the determination of native title by the Federal Court of Australia on 30 November 2022 for QUD27/2019, QUD26/2019, QUD10/2019, QUD24/2019, QUD114/2017, QUD115/2017 and QUD227/2022 Torres Strait Regional Seas Claim (QCD2022/013).

External boundary description

The application area covers all the land and waters within the external boundary described as:

Area 1

Commencing at a point on the High Water Mark of the mainland at approximate Longitude 142.299563° East, Latitude 10.907306° South (being a point on the High Water Mark at Gel Point, about 3km west of Injinoo), also being a point on the external boundary of Area 1 of Native Title Determination QUD157/2011 Northern Cape York Group #1 (QCD2014/017) and extending north westerly to Longitude 142.233509° East, Latitude 10.799272° South; then generally north easterly passing through the following coordinate points:

Longitude (East)	Latitude (South)
142.243968	10.796463
142.250963	10.794583
142.257421	10.791251
142.269496	10.784048
142.277315	10.779202
142.283853	10.774809
142.288664	10.771372
142.295274	10.766929
142.299704	10.763950
142.302799	10.761454
142.306344	10.758448
142.314894	10.753420
142.319898	10.751406
142.324454	10.749383
142.332680	10.745314
142.334049	10.744291
142.343228	10.737603
142.359494	10.718169
142.361855	10.713892
142.366603	10.709057
142.368509	10.707439
142.382409	10.698764
142.384337	10.697673
142.391352	10.692639
142.395774	10.688253
142.400576	10.682504
142.405037	10.677602
142.407844	10.673561
142.411903	10.668136
142.414081	10.666402

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Then south easterly to a point on the High Water Mark at Peak Point, (about 17km north east of Seisia), at approximate Longitude 142.439405° East, Latitude 10.707819° South, also being a point on the external boundary of Area 1 of Native Title Determination QUD157/2011 Northern Cape York Group #1 (QCD2014/017) and then generally south westerly along the external boundary of that native title determination back to the commencement point.

Area 2

Commencing at Longitude 143.620474° East, Latitude 11.628697° South, being a point on the northern boundary of the Wuthathi Traditional Use of Marine Resources Agreement (TUMRA) Region Schedule 2 as defined by the Great Barrier Reef Marine Park Authority; then generally north easterly and generally south easterly along northern boundaries of that Marine Resources Agreement Area, approximated by the following coordinate points:

Longitude (East)	Latitude (South)
143.624542	11.622970
143.637692	11.604453
143.679808	11.593737
143.718592	11.548053
143.741208	11.484770
143.750958	11.477620
143.743375	11.397887
143.784275	11.298920
143.804758	11.309404
143.817141	11.309404
143.947742	11.361270

Then continuing south easterly along northern boundaries of that Marine Resource Agreement Area to an eastern boundary of the Cook Shire Council Local Government Authority at approximate Latitude 11.367295° South; then generally south easterly and generally southerly along the eastern boundary of that Local Government Authority to Latitude 11.628697° South and then west back to the commencement point.

Area 2 also includes that area subject to the Raine Island National Park (Scientific) Indigenous Land Use Agreement (QI2006/044) as registered by the NNTT on 13 August 2007 which falls within the Cook Shire Council Local Government Authority area and is also north of Latitude 11.628697° South . This includes Lot 4 on SP171836 (Raine Island), Lot 1 on JD3 (Moutler Cay) and Lot 2 on JD3 (MacLennan Cay).

The application area also includes the following:

- Lot 11 on RP898338 (Albany Rock)
- Lot 12 on RP898338 (Albany Rock)

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- Lot 1 on JD1 (Hannibal Islet)
- Lots 1 and 2 on SP161893
- Lot 409 on NPW602 (Eborac Island)
- That part of Lot 4 on SP269702 (Cairncross Islets) subject to former Portion 1 on Plan SO10
- Lot 1 (Boydong Island), Lot 2 (Wallace Islet), Lot 3 (Cholmondeley Islet), Lot 5 (Aplin Islet), Lot 6 (Milman Islet) and Lot 7 (Sinclair Islet) on Plan SP269702
- Lot 18 on SP120091
- Lots 1, 3 and 4 on SP145558
- Road casements on Albany Island, Little Adolphus Island and Turtle Head Island.

The area within a radius of 150 metres from the respective centre points of each Commonwealth asset as follows:

- Harrington Reef Unlit Beacon; approximate Longitude 142.719600° East, Latitude 10.820483° South (WGS84).
- Shortland Reef Unlit Beacon; approximate Longitude 142.766350° East, Latitude 10.896850° South (WGS84).

The area within a radius of 650 metres from the respective centre points of each Commonwealth asset as follows:

- Wyborn Reef Light; approximate Longitude 142.775050° East, Latitude 10.819167° South (WGS84).

For the avoidance of any doubt, the application area excludes any area subject to:

- Native title determination QUD27/2019, QUD26/2019, QUD10/2019, QUD24/2019, QUD114/2017, QUD115/2017, QUD227/2022 Torres Strait Regional Sea Claim (QCD2022/013) as determined by the Federal Court of Australia on 30 November 2022.
- Native title determination QUD157/2011 Northern Cape York Group #1 (QCD2014/017), as determined by the Federal Court of Australia on 30 October 2014.

Note

Data Reference and source

- Application area boundary compiled by the National Native Title Tribunal based on information or instructions provided by the applicants.
- Cadastre data sourced from Department of Resources (QLD), February 2023.
- Local Government Authority data sourced from Department of Resources (QLD), December 2021.

Wuthathit Traditional Use of Marine Resources Agreement (TUMRA) Region – Schedule 2 as defined by the Great Barrier Reef Marine Park Authority, 2008.

- Commonwealth asset centre point details provided by the applicants. The Commonwealth have advised that AMSA maintains the coordinates in WGS84 for reasons relating to the international nature of shipping and navigation services.

Reference datum

Geographical coordinates have been provided by the NNTT Geospatial Services and are referenced to the Geocentric Datum of Australia 2020 (GDA2020), in decimal degrees and are based on the spatial reference data acquired from the various custodians at the time.

Use of Coordinates

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome of the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

Prepared by Geospatial Services, National Native Title Tribunal (27 April 2023).