



# Extract from Schedule of Native Title Applications

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**Application Reference:** Federal Court number: WAD6015/1999  
NNTT number: WC1999/011

**Application Name:** Laurie Gowanulli, Paddy Neowarra, Paddy Wama & other -v- The State of Western Australia & others (Wanjina/Wunggurr-Wilinggin)

**Application Type:** Claimant

**Application filed with:** Federal Court of Australia

**Date application filed:** 10/06/1999

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**Current status:** Full Approved Determination - 26/04/2007

**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:** Accepted for registration

**Registration history:** Registered from 09/07/1999 to 30/04/2007

**Date claim / part of claim determined:** 27/08/2004

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**Applicants:** Laurie Gowanulli, Barney U, Mandy Wungundin, Kathy Oreeri, Betty Walker, Pansy Nulgit, Donald Campbell, Reggie Tataya, Paul Chapman, Keith Nenowatt, Jack Dale, Jack Dann, Jimmy Maline, Scotty Martin, Paddy Wama, Paddy Neowarra

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## Additional Information

Not applicable

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**Persons claiming to hold native title:**

The claimant group comprises those Aboriginal people who hold in common the body of traditional laws and customs derived from beliefs about Wanjina/Wunggurr. Those people are:

- (a) The descendants of Manumordja, Bulun, Muduu, Banganjaa, Djanghara, Yamara, Baangngayi, Miyaawuyu, Juugaariitor, Djurog-gal, Gilingii, Buunduunguu, Awololaa, Baarrbarrnguu, Angaarambuu, Liinyang, Maanduu-Nuunda, Yuulbal, Freddie Birramang-nguray, Marala, Gayroog, Buunbuun, Bunngn-guuluu, Djanban, Ngaul-ngarli, Wuungulaa, Maamaandil, Djalanoo, Djilawalaa, Gunagang-ngarli, Wuungulaa, Maamaandil, Djalanoo, Djilawalaa, Gunagang-ngarli, Mirngala, Yaubidi, Djalalarmarra, Biljimbirii, Didjingul and Jimmy Manguubangguu.
- (b) The descendants of Bandilu, Jarara, Garnag, Momolindij, Galadna, Wanbalug, Burrimbalu, Niyalgarl, Janggara, Ngambijomoro, Wabilu, Babirri, Morndignali, Wulagudan, Balangurr, Nyolgodl, Bagumaya, Banggulmoro, Bundungumen, Bagurrngumen, Jilbidij, Bulyuriyali, Brarnggun, Moundi Nirrin, Molabayng, King O'Malley, Ulinji, Nyaminjenman, Nyalangun, Nalawaru, Bumangul Jarngalay, Bandibej, Munbara, Didburr, Gungala, Wundij, Larburr, Mandi Bandumar, Omboni, Wama, Jalimburr, Bundanali, Umbawinali, Dinamoro, Yalwamurrngarri, Milarbiyar, Mudarwin, Larungumen, Gunduran, Warrwarr, Dandangumen, Didburrngomen, Naranyalga, Jimmy Bird, Monarriyali, Ngarburrngu, Yanbongu, Dudungungga, Jimmy Wawawawarri together with the descendants of Dalbi, who was adopted into the native title claim group.
- (c) The descendants of Bulun/Mauckie, Luwirr, Binjirrngu/Kadi, Djamai, Marnpiny, Munguwadawoi, Kanaway, Arai Djinbari, Maudi Kaiimbinya, Nyanggawana, Ernie Nyimandum and Ruby, Manumortja, Peter Malanaby, Old Jacob, Miyardu, Jerry Jangoot, Jabadayim, Nalawaru, Junggara and Murunguny, together with Kenny Oobagooma, Jacob Sesar and Evelyn Bandora, all of whom were adopted into the native title claim group, and their descendants.

#### **Native title rights and interests claimed:**

The native title rights and interest claimed are the rights to the possession, occupation, use and enjoyment to the exclusion of all others (subject to any native title rights and interests which may be shared with any others who establish that they are native title holders) of the area, and in particular comprise:

- (i) rights and interests to possess, occupy, use and enjoy the area;
- (ii) the right to make decisions about the use and enjoyment of the area;
- (iii) the right of access to the area;
- (iv) the right to control the access of others to the area;
- (v) the right to use and enjoy resources of the area;
- (vi) the right to control the use and enjoyment of others of resources of the area;
- (vii) the right to trade in resources of the area;
- (viii) the right to receive a portion of the benefit of any resources taken by others from the area;
- (ix) the right to maintain and protect places of importance under traditional laws, customs and practices in the area;
- (x) the right to maintain, protect and prevent the misuse of cultural knowledge of the common law holders associated with the area;

The rights and interests claimed are subject to the following:

- (a) to the extent that any minerals, petroleum or gas within the area of the claim are wholly owned by the Crown in the right of the Commonwealth or the State of Western Australia, they are not claimed by the applicants;
- (b) to the extent that the native title rights and interests claimed relate to waters in an offshore place, those rights and interests are not to the exclusion of other rights and interests validly created by a law of the Commonwealth or the State of Western Australia or accorded under international law in relation to the whole or any part of the offshore place;
- (c) the Applicants do not make a claim to native title rights and interests which confer possession, occupation, use and enjoyment to the exclusion of all others in respect of any areas in relation to which a previous non-exclusive

possession act, as defined in section 23F of the NTA, was done in relation to an area, and, either the act was an act attributable to the Commonwealth, or the act was attributable to the State of Western Australia and a law of that State has made provision for that act as described in section 23E NTA 1993;

(d) such of the provisions of sections 47, 47A or 47B of the Act as apply to any part of the area contained within this application, particulars of which will be provided prior to the hearing but which include such areas as may be listed in Schedule L.

(e) the said native title rights and interests are not claimed to the exclusion of any other rights or interests validly created by or pursuant to the common law, a law of the State or a law of the Commonwealth.

**Application Area:**                      **State/Territory:** Western Australia  
**Brief Location:** North Kimberley  
**Primary RATSIB Area:** Kimberley  
**Approximate size:** 58912.1285 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 external boundaries of the claim are as set out in the map attached (Attachment "C") and can be defined by the technical description set out in Attachment "B".

The areas within the external boundaries that are excluded from the claim area are as follows:

Internal boundaries:

(a) The Applicants exclude from the claim any areas covered by valid acts which occurred on or before 23 December 1996 comprising such of the following as are included as extinguishing acts within the Native Title Act 1993, as amended, or Titles Validation Act 1994, as amended, at the time of the Registrar's consideration:

(i) Category A past acts, as defined in NTA s228 and s229;

(ii) Category A intermediate period acts as defined in NTA s232A and s232B.

(b) The Applicants exclude from the claim any areas in relation to which a previous exclusive possession act, as defined in section 23B of the NTA, was done in relation to an area, and, either the act was an act attributable to the Commonwealth, or the act was an act attributable to the State of Western Australia and a law of the State has made provision as mentioned in section 23E in relation to the act.

(c) The Applicants exclude from the claim any areas in relation to which native title rights and interests have otherwise been extinguished.

To avoid uncertainty the Applicants particularly exclude all:

(i) acts for a public work;

(ii) dedicated roads; and

(iii) grants of unqualified freehold.

(d) Where section 47, 47A or 47B of the NTA applies to any part of the area covered by this application, that part of the area is not excluded from the claim. Particulars of such areas will be provided prior to the hearing but include such areas as may be listed in Schedule L.

**Attachments:**                      1. Technical Description of the External Boundary, 17 pages - A4, 10/06/1999  
                                                 2. Map of Claim Area, 1 page - A3, 10/06/1999

**NNTT Contact Details**                      **Address:**                      National Native Title Tribunal  
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End of Extract