



Extract from Schedule of Native Title Applications

Application Reference: Federal Court number: WAD720/2015
NNTT number: WC2015/006

Application Name: Muuki Taylor & Ors v State of Western Australia (Kulyakartu #2)

Application Type: Claimant

Application filed with: Federal Court of Australia

Date application filed: 04/12/2015

Current status: Full Approved Determination - 16/04/2018

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: -

Date claim / part of claim determined: 16/04/2018 , 22/09/2017

Applicants: Muuki Taylor, Waka Taylor, Meridoo Walbidi, Daniel Walbidi, Simon Frank, Corina Jadaí

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Additional Information

On 12 October 2016 the Federal Court of Australia made a determination in respect of part of the application area that native title exists in the entire determination area – see *Taylor v State of Western Australia* [2016] FCA 1191. Order 1 of the determination provides that ‘... The Determination is to take effect immediately upon the making of a determination under s 56(1) or s 57(2) of the Native Title Act as the case may be.’ [i.e. determination of a prescribed body corporate]. Once in effect, the determination will be entered on the National Native Title Register. On 22 September 2017 the Federal Court determined that the Kulyakartu (Aboriginal Corporation) be the prescribed body corporate. Pursuant to s 190(4)(e), the details of the claim made in relation to the determination area are removed from the Register of Native Title Claims as and from 27 September 2017. Attached to this extract is a map and technical description that has been produced by the National Native Title Tribunal which is an interpretation of the area that remains part of the application following the determination on 12 October 2016 referred to above. This map does not form part of the application. On 27 October 2017 the Federal Court of Australia made a determination in respect of the entire remaining application areas that native title exists in all of the determination area – see <http://www.judgments.fedcourt.gov.au/judgments/Judgments/fca/single/2017/2017fca1255>. Order 1 of the determination provides that ‘... The determination is to take effect immediately upon the making of a determination under section 56(1) or section 57(2) of the Native Title Act as the case may be.’ [determination of a Prescribed Body Corporate]. Once in effect, the determination will be entered on the National Native Title Register.

Persons claiming to hold native title:

See ATTACHMENT A

Native title rights and interests claimed:

12. The native title rights and interests are subject to and exercisable in accordance with:

(a) the common law, the laws of the State of Western Australia and the Commonwealth of Australia;

(b) valid interests conferred under those laws; and

(c) the body of traditional laws and customs of the society commonly referred to as the Western Desert Cultural Bloc, being the Aboriginal society under which rights and interests are possessed and by which the native title claim group have a connection to the Application Area.

13. The nature and extent of the native title rights and interests held by the native title claim group in the whole of the Application Area (including any areas where extinguishment must be disregarded pursuant to section 47B of the NTA) is the right to possess, occupy, use and enjoy the land and waters of the Application Area to the exclusion of all others.

Application Area:
State/Territory: Western Australia
Brief Location: Central Desert Region
Primary RATSIB Area: Pilbara
Approximate size: 3540.5862 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):

Part A. External boundaries and description

6. The area of land and waters covered by the Application (Application Area) are described in the document entitled 'Identification of Boundaries' which is annexed as ATTACHMENT B.

7. The external geographical boundaries of the Application Area of land and waters covered by the application are clearly delineated and marked on the attached map at ATTACHMENT C.

Part B. Applicability of sections 61A(4), s47, 47A and s47B

8. Section 47B applies to the entirety of the Application Area.

Part C. Areas within the external boundaries that are not covered by the application

9. The Applicant is not aware of any areas within the external boundaries of the Application Area that are not covered by the application.

- Attachments:**
1. Attachment B - Identification of Boundaries, 1 page - A4, 04/12/2015
 2. Attachment C - Map of the claim area, 2 pages - A4, 04/12/2015
 3. Remaining area external boundary description, 1 page - A4, 12/10/2016
 4. Map of the remaining area, 1 page - A4, 08/11/2017
 5. Attachment A - Native Title Claim Group, 1 page - A4, 04/12/2015

NNTT Contact Details

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