



Extract from Schedule of Native Title Applications

Application Reference: Federal Court number: QUD25/2019
NNTT number: QC2004/006

Application Name: Patrick Malone & Ors v State of Queensland & Ors (The Clermont-Belyando Area Native Title Claim)

Application Type: Claimant

Application filed with: Federal Court of Australia

Date application filed: 27/05/2004

Current stage(s): Notification Complete

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: 05/07/2004

Registration decision status: Accepted for registration

Registration history: Registered from 5/07/2004

Applicants: Patrick Malone, Irene Simpson, Lyndell Turbane, Priscilla Gyemore, Gregory Dunrobin, Elizabeth McAvoy, Norman Johnson Jnr, Ida Bligh

Address(es) for Service: Sheree Sharma
Queensland South Native Title Services Ltd
Level 10, 307 Queen Street
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Phone: 07 3224 1200
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Additional Information

Not applicable

Persons claiming to hold native title:

The native title claim group comprises the descendants of one or more of the following people:

1. Billy and Lucy (parents of Jimmy Tarpot, Mary Ann Alboro and Mary Ellen)
2. Dan Dunrobin (also known as Dunrobin, Christopher Dunrobin and Dan Robin)
3. Frank Fisher (Snr) of Clermont
4. Jimmy Flourbag
5. Charlie McAvoy of Logan Downs
6. Liz McEvoy of Alpha
7. The Mother of Jack (Girrabah) Malone and Jim (Conee) Malone
8. Mary of Clermont (also known as Mary Johnson)

Native title rights and interests claimed:

Rights and Interests

1. Over areas where a claim to exclusive possession can be recognised (such as areas where there has been no prior extinguishment of native title or where s238, ss47, 47A or 47B apply), the claim group claim the right to possess, occupy, use and enjoy the lands and waters of the claim area to the exclusion of all others.

2. Over areas where a claim to exclusive possession cannot be recognised, rights:

- (a) To access, be present on, move about on and travel over the claim area;
- (b) To camp, and erect temporary shelters, on the claim area for that purpose;
- (c) To hunt, fish and gather in the claim area for personal, domestic and non-commercial communal purposes;
- (d) To take, use and share natural resources from the claim area for personal, domestic and non-commercial communal purposes;
- (e) To take and use the water of the area for personal, domestic and non-commercial communal purposes;
- (f) To hold meetings on the claim area;
- (g) To conduct ceremonies on the claim area;
- (h) To maintain places of importance and areas of significance to the native title claimants under their traditional laws and customs and protect those places and areas from physical harm;
- (i) To teach the physical and spiritual attributes of the claim area, on the claim area;
- (j) To bury, and be buried by, native title claimants on the claim area;
- (k) To light fires on the claim area for domestic purposes including cooking, but not for the purpose of hunting or clearing vegetation.
- (l) To live on the claim area.

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

- a) The valid laws of the State of Queensland and the Commonwealth of Australia;
- b) The traditional laws acknowledged and the traditional customs observed by native title holders.

Application Area: **State/Territory:** Queensland
Brief Location: Clermont & surrounding areas central Qld
Primary RATSIB Area: Southern and Western Queensland Region
Approximate size: 30199.6992 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) All areas where native title has otherwise been extinguished are excluded from this application
- (b) Areas which are subject to valid exclusive possession acts (PEPAs) are excluded from this application
- (c) Exclusive possession is not claimed over areas which are subject to valid previous non-exclusive possession acts done by the Commonwealth or State.

“Attachment B” sets out the relevant coordinates of the claim area.

- Attachments:**
1. External Boundary Description, Attachment B of the application, 6 pages - A4, 20/02/2020
 2. Map of Claim Area, Attachment C of the application, 1 page - A4, 20/02/2020
 3. NNTT Map of Claim Area, 1 page - A4, 20/02/2020

NNTT Contact Details

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