



Extract from Register of Indigenous Land Use Agreements

NNTT number	VI2005/016
Short name	Mortlake Power Station Project Gas Pipeline
ILUA type	Area Agreement
Date registered	27/09/2006
State/territory	Victoria
Local government region	Corangamite Shire, Moyne Shire

Description of the area covered by the agreement

Land or waters within parts of the following parcels of land: Allotment 13A Parish of Laang, 17C Parish of Narrawaturk and Allotment 81C Parish of Brucknell, Victoria.

Parties to agreement

Applicant

Party name	Janice Austin, Joseph Chatfield, Ivan Couzens, Greg Edwards, Lorraine (Bunta) Patten on behalf of the Kirrae Whurrong People
Contact address	C/- Native Title Services Victoria Level 2, 642 Queensberry Street Nth Melbourne VIC 3051

Other Parties

Party name	Origin Energy Resources Limited
Contact address	GPO Box 148 Brisbane QLD 4001

Period in which the agreement will operate

Start date	not specified
End Date	not specified

Clause 5 provides that:

5.1 This Agreement takes effect from the day it is executed by all parties and continues to operate until the earlier of:

5.1.1 if prior to Project Approval, the Proponent gives 30 days notice to the KW Signatories that the Mortlake Power Station Project Gas Pipeline is not going to proceed or it does not intend to construct the Pipeline, the end of the period specified in the notice;

5.1.2 if the Proponent gives 30 days notice to the KW Signatories that it has decommissioned the Pipeline, the end of the period specified in the notice; or

5.1.3 its termination by the agreement in writing of the parties.

Statements of the kind mentioned in ss. 24EB(1) or 24EBA(1) or (4)

Clause 6.1 provides that the parties agree that the future act provisions of Part 2, Division 3 of the NTA (including the right to negotiate provisions in Part 2, Division 3, Subdivision P of the NTA) do not apply to the Agreed Future Acts listed in Schedule C.

Clause 6.2 provides that subject to compliance by the parties with the provisions of the Agreement, the parties

consent and agree to the doing of the Agreed Future Acts [as listed in Schedule C of the Agreement].

Following clause referened in the application form however the delegate is of the opinion that it is not a relevant statement:

Clause 6.3 provides that subject to compliance by the parties with the provisions of this Agreement, the Kirrae Whurrong Group:

6.3.1 agrees to support the doing of the Agreed Future Acts and to promptly do any act or thing that is necessary to be done to enable the Proponent to obtain the Permit and the Project Consents and to exercise its rights thereunder;

6.3.2 agrees not to prevent or hinder directly or indirectly the grant of, or exercise of rights pursuant to, the Permit or any Project Consent;

6.3.3 agrees that any Agreed Future Acts done within the Agreement Area are valid; and

6.3.4 agrees to the establishment of the Mortlake Power Station Project Gas Pipeline within the Agreement Area.

Attachments to the entry

Nil Attachments