



# Extract from Register of Indigenous Land Use Agreements

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<b>NNTT number</b>	VI2009/007
<b>Short name</b>	Mining Licence 5503 (Dja Dja Wurrung Peoples and Stephen P. Glasson & Russell L. Sanderson) ILUA
<b>ILUA type</b>	Area Agreement
<b>Date registered</b>	27/05/2010
<b>State/territory</b>	Victoria
<b>Local government region</b>	Hepburn Shire

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## Description of the area covered by the agreement

The agreement area covers all the land and waters within the external boundary given by the boundary of mining tenement MIN5503.

The Tribunal has created the following location description for the Agreement Area: The area covers about 2 hectares, located approximately 40 kilometres northeast of Ballarat, southeast of Campbelltown, and 8km northwest of Daylesford.

The map at Schedule C1 of the application is attached to the Register.

## Parties to agreement

### *Applicant*

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<b>Party name</b>	Gary John Murray, Robert Herbert Nicholls, Rodney John Carter, Graham John Atkinson, Carmel Priscilla Barry and Connie Harrison-Edwards on behalf of the Dja Dja Wurrung Native Title Group
<b>Contact address</b>	c/- Native Title Services Victoria Ltd 642 Queensberry Street North Melbourne VIC 3051

### *Other Parties*

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<b>Party name</b>	Stephen P. Glasson and Russell L. Sanderson
<b>Contact address</b>	c/- Elletson Mining Consultants Pty Ltd 76 Market Street Newbridge VIC 3551

## Period in which the agreement will operate

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<b>Start date</b>	28/11/2009
<b>End Date</b>	not specified

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Clause 5: The agreement takes effect from the day it is executed by all parties (in accordance with clause 23) [28 November 2009] and continues to operate for the duration of the Mining Licence unless terminated by the agreement in writing of the parties, save that the proponent's obligations do not commence until the Licence and any required consent has been granted.

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

Clause 6 provides as follows:

6.1 The parties agree that the right to negotiate provisions in Part 2, Division 3, Subdivision P of the NTA are not intended to apply to the Licence.

6.2 Subject to compliance by the parties with the provisions of this Agreement, the parties:

- agree to the grant by the State of the Licence to the proponent and to any consent required by or on behalf of the proponent pursuant to the Licence in respect of the Licence area; and
- agree to the use of the Licence and of any consent required pursuant to the Licence, by the proponent in respect of the Licence area; and
- agree that any such mining done in respect of the Licence area is valid.

Clause 35 includes the following definition:

Clause 35.1 defines 'Licence' as meaning the mining licence that is applied for by the proponent and is proposed to be granted and registered by the State pursuant to the Mineral Resources (Sustainable Development) Act 1990 (Vic.) [MRSDA] in respect of the Licence area, being Mining Licence Application No. 5503. The term includes any renewal, amalgamation or variation of the Licence by the State pursuant to the MRSDA or any other applicable laws.

#### **Attachments to the entry**

[Attachment A - Schedule C1 - map of the ILUA area dated 12 June 2009.pdf](#)