



Extract from Register of Indigenous Land Use Agreements

NNTT number	WI2020/018
Short name	Malgana Woodleigh Carbla Pastoral Lease Agreement
ILUA type	Body Corporate
Date registered	18/12/2020
State/territory	Western Australia
Local government region	Shire of Shark Bay

Description of the area covered by the agreement

Agreement Area means:

- (a) at the Commencement Date, those parts of the Pastoral Lease that are within the Determination Area (the Agreement Area at the Commencement Date is described in Annexure 2 and indicatively shown in the map in Annexure 3);
- (b) at any time after the Commencement Date, any smaller area arising from the operation of clause 6, but to avoid doubt, the 'Agreement Area' does not include any areas of land or waters that are described in the Determination as being areas where native title does not exist.

[Copies of Annexure 2 and Annexure 3 are attached to this register extract. The following general description has been provided by the National Native Title Tribunal to assist people to understand the location of the agreement area. It is provided for information only and should not be considered part of the Register of ILUAs:

The agreement area covers approx. 3,273 sq km over Woodleigh and Carbla pastoral leases and is located approx. 145 km south east of Carnarvon.]

Parties to agreement

Applicant

Party name	Malgana Aboriginal Corporation
Contact address	6 Corriedale Close Deepdale WA 6532

Party name	Richard Edmund Fenny
Contact address	974b Albany Highway East Victoria Park WA 6101

Other Parties

Period in which the agreement will operate

Start date not specified

End Date not specified

21.1 Term

The term of this Agreement commences on the Commencement Date.

21.2 Duration

Except for the obligations arising under clause 22 below and obligations accrued before termination, this Agreement will come to an end and the Parties will be released from further compliance with its terms:

- (a) when the Pastoral Lease comes to an end; or
- (b) by the written mutual agreement of all both Parties, whichever happens first.

Commencement Date means:

- (a) to the extent that this Agreement has force as a contract, the Execution Date; and
- (b) to the extent that this Agreement has force as an Indigenous Land Use Agreement, upon its Registration as an Indigenous Land Use Agreement.

Pastoral Lease means both (or either of, depending on the context):

- (a) the Woodleigh Pastoral Lease; and
- (b) Carbla Pastoral Lease;

and any extension, renewal or replacement of any such pastoral lease whether granted, extended, renewed or replaced as at the date of this Agreement or any time during the term of this Agreement and includes any pastoral lease granted from time to time in relation to the area of the Stock Route or the Reserves.

Reserves means those reserves in the Agreement Area as set out in Annexure 2 which fall within the relevant Pastoral Lease.

Stock Route means those stock routes in the Agreement Area as set out in Annexure 2 which fall within the relevant Pastoral Lease.

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

The agreement includes no statements mentioned in subsection 24EB(1) or 24EBA(1) or (4)

Attachments to the entry

[WI2020_018 Annexure 2 External boundary description.pdf](#)

[WI2020_018 Annexure 3 Map of the Agreement Area.pdf](#)