



# Extract from Register of Indigenous Land Use Agreements

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<b>NNTT number</b>	DI2006/003
<b>Short name</b>	Pine Hill CLA ILUA
<b>ILUA type</b>	Area Agreement
<b>Date registered</b>	16/11/2007
<b>State/territory</b>	Northern Territory
<b>Local government region</b>	Central Desert Shire

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## Description of the area covered by the agreement

The ILUA Area consists of the land and waters within:  
NT Portion 725 to the extent it is situated east of the Stuart Highway.  
NT Portions 6108, 6109 and 6110 (the agreed act areas described in Schedule 1).  
NT Portions 2427 and 3694 (the prior act areas described in Schedule 2).  
NT Portion 6645(A) (the road reserve described in Schedule 4).  
NT Portion 6646(A) (the Community Living Area described in Schedule 5)  
and depicted on the map in Schedule 6.

## Parties to agreement

### *Applicant*

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<b>Party name</b>	Northern Territory of Australia
<b>Contact address</b>	Level 1, Alice Plaza Alice Springs NT 0870

### *Other Parties*

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<b>Party name</b>	Central Land Council
<b>Contact address</b>	PO Box 3321 Alice Springs NT 0870

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<b>Party name</b>	Registered Native Title Claimants (DC99/4) Lindsay Bird Ampetyane, Harold Paine Ampetyane, Dorothy Ampetyane, Bunny Ampetyane, Archie Glenn Angal
<b>Contact address</b>	C/- Central Land Council PO Box 3321 Alice Springs NT 0870

## Period in which the agreement will operate

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<b>Start date</b>	not specified
<b>End Date</b>	not specified

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

[Explanatory notes in brackets inserted by the National Native Title Tribunal].

### Clause 3 Consent to doing of agreed acts

3.1 The parties consent to the doing of the agreed acts, subject to the conditions contained in this ILUA, being undertaken at any time following the execution of this ILUA.

### Clause 4 Effect on Native Title of certain acts

4.1 The Parties agreed that:

- (a) the doing of a prior act has wholly extinguished native title in the area covered by the prior act;
- (b) the doing of an agreed act wholly extinguishes native title in the area covered by the agreed act;
- (c) the declaration of a road reserve wholly extinguishes native title in the area covered by the declaration;
- (d) the doing of compensation act B1 wholly extinguishes native title in the area covered by the act;
- (e) in relation to the remainder of the ILUA Area - native title (if it exists) continues to exist unaffected; and
- (f) the non-extinguishment principle applies to the doing of compensation acts, other than compensation act B1.

### Clause 10 Subdivision P of Division 3 – Right to Negotiate

10.1 The parties acknowledge and agree that Subdivision P of Division 3 of Part 2 of the Act does not apply to the surrender of native title or to the agreed acts.

#### Defined terms:

“agreed acts” means the acts described in Schedule 1 [to the agreement, as set out below].

“prior acts” means the acts described in Schedule 2 [to the agreement, as set out below].

“compensation acts” means the acts described in Schedule 1 [to the agreement, as set out below].

#### Schedule 1 Agreed Acts and Area Covered by Agreed Acts

A1 NT Portion 6108 - The grant of a Crown Lease Term convertible to freehold over Proposed NT Portion 6108 as delineated on Survey Plan S2001/0001.

A2 NT Portion 6109 - The grant of a Crown Lease Term convertible to freehold to the Ilkewartn Ywel Aboriginal Corporation over Proposed NT Portion 6109 as delineated on Survey Plan S2001/0002. The grant of a Crown lease term, and conversion to freehold, will be at nil cost to the Ilkewartn Ywel Aboriginal Corporation. The Crown lease term will contain development covenants consistent with horticultural development of the land. There will be a five year moratorium on the covenants requiring horticultural development on Proposed NT Portion 6109.

A3 NT Portion 6110 - The grant of a Crown Lease Term convertible to freehold over Proposed NT Portion 6110 as delineated on Survey Plan S2001/0003.

A4 Road Reserve - The declaration of a road reserve over the area described in Schedule 4 [to the agreement, as set out below].

#### Schedule 2 Prior Acts and Area Covered by Prior Acts

1. The grant of Crown Lease Term 672, registered on 13 January 1988 over NT Portion 2427 as delineated on Survey Plan S85/037.

2. The grant of an Estate in Fee Simple, registered on 12 March 1990 over NT Portion 3694 as delineated on Survey Plan S89/024.

#### Schedule 4 Description of the Road Reserve

All that parcel of land in the Pine Hill Locality in the Northern Territory of Australia containing an area of approximately 501 hectares more or less being designated as NT Portion 6645(A).

### Attachments to the entry

Nil Attachments