



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2015/018
Short name	Arrow Darumbal LNG Project ILUA No. 2
ILUA type	Area Agreement
Date registered	06/11/2015
State/territory	Queensland
Local government region	Rockhampton Regional Council

Description of the area covered by the agreement

Clause 1.1 defines "ILUA Area" as the area described in writing in Schedule 1 being all of the land and waters shown on the map in Schedule 2.

[A copy of Schedules 1 and 2 are included as attachments to this Register extract.

The following general description of the agreement area 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:

Agreement area covers about 2.42 sq km and is located approximately 30 km south of Marlborough on the Fitzroy River.]

Parties to agreement

Applicant

Party name	Arrow Energy Pty Ltd
Contact address	Level 39 111 Eagle Street Brisbane QLD 4000

Other Parties

Party name	Alan Douglas Hatfield, Warren John Malone, Rodney William Mann, Vanessa Ross, Amanda Meredith and Pauline Cora as the Registered Native Title Claimant for Native Title Determination Application QUD6131/1998 on their own behalf and on behalf of the Darumbal People
Contact address	c/- Daniel Lavery PO Box 891 Lutwyche QLD 4030

Period in which the agreement will operate

Start date	02/06/2015
End Date	not specified

3.1 The Agreement commences on the Execution Date [being 2 June 2015].

"Execution Date" means the date, being a date after the Authorisation Date, on which Arrow Energy executes the Agreement.

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

9.2 Part 2, Division 3, Subdivision P of the Native Title Act (which relates to the right to negotiate) does not apply to any Agreed Project Activities covered by the Agreement.

11.1 The Parties consent to the activities included in the class specified in the following table:

Exploration and Production Related Activities - Means any one or more Project Activities by any Person which are necessary or desirable for, or incidental to any of the following:

- (a) the exploration, extraction, collection, processing or production of, natural gas;
- (b) the extraction, collection, processing, production or use of water derived from the process of extracting natural gas;
- (c) agricultural activities which use water of the kind referred to in paragraph (b);
- (d) anything permitting or requiring any of the things referred to paragraphs (a), (b) and (c) including but not limited to the grant of, changes to or any other dealings of any kind (including under the Petroleum and Gas Act or any other Law) with tenements, petroleum tenures, licences, permissions and authorities, the grant of, changes to or any other dealings of any kind involving land tenures or other interests in land (such as any lease, permit or easement), any statutory, regulatory or other approvals and any physical activities.

Gas Transmission Related Activities - Means any one or more Project Activities by any Person which are necessary or desirable for, or incidental to any of the following:

- (a) the collection, distribution, transmission or transportation of natural gas;
 - (b) the collection, distribution, transmission or transportation of water derived from the process of extracting natural gas;
 - (c) any Looping Project;
 - (d) anything permitting or requiring any of the things referred to in paragraphs (a), (b) and (c) including but not limited to the grant of, changes to or any other dealings of any kind (including under the Petroleum and Gas Act and any other Law), with tenements, petroleum tenures, licences, permissions and authorities, the grant of, changes to or any other dealings of any kind involving land tenures or other interests in land (such as any lease, permit or easement) any statutory, regulatory or other approvals and any physical activities. For the avoidance of doubt, these activities include the grant of permission by the Darumbal Native Title Party to construct and operate gas transmission pipelines within the ILUA Area for the purposes of section 401(2) of the Petroleum and Gas Act.
- 11.2 For Native Title purposes and particularly for the purposes of section 24EBA(1)(a)(i) of the Native Title Act, any Future Acts (other than an intermediate period act) which:
- (a) have been done invalidly prior to the Registration Date;
 - (b) are included in the class specified in clause 11.1;
 - (c) are attributable to Arrow Energy or its Related Bodies Corporate; and
 - (d) are not attributable to the Commonwealth of Australia or the State of Queensland, are validated as at the Registration Date.

11.3 For the purposes of the Agreement, the words planning, preparation, exploration, extraction, production, collection, transmission, distribution, conversion, storage, export and transportation have their widest possible meaning.

11.4 Some examples of acts which constitute, or may constitute, Agreed Project Activities and which are included in the class contained in clause 11.1 are listed in Schedule 4 [a copy of Schedule 4 is attached to this Register extract], however it does not contain an exhaustive list of all such acts.

"Agreed Project Activities" means the activities described in clause 11.1.

"Looping Project" means any activity by, for, or on behalf of Arrow Energy which permits, requires or consists of, the construction and operation of any future main gas transmission pipeline which:

- (a) augments the capacity of any existing main gas transmission pipeline also comprising part of the Project; or
- (b) is located generally parallel to any existing main gas transmission pipeline also comprising part of the Project.

"Native Title Act" means the Native Title Act 1993 (Cth).

"Petroleum and Gas Act" means the Petroleum and Gas (Production and Safety Act) Act 2004 (Qld).

"Project Activities" means:

- (a) except in clause 13, all Future Acts by, for, on behalf of or for the benefit of Arrow Energy, any related Bodies Corporate of Arrow Energy, any Co-Venturers and any other Person entitled to benefit under this Agreement, which are necessary for, or incidental to, the Project and done in, or in relation to, the ILUA Area; and
- (b) in clause 13 (which pertains specifically to matters relating to Aboriginal Cultural Heritage), all activities by, for, on behalf of, or for the benefit of Arrow Energy, its agents, contractors or subcontractors, any Related Bodies Corporate of Arrow Energy, any Co-Venturers and any other Person entitled to benefit under this Agreement which are necessary for, or incidental to, the Project and done in the ILUA Area.

"Registration Date" means the date of Registration of this Agreement.

Attachments to the entry

[QI2015_018 Schedule 1 - Written Description.pdf](#)

[QI2015_018 Schedule 2 - Map of ILUA Area.pdf](#)

[QI2015_018 Schedule 4 - Examples of Agreed Project Activities.pdf](#)