



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2019/015
Short name	Boulia Airport Runway Extension ILUA
ILUA type	Body Corporate
Date registered	08/10/2019
State/territory	Queensland
Local government region	Boulia Shire Council

Description of the area covered by the agreement

ILUA Area means Lot 211 on SP 301768, Lot 212 on SP301768 and Lot 213 on SP301768 as shown on the plan in Schedule 1.

[A written description and maps of the ILUA area are contained in Schedule 1 of the agreement. A copy of Schedule 1 is attached 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:

The agreement area covers approx. 11.8 ha, consisting of three land parcels, being Lot 211 on SP 301768, Lot 212 on SP301768 and Lot 213 on SP301768 and is located approx. 804 km west of Boulia.]

Parties to agreement

Applicant

Party name	Pitta Pitta Aboriginal Corporation RNTBC
Contact address	c/- Michael Owens Lawyer and Consultant PO Box 1989 Aitkenvale QLD 4814

Other Parties

Party name	Boulia Shire Council
Contact address	Herbert Street Boulia QLD 4829

Party name	State of Queensland acting through the Department of Natural Resources, Mines and Energy
Contact address	Land and Native Title Services Level 6, 1 William Street Brisbane QLD 4000

Period in which the agreement will operate

Start date not specified

End Date not specified

3.1 Subject to clause 3.2, this ILUA commences on the Commencement Date.

3.2 Clause 4 commences on Registration of the ILUA.

3.3 Following Registration of the ILUA, this ILUA will continue until:

(a) the expiration of the Lease; or

(b) this ILUA being removed from the Register of Indigenous Land Use Agreements, whichever is the latter ("Term").

Commencement Date means the day on which this ILUA and the Lease in Schedule 2 is executed by the last of the parties and if executed on different days, the later of those days.

Lease means the lease between Council and the RNTBC on the terms, or generally on the same terms as set out in Schedule 2 or in the event of relocation, a new lease for the balance of the term, generally on the same terms as the lease in Schedule 2, save and accept the description of the term and the property description.

Registration of the ILUA means the date on which this ILUA is Registered.

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

4.1 Subject to clause 6.1 and 6.2, the Parties consent to the Surrender.

4.2 The Parties agree the Surrender will extinguish any Native Title in relation to the ILUA Area.

4.4 Subdivision P, Part 2, Division 3 of the NTA [*Native Title Act 1993 (Cth)*] is not intended to apply to the Surrender.

12.3 The parties agree that:

(a) for the purposes of section 24EB(1)(b)(ii) NTA, Subdivision P, Division 3, Part 2 of the NTA subject to the conditions as set out in this ILUA, the parties consent to the doing of the future act, namely the Surrender;

(b) for the purposes of section 24EBA(1)(a)(i) & (ii) there is no agreement that the Surrender is not an intermediate period act or of such acts included in classes, that have already been done invalidly;

(c) for the purposes of section 24EBA(1)(a)(iii) there is no agreement by the parties to change the effect on Native Title of validation of an intermediate period act or of such acts included in classes; and

(d) for the purposes of section 24EBA(4)(b) surrender of Native Title rights and interests to the ILUA Area is intended to extinguish the Native Title rights and interests of the Pitta Pitta People to the ILUA Area.

Determination means a determination under section 225 of the NTA made by the Federal Court of Australia on 28 August 2012 regarding native title determination application QUD 6025/1999;

Pitta Pitta People means the common law holders of Native Title recognised in the Determination.

Surrender means the surrender of Native Title to the State in the ILUA Area.

Attachments to the entry

[QI2019_015 Schedule 1 Written Description and Maps of ILUA Area.pdf](#)