



Federal Court of Australia

District Registry: Western Australia

Division: General

No: WAD 21/2019

No: WAD 31/2019

No: WAD 27/2019

No: WAD 19/2019

No: WAD 345/2019

**LEEDHAM PAPERTALK & ORS ON BEHALF OF THE MULLEWA WADJARI
COMMUNITY PART A**

Applicant

GREGORY DENNIS MARTIN & ORS ON BEHALF OF THE WIDI MOB

Applicant

SANDY DAVIES & ORS ON BEHALF OF THE HUTT RIVER CLAIM

Applicant

SOUTHERN YAMATJI

Applicant

FREDERICK TAYLOR & ORS ON BEHALF OF THE YAMATJI NATION CLAIM

Applicant

and

STATE OF WESTERN AUSTRALIA & ORS

Respondents

ORDER

JUDGE: JUSTICE MORTIMER

DATE OF ORDER: 07 February 2020

WHERE MADE: Geraldton

THE COURT NOTES THAT:

1. In these orders, “**Conclusively Registered**” has a corresponding meaning to the term “Conclusive Registration”, which has the following definition in the Yamatji Nation Indigenous Land Use Agreement:

Conclusive Registration means, once this Agreement has been Registered,



that this Agreement remains Registered:

(a) at a date that is 60 Business Days after the date on which a decision is made to Register this Agreement, provided that no Legal Proceedings have been commenced in respect of such Registration; or

(b) otherwise, at a date that is 40 Business Days following the exhaustion and determination of the final available Legal Proceedings in respect of such Registration,

and Conclusively Registered has a corresponding meaning.

THE COURT ORDERS BY CONSENT THAT:

1. Native title determination applications WAD 21 of 2019 Part A, WAD 19 of 2019, WAD 27 of 2019 and WAD 31 of 2019 are consolidated with WAD 345 of 2019.
2. The consolidated proceeding continue as proceeding WAD 345 of 2019.
3. All respondent parties to native title determination applications WAD 21 of 2019 Part A, WAD 19 of 2019, WAD 27 of 2019 and WAD 31 of 2019 who are not otherwise parties to WAD 345 of 2019 are joined as parties to that proceeding.
4. Orders 1 to 3 inclusive are to take effect on the date the State files a notice that the Yamatji Nation ILUA has been Conclusively Registered (as defined in the Yamatji Nation ILUA) on the Register of Indigenous Land Use Agreements.
5. If the Conclusive Registration Date does not occur on or before 31 December 2022, or such other date as the Court may order, the proceedings are to be listed for further directions.
6. There be no order as to costs.

Date that entry is stamped: 7 February 2020


Registrar