



# Extract from the Register of Native Title Claims

---

## Application Information

**Application Reference:** Federal Court number: NTD24/2018  
NNTT number: DC2018/004

**Application name:** Eric Braedon & Ors v Northern Territory of Australia (Rainbow Valley)

**Registration History:** Registered from 2/10/2018

---

## Register Extract (pursuant to s. 186 of the *Native Title Act 1993*)

**Application filed with:** Federal Court of Australia

**Date application filed:** 28/06/2018

**Date claim entered on Register:** 02/10/2018

**Applicants:** Eric Braedon, Peter Kenny

**Address for service:** Sue Polden  
Solicitor  
Central Land Council  
PO Box 3321  
ALICE SPRINGS NT 0871  
**Phone:** 08 8951 6358  
**Fax:** 08 8958 2807

### Additional Information:

Not Applicable

### DESCRIPTION OF THE AREA COVERED BY THE CLAIM:

#### (a) The area covered by the application

1. NT Portion 1993 comprising an area of approximately 24 square kilometres 83 hectares held under Crown Lease Perpetual No. 307 by the Conservation Land Corporation - the Rainbow Valley Conservation Reserve.
2. The area covered by the application and its boundaries are shown on the map referred to in Schedule C and labelled "Attachment A".

#### (b) Any areas within those boundaries that are not covered by the application

3. Subject to Schedule L, any other area within the boundaries of the area covered by the application in relation to which a previous exclusive possession act under section 23B of the NTA has been done is excluded from the application.

## **PERSONS CLAIMING TO HOLD NATIVE TITLE:**

Schedule A: Native Title Claim Group is an attachment to the extract.

## **REGISTERED NATIVE TITLE RIGHTS AND INTERESTS:**

### **The following Native Title Rights & Interests were entered on the Register on 02/10/2018**

1. The native title rights and interests of the native title holders are the non-exclusive native title rights and interests possessed under and exercisable in accordance with the traditional laws acknowledged and traditional customs observed, including the right to conduct activities necessary to give effect to them, being:

- (a) the right to access and travel over any part of the land and waters;
- (b) the right to live on the land, and for that purpose, to camp, erect shelters and other structures;
- (c) the right to hunt, gather and fish on the land and waters;
- (d) the right to take and use the natural resources of the land and waters;
- (e) the right to access, take and use natural water on or in the land;
- (f) the right to light fires for domestic purposes, but not for the clearance of vegetation;
- (g) the right to share or exchange natural resources obtained on or from the land and waters, including traditional items made from the natural resources;
- (h) the right to access and to maintain and protect sites and places on or in the land and waters that are important under traditional laws and customs;
- (i) the right to conduct and participate in the following activities on the land and waters:

- (i) cultural activities;
- (ii) ceremonies;
- (iii) meetings;
- (iv) cultural practices relating to birth and death including burial rites; and
- (v) teaching the physical and spiritual attributes of sites and places on the land and waters that are important under traditional laws and customs;

(j) the right to make decisions about the use and enjoyment of the land and waters by Aboriginal people who recognise themselves to be governed by the traditional laws and customs acknowledged by the native title holders provided that the right does not extend to making any decision that purports to control the access of such persons to the land and waters;

(k) the right to be accompanied on the land and waters by persons who, though not native title holders, are:

- (i) people required by traditional law and custom for the performance of ceremonies or cultural activities on the land and waters;
- (ii) people who have rights in relation to the land and waters according to the traditional laws and customs acknowledged by the native title holders;
- (iii) people required by the native title holders to assist in, observe, or record traditional activities on the areas.

2. All the rights and interests listed in paragraph 1 existed and continue to exist in relation to the application area as a whole.

3. The native title rights and interests claimed do not confer possession, occupation, use and enjoyment of the application area to the exclusion of all others.

4. The applicant acknowledges that the native title rights and interests are subject to and exercisable in accordance with valid laws of the Northern Territory of Australia and the Commonwealth of Australia.

5. The common or group rights and interests comprising the native title are held by the members of the Imarnte landholding group over the application area as a whole. However, the distribution of rights and interests within the group and in respect of different parts of the application area is governed by the claimants' system of traditional laws and customs.

6. The activities referred to in Schedules G and M were and are undertaken in the exercise of the native title rights and interests set out in paragraph 1.

## **REGISTER ATTACHMENTS:**

1. Map of Claim Area, Attachment A of the application, 1 page - A4, 28/06/2018
2. Native title claim group, Schedule A of the application, 6 pages - A4, 28/06/2018

*Note: The Register of Native Title Claims may, in accordance with s. 188 of the Native Title Act 1993, contain confidential information that will not appear on the Extract.*