

# Notice of a non-claimant application for determination of native title in New South Wales

**Notification day: 8 April 2026**



# National Native Title Tribunal

A 'non-claimant' application has been made to the Federal Court of Australia (Federal Court) seeking a determination that native title does not exist in the area described below. The Applicant has a non-native title interest in the area, which is set out in their application and summarised below.

Under the *Native Title Act 1993* (Cth), there can be only one determination of native title for an area. Unless there is a relevant native title claim, as defined in section 24FE, over the area described below on or before **7 July 2026**, the area may be subject to protection under section 24FA and acts may be done which extinguish or otherwise affect native title.

A person who claims to hold native title rights and interests in this area may wish to file a native title claimant application or become a party to this non-claimant application. These may be the only opportunities to have those rights and interests taken into account in the Federal Court's determination. Any other person may also wish to become a party.

If you want to become a party to this application, you must file a Form 5 (Notice of Intention to become a Party) with the Federal Court, **on or before 7 July 2026**. Further information regarding how to file a Form 5 is available from [www.fedcourt.gov.au](http://www.fedcourt.gov.au). After **7 July 2026**, you will need to seek leave from the Federal Court to become a party.

**Applicant's name:** NSW Minister for Lands and Property

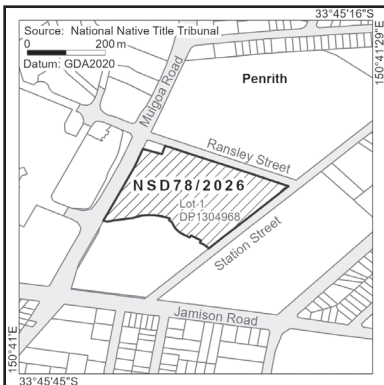
**Federal Court File No:** NSD78/2026

**Non-native title interest:** The Land is vested in the State of New South Wales and is Crown land within the meaning of the *Crown Land Management Act 2016*. The Minister for Lands and Property is the minister with responsibility for administering the *Crown Land Management Act 2016*. Subject to the *Crown Land Management Act 2016*, the Minister for Lands and Property can do anything with Crown land that a registered proprietor of land can do (see *Crown Land Management Act 2016* section 5.3(1))

**Order sought by Applicant:** The applicant seeks a determination that native title does not exist

**Description of area:** The application area covers 5.33ha encompassing Lot 1 on Deposited Plan 1304968, abutting Station Street and Mulgoa Road in the suburb of Penrith

**Relevant LGA:** Penrith City Council



For assistance and any further information about this application, including the description of the area, call Jake Ellis on 07 3052 4040 or visit [www.nntt.gov.au](http://www.nntt.gov.au).