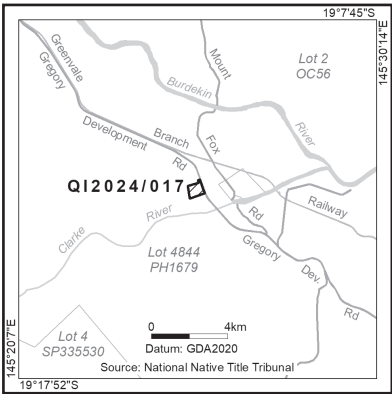


Notice of an application to register an area agreement on the Register of Indigenous Land Use Agreements in Queensland

Notification day: 19 February 2025



National Native Title Tribunal



Q12024/017 Mt Fullstop Quarry (Area Agreement)

Description of the agreement area:

The agreement area covers about 0.5 sq km and is located approx. 50 kms southeast of Greenville, north of Clarke River and adjoining the Gregory Development Road within Lot 4844 on Plan PH1679

Relevant LGA: Charters Towers Regional Council

The agreement contains the following statements:

- 6.1 Subject to clause 6.2, the Parties consent to the:
- (a) grant of the Sales Permit;
 - (b) any Variation of the Sales Permit;
 - (c) the issue of any Replacement Sales Permit;
 - (d) subject to clause 20, the Assignment of the Sales Permit;
 - (e) any acts done under or in accordance with the Sales Permit; and
 - (f) any Approval.

6.2 The consents given under clause 6.1 do not otherwise apply to an increase to the Supply Zone or the ILUA Area.

6.3 To the extent that any acts referred to in paragraphs 6.1(a) - 6.1(f) is a Future Act, the Parties acknowledge that the Non-Extinguishment Principle applies.

6.4 Subdivision P of Division 3 of Part 2 of the NTA is not intended to apply to a future act or future acts to which the Parties have consented in this Agreement.

6.5 Subject to clause 6.2, none of the Applicant, the Corporation or the Gugu Badhun People will object to the Sales Permit (including any re-issue, replacement or re-grant of the Sales Permit) or Variation of Sales Permit or do, or omit to do, any act that may prevent or delay the grant of the Sales Permit or any Variation of the Sales Permit.

Application means *Ernest Michael Hoolihan & Ors on behalf of the Gugu Badhun #3 v State of Queensland* QUD777/2019, filed in the Federal Court on 17 December 2019, and as amended from time to time.

Assignment of the Sales Permit means the assignment, transfer or novation of the Sales Permit or any Replacement Sales Permit.

Future Act has the meaning given in the NTA.

Gugu Badhun People means all of those persons who individually and collectively comprise the Native Title Claim Group with respect to the Application, being the persons on whose behalf the Application is made and as described in the Application.

ILUA Area means all of the land within the boundary marked in blue shown on the map in Part A of Schedule 1 and as described in Part B of Schedule 1.

Native Title Claim Group has the meaning given in the NTA.

Non-Extinguishment Principle has the meaning given in the NTA.

NTA means the *Native Title Act 1993* (Cth).

Quarry Material has the meaning in the *Forestry Act 1959* (Qld).

Parties means the parties to this Agreement.

Replacement Sales Permit means the issue of a new or the replacement of a sales permit or permits by the State under the *Forestry Act 1959* (Qld) for the getting of Quarry Material over or within the Supply Zone.

Sales Permit means an unrestricted Sales Permit to be issued to Bolwarra by the State of Queensland under the *Forestry Act 1959* (Qld) for the getting of Quarry Material only, over or within the Supply Zone.

State means State of Queensland acting through the Department of Agriculture and Fisheries or other agency which from time to time has the administrative responsibility for quarry material sales under the *Forestry Act 1959* (Qld).

Supply Zone means the area of land identified as Area A in Schedule 1.

Variation of Sales Permit means any variation to the terms and/or conditions of the Sales Permit and/or to any other sales permits issued to Bolwarra by the State under the *Forestry Act 1959* (Qld) for the getting of Quarry Material over or within the Supply Zone.

Parties to the agreement and their contact addresses:

Bolwarra Enterprises Pty Ltd (ACN 009 853 221) (Bolwarra)	c/- Holding Redlich GPO Box 490 Brisbane QLD 4001
Ernie Hoolihan, Ms Kennedy (deceased) and Hazel Illin as registered native title claimants on behalf of the Gugu Badhun People (Applicant) AND Gugu Badhun Aboriginal Corporation RNTBC ICN 7719 (Corporation)	c/- North Queensland Land Council PO Box 679N Cairns QLD 4870

Responses to an application to register an ILUA—where the application has not been certified:

Any person claiming to hold native title in relation to land or waters in the area covered by the agreement may wish, in response to this notice, to make a native title determination application or equivalent application under a law of a state or territory in respect of any part of the area. **The application must be made by 19 May 2025.** If that application is registered on the Register of Native Title Claims, the registered native title claimants must be a party to this agreement before it can be registered.

Details of the terms of the agreement are not available from the National Native Title Tribunal.

For assistance and any further information about this application, including the description of the area, call Claire Smith on 08 6317 5333 or visit www.nntt.gov.au.