

Notice of applications for determination of native title in South Australia

Notification day: 9 April 2025

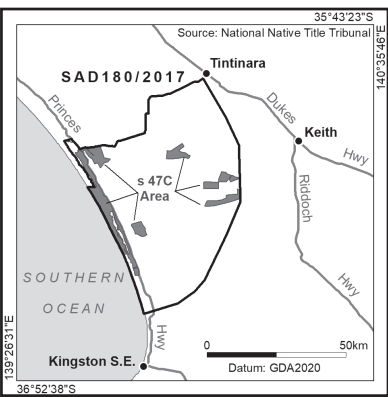


National Native Title Tribunal

These are two amended applications by two native title claim groups (Ngarrindjeri and the First Nations of the South East) which are asking the Federal Court of Australia (Federal Court) to determine that they hold native title in the area described below.

On 10 March 2020, the Federal Court ordered that the two native title applications SAD6027/1998 (Ngarrindjeri Part B) and SAD180/2017 (First Nations of the South East) be dealt with in the same proceeding (**The Ngarrindjeri-FNSE Overlap Proceeding**) and continue under proceeding number SAD180/2017.

If you want to become a party to the Ngarrindjeri-FNSE Overlap Proceeding, you must file a Form 5 (Notice of Intention to become a Party) with the Federal Court, **on or before 8 July 2025**. Further information regarding how to file a Form 5 is available from www.fedcourt.gov.au. After **8 July 2025**, you will need to seek leave from the Federal Court to become a party.



Under the *Native Title Act 1993* (Cth) there can be only one determination of native title for a particular area. If a person with native title rights and interests does not become a party to this proceeding, there may be no other opportunity for the Federal Court, in making its determination, to take into account those native title rights and interests in relation to the areas concerned.

Description of area: The applications both cover the same area, being an area of about 2,429 sq km located approx. 19 km north of Kingston S.E.

Relevant LGAs: Coorong, Kingston and Tatiara District Councils

Date amended: On 4 December 2024, leave was granted to amend the applications to include areas under section 47C of the *Native Title Act 1993* (Cth). The parcels listed in the section 47C Agreement are shown in dark grey fill on the map

Application name:	Andrew Birtwistle Smith and Ors on behalf of the First Nations of the South East #2 Native Title Claim and The State of South Australia and Ors in the schedule	Basil Sumner and Ors on behalf of the Ngarrindjeri Native Title Claim Group and The State of South Australia and Ors in the schedule
Federal Court File No:	SAD180/2017	SAD6027/1998 (all documents to be filed in SAD180/2017)
Date filed:	7 July 2017	6 July 1998
Registration test status:	The Native Title Registrar has not accepted this application for registration. Although this application has not been registered, the Federal Court may still refer the application for mediation and/or make a determination in relation to it	The Native Title Registrar has accepted this application for registration

For assistance and any further information about these applications, including the description of the area, call Sylvia Jagtman on 07 3052 4248 or visit www.nntt.gov.au.