

Extract from the National Native Title Register

Determination Information:

Determination Reference: Federal Court Number(s): WAD297/2018
NNTT Number: WCD2026/002

Determination Name: [Murphy on behalf of the Waturta Native Title Claim Group v State of Western Australia](#)

Date(s) of Effect: 12/06/2026

Determination Outcome: Native title exists in the entire determination area

Register Extract (pursuant to s. 193 of the *Native Title Act 1993*)

Determination Date: 12/06/2026

Determining Body: Federal Court of Australia

ADDITIONAL INFORMATION:

Not Applicable

REGISTERED NATIVE TITLE BODY CORPORATE:

Lalalka Aboriginal Corporation
Trustee Body Corporate
Suite 7, Level 3
St Georges Terrace End London Court
58 St Georges Terrace
Perth Western Australia 6000

Note: current contact details for the Registered Native Title Body Corporate are available from the Office of the Registrar of Indigenous Corporations www.oric.gov.au

COMMON LAW HOLDER(S) OF NATIVE TITLE:

Native title holders (s 225(a))

2. The native title in the Determination Area is held by the persons described in Schedule 2 (**native title holders**).

SCHEDULE 2

DESCRIPTION OF THE NATIVE TITLE HOLDERS

1. The native title holding group comprises the persons who hold native title rights and interests in the Determination Area through one or more of the following:

(a) their own birth or the birth of an ancestor on the claim area; or
(b) their own or an ancestor's long association with the claim area; or
(c) having religious, sacred or ritual authority for land within the claim area;
and who have a connection with the Determination Area in accordance with traditional laws and customs.

2. As at the date of this determination, the persons referred to in paragraph 1 of this description of native title holders include any of the descendants of the following persons who have a connection with the claim area in accordance with traditional laws and customs:

- (a) *Biman* (Roy Beaman);
- (b) *Pangu* (father of Scotty Lewis);
- (c) Tom Wunal;
- (d) Lily Wongawol;
- (e) *Munggi Munggi* and *Ngawila*;
- (f) *Billy Kubuludanu* (Billy Polak);
- (g) *Walaalinga and Tjiku Tjiku*;
- (h) *Marnupa*, Tatijarra Banks and Paddy Longfella Banks;
- (i) *Billy Campbell*;
- (j) *Nukuwara Paddy Bond*;
- (k) *Waltila Snowy Westlake and Nganuma*;
- (l) *Maraputa*;
- (m) *Nellie Yalanga*;
- (n) *Rangka Rangka*;
- (o) *Putjiba and Katie Yiningka*;
- (p) *Yungkututu* (Kitty Hill);
- (q) *Nguru* (Charlie Thorpe) and Mary Marnidi; and
- (r) Roly Hill.

MATTERS DETERMINED:

THE COURT ORDERS THAT:

- 1. There be a determination of native title in the Determination Area in terms of Attachment "A".
- 2. Lalaka Aboriginal Corporation (ICN 11809) shall hold the determined native title in trust for the native title holders pursuant to section 56(2)(b) of the *Native Title Act 1993* (Cth).

ATTACHMENT A DETERMINATION

THE COURT ORDERS, DECLARES AND DETERMINES THAT:

Existence of native title (s 225)

- 1. Native title exists in the whole of the Determination Area.

Native title holders (s 225(a))

- 2. The native title in the Determination Area is held by the persons described in Schedule 2 (**native title holders**).

The nature and extent of native title rights and interests (s 225(b); s 225(e))

- 3. Subject to orders 6 and 7, the nature and extent of the native title rights and interests in relation to each part of the Determination Area referred to in Schedule 3 is the right to possession, occupation, use and enjoyment of those parts to the exclusion of all others.

- 4. Subject to orders 5 to 7, the nature and extent of the native title rights and interests in relation to each part of the Determination Area (other than those areas identified in Schedule 3) are the following rights or interests:

- (a) the right to access, remain in and use that part;
- (b) the right to access, take and use the resources of that part for any purpose;
- (c) the right to engage in spiritual and cultural activities on that part; and
- (d) the right to maintain and protect places and objects of significance on that part.

Qualifications on native title rights and interests (s 225(b); 225(e))

- 5. The native title rights and interests in order 4 do not confer possession, occupation, use and enjoyment of those parts of the Determination Area on the native title holders to the exclusion of all others.

- 6. The native title rights and interests are subject to and exercisable in accordance with:

- (a) the traditional laws and customs of the native title holders; and
- (b) the laws of the State and the Commonwealth, including the common law.

- 7. Notwithstanding anything in this Determination:

- (a) there are no native title rights and interests in the Determination Area in or in relation to:
- (i) minerals as defined in the *Mining Act 1904* (WA) (repealed) and the *Mining Act 1978* (WA);
 - (ii) petroleum as defined in the *Petroleum Act 1936* (WA) (repealed) and in the *Petroleum and Geothermal Energy Resources Act 1967* (WA); or
 - (iii) geothermal energy resources and geothermal energy as defined in the *Petroleum and Geothermal Energy Resources Act 1967* (WA);
- and
- (b) the nature and extent of native title rights and interests in relation to water in any watercourse, wetland or underground water source as defined in the *Rights in Water and Irrigation Act 1914* (WA) at the date of this Determination is the non-exclusive right to take, use and enjoy that water.

The nature and extent of any other interests (s 225(c))

8. The nature and extent of other rights and interests in relation to the Determination Area are those set out in Schedule 4 (**other interests**).

Relationship between native title rights and other interests (s 225(d))

9. Except as otherwise provided for by law, the relationship between the native title rights and interests described in orders 3 and 4 and the other interests is as follows:
- (a) the Determination does not affect the validity of those other interests;
 - (b) to the extent of any inconsistency between the other interests described in Schedule 4 and the continued existence, enjoyment or exercise of the native title rights and interests:
 - (i) the native title rights and interests continue to exist in their entirety, but the native title rights and interests have no effect in relation to the other interests to the extent of the inconsistency during the currency of the other interests; and
 - (ii) otherwise the other interests co-exist with the native title rights and interests, and for the avoidance of doubt, the doing of an activity required or permitted under those interests prevails over the native title rights and interests and their exercise, but does not extinguish them.

Areas to which s 47A and s 47B of the *Native Title Act* apply

10. Section 47A and section 47B of the *Native Title Act* apply to the parts of the Determination Area set out in Schedule 5.

Definitions and interpretation

11. In this Determination, unless the contrary intention appears:

Determination Area means the land and waters within the external boundary described in Part 1 of Schedule 1 and depicted on the map at Schedule 6, but not including the Excluded Areas.

Excluded Areas means the land and waters described in Part 2 of Schedule 1 and depicted as such on the map at Schedule 6.

Land and **Waters** respectively have the same meanings as in the *Native Title Act*.

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

State means the State of Western Australia.

12. In the event of an inconsistency between the written description of areas in the Schedules and the areas depicted on the maps in Schedule 6, the written descriptions shall prevail.

REGISTER ATTACHMENTS:

1. Schedule 1 – Determination Area, 3 pages - A4, 12/06/2026
2. Schedule 3 – Where Native Title is Exclusive Possession, 1 page - A4, 12/06/2026
3. Schedule 4 – Other Interests, 3 pages - A4, 12/06/2026
4. Schedule 5 – Areas to which Section 47A and 47B Apply, 1 page - A4, 12/06/2026
5. Schedule 6 – Map of the Determination Area, 1 page - A4, 12/06/2026

Note: The National Native Title Register may, in accordance with s. 195 of the Native Title Act 1993, contain confidential information that will not appear on the Extract.