



Extract from the Register of Native Title Claims

Application Information

Application Reference: Federal Court number: WAD40/2026
NNTT number: WC2026/001

Application name: Bradley Wongawol & Ors on behalf of the Payarri People #2 and The State of Western Australia & Ors (Payarri #2)

Registration History: Registered from 13/04/2026

Register Extract (pursuant to section 186 of the *Native Title Act 1993* (Cth))

Application filed with: Federal Court of Australia

Date application filed: 05/02/2026

Date claim entered on Register: 13/04/2026

Additional Information: Not Applicable

APPLICANT:

Person/s authorised as applicant: Bradley Wongawol, Kado Muir, Sophia Thomas

Condition/s on authority: Not Applicable

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DESCRIPTION OF THE AREA COVERED BY THE CLAIM:

Part A. The area covered by the application

1. The area of land and waters covered by the application is described in the document titled "Identification of Boundaries" which is attached as **ATTACHMENT B**.
2. The external geographical boundaries of the area of land and waters covered by the application are delineated and marked on the map which is attached as **ATTACHMENT C**.
3. For the purposes of the application of sections 61A(4), 47, 47A and 47B of the *Native Title Act 1993* (Cth) (NTA), the area covered by the application includes any area to which the non-extinguishment principle (as defined by section 238 of the NTA) applies, including any area to which section 47, 47A or 47B of the NTA applies.

Part B. Areas within the boundaries that are not covered by the application

4. The areas of land and waters within the external boundary of the application area that are not covered by the application are:

(a) any area that is, or was, subject to any of the following acts as these are defined in either the NTA, as amended (where the act in question is attributable to the Commonwealth), or the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995 (WA) (Titles Validation Act)*, as amended, (where the act in question is attributable to the State of Western Australia) at the time of the Registrar's consideration:

- (i) Category A past acts;
 - (ii) Category A intermediate period acts;
 - (iii) Category B past acts that are wholly inconsistent with the continued existence, enjoyment or exercise of any native title rights or interests; and
 - (iv) Category B intermediate period acts that are wholly inconsistent with the continued existence, enjoyment or exercise of any native title rights or interests;
- (b) any area in relation to which a 'relevant act' as that term is defined in section 12I(1) of the Titles Validation Act was done and the act is attributable to the State of Western Australia;
- (c) any area in relation to which a previous exclusive possession act under section 12J of the Titles Validation Act was done and that act is attributable to the State of Western Australia;
- (d) any area in relation to which a previous exclusive possession act as defined by section 23B (including section 23B(7)) of the NTA was done in relation to the area and the act was attributable to the Commonwealth;
- (e) any areas where native title rights and interests have otherwise been wholly extinguished; and
- (f) specifically, any areas where there has been:
- (i) any unqualified grant of an estate in fee simple;
 - (ii) a lease which is currently in force, in respect of an area not exceeding 5000 square metres, upon which a dwelling house, residence, building or work is constructed, and which comprises:
 - (A) a lease of a worker's dwelling under the *Workers' Homes Act 1911-1928 (WA)*;
 - (B) a 99-year lease under the *Land Act 1898 (WA)*;
 - (C) a Lease of a town lot or suburban lot pursuant to section 117 of the *Land Act 1933 (WA)* (Land Act);
 - (D) a Special Lease under section 116 of the Land Act; or
 - (E) any Reserves vested pursuant to section 33 of the Land Act that are not for the benefit of Aboriginal People;
 - (iii) a conditional purchase lease currently in force in the Agricultural areas of the South West Division under regulations 46 and 47 of the Land Regulations 1887 (WA) which includes a condition that the lessee reside in the area of the lease and upon which a residence has been constructed;
 - (iv) a conditional purchase lease of cultivatable land currently in force under Part V Division (1) of the Land Act in respect of which habitual residence by the lessee is a statutory condition in accordance with the Division and upon which a residence has been constructed;
 - (v) a perpetual lease currently in force under the *War Service Land Settlement Scheme Act 1954 (WA)*;
 - (vi) a public work as defined in section 253 of the NTA; and/or
 - (vii) an existing dedicated public road.

PERSONS CLAIMING TO HOLD NATIVE TITLE:

See ATTACHMENT A.

REGISTERED NATIVE TITLE RIGHTS AND INTERESTS:

The following Native Title Rights & Interests were entered on the Register on 13/04/2026

1. Where there has been no extinguishment of native title rights and interests, or where any extinguishment must be disregarded,

- (a) the applicant claims the right to possess, occupy, use and enjoy the lands and waters the subject of the application as against the whole world; and
- (b) the applicant claims the right to control access to and use of these areas.

2. Where native title rights and interests have been partially extinguished, the applicant claims the following non-exclusive native title rights and interests:

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

3. The native title rights and interests claimed in this application are subject to and exercisable in accordance with:

- (a) the common law, the laws of the State of Western Australia and the Commonwealth of Australia;
- (b) valid interests conferred under those laws; and
- (c) the body of traditional laws and customs of the Payarri people.

4. The native title claim group members carry on, and their predecessors carried on, activities such as to fully exercise the rights and interests referred to in ATTACHMENT F.

5. Additional information is provided at ATTACHMENT E.

REGISTER ATTACHMENTS:

1. WC2026/001 Attachment A - Native Title Claim Group, 1 page - A4, 05/02/2026
2. WC2026/001 Attachment B - Identification of Boundaries, 1 page - A4, 05/02/2026
3. WC2026/001 Attachment C - Maps, 1 page - A4, 05/02/2026

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