



Extract from the Register of Native Title Claims

Application Information

Application Reference:	Federal Court number: WAD275/2024 NNTT number: WC2024/006
Application name:	Raphael Sampi & Ors on behalf of the Nganjuwarr Claim Group v State of Western Australia (Nganjuwarr Claim Group)
Registration History:	Registered from 9/01/2025

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

Application filed with:	Federal Court of Australia
Date application filed:	27/09/2024
Date claim entered on Register:	09/01/2025
Additional Information:	Not Applicable

APPLICANT:

Person/s authorised as applicant: Raphael Sampi, Phillip Speewah, Carol Juli, Lucilla Martin, Edward Muckarie, Jacqueline Gallagher, Ivan Morgan, Joseph Bedford

Condition/s on authority: The authority of the applicant to make the application and deal with matters arising in relation to it is subject to the following conditions:

1. The Applicant must be eligible, willing and able to act as a member of the Applicant;
2. The Applicant must at all times act in good faith and in the interests of the claim group as a whole;
3. The Applicant must have a quorum to make decisions. That quorum is a minimum of 3 GunjarIngarrri members of the Applicant.
4. The Applicant must make decisions by following the traditional decision-making process followed at the meeting of the claim group on 17 and 18 September 2024 which authorised the Applicant to make this application.
5. Unless expressly authorised by a decision of the claim group, the Applicant may not:
 - a) discontinue the claim;
 - b) change legal representatives; or
 - c) execute any future act agreement, Indigenous Land Use Agreement, or any other agreement that affects native title.

Address for service:

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DESCRIPTION OF THE AREA COVERED BY THE CLAIM:

External Boundary description

The application area covers all the land and waters within the external boundary described as:
Commencing on the western boundary of Doon Doon Pastoral Lease (N049571) at Latitude 16.439444° South, being the intersection of a eastern boundary of Native Title Determination WAD6016/1996 Wanjina Wungurr Wilinggin (WCD2004/001) with a northern boundary of Native Title Determination WAD44/2019 Yurriyangem Taam (WCD2019/006); then north easterly and generally south easterly along the boundary of the former mentioned native title determination to a south eastern corner of the south eastern severance of El Questro Pastoral Lease (N050404) at approximate Longitude 128.210341° East; then extending easterly along the prolongation of the southern boundary of that pastoral lease to a north western boundary of Native Title Determination WAD44/2019 Yurriyangem Taam (WCD2019/006); then generally south westerly and north westerly along the boundary of that native title determination back to the commencement point.

For the avoidance of any doubt, the application excludes any area subject to:

- Native Title Determination WAD44/2019 Yurriyangem Taam (WCD2019/006) as determined by the Federal Court on 23 May 2019.
- Native Title Determination WAD6016/1996, WAD6015/1999, WAD6006/2002 Wanjina - Wungurr Wilinggin Native Title Determination No 1 (WCD2004/001) as determined by the Federal Court on 27 August 2004.

More information is at **Attachment B**.

PERSONS CLAIMING TO HOLD NATIVE TITLE:

1) The native title holders are those Aboriginal people who:

- a. hold traditional rights and interests to one or more dambun/taam in the claim area through their descent from one or more of the Apical Ancestors; or
- b. are recognised by the people who are native title holders under (a) above as having traditional rights and interests in the claim area under traditional law and custom.

2) The Apical Ancestors are:

- a. Yimurruying
- b. Left Hand Paddy Laburr/Ngaraman
- c. Malgunangga
- d. Jimmy Mug-Lagoon (Marglu)
- e. Paddy Carroll
- f. Sambo (Jumbo) Jambomiyng
- g. Albert Juwardngo
- h. Julunguwyng
- i. Baberal Nancy Timms
- j. Polly Munbi / Mudbi
- k. Nyurrginin (brother of Polly Munbi / Mudbi)
- l. Domaganawul, the maternal grandmother of Brumby Bunggarayi; and
- m. Namadang.

REGISTERED NATIVE TITLE RIGHTS AND INTERESTS:

The following Native Title Rights & Interests were entered on the Register on 09/01/2025

Native title where traditional rights are wholly recognisable

1. In every part of the claim area where there has been no extinguishment to any extent of native title or where any extinguishment is required to be disregarded, the right possessed under traditional law and customs is properly interpreted as, and the native title right recognised by the common law of Australia is, the right of possession, occupation, use and enjoyment of land and waters as against all others.

Native title where traditional rights are partially recognisable

2. In all other parts of the claim area, the right possessed under traditional law and customs is properly interpreted as the

right of possession, occupation, use and enjoyment of land and waters as against all others, but the native title rights and interests recognised by the common law of Australia are the rights to do all such things as may be done under the right referred to above, save for controlling the access to or the use of land or waters by others; being the non-exclusive rights to:

- (a) have access to, remain on and use the land and waters;
- (b) access and take the resources of the land and waters for any purpose; and
- (c) protect places, areas and things of traditional significance on the land and waters.

Area covered by the native title and who holds the rights

3. Each of the native title rights referred to in paragraph 1 and 2 in this Schedule E exist in relation to the whole of each part of the claim area to which those paragraphs respectively apply and is held by the members of the native title claim group subject to and in accordance with their traditional laws and customs.

Activities currently carried on

4. Activities in exercise of the native title rights referred to in this Schedule E are all such activities as are contemplated by those rights and interests and include the activities identified in Schedule G.

Rights subject to laws of Australia

5. The members of the native title claim group acknowledge that their native title rights and interests are subject to and exercisable in accordance with valid and current laws of the Commonwealth and the State of Western Australia including the common law.

REGISTER ATTACHMENTS:

1. WC2024/006 External Boundary Description, attachment B of the application, 1 page - A4, 27/09/2024
2. WC2024/006 Map of the Claim Area, attachment C of the application, 2 pages - A4, 27/09/2024

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.