



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2018/001
Short name	Topsy Creek Barge Ramp Project ILUA
ILUA type	Body Corporate
Date registered	18/05/2018
State/territory	Queensland
Local government region	Carpentaria Shire Council, Kowanyama Aboriginal Shire Council

Description of the area covered by the agreement

"Agreement Area" means the Agreement Area identified in Schedule 1 and Schedule 2 of this agreement.

[A copy of Schedule 1 and Schedule 2 are attached to the Register Extract. The following general description of the agreement area has been provided by the National Native Title Tribunal to assist people to understand the location of the agreement area. It is provided for information only and should not be considered part of the Register of ILUAs:

The application covers an area of about 0.4 hectares and is located between the eastern bank of the Topsy Creek and Topsy Road, about 7.2 km north-west of the town of Trebanaman, within Lot 20 on SP224321.]

Parties to agreement

Applicant

Party name	Kowanyama Aboriginal Shire Council
Contact address	PO Box 30 Kowanyama QLD 4892

Other Parties

Party name	Abm Elgoring Ambung Aboriginal Corporation RNTBC
Contact address	PO Box 27 Kowanyama QLD 4892

Period in which the agreement will operate

Start date	22/01/2018
End Date	not specified

3.1 Subject to clause 3.2 this Agreement commences on the Execution Date.

3.2 Clause 5 commences on Registration.

3.3 This Agreement may be terminated by written agreement executed by each party.

"Execution Date" means the day on which this Agreement is executed by the parties and if executed on different days, the latter of those days.

"Registration" means the date on which this Agreement is registered.

Statements of the kind mentioned in ss. 24EB(1) or 24EBA(1) or (4)

5.1 The Parties:-

(a) consent to the doing of the Agreed Acts to the extent they are Future Acts; and

(b) agree to the validation of any Agreed Acts done by the Council or the Trustee in the Agreement Area and for the

purposes of the Project after the Execution Date and prior to the Registration.

5.4 To avoid any doubt Subdivision P, Division 3, Part 2 of the NTA [Native Title Act 1993 (Cth)] does not apply to the Agreed Acts.

“Agreed Acts” means any act done as part of, or in relation to the construction and establishment within the ILUA Area including:-

- (a) Barge Ramp; and hard stand area;
- (b) Surrender of the Road Opening Area;
- (c) The doing of any other Activity including:-
 - i) any survey activities;
 - ii) geotechnical investigations;
 - iii) the grant of any permits or authorities including making a Development Application and issuing a Development Approval;
 - iv) the clearing of any land within the Agreement Area;
 - v) the use of the Topsy Creek Barge Ramp.

"Road Opening Area" means part of Lot 20 on SP224321 shown as "New Road" on which the barge ramp and hard stand area is to be constructed as set out in Schedule 4.

Attachments to the entry

[QI2018_001 Schedule 1 Map of Agreement Area.pdf](#)

[QI2018_001 Schedule 2 Written Description of Agreement Area.pdf](#)

[QI2018_001 Sketch of Barge Ramp Area Located Below HAT Level.pdf](#)