



## Extract from Register of Indigenous Land Use Agreements

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<b>NNTT number</b>	VI2013/005
<b>Short name</b>	Dja Dja Wurrung and Chum Street Car Park Sale ILUA
<b>ILUA type</b>	Area Agreement
<b>Date registered</b>	16/10/2013
<b>State/territory</b>	Victoria
<b>Local government region</b>	Greater Bendigo City

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### Description of the area covered by the agreement

"ILUA Area" means Crown allotment 2103, Parish of Sandhurst at Bendigo as described in Schedule 2 and shown on the map in Schedule 3 [A copy of Schedules 2 and 3 are attached to this register].

[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:

Agreement covers about 0.77 hectares over Crown Allotment 2103, Parish of Sandhurst, Bendigo.]

### Parties to agreement

#### *Applicant*

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<b>Party name</b>	Gary John Murray, Robert Herbert Nicholls, Rodney John Carter, Graham John Atkinson, Carmel Priscilla Barry, Connie Harrison-Edwards on behalf of the Dja Dja Wurrung Native Title Claim Group.
<b>Contact address</b>	c/- Native Title Services Victoria Ltd 642 Queensberry Street North Melbourne VIC 3051

#### *Other Parties*

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<b>Party name</b>	Surgant No 2 Pty Ltd
<b>Contact address</b>	c/- John Boundy Solicitor P.O.Box 4063 Bendigo VIC 3550

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<b>Party name</b>	State of Victoria
<b>Contact address</b>	C/- Department of Sustainability and Environment 7 Taylor Street Epsom VIC 3551

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**Period in which the agreement will operate**

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<b>Start date</b>	not specified
<b>End date</b>	not specified

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4.1 This agreement takes effect from the day it is executed by all parties (in accordance with clause 14).

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

5.1 The parties agree that the right to negotiate provisions in Part 2, Division 3, Subdivision P of the NTA are not intended to apply to the grant of fee simple title to the proponent over the ILUA Area.

5.2 Subject to compliance by the parties with the provisions of this Agreement, the parties:

- agree to the grant by the State of fee simple title under s.99 A of the Land Act 1958 to the Developer in respect of the ILUA Area; and
- agree that the grant of fee simple title to the Developer in respect of the ILUA Area is valid .

7.1 The Native Title Applicants for and on behalf of the Dja Dja Wurrung Native Title Claim Group, upon registration of this Agreement, surrender to the State native title rights and interests (if any) in and relating to the ILUA land.

7.2 The parties consent that, pursuant to s 24EB(1)(d) of the NTA, the surrender of native title rights and interests (if any) [pursuant to clause 7.1] is intended to extinguish those native title rights and interests.

**Attachments to the entry**

[VI2013\\_005\\_Written description of agreement area.pdf](#)

[VI2013\\_005\\_Map of agreement area.pdf](#)