



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2016/045
Short name	Port Curtis Coral Coast People and Local Government ILUA
ILUA type	Area Agreement
Date registered	05/05/2017
State/territory	Queensland
Local government region	Bundaberg Regional Council, Gladstone Regional Council, North Burnett Regional Council

Description of the area covered by the agreement

Schedule 1 of the agreement defines the "ILUA Area" as the area described in Schedule 2 including all the land and waters within the Claim Area [being the area covered by the Port Curtis Coral Coast People's native title claimant application QUD6026/2001] shown on the map marked "ILUA Area" in Schedule 3 which does not overlap with any other native title claim.

[A copy of Schedules 2 and 3 are attached to this 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 area covers about 18358 sq km, approx. 40 km south of Rockhampton extending south until approx. 18km north of Childers.]

Parties to agreement

Applicant

Party name Bundaberg Regional Council
Contact address c/- Gilkerson Legal
GPO Box 3333
Brisbane QLD 4000

Party name North Burnett Regional Council
Contact address c/- Gilkerson Legal
GPO Box 3333
Brisbane QLD 4000

Party name Gladstone Regional Council
Contact address c/- Gilkerson Legal
GPO Box 3333
Brisbane QLD 4000

Other Parties

Party name Gidarjil Cultural Heritage Corporation
Contact address c/- Queensland South Native Title Services
PO Box 10832, Adelaide Street
Brisbane QLD 4000

Party name Kerry Blackman, Dean Sarra, Lurleen Blackman, Richard Johnson, Nat Minniecon, Matthew Cooke and Neville Johnson on behalf of the Port Curtis Coral Coast People
Contact address c/- Queensland South Native Title Services
PO Box 10832, Adelaide Street
Brisbane QLD 4000

Period in which the agreement will operate

Start date not specified
End date not specified

16.1 This Agreement takes effect as a contractually binding agreement between the Parties from the Execution Date [the date the last party signs the agreement, being 22 September 2016] and continues unless and until the Agreement is Terminated.

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

38.2 Part 2 Division 3 Subdivision P of the Native Title Act (which relates to the right to negotiate) does not apply to any Future Acts covered by the Agreement.

Low Native Title Impact Activities

44.1 The Parties consent to any Activity which has a Low Native Title Impact (they are

described in Schedule 7) [Schedule 7 is attached to this Register Extract].

44.2 There are no conditions on the consent to an Activity which has a Low Native Title Impact.

High Native Title Impact Activities

44.3 Where the conditions in sub-clause 44.4 are satisfied, the Parties consent to any Activity which has a High Native Title Impact (they are described in Schedule 8) [Schedule 8 is attached to this Register Extract].

44.4 The Local Government proposing the Activity must satisfy one of the following:-

(a) The Local Government:

i) gives a Notice to the Native Title Party or the Native Title Party's Representative in accordance with paragraph 46.1(a); and

ii) complete Consultation in accordance with paragraph 46.1(b).

(b) Where the Activity involves a capital work dealt with at a Capital Works Forum (provisions about a Capital Works Forum are contained in Clause 61), the Local Government:

i) gives a list of capital works involving the Activity under paragraph 61.6(e); and

ii) consensus is reached under paragraph 61.6(f) about the Activity being carried out.

Consent to Particular Act

45.1 Gladstone Regional Council and the Native Title Party have consented to a number of Future Acts which are the subject of the following Native Title Acquisition Agreements ("agreement") which record the benefits provided to the Port Curtis Coral Coast People under the Native Title Acquisition Agreement are made in full and final satisfaction of any Compensation and for the benefit of all Native Title Holders:

(a) agreement dated 25 March 2013 with regard to Lot 41 SP206868 (Agnes Waters water treatment plant);

(b) agreement dated 11 July 2014 with regard to Lot 8 SP273519 (Calliope kindergarten); and Lots 206-214 on CP U7251 (Ubobo residential).

Attachments to the entry

[Schedule 2 Written Description.pdf](#)

[Schedule 3 Map of Areas.pdf](#)

[Schedule 7 - Low Native Title Impact Activities.pdf](#)

[Schedule 8 - High Native Title Impact Activities.pdf](#)