



Extract from Register of Indigenous Land Use Agreements

NNTT number	SI2015/003
Short name	Coober Pedy Precious Stones Field ILUA
ILUA type	Body Corporate
Date registered	28/04/2015
State/territory	South Australia
Local government region	Unincorporated Areas - SA, Coober Pedy District Council

Description of the area covered by the agreement

'Agreement Area' has the meaning given to it in clause 5.

5.1 The Agreement Area is the whole of the land declared as the Coober Pedy Precious Stones Field pursuant to section 4 of the OMA which lies within the Determination Area, as depicted on the map at Schedule 1.

'Opal Mining Act or OMA' means the Opal Mining Act 1995 (SA).

[A map and description of the agreement area is contained in Attachment A, which replaces the map at Schedule 1 of the agreement. A copy of Attachment A is 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:

Agreement covers about 4,680 sq km in the vicinity of Coober Pedy either side of the Stuart Highway].

Parties to agreement

Applicant

Party name	The Attorney-General for the State of South Australia
Contact address	c/- Crown Solicitor's Office GPO Box 464 Adelaide SA 5001

Other Parties

Party name	Antakirinja Matu-Yankunytjatjara Aboriginal Corporation (AMYAC)
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Contact address c/- Tim Wooley
Box 10009
Gouger Street Post Office
Adelaide SA 5000

Party name Minister for Mineral Resources and Energy

Contact address Level 7
101 Grenfell Street
Adelaide SA 5000

Period in which the agreement will operate

Start date not specified

End date not specified

4.1 The Agreement will commence on the Registration Date and, subject to clause 26, continues until the date upon which details of this Agreement are removed from the Register pursuant to section 199C of the NTA.

'NTA' means the Native Title Act 1993 (Cth).

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

10.1. The Parties agree to the validation of Precious Stones Tenements (whether current or expired) registered under section 20 of the OMA which were invalid as a consequence of the NTA.

10.2. To the extent that any Mining Operations within the Agreement Area conducted under a PSPP before the Registration Date were invalid because of the NTA, the Parties agree to the validation of those Mining Operations.

10.3. The acts validated in accordance with this clause are valid and are taken always to have been valid.

11.1. For the purposes of section 24EB of the NTA, the Parties consent to the acts or activities referred to in clauses 12, 13 and 15 of this Agreement being carried out in the Agreement Area after the Registration Date, subject to the conditions set out in those clauses and this Agreement generally.

11.2. The Parties agree that Subdivision P of Part 2 of Division 3 and any approved alternative scheme under section 43(1) of the NTA, including Part 7 of the OMA, is not intended to apply to the acts or activities consented to under this Part 4.

12.1. AMYAC and the Antakirinja Matu-Yankunytjatjara People consent to:

(a) the registration of Precious Stones Tenements under section 20 of the OMA;

(b) the renewal of Precious Stones Tenements under section 22 of the OMA;

in Area A to any person or corporation who has executed an Acceptance Deed and provided it to the Mining Registrar.

13.1. AMYAC and the Antakirinja Matu-Yankunytjatjara People consent to Mining Operations in Area A pursuant to a PSPP where an Acceptance Deed has been executed and provided to the Mining Registrar in accordance with this clause 13.

15.1 Subject to this clause, to the extent that rehabilitation of land affected by Mining Operations in the Agreement area is a Future Act, AMYAC and the Antakirinja Matu-Yankunytjatjara People

consent to the rehabilitation of land affected by Mining Operations in the Agreement Area .

'Area A' means all parts of the Agreement Area excluding those areas which form part of Area B.

For the avoidance of doubt, Area A includes the following Worked areas:

1. The area north/north-east of Shell Patch which includes the Whiskey diggings;
2. The area known as Crater;
3. The area known as Jasper Gully;
4. The areas known as Opal valley and Tee Valley .
5. Those parts of the area known as John Deere that are cleared for Mining Operations as depicted on the Map at SCHEDULE 4; and
6. The area known as Hans Peak as depicted on the plan at SCHEDULE 5. [A copy of schedules 4 and 5 is attached to this register extract].

'Area B' is the area marked as Area B on the Map in SCHEDULE 4 and in addition includes the following areas, whether or not marked on the Map:

- 50 metres either side of all minor creeks;
- 200 metres from the treeline of all major creeks, namely, Yellow Bullock Creek, Cotton Bush Creek, Longs Creek, Eight Mile Creek, Sixteen Mile Creek and Thunderstorm Creek;
- 200 metres radius from the edge of all Claypans, Swamps and Lakes, including salt lakes;
- the Unworked area of John Deere; and
- the mostly Unworked hill at or near Hans Peak.

For the avoidance of doubt, that part of Area B which is along the Stuart Range is a continuous linear area defined by a line 100 metres back from the top edge of the areas of escarpment, and where there is no escarpment as such, 100 metres back from where the gradient of the land starts to fall away in a generally easterly, north-easterly or south-easterly direction, and a line at the base of the areas of escarpment, or where there is no escarpment as such where the gradient of the land starts to level out, a line 100 metres out from those points.

Area B is land and waters which have been identified as culturally sensitive for the Antakirinja Matu-Yankunytjatjara People and/or have not been cleared for Mining Operations by the Antakirinja Matu-Yankunytjatjara People in the surveys undertaken to prepare the Map . Area B includes areas of Aboriginal Heritage, as set out on the Map in SCHEDULE 4.

'Precious Stones Prospecting Permit or PSPP' has the meaning given to it under the OMA.

Attachments to the entry

[Attachment A Map and description of agreement area.pdf](#)

[Attachment B - Schedule 4 Map.pdf](#)

[Attachment C - Schedule 5 Plan depicting Hans Peak.pdf](#)