



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2011/050
Short name	Windlab Development Pty Ltd and Yirendali People ILUA
ILUA type	Area Agreement
Date registered	07/02/2012
State/territory	Queensland
Local government region	Flinders Shire Council

Description of the area covered by the agreement

ILUA area is the area and waters described in Schedule 1.
[Schedule 1 is attached to the Register Extract]

The following general description of the agreement area has also been provided by the National Native Title Tribunal to assist people to understand the location of the agreement area. It does not replace, and is less precise than, the description of the agreement area contained in the agreement. It is provided for information only and should not be considered part of the Register of ILUAs:

The area subject to this agreement covers approximately 3,316 square kilometres and is located in the vicinity of Hughenden.

Parties to agreement

Applicant

Party name	Windlab Developments Pty Ltd
Contact address	301 / 55 Blackall Street BARTON ACT 2600

Other Parties

Party name	James Hill, Martina Jacobs and Jeffrey Lammermoor on their own behalf and on behalf of the Yirendali People
Contact address	c/- Dillon Lawyers PO Box 626 TOWNSVILLE QLD 4810

Period in which the agreement will operate

Start date	not specified
End Date	not specified

This Agreement commences on the Commencement Date and, subject to Clause 15 [which provides for termination in certain circumstances], will operate for the life of the Project and the duration of the Agreed Acts.

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

6.1 Consents

(a) The Native Title Parties agree to and consent to:-

- (i) the Agreed Acts; and
- (ii) the undertaking of the Project.

(b) To the extent that any of the Agreed Acts or the undertaking of the Project is a Future Act, the Parties agree that the Non-Extinguishment Principle applies to the doing of those Agreed Acts or the undertaking of the Project.

(c) The consents in clause 6.1(a) are statements for the purpose of section 24EB(1)(b)(i) of the NTA and regulation 7(5)(a) of the Regulations.

(d) For the purposes of section 24EB(1)(c) of the NTA and regulation 7(5)(b) of the Regulations, Windlab and the Native Title Parties state that Subdivision P, Division 3, Part 2 of the NTA is not intended to apply to any Agreed Acts on and from the date this Agreement is Registered.

1.1 Definitions

'Agreed Acts' means the Grant, variation, extension or renewal of any Approval which Windlab, acting reasonably, considers necessary or desirable for the undertaking of the Project on any part of the ILUA Area, including any Approval granted under legislation including, but not limited to:

- (i) Electricity Act 1994 (Qld);
- (ii) Environmental Protection Act 1994 (Qld);
- (iii) Environmental Protection and Biodiversity Conservation Act 1999 (Cth);
- (iv) Forestry Act 1959 (Qld);
- (v) Land Act 1994 (Qld);
- (vi) Vegetation Management Act 1999 (Qld); and
- (vii) Water Act 2000 (Qld).

'Commencement Date' means the date on which this Agreement is executed by the Parties to execute it [that is 9 July 2011].

'Project' means the installation of equipment for the purpose of renewable energy generation, which includes:

(a) the construction and operation of wind turbine generators, associated access tracks, electrical cabling, substations and a maintenance facility and any other ancillary works required for operation of the wind turbine generators (Wind Farm) on land within the ILUA Area;

(b) the construction and maintenance of an electricity transmission line to connect the Wind Farm stages to the electricity grid at Hughenden (Transmission Line);

(c) any other works or operations within the ILUA Area necessary for or ancillary to the Project to allow connection to the electricity grid (Substation); and

(d) any other commercial scale Solar Generation and / or Biomass Generation plant deemed suitable within the ILUA Area that will be connected to the Hughenden Substation or any other substation (Renewable Energy Generation Plant).

Attachments to the entry

[QI2011_050 Schedule 1 ILUA Area Map.pdf](#)

[QI2011_050 Schedule 1 ILUA Area Description.pdf](#)