



## Extract from Register of Indigenous Land Use Agreements

---

<b>NNTT number</b>	SI2014/013
<b>Short name</b>	Wangkangurru Yarluyandi Parks ILUA
<b>ILUA type</b>	Body Corporate
<b>Date registered</b>	13/01/2015
<b>State/territory</b>	South Australia
<b>Local government region</b>	Unincorporated Areas - SA

---

### Description of the area covered by the agreement

The Agreement Area is the area described in SCHEDULE 1 being the parcels of land listed in SCHEDULE 1 known as the Simpson Desert Regional Reserve and the Simpson Desert Conservation Park and depicted in the map attached at SCHEDULE 2 to this Agreement. [Schedule 1 - Agreement Area and Schedule 2 - Map of the Agreement Area are attachments to this register extract]

### Parties to agreement

#### *Applicant*

---

<b>Party name</b>	The Attorney-General on behalf of the State of South Australia
<b>Contact address</b>	c/- Crown Solicitor's Office GPO Box 464 Adelaide South Australia 5001

#### *Other Parties*

---

<b>Party name</b>	Wangkangurru Yarluyandi Aboriginal Corporation
<b>Contact address</b>	c/- Camatta Lempens Level 1 345 King William Street Adelaide South Australia 5000

---

**Party name** Minister for Sustainability, Environment and Conservation for the State of South Australia

**Contact address** c/- Department for Environment, Water and Natural Resources  
GPO Box 1047  
Adelaide South Australia 5001

---

**Period in which the agreement will operate**

---

**Start date** not specified

**End date** not specified

---

5.1 Clauses 1 to 8 of the Agreement commence on the Execution Date.

5.2 The remainder of the Agreement commences on the Registration Date.

5.3 This Agreement continues indefinitely until it is terminated:

(a) in accordance with clause 38; or

(b) by operation of law

5.4 This Agreement terminates if it is removed from the Register under section 199C of the NTA.

5.5 In the event that this Agreement is not registered on the Register within 24 months from the Execution Date, it may be terminated by written agreement of the parties.

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

26. Authorisation of Park activities upon the Agreement Area

26.1 The Parties consent, subject to relevant legislation, (including the AHA) and to compliance with this Agreement, that the State may carry out, or authorise by permit, lease, licence or agreement under the NPWA or any other legislation, the carrying out of any acts or activities upon the Agreement Area which are consistent with the operation of the Agreement Area as Reserves under the NPWA.

27. Management Plans

The Parties consent to the implementation of any Management Plan in relation to the Reserves, adopted pursuant to section 38 of the NPWA.

28. Consent to other acts

28.1. To the extent necessary for the purpose of section 24EB of the NTA, the Parties consent, subject to the conditions set down in this clause, to the State approving and/or doing the acts and activities referred to in clauses 11.2, 17.4, 19.2, 26, 27 and 30 of this Agreement on Native Title Land in the Agreement Area after the Registration Date.

28.2. Where the act referred to in 28.1 is a Notifiable Act, the consent of the Corporation to the State approving or doing that act or activity is conditional upon the State's compliance with the Notification Process set out at SCHEDULE 3 in relation to that act.

28.4. Where the Future Act is one which could be done if, instead of being Native Title Land the land was held as freehold, the act is not a Notifiable Act and the consent of the Wangkangurru Yarluyandi People is conditional upon the Corporation being provided the same procedural rights as would be afforded to them if they instead held freehold title to the land.

2. Definitions:

AHA means the Aboriginal Heritage Act 1988 (SA);

Determination means the Consent Determination of the Federal Court of Australia made in favour of the Wangkangurru Yarluyandi People in relation to the Wangkangurru Yarluyandi Native Title Claim on 3 October 2014 including any approved determination of native title in place of the original;

Execution Date means the date on which this Agreement was executed by all Parties and if executed on different days the date on which it was last executed;

Management Plan means a Management Plan under the NPWA and includes an amended Management Plan;

Native Title Land means the land and waters over which native title is determined to exist in the Determination;

NPWA means the National Parks and Wildlife Act 1972 (SA);

Reserves means the Simpson Desert Conservation Park and the Simpson Desert Regional Reserve;

Wangkangurru Yarluyandi Native Title Claim means the native title determination application for and on behalf of the Wangkangurru Yarluyandi People in the matter of Arthur Ah Chee and Others v the State of South Australia and Others (SAD 6016/1998) as filed in the Federal Court of Australia;

#### **Attachments to the entry**

[Schedule 1 - Agreement Area.pdf](#)

[Schedule 2 - Map of the Agreement Area.pdf](#)