



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2012/090
Short name	ILUA relating to EPC772 and ATP718P
ILUA type	Area Agreement
Date registered	20/03/2013
State/territory	Queensland
Local government region	Tablelands Regional Council

Description of the area covered by the agreement

[Explanatory notes in brackets inserted by the National Native Title Tribunal]

'ILUA Area' means the land or waters as described in item 1 of Schedule 1 and delineated by the map in Schedule 2. [Copies of Schedules 1 and 2 are included as attachments to the Register extract.]

[The following general description of the ILUA Area has been provided by the National Native Title Tribunal to assist people to understand the location of the ILUA Area. It is provided for information only and should not be considered part of the Register of ILUAs:

The agreement covers about 490 sq km in the vicinity of Mount Mulligan, being that part of ATP718 that does not extend beyond the northern boundary of Lot 5112 on Plan HG843453.]

Parties to agreement

Applicant

Party name	Mantle Mining Corporation Ltd
Contact address	c/- ELP & Muddy Boots GPO Box 559 Brisbane QLD 4001

Other Parties

Party name	Nguddaboolgan Native Title Aboriginal Corporation
Contact address	c/- North Queensland Land Council Aboriginal Corporation PO Box 679N Cairns QLD 4870

Party name	Mt Mulligan Coal Pty Ltd
Contact address	c/- ELP & Muddy Boots GPO Box 559 Brisbane QLD 4001
Party name	Calcifier Industrial Minerals Pty Ltd
Contact address	Level 1 58 Lorimer Street Docklands VIC 3008
Party name	Trafford Coal Pty Ltd
Contact address	c/- ELP & Muddy Boots GPO Box 559 Brisbane QLD 4001
Party name	James Archer, George Archer, Walter Richards Snr, Kenneth Jackson, Lola Brown, Alfred Neal Snr, Percy Neal, Saul Burns Snr, Ernie Burns, Vincent Wason, Maxwell Underwood, Andrew Garrett on their own behalf and on behalf of the Djungan People #1, #2 and #3.
Contact address	c/- North Queensland Land Council Aboriginal Corporation PO Box 679N Cairns QLD 4870

Period in which the agreement will operate

Start date	03/10/2012
End date	not specified

2.1 This agreement commences on the Commencement Date [3 October 2012].

2.2 This agreement continues for the term of the Project Rights and any subsequent term of reissue, substitution, renewal or extension of any of the Project Rights.

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

Clause 9.1: The Parties consent to:

- (a) the grant of the Project Rights;
- (b) other acts necessary or expedient to give effect to the Project;
- (c) acts necessary to enable the Project to proceed in accordance with all Applicable Laws and Applicable Authorisations; and
- (d) subject to clause 3.3, works necessary or desirable to develop, construct, operate or maintain the structures and works comprising the Project, notwithstanding that Mount Mulligan is registered as an Aboriginal Cultural Heritage Area, in the the ILUA Area and agree not to challenge the validity of these matters in the future .

Clause 5: For the purposes of section 24EB(1)(c) of the NTA, the Parties state that Subdivision P, Division 3, Part 2 of the NTA is not intended to apply to the grant of the Project Rights .

Clause 1.1 Defined terms

'Project' means all operations and activities proposed or undertaken by Trafford , its contractors,

servants or agents aimed at the discovery, location and delineation of economic coal deposits on EPC772 and payable coal seam gas deposits on ATP718P, and anything necessary, expedient, conducive or incidental to those activities, but does not include mining for or commercial exploitation of coal seam gas or coal.

'Project Rights' means all approvals, consents, licences, titles, renewals and other entitlements that may be required for that part of the Project that affects the ILUA Area, including the grant of all rights created under EPC772 and ATP718P (and any renewal, reissue, substitution or extension of those tenements), and clearing and excavation as defined in section 482 of the MRA [Mineral Resources Act 1989 (Qld)].

Attachments to the entry

20121025 QI2012090 Schedule 1 Written Description.pdf

20121025 QI2012090 Schedule 2 Map of ILUA Area.pdf