



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2015/023
Short name	Budjiti People and Local Government ILUA
ILUA type	Area Agreement
Date registered	06/11/2015
State/territory	Queensland
Local government region	Bulloo Shire Council, Paroo Shire Council

Description of the area covered by the agreement

Schedule 1 defines 'ILUA Area' as the area described in writing in Schedule 2 being all of the land and waters within the Claim Area shown on the map marked "ILUA Area" in Schedule 3.

[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 area subject to this agreement covers about 16,700 sq km located on the New South Wales and Queensland Border, between the townships of Thargomindah and Cunnamulla].

Parties to agreement

Applicant

Party name	Bulloo Shire Council
Contact address	c/- MacDonnells Law GPO Box 79 Brisbane QLD 4001

Other Parties

Party name	Dinny McKellar, Philip Eulo, Elizabeth McNiven, Margaret Hearn, Melissa Bryan and Carolyn Hooper on behalf of the Budjiti People QUD53/2007
Contact address	c/- Queensland South Native Title Services Limited PO Box 10832 Adelaide Street Brisbane QLD 4000

Period in which the agreement will operate

Start date	not specified
End date	not specified

- 23.1 Clause 29 in Part 3 commences on the Execution Date.
23.2 All other provisions in Part 3 commence on the Registration Date

'Execution Date' means the date the last Party signs the agreement.

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

24.(b) Part 2 Division 3 Subdivision P of the [Native Title Act 1993 (Cth)] (which relates to the right to negotiate) does not apply to any Future Acts covered by the Agreement.

29.1 The Parties consent to any Activity which has a Low Native Title Impact (they are described in Schedule 4) [a copy of Schedule 4 is attached to this register extract].

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

29.3 Where the conditions in the immediately following sub-clause are satisfied, the Parties consent to any Activity which has a High Native Title Impact (they are described in Schedule 5) [a copy of Schedule 5 is attached to this register extract].

29.4 The conditions are that the Local Government proposing the Activity satisfies one of the following:

(a) The Local Government:

- (i) gives a Notice to the Native Title Party in accordance with paragraph 31.1(a); and
- (ii) complete Consultation in accordance with paragraph 31.1(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 32), the Local Government:

- (i) gives a list of capital works involving the Activity under paragraph 32.6(d); and
- (ii) consensus is reached under paragraph 32.6(e) about the Activity being carried out.

29.5 For clarification, an Activity which has a Low Native Title Impact will not be an Activity which has a High Native Title Impact.

30. Where a condition applicable to a Particular Future Act is satisfied, the Parties consent to the Particular Future Act (they are described in Schedule 6).

32.4 The objectives of the Capital Works Forum are to:

- (a) provide a forum at which the Local Government can table a list of proposed capital works for discussion and reaching consensus about whether they have a Low Native Title Impact or a High Native Title Impact; and
- (b) enable the Parties to discuss any other proposed Activities which the Local Government cannot readily categorise under Schedule 4 or Schedule 5 - with a view to reaching consensus on whether those Activities have a Low Native Title Impact or a High Native Title Impact.
- (c) where the Parties reach consensus that any of the listed capital works are Activities which have a High Native Title Impact, to enable them to undertake Consultation in relation to those Activities.

'Capital Works Forum' means one or more meetings of the Native Title Party and a Local Government of the kind, and for the purposes, set out in clause 32.

Attachments to the entry

[QI2015_023 Schedule 2 - Written Description.pdf](#)

[QI2015_023 Schedule 3 - Map of Agreement Area.pdf](#)

[QI2015_023 Schedule 4 - Low Impact Native Title Activities.pdf](#)

[QI2015_023 Schedule 5 - High Impact Native Title Activities.pdf](#)