



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2020/008
Short name	Isis Central Sugar Mill Rail Agreement
ILUA type	Body Corporate
Date registered	10/08/2020
State/territory	Queensland
Local government region	Bundaberg Regional Council

Description of the area covered by the agreement

Schedule 1 to the agreement describes the agreement area as 'Part of Lot 1068 on Crown Plan FTY1285, Title Reference 47542388'.

[A copy of Schedule 1 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:

The agreement area covers approx 1,676 sq m, being part of Lot 1068 on Crown Plan FTY1285, approx 16 km south east of Gin Gin.]

Parties to agreement

Applicant

Party name	Isis Central Sugar Mill Company Limited
Contact address	c/- MRH Lawyers PO Box 886 Bundaberg QLD 4670

Other Parties

Party name	First Nations Bailai, Gurang, Gooreng Gooreng, Taribelang Bunda People Aboriginal Corporation RNTBC
Contact address	c/- Dillon Lawyers 62 Blackwood Street Townsville QLD 4810

Period in which the agreement will operate

Start date	06/03/2020
End Date	not specified

2. This Agreement commences on the Commencement Date.

20.5 The Parties can terminate this Agreement at any time by agreement in writing.

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

5 Statement for the purpose of the NTA

For the purposes of:

- (a) section 24EB(1)(c) of the NTA; and
- (b) regulation 6(5)(b) of the ILUA Regulations

the Parties agree that Subdivision P, Division 3, Part 2 of the NT A is not intended to apply to the Agreed Acts.

9.1 Project Rights and associated rights

(a) The Parties consent to:

- (i) the doing of the Project;
 - (ii) the Grant and implementation of the Project Rights; and
 - (iii) other acts necessary, ancillary, incidental or expedient to give effect to the Project and the Grant and implementation of the Project Rights,
- in the ILUA Area and agree not to challenge their validity in the future, (collectively, the "**Agreed Acts**").

Grant means initial grant, reissue, substitution, renewal, extension or further or subsequent grant, and Granted has a corresponding meaning.

ICSM means Isis Central Sugar Mill Company Limited (ACN 009 657 078).

ILUA Area means the area to which this Agreement applies, being the land or waters as described in Schedule 1 and shown in the map in Schedule 2.

Project means all activities, works and operations (including all investigation, implementation, development, excavation, construction, installation, operation, production, maintenance, repairs, replacement, further development, decommissioning and rehabilitations) proposed or which may be undertaken in relation to:

- (a) the construction, operation and maintenance of a rail connection (**Rail Connection**);
- (b) all other activities, works and operations which are to be undertaken in relation to or incidental to the construction, operation and maintenance of the Rail Connection; and
- (c) all other activities, works and operations which may be ancillary to or related to the operations of ICSM, in the ILUA Area.

Project Rights means all authorisations, authorities, rights, tenures, easements, licences, permits, approvals, certificates, consents, directions, renewals or notices:

- (a) from any Government Agency or governmental or other competent authority;
- (b) which are necessary, ancillary, usual or incidental to carry out the Project in the ILUA Area or the doing of any other act necessary, ancillary, usual or incidental to give effect to the Project in the ILUA Area or to enable the Project to proceed in the ILUA Area in accordance with all Applicable Laws, including all of such things required under:

- (a) the *Electricity Act 1994* (Qld);
- (b) the *Environmental Protection Act 1994* (Qld);
- (c) the *Environmental Protection and Biodiversity Conservation Act 1999* (Cth);
- (d) the *Forestry Act 1959* (Qld);
- (e) the *Land Act 1994* (Qld);
- (f) the *Land Title Act 1994* (Qld);
- (g) the *Nature Conservation Act 1992* (Qld);
- (h) the *State Development and Public Works Organisation Act 1971* (Qld);
- (i) the *Planning Act 2016* (Qld);
- (j) the *Sugar Industry Act 1999* (Qld);
- (k) the *Telecommunications Act 1997* (Cth);
- (l) the *Transport Infrastructure Act 1994* (Qld);
- (m) the *Transport Planning and Coordination Act 1994* (Qld);
- (n) the *Vegetation Management Act 1999* (Qld);
- (o) the *Water Act 2000* (Qld);
- (p) the *Work Health and Safety Act 2011* (Qld);
- (q) local government by-laws and ordinances; and
- (r) any other legislation, regulation, by-law, ordinance, or other such instrument required for the Project.

Attachments to the entry

[QI2020_008 Schedule 1 Description of ILUA Area.pdf](#)

[QI2020_008 Schedule 2 Map of ILUA Area.pdf](#)