



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2017/006
Short name	Dauan Island Torres Strait Social Housing ILUA
ILUA type	Body Corporate
Date registered	14/09/2017
State/territory	Queensland
Local government region	Torres Strait Island Regional Council

Description of the area covered by the agreement

[A map and written description of the agreement area are contained in Schedules 1 and 2.

Schedules 1 and 2 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 agreement area consists of three land parcels on Dauan Island, with a total combined area of 3043 sq metres].

Parties to agreement

Applicant

Party name	State of Queensland acting through the Department of Aboriginal and Torres Strait Islander Partnerships
Contact address	Remote Indigenous Land and Infrastructure Program Office PO Box 5461 Cairns QLD 4870

Other Parties

Party name	Dauanalgalaw (Torres Strait Islanders) Corporation RNTBC
Contact address	Dauan Island Council Dauan Island Via Thursday Island QLD 4875

Party name	Torres Strait Island Regional Council
Contact address	PO Box 7336 Cairns QLD 4870

Period in which the agreement will operate

Start date not specified

End Date not specified

3.1 Subject to clause 3.2, this Agreement commences on the Execution Date.

3.2 Clause 5 and clause 6 commence on Registration.

"Execution Date" means the day on which this Agreement is executed by the parties and if executed on different days, the last of those days.

"Registration" means the date on which this Agreement is registered.

"Registered" means registered on the Register of Indigenous Land Use Agreements.

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

5.1 On condition that the Proponent of the Project has given a Project Notice to the Corporation, the parties:

- (a) consent to the doing of the Agreed Acts to the extent they are Future Acts; and
- (b) agree to the validation of any Agreed Acts done by the Proponent in the Agreement Area and for purposes of the Project after the Execution Date and prior to the Registration.

5.6 To avoid any doubt, Subdivision P, Division 3, Part 2 of the NTA does not apply to the Agreed Acts.

"Agreed Acts" means any of the following:

(a) the grant by the Trustee of any Social Housing Lease, any amendment of a Social Housing Lease or the grant of any sublease of a Social Housing Lease;

(b) the registration of any Social Housing Lease or the amendment of any Social Housing Lease under the Land Title Act 1994 (Qld)

(c) the doing of any Activity permitted or contemplated by any Social Housing Lease or any amended Social Housing Lease or any sublease of a Social Housing Lease, including any survey activities, geotechnical investigations the clearing of any land, and the creation of any interests (other than a renewal or extension of a Social Housing Lease);

(d) the surrender by the State of any part of any Social Housing Lease to facilitate the grant by the Trustee of any subsequent interest in the Agreement Area; and

(e) the doing of any Social Housing Infrastructure Works.

"Project" means the grant of a Social Housing Lease and the construction, renovation or repair of any Social House in accordance with the terms of the Social Housing Lease and the doing of any Social Housing Infrastructure Works for the purpose of servicing those Social Houses.

"Social House" means any dwelling house subject to a Social Housing Lease, including any dwelling house upgraded, renovated, restored or constructed pursuant to the Social Housing Lease.

"Social Housing Infrastructure Works" means anything which:-

(a) permits or requires; or

(b) consists of

the construction, operation, use, maintenance or repair of any road, footpath, lighting of streets, water supply, sewerage reticulation, electricity supply, domestic gas supply, communications facility or any other similar things in the Agreement Area and which are accurately specified with particularity in a Project Notice.

"Social Housing Lease" means any lease over all or a part of the Agreement Area under the TSILA, which lease will be in substantially the same terms as the lease in Schedule 4.

"Trustee" means the Torres Strait Island Regional Council (ABN 15 292 645 165).

"TSILA" means the Torres Strait Islander Land Act 1991 (Qld).

Attachments to the entry

[QI2017_006 SCHEDULE 1 - AGREEMENT AREA.pdf](#)

[QI2017_006 SCHEDULE 2 - WRITTEN DESCRIPTION OF AGREEMENT AREA.pdf](#)