



Extract from Register of Indigenous Land Use Agreements

NNTT number	WI2020/013
Short name	Great Sandy Desert Project ILUA - Exploration and Production
ILUA type	Body Corporate
Date registered	23/11/2020
State/territory	Western Australia
Local government region	Shire of Broome

Description of the area covered by the agreement

Agreement Area means the area which is set out in the plan in Schedule 1 of this Agreement and being more precisely described by the wording in Schedule 1.

[A map of the agreement area is contained in Schedule 1 of the agreement. 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. 4,630 sq km and is located in the Great Sandy Desert approx. 56 km south east of Bidiyadanga and 100 km south east of Broome.]

Parties to agreement

Applicant

Party name	Theia Energy Pty Ltd
Contact address	15 Rheola Street West Perth WA 6005

Other Parties

Party name	Karajarri Traditional Lands Association (Aboriginal Corporation) RNTBC
Contact address	PO Box 1539 Broome WA 6725

Period in which the agreement will operate

Start date	not specified
End Date	not specified

22 Term and Termination

(a) This Agreement commences on the Commencement Date.

(b) This Agreement:

(i) may be terminated automatically by mutual agreement of the Parties in writing;

(ii) may be terminated in accordance with general law; and

(iii) will terminate on the date on which the Proponent no longer holds any Project Tenure and has rehabilitated all disturbed areas in accordance with this Agreement and the requirements of Law.

Commencement Date means the date on which this Agreement and the Infrastructure ILUA have been executed by all Parties.

Infrastructure ILUA means the ILUA between the Parties entered into at or about the same time as execution of this Agreement and which concerns the construction and operation of infrastructure for the Project.

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

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(c) Despite any other provisions of this Agreement, for the purposes of section 24EB(1)(b) of the NTA, the Parties consent to the grant of the Project Tenure to the Proponent, to the extent that each of them is a Future Act, in the Agreement Area.

(d) For the purposes of section 24EB(1)(c) of the NTA, if this Agreement is Registered, then despite anything else in this Agreement, while this Agreement is Registered, Part 2 Division 3 Subdivision P of the NTA is intended not to apply to the grant of the Project Tenure to the Proponent in accordance with this Agreement.

(e) The Parties acknowledge that section 24EB(2) of the NTA applies to the grant of the Project Tenure that are done when this Agreement is on the ILUA Register, so that those Future Acts will be valid to the extent they affect native title within the Agreement Area.

Approval includes any approval, consent, exemption, licence, or permit, however described from any Government Authority that relates to the Project Activities.

Grant includes grant, renew, extend, re-grant and re-make.

PGER Act means the *Petroleum and Geothermal Energy Resources Act 1967* (WA).

Project means the Proponent's project to develop Petroleum resources within the Canning Basin (at the Commencement Date referred to as the "Great Sandy Desert Project").

Project Activities means all activities that may be lawfully done pursuant to the Project Tenure and any Approvals.

Project Tenure means:

(a) all petroleum exploration permits, special prospecting authorities, access authorities, drilling reservations, petroleum retention leases and petroleum production licences (as those terms are defined in the PGER Act) in respect of which the Proponent presently has, or acquires, an interest and includes any extension, renewal, variation or re-issue of the same; and

(b) all applications for any of the tenure referred to in paragraph (a) above in respect of which the Proponent is currently, or is in the future, an applicant, required for the Project within the Agreement Area.

Proponent means Theia Energy Pty Ltd (ACN 617 682 185) and its subsidiaries and lawful assignees.

Attachments to the entry

[WI2020_013 Schedule 1 Agreement Area.pdf](#)