



Extract from Register of Indigenous Land Use Agreements

NNTT number	QI2016/009
Short name	Widi People of the Nebo Estate #2, Barada Barna and Ergon Energy Shared Country ILUA
ILUA type	Area Agreement
Date registered	30/08/2016
State/territory	Queensland
Local government region	Isaac Regional Council

Description of the area covered by the agreement

Schedule 1 Part A of the agreement states that the agreement area includes all land and waters within the external boundary of native title determination application QUD380/2008 Barada Barna Peoples (QC2008/011); that is subject to native title determination application QUD492/2013 Widi People of the Nebo Estate #2 (QC2013/006).

[A map of the agreement area is contained in Schedule 1 at Part B. A copy of Schedule 1 Part A and a copy of Schedule 1 Part B 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 covers about 861 sq km, located approximately 60 km south of Mackay in the vicinity of Nebo.]

Parties to agreement

Applicant

Party name	Ergon Energy
Contact address	c/- MacDonnells Law GPO Box 79 Brisbane QLD 4001

Other Parties

Party name	Les Budby and Cecil Brown Jnr on their own behalf and on behalf of the Barada Barna People
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Contact address c/- Dillon Bowers Lawyers
PO Box 626
Townsville QLD 4810

Party name Eileen Beryl Pegler, Paul Royce Butterworth, Lorraine Joyce McLennan, Ronald Jock Watson, Kenneth Stewart Peters Dodd, Graham Ian Sauney, Oswald Alfred Skeen, Athol Noel Goltz, Linda Wailu (nee Budby), Marilyn Joyce Elizabeth Duncan on their own behalf and on behalf of the Widi People of The Nebo Estate #2

Contact address c/- North Queensland Land Council
61 Anderson St
Cairns QLD 4870

Period in which the agreement will operate

Start date not specified

End date not specified

2.1 From the execution date, this Agreement is:

(a) a binding contract, enforceable by and against all of the Parties and the Native Title Claim Group; and

(b) an agreement of the type referred to in sections 23(3)(a)(iii), 24(2)(a)(iii), 25(2)(a)(iii) and 26(2)(a)(iii) of the [Aboriginal Cultural Heritage Act 2003 (Qld)].

2.2 From the registration date, this Agreement is an Indigenous Land Use Agreement and is binding upon all Parties, the Native Title Claim Group and all persons who assert to hold native title in the Native Title Agreement Area.

'execution date' means the date that the last Party signs this Agreement.

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

12.1 The Parties consent to the doing of any particular future act and any class of future acts in this Agreement.

12.3 Part 2 Division 3 Subdivision P of the NTA [Native Title Act 1993 (Cth)] does not apply to any future act, to which the Parties have consented, in this Agreement.

12.4 The Native Title Parties consents to Ergon Energy and its contractors undertaking the low native title impact activities.

'low native title impact activities' means one or more of the activities of the type described in Schedule 2.

[Schedule 2 sets out the low native title impact activities. A copy of Schedule 2 is attached to this register extract.]

Attachments to the entry

[QI2016_009 Schedule 1, Part A Description of ILUA Agreement Area.pdf](#)

[QI2016_009 Schedule 1, Part B Map of Agreement Area.pdf](#)

[QI2016_009 Schedule 2 Low Impact Native Title Activities.pdf](#)