



## Extract from Register of Indigenous Land Use Agreements

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<b>NNTT number</b>	QI2016/044
<b>Short name</b>	Bollon Township Land Exchange ILUA
<b>ILUA type</b>	Area Agreement
<b>Date registered</b>	16/01/2017
<b>State/territory</b>	Queensland
<b>Local government region</b>	Balonne Shire Council

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### Description of the area covered by the agreement

Clause 1 of the agreement defines ILUA Area as the areas described in Part A of Schedule 1 and depicted on the map in Part B of 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 approximately 0.7 sq km located in the vicinity of Bollon].

### Parties to agreement

#### *Applicant*

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<b>Party name</b>	State of Queensland (acting through the Department of Natural Resources and Mines)
<b>Contact address</b>	c/- Crown Law GPO Box 5221 Brisbane QLD 4001

#### *Other Parties*

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<b>Party name</b>	Cheryl Buchanan, Clarence Collis, Angus Mitchell, Mick Speedy and Aileen Orcher on their own behalf and on behalf of the Kooma People
<b>Contact address</b>	c/- Queensland South Native Title Services PO Box 10832 Adelaide Street

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<b>Party name</b>	Kooma Aboriginal Corporation RNTBC
<b>Contact address</b>	c/- Queensland South Native Title Services PO Box 10832 Adelaide Street Brisbane QLD 4001

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**Period in which the agreement will operate**

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<b>Start date</b>	not specified
<b>End date</b>	not specified

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4.1 Subject to clause 4.2 and 4.3 this ILUA commences on Registration and continues in perpetuity.

4.2 Clauses 1, 2, 3, 4 and 5 commence on the Execution Date.

4.3 This ILUA may be terminated by written agreement executed by each party.

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

6.1 To the extent that they are a Future Act or Surrender, the parties consent to:

- (a) the Surrender under clause 7;
- (b) the grant of the Kooma Freehold Area to the Corporation in fee simple under clause 8;
- (c) the grant of Aboriginal Land over the ALA Freehold Area in accordance with the ALA under clause 9;
- (d) the validation of any invalid Future Acts that are not intermediate period acts in the ILUA Area to the extent they can be validated in this ILUA;
- (e) the revocation, creation or amendment of the Amended Reserve Area;
- (f) the management and doing of any Future Acts on the Amended Reserve Area;
- (g) the grant of the easements included in the Easement Areas set out in Part A and Part B of Schedule 7; and
- (h) the dedication of the roads included in the Road Opening Area.

6.4 The parties agree that the Surrender permanently extinguishes any Native Title Rights and Interests that may exist in relation to the Surrender Area.

7.1 The Native Title Parties surrender all Native Title Rights and Interests over the Surrender Area.

7.2 The Surrender over the Surrender Area takes effect upon Registration.

16.1 To avoid any doubt and for the purposes of section 24EB(1)(c), Part 2 Division 3 of Subdivision P of the NTA, the right to negotiate does not apply to any act consented to under clause 6.1.

“ALA” means the Aboriginal Land Act 1991 (Qld);

“ALA Freehold Area” means the part lot listed in Part A of Schedule 4 and depicted on the map in Part B of Schedule 4;

“Amended Reserve Area” means the part lot listed in Part A of Schedule 5 and depicted on the map in Part B of Schedule 5;

“Corporation” means the Kooma Aboriginal Corporation RNTBC ICN 8053;

“Easement Area” means the part lots listed in Part A of Schedule 7 and depicted on the map in Part B of Schedule 7;

“ILUA Area” means the areas described in Part A of Schedule 1 and depicted on the map in Part B of Schedule 1;

“Kooma Freehold Area” means the lots listed in Part A of Schedule 2 and depicted on the map in Part B of Schedule 2;

“NTA” means the Native Title Act 1993 (Cth);

“Registration” means the date on which this ILUA is Registered;

“Road Opening Area” means the part lots listed in Part A of Schedule 6 and depicted on the map in Part B of Schedule 6;

“Surrender” means the surrender under clause 7;

“Surrender Area” means the lots listed in Part A of Schedule 3 and depicted on the map in Part B of Schedule 3;

#### **Attachments to the entry**

[QI2016\\_044 Schedule 1 Part A Area Description.pdf](#)

[QI2016\\_044 Schedule 1 Part B Area Map.pdf](#)