



Extract from Schedule of Native Title Applications

Application Reference: Federal Court number: QUD45/2015
NNTT number: QC2015/001

Application Name: Brian Sullivan & Ors on behalf of the Yulluna People #4 v State of Queensland (Yulluna People #4)

Application Type: Claimant

Application filed with: Federal Court of Australia

Date application filed: 02/02/2015

Current status: Full Approved Determination - 20/02/2017

Registration information: Please refer to the Register of Native Title Claims/National Native Title Register (as appropriate) for registered details of this application.

Date claim entered on Register of Native Title Claims: 30/03/2015

Registration decision status: Accepted for registration

Registration history: Registered from 30/03/2015 to 21/02/2017,

Date claim / part of claim determined: 20/02/2017

Applicants: Brian Sullivan, Valerie Punch, Hazel Sullivan, Stan Sullivan, Allan Naumann

Address(es) for Service: Andrea Olsen
Queensland South Native Title Services
Level 10, 307 Queen Street
Brisbane QLD 4000
Phone: 07 3224 1200
Fax: 07 3229 9880

Additional Information

Not applicable

Persons claiming to hold native title:

The native title claim group on whose behalf the claim is made is the Yulluna People. The group comprises Aboriginal people who are:

(a) the biological descendants of

- * Mick Moonlight;
- * Willie Sullivan;
- * Rosie O'Sullivan;
- * Kitty Casey;
- * Momas;

(b) identify themselves as members of the Yulluna People; and

(c) are recognised by others who are Yulluna People as being Yulluna People

Native title rights and interests claimed:

1. Over areas where a claim to exclusive possession can be recognised, the Yulluna People claim the right to possess, occupy, use and enjoy the lands and waters of the application area to the exclusion of all others, pursuant to the traditional laws and customs of the claim group.

2 Over areas where a claim to exclusive possession cannot be recognised, the following rights and interests are claimed:

- (a) the right to access the area;
- (b) The right to camp, and for that purpose build temporary shelters on the area;
- (c) The right to hunt, fish and gather on the land and waters of the area for the personal, domestic and non-commercial communal purposes;
- (d) The right to take and use Natural Resources from the land and waters of the area for personal, domestic and non-commercial communal purposes;
- (e) The right to take and use the Water of the area for personal, domestic and non-commercial communal purposes;
- (f) The right to conduct ceremonies on the area;
- (g) The right to maintain places of importance and areas on significance to the native title holders under their traditional laws and customs and protect those places and areas from physical harm;
- (h) The right to teach on the area the physical and spiritual attributes of the area; and
- (i) The right to light fires on the area for domestic purposes including cooking, but not for the purpose of hunting or clearing vegetation.

Application Area:

State/Territory: Queensland

Brief Location: Lot 103 on USL703 located near the town of Duchess, Queensland

Primary RATSIB Area: Southern and Western Queensland Region

Approximate size: 0.0896 sq km

(Note: There may be areas within the external boundary of the application that are not claimed.)

Does Area Include Sea: No

Area covered by the claim (as detailed in the application):

Subject to paragraphs 1 to 4 below, the area covered by the application is all of the land or waters within Lot 103 on USL703 located near the town of Duchess in the State of Queensland.

1. The area covered by the application excludes any land or waters within the claim area covered by valid previous exclusive possession acts as defined by section 23B of the Native Title Act 1993 (Cth).
2. Exclusive possession is not claimed over areas which are subject to valid previous non-exclusive possession acts done by the Commonwealth or the State of Queensland.
3. The area covered by the application excludes any land or waters where the native title rights and interests claimed have been otherwise extinguished.
4. If any of the land or waters referred to in 1, 2 or 3 above are subject to extinguishment that is required to be disregarded under subsection 47B(2) of the Native Title Act (Cth), then the area is not excluded from the application.

Attachments:

1. Map showing external boundaries of claim area, Attachment C of the Application, 1 page - A4, 02/02/2015

NNTT Contact Details

Address: National Native Title Tribunal
Brisbane Office
Level 5, Harry Gibbs Commonwealth Law Courts
119 North Quay
BRISBANE QLD 4000
GPO Box 9973
BRISBANE QLD 4001

Telephone: +61 7 3307 5000
Freecall: 1800 640 501
Fax: +61 7 4046 9050
Web Page: www.nntt.gov.au

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