

## Native Title in the News September 2010

Date	State	Subject	Summary	Source
1/09/2010	WA	Landmark Agreement	<p>The Yaynangu Ngaanyatjarraku Parna Aboriginal Corporation, the Ngaanyatjarra Land Council, Ngaanyatjarra Council and Hinckley Range (a fully owned subsidiary of Metals X) successfully negotiated a mining agreement over Ngaanyatjarra Land and Aboriginal reserves. The agreement could result in the production of the Wungellina Nickel-Cobalt Limonite Project. Metals X stated that the agreement includes "cash payments as project milestones are met, a gross royalty interest and employment, training initiatives for the local people which are in line with similar agreements made in recent times". According to Metals X, approximately 1500 people would be employed during construction of the mine and there would be 400 permanent staff.</p>	<p><i>Kalgoorlie Miner</i> (Kalgoorlie WA, 1<sup>st</sup> September 2010), 5.</p>
1/09/2010	SA	Agreement in Kimba Region	<p>Eyre Peninsula minerals explorer IronClad has formalised an agreement with the Gawler Ranges Native Title Group opening an opportunity to develop the Wilcherry Hill project 120km west of Whyalla. The Gawler Ranges Native Title Claim Group signed the native title mining agreement with IronClad in Port Augusta. IronClad stated that the agreement will provide a range of measures and opportunities in a manner sensitive to Aboriginal culture and heritage issues. Gawler Ranges Native Title Group spokesperson Elliott McNamara said the agreement was important for the development of the project. "This is a win-win situation for both parties and we have been impressed with IronClad's professionalism and goodwill throughout these negotiations. This agreement is proof of what can be achieved when there is goodwill on both sides of the negotiating table".</p>	<p><i>Advertiser</i> (Adelaide SA, 1<sup>st</sup> September 2010), 35. <i>Whyalla News</i> (Whyalla SA, 2<sup>nd</sup> September 2010), 3. <i>Eyre Peninsula Tribune</i> (Cleve SA, 9<sup>th</sup> September 2010), 2. <i>Gold's and Minerals Gazette</i> (Australia, September 2010), 19. <i>Mining Chronicle</i> (Australia, September 2010), 5.</p>
01/09/2010	WA	Roy Hill Partnership	<p>The Kariyarra native title group have announced a native title agreement with Hancock Prospecting that will cover the company's proposed heavy haulage railway corridor to carry iron ore from its Roy Hill project to Port Hedland. The agreement provides a range of financial and non-financial benefits to the Kariyarra people. It aims to protect cultural heritage and promote economic development in the area.</p>	<p><i>North West Telegraph</i> (South Hedland WA, 1<sup>st</sup> September 2010), 22. <i>Pilbara Echo</i> (Pilbara WA, 18<sup>th</sup> September 2010), 5. <i>Yamaji News</i> (Geraldton WA, September 2010), 12. <i>National Indigenous Times</i> (Malua Bay NSW, 16<sup>th</sup> September 2010), 10.</p>

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1/09/2010	NT	<b>Joint Management Plan for Jutpurra National Park</b>	<p>A draft national plan has been released for public consultation for Gregory (Jutpurra) National Park and Gregory's Tree Historic Reserve. The plan proposes management in line with the park's international biodiversity conservation status and diverse cultural connections. Minister for Parks and Wildlife Karl Hampton said the plan is a big step towards joint management. "Joint management means sharing responsibility and sharing knowledge; of science and indigenous knowledge of land management. This will allow Aboriginal people to keep their culture strong while creating ongoing economic opportunities for their children through conservation or tourism enterprise," he said.</p>	<p><i>Katherine Times</i> (Katherine NT, 1<sup>st</sup> September 2010), 9.</p>
1/09/2010	NSW	<b>Nari Nari Get Access to Cultural Site</b>	<p>Members of the Nari Nari Tribal Council will be able to access culturally significant sites after the signing last week of a Land Access and Use Agreement with the owners of district property Ulonga. The agreement will allow Nari Nari Tribal Council to protect and maintain Aboriginal cultural heritage sites, undertake tours and traditional fishing and gather traditional food and resources.</p>	<p><i>Riverine Grazier</i> (Hay NSW, 1<sup>st</sup> September 2010), 3.</p>
1/09/2010	VIC	<b>Proposed Multi-Million Dollar Cultural Heritage and Community Centre</b>	<p>A multi million proposal to develop a cultural heritage and community centre has been discussed by more than 80 people who gathered at the memorial hall in Boort, VIC. The proposed cultural centre which would showcase both Indigenous and non-Indigenous history including accounts from early settlers. The idea is being developed by representatives from the Dja Dja Wurrung's Boort clan, who are in the process of negotiating a native title claim with the State Government.</p>	<p><i>Loddon Times</i> (Loddon VIC, 1<sup>st</sup> September 2010), 1. <i>Northern Times</i> (3<sup>rd</sup> September 2010), 7.</p>
2/09/2010	WA	<b>WA to Acquire Land For Gas Hub</b>	<p>Traditional owners of James Price point, where the State Government wants to establish a new gas processing hub in the Kimberley for Woodside's Browse basin project, have proposed a month of negotiations in a bid to stop the compulsory acquisition of the 2500ha site. Aboriginal Leaders and celebrity environmentalist have threatened to mobilise across Australia in a battle "as big as Noonkanbah" after the West Australian Government announced plans to compulsory acquire the land at James Price Point.</p> <p>Premier of Western Australia, Colin Barnett, stated he had exhausted money and avenues in trying to reach an Indigenous Land Use Agreement over the site and he cited the need to give Woodside certainty following unacceptable delays in reaching an agreement with the KLC due to internal divisions and legal disputes among Aboriginal Groups. Mr Barnett has been accused of bullying Indigenous people by threatening compulsory acquisition.</p> <p>Environmental groups are planning an international shareholder campaign directed at Woodside Petroleum, Chevron, Shell, BHP and BP. Greens leader</p>	<p><i>Advertiser</i> (Adelaide NSW, 2<sup>nd</sup> September 2010), 25. <i>West Australian</i> (Perth WA, 2<sup>nd</sup> September 2010), 10. <i>Business News</i> (Perth WA, 2<sup>nd</sup> September 2010), 2. <i>Broome Advertiser</i> (Broome WA, 2<sup>nd</sup> September 2010), 3. <i>Australian</i> (Australia, 2<sup>nd</sup> September 2010), 8. <i>Barrier Daily Truth</i> (Broken Hill NSW, 3<sup>rd</sup> September 2010), 7. <i>Geelong Advertiser</i> (Geelong VIC, 3<sup>rd</sup> September 2010), 30. <i>Bendigo Advertiser</i> (Bendigo VIC, 3<sup>rd</sup> September 2010), 15. <i>Australian Financial Review</i></p>

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			<p>Bob Brown will press the Gillard government to come up with a new site for the \$30 billion Kimberley gas development but has ruled out withdrawing his party's support if it is not supported.</p> <p>Aboriginal law boss Joseph Roe has renewed his damaging fight with the Kimberley Land Council. In a document filed in the Federal Court, Mr Roe sought leave to appeal the dismissal of his claim that the KLC acted without authority when it signed an in-principal deal with Woodside and the state last year.</p>	<p>(Australia, 3<sup>rd</sup> September 2010), 3. <i>Advertiser</i> (Adelaide SA, 3<sup>rd</sup> September 2010), 42. <i>West Australian</i> (Perth WA, 3<sup>rd</sup> September 2010), 12. <i>Australian</i> (Australia, 3<sup>rd</sup> September 2010), 5. <i>Advertiser</i> (Adelaide SA, 3<sup>rd</sup> September 2010), 79. <i>Sydney Morning Herald</i> (Sydney NSW, 3<sup>rd</sup> September 2010), 1. <i>Age</i> (Melbourne VIC, 3<sup>rd</sup> September 2010), 3. <i>Northern Territory News</i> (Darwin NT, 3<sup>rd</sup> September 2010), 37. <i>Canberra Times</i> (Canberra ACT, 3<sup>rd</sup> September 2010), 19. <i>West Australian</i> (Perth WA, 3<sup>rd</sup> September 2010), 20. <i>Western Advocate</i> (Bathurst NSW, 3<sup>rd</sup> September 2010), 5. <i>West Australian</i> (Perth WA, 3<sup>rd</sup> September 2010), 12. <i>National Indigenous Times</i> (Malua Bay NSW, 2<sup>nd</sup> September 2010), 6. <i>Age</i> (Melbourne VIC, 4<sup>th</sup> September 2010), 5. <i>Sydney Morning Herald</i> (Sydney NSW, 4<sup>th</sup> September 2010), 3. <i>Weekend Australian</i> (Australia, 4<sup>th</sup> September 2010), 8. <i>West Australian</i> (Perth WA, 4<sup>th</sup> September 2010), 8. <i>Canberra Times</i> (Canberra ACT, 4<sup>th</sup> September 2010), 7. <i>Daily Liberal</i> (Dubbo NSW, 4<sup>th</sup> September 2010), 14. <i>Daily Advertiser</i> (Wagga Wagga NSW, 4<sup>th</sup> September 2010), 24. <i>Ballarat Courier</i> (Ballarat VIC, 4<sup>th</sup> September 2010), 32. <i>West Australian</i> (Perth WA, 6<sup>th</sup> September 2010), 10. <i>Broome Advertiser</i> (Broome WA, 9<sup>th</sup> September</p>
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2/09/2010	WA	<b>Historic Native Title Agreement Receives Plaque</b>	<p>Yawuru people have unveiled a plaque and mosaic in Broome as part of a public ceremony to mark their historic native title agreement earlier this year. The native title agreements, worth \$200 million and covering 5297sqkm of land in and around the Broome townsite, was signed off in February this year. The agreements, believed to be Australia's biggest, marks the end of Yawuru's 16-year fight for recognition of land ownership. Yawuru Native Title Prescribed Body Corporate chair, Professor Patrick Dodson, said the ceremony commemorated those Yawuru people who had not lived to see the agreements reached.</p>	<p><i>Broome Advertiser</i> (Broome WA, 2<sup>nd</sup> September 2010), 1.</p>
2/09/2010	QLD	<b>Major Natural Gas Deal</b>	<p>The largest set of Aboriginal agreements in Australia's resources history has been signed in Gladstone, Queensland. The Gladstone Liquefied Natural Gas (GLNG) project representatives and traditional owners signed the seventh and final Indigenous land use agreement which covers the GLNG pipeline corridor for the project during a ceremony at the GLNG office. The signing of this final agreement, called the 'Murribindi Gap B agreement', which is one of 42 individual agreements with Aboriginal people for the GLNG project, means the project can begin construction.</p>	<p><i>National Indigenous Times</i> (Malua Bay NSW, 2<sup>nd</sup> September 2010), 8.</p>

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2/09/2010	QLD	<b>Native Title Claim Makes Progress</b>	<p>A native title claim over the majority of the Southern Downs is being put together by the Kambuwal people. Kambuwal's Selena Griffin of Allora, who has been researching the history of her people for around 15 years, said the claim which covers the areas from Walangarra to Leslie Dam to Clifton was in the early stages. There will be a Kambuwal community meeting sometime before the end of this year for the descendents to learn about the process.</p>	<p><i>Southern Free Times</i> (Warwick QLD, 2<sup>nd</sup> September 2010), 3.</p>
10/09/10	NT	<b>Native Title After 10 Years</b>	<p>The Kaytetye people, who are traditional owners of the area that covers the Singleton pastoral lease north of Ali Curung and south of Tennant Creek celebrated a native title determination that has taken a decade to resolve. A native title application was lodged with the federal court of Australia 3 months after the Northern Territory Government issued a notice in March 2000 to compulsorily acquire a 26 sq/km section of the pastoral lease for horticultural development.</p> <p>The consent determination hearing by the Federal Court at Ali Curung means the parties have agreed that non-exclusive native title exists on Singleton. It means traditional activities such as hunting and ceremonies can take place on the property. It also allows native title holders to be considered if a third-party plans any development on the lease. One of the claimants, Michael Jones, says he is proud but sad. "Some of the people who spoke for that area, a couple of the native title holders, have passed away."</p>	<p><i>Centralian Advocate</i> (Alice Springs NT, 10<sup>th</sup> September 2010), 9. <i>National Indigenous Times</i> (Malua Bay NSW, 16<sup>th</sup> September 2010), 6. <i>Tennant &amp; District Times</i> (Tennant NT, 10<sup>th</sup> September 2010), 5.</p>
13/09/10	NSW	<b>Family Challenge Native Title Claim</b>	<p>Dot Stewart a Wellington Wiradjuri woman is challenging a native title claim lodged by the Wellington Valley Wiradjuri People that takes in a vast tract of land that extends from south of Dubbo and takes in Orange, Wllington and Mudgee. She believes that the applicant have claimed beyond their clan boundaries. Wellington Valley Wiradjuri People spokesperson Wayne Carr rejected suggestions he had usurped anyone's rights and said they had a credible claim.</p>	<p><i>Daily Liberal</i> (Dubbo NSW, 13<sup>th</sup> September 2010), 3. <i>Forbes Advocate</i> (Forbes NSW, 21<sup>st</sup> September 2010), 5.</p>
15/09/10	VIC	<b>Traditional Owners Settlement Bill</b>	<p>A group of Indigenous people have accused the Brumby Government of failing to consult Victoria's Aboriginal community over the Traditional Owners Settlement Bill. Gary Murray, the spokesperson for the Traditional Owners Victoria group said he would seek legal advice to try to stop passage of the Traditional Owners Settlement Bill (this bill was passed on the 14<sup>th</sup> September 2010 by the Victorian Parliament). The legislation is the product of negotiation between the government and the peak Victorian traditional land owner body, Land Justice Group. Mr Murray and his colleagues, including former Aboriginal and Torres Strait Islander Commission head Geoff Clark, argue that Land Justice Group is not representative of the community.</p>	<p><i>Age</i> (Melbourne VIC, 15<sup>th</sup> September 2010), 8.</p>

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16/09/10	VIC	<b>Failed Attempt to Halt Land Rights Bill</b>	<p>Western Victoria MP Peter Kavanagh has failed in his lone campaign to stop the Traditional Owners Settlement Bill by arguing traditional ownership cannot be proven. When the bill was debated in the Legislative Council, he was the only upper house MP to oppose the bill. Mr Kavanagh argued traditional relationship between Aborigines and land did not revolve around ownership because they were nomadic. Native Title Services Victoria chief executive Chris Marshall said Mr Kavanagh's argument was "extraordinary" and had no currency in modern Australia.</p>	<p><i>Warrnabool Standard</i> (Warrnabool VIC, 16<sup>th</sup> September 2010), 4. <i>Portland Observer</i> (Portland VIC, 22<sup>nd</sup> September 2010), 2. <i>Age</i> (Melbourne VIC, 16<sup>th</sup> September 2010), 5.</p>
16/09/10	QLD	<b>Wild Rivers Laws</b>	<p>Independent senator Nick Xenophon has vowed to help Tony Abbott pass his bill to overturn the Queensland Government's Wild Rivers law by lobbying the two crucial rural independents to support it in the lower house. Mr Abbott announced he would discuss overturning the legislation with non-labour MPs soon. Leichhardt MP Warren Entsch and mining boss have welcomed the announcement, the Wilderness Society Wild Rivers campaigner Glenn Walker said he was concerned about the very real possibility of legislative change.</p>	<p><i>Cairns Post</i> (Cairns QLD, 21<sup>st</sup> September 2010), 10. <i>Australian</i> (Australia, 16<sup>th</sup> September 2010), 2.</p>
16/09/2010	WA	<b>Indian Sandalwood</b>	<p>The Ord Valley's largest Indian sandalwood grower, Tropical Forestry Services (TFS), has signed a Memorandum of Understanding (MOU) with Miriuwung Gajerrong (MG) Corporation regarding leases over 1/8 of the land to be developed as part of the \$220m Ord irrigation expansion.</p>	<p><i>Kimberley Echo</i> (Kununarra WA, 16<sup>th</sup> September 2010), 7.</p>
22/09/10	QLD	<b>Compulsory Acquisition Going Ahead</b>	<p>Whitsunday Regional Council has decided to continue with the compulsory acquisition of native title rights and interests over parcels of land at Collinsville and Scottville for industrial and residential lots. Councillors agreed at their last meeting to make a formal application that any native title rights and interests in regard to a number of parcels of land be acquired, for the purpose of acquiring freehold title in the land. A report by council's Executive Department stated the council, having served a Notice of Intention to Acquire Native Title Rights and Interests over a number of parcels of land on the registered claimants, the Birri People, had received no objections from them.</p>	<p><i>Bowen Independent</i> (Bowen QLD, 22<sup>nd</sup> September 2010), 16.</p>
28/09/10	QLD	<b>Native Title Delays</b>	<p>Redland City Council was originally set to award the management of the Straddie Holiday Parks business in August 2009 following a selective tender process between two commercial tenderers. But the tender process was granted its fourth extension at the council's general meeting on Wednesday night as the council now waits for a native title outcome that it previously did not consider.</p>	<p><i>Bayside Bulletin</i> (Brisbane QLD, 28<sup>th</sup> September 2010), 20.</p>

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<b>29/09/10</b>	<b>WA</b>	<b>Native Title Test Case</b>	<p>A Broome magistrate has rejected an attempt to throw out disorderly conduct charges against five Indigenous men who allegedly harassed off-duty police officers on native title land. The men's lawyer, Greg McIntyre argued that the case should be dismissed because the beach was not a "public place" and therefore disorderly conduct could not legally occur. The case is seen as a test case on the relationship between native title and criminal law.</p> <p>Magistrate Greg Smith said it was probable the incident was in a public place. He could not accept Mr McIntyre's argument that people from the community who used the beach including teachers, nurses and police officers were not members of the public. The case has been adjourned to April 2011.</p>	<p><i>West Australian</i> (Perth WA, 29<sup>th</sup> September 2010), 4.</p>
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