

2005.

Mt Everard

- right to Negotiate application arising from Future Act (non-mining).
- application filed with the NNTT 8 November 2005.
- the Application was Registered with the Tribunal 20th April 2006.
- further action on this Application dependant on site selection by the Commonwealth for the proposed Nuclear Waste Dump under the Commonwealth Radioactive Waste Management Act 2005.

Bond Springs

- application arising from Future Act (mining) filed with the NNTT 28 April 2006.
- preparations underway for filing an objection during the reporting period.

Molly Hill (Jinka)

- application registered with the NNTT August 2004 for the specific purpose of dealing with a number of Future Acts.
- two meetings since held with the grantee party in respect of applications (two) for mining leases site.

Mount Doreen

- the application was lodged in response to a future act.
- on registration objection was filed in the NNTT.

In the reporting period, work was undertaken preparing hearing of Objection. S.159 NTA conferences took place at Yuendumu and in Alice Springs in October and November 2005 respectively and the parties conferred further later in November 05.

- additionally, an application was made to the NT Minister for Mines to declare reservations from occupancy under a provision of the Mining Act to protect certain parts of the Mount Doreen area from

further mining/exploration activity.

Napperby

- application filed in response to a future act
- on registration an objection was filed in the NNTT
- the parties conferred via a number of phone conferences and an agreement reached 24 November 2005 whereby the NT Government could grant the exploration licences.

However, the Native Title Holders instructed the CLC that as they were not able to prevent the grant, they did not want to participate in any further activities regarding the exploration.

Yulara (Compensation Application)

- Evidence in the Yulara Compensation Application was heard by the Federal Court in July, August, November and December 2004 and Reasons for Judgement delivered on 31 March 2006.

The findings were that the claimants had not made out their case that they held Native Title rights at the date of extinguishment.

Therefore there was no entitlement to compensation.

- The Judgement has been appealed to the Full Federal Court and the appeal is expected to be argued in November 2006.

NEW APPLICATIONS

The CLC filed three new native title applications with the NNTT in the reporting period.

Each of these applications was filed in the Federal Court and registered with the NNTT for the purpose of dealing with "future acts" which the NT Government indicated that it would deal with using the NTA expedited procedures.

In all three applications Objections were filed with the NNTT.

APPLICATION NAME	DATE FILED
Alcoota (2)	8 November 2005
Mt Everard	8 November 2005
Bond Springs	28 April 2006

COMPENSATION

APPLICATIONS

When instructed by native title holders, the CLC acts to secure compensation for matters resulting in the extinguishment or impairment of their native title rights and interests.

No new native title compensation applications were lodged with the NNTT for determination during the reporting period 2005 – 2006.

The Yulara Native Title Compensation application is currently the only Compensation application being progressed by the CLC.

The application seeks an order of compensation under Part 5 of Division 2 of the Native Title Act for the extinguishment of Native Title rights and interests in the land that now constitutes the Township of Yulara.

The matter is now before the Full Federal Court of Appeal.

INDIGENOUS LAND USE AGREEMENTS AND OTHER AGREEMENTS

The CLC has implemented a clear strategy to secure beneficial outcomes for native title holders through negotiated Indigenous Land Use Agreements (ILUAs) and other agreements, including "good faith" agreements under s31 of the Native Title Act.

The following ILUAs and other Agreements were negotiated dur-