

## Wuthathi Aboriginal Corporation RNTBC

### OVERVIEW

The Wuthathi Aboriginal Corporation RNTBC administers 1181 square kilometres of ecologically sensitive land on Shelburne Bay in northeast Cape York in trust for the Wuthathi people. The Wuthathi people first lodged their native title application on 10 October 1997. On 23 May 2002, six people on behalf of the Wuthathi people filed a new application over what is now the determination area.

Between the first application in 1997 and the new application in 2002, the tenure of the land changed from being a pastoral lease to 'unallocated State land'. This triggered the application of s 47B NTA and, as one or more members of the claim group were in occupation of the claim area at the relevant time, ensured any prior extinguishment of native title rights and interests in the claim area could be disregarded. A consent determination was reached in April 2015.

Justice Greenwood, in his judgment, observed that the intervening years had seen the passing of many of senior Wuthathi elders who ought to have had the opportunity of enjoying the recognition by all Australians of their native title rights and interests.

### RNTBC PROFILE

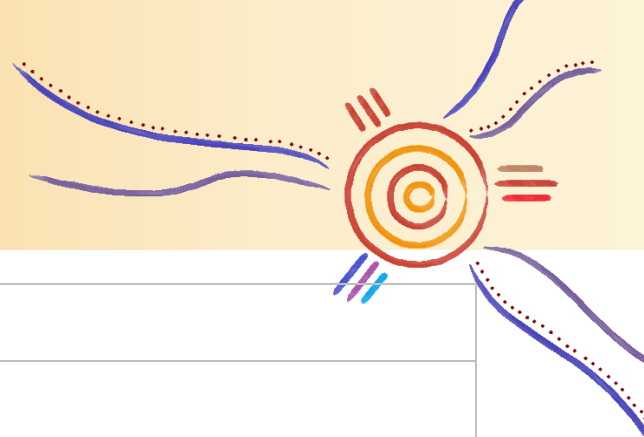
NAME OF RNTBC <a href="#">ORIC</a>	<a href="#">WUTHATHI ABORIGINAL CORPORATION RNTBC</a>
TYPE OF RNTBC <a href="#">ATNS</a>	<a href="#">TRUSTEE</a>
STATE/TERRITORY	QLD
MAP <a href="#">NNTT HYPERLINK</a>	<a href="#">National Native Title Tribunal Produced Map</a>
CONTACT DETAILS <a href="#">ORIC HYPERLINK</a>	<a href="#">The following contact details are subject to change. Check ORIC for recent details:</a> Contact Officer: Pamela Lauenstein Mail Address: 15 Hannaford Place, HELENSVALE QLD 4212 Phone Number: 07 4019 6274

### RNTBC ADMINISTRATION

INDIGENOUS CORPORATION NUMBER	7157
DATE OF INCORPORATION	09/12/2008
DOCUMENTATION <a href="#">ORIC HYPERLINK</a>	<a href="#">Documentation, Rules, Member List, etc.</a>

### NATIVE TITLE DETERMINATION INFORMATION

NNTT SHORT NAME <a href="#">NNTT HYPERLINK</a>	<a href="#">WUTHATHI PEOPLE #2</a>
CASE LAW <a href="#">AUSTLII HYPERLINK</a>	<a href="#">Wuthathi People #2 v State of Queensland [2015] FCA 380</a>



DATE OF DETERMINATION	29/04/2015
TYPE OF DETERMINATION <a href="#">ATNS HYPERLINK</a>	CONSENT DETERMINATION
DETERMINATION OUTCOME	NATIVE TITLE EXISTS IN THE ENTIRE DETERMINATION AREA
TRIBUNAL FILE NO	QCD2015/005
FEDERAL COURT FILE NO	QUD6022/2002
NATIVE TITLE RIGHTS AND INTERESTS <sup>1</sup>	<p>Subject to paras 7, 8 and 9 below the nature and extent of the native title rights and interests in relation to the land and waters described in Part A of Schedule 1 are:</p> <p>(a) other than in relation to Water, the rights to possession, occupation, use and enjoyment of the area to the exclusion of all others; and</p> <p>(b) in relation to Water, the non-exclusive rights to:</p> <p>(i) hunt, fish and gather from the Water of the area;</p> <p>(ii) take and use the Water of the area; and</p> <p>(iii) access and be present on and in the Water of the area, for cultural, personal, domestic and communal purposes.</p>
AREA OF LAND	Approximately 1181 square kilometres
GENERAL LOCATION OF DETERMINATION AREA	Shelburne Bay, Eastern Cape York
NTRB REGION <a href="#">NTRB HYPERLINK</a>	<a href="#">CAPE YORK LAND COUNCIL</a>

#### AGREEMENTS

AGREEMENT NAME <a href="#">ATNS HYPERLINK</a>	NNTT FILE NO. <a href="#">NNTT HYPERLINK</a>	TYPE OF AGREEMENT	SUBJECT MATTER (NNTT)	SUBJECT MATTER (ATNS)
<a href="#">WUTHATHI TRADITIONAL USE MARINE RESOURCE AGREEMENT (TUMRA)</a>	<a href="#">QI2008/002</a>	Area Agreement	Co-management	<a href="#">Traditional Use Marine Resources Agreement (TUMRA)</a>
<a href="#">WUTHATHI PEOPLE AND COOK SHIRE COUNCIL INDIGENOUS LAND USE AGREEMENT (ILUA)</a>	<a href="#">QI2008/024</a>	Area Agreement	Government	<a href="#">Land Transaction   Native Title - Extinguishment</a>

<sup>1</sup> These native title rights and interests are subject to the laws of the Commonwealth and the State of Queensland. They may also be subject to particular interests specified in the determination.



**ADDITIONAL ELECTRONIC RESOURCES**

Media release	Office of the Minister for Indigenous Affairs, <a href="#">13 year battle for Cape York land settled</a> (29 April 2015)
News	The Guardian, <a href="#">Cape York's Shelburne Bay handed back to traditional owners in native title case</a> (29 April 2015)
	Brisbane Times, <a href="#">Cape York's Shelburne Bay returned to the Wuthathi people</a> (29 April 2015)
Case Summary	What's New in Native Title (PDF), <a href="#">Wuthathi People #2 v State of Queensland [2015] FCA380</a> (April 2015)