

Queensland



**NATIVE TITLE
(QUEENSLAND)
AMENDMENT BILL 1995**

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MINOR AMENDMENTS

1995

A BILL

FOR

An Act to amend the *Native Title (Queensland) Act 1993*

The Parliament of Queensland enacts—

1

Short title

2

Clause **1.** This Act may be cited as the *Native Title (Queensland) Amendment Act 1995*.

3

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Act amended

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Clause **2.** This Act amends the *Native Title (Queensland) Act 1993*.

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Amendment of s 35 (Action to be taken about accepted applications (NTA, s.59))

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Clause **3.(1)** Section 35(2), after ‘given notice’—

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insert—

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‘(an “**accepted application notice**”)’.

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(2) Section 35(2)(a), ‘(an “**accepted application notice**”)’—

12

omit.

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(3) Section 35(3)—

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omit, insert—

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‘**(3)** An accepted application notice must also state that—

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(a) if the application is a non-claimant application—the application will be taken to be unopposed unless a claimant application for part of the area covered by the non-claimant application is given to the Registrar, or the National Registrar, within 2 months after the Registrar gave notice of the non-claimant application under subsection (1)(a); or

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(b) in any other case—a person who wants to be a party to the application must give the Registrar written notice within 2 months after the Registrar gave notice of the application under subsection (1)(a).’.

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Native Title (Queensland) Amendment

- (4) Section 35(4), ‘accepted application notices’— 1
omit, insert— 2
‘the notices mentioned in subsection (2)(a) and (b)’. 3
4

SCHEDULE	1
MINOR AMENDMENTS	2
section 2 of the Act	3
1. Section 4, definition “accepted application notice”—	4
<i>omit, insert—</i>	5
‘ “accepted application notice” see section 35(2).’	6
2. Section 36(1)(a)—	7
<i>omit, insert—</i>	8
‘(a) a claimant application for any part of the area covered by a non-claimant application is given to the Registrar, or the National Registrar, within 2 months after the Registrar gave notice of the non-claimant application under section 35(1)(a); and’.	9 10 11 12
3. Section 135, definition “claim”—	13
<i>omit, insert—</i>	14
‘ “claim” means an assertion in an accepted application, or in an application accepted by the National Registrar, that a person or persons hold native title for a specified area of land or waters within the jurisdictional limits of the State.’.	15 16 17 18 19