Western Desert Lands Aboriginal Corporation (Jamukurnu-Yapalikunu) RNTBC

OVERVIEW

The Western Desert Lands Aboriginal Corporation (Jamukurnu-Yapalikunu) RNTBC administers land on behalf of the Martu people. Their ownership over the land was formally recognised in the *Martu and Ngurrara* determination of 2002 and the *Martu (PART B), Karnapyrri, and Martu #*2 determination of 2013.

This first determination arose from a series of native title claims made in the late 1990s. The claim covered 220,000 square kilometres of land in the Pilbara region, most of which was unallocated Crown land. This claim was successfully negotiated over the next six years. All parties agreed to recognise the Martu's native title rights over 130,000 square kilometres, while the Ngurrara people were acknowledged as owning 5,652 square kilometres around the Percival Lakes. Rights over the remaining areas of the claim will continue to be negotiated between all parties. This agreement was affirmed and approved by the Federal Court in September 2002.

This determination was made possible by the cooperation of different groups within the Martu People. Since 1946, the Martu people had been divided between those who participated in the Indigenous walk-off on pastoral stations throughout the Kimberley and those who remained on the station, becoming known as 'McLeod's Mob'. Since the 1970s, those groups have fought for title to their country, although they did not work as a united group until an agreement was mediated between them in 1998.

RNTBC PROFILE

NAME OF RNTBC ORIC HYPERLINK	WESTERN DESERT LANDS ABORIGINAL CORPORATION (JAMUKURNU-YAPALIKUNU) RNTBC
TYPE OF RNTBC ATNS	TRUSTEE
STATE/TERRITORY	WA
MAP NNTT HYPERLINK	National Native Title Tribunal Produced Map
CONTACT DETAILS ORIC HYPERLINK	The following contact details are subject to change. Check ORIC for recent details: Contact Officer: Matthew Edmondson Mail Address: The Secretary, WDLAC, 4 Clive St, WEST PERTH WA 6005 Phone Number: 08 9486 9797 Email Address: medmondson@wdlac.com.au

RNTBC ADMINISTRATION

INDIGENOUS CORPORATION NUMBER	4207
DATE OF INCORPORATION	17/04/2003
DOCUMENTATION ORIC HYPERLINK	Documentation, Rules, Member List, etc.

NATIVE TITLE DETERMINATION INFORMATION

NNTT SHORT NAME NNTT HYPERLINK	MARTU AND NGURRARA	MARTU (PART B), KARNAPYRRI, AND MARTU #2
CASE LAW AUSTLII HYPERLINK	James on behalf of the Martu People v Western Australia [2002] FCA 1208 (27 September 2002)	Peterson v State of Western Australia [2013] FCA 518 (16 May 2013)
DATE OF DETERMINATION	27/09/2002	16/05/2013
TYPE OF DETERMINATION ATNS HYPERLINK	CONSENT DETERMINATION	CONSENT DETERMINATION
DETERMINATION OUTCOME	NATIVE TITLE EXISTS IN THE ENTIRE DETERMINATION AREA	NATIVE TITLE EXISTS IN THE ENTIRE DETERMINATION AREA
TRIBUNAL FILE NO	WCD2002/002	WCD2013/002
FEDERAL COURT FILE NO	WAD6110/1998	WAD6110/1998 WAD77/2006 WAD141/2010
NATIVE TITLE RIGHTS AND INTERESTS[1]	The nature and extent of the native title rights and interests held by the common law holders in the determination area are: (a) the right to possess, occupy, use and enjoy the land and waters of the determination area to the exclusion of all others, including: (i) the right to live on the determination area; (ii) the right to make decisions about the use and enjoyment of the determination area; (iii) the right to hunt and gather, and to take the waters for the purpose of satisfying their personal, domestic, social, cultural, religious, spiritual, ceremonial and communal needs; (iv) the right to control access to, and activities conducted by others on, the land and waters of the determination area; (v) the right to maintain and protect sites and areas which are of significance	The nature and extent of the native title rights and interests are the right of possession, occupation, use and enjoyment to the exclusion of all others, including: (a) the right to live on the Determination Area; (b) the right to make decisions about the use and enjoyment of the Determination Area; (c) the right to hunt and gather and to take water for the purpose of satisfying their personal, domestic, social, cultural, religious, spiritual, ceremonial and communal needs; (d) the right to control access to, and activities conducted by others on, the land and waters of the Determination Area; (e) the right to maintain and protect sites and areas which are of significance to the common law holders under their traditional laws and customs; and (f) the right as against any other Aboriginal group or individual to be acknowledged as the traditional Aboriginal owners of the Determination Area.

[1] These native title rights and interests are subject to the laws of the Commonwealth and the State of Western Australia. They may also be subject to particular interests specified in the determination.

	to the common law holders under their traditional laws and customs; and (vi) the right as against any other Aboriginal group or individual to be acknowledged as the traditional Aboriginal owners of the determination area; (b) the right to use the following traditionally accessed resources: (i) ochre; (ii) soils; (iii) rocks and stones; and (iv) flora and fauna for the purpose of satisfying their personal, domestic, social, cultural, religious, spiritual, ceremonial and communal needs; and (c) the right to take, use and enjoy the flowing and subterranean waters in accordance with their traditional laws and customs for personal, domestic, social, cultural, religious, spiritual, ceremonial and communal needs, including the right to hunt on and gather and fish from the flowing and subterranean waters. The native title rights and interests are exercisable in accordance with the traditional laws and customs of the common law holders.	
AREA OF LAND	136,233 SqKm	
GENERAL LOCATION OF DETERMINATION AREA	150 KMS EAST OF MARBLE BAR, WESTERN AUSTRALIA	THE PILBARA REGION OF WESTERN AUSTRALIA
NTRB REGION NTRB HYPERLINK	CENTRAL DESERT NATIVE TITLE SERVICES	

AGREEMENTS

AGREEMENT NAME ATNS HYPERLINK	NNTT FILE NO. NNTT HYPERLINK	TYPE OF AGREEMENT	SUBJECT MATTER (NNTT)	SUBJECT MATTER (ATNS)
LAKE DISAPPOINTMENT PROJECT MINING AND INDIGENOUS LAND USE AGREEMENT (ILUA)	WI2012/009	BODY CORPORATE	Mining	Access | Exploration | Land Management | Land Use | Mining and Minerals | Native Title

KINTYRE MINING DEVELOPMENT INDIGENOUS LAND USE AGREEMENT (ILUA)	WI2013/002	AREA AGREEMENT	Mining	Economic Development | Oil and Gas

ADDITIONAL ELECTRONIC RESOURCES

Further Information	Central Desert Native Title Services, 'Martu' (2014)
News	ABC News, 'Martu people to take control of massive land area' (24 April 2013)
Case Summary	What's New in Native Title (PDF 951KB), 'Peterson v State of Western Australia [2013] FCA 518 (16 May 2013' (May 2013)