

1985

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

ABORIGINAL LAND RIGHTS (NORTHERN TERRITORY)

AMENDMENT ACT 1985

EXPLANATORY MEMORANDUM

(Circulated by authority of the Minister for
Aboriginal Affairs, The Hon. Allan Clyde Holding)

OUTLINE

The purpose of this Bill is to;

- . provide for the grant of title to the land in the Uluru National Park to an Aboriginal Land Trust, and
- . provide for an arrangement whereby the Aboriginal Land Trust is required to lease back that land to the Director, Australian National Parks and Wildlife Service to hold for the purposes of the National Parks and Wildlife Conservation Act 1975.

FINANCIAL IMPACT

No financial implications directly flow from this legislation.

NOTES ON CLAUSES

Clause 1 - Short title

The Aboriginal Land Rights (Northern Territory) Amendment Act 1985

Clause 2 - Commencement

Commencement date will be the date the Act receives the Royal assent.

Clause 3 - Recommendations for grants of Crown land
described in Schedule 1

The new subsection 10(4) provides that the fee simple interest held by the Director, Australian National Parks and Wildlife Service in respect of the Uluru National Park is to be regarded as an interest held by the Crown in the right of the Commonwealth. That means that the land in the National Park is to be treated as Crown land for the purpose of the Minister making a recommendation to the Governor-General for a grant of that land to an Aboriginal Land Trust pursuant to subsection 10(1).

Clause 4 - Grants of land to Land Trusts

The new subsection 12(2C) makes it a requirement of the grant that the Land Council directs the Aboriginal Land Trust concerned to enter into an agreement for a lease with the Director, Australian National Parks and Wildlife Service in respect of the land described in Schedule 1 to the Act under the heading of "Uluru" so that land may be operated as a National Park.

Clause 5 - Dealings with interests in land by Land Trusts

This clause provides for a consequential amendment to Section 19 so that the Land Trust has the authority to lease the land described to the Director in accordance with the Act.

Clause 6 - Amendment of Schedule 1

This clause inserts the description of the land in Schedule 1 to the Act under the heading of "Uluru" to be available for a grant to an Aboriginal Land Trust under the combined operation of sections 10 and 12.