## Queensland



# NATIVE TITLE (QUEENSLAND) AMENDMENT ACT 1995

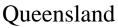
Act No. 30 of 1995



## NATIVE TITLE (QUEENSLAND) AMENDMENT ACT 1995

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## Native Title (Queensland) Amendment Act 1995

Act No. 30 of 1995

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

[Assented to 14 June 1995]

## The Parliament of Queensland enacts—

#### Short title

s 1

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

#### Act amended

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

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

**3.(1)** Section 35(2), after 'given notice'—

insert—

- '(an "accepted application notice")'.
- (2) Section 35(2)(a), '(an "accepted application notice")' omit.
- (3) Section 35(3)—

omit, insert—

- '(3) An accepted application notice must also state that
  - 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
  - (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).'.

(4) Section 35(4), 'accepted application notices'— *omit, insert*—

'the notices mentioned in subsection (2)(a) and (b)'.

#### **SCHEDULE**

#### MINOR AMENDMENTS

section 2 of the Act

| 1. Section 4, definition | "accepted application notice"— |
|--------------------------|--------------------------------|
| omit, insert—            |                                |

"accepted application notice" see section 35(2).".

### 2. Section 36(1)(a)—

omit, insert—

'(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'.

## 3. Section 135, definition "claim"—

omit, insert—

"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.'

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