

LAND ADMINISTRATION AMENDMENT BILL 2016 — PASTORAL AND RANGELANDS LEASES

617. Hon NIGEL HALLETT to the minister representing the Minister for Lands:

I refer to the Land Administration Amendment Bill 2016, which provides a legislative basis for reform and tenure of pastoral and rangelands leases. When a pastoral lease is converted to a rangelands lease, can the minister please explain —

- (1) the process to return the lease to a pastoral lease under the provisions of the draft bill;
- (2) the status of the existing Indigenous land use agreement; and
- (3) the process for negotiating a new Indigenous land use agreement for a rangelands lease?

Hon COL HOLT replied:

I thank the member for some notice of the question.

- (1) The lessee will need to make an application to change the tenure from a rangelands lease to a pastoral lease. The change will require the surrender of the rangelands lease and the grant of a new pastoral lease.
- (2) If the surrender of the rangelands lease and grant of a new pastoral lease over the same land had been included in the Indigenous land use agreement that was negotiated then, that ILUA would stand. If not, a new ILUA would be required to be negotiated for the change of tenure back to pastoral lease.
- (3) The process for negotiating a new ILUA for a rangelands lease is set out in division 3, subdivisions B and C of the Native Title Act 1993. An ILUA will be required for the grant of a rangelands lease only if it falls within an area where native title has been determined to exist or may exist.