

**STATE DEVELOPMENT AND REGIONAL INDUSTRIES COMMITTEE**  
**REPORT NO. 5 ON THE**  
**NATURE CONSERVATION AND OTHER LEGISLATION (INDIGENOUS JOINT**  
**MANAGEMENT – MORETON ISLAND) AMENDMENT BILL 2020**  
**QUEENSLAND GOVERNMENT RESPONSE**

**Introduction**

On 3 December 2020, the Nature Conservation and Other Legislation (Indigenous Joint Management – Moreton Island) Amendment Bill 2020 (the Bill) was introduced into Parliament.

The Bill was subsequently referred to the State Development and Regional Industries Committee (the Committee) with a report back date of 12 February 2021. The Committee was granted a reporting extension to 8 March 2021 by the Committee of the Legislative Assembly to undertake further consultation.

On 8 March 2021, the Committee tabled its Report No. 5 in relation to the Bill.

**Recommendations**

The Committee made three recommendations. The Queensland Government response to the Committee's recommendations is provided below:

**Recommendation 1**

The Committee recommends the Nature Conservation and Other Legislation (Indigenous Joint Management – Moreton Island) Amendment Bill 2020 be passed.

**Government Response**

The Government thanks the Committee for this recommendation.


**Recommendation 2**

The Committee recommends that the Department of Aboriginal and Torres Strait Islander Partnerships considers developing training, education and professional development mechanisms on native title processes for a range of stakeholders.

**Government Response**

The Government supports this recommendation in principle.

The Commonwealth Government is responsible for the Commonwealth *Native Title Act 1993* which sets out the processes through which native title can be recognised and protected. The Commonwealth Government provides assistance and information, primarily through the National Native Title Tribunal (NNTT), to support a range of stakeholders involved in native title processes. Apart from general information about native title processes, the NNTT also provides assistance to stakeholders with negotiations and preparing native title applications. Further information is available on the NNTT website at <http://www.nntt.gov.au>.

<b>Queensland Legislative Assembly</b>	
Number: <u>57217627</u>	
	12 MAY 2021
MP: <u>Hon S CANLAN</u>	Tabled <input checked="" type="checkbox"/>
	By Leave <input type="checkbox"/>
Clerk's Signature: <u>M. R. Res.</u>	

To further assist people involved in native title processes, the Queensland Government, through the Department of Resources (Resources) has already developed online training materials and Native Title Work Procedures (work procedures) which are publicly available via the Resources website at :

<https://www.resources.qld.gov.au/qld/atsi/native-title-work-procedures>.

The online training materials facilitate self-paced interactive education and by design, do not focus on any specific native title party or stakeholder. There are a number of training materials available, including one that provides a basic introduction to native title.

The work procedures are specifically designed to assist community groups, developers and Government agencies to carry out native title assessment in accordance with the Commonwealth Native Title Act.

Both the online training and work procedures are regularly reviewed to reflect current Government policy, legislative amendments and matters arising from Federal Court decisions on aspects of the Commonwealth Native Title Act and native title claims.

The Department of Seniors, Disability Services and Aboriginal and Torres Strait Islander Partnerships also provides information to the community about cultural heritage management and legislation. Anyone can readily access these materials and utilise this information to educate and facilitate better community understanding of the interaction between land ownership, native title and cultural heritage. The information is available on the department's website at: <https://www.datsip.qld.gov.au/people-communities/aboriginal-torres-strait-islander-cultural-heritage>.

### **Recommendation 3**

The Committee recommends that the Department of Environment and Science and the Quandamooka Yoolooburrabee Aboriginal Corporation – as joint managers of the protected area:

- give consideration to the establishment of consultative activities at which timely and consistent information can be provided to businesses, residents and other stakeholders
- complement statutory consultation requirements for the preparation of the draft Management Plan for protected areas on Moreton Island/Mulgumpin, with additional accessible consultation activities.

### **Government Response**

The Government supports this recommendation.

The Department of Environment and Science and the Quandamooka Yoolooburrabee Aboriginal Corporation will consider establishing consultative mechanisms to provide timely information to the community in relation to their role as protected area managers and joint management partners of prescribed protected areas on Mulgumpin (Moreton Island).

The Department of Environment and Science and the Quandamooka Yoolooburrabee Aboriginal Corporation are committed to meaningful consultation on a new draft management plan for Mulgumpin (Moreton Island). In addition to the statutory consultation requirements, they will jointly prepare a clear consultation strategy outlining the additional activities and how they will be incorporated into the planning process.