



Aboriginal Land Rights (Northern Territory) Amendment Act (No. 3) 2000

No. 112, 2000



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An Act to amend the *Aboriginal Land Rights (Northern Territory) Act 1976*, and for related purposes

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[Assented to 5 September 2000]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Aboriginal Land Rights (Northern Territory) Amendment Act (No. 3) 2000*.

2 Commencement

This Act commences on the day on which it receives the Royal Assent.

3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

Schedule 1—Former public roads

Aboriginal Land Rights (Northern Territory) Act 1976

1 Subsection 11(1AF)

Omit all the words and paragraphs from and including “but for the existence” to and including “the Minister may”, substitute “but for the existence on that land of a stock route (other than a stock route to which subsection 50(2E) applies), then, if the land ceases to be a stock route, the Minister may”.

Note: The heading to section 11 is replaced by the heading “**Recommendations for grants of Crown land other than Schedule 1 land and former public roads**”.

2 After section 11A

Insert:

11B Recommendations for grants of former public roads

- (1) This section applies if:
 - (a) a road over which the public had a right of way existed on land that is contiguous to Aboriginal land; and
 - (b) the Minister would have made a recommendation about the land under section 10 or subsection 11(1), (1AB), (1AD) or (1AE) but for that public right of way; and
 - (c) that public right of way ceases to exist.
- (2) On application by the Land Council for the area in which the land is situated, the Minister may recommend that the Governor-General grant an estate in fee simple for the whole or a part of that land to a Land Trust that holds contiguous Aboriginal land.

3 Subsection 12(1)

Omit “section 10 or 11”, substitute “section 10, 11 or 11B”.

4 Paragraph 12(1)(a)

Omit “or section 11”, substitute “, section 11 or 11B”.

5 After subsection 12(3A)

Insert:

(3B) However, subsections (3) and (3A) do not apply to a deed of grant arising from a recommendation under section 11B.

*[Minister's second reading speech made in—
House of Representatives on 1 June 2000
Senate on 14 August 2000]*

(55/00)
