

Explanatory Statement

Native Title Act 1993

Recognition under subsection 203AD(1)

No. 10:2000

This instrument is made under subsection 203AD(1) of the amended *Native Title Act 1993* (the Act).

The subsection provides that the Commonwealth Minister may, by written instrument, recognise, as the representative body for an area, an eligible body that has applied under section 203AB to be the representative body for the area.

The instrument provides that the representative body has satisfied the Minister that it will satisfactorily represent persons who hold or may hold native title in the area, that it will be able to consult effectively with Aboriginal peoples and Torres Strait Islanders living in the area, that it satisfactorily performs its existing representative body functions and that it would be able to perform satisfactorily the functions of a representative body. Under subsection 203AD(2) the date specified in the instrument of recognition for its commencement must not precede the commencement of Division 3 of Part 11 of the amended *Native Title Act 1993*.

Under a proclamation made on 13 October 1999 Division 3 of Part 11 commences on 1 July 2000.

Authority: Subsections 203AD(1) and 203AD(2)
of the amended *Native Title Act 1993*