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2003B00196

# Aboriginal and Torres Strait Islander Heritage Protection Amendment Regulations 2003 (No. 1)<sup>1</sup>

Statutory Rules 2003 No. <sup>2</sup>

187

I, GUY STEPHEN MONTAGUE GREEN, Administrator of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following Regulations under the *Aboriginal and Torres Strait Islander Heritage Protection Act 1984*.

Dated 17 JUL 2003 2003

G S M Green  
Administrator

By His Excellency's Command

DAVID KEMP  
Minister for the Environment and Heritage

**1 Name of Regulations**

These Regulations are the *Aboriginal and Torres Strait Islander Heritage Protection Amendment Regulations 2003* (No. *✓*).

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**2 Commencement**

These Regulations commence on gazettal.

**3 Amendment of Aboriginal and Torres Strait Islander Heritage Protection Regulations**

Schedule 1 amends the Aboriginal and Torres Strait Islander Heritage Protection Regulations.

**Schedule 1 Amendments**

(regulation 3)

**[1] Regulation 1**

*substitute*

**1 Name of Regulations**

These Regulations are the *Aboriginal and Torres Strait Islander Heritage Protection Regulations 1984*.

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2 *Aboriginal and Torres Strait Islander Heritage Protection* 2003, *✓*  
*Amendment Regulations 2003 (No. *✓*)*

187  
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**[2] After regulation 5D***insert***5E Local Aboriginal communities (Act, Schedule)**

For subsection 21A (2) of the Act, the Schedule to the Act is amended:

- (a) by omitting the following items:
  - (i) Njernda Aboriginal Corporation;
  - (ii) Shepparton Aboriginal Arts Council Co-operative Ltd.;
  - (iii) Yorta-yorta Cultural Heritage Council Incorporated;
  - (iv) Yorta Yorta Murray Goulburn Rivers Clans Incorporated; and
- (b) by inserting the following items:
  - (i) Bangerang Cultural Centre Co-operative Ltd;
  - (ii) North West Nations Clans Aboriginal Corporation;
  - (iii) Taungurung Clans Aboriginal Corporation;
  - (iv) Victorian Boonerwung Elders Land Council Aboriginal Corporation;
  - (v) Yorta Yorta Nation Aboriginal Corporation.

**[3] Schedule 4, after Area 1***insert***AREA 1A: BANGERANG CULTURAL CENTRE CO-OPERATIVE LTD**

Part A: The boundary of the Bangerang Cultural Centre being Lot 1 of Crown Allotments 79A and 80B, Parish of Shepparton, County of Moira and being the land in Certificate of Title Volume 8910 Folio 987.

Part B: The boundary of Part B of Area 1A begins at the junction of Omco Creek and the Murray River, approximately 600 metres north of Tom Groggin Station homestead, and continues progressively:

- west-south-westerly to the summit of Mt Pinnibar

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- south-south-westerly to the summit of Mt Gibbo
  - south-westerly along the Tallangatta Shire-Omeo Shire boundary to its junction with the Omeo Highway, approximately 7 kms north of Sunnyside township
  - generally southerly along that highway to its junction with the Bogong High Plains Road, approximately 7.5 kms north of Anglers Rest
  - generally westerly then north-westerly along that road to its junction with a line from the summit of Basalt Hill to the summit of Mt Cope at approximately E.525850 N.5914500
  - south-westerly along that line to the summit of Mt Cope
  - westerly to the summit of Mt Bundara
  - west-north-westerly to the summit of Mt Jim
  - south-westerly to the summit of Mt Loch
  - south-westerly to the summit of Mt Hotham
  - south-westerly to the summit of Mt Saint Bernard
  - west-south-westerly to the summit of Mt Selwyn
  - south-westerly for approximately 300 metres towards the summit of Mt Speculation, to the Mt Selwyn Road at approximately E.490650 N.5900000
  - generally northerly along that road to Buckland Junction
  - northerly along the Buckland Valley Road to its junction with the Ovens Highway in Porepunkah
  - north-westerly along that highway to its junction with the Myrtleford-Yackandandah Road in Myrtleford
  - north-easterly along that road to its junction with the Stanley Road
  - generally northerly along that road to its junction with the Buckland Gap Road in Beechworth

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- southerly along that road to its junction with the Ovens Highway
  - westerly along that highway to its junction with the Bowmans-Whorouly Road
  - south-westerly along that road to Whorouly township
  - southerly along the Carboor-Whorouly Road to its junction with the Bright Road
  - south-easterly along that road to its junction with the continuation of the Carboor-Whorouly Road
  - generally southerly along that road to where it crosses Whorouly Creek at approximately E.461530 N.5947170
  - southerly along that creek to the source of 1 of its upper tributaries at approximately E.461600 N.5945120
  - due south to Gap Creek at approximately E.461620 N.5944470
  - generally southerly along that creek to its junction with Hurdle Creek at Carboor East
  - southerly along that creek for approximately 300 metres to where it is crossed by Wrights Lane
  - southerly, westerly and northerly along that lane to Carboor Upper
  - generally south-westerly along the Carboor Upper Road to its junction with the Moyhu-Meadow Creek Road
  - north-westerly along that road to Moyhu
  - westerly along the Glenrowan-Moyhu Road to its junction with the road to Hansonville
  - southerly then westerly along that road to its junction with the Wangaratta-Kilfeera Road
  - southerly and westerly along that road to its junction with the Benalla-Whitfield Road
  - westerly along that road approximately 200 metres to its junction with the Kilfeera Road

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- generally westerly along that road to its junction with the Benalla-Tatong Road in Benalla
  - north-westerly along that road to its junction with the Benalla-Winton Road
  - generally north-easterly along that road and the route of the Hume Highway, through the townships of Winton, Glenrowan and Wangaratta, to the junction of the Hume Highway and the Boorhaman-Springhurst Road, approximately 1 kilometre south of Springhurst township
  - westerly along that road for approximately 100 metres, across the North-Eastern Railway, to its junction with an unnamed road that runs north-east through Springhurst township
  - north-easterly along that road to its junction with the Rutherglen-Springhurst Road in Springhurst
  - northerly along that road to its junction with the Chiltern-Rutherglen Road in Rutherglen
  - north-westerly along that road for approximately 150 metres to its junction with the Murray Valley Highway
  - north-westerly along that highway approximately 750 metres to its junction with the Rutherglen-Wahgunyah Road
  - generally north-westerly along that road to the Victoria-New South Wales border on the southern bank of the Murray River at Wahgunyah
  - generally easterly and southerly along that border to the junction of Omeo Creek and the Murray River at the point where the boundary began.

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**[4]        Schedule 4, Area 17***substitute***AREA 17: NORTH WEST NATIONS CLANS ABORIGINAL CORPORATION**

The boundary of Area 17 begins at the junction of the Murray Valley Highway and the Kerang-Quambatook Road, approximately 1.5 kms west of Kerang, and continues progressively:

- westerly then generally south-westerly along the Kerang-Quambatook Road to Quambatook
- northerly then westerly along the Dumosa-Quambatook Road to its junction with the Donald-Swan Hill Road
- south-westerly along that road through Towaninny and Dumosa to its junction with the Dumosa-Birchip Road
- westerly then southerly along that road to its junction with the Birchip-Wycheproof Road approximately 1.6 kms east of Narraport
- westerly along that road to its junction with the Sunraysia Highway in Birchip
- generally north-westerly along that highway to its junction with the Calder Highway about 10.5 kms south-east of Ouyen
- north-westerly along the Calder Highway to its junction with the Mallee Highway in Ouyen
- easterly along the Mallee Highway to its junction with the Murray Valley Highway near Piangil
- due east from that junction for approximately 300 metres to the Murray River at approximately E.712450 N.6118500
- generally south-easterly along the Victoria-New South Wales border to the junction of the Murray River and the Yarran Creek on Gunbower Island, at approximately E.251600 N.6041330
- generally south-westerly then southerly along the Yarran Creek to its junction with the Gunbower Creek

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- generally southerly then north-westerly along that creek to where it is crossed by Mathers Road
  - southerly then south-easterly along Mathers Road to its crossroads junction with Weymouth Road
  - south-westerly along Weymouth Road to its junction with the Cohuna-Koondrook Road
  - south-easterly along that road to its junction with the Murray Valley Highway at Cohuna
  - south-easterly along that highway to its junction with Pipers Road
  - southerly along Pipers Road to its junction with the Leitchville Road and the Pyramid-Leitchville Road
  - southerly along the Pyramid-Leitchville Road to its junction with the Kow Swamp Road
  - south-westerly along the Pyramid-Leitchville Road for approximately 50 metres to where it crosses the Torrumburry No 2 Channel
  - south-easterly for approximately 100 metres along the Torrumburry No 2 Channel to its junction with Box Creek
  - generally south-westerly then south-easterly along the western edge of Kow Swamp and its adjoining wetlands to Mount Hope Creek
  - generally southerly along Mount Hope Creek to the bridge crossing where the Pyramid-Echuca Road and Balderson Road meet
  - south-easterly from that bridge crossing in a straight line to the junction of the Echuca-Mitiamo Road and Johnson Road approximately 2 kms west of Kotta
  - continuing south-easterly from that junction in a straight line to the junction of the Northern Highway and Diggora Road at Rochester
  - southerly along the Northern Highway for approximately 500 metres to its junction with the Kyabram-Rochester Road in Rochester township
  - easterly along that road to its junction with the Heathcote-Rochester Road

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- southerly then south-easterly along that road to its junction with Howard Road
  - south-easterly from that junction in a straight line to the junction of the Midland Highway and Greens Lake Road approximately 3.5 kms east of Corop
  - generally westerly along the Midland Highway to its junction with the Northern Highway in Elmore
  - north-easterly along that highway for approximately 450 metres to its junction with the Elmore-Raywood Road
  - westerly along that road to its junction with the Bendigo-Pyramid Road in Raywood
  - northerly along that road to Mitiamo
  - north-westerly along the Mitiamo-Kerang Road to where it crosses Bullock Creek at approximately E.246800 N.5992400
  - northerly along that creek to approximately E.244860 N.6002150
  - northerly to Sylvaterre Road south of Granite Hill
  - westerly then northerly along that road to its junction with the Pyramid-Leitchville Road
  - westerly along that road to its junction with the road to Mincha in Pyramid Hill
  - generally north-westerly along that road to Mincha
  - westerly along the Mincha-Canary Island Road to Loddon Vale on the Loddon Valley Highway
  - northerly along that highway for approximately 1.5 kms to its junction with the Canary Island-Leaghur Road
  - westerly along that road to where it crosses the Loddon River
  - northerly along that river to where it is crossed by the Murray Valley Highway approximately 1 km west of Kerang
  - westerly along that highway to its junction with the Kerang-Quambatook Road at the point where the boundary began.

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**[5] Schedule 4, Area 18**

*omit*

Shepparton Aboriginal Arts Council Co-operative Limited,

*insert*

Bangerang Cultural Centre Co-operative Limited,

**[6] Schedule 4, Areas 19 and 20**

*omit*

**[7] Schedule 4, Area 24**

*substitute*

**AREA 24: YORTA YORTA NATION ABORIGINAL CORPORATION**

The boundary of Area 24 begins at the junction of the Murray River and the Yarran Creek on Gunbower Island, at approximately E.251600 N.6041330, and continues progressively:

- generally south-easterly then northerly then easterly upstream along the Victoria-New South Wales border to the eastern tip of Lake Mulwala, at approximately E.426150 N.6011200
- west-north-westerly to the Murray Valley Highway at approximately E.424500 N.6011600
- generally westerly along that highway to its junction with the Waaia-Bearii Road
- southerly along that road to its junction with the Nathalia-Katamatite Road
- continuing southerly along the Waaia-Bearii Road for approximately 2.6 kms to the Walshs Bridge crossing of Broken Creek
- southerly along the Walshs Bridge South Road, through Mundoona to its junction with Pagues Road and Waaia Road
- southerly along the Waaia Road to its junction with the Shepparton-Barmah Road approximately 1.5 kms north-west of Bunbartha

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- south-easterly along that road to its junction with the Loch Garry Road and the Tallygaroopna West-Bunbartha Road on the southern boundary of Bunbartha township
  - west-north-westerly along the Loch Garry Road to approximately E.349150 N.5990420 where that road runs parallel with the north-eastern tip of Loch Garry
  - due south for approximately 50 metres to the edge of Loch Garry
  - along the eastern and then southern edge of Loch Garry to its south-western tip at approximately E.347300 N.5988050
  - due south to the Goulburn River at approximately E.347300 N.5987220
  - generally north-westerly along the mid-line of that river to where it is crossed by the Murray Valley Highway
  - southerly then westerly along that highway to its junction with the Echuca-Mooroopna Road approximately 1.5 kms east of Wyuna
  - south-easterly along that road to its junction with the boundary of the shires of Deakin and Rodney
  - due south and then west along that boundary to its junction with the Kyabram-Tongala Road at approximately E.323170 N.5980930
  - westerly along that road for 2.4 kms to its junction with Scobie Road
  - south-westerly along that road to its junction with Curr Road
  - southerly along that road to its junction with the Kyabram-Rochester Road and the Rushworth-Girgarre Road
  - due south along the Rushworth-Girgarre Road to its junction with the Midland Highway in Stanhope
  - westerly along that highway to its junction with the Greens Lake Road approximately 3.5 kms east of Corop
  - north-westerly from that junction in a straight line to the junction of the Heathcote-Rochester Road and Howard Road
  - north-westerly then northerly along the Heathcote-Rochester Road to its junction with the Kyabram-Rochester Road

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- westerly along the Kyabram-Rochester Road to its junction with the Northern Highway in Rochester township
  - northerly along that highway for approximately 500 metres to its junction with Diggora Road
  - north-westerly from that junction in a straight line to the junction of the Echuca-Mitiamo Road and Johnson Road approximately 2 kms west of Kotta
  - continuing north-westerly from that junction in a straight line to where the Pyramid-Echuca Road and Balderson Road meet at the bridge crossing of Mount Hope Creek
  - generally northerly along Mount Hope Creek to Kow Swamp
  - generally north-westerly then north-easterly along the western edge of Kow Swamp and its adjoining wetlands to the junction of Box Creek and the Torrumburry No 2 Channel
  - north-westerly for approximately 100 metres along the Torrumburry No 2 Channel to where it is crossed by the Pyramid-Leitchville Road
  - north-easterly along that road for approximately 50 metres to its junction with the Kow Swamp Road
  - northerly along the Pyramid-Leitchville Road to its junction with the Leitchville Road and Pipers Road
  - northerly along Pipers Road to its junction with the Murray Valley Highway
  - north-westerly along that highway to its junction with the Cohuna-Koondrook Road at Cohuna
  - north-westerly along that road for approximately 1 km to its junction with Weymouth Road
  - north-easterly along Weymouth Road to its crossroads junction with Mathers Road
  - north-westerly then northerly along Mathers Road to its bridge crossing over the Gunbower Creek
  - south-easterly then generally northerly along that creek to its junction with the Yarran Creek

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- generally northerly then north-easterly along the Yarran Creek to its junction with the Murray River at the point where the boundary began.

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### Notes

1. These Regulations amend Statutory Rules 1984 No. 176, as amended by 1985 No. 40; 1986 No. 344; 1987 No. 153; 1989 No. 420; 1991 No. 231; 1994 No. 28; 1998 No. 2.
2. Notified in the *Commonwealth of Australia Gazette* on / 2003.

24 July