

## **KEY DATES IN ABORIGINAL LAND CLAIMS**

**These are the dates that are on the Register of Aboriginal Land Claims (the Register) and on the claim document**

**See section 36 of the Aboriginal Land Rights Act 1983 (NSW)**

### **➤ Date of claim preparation by Aboriginal land Council**

The date on the land claim document indicates the date the claim was prepared by the Aboriginal Land Council. Not an official date with respect to the Register.

### **➤ Date of lodgement**

The date that the claim is lodged with the Registrar. This is the date and time that ORALRA receives the claim lodgement email. The lodgement date is recorded in the Register. The lodgement date is the date the Minister must take into consideration in the assessment and determination of the claim. This date is stamped on the claim document.

### **➤ Date of registration**

The date that the claim is registered by being assigned a claim number and entered into the Register. This date is stamped on the claim. The claim must be clarified for registration within 28 days of the lodgement.

### **➤ Date of Referral**

The date that the claim is referred to the Minister for assessment and determination.

The claim must be referred within 60 days of the lodgement date.

### **➤ Date of amendment**

The claim may be amended by the claimant.

The amendment, and the date that the amendment is made, is entered into the Register.

This maintains the Register in keeping the record current of land that is still under claim.

### ➤ **Date of claim withdrawal**

A claim may be fully or partly withdrawn by the claimant. The land is withdrawn or part withdrawn in the claim in the Register. The date that the withdrawal/part withdrawal is entered into the Register is the date of the withdrawal/part withdrawal. This is to maintain the Register in keeping the record of land still under claim.

### ➤ **Date of determination/part determination**

A claim is either fully determined by the Minister, or it is determined in parts over different dates. The determination or part determination is entered into the Register. The date recorded is the date that the Minister determined/part determined the claim. This is the date on the determination letter from the Crown Lands on behalf of the Minister. This maintains the Register in keeping the record current of land that is still under claim.

### ➤ **Date of finalisation of claim**

A claim is finalised when there is no land left in the claim to determine by the Minister. This may be due to all parts being determined and/or withdrawn.

The finalisation date is the date when the claim case is closed for that claim number. The finalisation date is the date when the last part of the claim is either withdrawn or determined, leaving no more land on the claim for determination by the Minister.

If the final piece of land in the claim is withdrawn, the finalisation date is the date that the final withdrawal of the land was entered into the Register.

If the final piece of land in the claim was determined, the finalisation date is the date of the determination letter from the Minister.

The finalisation date of a claim means that there is no longer a claim with that particular claim number over that land, on the finalisation date.

### ➤ **Date of appeal**

Although the claim may be finalised and the claim case for determination by the Minister is closed, an appeal may be lodged on the Minister's decision.

The appeal number and date of any appeal hearing is recorded in the Register.

### ➤ **Date of appeal decision**

The determination decision may be overturned at an appeal hearing.

The date and decision of the appeal hearing and final orders of the Court are recorded in the Register.

This maintains the Register in keeping the record current of the outcome of the land claimed.