# **FEDERAL COURT OF AUSTRALIA**

## DISTRICT REGISTRY

## GENERAL DIVISION

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| *Native Title (Federal Court) Regulations 1998*, Paragraph 5(1)(c) Form 3Native Title Act 1993 **Revised native title**  **determination application** |

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| **Form 3**  Paragraph 5(1)(c)  ***Native Title Act 1993***  **Revised native title**  **determination application**  Note 1: This form is to be used for an application, as mentioned in subsection 61(1) of the Act, for revocation or variation of an approved determination of native title, on the grounds set out in subsection 13(5) of the Act. | | | |
|  | **NAME OF APPLICANT(S)** | |  |
|  | Mr/Mrs/Ms: |  |  |
| Given Name: |  |
| Surname: |  |
| Aboriginal name (if any): |  |
| **PART A** | **DETAILS OF THE CLAIM** | |  |
| **1** | The applicant applies for the revocation / variation\* of an approved determination of native title. | |  |
| **2** | **AUTHORISATION** | |  |
| *Capacity in which the applicant claims to be entitled to make the application, e.g. the registered native title body corporate: see Act, s 61(1).* | The applicant is entitled to make this application as: | |  |
| **3** | **The schedules to this application contain the following information:** | |  |
| **SCHEDULE A** | **IDENTIFICATION OF BOUNDARIES** | |  |
| *Note: This information must be included as well as the map mentioned in Schedule B.* | Information identifying the boundaries of:  (a) the area covered by the application; and  (b) any areas within those boundaries that are not covered by the application.    ***More information can be provided and labelled as “Attachment A”*** | |  |
| \* delete whichever is inapplicable | | | |

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| **SCHEDULE B** | **MAPS** |  |
|  | A map showing the boundaries of the area covered by the application.    ***More information can be provided and labelled as “Attachment B”*** |  |
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| **SCHEDULE C** | **SEARCHES** |  |
|  | Details and results of all searches carried out to determine the existence of any non-native title rights and interests in relation to the land or waters in the area covered by the application.    ***More information can be provided and labelled as “Attachment C”*** |  |
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| **SCHEDULE D** | **REPRESENTATIVE BODIES** |  |
|  | The name of each representative Aboriginal/Torres Strait Islander body for the area covered by the application.    ***More information can be provided and labelled as “Attachment D”*** |  |
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| **SCHEDULE E** | **NATIVE TITLE DETERMINATION** |  |
|  | A copy of the approved native title determination.    ***More information can be provided and labelled as “Attachment E”*** |  |
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| **SCHEDULE F** | **DETAILS OF EVENTS** *[see Act, s 13]* |  |
|  | Details of events (if any) that have taken place since the approved determination of native title was made which make that determination no longer correct.    ***More information can be provided and labelled as “Attachment F”*** |  |
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| **SCHEDULE G** | **DETAILS OF GROUNDS** *[see Act, s 13]* |  |
|  | Details of the grounds (if any) for varying or revoking the determination in the interests of justice.    ***More information can be provided and labelled as “Attachment G”*** |  |
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| **SCHEDULE GA** | **ANY 47C AGREEMENTS** *[see Act, ss 13, 47C and 62]* |  |
|  | If the determination covers an area in relation to which the operation of section 47C of the Act (national parks etc.) has been agreed to in writing in accordance with paragraph 47C(1)(b) of the Act, a copy of the agreement and, if there is an agreement under subsection 47C(5) of the Act, that agreement.    ***More information can be provided and labelled as “Attachment GA”*** |  |
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| **SCHEDULE H** | **DETAILS OF ANY NOTIFICATIONS** |  |
|  | For an application for variation of an approved determination of native title, a draft of the order sought.    ***More information can be provided and labelled as “Attachment H”*** |  |
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| **SCHEDULE I** | **ANY OTHER RELEVANT INFORMATION** | | |  |
|  | Any other relevant information that the applicant wants to provide.    ***More information can be provided and labelled as “Attachment I”*** | | |  |
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|  | Signed by applicant / applicant’s solicitor\* |  | Date: |  |
| \* delete whichever is inapplicable | | | | |

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| **PART B** | **Filing and Service** | | |  | | |  | | | | |  | |  | |
|  | **IF THE APPLICANT IS REPRESENTED:** | | | | | | | | | | | | | |  |
| APPLICANT'S REPRESENTATIVE | Name of representative (and organisation if applicable) | | | | | | | | | | | | | |  |
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| ADDRESS FOR SERVICE | Insert address | | | | | | | | | | | | | |  |
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| Suburb |  | | State/Territory | | |  | | | Postcode | | | |  |  | |
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| Email |  | | | | | | | | |  | | | | |  |
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| This application is filed for |  | | | | | | | | | | | | | |  |
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| Applicant’s address |  | | | | | | | | | | | | | |  |
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| Suburb |  | | State/Territory | | |  | | | Postcode | | | |  |  | |
|  | **IF APPLICANT IS UNREPRESENTED:** | | | | | | | | | | | | | |  |
| APPLICANT'S NAME  *Note: This should include first name, surname & Aboriginal name (if any)* | This application is filed by: |  | | | | | | | | | | | | |  |
| Mr/Mrs/Ms: |  | | | | | | | | | | | | |
| Given Name: |  | | | | | | | | | | | | |
| Surname: |  | | | | | | | | | | | | |
| Aboriginal name (if any): |  | | | | | | | | | | | | |
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| ADDRESS FOR SERVICE |  | | | | | | | | | | | | | |  |
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| Suburb |  | | State/Territory | | |  | | | Postcode | | | |  |  | |
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| Email |  | | | | | | | | | |  | | | | |
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| Telephone  (during the day) |  | | | | Facsimile | | |  | | | | | | |  |
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| Applicant’s address |  | | | | | | | | | | | | | |  |
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| Suburb |  | | State/Territory | | |  | | | Postcode | | | |  |  | |
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| Telephone  (during the day) |  | | | | Facsimile  (if any) | | |  | | | | | | |  |
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