



4. ADMINISTRATION POLICIES
4.2 ADMINISTRATION
4.2.7 Native Title

Background & Issues

As part of the South West Native Title Settlement to settle interests over land, the Department of Planning, Lands and Heritage are investigating land parcels for potential transfer to the Noongar Land Estate. Unallocated Crown Land and Unmanaged Reserves are being identified for potential inclusion. During an assessment phase of the process Local Governments will be approached for consultation regarding the land selected.

Objectives

The objective of this policy is to outline Council's criteria for the administration of Native Title matters, including the South West Native Title Settlement.

Policy Measures

1. That the Chief Executive Officer be authorised to enter into negotiations with the registered South West Area 1 and South West Area 2 native title claimants, on behalf of Council, with a view to reaching a mutually acceptable mediated outcome. Any proposed agreement will be referred to Council for final endorsement.
2. That the Chief Executive Officer be authorised to provide relevant authorities with comments on behalf of Council, for the purpose of the South West Native Title Settlement, subject to the following criteria:
 - a. General support for the release of land for transfer for the purpose of the Native Title Settlement, with the exception of land identified for potential:
 - i. state government, service providers or local government requirements;
 - ii. housing, aged persons housing, education and other community purposes;
 - iii. industrial and other development; or
 - iv. land and road rationalisation.
 - b. Notification of the following for each parcel of land:
 - i. future development is subject to the Local Planning Scheme;
 - ii. there may be a minimal level of services, including road access;
 - iii. requirement to comply with the Bush Fire Act; and
 - iv. other relevant land management issues.

Adoption and Date Due for Revision

ADOPTED 8 AUGUST 2002
REVIEWED 7 AUGUST 2008
REVIEWED 1 MARCH 2018

NEXT DUE FOR REVIEW MARCH 2023

The Administration of this Policy is by the Business Directorate.