



Federal Court of Australia

District Registry: Queensland

Division: General

No: QUD673/2014

MICHAEL ROSS & ORS ON BEHALF OF THE CAPE YORK UNITED #1 CLAIM GROUP

Applicant

STATE OF QUEENSLAND and others named in the schedule

Respondent

ORDER

JUDGE: JUSTICE MORTIMER

DATE OF ORDER: 23 November 2021

WHERE MADE: Melbourne

THE COURT ORDERS THAT:

1. The applicant and State confer on, and file, appropriate amendments to the proposed orders in the Uutaalnganu determination to address the descriptions of the apical Lizzie.
2. The applicant and State confer on, and file, appropriate amendments to the proposed orders in the Kuuku Ya'u determination to address the inclusion of the interest of the Kuuku Ya'u Aboriginal Corporation RNTBC (ICN 7193) in the Iron Range National Park in "other interests" in Schedule 2 of the determination.
3. The proposed amendments be sent by email to the Court at the email addresses Associate.MortimerJ@fedcourt.gov.au and Stephanie.McCann-Hoey@fedcourt.gov.au, copied to all active parties, on or before 10am AEST on Wednesday 24 November 2021.
4. The application for joinder by the Kuuku Ya'u Aboriginal Corporation RNTBC (ICN 7193), Anthony Pascoe and Lucy Hobson be dismissed.
5. The consent determinations listed in this proceeding relating to the native title held by the Kuuku Ya'u and Uutaalnganu (Night Island) groups proceed as listed at 10.15am AEST on Thursday 25 November 2021 in Cairns.



6. The Cape York Land Council make these orders and the Court's reasons for judgment, once revised and published, available on its website and Facebook account.

Date that entry is stamped: 23 November 2021

Sia Lagos
Registrar



Schedule

No: QUD673/2014

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Second Applicant	SILVA BLANCO
Third Applicant	WAYNE BUTCHER
Fourth Applicant	JAMES CREEK
Fifth Applicant	CLARRY FLINDERS
Sixth Applicant	JONATHAN KORKAKTAIN
Seventh Applicant	PHILIP PORT
Eighth Applicant	HS (DECEASED)
Ninth Applicant	REGINALD WILLIAMS
Interested Person	DONALD ROBIN WALKER
Interested Person	MFG PTY LTD ACN 113 324 806
Interested Person	TINPITCH PTY LTD ACN 096 734 306
Interested Person	REGISTRAR STRIDE
Third Respondent	AURUKUN SHIRE COUNCIL
Fourth Respondent	CARPENTARIA SHIRE COUNCIL
Fifth Respondent	COMMONWEALTH OF AUSTRALIA
Sixth Respondent	COOK SHIRE COUNCIL
Seventh Respondent	DOUGLAS SHIRE COUNCIL
Eighth Respondent	KOWANYAMA ABORIGINAL SHIRE COUNCIL
Ninth Respondent	NAPRANUM ABORIGINAL SHIRE COUNCIL
Tenth Respondent	PORMPURAAW ABORIGINAL SHIRE COUNCIL
Eleventh Respondent	WUJAL WUJAL ABORIGINAL SHIRE COUNCIL



Twelfth Respondent	ERGON ENERGY CORPORATION LIMITED ACN 087 646 062
Thirteenth Respondent	FAR NORTH QUEENSLAND PORTS CORPORATION LIMITED (TRADING AS PORTS NORTH)
Fourteenth Respondent	TELSTRA CORPORATION LIMITED
Fifteenth Respondent	ALCAN SOUTH PACIFIC
Sixteenth Respondent	BRANDT METALS PTY LTD
Eighteenth Respondent	LESLIE CARL COLEING
Nineteenth Respondent	MATTHEW BYRON COLEING
Twentieth Respondent	STEPHEN LESLIE COLEING
Twenty Seventh Respondent	LANCE JEFFRESS
Thirty Second Respondent	RTA WEIPA PTY LTD
Thirty Sixth Respondent	AUSTRALIAN WILDLIFE CONSERVANCY
Thirty Seventh Respondent	MICHAEL MARIE LOUIS DENIS BREDILLET
Thirty Eighth Respondent	CRAIG ANTHONY CALLAGHAN
Thirty Ninth Respondent	BERTIE LYNDON CALLAGHAN
Fortieth Respondent	GRAHAM EDWARD ELMES
Forty First Respondent	JAMES MAURICE GORDON
Forty Second Respondent	PATRICIA LOIS GORDON
Forty Third Respondent	MARGARET ANNE INNES
Forty Fourth Respondent	COLIN INNES
Forty Fifth Respondent	KIM KERWIN



Forty Sixth Respondent	WENDY EVA KOZICKA
Forty Seventh Respondent	CAMERON STUART MACLEAN
Forty Eighth Respondent	MICHELLE MARGARET MACLEAN
Forty Ninth Respondent	BRETT JOHN MADDEN
Fiftieth Respondent	RODNEY GLENN RAYMOND
Fifty First Respondent	EVAN FRANK RYAN
Fifty Second Respondent	PAUL BRADLEY RYAN
Fifty Third Respondent	SUSAN SHEPHARD
Fifty Fourth Respondent	SCOTT EVAN RYAN
Fifty Fifth Respondent	BARBARA JOAN SHEPHARD
Fifty Sixth Respondent	NEVILLE JAMES SHEPHARD
Fifty Seventh Respondent	THOMAS DONALD SHEPHARD
Fifty Seventh Respondent	THOMAS DONALD SHEPHARD
Fifty Eighth Respondent	SILVERBACK PROPERTIES PTY LTD ACN 067 400 088
Fifty Ninth Respondent	THE TONY AND LISETTE LEWIS SETTLEMENT PTY LIMITED ACN 003 632 344
Sixtieth Respondent	MATTHEW TREZISE
Sixty First Respondent	BOWYER ARCHER RIVER QUARRIES PTY LTD ACN 603 263 369
Sixty Fourth Respondent	RAYLEE FRANCES BYRNES
Sixty Fifth Respondent	VICTOR PATRICK BYRNES
Sixty Sixth Respondent	GAVIN DEAR



Sixty Seventh Respondent	SCOTT ALEXANDER HARRIS
Sixty Ninth Respondent	DEBORAH LOUISE SYMONDS
Seventieth Respondent	MICHAEL JOHN MILLER
Seventy First Respondent	MICHAEL DOUGLAS O'SULLIVAN
Seventy First Respondent	MICHAEL DOUGLAS O'SULLIVAN
Seventy Second Respondent	PATRICK JOHN O'SULLIVAN