

Dauanalgaw (Torres Strait Islanders) Corporation

OVERVIEW

The Dauanalgaw (Torres Strait Islanders) Corporation administers the native title rights and interests of the Dauan people. Dauan is the smallest of the top western cluster of islands along with Boigu, and Saibai.

The resulting determination, *Dauan People* recognised that:

- the Dauan People were the common law holders of the land
- The communal and group rights and interests which comprise native title ensure they may possess, occupy, use and enjoy the land subject to their traditional laws and customs.

The consent determination also recognised the rights and interests of other Indigenous peoples in the area, entitling some to have access to the determination area for traditional purposes.

While claiming this land, the Dauan people negotiated an agreement with the Queensland government, Telstra Corporation and Ergon Energy over infrastructure work on their island. The Dauanalgaw Corporation currently administers three Indigenous Land Use Agreements on behalf of the Dauan people.

RNTBC PROFILE

NAME OF RNTBC ORIC HYPERLINK	DAUANALGAW (TORRES STRAIT ISLANDERS) CORPORATION
TYPE OF RNTBC ATNS HYPERLINK	TRUSTEE
STATE/TERRITORY	QLD (TSI)
MAP NNTT HYPERLINK	http://www.nntt.gov.au/Publications-And-Research/Maps-and-Spatial-Reports/Documents/Quarterly%20Maps/Determinations_PBCs_A4.pdf
CONTACT DETAILS ORIC HYPERLINK	http://www.orac.gov.au/Search.aspx?Search=Dauanalgaw+(Torres+Strait+Islanders)+Corporation&Type=Name

RNTBC ADMINISTRATION

INDIGENOUS CORPORATION NUMBER	3510
DATE OF INCORPORATION	24/01/2000
CERTIFICATE OF INCORPORATION ORIC HYPERLINK	http://www.orac.gov.au/document.aspx?concernID=103510
CORPORATION OBJECTS & RULES ORIC HYPERLINK	http://www.orac.gov.au/document.aspx?concernID=103510
LIST & NAMES OF MEMBERS ORIC HYPERLINK	http://www.orac.gov.au/document.aspx?concernID=103510

NATIVE TITLE DETERMINATION INFORMATION

NNTT SHORT NAME NNTT HYPERLINK	DAUAN PEOPLE
CASE LAW AUSTLII HYPERLINK	Dauan People v State of Queensland [2000] FCA 1064
DATE OF DETERMINATION	6 July 2000

TYPE OF DETERMINATION ATNS HYPERLINK	CONSENT DETERMINATION
DETERMINATION OUTCOME	NATIVE TITLE EXISTS IN THE DETERMINATION AREA WITH SOME EXCEPTIONS.
NNTT FILE NO	QC96/83
FEDERAL COURT FILE NO	QUD6248/98
NATIVE TITLE RIGHTS AND INTERESTS ¹	<p>The nature and extent of the native title rights and interests in relation to the determination area are the rights and interests of the common law holders to possess, occupy, use and enjoy the determination area in accordance with Order 6 but always subject to and in accordance with their traditional laws and customs and in particular to:</p> <p>(a) live on the determination area;</p> <p>(b) conserve, manage, use and enjoy the natural resources of the determination area for the benefit of the common law holders including for social, cultural, economic, religious, spiritual, customary and traditional purposes;</p> <p>(c) maintain, use and manage the determination area for the benefit of the common law holders, that is to:</p> <p>(i) maintain and protect sites of significance to the common law holders and other Aboriginal people, Papuans and Torres Strait Islanders on the determination area;</p> <p>(ii) inherit, dispose of or give native title rights and interests in the determination area to others, being members of the common law holders pursuant to their traditional laws and customs;</p> <p>(iii) decide who are the native title holders provided that such persons must be Torres Strait Islanders within the meaning of that term in the Native Title Act 1993 (Cth);</p> <p>(iv) regulate among, and resolve disputes between, the common law holders in relation to the rights of possession, occupation, use and enjoyment of the determination area;</p> <p>(v) conduct social, religious, cultural and economic activities on the determination area; and</p> <p>(d) make decisions about and to control the access to, and the use and enjoyment of, the determination area and its natural resources being animal, plant, fish and bird life found on or in the determination area from time to time and all water, clays and soils found on or below the surface of the determination area and all other matter comprising the determination area excluding minerals and petroleum, and any other natural resources provided that these exclusions shall operate only to the extent to which native title has been extinguished or affected pursuant to laws of the Commonwealth and of the State of Queensland.</p>
AREA OF LAND	4 SqKm
GENERAL LOCATION OF DETERMINATION AREA	DAUER (ONE OF THE MURRAY ISLANDS), TORRES STRAIT
MAP ATNS HYPERLINK	http://www.atns.net.au/objects/pdfs/QC96_83.pdf
NTRB REGION NTRB HYPERLINK	Torres Strait Regional Authority

AGREEMENTS

AGREEMENT NAME ATNS HYPERLINK	NNTT FILE NO. NNTT HYPERLINK	TYPE OF AGREEMENT	SUBJECT MATTER (NNTT)	SUBJECT MATTER (ATNS) ATNS HYPERLINK
DAUAN ISLAND INDIGENOUS LAND USE AGREEMENT (ILUA)	QI2003/038	BODY CORPORATE AGREEMENT	INFRASTRUCTURE	Land Use Native Title Housing, Construction and Infrastructure Defence

¹ These native title rights and interests are subject to the laws of the Commonwealth and the State of Queensland. They may also be subject to particular interests specified in the determination.

DAUANALGAW / ERGON ENERGY ELECTRICITY INDIGENOUS LAND USE AGREEMENT (ILUA)	QI01/67	BODY CORPORATE AGREEMENT	ACCESS AND INFRASTRUCTURE	Housing, Construction and Infrastructure Cultural Heritage Native Title Future Act Land Transaction Land Use
DAUAN ISLAND ILUA INDIGENOUS LAND USE AGREEMENT (ILUA)	QIA2000/008	AREA AGREEMENT	INFRASTRUCTURE	Housing, Construction and Infrastructure Native Title Future Act Land Use

ADDITIONAL RESOURCES

Media releases	National Native Title Tribunal, <i>Native title agreements double with Torres Strait determinations</i> (07/07/00) http://www.nntt.gov.au/News-and-Communications/Media-Releases/Pages/Native_title_agreements_double_with_Torr.aspx
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