

Gebaralgal (Torres Strait Islanders) Corporation

OVERVIEW

The Gebaralgal (Torres Strait Islanders) Corporation administers native title rights and interests recognised in the native title determination *Gebara Islanders #1* over Gebara Island (also known as Gabba Island or Two Brothers Island).

Gebara Islanders #1 determination arose from an application for determination of native title lodged by Michealangelo Newie, Sam Kris, John Levi, John Loveman, Dick Peters and Steven Peters on behalf of the Gebar applicants in June 1996. The sole respondent was the State of Queensland. The parties mediated the issues which arose from the initial application. This agreement recognised native title rights over the uninhabited island, including:

- Exclusive possession on land; and
- Non-exclusive use of the water and things in it for personal, non-commercial and domestic communal needs.

The Federal Court granted the orders sought over Gebara without a full hearing of the determination application in December 2004.

RNTBC PROFILE

NAME OF RNTBC ORIC HYPERLINK	GEBARALGAL (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=gebar&Type=Name

RNTBC ADMINISTRATION

INDIGENOUS CORPORATION NUMBER	3861
DATE OF INCORPORATION	18/09/2001
CERTIFICATE OF INCORPORATION ORIC HYPERLINK	http://www.orac.gov.au/document.aspx?concernID=103861
CORPORATION OBJECTS & RULES ORIC HYPERLINK	http://www.orac.gov.au/document.aspx?concernID=103861
LIST & NAMES OF MEMBERS ORIC HYPERLINK	http://www.orac.gov.au/document.aspx?concernID=103861

NATIVE TITLE DETERMINATION INFORMATION

NNTT SHORT NAME NNTT HYPERLINK	GEBARA ISLANDERS #1
CASE LAW AUSTLII HYPERLINK	Newie on behalf of the Gebaralgal v State of Queensland [2004] FCA 1577
DATE OF DETERMINATION	13/12/2004

TYPE OF DETERMINATION ATNS HYPERLINK	CONSENT DETERMINATION
DETERMINATION OUTCOME	NATIVE TITLE EXISTS IN THE ENTIRE DETERMINATION AREA
NNTT FILE NO	QC96/51
FEDERAL COURT FILE NO	QUD6066/98
NATIVE TITLE RIGHTS AND INTERESTS ¹	The native title in relation to land is a right to possession, occupation, use and enjoyment of the Determination Area to the exclusion of all others The native title in relation to Water is a non-exclusive right to: (a) hunt and fish in or on, and gather from, the Water for the purpose of satisfying personal, domestic or non-commercial communal needs; and (b) take, use and enjoy the Water for the purpose of satisfying personal, domestic or non-commercial communal needs.
AREA OF LAND	3.6 SqKm
GENERAL LOCATION OF DETERMINATION AREA	GEBARA ISLAND, TORRES STRAIT
MAP ATNS HYPERLINK	http://www.atns.net.au/objects/pdfs/QC96_51.pdf
NTRB REGION NTRB HYPERLINK	TORRES STRAIT REGIONAL AUTHORITY

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.