



# Native Title Protection Conditions

## Form 1 - Clause 3.1

This is an example of a notice required under the Native Title Protection Conditions. An alternate form that complies with the requirements of the Native Title Protection Conditions may be used instead. *The Department of Natural Resources and Water, Queensland, has produced this form but takes no responsibility for any subsequent unauthorised changes.*

### EXPLORATION ACTIVITY NOTICE

EXPLORATION PERMIT NO. \_\_\_\_\_ (Insert EP Number)

**Purpose:** This form may be used where an **Explorer** is required to give a written notice to the Notified Native Title Parties because the Explorer intends commencing Exploration Activities within a Notification Area under the Native Title Protection Conditions.

**Definitions** of some of the terms in this form are in Schedule 1 of the Native Title Protection Conditions.

<b>To:</b> (Insert Notified Native Title Parties)	
<b>For and on behalf of:</b> (Insert Native Title Claim/Determination)	

Explorer's Details	Explorer	Explorer's Representative (if applicable)
Name of Explorer or Name and Position of a Contact Person:		
Street Address:		
Postal Address:		
Telephone Number:	Office: Mobile:	Office: Mobile:
Facsimile Number:		
Email Address:		

- The **Notified Native Title Parties** have **20 Business Days** from the receipt date of this notice to respond in writing. The response should:
  - Require a meeting with the Explorer about the Program of Works; **OR**
  - Require the Explorer to arrange a Field Inspection of the Notification Area for activities that are not Agreed Exploration Activities; **OR**
  - Require both a meeting and a Field Inspection; **OR**
  - Advise that the Notified Native Title Parties have no requirements in relation to the Program of Works.
- If the Notified Native Title Parties require a Field Inspection, then they must nominate members of the Field Inspection Team to act as their agents. The Field Inspection Team may include up to 8 inspectors and an anthropologist or archaeologist. If an anthropologist or archaeologist is nominated, the Notified Native Title Parties also need to nominate a reasonable hourly rate or daily rate as payment for their services.
- Notified Native Title Parties may only issue one Response Notice for each Native Title Claim.

The **Explorer** may undertake the Exploration Activities in the Exploration Activity Notice if:

- The Explorer does not receive a Response Notice from the Notified Native Title Parties within the specified time (but not due to a failure by the Explorer); **OR**
- The Explorer receives a Response Notice advising that the Notified Native Title Parties have no requirements in relation to the Program of Works; **OR**
- The Notified Native Title Parties do not attend a meeting scheduled by the Explorer (not due to a failure on the part of the Explorer).

**Receipt Date** is the date that the notice is delivered by hand or two business days after mailing with correct postage or upon successful transmission by facsimile by 5:00pm or the next day if sent after 5:00pm.

The following items are required to be attached by the **Explorer** to this completed form:  
(Please tick when attached)

- Topographical map showing:
  - the Exploration Tenement; and
  - proposed areas of Exploration Activities within the Notification Area.
- Details of landmarks or features from which the Notification Area can be located on the ground.
- 2 copies of either A4 or A3 maps (at a scale of 1:10 000 or otherwise suitable) showing:
  - the Notification Area;
  - the location of Exploration Activities involving Ground Disturbance; and
  - the location and extent of other areas likely to be disturbed as a result of the Exploration Activities.
- Aerial photographs (if the Explorer has them) showing:
  - the area of the Exploration Tenement; and
  - the Notification Area.
- Detailed description of Exploration Activities intended for the Notification Area including:
  - a description of the types of Exploration Activities and their impact on the land;
  - types of machinery proposed to be used that cause ground disturbance (if any);
  - proposed dates of each of the Exploration Activities;
  - maximum expected duration of the Exploration Activities (cannot be longer than 1 year);
  - whether existing roads or tracks will be used;
  - whether any roads or tracks will be constructed, including the proposed location, method and date of construction; and
  - any other information to enable the Notified Native Title Parties to understand the impact of the proposed Exploration Activities

Dated this

Day of

20

**Signature of Explorer OR  
Explorer's Representative (if applicable)**

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## Description of Exploration Activities intended for the Notification Area

A description of the types of Exploration Activities proposed for the Notification Area.

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A description of the expected impacts of the Exploration Activities on the land.

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If Exploration Activities involving Ground Disturbance are proposed, a description of the type of machinery to be used.

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The proposed dates upon which the Exploration Activities are intended to occur.

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The maximum expected duration of the proposed Exploration Activities (cannot be longer than 1 year).

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Whether existing roads or tracks will be used and whether any new roads or tracks will be constructed, including the proposed location, and method and date of construction.

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Any other necessary information to enable the Notified Native Title Parties to understand the impact of the proposed Exploration Activities.

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