



MINING BUSINESS

Tjiwarl Palyakuwa (Agreement)

Process for the grant of mining tenements and petroleum titles

Early notice of applications

Early engagement with proponents

Negotiation period prior to Native Title Act future act notifications

Avoidance of Native Title Act future act notifications where agreement reached

Tjiwarl Heritage Agreement conditions on title

Mining Business Working Group

What is in the Agreement?

The Tjiwarl Palyakuwa (Agreement) establishes of a process for the grant of tenements under the *Mining Act 1978 (WA)* and the *Petroleum and Geothermal Energy Resources Act 1967 (WA)* within Tjiwarl Country.

Process for the grant of tenements and titles

The Agreement establishes a Tjiwarl specific future act process for the grant of mining tenements and petroleum titles in Tjiwarl Country. The processes to be followed in relation to tenements and titles depend upon the type and location of the relevant tenement or title.

By way of overview, the process provides for:

- identification of areas within Tjiwarl Country where stronger processes will apply for the grant of exploration type tenements and titles;
- early engagement between proponents and Tjiwarl AC with a focus on agreement making, including a standard agreement for certain exploration type tenements and titles;
- increased State involvement in assisting Tjiwarl AC and Proponents; and
- valid grants of tenements and title to occur where an agreement is reached between Tjiwarl AC and the Proponent without needing to undertake a formal notification process under the *Native Title Act 1993 (Cth)*.

The Tjiwarl specific future act process will ensure proponents engage directly with Tjiwarl at the first step of their tenement or title applications.

Mining Business Working Group

The Agreement establishes the Mining Business Working Group, a body between Tjiwarl AC and the State, to oversee and implement the commitments and processes made with respect to the grant of tenements and titles in Tjiwarl Country.