



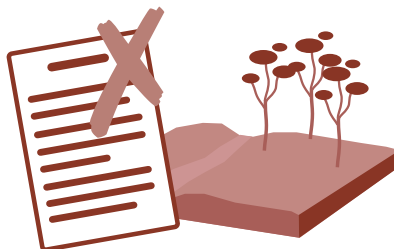
What will change for Part 3 reserves?

What the *Aboriginal Affairs Planning Authority Act 1972* currently says about Part 3 reserved lands

Divestment

Only the ALT or the Authority can manage a Part 3 reserve

For a Part 3 reserve to be divested, the Part 3 status must be removed



Decision making

The Minister for Aboriginal Affairs is the final decision maker

The Minister must consult with the Aboriginal Lands Trust

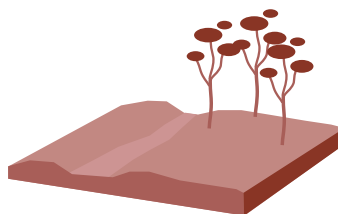
The ALT must ensure that the land is used in accordance with the wishes of Aboriginal people from the area



Dealing on Part 3 reserved lands

Part 3 reserves cannot be mortgaged, leased or subleased without the consent of the Authority

Part 3 status can only be removed with the approval of Parliament



What is proposed to change?

Part 3 reserves will be able to be divested to Aboriginal corporations while retaining the Part 3 status and protections.

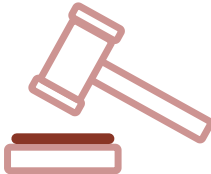
Where Part 3 reserves are divested, the Minister for Aboriginal Affairs no longer consults with the ALT and the Aboriginal corporation is a decision maker.

Where Part 3 reserves are divested, the divestee, under certain circumstances, will have the power to grant leases and licences without needing permission from the Authority.

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What is proposed to change?

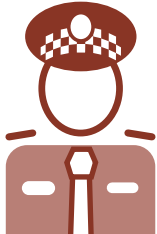
Ministerial approval The Minister for Aboriginal Affairs grants permits to enter after consulting with the ALT and the relevant Aboriginal community		Where Part 3 reserves are divested, the Minister for Aboriginal Affairs can give the divestee the power to grant permits over divested Part 3 reserves.
Enforcement A prosecution of a simple offence must be brought within 12 months		A prosecution of a simple offence must be brought within six years.
Penalties If you don't have a permit, the penalties are: First offence: \$1,000 fine and 9 months' imprisonment Second offence: \$5,000 fine and 12 months' imprisonment		Penalties will be updated.



What will not change for Part 3 reserves?

What the *Aboriginal Affairs Planning Authority Act 1972* currently says about Part 3 reserved lands

What is proposed to change?

Permits - A person who enters a Part 3 reserve without a permit commits an offence - Non-Aboriginal people must have a permit to enter Part 3 reserves - This includes tourists and visitors		No change. A permit is still required for non-Aboriginal people.
Offences A non-Aboriginal person who enters or stays within a Part 3 reserve without a permit commits an offence		No change. It will continue to be an offence for a non-Aboriginal person to enter or stay within a Part 3 reserve without a permit.
Permit exemptions You don't need a permit if you are: - an Aboriginal person - a government officer - a politician		No change. A permit will not be required if you are an Aboriginal person, a government officer or a politician.

What will not change for Part 3 reserves?

What the *Aboriginal Affairs Planning Authority Act 1972* currently says about Part 3 reserved lands

What is proposed to change?

How communities use Part 3 • To control access • To protect their privacy • To negotiate with miners and tourist operators • To protect Aboriginal cultural heritage • To look after the environment		No change. A permit and consent to mine is still required.
Mining Mining companies must have a permit and a consent to mine to access, explore and mine on their mining tenements		No change. A permit and consent to mine is still required.
Native title Native title rights and interests are suppressed by Part 3 reserves This means that the rights of native title holders sit beneath the rights of the Authority and the ALT		No change. Native title rights and interests continue to be suppressed by Part 3 reserves.