



NORTHERN TERRITORY OF AUSTRALIA

No. 73 of 1985

AN ACT

To amend the *Crown Lands Act*

[Assented to 24 December 1985]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Crown Lands Amendment Act (No. 2) 1985*.

2. COMMENCEMENT

This Act shall come into operation on a date to be fixed by the Administrator by notice in the *Gazette*.

3. RESERVATIONS IN LEASES

Section 24 of the *Crown Lands Act* is amended by omitting subsection (2) and substituting the following:

"(2) In a lease under this Act, a reservation in favour of the Aboriginal inhabitants of the Northern Territory shall be read as a reservation permitting those Aboriginals -

- (a) who ordinarily reside on the leased land;
- (b) who ordinarily reside on an area of land which at any time after 1 January 1979 was within the boundaries of the land that then comprised the leased land and which area of land has since that date been excised from that leased land as a living area or part of a living area for those Aboriginals; or
- (c) who, by Aboriginal tradition, are entitled to use or occupy the leased land,

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subject to subsection (3) -

- (d) to enter and be on the leased land;
- (e) to take and use the water from the natural waters and springs on the leased land; and
- (f) subject to any other law in force in the Territory -
 - (i) to take or kill for food or for ceremonial purposes animals *ferae naturae*; and
 - (ii) to take for food or for ceremonial purposes vegetable matter growing naturally,on the leased land,

but not permitting -

- (g) those Aboriginals referred to in paragraph (a) to reside on the leased land other than at the place on the leased land where they ordinarily reside; or
- (h) those Aboriginals referred to in paragraph (b) or (c) to reside on the leased land."

4. REMEDIAL WORK ON PASTORAL LEASE

Section 38AA(1) of the *Crown Lands Act* is amended by omitting "perpetual".