

ABORIGINAL AFFAIRS — TJIWARL NATIVE TITLE SETTLEMENT

1412. Hon Neil Thomson to the Leader of the House representing the Minister for Aboriginal Affairs:

I refer to the finalisation of the Tjiwarl Native Title Settlement, and I ask:

- (a) will the settlement incorporate payment for past cultural loss;
- (b) if yes to (a), what will the quantum of that payment be;
- (c) if yes to (b), who will pay for any assessed past cultural loss separated by private sector payments and government payments; and
- (d) will the settlement establish a basis for the assessment of cultural loss for future development?

Hon Sue Ellery replied:

- (a)–(b) The Tjiwarl Palyakuwa (Agreement) is a comprehensive settlement between the State and the Tjiwarl Aboriginal Corporation (on behalf of the Tjiwarl Native Title Holders). The Agreement resolves the State's liability for compensation to the Tjiwarl Native Title Holders arising from their entitlement to compensation under the *Native Title Act 1993* (Cth). The Agreement provides for both monetary and non-monetary compensation, and is provided as a package which does not ascribe any specific component or quantum for cultural loss.
- (c) Not applicable.
- (d) No.