

FACILITATION AND ASSISTANCE REQUEST

FORM A – NATIVE TITLE CLAIMS

PART 1: INTRODUCTION

How to use this form

This form is to be used by persons who:

- are not already represented by NTSCORP Limited (**NTSCORP**); and
- wish to apply for assistance from NTSCORP pursuant to its facilitation and assistance functions under section 203BB of the *Native Title Act 1993* (Cth) (**NTA**):
 - to bring a new **native title determination application** (a **native title claim**);
 - or
 - to run an existing (already filed) native title claim.

This form is to be read with NTSCORP's Facilitation and Assistance Policy (the **Policy**), available on the NTSCORP website at <http://www.ntscorp.com.au/>. The Policy explains:

- (1) the scope of NTSCORP's facilitation and assistance functions (section 2.1 of the Policy);
- (2) when NTSCORP may exercise its facilitation and assistance functions (section 2.2 of the Policy);
- (3) who may apply for assistance (section 2.3 of the Policy);
- (4) how NTSCORP performs its facilitation and assistance functions (section 2.4 of the Policy);
- (5) how to apply for assistance from NTSCORP (section 3 of the Policy);
- (6) NTSCORP's process for dealing with applications for assistance (section 4 of the Policy);
- (7) the factors NTSCORP considers when deciding whether to provide assistance (section 5 of the Policy); and

- (8) avenues of review if applicants are dissatisfied with decisions made under the Policy (section 6 of the Policy).

If any of the fields is too small for your response, the response can be provided as an annexure to the form.

Requests for assistance regarding the use of this form can be made to NTSCORP by calling (02) 9310 3188 or freecall: 1800 111 844, or via email: information@ntscorp.com.au.

Pre-application consultation

As set out in section 3.1 of the Policy, it is a **requirement** that before anyone applies for assistance, they must first consult NTSCORP about their proposed application. Such consultations can take the form of a meeting or telephone discussion with NTSCORP's Chief Executive Officer (**CEO**) or a member of NTSCORP's Management, or, in other cases, an exchange of emails or letters with these persons.

Failure to comply with this requirement may result in refusal of the application.

How to submit a completed application form

Completed application forms should be submitted:

Via email to:

assistancerequests@ntscorp.com.au

or

By post addressed to:

Chief Executive Officer of NTSCORP Limited
PO Box 2105
Strawberry Hills NSW 2012

PART 2: APPLICATION FOR ASSISTANCE

Section 1: Introduction

1. Name of person(s) requesting assistance

2. Contact details of person(s) requesting assistance

Phone number:

Email address:

Postal Address:

Section 2: Pre-application consultation

3. Before applying for assistance, did you consult NTSCORP?

[Y/N]

If yes, provide details:

If no, provide an explanation:

Section 3: Status of native title claim

4. Has the native title claim for which you are seeking assistance already been filed in the Federal Court of Australia?

[Y/N]

If yes, provide details including the Federal Court file number (e.g. NSD1332/2025)

Section 4: Specific information needed for applications for assistance concerning native title claims

5. What is the area where you want to claim (or have already claimed) native title?

Please describe the area with as much detail as possible and provide a map of the area. The National Native Title Tribunal may be able to provide you with assistance in the preparation of maps and descriptions (telephone: (07) 3052 4040; email: geospatial.assistance@nntt.gov.au).

Legal merits (see section 5.3 of the Policy)

6. Who do you say holds native title in the area?

[Be as specific as possible, identifying the language group, or descendants of particular ancestors, or particular families as the case may be].

7. Which language group, society or broader grouping do the native title holders (the persons identified in answer to Question 6) belong to, if known?

- 8. If the persons you say hold native title in the relevant area are a sub-group of the broader grouping identified in answer to Question 7, why do you say that only those persons hold native title in the relevant area?**

- 9. Are there any persons who hold, or may hold, native title in the claim area that are known to you and who are NOT covered by this application?**

[Y/N]

If yes, provide details of who these persons are and why they have been excluded:

10. Have you sought and obtained the support and authority of the persons on whose behalf the application is made before making the application?

[Y/N]

If yes, provide details:

If no, provide an explanation:

- 11. Has the group you claim holds native title continued to acknowledge and observe traditional laws and customs, and thereby maintained a connection to the claim area?**

[Y/N]

If yes, provide details (attach an annexure if necessary):

[Provide as many details as possible, such as details of when particular ancestors were born and when they lived in the claim area, and how members of subsequent generations have remained connected to the area, through physical presence or activities or other means. Applicants should provide as much supporting factual material as they have to support their answer to this question such as (if available) genealogies, family histories, anthropological reports or other factual information.]

Other merits-based factors (see section 5.2.1) of the Policy)

- 12. As far as you are aware, is the area sought to be claimed (or which has already been claimed) subject to development pressures?**

[Y/N]

If yes, provide details:

- 13. Does the group you claim holds native title have secure tenure to the relevant land?**

[Y/N]

If yes, provide details:

14. Does the claim raise test case issues?

[Y/N]

If yes, provide details:

15. Does the group you claim holds native title include people whose availability as witnesses is at risk because of their age or state of health?

[Y/N]

If yes, provide details:

[Note: there is no need to disclose particular persons' names or medical conditions, and NTSCORP prefers if such information is not disclosed].

16. Are there any legislative changes pending that may adversely affect the claim?

[Y/N]

If yes, provide details:

17. Will other people benefit from the successful outcome of the claim?

[Y/N]

If yes, provide details including approximately how many people will benefit:

18. Has the group you claim holds native title made genuine efforts to engage with any persons who assert a competing native title over the relevant area with a view to resolving disputes with such persons by consent as much as practicable?

[Y/N]

If yes, provide details:

[Details should be provided of:

- who, if anyone, asserts a competing native title over the relevant area (if known);
- what steps have been taken to consult these persons and resolve the disputes; and
- what, if any, disputes remain outstanding, and with whom].

19. Is the group you claim holds native title part of a larger claimant group for which assistance has been provided by NTSCORP?

[Y/N]

If yes, provide details:

20. Is there any other information which you wish to provide in support of your application?

[Y/N]

If yes, provide details: