

South Australia



**ABORIGINAL LANDS TRUST (NATIVE TITLE) AMENDMENT ACT
1998**

No. 3 of 1998

SUMMARY OF PROVISIONS

1. Short title
2. Amendment of s. 3—Interpretation
3. Insertion of s. 16AAA
16AAA. Native title



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ELIZABETHAE II REGINAE

A.D. 1998

No. 3 of 1998

An Act to amend the Aboriginal Lands Trust Act 1966.

[Assented to 26 March 1998]

The Parliament of South Australia enacts as follows:

Short title

1. (1) This Act may be cited as the *Aboriginal Lands Trust (Native Title) Amendment Act 1998*.

(2) The *Aboriginal Lands Trust Act 1966* is referred to in this Act as "the principal Act".

Amendment of s. 3—Interpretation

2. Section 3 of the principal Act is amended by inserting after the definition of "Minister's Representative" the following definition:

"native title", "native title holder"—see *Native Title (South Australia) Act 1994*;

Insertion of s. 16AAA

3. The following section is inserted after section 16 of the principal Act:

Native title

16AAA. (1) The vesting of land in the Trust does not extinguish or affect native title in the land.

(2) No dealing by the Trust with land vested in it extinguishes or affects native title in the land.

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(3) However, the Trust may, by agreement with the Minister and the holders of native title in land, deal with the land so as to extinguish or affect native title in the land.

(4) This section operates despite the *Real Property Act 1886* or any other law.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

E. J. NEAL Governor