

**Rules of the
North Queensland Land Council
Native Title Representative Body
Aboriginal Corporation
(ICN: 1996)**

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**Rules of the
North Queensland Land Council Native Title Representative Body
Aboriginal Corporation**

1. NAME

The name of the Corporation is;

North Queensland Land Council Native Title Representative Body Aboriginal Corporation.

2. INTERPRETATION

In these rules –

- "Aboriginal"** means a person who is a member of the Aboriginal race of Australia and Aboriginal person has a corresponding meaning.
- "Aboriginal land"** means and includes:
- (a) All land identified by Aboriginal people as being Aboriginal land;
 - (b) Existing Aboriginal Reserves in the Area of the Corporation;
 - (c) Land owned or leased by Aboriginal Communities or groups in the Area of the Corporation;
 - (d) Any land occupied or used by or normally associated with or traditionally owned by Aboriginals or Aboriginal groups or communities;
 - (e) All land held by the Crown in right of the Commonwealth or of the State of Queensland occupied or unoccupied or under lease to any parties whatsoever;
 - (f) All freehold land whether occupied or not;
 - (g) All things and/or resources under, in, on and above the surface of the land, including the sea or the seabed, water and airspace;
 - (h) The Seas and seabed extending 200 miles from the low water mark on the coast.

"Aboriginal owners" means:

- (a) The traditional Aboriginal owners of any Aboriginal land;
- (b) The Aboriginal Council or Aboriginal groups or communities who are the owners as trustees or otherwise of any estate or interest in land in the area of the Corporation;
- (c) The Aboriginal users and occupiers of any land normally used, occupied or associated with Aboriginal persons, groups or communities.

"Aboriginal tradition" means the body of traditions, observances, customs and beliefs of Aboriginals or of a community or group of Aboriginals and includes those traditions, observances, customs and beliefs as applied in relation to particular persons, sites, areas of land, things or relationships;

"Act" means the Corporations (Aboriginal and Torres Strait Islander) Act 2006;

"Area" means the combined area covered by the following Wards:-

- Cairns Ward
- Yarrabah Ward
- Innisfail Ward
- Mount Garnet Ward
- Tablelands Ward
- Hughenden/Charters Ward
- Proserpine/Mackay Ward
- Townsville/Ayr Ward
- Tully Ward
- Palm Island Ward

"Contact Person" means the person appointed by the Board to be the contact person as defined by the Act;

"Corporation" means the North Queensland Land Council Native Title Representative Body Aboriginal Corporation;

"Correspondence Secretary" means a member of the Board appointed as Correspondence Secretary under clause 11(8). The person appointed may or may not be the same person as the person appointed as "Secretary" appointed where the Corporation is classified as "Large" under the Act.

"Eligible Ward Member" has the meaning set out in clause 12(10) of these rules

"Native Title Act" means the Commonwealth *Native Title Act 1993* as amended from time to time.

- “Performance Funding Agreement”** means the general terms and conditions relating to Native Title Program Funding Agreements as published from time to time by the Commonwealth Government and relating to the General Terms and Conditions upon which Native Title Funding is made available to bodies appointed as Native Title Representative Bodies or bodies funded pursuant to part 11 of the *Native Title Act* to carry out the functions of a Native Title Representative Body.
- The term also covers the terms and conditions upon which any grant of funding under Part 11 of the *Native Title Act* should the provisions of funds be by way of grant rather than an agreement.
- “Prescribed Membership Fee”** shall mean the fee most recently set by the members pursuant to the provisions of clause 9 hereof.
- “Registrar”** means the person appointed by the Minister under the Act to be the Registrar of Aboriginal Corporations;
- “Secretary”** means the person appointed by the Board to be the Secretary as defined by the Act.
- “Wards”** The definition of the various Ward areas are found in Schedule 3.
- “Ward Meeting”** has the meaning set out in clause 12
- “Working Day”** means a day that is not a Saturday or Sunday and is not a Public Holiday in the State of Queensland.

Words or Expressions defined in the Act when used in these Rules shall have the same meaning as defined in the Act.

Unless the contrary intention appears

- (a) words importing the masculine gender also import the feminine and, where appropriate, the neuter, and
- (b) words in the singular number include the plural and vice versa.

3. TYPE OF CORPORATION

The Corporation is an Aboriginal Corporation incorporated pursuant to the provisions of the *Corporations (Aboriginal and Torres Strait Islanders) Act 2006* (hereinafter called "the Act").

4. REGISTERED OFFICE/DOCUMENT ACCESS ADDRESS

- (1) The Board and the Corporation shall ensure that the requirements of having either a Registered Office or a Document Access Address as required by the Act are complied with.
- (2) The Board shall instruct the Secretary or Contact Person to notify the registrar of any change in the address of the Registered Office or the Document Access Address in accordance with the Act.

5. LIABILITY OF MEMBERS

The members of the Corporation shall not be liable to contribute towards the payment of the debts and liabilities of the Corporation.

6. OBJECTS

The objects for which the Corporation is established are :-

- (1) The principal object of the North Queensland Land Council Native Title Representative Body Aboriginal corporation is the relief of poverty, sickness, destitution, serious economic disadvantage, distress, suffering and misfortune of Aboriginal persons, communities and groups within the area.
- (2) Without limiting the generality of clause 6(1), and in recognition of the severe problems encountered by Aboriginal people and the disadvantaged circumstances in which they find themselves, the North Queensland Land Council Native Title Representative Body Aboriginal Corporation shall advance its principal object by doing all or any of the following:
 - (a) undertaking in the area of the Corporation, the role operations and functions of a Land Council as directed by Aboriginal People in the area;
 - (b) representing and otherwise assisting tribal Aboriginal People, groups and communities in their endeavours to regain control and ownership of Aboriginal land, such control and ownership to include total rights to all natural resources on, in and above the said land;

- (c) representing Aboriginal People in negotiations and representations to the Government and others including sections of the public and the public in general on all matters relating to land rights in the area particularly any proposed legislation or regulations and the amendment or repeal of existing legislation;
- (d) co-ordinating and making claims to land on the basis of Aboriginal ownership;
- (e) investigating and reporting to appropriate authorities on the land requirements of Aboriginal People particularly those dispossessed of their land or any portion thereof needed to preserve their Aboriginal tradition and cultural integrity;
- (f) assisting Aboriginal groups to receive payments for being denied access to all Aboriginal land now "occupied" by the State or Federal Governments and/or any of their constituents;
- (g) making representations to Government agencies or authorities about priorities in the expenditure of monies for land purchase and land development for Aboriginal People as an interim measure;
- (h) assisting Aboriginal people in their endeavours to access care for and maintain according to traditional law and custom all their sites of traditional significance;
- (i) protecting the interest of Aboriginal owners of, and other Aboriginal People interested in, Aboriginal land in the area of the Corporation;
- (j) consulting with Aboriginal owners of, and other Aboriginal People interested in, Aboriginal land in the area of the Corporation with respect to any proposal relating to the use of that land;
- (k) negotiating and acting on behalf of Aboriginal owners of land in its area and any other Aboriginal People interested in the land, in communications with persons including Government officers and agents, mining companies, tourist interests and others desiring to gain access to, use of, occupancy of or seeking to obtain an interest in that land;
- (l) ascertaining and expressing the opinion of Aboriginal People living in the area of the Corporation as to the management of Aboriginal land in that area and as to appropriate legislation concerning such management;
- (m) assisting Aboriginal groups to form Land Trusts to hold title to Aboriginal land;
- (n) providing legal administrative and other assistance and advice for Aboriginal owners and Land Trusts holding, or established to hold, Aboriginal land in the area;

- (o) establishing, compiling and keeping:
 - (i) a register recording the names of the members of the Corporation, and,
 - (ii) a register recording the names of the Aboriginal land in its area and descriptions of each area of such Aboriginal land, and,
 - (p) establishing, compiling and maintaining, a register setting out:
 - (i) names of the persons who, in the opinion of the Corporation, are the Aboriginal owners of Aboriginal land in the area of the Corporation, and,
 - (ii) in relation to each group of Aboriginal owners, a map or other such references showing the sites belonging to them in so far as such can be done with the consent of the Aboriginal owners,
 - (q) conciliating disputes between Aboriginal groups or communities over matters concerning land ownership or usage, and,
 - (r) issuing entry permits to non-Aborigines visiting Aboriginal land and arrange for methods of checking that the permit system is observed;
 - (s) acting as a centre for the dissemination of information on matters of concern to Aboriginal people of North Queensland,
 - (t) arranging meetings for developing Aboriginal policies on matters relating to land.
 - (u) promoting the welfare and development of Aboriginal People,
 - (v) promoting the conservation and protection of Aboriginal land and its native flora and fauna from exploitation other than in accordance with traditional usage;
 - (w) to carry out the functions of a Native Title Representative Body pursuant to the *Native Title Act*.
- (3) In carrying out its functions with respect to any Aboriginal land in its area the Corporation shall have regard to the interests of the Aboriginal owners of the land and any other Aboriginal People interested in the land, and in particular, shall not take any action in this matter in connection with land unless the Corporation is satisfied that:
- (a) the Aboriginal owners of that land understand the nature and purpose of the proposed action, and as a group, consent to it, and,
 - (b) any Aboriginal Community or group that may be affected by the proposed action has been consulted and has had adequate opportunity to express its view to the Corporation.

- (4) In making decisions concerning the objects and functions of the Corporation, the establishment or preservation of traditional and/or local Aboriginal ownership and control of their lands, seas, resources and affairs shall be the paramount consideration.
- (5) Do such other things as are calculated to improve the conditions of Aboriginal People in the community in relation to any of the objects hereinbefore mentioned.

7. POWERS

- (1) The Corporation shall, subject to the provisions of the Act, have power to do all such lawful things as may seem to the Corporation necessary to carry out the objects of the Corporation.
- (2) The Corporation has power, subject to the provisions of the Act and with the consent of the Minister for Aboriginal Affairs, to dispose of or give mortgages, charges or other securities upon or over an estate or interest in land that is not a disposable estate or interest under the Act.
- (3) The Corporation has power, subject to the provisions of the Act, to enter into any arrangements with any Government or Authority, municipal, local or otherwise, that may seem conducive to the Corporation's objects or any of them; and to obtain from any such Government or Authority any rights, privileges, or concessions which the Corporation may think is desirable to obtain, and to carry out, exercise and comply with any such arrangements, rights, privileges and concessions.
- (4) The Corporation has power, subject to the provisions of the Act, to purchase, take on lease or in exchange, hire or otherwise acquire any real or personal property or any rights or privileges which the Corporation may think necessary or convenient for the purposes of the business, and, in particular, any land, buildings or easements.
- (5) The Corporation has power, subject to the provisions of the Act, to deal with the money of the Corporation not immediately required in such manner as may from time to time be fit.
- (6) The Corporation has power, subject to the provisions of the Act, to adopt such means of making known and advertising the business and services of the Corporation as may seem expedient.
- (7) The Corporation has power, subject to the provisions of the Act, to apply for, secure, acquire by grant, legislative enactment, assignment, transfer, purchase or otherwise and to exercise, carry out and enjoy any charter, licence, power, authority, franchise, concession, right or privilege with any Government or authority or any corporation or other public body may be empowered to grant, and to pay for, aid in and contribute towards carrying the same into effect, and to appropriate any of the Corporation's shares, debentures or other securities and assets (other than an estate or interest in land that is not a disposable estate or interest under the Act) to defray the necessary costs, charges and expenses thereof.

- (8) The Corporation has power, subject to the provisions of the Act, to sell, improve, develop, exchange, lease, dispose of, turn to account or otherwise deal with all or any part of the property and rights of the Corporation (other than an estate or interest in land that is not a disposable estate or interest under the Act).
- (9) To subscribe to, become a member of and co-operate with, any other Corporation, club or organisation, whether incorporated or not, whose objects are altogether or in part similar to those of the Corporation provided that the Corporation shall not subscribe to or support with its funds any club, Corporation or organization which does not prohibit the distribution of its income and property among its members to an extent at least as great as that imposed on the Corporation under or by virtue of rule 28.
- (10) In furtherance of the objects of the Corporation to buy, sell, deal in all kinds of articles, commodities and provisions, both liquid and solid, for the members of the Corporation or persons frequenting the Corporation's premises.
- (11) To enter into any arrangements with any Government or Authority that are incidental or conducive to the attainment of the objects and the exercise of the powers of the Corporation; to obtain from any such Government or Authority any rights, privileges and concessions which the Corporation may think it desirable to obtain.
- (12)
 - (i) Subject to the provision of clause 15, to appoint, retain, employ or obtain the advice or assistance of Barristers, Solicitors, Anthropologists, Historians, Linguists or other experts or advisers and consultants, Field Officers, Secretaries, Servants, Workmen and other personnel as may be necessary or convenient for the purposes of the Corporation upon such conditions as the Board may from time to time think fit.
 - (ii) To remunerate any person or body corporate for services rendered, or to be rendered, in such manner as the Board or the Executive Officer may decide.
- (13) To construct, improve, maintain, develop, work, manage, carry out, alter or control any houses, buildings, grounds, works or conveniences which may seem calculated directly or indirectly to advance the Corporation's interests, and to contribute to subsidise or otherwise assist and take part in the construction, improvement, maintenance, development, working, management, carrying out, alterations, or control thereof.
- (14) To take, or otherwise acquire, and hold shares, debentures or other securities of any company or body corporate.
- (15) In furtherance of the objects of the Corporation to lend and advance money or give credit to any person or body corporate; to guarantee and give guarantees or indemnities for the payment of money or the performance of contracts or obligations by any person or body corporate, and otherwise to assist any person or body corporate.

- (16) To borrow or raise money either alone or jointly with any other person or legal entity in such a manner as may be thought proper and whether upon fluctuating advance account or overdraft or otherwise to represent or secure any monies and further advances borrowed or to be borrowed alone or with others as aforesaid by notes secured or unsecured, debentures or debenture stock perpetual or otherwise, or by mortgage, charge, lien or other security upon the whole or any part of the incorporated Corporation's property or assets present or future and to purchase, redeem or pay off any such securities.
- (17) To draw, make, accept, endorse, discount, execute and issue promissory notes, bills of exchange, bills of lading and other negotiable or transferable instruments.
- (18) To take or hold mortgages, liens or charges, to secure payment of the purchase price, or any unpaid balance of the purchase price, of any part of the Corporation's property of whatsoever kind sold by the Corporation, from purchasers and others.
- (19) To take any gift or property including gifts by will, bequest or other testament any disposition whether subject to any special trust or not, for any one or more of the objects of the Corporation.
- (20) To take such steps by personal or written appeals, applications to government agencies, public meetings or otherwise, as may from time to time be deemed expedient for the purpose of procuring contributions to the funds of the Corporation, in the shape of donations, grants, annual subscriptions or otherwise, and receive and administer such funds in accordance with any agreed conditions which may control the manner in which such funds may be used or administered.
- (21) To print and publish any newspapers, periodicals, books or leaflets that the Corporation may think desirable for the promotion of its objects and to disseminate information in execution of the objects of the Corporation by all available means including written, and oral communications both privately and publicly.

8. MEMBERSHIP

- (1) The membership of the Corporation shall be open to all adult Aboriginal persons:
 - (a) who identify as an Aboriginal, or;
 - (b) who is accepted in the community as such, and

is normally and permanently resident in the "Area" of the Corporation as defined within the interpretation of these Rules.
- (2) The membership of the Corporation shall be open to all adult Aboriginal persons who are members of a Traditional Language or Clan Group within the "Area" of the Corporation.

- (3) (i) The members of the Corporation shall be those Aboriginal persons who qualify for membership and who apply to the Board and have paid the prescribed membership application fee (if any).
- (ii) A register of members and a register of former members shall be kept by the Corporation in accordance with the Act.
- (4) The application for membership shall be made in writing, signed by the applicant, and shall be in such form as the Board from time to time prescribes.
- (5) All members of the Corporation shall, subject to these rules, be entitled to speak and vote at General Meetings of the Corporation and eligible for appointment as members of the Board or Office Bearers.
- (6) Notwithstanding the definition of “Aboriginal” {which was amended to remove references to Torres Strait Islander persons} any person who was as at 31st January 2001 a member and qualified for membership as a person who is a descendant of the indigenous inhabitants of the Torres Strait shall {subject to the other provisions of these rules} remain a member and shall be entitled to membership as though they were an Aboriginal Person.
- (7) Membership is individual. The Corporation does not have joint membership.

9. MEMBERSHIP FEES & JOINING FEES

Membership Fees

- (1) The Board of Directors may in their absolute discretion and from time to time:-
 - (a) determine that an annual membership fee shall apply;
 - (b) determine the amount of that membership fee being an amount not exceeding \$100.00.
- (2) Where the Board has determined that an annual membership fee shall apply and the resolution making that determination is still in force, then:-
 - (a) the membership fee shall cover the 12 month period of 1st July in one year until the 30th June in the following year.
 - (b) shall fall due for payment on the 1st July at the commencement of the 12 month period mentioned in paragraph 9(2)(a) above.
 - (c) the Corporation may cause requests for payment to be sent to members on or after the 1st May for the 12 month period commencing on the 1st July next occurring.
 - (d) any member who has not paid the membership fee by the 1st August next occurring shall be unfinancial.

- (3) For the purpose of this rule, a resolution remains in force if:-
- (a) it has not be rescinded by a later resolution; or
 - (b) if the resolution is limited in terms of the time for which it applies and that time has not expired; or
 - (c) if there has been no later resolution varying the membership fee.
- (4) Notwithstanding any other provision of these rules:-
- (a) a member who is unfinancial may not vote at Ward Elections or General Meetings of the Corporation.
 - (b) a member who remains unfinancial for a period of 6 months shall cease to be a member.
- (5) (a) A request for payment may be sent to the address of the member as recorded in the member roll.
- (b) Non-receipt by a member of a request for payment shall not in any way relive the member of the liability to pay a membership fee.
- (c) Where a member has no address recorded in the members roll, the Corporation may place an advertisement in a newspaper circulating in Queensland advising all members of the need to pay their membership fee and this shall be deemed sufficient notification to the member.
- (6) Where a member was recently admitted and paid a joining fee on or after 1st May 2009, then that member shall not be required to pay a membership fee until the period commencing on the 1st July that first occurs after the member has been a member for 12 months.

Example: A applies for membership and is accepted 5th April 2009 paying a joining fee. A does not have to pay any membership fee (if one applies) until 1st July 2010.

Joining Fees

- (7) The Board of Directors may in their absolute discretion and from time to time:-
- (a) determine that a joining fee shall apply;
 - (b) set the amount of the joining fee, being an amount not exceeding \$100.00.
- (8) (a) Where the Board makes a determination that a joining fee apply, the then fee shall, while the resolution remains in force, apply to any application to become a member received after the date of the resolution to apply a fee, or if the resolution specifies a later date, then that late date.

- (b) For the purpose of this rule, a resolution remains in force if:-
- (i) it has not be rescinded by a later resolution; or
 - (ii) if the resolution is limited in terms of the time for which it applies and that time has not expired; or
 - (iii) if there has been no later resolution varying the joining fee.
- (9) Where the Board has determined that a joining fee shall apply, the Board shall not increase the joining fee until the period of 12 months has elapsed from the date of the last resolution to apply a joining fee.
- (10) Where a determination of the Board is in force that joining fees apply:-
- (a) Any application for membership should be accompanied by payment of the fee.
 - (b) If an application is received that is not accompanied by the joining fee, the Board:-
 - (i) shall not be required to consider the application;
 - (ii) may cause correspondence to be sent to the applicant advising that the application cannot be considered until the fee is paid.
 - (c) If an application for membership is not accepted by the Board, the joining fee shall be refunded to the applicant.

10. TERMINATION OF MEMBERSHIP

- (1) A member shall cease to be a member if that person dies, and no membership rights shall be transferred to any other person or body.
- (2) A member may resign from the Corporation at any time by giving notice in writing to the Secretary. Such resignation shall take effect at the time such notice is received by the Secretary unless a later date is specified in the notice when it shall take effect on that later date.
- (3) If a member -
- (i) fails to comply with any of the provisions of these Rules; or,
 - (ii) is proved guilty of conduct considered to be injurious or prejudicial to the character or interests of the Corporation
- a General Meeting of the Corporation shall consider whether that member's membership shall be terminated.
- (4) Membership shall be terminated if a majority of three-quarters (3/4) of the members present at a General Meeting shall so decide.

- (5) The member concerned shall be given an opportunity to fully present his case and the members thereof who support the membership to be terminated shall likewise have the opportunity of presenting their case and if the Corporation in General Meeting resolves to terminate the membership, it shall instruct the Secretary to advise the member in writing accordingly.
- (6) Written notice of a proposed resolution to terminate a member shall be forwarded to the member not less than twenty (20) working days prior to the date of the General Meeting at which the resolution is to be moved.
- (7) (i) where there is:
- (a) no address recorded in the member roll for a particular member or;
- (b) the board has reason to believe that the address recorded in the members register is not current for a particular member.
[Example of a reason to believe the address is not current would be where mail sent to the member is being returned indicating the member no longer resides there or is not known at that address].
- then the Board may resolve to terminate the membership of the member or members by publishing in a newspaper circulating in Cairns a notification of its intent to terminate membership twenty eight days after publication of the members whose names are set out in the notice.
- (ii) If a member whose name is published under Rule 10(7)(i) provides to the Contact Person written notice of their address then the members membership is not terminated and the members roll is to be updated accordingly.
- (iii) If a member fails to respond to the notification in accordance with rule 10(7)(ii) within the period of 28 days after publication, then the members membership shall be deemed to be terminated and the Contact Person shall remove the members name from the members roll.
- (iv) A member whose membership is terminated under this Rule may, subject to the eligibility criteria for membership, apply to again become a member of the Corporation.
- (v) More than one name may be included in a notification published under clause 10(7)(i).
- (vi) Where the Board has reason to believe that a members address as recorded in the members roll is not current, a copy of any notification under rule 10(7)(i) shall be sent to the address recorded stating the date of publication.
- (8) A member ceases to be a member if, in accordance with clause 9(4)(b) that member shall have been unfinancial for a period of six months.

11. BOARD

- (1) The Board of the Corporation shall be comprised of the number of persons as set out in Schedule 1 hereof at Ward elections as provided for in clause 12.
- (2)
 - (i) The members elected at a Ward election shall [subject to the other provisions of these rules and the provisions of the Act] hold office for a period of two years
 - (ii) The term of office shall commence at the conclusion of the Annual General Meeting next following the Ward Elections.
 - (iii) The term of office shall conclude:
 - (a) two years from the date of commencement [subject to any statutory extension of that period as provided for in the Act]; or
 - (b) at the conclusion of the second Annual General Meeting following the Ward Elections at which the member was elected

whichever is the earliest.

- (iv) This rule shall only apply to members elected on or after 1 July 2007
- (v) Members elected prior to 1 July 2007 shall continue to hold office and their terms of office shall be the terms applicable as at the time of their election

Note: the Corporations (Aboriginal and Torres Strait Islanders) Act 2006 provides in section 246-25 (4) that the terms of Directors may be extended to the next AGM if all directors terms would otherwise expire at the same time before that AGM

Note: the Corporations (Aboriginal and Torres Strait Islanders) Act 2006 provides in section 246-25 (3) that a director is eligible for re-election.

- (3) A person cannot be elected or hold office as a member of the Board if:-
 - (a) he is or becomes disqualified from managing Corporations as set out in Part 6-5 of the Act.
 - (b) he would be ineligible to be elected under the terms of the Performance Funding Agreement.

Note : the Act provides that it is an offence punishable by fine or imprisonment to take part in managing a Corporation whilst disqualified. For the full list of things which disqualify a person, see part 6-5 of the Act.

- (4) A person ceases to be a Director if:
- (a) the person dies
 - (b) the person resigns as a Director
 - (c) the term of the persons appointment as Director expires
 - (d) the person is removed as a Director by the other Directors as provided for in Rule 11(5)
 - (e) the person is removed as a Director by the Corporation as provided for in Rule 11(5)
 - (f) the person becomes disqualified from managing Corporations by virtue of the operation of the Act, another Act or Regulation, a Court order or a penalty imposed by a Court (whether a civil penalty or other penalty).
 - (g) the person ceases to be a Member of the Corporation
- (5) (a) A person may resign as Director by giving notice in writing to the Correspondence Secretary or the Chairperson or by tabling the same at a Board Meeting
- (b) A person may be removed as a Director by the processes set out in Part 249-of the Act
- (6) If at any time the number of Board members is less than 12 an additional member or members may be appointed by the Board to fill the vacancy or vacancies.
- (7) To be eligible to be appointed by this means the member to be appointed must be an Eligible Ward Member from the same Ward as the Ward to which the outgoing Board member which he replaces belonged.
- (8) There shall be a Chairperson, Deputy Chairperson, Correspondence Secretary and Treasurer who shall be the office bearers and shall be elected by the members of the Board at the first meeting of the Board after the first General Meeting of the Corporation and thereafter at the first meeting of the Board after each Annual General Meeting of the Corporation and shall be eligible for re-election.
- (9) Any vacancy in the office of an office bearer may be filled by the Board. The member of the Board elected in this way shall retain the office of office bearer until the next election of office bearers and shall be eligible for re-election.
- (10) The Corporation may by resolution, remove any office bearer before the expiration of his period of office, and may by simple majority at the same or any other general meeting appoint another person in his place.
- (11) The Board shall meet to attend to its business as often as it considers necessary, but at least once each three months.

- (12) Reasonable notice of each meeting of the Board shall be given to each member of the Board.
- (13) The Secretary or such person as the Board appoints shall keep proper minutes of the proceedings of all meetings of the Board.
- (14) The Board shall manage and control the affairs of the Corporation in accordance with these rules and with the Act and for that purpose may exercise the Powers of the Corporation as if they had been expressly conferred on the Board by a General Meeting of the Corporation.
- (15) If any dispute between the Corporation and any of its members arises that cannot be amicably settled by the Board, the matter shall be referred to a general meeting of the Corporation for decision. If the dispute cannot be resolved by the Corporation, the Registrar may be asked to arbitrate by any of the parties to the dispute.
- (16) No person may make any public statement on behalf of the Corporation unless authorised by the Board.
- (17) The quorum for a meeting of the Board shall be seven.
- (18)
 - (a) The Chair may call meetings of the Board.
 - (b) The Deputy Chair may call meetings of the Board.
- (19) The Corporation does not have Alternate Directors.
- (20)
 - (a) The Chair shall chair all Board Meetings at which the Chair is present.
 - (b) If the Chair is not present, the Deputy Chair, if present, shall chair the meeting.
 - (c) If neither Chair or Deputy Chair is present, the meeting shall appoint one of the members present to act as Chair.

12. PROCESS FOR ELECTION TO THE BOARD

- (1) Elections shall be held in the year of every second Annual General Meeting commencing with the 2009 year for the purpose of electing Directors from those Wards.
- (2) The number of Directors elected from each Ward and the location of the Ward Meeting shall be as set out in Schedule 1.
- (3) The elections shall be held at Meetings called for that purpose, called Ward Meetings.
- (4) The Ward Meetings shall be held at such time or times and as shall be determined by the Board, but shall be timed at least two weeks before the Annual General

Meeting so as to allow for the operation of clause 12(6) [if necessary] and so allow the Ward Meetings to be concluded prior to the Annual General Meeting.

- (5) A quorum of Eligible Ward Members at a Ward Meeting will be twenty (20) Eligible Ward Members or 20% of the total Eligible Ward Members for that Ward, whichever is the lesser.
- (6) Where a quorum is not obtained thirty minutes after the designated time set for a Ward Meeting the Meeting shall be adjourned to a time one hour after the advertised commencement of the meeting. The quorum for this adjourned meeting shall be a number equivalent to the number of members then in attendance.
- (9)
 - (a) The business of the Ward Meeting shall be:
 - (i) to elect those Directors from that Ward in accordance with these rules.
 - (ii) such other business as the Chairperson of the North Queensland Land Council shall decide.
 - (b) A Director elected at a Ward meeting takes office at the conclusion of the Annual General Meeting next following his election.
 - (c) Only those persons who are eligible Ward members may stand for election at a Ward meeting.
 - (d) A person who stands for election at a Ward meeting must sign a Consent to Act as Director as required by the Act.
- (10) An Eligible Ward Member is a member of the Corporation who:
 - (i) If he has been a member of the Corporation for less than 12 months, has been normally and permanently resident in one Ward for a continuous period from the date that he became a member up to the date of the Ward Meeting [or in the case of a member being considered to fill a casual vacancy, as at the date of the Board Meeting which is considering the filling of a casual vacancy] for which his eligibility is considered; or
 - (ii) If he has been a member of the Corporation for 12 months or more, has been normally and permanently resident in one Ward for a continuous period of not less than 12 months prior to the date of the Ward Meeting [or in the case of a member being considered to fill a casual vacancy, as at the date of the Board Meeting which is considering the filling of a casual vacancy] for which his eligibility is considered.
- (11) An Eligible Ward Member for a Ward shall only be eligible for that Ward for which his qualification of residency is last applicable.

- (12) “Normally and permanently resident in a Ward”, shall for the purposes of this clause mean a member whose residential address on the register of members has for the period referred to in Rule 12 (10) been recorded at a place within the Ward for which that member seeks to be recognised as an Eligible Ward Member.
- (13) A member who does not qualify as an Eligible Ward Member shall not be entitled to vote at Ward Meetings but is entitled to vote at any general Meeting of the Corporation
- (14) The procedures for such Ward Meetings and the elections conducted thereat shall so far as it is specified be in accordance with these Rules but otherwise as approved by the Board and may be based on Aboriginal custom.
- (15) (i) Twenty-eight days notice of a Ward Meeting shall be given to each of the members of the Corporation eligible to vote in the Ward to which that notice relates.
- (ii) The notice may be given in the same manner as for the giving of notices for General Meetings.
- (iii) The notice may be combined with notices for an annual general Meeting or Special General Meeting.
- (16) (a) If a Chair of the North Queensland Land Council is present, the Chair shall chair any Ward Meeting unless the Chair declines to do so.
- (b) If the Chair is not present, or declines to chair the meeting, then the meeting shall appoint one of the members present to chair the meeting.
- (17) The Chairperson of each Ward Meeting or such person as he shall appoint shall keep written minutes of the Meeting. Such minutes shall on conclusion be forwarded to the secretary of the Corporation and retained by that secretary in a special book titled “Ward Minute Book”.
- (18) The Executive Officer or a member of the staff of North Queensland Land Council Native Title Representative Body appointed by the Executive Officer shall act as Returning Officer at Ward Meetings.
- (19) The process for conducting the election is as follows:-
- (i) The returning officer shall advise the meeting of the number of Directors to be elected for that Ward.
- (ii) The returning officer shall advise the meeting that any member who is disqualified is not entitled to stand.
- (iii) The returning officer shall call for nominations. Any nomination should be seconded by a member other than the member nominating.
- (iv) The person nominated shall be asked if they accept the nomination.

- (v) If the person nominated accepts, they will be asked to sign a consent to act as Director.
- (vi) The process set out in 12(19)(iii)-(v) is repeated until there are no more nominations.
- (vii) If there are no more members nominated and accepting than the number of Directors to be elected, then they shall be declared elected unopposed.
- (viii) If there are more members nominated and accepting than the number of Directors to be elected, a secret ballot shall be held to determine the Directors elected.
- (ix) On a secret ballot, each eligible Ward member present shall write on his ballot paper the names of the nominees he votes for up to a maximum equivalent to the number of Directors to be elected.
- (x) Directors to be elected will be those nominees (up to the maximum to be elected) who receive the greatest number of votes.

13. EXECUTIVE COMMITTEE & OTHER SUB COMMITTEES

- (1) There shall be a sub-committee known as the Executive Committee;
- (2) The Executive Committee shall be composed of those persons who from time to time hold the position of:-

Chairperson
Deputy Chairperson
Treasurer
Correspondence Secretary

and such other person or persons (if any) as the Board may from time to time determine.

- (3) The Executive Committee has the power to exercise the powers of the Board in the following circumstances:
 - (a) Where an urgent decision is required on a matter and there is either:-
 - (i) insufficient time to call a Board meeting for the purpose; or
 - (ii) the calling of a Board meeting would involve the incurring of expenses to the Corporation that in the reasonable opinion of the Chairperson is unwarranted in all the circumstances.
 - (b) In particular but without limiting the generality of sub-rule (a) above, the Executive Committee has the power to bind the Corporation to funding or other agreements which are, in the reasonable opinion of the Chairperson, necessary for the on-going business of the Corporation.

- (4) The Executive Committee has the power to apply the Common Seal to agreements or other documents requiring the same where the Executive Committee has used its powers for matters set out in rule 3 (a) above.
- (5) A quorum for a meeting of the Executive Committee shall be four persons.
- (6) All actions of the Executive Committee shall be reported to the next Board meeting of the Corporation and all minutes of the Executive Committee meetings shall be supplied to the next Board meeting of the Corporation.

The Board may choose to ratify any actions of the Executive Committee

- (7) (a) Meetings of the Executive Committee may be called by:-
 - (i) the Chairperson;
 - (ii) two members of the Executive Committee
- (b) The amount of notice of an Executive Committee meeting shall be a reasonable amount taking into account the urgency of the need for a meeting but in any event, no less than 24 hours.
- (c) Notice of an Executive Committee meeting may be given by fax, email, telephone, mail or any other method that allows the recipient to actually receive the notice.
- (8) The Executive Committee shall have such other powers and responsibilities as the Board may from time to time determine.
- (9) The Board may at any time appoint other Sub Committees from its members and shall determine the responsibilities and powers of the Sub-Committee.
- (10) Unless otherwise decided by the Board, a Sub-Committee, other than the executive Committee shall:-
 - (a) have a quorum of three (3) at its meetings, unless the sub-committee resolves that a larger number shall be the quorum:
 - (b) appoint one of its members to be responsible for calling meetings of the sub-committee and inform the Chief Executive Officer of the name of the responsible person.
- (11) Meetings of the Executive Committee or of a sub-committee may be held at two or more venues using any technology that gives the members of the Committee the ability to participate and to have discussion with their fellow members and to come to a collective decision on a matter. (example – telephone conference).

14. DISCLOSURE OF INTEREST

- (1) A Director must disclose to the other Directors any material personal interest in a matter that related to the affairs of the Corporation.
- (2) The disclosure shall be made in the matter set out in Division 268 of the Act.
- (3) A Director who has a material personal interest in a matter that is being considered at a Directors meeting must not:-
 - (a) be present whilst the matter is being scheduled at the meeting;
or
 - (b) vote on the matter.

15. DUTIES OF BOARD

- (1) The principle of the **Separation of Powers** applies to the functioning of and the carrying out of the Corporations business and accordingly:
 - (i) The Board is responsible for:
 - the setting of policy and of determining the priorities of the business or functions of the Corporation
 - the setting of and approvals of budget plans
 - strategic planning
 - statutory functions
 - any functions required to be carried out by the Corporation in accordance with conditions attached to any grant of monies
 - appointment of auditors
 - appointment of an Executive officer
 - setting ,running and keeping records of all Annual General Meetings, all General Meetings and all Ward Meetings of the Corporation
 - appointment of a Contact Person
 - representing the Corporation at political forums seminars and meetings relevant to the functions or objects of the Corporation
 - general planning for the carrying out of the objects and goals of the Corporation.
 - (ii) The Executive Officer appointed by the Board to manage the affairs of the Corporation is responsible for implementing the policies and general planning set by the Board and in conducting the day to day business of the Corporation.
- (2) Upon request from a party or parties involved in an intra-indigenous dispute, or upon request from the Executive Officer, the Board may appoint one or more of its number to act as a mediator or facilitator to assist in resolution of the dispute

- (3) The mode of communication between members of Staff of the Corporation and the Board shall at all times be through the Executive Officer

Each person who is on the Board:

- (a) has a duty to act in that position with honesty, diligence and reasonable care; and
- (b) shall not make improper use of information or opportunities received through that position.

16. APPOINTMENT AND REMOVAL OF EMPLOYEES

- (1) The Board shall have the power to appoint and to remove or suspend the Executive Officer and to determine the powers, duties and remuneration of the Executive Officer.
- (2) The Executive Officer shall have the power [subject to any restrictions imposed by law] to appoint and remove or suspend employees and agents and to determine the powers, duties and payment of employees and agents.
- (3) No employee of the Corporation shall be eligible to be elected as a member of the Board.

17. SECRETARY OR CONTACT PERSON

- (1) The Directors shall appoint, from time to time, a person to act as Secretary (if the Corporation is registered as a “Large” Corporation) or a Contact Person (if the Corporation is registered as a “Small” Corporation or a “Medium” Corporation).
- (2) The person appointed must be eligible to be so appointed under the Act.
- (3) The appointment shall not be effective until the person has signed a consent to act.
- (4) The Corporation shall notify the Registrar of any change in details of Secretary or Contact Person in accordance with the Act.
- (5) Wherever there is a reference in these Rules to a Contact Person, and the Corporation, because it is registered as a Large Corporation, has a Secretary as opposed to a Contact Person, then that reference shall be taken to be a reference to the Secretary.

18. REGISTER OF MEMBERS

- (1) The Corporation shall keep at its Registered Address or Document Access Address (as the case may be) a register showing:
 - (a) A Members Register showing:-
 - (i) the name and address of every member of the Corporation;
 - (ii) the date on which each member joined the Corporation;
 - (iii) the date on which a member ceased to be a member of the Corporation.
 - (iv) and where possible the Traditional Language or Clan Group to which the member belongs
 - (b) A Register of Former Members showing:-
 - (i) the name of the former member;
 - (ii) the last address known to the Corporation for the member;
 - (iii) the date upon which the member ceased to be a member.
- (2) The Corporation must ensure that the register of members is open for inspection in accordance with the Act.
- (3)
 - (a) The Corporation shall comply with any request by the Registrar to supply the Registrar with a copy of the Register of Members or the Register of Former Members.
 - (b) The Corporation shall, as part of the General Report to be made each financial year to the Registrar pursuant to the Act, supply the Registrar with a copy of the Register of Members.
- (4) It is the responsibility of each member to keep the Corporation informed of their current address and to ensure that the same is recorded in the Register of Members together with the date of any change.
- (5) Where any right such as the right to vote at Ward Meetings depends on length of residence then the details as recorded in the Register of Members shall be taken as final proof of the details therein recorded.
- (6) Where a members' residential address is not recorded in the Register of Members the member may be permitted to vote and to stand for election at a Ward Meeting if they produce proof of residence [which would render them an eligible member for a particular Ward] to the satisfaction of the chair of that meeting and the Register of Members shall be amended accordingly.

19. GENERAL MEETINGS

- (1) General Meetings of the Corporation may be held at any time.
- (2) Annual General Meetings shall be held within 5 months of the end of the Financial Year
- (3) The order of business at the Annual General Meeting shall be -
 - (a) to confirm the Minutes of the last General Meeting, whether the Annual General Meeting or a Special General Meeting;
 - (b) to receive from the Board, reports concerning the activities and business of the Corporation during the preceding financial year ending 30th June.
 - (c) to receive the Auditors report.
 - (d) to appoint an auditor as required by the Act, and
 - (e) to conduct such other business as the meeting shall determine.
- (4) In calling Special General Meetings, or Annual General Meetings the requirements set out in the Act for the calling of the same shall be complied with
- (5) Any General Meeting other than the Annual General Meeting shall be called a Special General Meeting. The order of business at a Special General Meeting shall be -
 - (a) to confirm the minutes of the last General Meeting, whether the Annual General Meeting or a Special General Meeting;
 - (b) to deal with all matters for which the meeting was called:
 - (c) to conduct such other business as the meeting shall determine.
- (6) Subject to these rules, the place, date and hour of every General Meeting, whether an SGM or AGM, shall be determined by the Board and written notice of the meeting, including the purpose of the meeting, shall be given to the members and the auditors at least 21 days prior to the date of the meeting, by any of the means specified in the Act.
- (7) The procedures for members calling General Meetings shall be as set out in the Act.
- (8) The procedures for members resolutions shall be as set out in the Act.
- (9) The Auditor or a person authorised in writing by the Auditor has a right in accordance with the Act to attend any General Meeting.
- (10) The Secretary or such person as the meeting appoints shall keep proper minutes of the proceedings of all general meetings.

- (11) (i) No business shall be transacted at any general meeting unless a quorum of members is present
- (ii) Subject to the provisions of clause 19(11)(v) a quorum of members will be forty (40) members or 10% whichever is less.
- (iii) Where a quorum is not obtained thirty minutes after the designated time set for a general meeting the meeting shall be adjourned to a time one hour after the advertised commencement of the meeting. The quorum for this adjourned meeting shall be a number equivalent to the number of members then in attendance.
- (12) If a Chair of the North Queensland Land Council is present, the Chair shall chair any General Meeting unless the Chair declines to do so.
- (13) If the Chair is not present, or declines to chair the meeting, then the meeting shall appoint one of the members present to chair the meeting.

20. VOTING AT GENERAL MEETINGS

- (1) Voting at a General Meeting will be carried out on a show of hands unless a poll is demanded.
- (2) Voting by proxy is not allowed.
- (3) A poll may be demanded upon any matter in the manner set out in the Act.
- (4) Decisions made at General Meetings shall be binding on the Board.
- (5) The Chair has no casting vote.
- (6) Each member has one vote both on a show of hands and on a poll.

21. NOTICES

- (1) Notice of any General Meeting may, in the discretion of the Board, in addition to the manner set out in the Act be given by all or any of the following manners:
- (a) the placement of advertisements in Local and Regional Newspapers
- (b) the placement of advertisements in local and regional radio stations
- (c) the placement of an advertisement with ***Broadcasting for Remote Aboriginal Communities Stations*** (BRACS) wherever they exist within communities within the area of the Corporation
- (d) by posting such notices on the notice boards of Community Councils and Community organisations within the Area of the Corporation.

- (2) Where a notice is sent by post, service of the notice shall be deemed to be effected by properly addressing, prepaying and posting a letter containing the notice and, unless the contrary is proved, to have been effected at the time at which the letter would be delivered in the ordinary course of post.
- (3) If a member has no registered address in the designated area and has not supplied to the Corporation an address, a notice advertised in a newspaper circulating in the neighbourhood of the registered office of the Corporation shall be deemed to be a notice duly given to him on the date on which this advertisement appears.
- (4) Notice of any General Meeting shall be given in the above manner to every member of the Corporation.
- (5) The non-receipt of the notice by any individual member shall not invalidate the proceedings of the General Meeting

22. COMMON SEAL

- (1) The Corporation shall have a Common Seal, which shall be kept in the custody of the Secretary.
- (2) The Common Seal of the Corporation shall be in the form of a rubber stamp with the full name of the Corporation inscribed in legible characters.
- (3) The Common Seal shall not be used or placed on any document unless authorised by the Board or a General Meeting of the Corporation. If the common seal is placed on any document, three members of the Board shall sign the document.

23. BANKING

- (1) Official receipt shall be issued for moneys received by the Corporation.
- (2) All funds of the Corporation shall, in the first instance, be deposited in a bank account of the Corporation no later than the first working day following the day of receipt or as soon as possible thereafter.
- (3) All cheques and withdrawal forms shall be signed jointly by at least two members of the Board or by at least one Board member and one other person to whom the Board has delegated this responsibility. The Corporation's bank must be informed in writing by the Board when and if there is any change to the names of those people who are authorised to sign cheques and withdrawal forms.
- (4) (i) Notwithstanding the other provisions of clause 23 the Board may by motion duly passed delegate to specified persons a power to cause payments to be made from the bank accounts of the Corporation by electronic or other means.

- (ii) The power may be subject to conditions designed to ensure that the power is used properly and that appropriate safeguards and limitations are in place in respect of the use of the power and for the proper and appropriate documentation of the use of the power and maintenance of financial records.

The types of conditions that may be attached to the delegation of power include but are not limited to:

- The type of payments or accounts permitted to be paid under the delegation
- Maximum amounts that can be paid in any one period or transaction [maximums could be set as an amount or a result of a formula]
- Safekeeping of any password or code necessary to operate the accounts by this method
- Surrender and change of any password or code
- Reporting to the Board on the use of this power
- Record keeping
- The obtaining of consent for expenditure signatures before making a payment under the power.
- Number of signatures, passwords or pin-numbers to be used to make any transaction in operation of the account.

24. APPLICATION OF FUNDS AND PROPERTY

All funds or property of the Corporation not subject to any special trust shall be available at the discretion of the Board for the purpose of carrying out the objects of the Corporation, provided that no portion thereof shall be paid or applied directly or indirectly by way of dividend bonus or otherwise howsoever by way of profit to any member, but nothing herein contained shall prevent the payment in good faith of reasonable and proper remuneration to any member of the Corporation, officer, servant, agent or employee of the Corporation for or in return for services actually rendered to the Corporation.

25. ACCOUNTS

- (1) Proper accounts and records shall be kept by the Treasurer or such person as the Board appoints, of the transactions and affairs of the Corporation. The Board shall do all things necessary to ensure all payments out of the moneys of the Corporation are correctly made and properly authorised and that adequate control is maintained over the assets of, or in the custody of, the Corporation and over the incurring of liabilities by the Corporation.
- (2) Accounts shall be passed for payment by the Board or under the authority of a delegation approved by the Board for this purpose.
- (3) The Corporation and the Directors shall ensure that the requirements of the Act to lodge reports with the Registrar as set out in Chapter 7 of the Act are complied with.

26. AUDIT & INSPECTION OF BOOKS

- (1) The Corporation and the Directors shall ensure that the Audit requirements set out in Chapter 7 of the Act are complied with.
- (2) The Corporation shall make available to any member requesting the same, a copy of the audited financial statements as required by the provisions of Chapter 7 of the Act.
- (3) Other than as expressly allowed under these Rules or as required by the Act, Members have no right to inspect books of the Corporation.
- (4) Where a document is not protected by confidentiality or legal professional privilege, then the Board may, on application in writing, provide a Member with access to that document.
- (5) For the purpose of this Rule, a certificate signed by the CEO (who may act on advice from professional staff of the Corporation) shall be conclusive proof that a document is subject to confidentiality or legal professional privilege.

27. ALTERATION OF OBJECTS AND RULES

- (1) The Objects and Rules of the Corporation may be altered by a resolution passed by a majority of not less than three-fourths (3/4) of the members present at a General Meeting. The proposed alterations must be specified in the notice of the General Meeting.
- (2) The Contact Person shall, pursuant to section 52 or 54 (as appropriate) of the Act, within six (6) weeks after the making of the alteration, file with Registrar a notification of the alteration.
- (3) The alteration shall not take effect unless and until approved by the Registrar.

28. WINDING UP

- (1) The winding up of the Corporation shall be in accordance with the Act.
- (2) The corporation may be dissolved by a resolution passed by a majority of at least three-quarters of the members of the corporation present and voting at a general meeting specially convened for the purpose.

The resolution of dissolution shall specify an organisation to which the surplus assets of the Corporation shall be transferred. The surplus assets of the Corporation may only be transferred to another organisation in Australia which:-

- (a) is a public benevolent institution for the purposes of any Commonwealth taxation legislation; and
- (b) was established for the benefit of Aboriginal People generally in Australia (if there are any such organisations in existence at the time).

3. No payment [other than for a debt properly due to such member] shall be made to an individual member of the North Queensland Land Council Native Title Representative Body upon the winding up of the Land Council.

29. GIFT FUND

- (1) The Corporation will maintain for its principal purposes a gift fund:
- (a) to which gifts of money or property for that purpose are to be made;
 - (b) to which any money received because of those gifts is to be credited; and
 - (c) that does not receive any other money or property.
- (2) The Corporation must use the following only for its principal purposes:
- (a) gifts made to the gift fund;
 - (b) any money received because of those gifts.
- (3) At the first occurrence of:
- (a) the winding up of the gift fund; or
 - (b) the revocation of the Corporation's deductible gift recipient endorsement under Div. 30 of the *Income Tax Assessment Act 1997*;

any surplus assets of the gift fund must be transferred to another organisation in Australia which is a public benevolent institution for the purposes of any Commonwealth taxation legislation and which (if there are any in existence at the time) is a public benevolent institution for the benefit of Aboriginals generally in Australia.

30. OBSERVERS

The Corporation does not have observers.

31. REPLACEABLE RULES

- (1) The Act sets out certain Rules (known as Replaceable Rules) which apply to the internal governance of Act Corporations unless the subject matter of the Replaceable Rule is covered by a Rule in these Rules.
- (2) For the purpose of avoiding doubt in the interpretation of these Rules, it is declared that where Table A indicates that a Replaceable Rule subject is dealt with by these Rules, it is the intent that the Replaceable Rule be replaced in its entirety by the Rule in these Rules.

(3) Schedule 2 sets out three columns.

Column 1 contains a brief description of the subject matter of a Replaceable Rule.

Column 2 lists the section of the CATSI Act which contains the Replaceable Rule.

Column 3 indicates if there is a rule in these Rules that replaces that Replaceable Rule.

If there is no entry or the words “No Change” in column 3 against a particular Replaceable Rule, then that Replaceable Rule applies.

If there is an entry in Column 3 it indicates that the rule referred to is intended to replace the replaceable rule.

SCHEDULE 1**NUMBER OF DIRECTORS MAKING UP THE BOARD**

1. The number of Directors to be elected from each Ward is shown by Table A below.

TABLE A

Cairns Ward	2
Yarrabah Ward	1
Innisfail Ward	1
Tableland Ward	2
Mount Garnet Ward	1
Hughenden/Charters Towers Ward	1
Proserpine/Mackay Ward	1
Townsville/Ayr Ward	1
Tully Ward	1
Palm Island Ward	1
	12

2. The place at which Ward Elections will be held is shown in table B below.

TABLE B

Cairns Ward	Cairns
Yarrabah Ward	Yarrabah
Innisfail Ward	Innisfail
Tableland Ward	Atherton
Mount Garnet Ward	Mount Garnet
Hughenden/Charters Towers Ward	At one of the following places which shall be nominated by the Board of Directors at the time of setting the Ward Election Date:- <ul style="list-style-type: none"> • Hughenden, • Richmond, or • Charters Towers
Proserpine/Mackay Ward	At one of the following places which shall be nominated by the Board of Directors at the time of setting the Ward Election Date:- <ul style="list-style-type: none"> • Proserpine • Mackay, or • Bowen
Townsville/Ayr Ward	At one of the following places which shall be nominated by the Board of Directors at the time of setting the Ward Election Date:- <ul style="list-style-type: none"> • Townsville; or • Ayr
Tully Ward	At one of the following places which shall be nominated by the Board of Directors at the time of setting the Ward Election Date:- <ul style="list-style-type: none"> • Tully; or • Cardwell
Palm Island Ward	Palm Island

SCHEDULE 2

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>
Replaceable Rule Subject Matter	CATSI Act Section	Rule in these Rules replacing the Replaceable Rule (if any). <i>N/A = Not Applicable and indicates the CATSI Act Rule applies.</i>
Application to Corporation for Membership to be in writing	Section 144-5(2)	8(3) and 8(4)
Reasons for not accepting membership application to be in writing.	Section 144-10(7)	N/A
Notice of resignation to be in writing	Section 150-10(2)	10(2)
Member not eligible for membership etc	Section 150-20	N/A
Observers	Section 158-5(2)	30
Corporation or directors may allow member to inspect books	Section 175-15	26(2), 26(3), 26(4) & 26(5)
Director may call general meetings	Section 201-1	19(6)
Notice of general meeting to members, officers and observers.	Section 201-25(2) Section 201-25(5) Section 201-25(6)	8(7) 19(6) and 21 19(6) and 21
Quorum	Section 201-70(1) Section 201-70(2) Section 201-70(5) Section 201-70(6)	19(11)(ii) 19(11)(ii) 19(11) (iii) 19(11)(v)
Chairing General Meeting	Section 201-75	19(12) and 19(13)
Adjourned Meeting	Section 201-85(2)	N/A
Who may appoint a proxy	Section 201-90	20(2)
How many votes a member has	Section 201-115(1) Section 201-115(2)	20(6) 20(5)
Objections to right to vote	Section 201-120	N/A
How voting is carried out	Section 201-125	20(1)

When and how polls must be taken	Section 201-140	N/A
Calling Directors meeting	Section 212-5	11(18)
Chairing Directors meeting	Section 212-15	11(20)
Passing of Directors resolutions	Section 212-25	N/A
Circulating resolutions of corporation with more than 1 director	Section 215-1	N/A
Corporation may appoint a director	Section 246-15	Rule 12(1) to 12(19) inclusive
Directors may appoint other directors to make up a quorum	Section 246-20	11(6)
Terms of appointment	Section 246-25(1) Section 246-25(3)	11(2) N/A
Alternate Directors	Section 246-30	11(19)
Director, resignation to be in writing.	Section 249-5(2)	11(5)(a)(i)
Terms and conditions of office for secretaries	Section 257-45	N/A
Terms and Conditions of Contact Person's appointment	Section 257-50	17
Powers of Directors	Section 274-1	N/A
Negotiable instruments	Section 274-5	23(3) and 23(4)

SCHEDULE 3

Cairns Ward, means :

The area delineated by a line commencing at a point on the Australian coastline being the intersection of the Australian coastline at Cairns Harbour with Trinity Inlet and then bounded upwards along Trinity Inlet, Smiths Creek, Redbank Creek and Simmonds Creek to the intersection of Simmonds Creek and the Packers Camp-Giangarra Road and then bounded southerly along that road to the intersection of the Packers Camp-Giangarra Road with Crossland Road and then bounded southerly along Crossland Road to its intersection with Highleigh Road and then bounded along Highleigh Road and also along a prolongation of Highleigh Road to its intersection with Rocky Creek and then bounded downwards in a southerly direction along Rocky Creek to its intersection with the Mulgrave River and then bounded downwards along that river in a south easterly direction to its intersection with the Behana Creek and then bounded in a south westerly direction upwards along that creek to the intersection of the Behana Creek and the Bruce Highway and including the township of Aloomba, Gordonvale and Kuranda and then bounded in a north westerly direction along the Bruce Highway to its intersection with the Mulgrave River and then bounded upwards along that river to its confluence with the Little Mulgrave River and then bounded up the Little Mulgrave River to its intersection with the Gillies Highway and then bounded upwards along the Gillies Highway generally south westerly along that road to its intersection with the western boundary of the 1996 Local Government Area of Cairns and then bounded on the west by the western boundary of the Local Government Area of Cairns (east of Lake Tinaroo) northerly to the southern outskirts of Kuranda being a point on the Local Government area boundary being the northern most corner of Lot 2 RP732710 having a latitude of $145^{\circ} 38'05''$ and longitude of $-16^{\circ} 51'10''$ and bounded thence on the south in a westerly direction by the northern boundary of Lot 2 RP732710 and State Forest SF 1776 to a point having latitude of $145^{\circ} 36'35''$ and longitude of $-16^{\circ} 51'02''$ and bounded thence in a northerly direction by a line to a point on the Barron River east of Myola having latitude of $145^{\circ} 36'47''$ and longitude $-16^{\circ} 48'08''$ and bounded thence in a northerly direction by the western and southern boundaries of the State Forest until the intersection of the State Forest boundary with the Myola/MacKenzie Pocket Road being a point of approximate latitude $145^{\circ} 36'48''$ and longitude $-16^{\circ} 47'00''$ and bounded thence on the west in a northerly direction by the Kuranda Black Mountain Road to the intersection of that road with the Black Mountain/Julatten Road being a point of latitude $145^{\circ} 30'51''$ and longitude $-16^{\circ} 40'45''$ and bounded thence in a north westerly

direction by a line to the intersection of Black Mountain Road with the western boundary of State Forest 1229 being a point of approximate latitude $145^{\circ} 26'35''$ and longitude $-16^{\circ} 36'37''$ and bounded thence in a north westerly direction by the western boundary of State Forest 1229 (west of Big Mowbray Falls) and bounded thence in a north westerly direction by the western boundary of State Forest 42 to the intersection of the boundary of State Forest 42 and the Mossman/Mt Molloy Road being a point approximate latitude $145^{\circ} 22'54''$ and longitude $-16^{\circ} 32'20''$ and bounded thence in a north westerly direction by a line to a point of latitude $145^{\circ} 12'26''$ and longitude $-16^{\circ} 17'49''$ and bounded thence in a westerly direction to a point being the intersection of the Douglas Shire Local Government Area, the Mareeba Shire Local Government Area and the Cook Shire Local Government Area being a point of approximate latitude $145^{\circ} 00'50''$ and longitude $-16^{\circ} 13'27''$ and bounded thence in a northerly direction by the northern boundary of the Douglas Shire Local Government Area (including the township of Daintree) to a point on the Australian coastline at the mouth of the Daintree River and bounded thence on the east in a southerly direction by the Australian coastline to the point of commencement at Cairns Harbour.

Yarrabah Ward, means:

The area delineated by a line commencing at a point on the intersection of the mouth of the Mulgrave River with the Australian Coastline and thence upwards along that river to its confluence with Rocky Creek and then upwards along that creek to its intersection with a line being the prolongation of Highleigh Road and then westerly along that line and road to its intersection with Crossland Road and then northerly along that road to its intersection with the Packers Camp-Giangarra Road and then north easterly along that road to its intersection with Simmonds Creek and then downwards along that creek, Redbank Creek, Smiths Creek and Trinity Inlet and west of Lots 1, 2, 3 and 8 USL9879 to Trinity Inlet to its intersection with the Australian coastline at the mouth at Cairns Harbour and then easterly along the Australian coastline past Giangarra, and including Besse Point, Lyons Point, Koombal, False Cape, Yarrabah and then southwards along the Australian coastline along Wide Bay and Oombunghi Beach to the point of commencement.

Innisfail Ward, means:

The area delineated by a line commencing at a point being the intersection of the Australian coastline with the Johnstone Local Government area being a point in between Mission Beach and Wongaling Beach and thence bounded on the south by the boundary of the Johnstone Local Government area and thence bounded in a northerly direction by the western boundary of the Johnstone Local Government area and the Cairns City Council Local Government area until the intersection of the Cairns City Council boundary with the Gillies Highway and then downwards in a north easterly direction along the Gillies Highway to its intersection with the Little Mulgrave River and then downwards along the Little Mulgrave River to its confluence with the Mulgrave River and then downwards along the Mulgrave River to its intersection with the Bruce Highway and then in a south easterly direction along the Bruce Highway to its intersection with the Behana Creek and then downwards in a north easterly direction along that creek to its intersection with the Mulgrave River and then downwards in a south easterly direction to the intersection of the mouth of the Mulgrave River with the Australian coastline and then southwards along the Australian coastline to the point of commencement.

Tablelands Ward, means:

The area delineated by a line commencing at the intersection of the Douglas Shire Local Government Area, the Mareeba Shire Local Government Area and the Cook Shire Local Government Area being a point of approximate latitude $145^{\circ} 00'50''$ and longitude $-16^{\circ} 13'27''$ and bounded thence in a westerly direction by the northern boundary of Mareeba Shire Local Government Area to a point of latitude $144^{\circ} 50'17''$ and longitude $-16^{\circ} 21'58''$ and bounded thence on the west by a line to a point of latitude $145^{\circ} 03'26''$ and longitude $-16^{\circ} 50'27''$ and bounded in a south easterly direction to a point of latitude $145^{\circ} 09'20''$ and longitude $-17^{\circ} 00'57''$ and bounded thence in a south easterly direction by a line to the intersection of the Mulgrave River and the Mareeba/Dimbulah Road being a point of latitude $145^{\circ} 16'07''$ and longitude $-17^{\circ} 07'22''$ and bounded thence by a line to Blencoe Falls at latitude $145^{\circ} 32'20''$ and longitude $-18^{\circ} 13'32''$ and bounded thence by a line to a point on the eastern boundary of Herberton Local Government Area and also on the boundary of National Park NPW 529 having latitude $145^{\circ} 47'41''$ and longitude $-18^{\circ} 13'29''$ and bounded thence

in a northerly direction by the eastern boundary of Herberton Local Government Area, Eacham Shire Local Government Area, Atherton Shire Local Government Area and Mareeba Shire Local Government Area (all east of Ravenshoe, Malanda, Yungaburra and Lake Tinaroo).

To the southern outskirts of Kuranda being a point on the Local Government area boundary being the northern most corner of Lot 2 RP732710 having a latitude of $145^{\circ} 38'05''$ and longitude of $-16^{\circ} 51'10''$ and bounded thence on the south in a westerly direction by the northern boundary of Lot 2 RP732710 and State Forest SF 1776 to a point having latitude of $145^{\circ} 36'35''$ and longitude of $-16^{\circ} 51'02''$ and bounded thence in a northerly direction by a line to a point on the Barron River east of Myola having latitude of $145^{\circ} 36'47''$ and longitude $-16^{\circ} 48'08''$ and bounded thence in a northerly direction by the western and southern boundaries of the State Forest until the intersection of the State Forest boundary with the Myola/MacKenzie Pocket Road being a point of approximate latitude $145^{\circ} 36'48''$ and longitude $-16^{\circ} 47'00''$ and bounded thence on the west in a northerly direction by the Kuranda Black Mountain Road to the intersection of that road with the Black Mountain/Julatten Road being a point of latitude $145^{\circ} 30'51''$ and longitude $-16^{\circ} 40'45''$ and bounded thence in a north westerly direction by a line to the intersection of Black Mountain Road with the western boundary of State Forest 1229 being a point of approximate latitude $145^{\circ} 26'35''$ and longitude $-16^{\circ} 36'37''$ and bounded thence in a north westerly direction by the western boundary of State Forest 1229 (west of Big Mowbray Falls) and bounded thence in a north westerly direction by the western boundary of State Forest 42 to the intersection of the boundary of State Forest 42 and the Mossman/Mt Molloy Road being a point approximate latitude $145^{\circ} 22'54''$ and longitude $-16^{\circ} 32'20''$ and bounded thence in a north westerly direction by a line to a point of latitude $145^{\circ} 12'26''$ and longitude $-16^{\circ} 17'49''$ and bounded in a north westerly direction by a line back to the point of commencement.

Mount Garnet Ward means:

The area delineated by a line commencing at a point on the northern boundary of the Mareeba Shire Local Government Area being a point of approximate latitude $145^{\circ} 00' 50''$ and longitude $-16^{\circ} 13' 27''$ and bounded thence in a westerly direction by the northern boundary of Mareeba Shire Local Government Area to a point of latitude $144^{\circ} 50' 17''$ and longitude $-16^{\circ} 21' 58''$ and bounded thence on the west by a line to a point of latitude $145^{\circ} 03' 26''$ and longitude $-16^{\circ} 50' 27''$ and bounded in a south easterly direction to a point of latitude $145^{\circ} 09' 20''$ and longitude $-17^{\circ} 00' 57''$ and bounded thence in a south easterly direction by a line to the intersection of the Mulgrave River and the Mareeba/Dimbulah Road being a point of latitude $145^{\circ} 16' 07''$ and longitude $-17^{\circ} 07' 22''$ and bounded thence by a line to Blencoe Falls at latitude $145^{\circ} 32' 20''$ and longitude $-18^{\circ} 13' 32''$ and bounded thence by a line to a point on the eastern boundary of Herberton Local Government Area and also on the boundary of National Park NPW 529 having latitude $145^{\circ} 47' 41''$ and longitude $-18^{\circ} 13' 29''$ bounded thence in a southerly direction by the eastern boundary of Herberton Shire Local Government Area and thence bounded in a westerly direction by the southern boundaries of Herberton Local Government Area, Etheridge Local Government Area and Croydon Local Government Area and thence bounded on the west by the western boundary of Croydon Local Government Area and thence bounded on the north west, west and north by the northern boundaries of Croydon Local Government Area and Mareeba Local Government Area to the point of commencement and containing the towns of Innot Hot Springs, Mt Garnet, Mt Surprise, Einasleigh, Forsyth, Georgetown, Croydon, Chillagoe, Dimbulah and Lemonside.

Hughenden/Charters Towers Ward, means:

All land contained within either the Richmond Shire Council Local Government Area, the Flinders Shire Council Local Government Area or the Charters Towers Regional Council Local Government Area.

Proserpine/Mackay Ward, means:

All the land contained within either the Whitsunday Regional Council Local Government Area, the Mackay Regional Council Local Government Area or the northern part of the Issac Regional Council Local Government Area, where the northern part of the Issac Regional Council Local Government Area is defined as all land within the Issac Regional Council Local Government Area north of a line commencing at a point being the most western corner of Lot 10 on Plan DK138 being also the most western point of the dividing boundary between the former Nebo Shire Council Local Government Area and the former Belyando Shire Council Local Government Area having a Longitude of $147^{\circ} 32' 26''$ and Latitude of $-21^{\circ} 38' 48''$ and bounded thence on the south by the southern and eastern boundaries of the Parish of Gunn to the southern corner of Lot 3388 on Plan PH2112 having a Longitude of $147^{\circ} 51' 28''$ and Latitude of $-21^{\circ} 36' 07''$ and bounded thence on the southeastern boundary of the Parish of Gulum to the intersection of the eastern boundary of Lot 3388 on Plan PH2112 and the southern boundary of an unnamed road having a Longitude of $147^{\circ} 54' 28''$ and Latitude $-21^{\circ} 34' 46''$ and bounded thence on the south by the southern, western and southern boundaries of the Parish of Lenton to the intersection of the southern boundary of Lot 2 on Plan SP214117 with Red Hill Road being also the north-east corner of Lot 1 on Plan SP199175 having a Longitude of $148^{\circ} 01' 22''$ and Latitude of $-21^{\circ} 36' 46''$ and bounded thence on the west by the south-western boundary of the Parish of Burton and the western and southern boundaries of the Parish of Wallanbah to the most western corner of Lot 13 on Plan SP178466 having a Longitude of $148^{\circ} 07' 42''$ and Latitude of $-21^{\circ} 47' 58''$ and bounded thence by the northern boundary of Lot 13 on Plan SP178466 to the south-eastern corner of Lot 3 on Plan GV54 having a Longitude of $148^{\circ} 09' 02''$ and Latitude of $-21^{\circ} 47' 20''$ and bounded thence by a line to the north-western corner of Lot 4 on Plan CP903281 having a Longitude of $148^{\circ} 08' 37''$ and Latitude of $-21^{\circ} 50' 29''$ and bounded thence on the south by the northern boundary of Lot 4 on Plan CP903281 to a point having a Longitude of $148^{\circ} 12' 19''$ and Latitude of $-21^{\circ} 50' 57''$ and bounded thence on the west and south by the eastern and southern boundaries of Lot 4 on Plan CP903281 to the north-western corner of Lot 7 on Plan GV195 having a Longitude of $148^{\circ} 09' 29''$ and Latitude of $-21^{\circ} 57' 35''$ and bounded thence on the west by the western boundary of the Parish of Stalbridge to the north-western corner of Lot 7 on Plan CP906162 having a Longitude of $148^{\circ} 08' 27''$ and Latitude of $-22^{\circ} 05' 24''$ and bounded thence on the west by the western boundary of the Parish of Winchester to the south-western corner of Lot 7

on Plan CP906162 having a Longitude of 148° 08' 21" and Latitude of -22° 06' 10" and bounded thence on the west, south and east by the western, southern and eastern boundaries of the Parish of Stalbridge to the north-eastern corner of Lot 6 on Plan GV318 having a Longitude of 148° 16' 54" and Latitude of -22° 02' 32" and bounded thence on the south by the southern boundary of Lots 3,4 & 5 on Plan RP866478 and the eastern boundary of Lot 5 on Plan RP866478 to the northeastern corner on Lot 5 on Plan RP866478 having a Longitude of 148° 23' 28" and Latitude of -22° 00' 44" and bounded thence on the east by the western, north-western and north-eastern boundaries of Lot 20 on Plan KL168 to it's intersection with the Fitzroy Developmental Road being a point of Longitude of 148° 33' 16" and Latitude of -21° 57' 30" and bounded thence on the west by the eastern boundary of the Fitzroy Developmental Road and the western boundary of Lot 36 on Plan KL811178 to the north-western corner of Lot 3 on Plan KL162 having a point of Longitude of 148° 33' 20" and Latitude of -21° 57' 49" and bounded thence on the south and east by the northern and western boundaries of Lot 3 on Plan KL162 to the intersection with Bee Creek being also the southern boundary of the Parish of Cockenzie having a Longitude of 148° 38' 53" and Latitude of -21° 56' 34" and bounded thence on the west and south by the western and southern boundaries of the Parish of Cockenzie to a point in Funnel Creek having a Longitude of 148° 50' 54" and Latitude of -22° 04' 25" and bounded thence on the east by the eastern boundary of Parish of Cockenzie to a point in Funnel Creek having a Longitude of 148° 52' 29" and Latitude of -21° 51' 39" and bounded thence by a line to the northern most corner of Lot 1 on Plan WHS15 having a Longitude of 148° 54' 36" and Latitude of -21° 51' 53" and bounded thence by the northern boundary of Lot 1 on Plan WHS15 to the north-eastern corner of Lot 1 on Plan WHS15 having a Longitude of 148° 56' 32" and Latitude of -21° 52' 07" and bounded thence on the south by a series of lines through the following points within either lot 5 on Plan WHS567 or Lot 89 on Plan FTY1125: Longitude 148°56'37"Latitude - 21°52'07"Longitude 149°00'00"Latitude -21°52'30"Longitude 149°00'20"Latitude - 21°52'32"Longitude 149°00'23"Latitude -21°52'33"Longitude 149°02'12"Latitude - 21°52'45"Longitude 149°01'57"Latitude -21°54'30"Longitude 149°02'01"Latitude - 21°55'19"Longitude 149°01'48"Latitude -21°55'34"Longitude 149°02'01"Latitude - 21°55'41"Longitude 149°02'10"Latitude -21°55'55"Longitude 149°02'16"Latitude - 21°56'18"Longitude 149°02'42"Latitude -21°56'30"Longitude 149°02'51"Latitude - 21°56'27"Longitude 149°02'56"Latitude -21°56'21"Longitude 149°02'59"Latitude - 21°56'05"Longitude 149°03'06"Latitude -21°55'58"Longitude 149°03'10"Latitude -

21°55'49"Longitude 149°03'15"Latitude -21°55'45"Longitude 149°03'23"Latitude -
 21°55'45"Longitude 149°03'28"Latitude -21°55'48"Longitude 149°03'31"Latitude -
 21°55'53"Longitude 149°03'38"Latitude -21°55'54"Longitude 149°03'51"Latitude -
 21°55'46"Longitude 149°03'56"Latitude -21°55'30" To the south-western corner of Lot 3
 on Plan WHS389 having a Longitude of 149° 04' 12" and Latitude of -21° 55' 20" and
 bounded thence on the south and east by the southern and eastern boundaries of Lot 3 on
 Plan WHS389 to the north-eastern corner of Lot 3 on Plan WHS389 having a Longitude
 of 149° 07' 20" and Latitude of -21° 49' 54" and bounded thence on the east by the
 eastern side of the Parish of Tierawoomba to the north-eastern corner of Lot 1 on Plan
 WHS294 having a Longitude of 149° 07' 01" and Latitude of -21° 44' 45" being also the
 southern boundary of the Mackay Regional Council Local Government Area.

Townsville/Ayr Ward, means:

All land contained within either the Burdekin Shire Council Local Government Area or
 the Townsville City Council Local Government Area.

Tully Ward, means:

All land contained within either the Hinchinbrook Shire Council Local Government Area
 or the southern portion of the Cassowary Coast Regional Council Local Government
 Area where the southern portion is described as all lands within the Cassowary Coast
 Regional Council Local Government Area located south of a line commencing at a point
 on the northern boundary of Lot 66 on plan NPW890 being the most western point of the
 dividing boundary between the former Cardwell Shire Council Local Government Area
 and the former Johnstone Shire Council Local Government Area having a Longitude of
 145°39' 5" and Latitude of -17°43'37" and bounded thence on the north by the northern
 boundary of the Parish of Bankton being also the northern boundary of Lot 66 on plan
 NPW890 to the northeastern corner of Lot 66 on plan NPW890 being a point of
 Longitude of 145°59' 6" and Latitude of -17°51'5" being also a point situated on Old
 Tully Road and bounded thence on the north by part of the northern boundary of the
 Parish of Rockingham to the north-western corner of Lot 55 on Plan NPW896 being a
 point with a Longitude of 145°59' 25" and Latitude of -17°50'58" and bounded thence by
 the common boundary between the Parish of Jordan and the Parish of Hull to the south-
 western corner of Lot 214 on Plan NR6779 being a point of Longitude of 145°59' 40"

and Latitude of $-17^{\circ}51'4''$ and bounded thence by a series of lines within Lot 55 on Plan NPW896 passing through the following points: Longitude $145^{\circ}59'40''$ Latitude $-17^{\circ}51'06''$ Longitude $145^{\circ}59'41''$ Latitude $-17^{\circ}51'08''$ Longitude $145^{\circ}59'38''$ Latitude $-17^{\circ}51'15''$ Longitude $145^{\circ}59'37''$ Latitude $-17^{\circ}51'19''$ Longitude $145^{\circ}59'36''$ Latitude $-17^{\circ}51'22''$ Longitude $145^{\circ}59'37''$ Latitude $-17^{\circ}51'24''$ Longitude $145^{\circ}59'38''$ Latitude $-17^{\circ}51'26''$ Longitude $145^{\circ}59'40''$ Latitude $-17^{\circ}51'28''$ Longitude $145^{\circ}59'41''$ Latitude $-17^{\circ}51'29''$ Longitude $145^{\circ}59'42''$ Latitude $-17^{\circ}51'30''$ Longitude $145^{\circ}59'43''$ Latitude $-17^{\circ}51'31''$ Longitude $145^{\circ}59'44''$ Latitude $-17^{\circ}51'35''$ Longitude $145^{\circ}59'47''$ Latitude $-17^{\circ}51'43''$ Longitude $145^{\circ}59'48''$ Latitude $-17^{\circ}51'44''$ Longitude $145^{\circ}59'50''$ Latitude $-17^{\circ}51'46''$ Longitude $145^{\circ}59'50''$ Latitude $-17^{\circ}51'47''$ Longitude $145^{\circ}59'50''$ Latitude $-17^{\circ}51'50''$ Longitude $145^{\circ}59'51''$ Latitude $-17^{\circ}51'52''$ to the northern corner of Lot 109 on Plan USL42304 and bounded thence on the north by the north-eastern boundary of Lot 109 on Plan USL42304 and bounded thence on the north by the northern boundary of Lot 121 on Plan CWL312 to a point on the northern boundary of Lot 6 on Plan RP909336 being also the eastern corner of Mount Myrtle Road and the southern corner of Telegraph Road having a Longitude of $146^{\circ}0'28''$ and Latitude of $-17^{\circ}52'12''$ and bounded thence by the common boundary between the Parish of Rockingham and the Parish of Hull to the most northern corner of Lot 389 on Plan NR2654 having a Longitude of $146^{\circ}2'59''$ and Latitude of $-17^{\circ}52'57''$ and bounded thence by a series of lines within Lot 173 on Plan NPW910 passing through the following points:Longitude $146^{\circ}03'04''$ Latitude $-17^{\circ}52'57''$ Longitude $146^{\circ}03'07''$ Latitude $-17^{\circ}52'54''$ Longitude $146^{\circ}03'10''$ Latitude $-17^{\circ}52'53''$ Longitude $146^{\circ}03'14''$ Latitude $-17^{\circ}52'54''$ Longitude $146^{\circ}03'19''$ Latitude $-17^{\circ}52'56''$ Longitude $146^{\circ}03'32''$ Latitude $-17^{\circ}52'59''$ Longitude $146^{\circ}03'38''$ Latitude $-17^{\circ}52'59''$ Longitude $146^{\circ}03'46''$ Latitude $-17^{\circ}53'00''$ Longitude $146^{\circ}03'53''$ Latitude $-17^{\circ}52'59''$ Longitude $146^{\circ}04'01''$ Latitude $-17^{\circ}53'01''$ Longitude $146^{\circ}04'06''$ Latitude $-17^{\circ}53'04''$ Longitude $146^{\circ}04'10''$ Latitude $-17^{\circ}53'08''$ Longitude $146^{\circ}04'12''$ Latitude $-17^{\circ}53'15''$ Longitude $146^{\circ}04'15''$ Latitude $-17^{\circ}53'21''$ Longitude $146^{\circ}04'17''$ Latitude $-17^{\circ}53'22''$ Longitude $146^{\circ}04'17''$ Latitude $-17^{\circ}53'24''$ Longitude $146^{\circ}04'19''$ Latitude $-17^{\circ}53'24''$ Longitude $146^{\circ}04'21''$ Latitude $-17^{\circ}53'22''$ Longitude $146^{\circ}04'20''$ Latitude $-17^{\circ}53'16''$ Longitude $146^{\circ}04'23''$ Latitude $-17^{\circ}53'15''$ Longitude $146^{\circ}04'27''$ Latitude $-17^{\circ}53'09''$ Longitude $146^{\circ}04'33''$ Latitude $-17^{\circ}53'03''$ Longitude $146^{\circ}04'35''$ Latitude $-17^{\circ}53'00''$ Longitude $146^{\circ}04'36''$ Latitude $-17^{\circ}52'57''$ Longitude $146^{\circ}04'37''$ Latitude $-17^{\circ}52'55''$ Longitude $146^{\circ}04'39''$ Latitude $-17^{\circ}52'53''$ Longitude $146^{\circ}04'42''$ Latitude $-17^{\circ}52'53''$ Longitude $146^{\circ}04'45''$ Latitude $-17^{\circ}52'52''$ Longitude $146^{\circ}04'46''$ Latitude $-$

17°52'51" Longitude 146°04'47"Latitude -17°52'48" Longitude 146°04'47"Latitude -
 17°52'44" Longitude 146°04'49"Latitude -17°52'40" Longitude 146°04'47"Latitude -
 17°52'38" Longitude 146°04'42"Latitude -17°52'36" Longitude 146°04'43"Latitude -
 17°52'31" Longitude 146°04'41"Latitude -17°52'24" Longitude 146°04'35"Latitude -
 17°52'22" Longitude 146°04'32"Latitude -17°52'19" Longitude 146°04'29"Latitude -
 17°52'17" Longitude 146°04'28"Latitude -17°52'15" Longitude 146°04'28"Latitude -
 17°52'12" Longitude 146°04'27"Latitude -17°52'08" To a point of Longitude of 146° 04'
 51" and Latitude of -17° 52' 10" and bounded thence on the north by the northern and
 eastern boundaries of Lot 173 on Plan NPW910 to the south-western corner of Lot 2 on
 Plan RP732964 and bounded thence on the north, west and north by the northern,
 western and northern boundaries of the Parish of Rockingham to the north-eastern corner
 of Lot 634 on Plan CWL3519 being a point on the esplanade at Wongaling Beach and
 Mission Beach and bounded thence on the north by a line to a point on the esplanade of
 Longitude of 146° 6' 13" and Latitude of -17° 52' 53" and bounded thence on the north
 by a line of Latitude -17° 52' 53" to it's intersection with the State of Queensland being a
 point at Longitude of -146°45' 32" and Latitude of -17° 52' 53".

Palm Island Ward means:

All land contained within the Palm Island Aboriginal Shire Council Local Government Area.

Note on the descriptions of Ward Boundaries

Heading Datum and Coordinate System

Boundaries of Local Government Areas are defined by cadastral information based on 2009 Digital Cadastral Database data (Geocentric Datum of Australia GDA94) used under licence from the State of Queensland (Department of Natural Resources & Water).

Where Local Government Boundaries are referred to they are the boundaries as they stand as at 5th March 2009