

## RECOMMENDATIONS

### *ILUAs as Contracts*

1. That, firstly, section 24EA be amended to clarify the circumstances and matters of fact regarding defects that do not of themselves affect the contract status of an ILUA; that secondly, the section be amended to clearly outline the grounds for and means by which a party can seek termination of the registration of an ILUA. (para 3.47)
2. That section 199C be amended to broaden the grounds which the Federal Court may consider in ordering the Registrar to remove an ILUA from the Register. (para 3.48)

### *Non-Native Title Parties*

3. That the Attorney-General's Department review the Guidelines for Provision of Financial Assistance by the Attorney-General in Native Title Cases to ensure non-native title parties are receiving adequate assistance to facilitate their participation in the negotiation of ILUAs. (para 6.83)

### *Representative Bodies*

4. That more financial resources should be made available to native title representative bodies for the negotiation of ILUAs. (para 6.83)

### ***The Tribunal***

5. That the *Native Title (Notices) Determination 1998* be amended to require the Tribunal, where possible, to notify the indigenous community about the proposed registration of an ILUA by way of advertisement on local indigenous radio or television programs. This would be in addition to the current requirement that the Tribunal advertise in relevant newspapers. (para 7.24)
6. That the Act be amended to grant to the Tribunal powers to assist with dispute resolution (following registration of an ILUA) in circumstances where relevant parties to the ILUA request it. (para 7.33)
7. That the Act be amended to include a provision that shows how an amendment can be made to a registered ILUA. (para 7.42)

### ***Prescribed Bodies Corporate***

8. That prescribed bodies corporate receive adequate funding to perform their statutory functions and that they receive appropriate training to meet their statutory duties. This training to include directors' duties, accounting procedures and land management. (para 7.60)