

Wilson v Anderson (2002) 190 ALR 313

<http://lawcasesummaries.com/knowledge-base/wilson-v-anderson-2002-190-alr-313/>

Facts

- A man has been granted a lease by the crown to graze his animals over a piece of land
- That land falls under the definition of native title
- However, it is argued that the native title is extinguished by the lease

Held

- Even if there was native title, the Western Lands Act specifically extinguishes it in this situation and therefore a claim cannot succeed
- The grant of the land gave them exclusive title and as such could not coexist with native title

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