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# Update Summary

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**UPDATE 99**

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**AUSTRALASIAN DISPUTE RESOLUTION**

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The updating author, Kate M Bonney, has updated the Practice Areas chapter, specifically the section entitled Native Title Mediation. The relevant paragraphs are listed under the major headings in which they appear:

Overview: [\[3.11020\]](#)

Background: [\[3.11040\]](#)

Definition of native title: [\[3.11060\]](#)

The Native Title Act 1993: [\[3.11080\]](#)

The national native title tribunal: [\[3.11090\]](#)

Native Title Representative Bodies: [\[3.11100\]](#)

The Wik decision: [\[3.11120\]](#)

The 1998 amendments: [\[3.11140\]](#)

Tribunal mediation: [\[3.11160\]](#)

Increasing engagement and current jurisdiction of the Federal Court: [\[3.11180\]](#)

Question of timeliness: [\[3.11200\]](#)

Impact on native title mediation of court judgments: [\[3.11220\]](#)

Other impediments to timely resolution: [\[3.11240\]](#)

Indigenous context and practices: [\[3.11260\]](#)

Indigenous Facilitation and Mediation project: [\[3.11280\]](#)

The 2007 and 2009 amendments to the NTA: [\[3.11290\]](#)

The impact of the 2009 amendments: [\[3.11300\]](#)

Changes following the 2009 NTA amendments: [\[3.11320\]](#)

Supplementary changes made by the Court: [\[3.11340\]](#)

Government and the tribunal: [\[3.11360\]](#)

Ongoing context for native title mediation and agreement making: [\[3.11380\]](#)

Ongoing issues: [\[3.11400\]](#)

From revolution to reform and contemporary case developments: [\[3.11420\]](#)

Authors Anna Fisher and Elanor Peattie updated the chapter on Restorative justice in the Australian criminal process discussing:

- Victim-offender mediation, at [2.3020];
- Pre-sentence victim-offender mediation, with reference to the recent submissions to the Sentencing Advisory Council in Victoria which advocate for the inclusion of pre-sentence victim-offender mediation, such as the 2022 submission from the Centre for Innovative Justice at RMIT University, at [2.3040];
- Procedure for pre-sentence victim-offender mediation, at [2.3060];
- Post-sentence victim-offender mediation, at [2.3080];
- Effectiveness of victim-offender mediation, at [2.3100];
- Conferencing for young offenders: availability, procedures and effectiveness, at [2.3120]–[2.3180]; and
- Conferencing for indigenous offenders: Circle sentencing and the Koori, Nunga and Murri Courts, procedure and effectiveness, at [2.3200]–[2.3260].

