What is a future act?

A future act is an activity in relation to land or waters that either:
• consists of the making, amendment or repeal of legislation and takes place after 1 July 1993; or
• is any other activity that takes place after 1 January 1994; and
• is not a past act nor an intermediate period act; and
• either validly or invalidly affects native title.

A future act must affect native title. That is, the activity must extinguish or impair native title rights and interests because it is wholly or partly inconsistent with the continued existence, enjoyment or exercise of native title rights and interests.