



## Attachment B2

### Areas excluded from the claim area

The following areas **ARE NOT** covered by the application:

1. Areas of land and / or waters within the external boundary of the application which are or have been the subject of a previous exclusive possession act within the meaning of section 23B of the *Native Title Act 1993* ("the NTA"), and to which none of sections 47-47B NTA apply.
2. Areas of land and / or waters within the external boundary of the application which are or have been the subject of a Category A past act within the meaning of section 229 NTA and to which none of sections 47-47B NTA apply.
3. Areas of land and / or waters within the external boundary of the application which are or have been the subject of a Category A intermediate period act within the meaning of section 232B NTA and to which none of sections 47-47B NTA apply.
4. Areas of land and / or waters within the external boundary of the application which are or have been subject to a Category B past act within the meaning of section 230 NTA which is wholly inconsistent with the continued existence, enjoyment or exercise of the claimed native title rights and interests and to which none of sections 47-47B NTA apply.
5. Areas of land and / or waters within the external boundary of the application which are or have been subject to a Category B intermediate act within the meaning of section 232C NTA which is wholly inconsistent with the continued existence, enjoyment or exercise of the claimed native title rights and interests and to which none of sections 47-47B NTA apply.
6. Areas of land and / or waters on which any public work (defined in section 253 NTA) that is a previous exclusive possession act (defined in section 23B NTA) was, on or before 23 December 1996, constructed or established, including (in accordance with section 251D NTA) any adjacent land the use of which is or was necessary for, or incidental to, the construction, establishment or operation of the work, and to which none of sections 47-47B NTA apply.



7. Areas of land and / or waters within the within the external boundary of the application which are or have been the subject of a Crown public road.
8. Any other area of land and / or waters within the external boundary of the application in relation to which the claimed native title rights and interests have otherwise been wholly extinguished and to which none of sections 47-47B NTA apply.