



SCHEDULE D – AREAS WHERE NATIVE TITLE DOES NOT EXIST

[See Order 3]

Native title rights and interests do not exist in the following areas of land and waters:

1. The whole of each of the following lots in the Town of Pine Creek, which have been the subjects of grants of estates in fee simple:
55, 56, 139, 140, 141, 154, 155, 157, 158, 180, 189, 195, 206, 208, 211, 213, 227, 228, 238, 298, 305, 309 and 313.
2. The whole of each of the following lots in the Town of Pine Creek, which have been the subjects of grants of Crown Lease Perpetual or Term Leases:
51, 173, 174, 175, 177, 178, 181, 192, 193, 210, 220, 221, 222, 223, 242 and 299.
3. The whole of each of the following lots in the Town of Pine Creek, which have been the subjects of grants of Leases of Town Lands:
7, 8, 9, 10, 11, 12, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 43, 44, 45, 48, 49, 53, 57, 58, 59, 60, 61, 62, 72, 84, 111, 130, 131, 132, 138, 150, 151, 152, 322 and 323.
4. The whole of each of the following lots in the Town of Pine Creek, which have been the subjects of grants of Miscellaneous Leases:
26 and 54.
5. The whole of each of the following lots in the Town of Pine Creek upon which public works have been constructed:
52, 63, 67, 68, 69, 70, 77, 78, 79, 80, 81, 82, 83, 110, 149, 156, 160, 161, 162, 163, 164, 165, 166, 167, 168, 176, 183, 184, 185, 188, 190, 191, 194, 198, 199, 200, 202, 203, 204, 205, 207, 209, 214, 215, 216, 217, 218, 219, 224, 225, 230, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 267, 268, 271, 294, 295, 296, 301, 302, 316, 325.
6. Parts of the lots in the Town of Pine Creek set out in the table below. The parts of these lots where native title is extinguished are: 1) the parts where the public works set out in the table below have been constructed; and 2) any adjacent land or waters the use of which is or was necessary for, or incidental to, the construction, establishment or operation of the work.

Table: Part Lots Public Works

Lot	Description of Public Work
46	150 PVC reticulation main (sewer) (enters from adjacent Lot 45 north corner and connects into adjacent Lot 51)
75	150 PVC reticulation main (sewer) with access chamber (into Lot 75 from Lot 76)



Lot	Description of Public Work
76	150 PVC reticulation main (sewer) (into Lot 76 from Lot 77)
112	150 PVC reticulation main (sewer) (into Lot 112 from Baxter Terrace)
113	100 PVC potable connection (water) (into Lot 113 from Playford Street)
114	100 PVC potable (water) connection (into Lot 114 from Playford Street)
115	100 PVC potable connection (water) (into Lot 115 from Playford Street)
116	100 PVC potable connection (water) (into Lot 116 from Playford Street)
117	100 PVC potable connection (water) (into Lot 117 from Playford Street)
118	100 PVC potable connection (water) (into Lot 118 from Playford Street)
123	100 PVC potable connection (water) (into Lot 123 from Playford Street)
124	100 PVC potable connection (water) (into Lot 124 from Playford Street)
125	100 PVC potable connection (water) (into Lot 125 from Playford Street)
126	100 PVC potable connection (water) (into Lot 126 from Playford Street)
127	100 PVC potable connection (water) (into Lot 127 from Playford Street)
128	100 PVC potable connection (water) (into Lot 116 from Playford Street)
129	150 PVC reticulation main (sewer) (into Lot 129 from Playford Street)
137	150 PVC reticulation main (sewer) (into Lot 137 from Baxter Terrace)
169	100 PVC potable connection (water) (into Lot 169 from Moule Street) 150 PVC reticulation main (sewer) (into Lot 169 from Ward Street)
170	150 PVC reticulation main (sewer) (into Lot 170 from Ward Street)
171	100 PVC potable connection (water) (into Lot 171 from Moule Street) 150 PVC reticulation main (sewer) (into Lot 171 from Lot 169) Stormwater drainage infrastructure including catch drain, letterbox pits, reinforced concrete pipes and endwall
172	100 PVC potable connection (water) (into Lot 172 from Moule Street) 150 PVC reticulation main and sewer connection (enters Lot 172 from Lot 173) Stormwater drainage infrastructure including catch drain, letterbox pits, reinforced concrete pipes and endwall
179	150 PVC reticulation main (sewer) Sewer pump station



Lot	Description of Public Work
	50 PVC sewer rising main
230	That part of Lot 230 comprising part of Lot 328(A) relating to the construction/establishment of the North Australia Railway and associated infrastructure
233	240v overhead service powerline 50 PVC potable water connection
263	Original 1889 railway corridor north to the Stuart Highway Railway reservoir sluice gate and channels Overland Telegraph Line (10m either side of centreline) 100 PVC potable water main 22kv Moline overhead HV dual powerline (enters Lot 262 from north Town boundary) 22kv Moline overhead HV single powerline 22kv Township overhead HV dual 415 LV powerline (dissects Lot 263 from Lot 286) 22kv Moline single overhead HV powerline (enters Lot 263 from Stuart Highway) 22kv Moline single overhead powerline (enters Lot 263 near Eleanor Road) Bore RN 21666
264	100 PVC sewer rising main 150 PVC reticulation main
265	150 PVC reticulation main
266	22kv Moline overhead HV powerline (from Lot 285 near Jollys Dam Road into Lot 266)
269	225 PVC potable distribution line (enters Lot 269 from Jensen Street) 150 PVC potable water line (enters Lot 269 from Jensen Street) Bore RN 21556
272	50 PVC potable connection Bore RN 20460
276	240 overhead LV powerline Dual 22kv overhead HV powerline and 415 LV powerline (enters Lot 276 from Gandys Road) 415 LV overhead powerline



Lot	Description of Public Work
277	150 PVC potable connection 415 LV overhead powerline Dual 22kv overhead HV power line
280	North Australia Railway corridor Overland Telegraph Line (10m either side of centreline)
281	22kv overhead powerline Dual 22kv overhead HV power line Overland Telegraph Line (10m either side of centreline) 150 PVC potable connection Stormwater drain and access roads (10m either side centreline) Part Lot 281 being an area of approximately 14m in length and 3m wide (1.5m either side of the centreline for reservoir sluice gate and channels)
282	Old Pine Creek Police Station Bore RN 8300 Stormwater drain and access roads (10m either side centerline) 100 AC potable distribution main 100 AC potable distribution main (from Bore RN 8300) 100 AC reticulation main 150 PVC potable distribution main 20mm service connection line 150 PVC reticulation main Dual 22kv Township overhead HV powerline and 415 LV overhead powerline 240 overhead service powerline
284	150 PVC reticulation (sewer) main 22kv overhead powerline 240v overhead service powerline 100 PVC potable water connection 225 PVC potable distribution main 100 AC potable distribution main 100 AC reticulation main 150 PVC potable distribution main 20mm service connection line 150 PVC potable headworks



Lot	Description of Public Work
	225 PVC potable reticulation 100 PVC potable distribution 100 PVC potable reticulation main Water tank compound delineated as Lot 318(A) which includes 1.1 ML ground water tank and associated valves and equipment huts, 225 PVC portable distribution main from water tank site, 150 PVC transmission main and 225 PVC overflow pipe from water tank
285	22kv overhead powerline 100 PVC potable connection
286	22kv overhead powerline Dual 22kv overhead HV power line 415 LV overhead powerline 132kv overhead transmission powerline 66kv interconnector overhead transmission line 66kv cosmo feeder overhead transmission powerline 225 PVC potable distribution line 100 AC potable distribution main 100 PVC potable reticulation main Bore RN 21664, RN 21667, RN 21668
287	100 AC reticulation main 100 PVC sewer rising main 150 PVC reticulation mains Part Lot 287 as shown on CP 5443 and delineated as Lot 328(A) North Australia Railway Pine Creek Airstrip
288	150 PVC reticulation main 22kv overhead powerlines 415 LV overhead powerline 240v overhead service powerline 50 PVC potable connection 100 CICL potable reticulation water main 20DN potable water service connection Part of the North Australia Railway corridor
289	100 AC rising main



Lot	Description of Public Work
	415 LV overhead powerline 132kv overhead transmission powerline
290	Aviation and associated purposes infrastructure Sewer Pump Compound (treated effluent spray irrigation area) 225 AC overflow rising main (enter Sewer Pump Station No 1 and straddles boundary Stuart Highway and Lot 290 eastern boundary) 100 AC rising main (exits Sewer Pump Station on boundary traversing easterly across railway line to exit to Sewer Ponds on Lot 149) 300 PC overflow pipe (exits Sewer Pump Station on boundary traversing easterly to terminate in Lot before railway line) Sewer Pump Station No 1 (straddles boundary of Sturt Highway and Lot 290) Dual 22kv overhead HV powerline and 415 LV overhead powerline (enters Lot 290 from Stuart Highway) 415kv overhead LV powerline (from 22kv pole adjacent to railway) 132kv overhead transmission powerline (enters Lot 290 from Lot 289)
291	Pine Creek Airstrip Aviation and associated purposes infrastructure 300 PVC potable distribution main (water) (enters Lot 291 from Whitelaw Street). 150 PVC reticulation main (sewer) (enters Lot 291 from Lot 287) 132kv overhead transmission powerline (enters Lot 291 from Lot 290)
294	That part of Lot 294 comprising part of Lot 327(A) relating to the construction/establishment of the North Australia Railway and associated infrastructure Bore RN 30089 Bore RN 3953
295	That part of Lot 295 comprising part of Lot 327(A) relating to the construction/establishment of the North Australia Railway and associated infrastructure
296	That part Lot 296 comprising part of Lot 329(A) relating to the construction/establishment of the North Australia Railway and associated infrastructure



Lot	Description of Public Work
297	Pine Creek Bore field (Bore RN 8301) (“Army Bore”) 50 PVC potable headworks (water mains from bore) 50 PVC potable reticulation line (enters Lot 297 from Lot 271) 50 PVC rising main (enters Lot 297 from adjacent road reserve Lot 179) 240 overhead service powerline (enters Lot 297 from adjacent road reserve) 240 overhead service powerline (exits westerly from service connection into adjacent road reserve Lot 179) Access Road within Lot 297 (10m either side of centreline)
300	Bore (RN 30089)
303	Bore RN 21666 Contains a portion of the original 1889 railway corridor north to the Stuart Highway 150 PVC potable headworks (enters Lot 303 in the middle of the Lot) Potable Bore RN 21666 (Marios Bore) (located on SW boundary near Main Terrace) Dual 22kv Township overhead HV powerline and 415 LV powerline (enters Lot 303 from Gandys Road) 22kv Township overhead powerline (enters Lot 303 from junction Main Terrace and Gandys Road) 22kv overhead HV powerline (enters Lot 303 from Lot 294)
304	Pine Creek Airstrip
315	132kv overhead powerline

7. A network of sewer, power generation and electricity supply exists throughout the Town of Pine Creek. The following sets out the adjacent areas for the public works pursuant to section 251D of the *Native Title Act 1993* (Cth):

(a) Adjacent areas for sewerage system:

150 PVC reticulation main 1.5m either side of the centreline, 100 PVC rising main 1.5m either side of the centreline, 50 PVC rising main 1.5m either side of the centreline, 100 AC rising main 1.5m either side of the centreline, 225 AC overflow rising main 3m either side of the centreline, 300 PC overflow pipe 3m either side of the centreline.



(b) Adjacent areas for electricity supply:

22kv overhead powerlines 10m either side of the centreline, dual 22kv overhead HV power line 12m either side of the centreline, 415 LV overhead powerline 12m either side of the centreline, 415kv reticulation lines connecting to the 22kv overhead powerlines 10m either side of the centreline, 240v overhead service powerline 4m either side of the centreline, 132kv overhead transmission powerline 22.5m either side of the centreline, 66kv interconnector overhead transmission line 12m either side of the centreline, 66kv cosmo feeder overhead transmission powerline 12m either side of the centreline.

(c) Adjacent areas for water supply:

100mm distribution water main pipeline 5 metres either side of the centreline, 300 PVC potable connection 3m either side of the centreline, 50 PVC potable connection 1.5m either side of the centreline, 100 PVC potable connection 1.5m either side of the centreline, 150 PVC potable connection 1.5m either side of centreline, 225 PVC potable distribution 3m either side of the centreline, 100 AC potable distribution main 1.5m either side of centreline, 100 AC reticulation main 1.5m either side of centreline, 150 PVC potable distribution main 1.5m either side of the centreline, 20mm service connection line 1.5m either side of the centreline, 150 PVC potable headworks 1.5m either side of the centreline, 225 PVC potable reticulation 3m either side of the centreline, 100 PVC potable distribution 1.5m either side of the centreline, 100 PVC potable reticulation main 1.5m either side of the centreline, 100 CICL potable reticulation water main 1.5m either side of the centreline, 20DN potable water service connection 1.5m either side of centreline.

(d) Adjacent areas for bores:

Adjacent area for fenced bores is the area of the fenced bore and an access track of 10m (5m either side of centreline). Adjacent area for unfenced bores is 25m radius from the bore and an access track of 10m (5m either side of centreline).

8. The following roads in the Town of Pine Creek:

- (a) Baxter Terrace (20.115m), Main Terrace (30.175m), Little Street (20.115m), Ward Street (20.115m), Jensen Street (20.115m), Moule Street (30.175m), Pater Terrace (23.395m), Parsons Terrace (23.395m), Railway Terrace (20.115m), Millar Terrace (20.115m), Whitelaw Street (20m), Cemetery Road (road to Lot 153) (20m), Pine Creek Compound Road (20.115m), Playford Street (20.115m), McClure Street (16m), Phillips Street (16m), Buchanan Street (16m), Sewer Ponds Creek Road (20m), Gandys Road (150m), Eleanor Road (200m), Wilcox Street (20m), Chinatown Road (including that part traversing Lot 270) (50m)
- (b) unnamed roads (23.295m) created vide survey TBK 2/47 dated 28.12.1888) namely:
- (i) the roads extending east from the intersection of Parsons Terrace and Whitelaw Street;
- (ii) the road extending south east from Millar Terrace and intersecting with the road defined at (i); and



- (iii) the road between Little Street and Playford Street (and abutting the western boundary of Lot 111) running from Ward Street north to Baxter Terrace.
 - (iv) former realignment of the Stuart Highway established over part Lot 169;
 - (v) former realignment of the Stuart Highway established over whole Lots 171 and 172;
 - (vi) roads established over whole Lots 267 and 268.
- (c) Other roads:
- (i) that part of roads created at the intersection of Ward and Jensen Streets abutting the northern boundary of Lot 12 (20.115m);
 - (ii) road traversing Lot 211, 294, 287, 308, 309, and part Stuart Highway (Old Moline Road commencing from north-west corner of Lot 211) (20.12m);
 - (iii) road traversing Lot 294, 309, 179, 286, 303, 280 and part Stuart Highway (road from Lot 211 traversing north to the Stuart Highway to Lot 303) (20.11m);
 - (iv) road to Lot 153 (Pine Creek Cemetery) traversing Lot 291, Stuart Highway, Lots 289 and 290 (Sewer Ponds Creek Road) (20m);
 - (v) road to Lot 149 (sewerage treatment ponds) traversing Lots 289 east of Lots 307 and 308 (Sewerage Ponds Road) (20m);
 - (vi) road traversing Lot 307 (20m);
 - (vii) that part of the Sewer Ponds Pine Creek Road (20m) within Lot 290;
 - (viii) that part of the Airfield access road (20m) within Lot 291;
 - (ix) access road within Lot 297 (20m) which comes off the Pine Creek Compound Road for the purposes of access to the Pine Creek borefield on Lot 297;
 - (x) access roads within Lot 303 (20m) which provide access to power, water and electricity supply infrastructure within Lot 303 including bore RN 21666;
- (d) former alignments of the Stuart Highway namely:
- (i) Police Paddock Road traversing Lots 274, 277 and 278 (25m either side of centreline);
 - (ii) Tabletop Road traversing Lots 276 and 277 (25m either side of centreline);
 - (iii) Goldfields Road traversing Lot 284 (25m either side of centreline);
 - (iv) Enterprise Road traversing Lot 284 (25m either side of centreline);
 - (v) Enterprise Lookout Road traversing Lot 284 (25m either side of centreline); and



- (vi) Jolly's Dam Road traversing lot 285 (25m either side of centreline);
 - (e) Lot 316 (Kakadu Highway 75m either side of centreline);
 - (f) first alignment of the Stuart Highway traversing numerous lots within the external boundary of the Town of Pine Creek including Lots 263, 272, 276, 277, 278 and 284;
 - (g) Stuart Highway (100m either side of centreline);
9. The distances given above in metres in relation to some roads reflect the widths of the respective road corridors and the extent of the adjacent area relevant to those roads within the meaning of s 251D of the *Native Title Act 1993* (Cth).
10. Those parts of the determination area not identified in Items 7, 8 and 9 above, if any, on which there exists a public work (including any adjacent land or waters), as defined in the Native Title Act, which was validly constructed, established or situated prior to 23 December 1996 or commenced to be constructed, established or situated on or before that date