

Schedule 2 – Other Interests in the Determination Area

The nature and extent of the other interests in relation to the Determination Area are the following as they exist as at the date of the determination:

1. The rights and interests of the parties under the following agreements registered on the Register of Indigenous Land Use Agreements:
 - (a) Wakka Wakka 2 and Tarong ILUA (QI2008/027) registered 8 September 2009;
 - (b) Djaku-nde and Jangerie Jangerie and Wakka Wakka Peoples and QGC PTY Limited ILUA (QI2010/005) registered 17 September 2010; and
 - (c) Djaku-nde and Jangerie Jangerie and Wakka Wakka People and QGC Pty Limited (Balance Area) ILUA registered 1 November 2010.
2. The rights and interests of Telstra Corporation Limited ACN 051 775 556:
 - (a) as the owner or operator of telecommunications facilities within the Determination Area;
 - (b) created pursuant to the *Post and Telegraph Act 1901* (Cth), the *Telecommunications Act 1975* (Cth), the *Australian Telecommunications Corporation Act 1989* (Cth), the *Telecommunications Act 1991* (Cth) and the *Telecommunications Act 1997* (Cth), including rights:
 - (i) to inspect land;
 - (ii) to install, occupy and operate telecommunication facilities; and
 - (iii) to alter, remove, replace, maintain, repair and ensure the proper functioning of its telecommunications facilities;
 - (c) for its employees, agents or contractors to access its telecommunication facilities in and in the vicinity of the Determination Area in the performance of their duties; and
 - (d) under any lease, licence, access agreement, permit or easement relating to its telecommunications facilities in the Determination Area.
3. The rights and interests of Ergon Energy Corporation Limited ACN 087 646 062:
 - (a) as the owners and operator of any Works within the Determination Area;
 - (b) as an electricity entity under the *Electricity Act 1994* (Qld), including but not limited to:
 - (i) as the holders of a distribution authority;

- (ii) to inspect, maintain and manage any Works in the Determination Area;
and
 - (iii) in relation to any agreement or consent relating to the Determination Area existing or entered into before the date these orders are made; and
 - (c) to enter the Determination Area by its employees, agents or contractors to exercise any of the rights and interests referred to in this clause.
4. The rights and interests of the Banana Shire Council, Western Downs Regional Council, North Burnett Regional Council and South Burnett Regional Council as the local government for that part of the Determination Area within their respective Local Government Area, including:
- (a) their powers, functions, responsibilities and jurisdiction under a Local Government Act;
 - (b) their rights and interests under any interest in land or waters within the Determination Area including under any lease, license, access agreement, easement or Reserve in the Determination Area;
 - (c) the rights to use, operate, maintain, replace, restore, remediate, repair and otherwise exercise all other rights as the owners and operators of infrastructure, structures, earthworks, access works, facilities and other improvements within the Determination Area;
 - (d) the rights under any agreements between the local government and third parties which relate to land or water in the Determination Area; and
 - (e) the rights of their employees, agents and contractors to enter upon the Determination Area for the purpose of performing their powers and responsibilities under paragraphs (a) to (d).
5. The rights and interests of members of the public arising under the common law, including but not limited to the following:
- (a) any subsisting public right to fish; and
 - (b) the public right to navigate.
6. Any other rights and interests:
- (a) held by the State of Queensland or Commonwealth of Australia; or
 - (b) existing by reason of the force and operation of the Laws of the State and the Commonwealth.