

THIRD SCHEDULE – OTHER INTERESTS

[Schedule referred to in paragraph 9]

The nature and extent of other interests in relation to the Determination Area are:

1. Reserves

- (1) The interests of persons who have the care, control and management of the following reserves, and the interests of persons entitled to access and use these reserves for the respective purposes for which they are reserved, subject to any statutory limitations upon those rights:
 - (a) Reserve 711 ("Alma Island") for public purposes;
 - (b) Reserve 1111 ("Biangoola Pool") and Reserve 1121 ("Blue Rock Pool") for the purpose of watering stock;
 - (c) Reserve 2907 ("Williambury Pool") for the purpose of resting place for travellers and stock;
 - (d) Reserve 9701 for the purpose of the De Grey-Mullewa stock route;
 - (e) Reserve 16454 for the purpose of the protection of vermin proof fence;
 - (f) Reserves 16516, 16517, 16518 and 16519 (Lyndon Locations 16, 17, 18 and 19 respectively) for the purpose of Water (Rabbit Department); and
 - (g) Reserve 17673 for the purpose of addition to the De Grey-Mingenew stock route.

- (2) The rights and interests of persons holding leases over areas of the reserves identified in subparagraph (1) above.

2. Pastoral Leases

The following pastoral leases and the rights and interests of the holders from time to time of those pastoral leases:

- (a) Pastoral lease 3114/547 being Edmund Station;
- (b) Pastoral lease 3114/580 being Uaroo Station;
- (c) Pastoral lease 3114/647 being Wyloo Station;
- (d) Pastoral lease 3114/656 being Middalya Station;
- (e) Pastoral lease 3114/728 being Mia Mia Station;
- (f) Pastoral lease 3114/946 being Maroonah Station;
- (g) Pastoral lease 3114/1014 being Glen Florrie Station;
- (h) Pastoral lease 3114/1041 being Lyndon Station;
- (i) Pastoral lease 3114/1055 being Minnie Creek Station;
- (j) Pastoral lease 3114/1096 being Nanutarra Station;
- (k) Pastoral lease 3114/1122 being Mangaroon Station;
- (l) Pastoral lease 3114/1225 being Williambury Station;
- (m) Pastoral lease 3114/1236 being Kooline Station;
- (n) Pastoral lease 3114/1249 being Ullawarra Station; and
- (o) Pastoral lease 398/593 being Towera Station.

3. Mining Tenements

The rights and interests of the holders of the following mining tenements granted under the *Mining Act 1978* (WA):

(a) Mining Leases

Tenement ID	Holder	Date Granted
M 08 / 82	Trevor Albert Deacon & Glen Stanley Dellar	27.10.1988
M 08 / 114	Pilbara Stone Pty Ltd	06.10.1992
M 08 / 133	Pilbara Stone Pty Ltd	11.08.1993
M 08 / 175	Pilbara Stone Pty Ltd	11.05.1999
M 09 / 91	Natasha Diane Corsi	13.01.2000

(b) Miscellaneous Licences

Tenement ID	Holder	Date Granted
L 08 / 24	Pilbara Stone Pty Ltd	21.04.2004

(c) Prospecting Licences

Tenement ID	Holder	Date Granted
P 08 / 563	Pilbara Stone Pty Ltd	27.03.2009
P 09 / 380	Kallenia Mines Pty Ltd	26.10.2009
P 09 / 401	Brett Robert Matich	29.06.2007
P 09 / 450	Rodney Thomas Drage	02.08.2007
P 09 / 451	Rodney Thomas Drage	02.08.2007
P 09 / 452	Gascoyne Mines Pty Ltd	23.08.2007

(d) Exploration Licences

Tenement ID	Holder	Date Granted
E 08 / 1386	Eastern Goldfields Exploration Pty Ltd	15.06.2009
E 08 / 1502	Haggarty Nominees Pty Ltd	25.01.2006
E 08 / 1552	Haggarty Nominees Pty Ltd	17.07.2006
E 08 / 1561	GTI Resources Ltd	04.10.2007
E 08 / 1580	Kingsmen (Asia Pacific) Pty Ltd	23.05.2006
E 08 / 1598	DMC Mining Ltd	29.08.2006
E 08 / 1605	Jackson Minerals Ltd	28.07.2006
E 08 / 1609	Mundong Well Redport Pty Ltd	07.02.2007
E 08 / 1615	Jackson Minerals Ltd	18.07.2007
E 08 / 1646	Carbon Energy Ltd	22.12.2006
E 08 / 1660	Resource Search Pty Ltd	18.01.2007
E 08 / 1674	Desert Energy Ltd	07.05.2007
E 08 / 1689	Samarai Pty Ltd	05.04.2007
E 08 / 1702	Jackson Minerals Ltd	02.07.2007
E 08 / 1703	Jackson Minerals Ltd	02.07.2007
E 08 / 1756	Jackson Minerals Ltd	19.06.2008
E 09 / 1020	Mimboon Mineral Resources Pty Ltd	02.05.2003
E 09 / 1081	Gascoyne Mines Pty Ltd	09.06.2009
E 09 / 1111	Sandfire Resources NL	22.06.2005
E 09 / 1194	Cazaly Iron Pty Ltd	09.12.2005
E 09 / 1291	Red Dog Prospecting Pty Ltd	15.11.2006
E 09 / 1298	Coccinella Pty Ltd	05.04.2007
E 09 / 1308	Ashburton Gold Mines NL	19.06.2007

E 09 / 1312	Hazelwood Resources Ltd	08.03.2007
E 09 / 1334	Desert Energy Ltd	12.04.2007
E 09 /1340	Thundelarra Exploration Ltd	18.05.2007
E 09 / 1346	Yaralla Minerals Pty Ltd	17.09.2007
E 09 / 1382	Desert Energy Ltd	09.07.2007
E 09 / 1434	Newera Uranium Ltd	05.11.2008
E 09 / 1448	Mimboon Mineral Resources Pty Ltd	24.07.2009
E 09 / 1563	Raisama Pty Ltd	28.10.2009
E 09 / 1575	Newera Uranium Ltd	23.10.2009

4. Petroleum Interests

- (1) The interests of the holders of the following interests granted under the *Petroleum Pipeline Act 1969 (WA)*:

(a) Pipeline Licences

Licence ID	Holder	Date Granted
PL 40	DBNGP (WA) Nominees Pty Limited	25.03.1998

- (2) The interests of the Dampier to Bunbury Natural Gas Pipeline Land Access Minister in the land in the Dampier to Bunbury Natural Gas Pipeline Corridor, including State corridor rights, under the *Dampier to Bunbury Pipeline Act 1997 (WA)*, and the interests of DBNGP (WA) Nominees Pty Limited and any other person in land in the Dampier to Bunbury Natural Gas Pipeline Corridor under sections 34 and 36 of the *Dampier to Bunbury Pipeline Act 1997 (WA)*, including the land the subject of the following taking orders:

Description	Tenure	Taking order
Part Lyndon Location 178 on Land Administration Miscellaneous Plan 20208 as shown on Land	Pastoral lease	H950959

Administration Plans 15514, 15515, 15516, 15609, 19394, 19740, 19741, 20830, 20831, 20832, 20833 and 20907 Volume 3069 Folio 384 Crown Lease 47/1972.	3114/1041	
Portion of Lyndon Location 180 on Land Administration Pastoral Lease Plan 6 as shown on Land Administration Plans 15516 and 20833 and Land Administration Miscellaneous E Diagram 942 and Portion of Gascoyne Location 414 on Land Administration Pastoral Lease Plan 6 as shown on Land Administration Plans 15516, 15517, 15518, 15610, 19742, 20833, 20834, 20835 and 20836 and Land Administration Diagram 85708.	Pastoral lease 3114/1225	H951020

For the avoidance of doubt, those interests include:

- (a) Access Easement to Bore 4/1 within Lot 178 on Deposited Plan 220208 and being the land shown on Deposited Plan 95901 (I321898); and
- (b) Access Easement to R14 within Lot 414 on Deposited Plan 238006 and being the land shown on Deposited Plan 219742 (H641164).

5. Access to Mining and Petroleum Areas

- (a) Without limiting the operation of any other paragraph in the Third Schedule, but subject to paragraph 5(b) below, the rights of the holders from time to time of a mining tenement or petroleum interest referred to in paragraphs 3 and 4 of the Third Schedule to use (including by servants, agents and contractors) such portions of existing roads and tracks in the Determination Area as necessary to have access to the area the subject of the mining tenement or petroleum interest for the purposes of exercising the rights granted by that tenement or interest.
- (b) Nothing in paragraph 5(a) above allows any upgrade, extension, widening or other improvement to the road or track other than work done to maintain

it in reasonable repair and in order to leave it in substantially the same condition as it was prior to its use pursuant to paragraph 5(a).

6. Telstra Interests

The rights and interests held by Telstra Corporation Limited:

- (a) as the owner or operator of telecommunications facilities within the Determination Area, including customer radio terminals and cabling;
- (b) as the holder of a carrier licence under the *Telecommunications Act 1997* (Cth);
- (c) 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); and
- (d) for its employees, agents or contractors to enter the Determination Area to access its facilities in, and in the vicinity of, the Determination Area.

7. Other

The following rights and interests:

- (a) rights and interests, including licences and permits, granted by the Crown in right of the Commonwealth or the State pursuant to statute or otherwise in the exercise of its executive power;
- (b) rights or interests held by reason of the force and operation of the laws of the State or of the Commonwealth including the force and operation of the *Rights in Water and Irrigation Act 1914* (WA);
- (c) rights and interests of members of the public arising under the common law;
- (d) the right to access the Determination Area by an employee, agent or instrumentality of:

- (i) the State;
- (ii) the Commonwealth;
- (iii) any local government authority,

as required in the performance of his or her statutory or common law duty where such access would be permitted to private land;

- (e) so far as confirmed pursuant to section 14 of the *Titles (Validation) and Native Title (Effect on Past Acts) Act 1995* (WA) as at the date of this determination, any existing public access to and enjoyment of:

- (i) waterways; or
- (ii) beds and banks or foreshores of waterways; or
- (iii) stock routes;

- (f) the right of any person to use and enjoy (subject to the laws of the State) any road in the Determination Area over which, as at the date of this determination, members of the public have access according to the common law; and

- (g) any other:

- (i) legal or equitable estate or interest in the land or waters; or
- (ii) any other right (including a right under an option and a right of redemption), charge, power or privilege over, or in connection with:
 - (A) the land or waters; or
 - (B) an estate or interest in the land or waters; or
- (iii) restriction on the use of the land or waters, whether or not annexed to other land or waters.