

SCHEDULE 8
OTHER INTERESTS



1. Pastoral Leases

Lease Number	Location
PL 3114/930, CL218/68 (now N050571) Jubilee Downs	Lot 259 on DP 221015
PL 3114/1210, CL 69/1988 (now N049802) Millijiddee	Lot 9 on DP 238001,
PL 3114/1257, CL 304/1990 (now N049681) Christmas Creek	Lot 1560 on DP 74360
PL 3114/1261, CL 694/1990 (now N050503) Bulka	Lot 1519 on DP 65153 and Lot 1520 on DP 65154
PL 3114/1269, CL 381/1992 (now N049850) Quanbun Downs	Lots 52 and 273 on DP 238643
PL 398/533, CL 175/1971 (now N050502) Yougawalla	Lots 15 and 62 on DP 220405
PL 398/800, CL 139/1989 (now N050116) Larrawa	Lot 66 on DP 220404
PL 398/810, CL 137/1989 (now N049678) Gogo	Lot 68 on DP 238022
PL 398/812, CL 134/1989 (now N050113) Beefwood Park	Lot 64 on DP 238598
PL 398/813, CL 135/1989 (now N050132) Beefwood Park	Lot 65 on DP 238600
PL 398/817, CL 118/1990 (now N050001) Cherrabun	Lot 77 on DP 238624
PL 398/818, CL 119/1990 (now N050002) Cherrabun	Lot 78 on DP 238625
PL 398/819, CL 551/1994 (now N050147) Beefwood Park	Lot 79 on DP 238627

1A. Any rights and obligations of the pastoralists pursuant to the pastoral leases referred to in Schedule 8.1 above to adopt and exercise best practice management of the pasture and vegetation resources, livestock and soils within the boundaries of the pastoral leases in order to manage stock and for the management, conservation and regeneration of pasture for permitted uses.



2. Leases

Lease Number	Location
Lease 292482 L	Lot 11 on DP 195311, CT 3118/299

3. Reserves

Reserve Number/Purpose	Location
Reserve 23226 for the purpose of Stock Route Fitzroy Crossing to Nobbys Well	Mt Anderson, Noonkanbah
Reserve 39060 for the Use and Benefit of Aboriginal Inhabitants	Lot 89 on DP 218348
Reserve 40324 for the Use and Benefit of Aboriginal Inhabitants	Lot 9 on DP 216871
Reserve 40349 for the Use and Benefit of Aboriginal Inhabitants	Lot 3 on DP 187808
Reserve 40861 for the Use and Benefit of Aboriginal Inhabitants	Lot 45 on DP 91750 and Lot 350 on DP 54642

4. Existing Interests under the *Mining Act 1978 (WA)*

Tenement ID	Tenement Type	Date of grant
E 80/4975	Exploration Licence	22/08/2017
E 80/5083	Exploration Licence	22/09/2017
M 04/167	Mining Lease	04/08/1988

5. Existing Interests under the *Petroleum and Geothermal Energy Resources Act 1967*

Tenement ID	Tenement Type	Date of grant
EP 371 R1	Exploration Permit	31/01/2014
EP 493	Exploration Permit	01/03/2015
SPA 21 AO	Special Prospecting Authority	20/09/2017

6. Other 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 and under any regulations made pursuant to such legislation.
- (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 including but not limited to:
- (i) the public right to fish;
 - (ii) the public right to navigate;
 - (iii) the right of any person to use any road in the Determination Area (subject to the laws of the State) over which, as at the date of this Determination, members of the public have a right of access under common law.
- (d) The right to access land by an employee or agent or instrumentality of:
- (i) the State;
 - (ii) the Commonwealth; or
 - (iii) any local Government authority;
- as required in the performance of his or her statutory or common law duties where such access would be permitted to private land.
- (e) (i) Without limiting the operation of any other paragraph in Schedule 8, but subject to paragraph (e)(ii), the rights of holders from time to time of existing petroleum interests under the *Petroleum and Geothermal Energy Resources Act 1967* (WA), petroleum pipelines under the *Petroleum Pipelines Act 1969* (WA) and existing mining tenements under the *Mining Act 1978* (WA) including those mentioned at paragraphs 2 and 3 above to use (including by servants, agents and contractors) roads and tracks as are existing at the time of this Determination in the Determination Area to the extent reasonably necessary to have access to the area subject of the petroleum, pipeline and mineral interests for the purposes of exercising the rights granted by those interests.
- (ii) Nothing in paragraph (e)(i) above allows any upgrade, extension, widening or other improvement to the road or track other than work done to maintain such road or track in reasonable repair.
- (f) So far as confirmed pursuant to s 14 of the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995* (WA) as at the date of this determination, any existing public access to and enjoyment of:



- (i) waterways;
 - (ii) the beds and banks or foreshores of waterways;
 - (iii) stock routes; or
 - (iv) areas that were public places at the end of 31 December 1993.
- (g) Without limiting the operation of any other paragraph in Schedule 8, the rights of the registered lessee of Pastoral Lease N050571 (Jubilee Downs) as part of the right of public access to stock routes set out in paragraph (f)(iii) above to access (including by servants, agents and contractors) infrastructure such as exists at the time of this Determination in the area of Reserve 23226.
- (h) 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 and operate telecommunications 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 telecommunications facilities in and in the vicinity of the Determination Area in performance of their duties; and
 - (d) under any lease, licence, access agreement or easement relating to its telecommunications facilities in the Determination Area.