



SCHEDULE SIX

Other Interests (Paragraph 10)

The nature and extent of the Other Interests in relation to the Determination Area as at 26 April 2018 are:

1. Reserves

- (a) The following reserves:

Reserve No.	Current Purpose
1055	Stopping Place
9701	De Grey Mullewa Stock Route

- (b) The rights and interests of persons who, from time to time, have the care, control and management of the reserves identified in subclause (a) above;
- (c) The rights and interests of persons entitled to access and use the reserves identified in subclause (a) above for the respective purposes for which they are reserved, subject to any statutory limitations upon those rights; and
- (d) The rights and interests of persons holding leases over areas of the reserves identified in subclause (a) above.

2. Pastoral Leases

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

Lease No.	Description
PL N049492 (formerly 3114/1013)	Yalleen
PL N049500 (formerly 3114/1127)	Yarraloola
PL N049852 (formerly 3114/1262)	Red Hill
PL N050076 (formerly 3114/1027)	Mardie
PL N050350 (formerly 3114/905)	Peedamulla



3. Leases

The following lease and the rights and interests of the holders from time to time of that lease:

Lease No.	Purpose
GE K876559	The construction, operation, use and maintenance of a rail spur line (including load-out loop) and access road from the existing Deepdale railway to a rail loop at Mesa A and power, communications, access and ancillary infrastructure and borrow pits for that rail spur line

4. Roads

The following roads and the rights and interests of the persons having the care, control and management of those roads from time to time:

MapInfo ID.	Name	Description / Location
Road 1	Pannawonica Road	Lot 206 on DP 220090
Road 2	Portion of North West Coastal Highway	Lots 254, 255 and 256 on DP 30488
Road 3	Portion of North West Coastal Highway	Lot 257 on DP 30489
-	Pannawonica – Millstream Road	Road between Pannawonica and Reserve 38991

5. Dampier to Bunbury Natural Gas Pipeline

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 any other person in land in the Dampier to Bunbury Natural Gas Pipeline Corridor under sections 34, 36 and 41(2)(b) of the *Dampier to Bunbury Pipeline Act 1997* (WA), including the land the subject of Taking Order H950876. For the avoidance of doubt, those interests include Easement 2 (E230845/3134B/199).



6. Mining Tenements

- (a) The following mining tenements granted under the *Mining Act 1904* (WA) (repealed) and / or the *Mining Act 1978* (WA) and the rights and interests of the holders from time to time of those mining tenements:

(i) Mining Leases

Tenement ID	Tenement ID	Tenement ID
M 0800480	M 0800499	M 4701464
M 0800482	M 0800500	M 4701503
M 0800483	M 0800501	M 4701504
M 0800484	M 0800505	
M 0800485	M 0800512	

(ii) General Purpose Leases

Tenement ID	Tenement ID	Tenement ID
G 0800082	G 0800086	G 0800088
G 0800085	G 0800087	

(iii) Miscellaneous Licences

Tenement ID	Tenement ID	Tenement ID
L 0800100	L 0800153	L 4700107
L 0800101	L 0800158	L 4700131
L 0800120	L 0800160	L 4700155
L 0800139	L 0800164	L 4700211
L 0800140	L 0800039	L 4700212
L 0800141	L 0800067	L 4700213
L 0800142	L 0800068	L 4700214
L 0800152	L 0800069	L 4700238

Tenement ID	Tenement ID
L 4700239	L 4700681
L 4700679	L 4700712
L 4700680	



(iv) Exploration Licences

Tenement ID	Tenement ID	Tenement ID
E 0801060	E 0801685	E 4701262
E 0801135	E 0801686	E 4701279
E 0801148	E 0801771	E 4701280
E 0801196	E 0801772	E 4701281
E 0801227	E 0801826	E 4701283
E 0801283	E 0801878	E 4701449
E 0801289	E 0802072	E 4701538
E 0801293	E 0802137	E 4701832
E 0801294	E 0802408	E 4701988
E 0801295	E 0802594	E 4702675
E 0801341	E 0802763	E 4702914
E 0801430	E 0802778	E 4702919
E 0801440	E 4701141	E 4702921
E 0801473	E 4701169	E 4702922
E 0801516	E 4701170	E 4703335
E 0801537	E 4701255	E 4703400
E 0801554	E 4701256	E 4703708
E 0801684	E 4701257	E 4703709

(vi) Prospecting Licences

Tenement ID	Tenement ID	Tenement ID
P 0800615	P 0800666	P 0800669

(b) The agreement as amended and ratified by the *Iron Ore (Cleveland Cliffs) Agreement Act 1964* (WA) and rights and interests comprised in, conferred under or in accordance with, or pursuant to that agreement, including the following mining tenements:

Tenement ID	Tenement Type
AML7000248	Mineral Lease (State Agreement)



7. Petroleum interests

- (a) The following petroleum interest granted under the *Petroleum Pipelines Act 1969* (WA) and the rights and interests of the holders from time to time of that interest:

Interest ID	Interest Type
PL 105	Pipeline Licence (Fortescue River Gas Pipeline)

- (b) The agreement as amended and ratified by the *Goldfields Gas Pipeline Agreement Act 1994* (WA) and the rights and interests comprised in, conferred under or in accordance with, or pursuant to that agreement, including the following interests:

Interest ID	Interest Type
PL 24	Pipeline Licence (Goldfields Gas Transmission Pipeline)
Easement 4 (F924685)	Easement

8. Access to Mining and Petroleum Areas

- (a) Without limiting the operation of any other clause in Schedule Six, but subject to clause 8(b) below, any rights of the holders from time to time of a mining tenement or petroleum interest, including those listed in clauses 6 and 7 of this Schedule Six, to use (including by servants, agents and contractors) such portions of roads and tracks in the Determination Area (existing as at the date of this determination) 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 clause 8(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 clause 8(a).
- (c) Nothing in Schedule Six will limit the rights of the holders from time to time of mining tenements or petroleum interests, including those referred to in



clauses 6 and 7 of this Schedule Six, including, without limitation, any right to exclude members of the public from entering onto the land and waters the subject of any mining tenement or petroleum interest.

9. Indigenous Land Use Agreements

The *RTIO and Kuruma Marthudunera People Indigenous Land Use Agreement (Area Agreement)* dated 21 August 2012, and registered on the Register of Indigenous Land Use Agreements on 11 February 2013 (Tribunal No. WI2012/006), and the rights and interests comprised in, conferred under, or in accordance with, or pursuant to, that Indigenous Land Use Agreement.

10. Other

The following rights and interests in the Determination Area:

- (a) Rights and interests, including licences and permits, granted by the Crown in right of the State or of the Commonwealth pursuant to statute or otherwise in the exercise of its executive power and any regulations made pursuant to such statutes and which validly affect native title;
- (b) Rights and interests held by reason of the force and operation of the laws of the State or of the Commonwealth including the *Rights in Water and Irrigation Act 1914* (WA) and which validly affect native title;
- (c) Rights and interests of members of the public arising under common law, including but not limited to:
 - (i) the public right to fish;
 - (ii) the public right to navigate; and
 - (iii) the right of any person to use and enjoy any roads 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 the common law;
- (d) The right to access the Determination Area by:
 - (i) an employee, agent or instrumentality of the State;



- (ii) an employee, agent or instrumentality of the Commonwealth;
- (iii) an employee, agent or instrumentality of 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 212(2) of the *Native Title Act* and section 14 of the *Titles Validation Act* as at the date of this determination, any existing public access to and enjoyment of:
 - (i) waterways;
 - (ii) beds and banks or foreshores of waterways;
 - (iii) coastal waters;
 - (iv) beaches;
 - (v) stock routes; and
 - (vi) areas that were public places at the end of 31 December 1993;
- (f) Any other:
 - (i) legal or equitable estate or interest in the land or waters of the Determination Area; or
 - (ii) 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 of the Determination Area; or
 - (B) an estate or interest in the land or waters of the Determination Area; or
 - (iii) restriction on the use of the land or waters of the Determination Area, whether or not annexed to other land or waters,
which validly affects native title.