



SCHEDULE FOUR

AREAS WHERE NATIVE TITLE DOES NOT EXIST (PARAGRAPH 2)

Native title does not exist in relation to land and waters the subject of the following interests within the Determination Area which, with the exception of public works (as described in clause 5 of this Schedule), are generally shown as shaded in pink on the maps in Schedule Two:

1. Freehold

Grants of estates in fee simple within the Determination Area including the following:

Freehold No.
CT0110700649
CT0128700662
CT0129200383
CT0129200384
CT0150300791
CT0218200337
CT0284500317
CT0284500318

2. Reserves

Reserve No.	Current / Last Purpose
17562	Water
17563	Water Supply and Battery Site
37344	Quarry Purposes



41155	Repeater Station Site
41702	Repeater Station Site
42274	Repeater Station Site
43076	Regenerator Site
43277	Regenerator Site
44274	Rubbish Disposal Site
44387	Recreation (Gun Club and Rifle Club)

3. Leases

- (a) Grants of the following leases, subject to clause 3(b) below in respect of special leases GE N088235 (formerly 3116/03684), 3116/03685 and 3116/03686:

Lease No.	Current / Last Purpose
GE I123595	Quarry for the production of railway ballast a stockpile area for the storage of the said railway ballast and other materials and equipment and a site for maintenance and construction workers' accommodation workshops and ancillary facilities for the requirements of the Lessees in the operation and maintenance of the railway constructed pursuant to the Agreement
GE I126374	Laying out development construction and provision of a water supply and ancillary installations and facilities for drawing conserving reticulating and supplying water for the requirements of the Lessees in the operation and maintenance of the railway constructed pursuant to the Agreement
GE I126948	Railway spur
GE I154279 (formerly 3116/03687)	Construction development maintenance use and operation of (i) a railway and a service road between the mine and the port (ii) all works facilities and services ancillary to the railway and service road referred to above



Lease No.	Current / Last Purpose
GE I163682	Construction development maintenance use and operation of radio communications and ancillary installations and facilities
GE J717063	The final design, construction, use, operation and maintenance of a rail spur line and associated access road from the Mining Lease to the West Angelas Spur Line together with associated infrastructure as detailed in the Approved Proposals and for ancillary and incidental purposes thereto including in accordance with the Approved Proposals the construction, use, operation and maintenance of borrow pits for the taking of soil and of water bores
GE J717064	The final design, construction, use and maintenance of a private access road from the Great Northern Highway to the Mining Lease to service the mining operations area and permanent accommodation village and for ancillary and incidental purposes thereto including in accordance with the Approved Proposals the construction, use, operation and maintenance of borrow pits and of water bores
GE N088235 (formerly 3116/03684)	The construction development maintenance use and operation of - (i) a water supply for supplying water to the Mineral Lease and to the other areas demised to the Lessees in the vicinity of the Mineral Lease; and (ii) all installations and facilities for conserving drawing reticulating and supplying water to the Mineral Lease and to the other areas demised to the Lessees in the vicinity of the Mineral Lease ancillary to all or any of the improvements referred to in paragraph (i)
GE N105667 (formerly 3116/04028)	Construction development maintenance use and operation of radio communications and ancillary installations and facilities
3116/02717	Grazing
3116/03683	Construction development maintenance use and operation of an aerodrome and ancillary installations and facilities



Lease No.	Current / Last Purpose
3116/03685	Construction development maintenance use and operation of - <ul style="list-style-type: none"> (i) the greenbelt roads and ancillary facilities and amenities for the mine townsite and the town common surrounding the mine townsite (ii) the control by the Lessees of any undesirable persons or elements who or which are or may be attracted to or in the vicinity of the said townsite or to any other operations in the vicinity thereof; (iii) all works facilities and improvements ancillary to all or any of the matters referred to in paragraphs (i) and (ii) of this sub-clause
3116/03686	Construction development maintenance use and operation of - <ul style="list-style-type: none"> (i) a townsite for the purpose of the Lessees' operations contemplated in the Agreement; (ii) without limiting the foregoing the townsite, housing, shopping facilities, health, educational, social, recreational and welfare services, amenities, benefits and facilities, communication facilities and other residential and community services, utilities and facilities for the mine townsite; (iii) the railway and service road constructed pursuant to the Agreement; (iv) all works facilities and services ancillary to all or any of the improvements and matters referred to in paragraphs (i), (ii) and (iii)

(b) In respect of special leases GE N088235 (formerly 3116/03684), 3116/03685 and 3116/03686 listed above, the relevant area is the area originally granted (meaning, in the case of GE N088235 (formerly 3116/03684), the area originally granted under special lease 3116/03684 for the avoidance of doubt), but omitting:

- (i) Reserve 42835 (Parnpajinya), being an area to which s 47A of the Native Title Act applies as set out in Schedule Five, clause 1; and
- (ii) The following areas of unallocated Crown land, being areas to which s 47B of the Native Title Act applies as set out in Schedule Five, clause 2:



Area	Description / Location
UCL 002	Lot 401 on DP 71872
UCL 005	Lot 402 on DP 71872
UCL 021	Lot 370 on DP 71869
UCL 022	Lot 349 on DP 74327
UCL 024	Lot 352 on DP 74327
UCL 026	Lot 353 on DP 74327
UCL 029	Lot 369 on DP 71870
UCL 030	Lot 510 on DP 73722
UCL 031	Lot 300 on DP 65155
UCL 032	Lot 510 on DP 73722
UCL 033	Lot 301 on DP 47460
UCL 034	Lot 348 on DP 71871
UCL 036	Lot 552 on DP 71668
UCL 039	Lot 1789 on DP 216374
UCL 043	Lot 72 on DP 216352, except to the extent covered by mineral lease AML700244 as at 29 September 1998
UCL 049	Lot 550 on DP 71666
UCL 050	Lot 1500 on DP 215129
UCL 052	Lot 300 on DP 64866
UCL 055	Lot 1976 on DP 216852
UCL 057	Lot 551 on DP 71667
UCL 093	Area bounded by Road 010, UCL 023 (Lot 2354 on DP 218837), general lease GE K858923, special



Area	Description / Location
	lease 3116/03684, general lease GE I150289 and reserves 38674 and 39117, being the area of unallocated Crown land generally south of UCL 029 (Lot 369 on DP 71870) and UCL 032 (Lot 510 on DP 73722)
UCL 094	Area bounded by Road 010 and reserves 38674 and 39117

4. Roads

Dedicated roads, roads set aside, taken or resumed, or roads which are to be considered public works (as that expression is defined in the Native Title Act and the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995 (WA)*), including the following:

MapInfo ID.	Description	Shown in
ROAD 084	Road No. 3857 (part of Marble Bar Road)	Roy Hill 1:250,000 cadastral map dated April 1968 Government Gazette dated 10 June 1910, 1 April 1977 and 14 September 1979
ROAD 085	Road No. 14501	Original plan 11376 Government Gazette dated 3 March 1972
ROAD 086	Road No. 15053 (part of Marble Bar Road)	Roy Hill 1:250,000 (250) Public Plan prepared 4 October 1988 Government Gazette dated 19 July 1974
ROAD 102	Road No. 4274	Public Plan 503168 (99/300 No.3) cancelled on 8 February 1923 Public Plan 503101 (90/300 No.2) cancelled on 1 June 1916 Public Plan 506518 (80/300 No.2) cancelled on 31 October 1916



MapInfo ID.	Description	Shown in
ROAD 103	Jigalong Mission Road	Public Plan 503111 (99/300 No.8) cancelled on 20 January 1971 Public Plan 506520A (80/300 No.5) cancelled on 24 April 1946 Government Gazette dated 10 March 1944
ROAD 104	Road No. 9170 (Noreena- Roy Hill Road)	Public Plan 503165 (98/300 No.8) cancelled on 16 July 1965 Government Gazette dated 3 and 10 March 1933
ROAD 105	Road No. 9169 (Munjina- Roy Hill Road)	Public plan 503165 (98/300 No.8) cancelled on 16 July 1965 Government Gazette dated 3 and 10 March 1933
ROAD 106	Road No. 8172	Public plan 503111 (91/300 No.8) cancelled on 20 January 1971 Public Plan 506523 (80/300) cancelled on 20 January 1972 Government Gazette dated 6 and 13 September 1929, 14 December 1951 and 18 January 1952
ROAD 107	Road No. 6588	Public Plan 503111 (91/300 No.8) cancelled on 20 January 1971 Public Plan 506523 (80/300) cancelled on 20 January 1972 Government Gazette dated 24 February 1922 and 3 March 1922
ROAD 01 (Historical)	Part of old alignment of Great Northern Highway	Public Plan 503111 (91/300 No.8) cancelled on 20 January 1971 Robertson SF51-13 topographic map published 1965 Roberston (250) Public Plan dated 1991
ROAD 13 (Historical)	Road No. 3857	Public Plan 503160 (98/300 No.4) cancelled on 6 May 1921 Government Gazette dated 10 June 1910, 1 April 1977 and 14 September 1979



MapInfo ID.	Description	Shown in
ROAD 14 (Historical)	Weelarrana-Ethel Creek Road (part of old alignment of Great Northern Highway)	Public Plan 503111 (91/300 No.8) cancelled on 20 January 1971 Government Gazette dated 10 March 1944 and 27 November 1987
ROAD 15 (Historical)	Road No. 8172	Public Plan 503109 (91/300 No.6) cancelled on 7 September 1937 Government Gazette dated 6 September 1929

5. Public Works

Any other public works, as that expression is defined in the Native Title Act and the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995* (WA) (including the land and waters on which a public work is constructed, established or situated as described in s 251D of the Native Title Act), and to which s 12J of the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995* (WA) or s 23C(2) of the Native Title Act applies.