

# SCHEDULE SIX

# **OTHER INTERESTS (PARAGRAPH 10)**

The nature and extent of the Other Interests in relation to the Determination Area are as follows.

Land tenure interests registered with the Western Australian Land Information Authority are current as at 29 March 2018. Mining tenements and petroleum interests registered with the Department of Mines, Industry Regulation and Safety are current as at 15 June 2018. All other interests are current as at 26 September 2018.

## 1. Reserves

(a) The following reserves:

Reserve No.	Current Purpose
RES 09698	Fortescue-Cue Stock Route
RES 09700	De Grey-Peak Hill Stock Route
RES 11463 (Well 61)	Use and Benefit of Aboriginal Inhabitants
RES 12297	Protection of the Rabbit-proof Fence No.1
RES 15159	Stock Route
RES 17650	Racecourse
RES 18938	Stock Route (Deviation)
RES 41265 (Jigalong)	Use and Benefit of Aboriginal Inhabitants
RES 42835 (Parnpajinya)	Use and Benefit of Aboriginal Inhabitants

(b) The rights and interests of persons who have the care, control and management of the reserves identified in clause 1(a) above;



- (c) The rights and interests of persons entitled to access and use the reserves identified in clause 1(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 clause 1(a) above, if any.

# 2. Pastoral Leases

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

Lease No.	Station Name
PL N049546	Robertson Range Station
PL N049553	Balfour Downs Station
PL N049879	Wandanya Station
PL N050368	Marillana Station
PL N049724	Ethel Creek Station
PL N049404	Walagunya Station
PL N050553	Prairie Downs Station
PL N050094	Kumarina Station
PL N049943	Bulloo Downs Station
PL N050430	Bonney Downs Station
PL N049932	Sylvania Station
PL N049890	Weelarrana Station
PL N050452	Hillside Station
PL N049420	Mount Divide Station





PL N050058	Noreena Downs Station
PL N049548	Balfour Downs Station
PL N050622	Roy Hill Station

(b) Any rights and obligations of the pastoralists pursuant to the pastoral leases referred to in clause 2(a) 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.

## 3. Leases

(a) The following leases and the rights and interests of the holders from time to time of those leases:

Lease No.	Purpose
GE H326098	Cultivation and grazing

## 4. Roads

(a) The following roads and the rights and interests of the persons having the care, control and management of those roads from time to time, to the extent the areas of these roads do not fall within Schedule Four as areas where native title does not exist:

MapInfo ID.	Description	Shown in
ROAD 013	Part of Great Northern Highway	DP 217097
ROAD 014	Part of Great Northern Highway	DP 217098
ROAD 015	Part of Great Northern Highway	DP 217099



MapInfo ID.	Description	Shown in
ROAD 017	Part of Great Northern Highway	DP 219293
ROAD 018	Part of Great Northern Highway	DP 219294
ROAD 019	Part of Great Northern Highway	DP 219295
ROAD 020	Part of Great Northern Highway	DP 219296
ROAD 021	Part of Great Northern Highway	DP 219297
ROAD 022	Part of Great Northern Highway	DP 219298
ROAD 023	Part of Great Northern Highway	DP 219299
ROAD 024	Part of Great Northern Highway	DP 219300
ROAD 025	Part of Great Northern Highway	DP 219301
ROAD 026	Part of Great Northern Highway	DP 219302
ROAD 027	Part of Great Northern Highway	DP 50856 and DP 50859 (formerly DP 219303)

## 5. Easements

(a) The following easements and the rights and interests of the holders from time to time of those easements, to the extent the areas of these easements do not fall within Schedule Four as areas where native title does not exist:



Easement No.	Description
J717065 E	Rail spur
N248447	Electricity transmission line and associated infrastructure

#### 6. **Mining Tenements and Petroleum Interests**

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

Tenure ID	Tenure ID	Tenure ID	Tenure ID
M 4501102	M 4600337	M 4600412	M 4600491
M 4501124	M 4600338	M 4600413	M 4600518
M 4501125	M 4600339	M 4600414	M 4600519
M 4600080	M 4600340	M 4600415	M 4700514
M 4600081	M 4600341	M 4600416	M 4700580
M 4600121	M 4600342	M 4600417	M 4701233
M 4600249	M 4600343	M 4600418	M 4701414
M 4600292	M 4600344	M 4600419	M 4701423
M 4600293	M 4600345	M 4600420	M 4701424
M 4600314	M 4600346	M 4600421	M 4701439
M 4600315	M 4600347	M 4600422	M 4701461
M 4600316	M 4600348	M 4600423	M 5200007



Tenure ID	Tenure ID	Tenure ID	Tenure ID
M 4600317	M 4600349	M 4600424	M 5200010
M 4600318	M 4600350	M 4600437	M 5200059
M 4600319	M 4600351	M 4600438	M 5200062
M 4600320	M 4600352	M 4600439	M 5200211
M 4600321	M 4600353	M 4600440	M 5200609
M 4600322	M 4600354	M 4600450	M 5200661
M 4600323	M 4600355	M 4600451	M 5200790
M 4600324	M 4600356	M 4600452	M 5200791
M 4600325	M 4600357	M 4600453	M 5200798
M 4600326	M 4600401	M 4600454	M 5200803
M 4600327	M 4600402	M 4600481	M 5200804
M 4600328	M 4600403	M 4600482	M 5201034
M 4600329	M 4600404	M 4600483	M 5201043
M 4600330	M 4600405	M 4600484	M 5201052
M 4600331	M 4600406	M 4600485	M 5201053
M 4600332	M 4600407	M 4600486	M 5201063
M 4600333	M 4600408	M 4600487	M 5201064
M 4600334	M 4600409	M 4600488	M 5201070
M 4600335	M 4600410	M 4600489	
M 4600336	M 4600411	M 4600490	

# (ii) **Exploration Licences:**



Tenure ID	Tenure ID	Tenure ID	Tenure ID
E 4502498	E 4601080	E 4702053	E 5202372
E 4502652	E 4601085	E 4702054	E 5202398
E 4600413	E 4601087	E 4702085	E 5202409
E 4600467	E 4601099	E 4702119	E 5202591
E 4600516	E 4601116	E 4702141	E 5202876
E 4600518	E 4601119	E 4702172	E 5202933
E 4600519	E 4601128	E 4702173	E 5203097
E 4600535	E 4601131	E 4702177	E 5203160
E 4600566	E 4601132	E 4702280	E 5203184
E 4600567	E 4601157	E 4702291	E 5203204
E 4600568	E 4601158	E 4702664	E 5203217
E 4600569	E 4601159	E 4702665	E 5203233
E 4600580	E 4601160	E 4702666	E 5203261
E 4600586	E 4601188	E 4703170	E 5203296
E 4600590	E 4601189	E 4703194	E 5203306
E 4600595	E 4700013	E 4703218	E 5203323
E 4600600	E 4700280	E 4703222	E 5203348
E 4600601	E 4700319	E 4703225	E 5203348
E 4600610	E 4700539	E 4703226	E 5203357
E 4600611	E 4700540	E 4703315	E 5203360
E 4600612	E 4700541	E 4703347	E 5203361



Tenure ID	Tenure ID	Tenure ID	Tenure ID
E 4600616	E 4700542	E 4703349	E 5203363
E 4600621	E 4700622	E 4703403	E 5203364
E 4600623	E 4700623	E 4703405	E 5203365
E 4600662	E 4700624	E 4703444	E 5203366
E 4600664	E 4701137	E 4703454	E 5203370
E 4600666	E 4701140	E 4703498	E 5203371
E 4600675	E 4701191	E 4703499	E 5203373
E 4600699	E 4701192	E 4703505	E 5203390
E 4600706	E 4701224	E 4703512	E 5203396
E 4600741	E 4701225	E 4703513	E 5203411
E 4600743	E 4701228	E 4703549	E 5203413
E 4600776	E 4701235	E 4703575	E 5203416
E 4600787	E 4701307	E 4703581	E 5203417
E 4600799	E 4701308	E 4703583	E 5203422
E 4600835	E 4701313	E 4703585	E 5203441
E 4600861	E 4701320	E 4703628	E 5203444
E 4600862	E 4701326	E 5200023	E 5203447
E 4600947	E 4701327	E 5201658	E 5203448
E 4600965	E 4701380	E 5201711	E 5203450
E 4601000	E 4701385	E 5201772	E 5203456
E 4601001	E 4701387	E 5201776	E 5203471

Tenure ID	Tenure ID	Tenure ID	Tenure ID
E 4601020	E 4701388	E 5201894	E 5203474
E 4601036	E 4701392	E 5201905	E 5203517
E 4601041	E 4701393	E 5201926	E 5203524
E 4601042	E 4701423	E 5201937	E 5203532
E 4601044	E 4701491	E 5202009	E 5203536
E 4601045	E 4701522	E 5202160	E 5203541
E 4601046	E 4701540	Е 5202247	E 5203543
E 4601055	E 4701587	E 5202300	E 5203544
E 4601069	E 4701598	E 5202303	E 5203559
E 4601076	E 4701922	E 5202311	E 5203561
E 4601077	E 4702052	E 5202350	E 5203562

# (iii) General Purpose Leases:

Tenure ID	Tenure ID	Tenure ID	Tenure ID
G 4600007	G 5200083	G 5200151	G 5200219
G 5200008	G 5200084	G 5200152	G 5200220
G 5200015	G 5200085	G 5200153	G 5200221
G 5200018	G 5200086	G 5200154	G 5200222
G 5200019	G 5200087	G 5200155	G 5200223
G 5200020	G 5200088	G 5200156	G 5200224
G 5200021	G 5200089	G 5200157	G 5200225



Tenure ID	Tenure ID	Tenure ID	Tenure ID
G 5200022	G 5200090	G 5200158	G 5200226
G 5200023	G 5200091	G 5200159	G 5200227
G 5200024	G 5200092	G 5200160	G 5200228
G 5200025	G 5200093	G 5200161	G 5200229
G 5200026	G 5200094	G 5200162	G 5200230
G 5200027	G 5200095	G 5200163	G 5200231
G 5200028	G 5200096	G 5200164	G 5200232
G 5200029	G 5200097	G 5200165	G 5200233
G 5200030	G 5200098	G 5200166	G 5200234
G 5200031	G 5200099	G 5200167	G 5200235
G 5200032	G 5200100	G 5200168	G 5200236
G 5200033	G 5200101	G 5200169	G 5200237
G 5200034	G 5200102	G 5200170	G 5200238
G 5200035	G 5200103	G 5200171	G 5200239
G 5200036	G 5200104	G 5200172	G 5200240
G 5200037	G 5200105	G 5200173	G 5200241
G 5200038	G 5200106	G 5200174	G 5200242
G 5200039	G 5200107	G 5200175	G 5200243
G 5200040	G 5200108	G 5200176	G 5200244
G 5200041	G 5200109	G 5200177	G 5200245
G 5200042	G 5200110	G 5200178	G 5200246



Tenure ID	Tenure ID	Tenure ID	Tenure ID
G 5200043	G 5200111	G 5200179	G 5200247
G 5200044	G 5200112	G 5200180	G 5200248
G 5200045	G 5200113	G 5200181	G 5200249
G 5200046	G 5200114	G 5200182	G 5200250
G 5200047	G 5200115	G 5200183	G 5200251
G 5200048	G 5200116	G 5200184	G 5200252
G 5200049	G 5200117	G 5200185	G 5200253
G 5200050	G 5200118	G 5200186	G 5200254
G 5200051	G 5200119	G 5200187	G 5200255
G 5200052	G 5200120	G 5200188	G 5200256
G 5200053	G 5200121	G 5200189	G 5200258
G 5200054	G 5200122	G 5200190	G 5200259
G 5200055	G 5200123	G 5200191	G 5200260
G 5200056	G 5200124	G 5200192	G 5200261
G 5200057	G 5200125	G 5200193	G 5200262
G 5200058	G 5200126	G 5200194	G 5200263
G 5200059	G 5200127	G 5200195	G 5200264
G 5200060	G 5200128	G 5200196	G 5200265
G 5200061	G 5200129	G 5200197	G 5200266
G 5200062	G 5200130	G 5200198	G 5200267
G 5200063	G 5200131	G 5200199	G 5200268



Tenure ID	Tenure ID	Tenure ID	Tenure ID
G 5200064	G 5200132	G 5200200	G 5200269
G 5200065	G 5200133	G 5200201	G 5200270
G 5200066	G 5200134	G 5200202	G 5200271
G 5200067	G 5200135	G 5200203	G 5200272
G 5200068	G 5200136	G 5200204	G 5200273
G 5200069	G 5200137	G 5200205	G 5200274
G 5200070	G 5200138	G 5200206	G 5200276
G 5200071	G 5200139	G 5200207	G 5200277
G 5200072	G 5200140	G 5200208	G 5200278
G 5200073	G 5200141	G 5200209	G 5200279
G 5200074	G 5200142	G 5200210	G 5200280
G 5200075	G 5200143	G 5200211	G 5200281
G 5200076	G 5200144	G 5200212	G 5200282
G 5200077	G 5200145	G 5200213	G 5200283
G 5200078	G 5200146	G 5200214	G 5200284
G 5200079	G 5200147	G 5200215	G 5200285
G 5200080	G 5200148	G 5200216	
G 5200081	G 5200149	G 5200217	
G 5200082	G 5200150	G 5200218	



# (iv) Miscellaneous Licences:

Tenure ID	Tenure ID	Tenure ID	Tenure ID
L 4600035	L 4600112	L 4700627	L 5200087
L 4600036	L 4600124	L 4700642	L 5200088
L 4600037	L 4600130	L 4700654	L 5200099
L 4600040	L 4600133	L 4700655	L 5200101
L 4600047	L 4600134	L 4700656	L 5200103
L 4600048	L 4600135	L 4700658	L 5200105
L 4600049	L 4700092	L 4700660	L 5200108
L 4600051	L 4700193	L 4700693	L 5200109
L 4600052	L 4700197	L 4700702	L 5200115
L 4600053	L 4700198	L 4700726	L 5200123
L 4600057	L 4700346	L 4700727	L 5200131
L 4600064	L 4700347	L 4700735	L 5200141
L 4600066	L 4700378	L 4700752	L 5200157
L 4600080	L 4700399	L 4700757	L 5200163
L 4600084	L 4700400	L 4700766	L 5200174
L 4600085	L 4700417	L 4700770	L 5200177
L 4600096	L 4700420	L 4700772	L 5200178
L 4600099	L 4700515	L 4700809	L 5200179
L 4600100	L 4700555	L 5200079	L 5200181
L 4600104	L 4700559	L 5200083	L 5200183



Tenure ID	Tenure ID	Tenure ID	Tenure ID
L 4600110	L 4700569	L 5200084	
L 4600111	L 4700626	L 5200086	

# (v) **Prospecting Licences:**

Tenure ID	
P 46	501688
P 47	701611
P 47	701718
P 47	701816
P 52	201485
P 52	201525

# (vi) **Retention Licences:**

Tenure ID
R 4600001
R 4600002
R 4700013
R 4700015
R 4700016
R 5200002



Tenure ID
R 5200003
R 5200004
R 5200005
R 5200006
R 5200008

# (vii) Temporary Reserves:

Tenure ID
TR 7004192
TR 7004193
TR 7004266
TR 7004267
TR 7004737
TR 7004881
TR 7004882
TR 7004883
TR 7004884
TR 7007484

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



Tenement ID	Tenement Type
PL24	Pipeline licence
F924685	Easement

(c) The agreement as amended and ratified by the *Iron Ore (Hope Downs)* Agreement Act 1992 (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
AM 7000282 (M 282SA)	Mining lease

(d) The agreement as amended and ratified by the *Iron Ore (Goldsworthy-Nimingarra) Agreement Act 1972* (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
AM 7000263 (M 263SA)	Mining lease

(e) The agreement as amended and ratified by the *Iron Ore (Hamersley Range)* Agreement Act 1963 (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
-------------	---------------



AL 7000005 (L 5SA)	Miscellaneous licence
--------------------	-----------------------

(f) The agreement as amended and ratified by the *Iron Ore (Marillana Creek)* Agreement Act 1991 (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
AM 7000270 (M 270SA)	Mining lease

(g) The agreement as amended and ratified by the *Iron Ore (Mount Goldsworthy)* 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
AML 7000249 (ML 249SA)	Mineral lease
AML 7000281 (ML 281SA)	Mineral lease

(h) The agreement as amended and ratified by the *Iron Ore (Mount Newman)* 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
AML 7000244 (ML 244SA)	Mineral lease

(i) The agreement as amended and ratified by the *Iron Ore (McCamey's Monster)* Agreement Authorisation Act 1972 (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
AM 7000266 (M 266SA)	Mining lease

(j) The agreement as amended and ratified by the *Iron Ore (Yandicoogina)* Agreement Act 1996 (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
AM 7000274 (M 274SA)	Mining lease

(k) The agreement as amended and ratified by the *Railway and Port (The Pilbara Infrastructure Pty Ltd) Agreement Act 2004* (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
AL 7000001 (L 1SA)	Miscellaneous licence

(1) The agreement as amended and ratified by the *Railway (Roy Hill Infrastructure Pty Ltd) Agreement Act 2010* (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
AL 7000004 (L 4SA)	Miscellaneous licence

Prepared in the Western Australia District Registry, Federal Court of Australia

Peter Durack Commonwealth Law Courts Building, Level 6, 1 Victoria Avenue, Telephone 08 9268 7100



# 7. Access to Mining and Petroleum Areas

- (a) Without limiting the operation of any other clause in Schedule Six, but subject to clause 7(b) below, any rights of the holders from time to time of a mining tenement or petroleum title, including those referred to in clause 6 of Schedule Six, 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 title for the purposes of exercising the rights granted by that tenement or title.
- (b) Nothing in clause 7(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 7(a).
- (c) Nothing in this Schedule Six will limit the rights of the holders from time to time of mining tenements or petroleum titles, including those referred to in clause 6 of 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 title.

## 8. Telstra Corporation Limited

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 telecommunications facilities; and
  - 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

- 97 -

(d) under any lease, licence, permit, access agreement or easement relating to its telecommunications facilities in the Determination Area.

# 9. Indigenous Land Use Agreements

The following Indigenous Land Use Agreements, including the rights and interests comprised in, conferred under, or in accordance with, or pursuant to, each agreement:

- (a) The Nyiyaparli and BHP Billiton Comprehensive Agreement Initial Indigenous Land Use Agreement (Area Agreement) dated 26 June 2012, and registered on the Register of Indigenous Land Use Agreements on 13 March 2013 (Tribunal No. WI2012/005).
- (b) The Nyiyaparli and BHP Billiton Comprehensive Agreement Further Indigenous Land Use Agreement (Area Agreement) (Nyiyaparli #3) dated 16 July 2015, and registered on the Register of Indigenous Land Use Agreements on 18 January 2016 (Tribunal No. WI2015/011).
- (c) The RTIO and Nyiyaparli People Indigenous Land Use Agreement (Area Agreement) dated 12 July 2012, and registered on the Register of Indigenous Land Use Agreements on 13 March 2013 (Tribunal No. WI2012/007).
- (d) The RTIO and Nyiyaparli People Additional ILUA (Area Agreement) for Nyiyaparli People's Native Title Claim #3 dated 9 October 2005, and registered on the Register of Indigenous Land Use Agreements on 10 March 2016 (Tribunal No. WI2015/013).

# 10. Other

The following rights and interests:

 (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 legislation;



- (b) rights and interests held by reason of the force and operation of the laws of the State or of the Commonwealth, including but not limited to, 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; 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, including for the purpose of pest management control and fire hazard management on areas of unallocated Crown land;

- (e) so far as confirmed pursuant to s 212(2) of the Native Title Act and 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, the following places in the Determination Area:
  - (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; 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; 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.