

Schedule 3 – Other Interests

[See paragraph 6 of the Determination]

The nature and extent of other interests in relation to the Determination Area are the following as they exist as at the date of this determination:

Telstra

(1) The following interests of Telstra Corporation Limited:

- (a) rights and interests 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
- (b) rights of access by employees, agents or contractors of Telstra Corporation Limited to its telecommunications facilities in, and in the vicinity of, the Determination Area, in the performance of their duties.

Other

(2) The following rights and interests:

- (a) rights and interests, if any, held under valid and validated grants from the Crown pursuant to statute or in the exercise of its executive power or otherwise validly conferred by legislation (whether an Act or a Regulation);
- (b) rights or interests, if any, 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:
 - (i) *Rights in Water and Irrigation Act 1914* (WA); and
 - (ii) *Aboriginal Communities Act 1979* (WA);
- (c) the right to access the Determination Area by:
 - (i) an employee or agent or instrumentality of the State;
 - (ii) an employee or agent or instrumentality of the Commonwealth; or
 - (iii) an employee or 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; and

- (d) rights or interests comprised in or conferred under or in accordance with the Canning-Kimberley Groundwater Area, proclaimed by proclamation published in the Western Australian Government Gazette on 2 May 1997.