



SCHEDULE FIVE

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 at Schedule Two.

1. Freeholds

The following grants of fee simple within the Determination Area:

Tenure ID	Tenure ID	Tenure ID	Tenure ID
CT0215200333	CT0215200341	CT0275900301	CT0275900309
CT0215200334	CT0215200342	CT0275900302	CT0275900310
CT0215200335	CT0215200343	CT0275900303	CT0275900311
CT0215200336	CT0215200344	CT0275900304	CT0275900312
CT0215200337	CT0215200345	CT0275900305	CT0275900313
CT0215200338	CT0215200346	CT0275900306	
CT0215200339	CT0215200347	CT0275900307	
CT0215200340	CT0215200348	CT0275900308	

2. Reserves

The following reserves:

Reserve Number	Current / Last Purpose
16928	Public utility
37929	Cemetery
51146	Harbour purposes

3. Roads

The following 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 Act*):



MapInfo ID.	Description	Shown on
ROAD 003	Savannah Way	Plan 23035
ROAD 004	Road widenings Savannah Way	DP 66307
ROAD 005	Leprosarium Road	DP 215872
HIST ROAD 001	Portion of Road No.229	Gazette 11.02.1886, 22.04.1910 CPP 505411 CPP 505789
HIST ROAD 002	Portion of Road No.5209	Gazette 01.07.1921, 08.07.1921, 23.12.1977, 05.05.1978 DP 13494

4. Port of Derby

The Derby Port Area as vested in the Minister for Transport by proclamation on 5 February 1982 under the *Marine and Harbours Act 1981* (WA).

5. Public Works

Any other public work as that expression is defined in the *Native Title Act* and the *Titles Validation Act* (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 Act* or s 23C(2) of the *Native Title Act* applies.