



SCHEUDLE FOUR

OTHER INTERESTS (PARA 8)

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 1 June 2020. Mining tenements and petroleum interests registered with the Department of Mines, Industry Regulation and Safety are current as at 5 June 2020. All other interests are current as at the date of the Determination.

1. RESERVES

(a) The following reserves:

Reserve No.	Current Purpose
14396	Water
16454	Protection of Vermin Proof Fence
16512	Water
16513	Water Rabbit Department
16514	Water Rabbit Department
16515	Water Rabbit Department

- (b) The rights and interests of persons who have the care, control and management of the reserves identified in cl 1(a) above;
- (c) The rights and interests of persons entitled to access and use the reserves identified in cl 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 cl 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 N049957	Towera Station
PL N049991	Winning Station
PL N050123	Mia Mia Station
PL N050138	Lyndon Station
PL N050183	Emu Creek Station
PL N050522	Middalya Station

- (b) Any rights and obligations of the pastoralists pursuant to the pastoral leases referred to in cl 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. MINING TENEMENTS

- (a) The following mining tenements under the *Mining Act 1904* (WA) (repealed) and the *Mining Act 1978* (WA) and the rights and interests of the holders from time to time of those mining tenements:

- (i) Exploration Licences:

Tenement ID
E 0801645
E 0801646



4. PETROLEUM INTERESTS

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

Title ID	Title Type
PL 40	Pipeline Licence

- (b) 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 s 34, s 36 and s 41(2)(b) of the *Dampier to Bunbury Pipeline Act 1997* (WA), including but not limited to the land the subject of, or described in, the following taking orders and/or sundry document notices:

Document No.	Description
I 761159	Taking Order
I 761282	Taking Order
I 761614	Taking Order
I 209642	Taking Order
H 637874	Sundry Document (Easement 03 ²)
I 209641	Sundry Document (Easement 04 ³)
H 637866	Sundry Document (Easement 05 ⁴)
I 761158	Sundry Document (Easement 06 ⁵)
I 761280	Sundry Document (Easement 7 ⁶)
I 761281	Sundry Document (Easement 8 ⁷)

² As per MapInfo ID number in the Gnulli (WAD 6161/1998) MapInfo project.

³ As per MapInfo ID number in the Gnulli (WAD 6161/1998) MapInfo project.

⁴ As per MapInfo ID number in the Gnulli (WAD 6161/1998) MapInfo project.

⁵ As per MapInfo ID number in the Gnulli (WAD 6161/1998) MapInfo project.

⁶ As per MapInfo ID number in the Gnulli (WAD 6161/1998) MapInfo project.

⁷ As per MapInfo ID number in the Gnulli (WAD 6161/1998) MapInfo project.



5. ACCESS TO MINING AND PETROLEUM AREAS

- (a) Without limiting the operation of any other clause in Schedule Four, but subject to cl 5(b) below, any rights of the holders from time to time of a mining tenement or petroleum title, including those referred to in cl 3 and cl 4 of Schedule Four, 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 cl 5(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 cl 5(a).
- (c) Nothing in this Schedule Four will limit the rights of the holders from time to time of mining tenements or petroleum titles, including those referred to in cl 3 and cl 4 of Schedule Four, 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.

6. 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; and
 - (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;
- (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) any other 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.