

FEDERAL COURT OF AUSTRALIA

Mooney on behalf of the Yuwibara People and State of Queensland [2020] FCA

170

File number: QUD 12 of 2019

Judge: **ROBERTSON J**

Date of judgment: 25 February 2020

Catchwords: **NATIVE TITLE** – consent determination – where the Court is satisfied that an order consistent with the terms of the agreement reached for the purposes of s 87 of the *Native Title Act 1993* (Cth) is within the power of the Court – where the Court is satisfied that it is appropriate to make the order sought – **Held:** native title determination made without a hearing

Legislation: *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (Cth) s 29-5
Native Title Act 1993 (Cth) ss 55, 56, 61, 66, 87, 94A, 223(1), 225
Native Title (Prescribed Body Corporate) Regulations 1999 (Cth) r 4

Cases cited: *Lovett v Victoria* [2007] FCA 47
Munn v Queensland [2001] FCA 1229; 115 FCR 109
Nagkiriny v Western Australia [2002] FCA 660; 117 FCR 6
Ward v Western Australia [2006] FCA 1848

Date of hearing: 25 February 2020

Registry: Queensland

Division: General Division

National Practice Area: Native Title

Category: Catchwords

Number of paragraphs: 40

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Ms M Stinton of Crown Solicitor

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Commonwealth of Australia:

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Sharon Ladley and Gary
McDermott:

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ORDERS

QUD 12 of 2019

BETWEEN: **GARY THEODORE MOONEY, JENIFER OLIVE DARR AND
MELANIE ROSEVEEN KEMP ON BEHALF OF THE
YUWIBARA PEOPLE**
Applicant

AND: **STATE OF QUEENSLAND**
First Respondent

COMMONWEALTH OF AUSTRALIA
Second Respondent

MACKAY REGIONAL COUNCIL (and others named in the
Schedule)
Third Respondent

JUDGE: **ROBERTSON J**

DATE OF ORDER: **25 FEBRUARY 2020**

BEING SATISFIED that an order in the terms set out below is within the power of the Court, and it appearing appropriate to the Court to do so, pursuant to s 87 of the *Native Title Act 1993* (Cth)

BY CONSENT THE COURT ORDERS THAT:

1. There be a determination of native title in the terms set out below (the determination).
2. The determination of native title for the following parcels will take effect upon the agreement referred to in paragraph 1 of Schedule 2 being registered on the Register of Indigenous Land Use Agreements:
 - (a) Lot 132 on USL44444;
 - (b) Lot 71 on USL37679;
 - (c) That part of Lot 1 on AP22276 described as Permit to Occupy No.0/218998 over Lot 1 on AP10082;
 - (d) Lot 2 on AP22022;
 - (e) Lot 70 on SP150994;
 - (f) Lot 12 on SP150994;

- (g) That part of Lot 83 on USL39222 described as Permit to Occupy No. 0/209736 over Lot 1 on AP2024;
 - (h) That part of Lot 502 on SP112980 excluding the area formerly described as Lot 502 on CI3595; and
 - (i) That part of Lot 291 on C124552 which is described in Part 3 of Schedule 4.
3. In the event that the agreement referred to in paragraph 1 of Schedule 2 is not registered on the Register of Indigenous Land Use Agreements within twelve (12) months of the date of this order the matter be listed for further directions.
4. Each party to the proceedings is to bear its own costs.

BY CONSENT THE COURT DETERMINES THAT:

5. The determination area is the land and waters described in Schedule 4 and depicted in the map attached to Schedule 6 to the extent those areas are within the External Boundary and not otherwise excluded by the terms of Schedule 5 (the Determination Area). To the extent of any inconsistency between the written description and the map, the written description prevails.
6. Native title exists in the Determination Area.
7. The native title is held by the Yuwibara People described in Schedule 1 (the Native Title Holders).
8. Subject to orders 12, 13 and 14 below the nature and extent of the native title rights and interests in relation to the land and waters described in Part 1 of Schedule 4 are:
- (a) other than in relation to Water, the right to possession, occupation, use and enjoyment of the area to the exclusion of all others; and
 - (b) in relation to Water, the non-exclusive rights to:
 - (i) hunt, fish and gather from the Water of the area;
 - (ii) take the Natural Resources of the Water in the area; and
 - (iii) take the Water of the area, for personal, domestic and non-commercial communal purposes.
9. Subject to orders 12, 13 and 14 below the nature and extent of the native title rights and interests in relation to the land and waters described in Part 2 of Schedule 4 are the non-exclusive rights to:
- (a) access, be present on, move about on and travel over the area;

- (b) remain and camp on the area, and for those purposes erect shelters and other structures that are not permanent in nature;
 - (c) hunt, fish and gather on the land and waters of the area;
 - (d) take the Natural Resources from the land and waters of the area;
 - (e) take the Water of the area for personal, domestic and non-commercial communal purposes;
 - (f) conduct ceremonies on the area;
 - (g) be buried and bury Native Title Holders within the area;
 - (h) maintain places of importance and areas of significance to the Native Title Holders under their traditional laws and customs and protect those places and areas from physical harm;
 - (i) teach on the area the physical and spiritual attributes of the area;
 - (j) hold meetings on the area; and
 - (k) light fires on the area for domestic purposes including cooking, but not for the purpose of hunting or clearing vegetation.
10. Subject to orders 12, 13 and 14 below the nature and extent of the native title rights and interests in relation to the land and waters described in Part 3 of Schedule 4 are:
- (a) for any part of a parcel that is located on the landward side of the High Water Mark:
 - (i) other than in relation to Water, the right to possession, occupation, use and enjoyment of the area to the exclusion of all others; and
 - (ii) in relation to Water, the non-exclusive rights to:
 - (A) hunt, fish and gather from the Water of the area;
 - (B) take the Natural Resources of the Water in the area; and
 - (C) take the Water of the area, for personal, domestic and non-commercial communal purposes; and
 - (b) for any part of a parcel that is located on the seaward side of the High Water Mark, the rights and interests described in order 9 above.
11. Subject to orders 12, 13 and 14 below the nature and extent of the native title rights and interests in relation to the land and waters described in Part 4 of Schedule 4 are the non-exclusive rights to:

- (a) access, be present on, move about on and travel over the area;
 - (b) hunt, fish and gather on the area;
 - (c) take seawater of the area for personal, domestic and non-commercial communal purposes; and
 - (d) teach on the area the physical and spiritual attributes of the area.
12. The native title rights and interests are subject to and exercisable in accordance with:
- (a) the Laws of the State and the Commonwealth; and
 - (b) the traditional laws acknowledged and traditional customs observed by the Native Title Holders.
13. The native title rights and interests referred to in orders 8(b), 9, 10(a)(ii), 10(b) and 11 do not confer possession, occupation, use or enjoyment to the exclusion of all others.
14. There are no native title rights in or in relation to minerals as defined by the *Mineral Resources Act 1989* (Qld) and petroleum as defined by the *Petroleum Act 1923* (Qld) and the *Petroleum and Gas (Production and Safety) Act 2004* (Qld).
15. The nature and extent of any other interests in relation to the Determination Area (or respective parts thereof) are set out in Schedule 2.
16. The relationship between the native title rights and interests described in orders 8, 9, 10 and 11 and the other interests described in Schedule 2 (the Other Interests) is that:
- (a) the Other Interests continue to have effect, and the rights conferred by or held under the Other Interests may be exercised notwithstanding the existence of the native title rights and interests;
 - (b) to the extent the Other Interests are inconsistent with the continued existence, enjoyment or exercise of the native title rights and interests in relation to the land and waters of the Determination Area, the native title continues to exist in its entirety but the native title rights and interests have no effect in relation to the Other Interests to the extent of the inconsistency for so long as the Other Interests exist; and
 - (c) the Other Interests and any activity that is required or permitted by or under, and done in accordance with, the Other Interests, or any activity that is associated with or incidental to such an activity, prevail over the native title rights and interests and any exercise of the native title rights and interests but will not extinguish them except in relation to acts that consist of the construction

or establishment of a public work, done after this determination where s 24JA of the *Native Title Act 1993* (Cth) applies.

DEFINITIONS AND INTERPRETATION

17. In this determination, unless the contrary intention appears:

“External Boundary” means the area described in Schedule 3;

“High Water Mark” has the meaning given in the *Land Act 1994* (Qld);

“land” and “waters”, respectively, have the same meanings as in the *Native Title Act 1993* (Cth);

“Laws of the State and the Commonwealth” means the common law and the laws of the State of Queensland and the Commonwealth of Australia, and includes legislation, regulations, statutory instruments, local planning instruments and local laws;

“Local Government Act” has the meaning given in the *Local Government Act 2009* (Qld);

“Local Government Area” has the meaning given in the *Local Government Act 2009* (Qld);

“Low Water Mark” has the meaning given in the *Land Act 1994* (Qld);

“Natural Resources” means:

- (a) any animal, plant, fish and bird life found on or in the lands and waters of the Determination Area; and
- (b) any clays, soil, sand, gravel or rock found on or below the surface of the Determination Area,

that have traditionally been taken and used by the Native Title Holders, but does not include:

- (a) animals that are the private personal property of another;
- (b) crops that are the private personal property of another; and
- (c) minerals as defined in the *Mineral Resources Act 1989* (Qld); or
- (d) petroleum as defined in the *Petroleum Act 1923* (Qld) and the *Petroleum and Gas (Production and Safety) Act 2004* (Qld);

“Reserve” means a reserve dedicated or taken to be a reserve under the *Land Act 1994* (Qld);

“Water” means:

- (e) water which flows, whether permanently or intermittently, within a river, creek or stream;
- (f) any natural collection of water, whether permanent or intermittent; and
- (g) tidal water.

“Works” has the same meaning as in the *Electricity Act 1994* (Qld).

Other words and expressions used in this determination have the same meanings as they have in Part 15 of the *Native Title Act 1993* (Cth).

THE COURT DETERMINES THAT:

18. The native title is held in trust.
19. The Yuwi Aboriginal Corporation (ICN: 8608), incorporated under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (Cth), is to:
 - (a) be the prescribed body corporate for the purpose of ss 56(2)(b) and 56(3) of the *Native Title Act 1993* (Cth); and
 - (b) perform the functions mentioned in s 57(1) of the *Native Title Act 1993* (Cth) after becoming a registered native title body corporate.

LIST OF SCHEDULES

Schedule 1 – Native Title Holders

Schedule 2 – Other Interests in the Determination Area

Schedule 3 – External Boundary

Schedule 4 – Description of Determination Area

Schedule 5 – Areas Not Forming Part of the Determination Area

Schedule 6 – Map of Determination Area

Schedule 1 – Native Title Holders

1. The Native Title Holders are the Yuwibara People. The Yuwibara People are the bloodline descendants of one or more of the following people:
 - (a) Peter Nolan;
 - (b) Jane Morris, mother of Peter Smith and Frank Morris;
 - (c) Molly, mother of Bill Bargo (aka Bill Tonga) and Annie Bargo (aka Annie Tonga);
 - (d) Johanna Hazeldean;
 - (e) Mungo, King of Hamilton, father of Spoonbill;
 - (f) Jerry McDonald; or
 - (g) Janie (McDonald).

Schedule 2 – Other Interests in the Determination Area

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

1. The rights and interests of the parties to the Yuwibara People Interim Indigenous Land Use Agreement between Melanie Roseveen Kemp on her own behalf and on behalf of the Yuwibara People, Yuwi Aboriginal Corporation ICN 8608, Matthew McDonnell, Jennifer Van Der Starre, Irene Adams, Hayley Mann, Madeline Jones, Bernard Tonga and Pamela Young, the State of Queensland, Norman George Ladley and Sharon Lillian Ladley, Gary Andrew McDermott and Mackay Regional Council, authorised by the native title claim group on 14 December 2019 (the Yuwibara People Interim Indigenous Land Use Agreement);
2. 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 telecommunication facilities; and
 - (iii) 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 telecommunication facilities in and in the vicinity of the Determination Area in the performance of their duties; and
 - (d) under any lease, licence, permit, access agreement or easement relating to its telecommunications facilities in the Determination Area, including in relation to:
 - (i) Lot 4 on SP278050;
 - (ii) Lot 377 on CI3437;
 - (iii) Lot 1 on M30416; and

- (iv) Lot 150 on NPW854.
3. The rights and interests of Ergon Energy Corporation ACN 087 646 062:
- (a) as the owner and operator of any Works (as that term is defined in the *Electricity Act 1994* (Qld)) within the Determination Area;
 - (b) as an electricity entity under the *Electricity Act 1994* (Qld), including but not limited to:
 - (i) as the holder of a distribution authority;
 - (ii) to inspect, maintain and manage any Works in the Determination Area; and
 - (iii) in relation to any agreement or consent relating to the Determination Area existing or entered into before the date these orders are made; and
 - (c) to enter the Determination Area by its employees, agents or contractors to exercise any of the rights and interests referred to in this paragraph.
4. The rights and interests of North Queensland Bulk Ports Corporation ABN 36 136 880 218:
- (a) as trustee of the following reserves located within the Determination Area:
 - (i) Reserve 483 for Harbour Board purposes over Lot 5 on Plan CP886045, Lot 13 on Plan SP115931, Lot 23 on Plan SP123751, Lot 39 on Plan SP115932, Lot 70 on Plan SP123751 and that part of Lot 12 on Plan SP287967 which is located within the Determination Area;
 - (ii) Reserve 778 for Park and Recreation Purposes over Lot 373 on Plan CI2729; and
 - (iii) Reserve 873 for Harbour Board Purposes over Lot 583 on Plan CI3457;
 - (b) as the holder of the following perpetual leases (where those leases fall within the Determination Area):
 - (i) Perpetual lease 0/215031 over Lot 126 on SP123776;
 - (ii) Perpetual lease 0/214944 over Lot 130 on SP105841 and Lot 134 on SP185573;
 - (iii) Perpetual lease 0/230187 over Lot 135 on SP185580;
 - (iv) Perpetual lease 0/214948 over Lot 143 on SP121683;
 - (v) Perpetual lease 0/212986 over Lot 63 on SP143358;

- (vi) Perpetual lease 0/214947 over Lot 95 on SP231132;
 - (vii) Perpetual lease 0/234064 over Lot 96 on SP231132; and
 - (viii) Perpetual lease 0/236567 over Lot 1 on SP256335;
 - (c) as the holder of Permit to Occupy 233949 over Lot C on AP19508; and
 - (d) as the holder of Sales Permit 20090852 over Lot 12 on SP287967 (for that part of the Sales Permit which is within the Determination Area);
5. The rights and interests of Aurizon Network Pty Ltd (ACN 132 181 116), Aurizon Operations Limited (ACN 124 649 967) and Aurizon Property Pty Ltd (ACN 145 991 724):
- (a) in relation to rail transport infrastructure under the *Transport Infrastructure Act 1994* (Qld); and
 - (b) under any lease, licence, easement, permit or agreement within the Determination Area.
6. The rights and interests of the holder of the following easements:
- (a) Easement in gross number 702742869 burdening the land over Easement C on Survey Plan 101148 on Lot 4 on Registered Plan 724921;
 - (b) Easement number 700851350 burdening the land to Lot 32 on Registered Plan 882366 over Easement A on Registered Plan 882366 on Lot 133 on Survey Plan 256544;
 - (c) Easement number 702503304 benefiting the land over Easement B on Survey Plan 101146 on Lot 4 on Registered Plan 724921;
 - (d) Easement in gross number 601097520 burdening the land over Easement A on Registered Plan 727037 on Lot 131 on Survey Plan 136318;
 - (e) Easement in gross number 702734108 burdening the land over Easement B on Survey Plan 112757 on Lot 16 on Survey Plan 195520;
 - (f) Easement in gross number 601408672 burdening the land over Easement A on Registered Plan 806568 on Lot 60 on Survey Plan 185551 and Lot 61 on Survey Plan 185551;
 - (g) Easement in gross number 601422923 burdening the land over Easement A on Registered Plan 813203 on Lot 3 on Survey Plan 255612;

- (h) Easement number 719011846 burdening the land to Lot 3 on Survey Plan 117891 over Easement C on Survey Plan 129630 on Lot 20 on Survey Plan 129630;
 - (i) Easement number 719057950 burdening the land to Lot 3 on Survey Plan 117891 over Easement B on Survey Plan 129630 on Lot 19 on Survey Plan 129630;
 - (j) Easement number 719266879 burdening the land to Lot 3 on Survey Plan 117891 over Easement A on Survey Plan 177555 on Lot 21 on Survey Plan 244906; and
 - (k) Easement number 719266881 burdening the land to Lot 3 on Survey Plan 117891 over Easement D on Survey Plan 136155 on Lot 21 on Survey Plan 244906.
7. The rights and interests of Mackay Regional Council (Council):
- (a) under its local government jurisdiction and functions under the *Local Government Act 2009* (Qld), under the *Stock Route Management Act 2002* (Qld) and under any other legislation, for that part of the Determination Area within the area declared to be the Council's local government area;
 - (b) as the:
 - (i) lessor under any leases which were validly entered into before the date on which these orders are made and whether separately particularised in these orders or not;
 - (ii) grantor of any licences or other rights and interests which were validly granted before the date on which these orders were made and whether separately particularised in these orders or not;
 - (iii) holder of any estate or interest in land, and as trustee of any Reserves, that exist in the Determination Area, including as trustee of:
 1. Lot 11 on SP214686;
 2. Lot 564 on SP288934;
 3. Lot 101 on SP178465;
 4. Lot 5 on SP288929;
 5. Lot 199 on CI838605; and

6. that part of Lot 581 on SP116066 known as Queens Park which is not included in Schedule 5;
- (c) as the owner and operator of infrastructure, and those facilities and other improvements located in the Determination Area validly constructed or established on or before the date on which these orders are made, including but not limited to:
 - (i) dedicated roads operated by Council;
 - (ii) gravel pits operated by Council;
 - (iii) undedicated but constructed roads except for those not operated by Council;
 - (iv) water pipelines, water supply infrastructure, levees and flood mitigation infrastructure;
 - (v) drainage facilities;
 - (vi) cemetery and cemetery-related facilities; and
 - (vii) camping and holiday park facilities.
- (d) to enter the land for the purposes described in paragraphs 7(a), 7(b) or 7(c) above by its employees, agents or contractors to:
 - (i) exercise any of the rights and interests referred to in this paragraph 7;
 - (ii) inspect, maintain and repair the infrastructure, facilities and other improvements referred to in paragraph 7(c) above; and
 - (iii) undertake operational activities in its capacity as a local government such as feral animal control, weed control, erosion control, waste management and fire management.
8. The rights and interests of the Great Barrier Reef Marine Park Authority and any other person existing by reason of the force of operation of:
 - (a) the *Great Barrier Reef Marine Park Act 1975* (Cth);
 - (b) the *Great Barrier Reef Marine Park Regulations 2019* (Cth);
 - (c) the *Great Barrier Reef Marine Park (Declaration of Amalgamated Marine Park Area) Proclamation 2004* (Cth); and
 - (d) the *Great Barrier Reef Marine Park Zoning Plan 2003* (Cth).

9. The rights and interests of the Australian Maritime Safety Authority as the owner, manager or operator of aids to navigation pursuant to section 190 of the *Navigation Act 2012* (Cth), and in performing the functions of the Authority under section 6(1) of the *Australian Maritime Safety Authority Act 1990* (Cth) including to be a national marine safety regulator, to combat pollution in the marine environment and to provide a search and rescue service.
10. The rights and interests of the State of Queensland and the Mackay Regional Council to access, use, operate, maintain and control the dedicated roads in the Determination Area and the rights and interests of members of the public to use and access the roads.
11. The rights and interests of the State of Queensland in Reserves, the rights and interests of the trustees of those Reserves and the rights and interests of the persons entitled to access and use those Reserves for the respective purpose for which they are reserved, including the rights and interests of the holders of permits issued by the trustees of the Reserves.
12. The rights and interests of the State of Queensland or any other person existing by reason of the force and operation of the laws of the State of Queensland, including those existing by reason of the following legislation or any regulation, statutory instrument, declaration, plan, authority, permit, lease or licence made, granted, issued or entered into under that legislation:
 - (a) the *Fisheries Act 1994* (Qld);
 - (b) *Land Act 1994* (Qld), including:
 - (i) permit to occupy for storage purposes No.240918 over Lot 1 on AP15951 held by Glenn Alfred Breadsell; and
 - (c) the *Coastal Protection and Management Act 1995* (Qld);
13. The rights and interests of members of the public arising under the common law, including but not limited to the following:
 - (a) any subsisting public right to fish; and
 - (b) the public right to navigate.
14. Any other rights and interests:
 - (a) held by the State of Queensland or Commonwealth of Australia; or
 - (b) existing by reason of the force and operation of the Laws of the State and the Commonwealth.

Schedule 3 – External Boundary

The area of land and waters:

Commencing at a point on the western boundary of Lot 658 on FTY1807 at Latitude 20.739848° South and extending generally north easterly, generally easterly and south easterly through the following coordinate points.

Longitude° East	Latitude° South
148.469107	20.727484
148.500280	20.685377
148.566096	20.695592
148.588086	20.691851
148.605308	20.689118
148.640831	20.683507
148.680966	20.676889
148.700803	20.673005
148.729406	20.672717
148.809985	20.671566
148.836134	20.671462
149.564192	21.229802

Then southerly to a point on the North Queensland Region RATSIB boundary at Longitude 149.571218° East; then westerly along that RATSIB boundary to the southeast corner of Lot 1 on RA4204, also being a corner on the southern boundary of the Mackay Regional Council; then westerly and generally south westerly along that Local Government boundary to its intersection with a line joining Longitude 149.251814° East, Latitude 21.751646° South and Longitude 149.226844° East, Latitude 21.725872° South, being a point on the eastern boundary of native title determination QUD380/2008 Barada Barna People (QCD2016/007); then generally north westerly passing through the following coordinate points.

Longitude° East	Latitude° South
149.226844	21.725872
149.199591	21.690654

Then north westerly along a line towards Longitude 149.192322° East, Latitude 21.676977° South until its intersection with the south western boundary of the northern severance of Lot 6 on AP19344; then generally northerly along the western boundaries of that lot, Lot 4 on AP19344, Lot 179 on AP19344, Lot 144 on CI3617, southern boundaries of Lot 149 on SP129956 and Lot 10 on SP253071, western boundaries of Lot 5 on AP19344 to the southeast corner of Lot 46 on AP19344; then north easterly to a corner on the eastern boundary of Lot 5

on AP19344 at Latitude 21.613510° South; then generally north easterly, generally south westerly and generally northerly along the eastern boundary of that lot, eastern boundaries of an unnamed road, again Lot 5 on AP19344 to southern boundary of Lot 63 on CI662; then westerly and northerly along southern and western boundaries of that lot and western boundary of Lot 1 on SP230465 to a corner at Latitude 21.501134° South; then generally northerly passing through the following coordinate points.

Longitude° East	Latitude° South
149.213204	21.490894
149.216249	21.476007

Then north westerly to the northwest corner of Lot 1 on RP812168; then again north westerly to the southernmost corner of Lot 4 on RP727915; then generally north westerly along the southern boundaries of that lot and Lots 3 and 2 on RP727915 to its southwest corner; then north westerly to a corner on the southern boundary of Lot 6 on RP736971 at Longitude 149.195144° East; then south westerly along that boundary to a corner at Longitude 149.193910° East; then generally southerly and generally westerly passing through the following coordinate points.

Longitude° East	Latitude° South
149.188730	21.468991
149.191615	21.475342
149.190704	21.478773
149.187143	21.478640

Then south westerly to the western boundary of Lot 33 on CI205 at Latitude 21.482076° South; then again south westerly to the eastern boundary of Lot 1 on RP705809 at Latitude 21.483572° South; then southerly, generally northerly and generally south westerly passing through the following coordinate points.

Longitude° East	Latitude° South
149.169338	21.491276
149.164272	21.486113
149.167114	21.477191
149.162835	21.469620
149.162051	21.468146
149.159054	21.472052
149.155011	21.468856
149.151802	21.472154
149.153686	21.477116

Then south westerly to the northeast corner of Lot 2 on CI2717; then southerly along the eastern boundary of that lot to its southeast corner; then south easterly, generally south westerly and generally north westerly passing through the following points.

Longitude° East	Latitude° South
149.146467	21.498099
149.143199	21.501244
149.128716	21.502734
149.121727	21.496904

Then north westerly to southernmost corner of Lot 1 on SP190057 at approx. Longitude 149.114991° East; then generally easterly along that lot boundary to its south-easternmost corner; then north easterly to the eastern boundary of Lot 4 on SP224851 at Latitude 21.481968° South; then northerly along that lot boundary to its north-eastern corner; then north easterly to the south-easternmost corner of Lot 5 on SP125131; then northerly and generally westerly along the eastern and northern boundaries of that lot to its northernmost corner; then northerly along the western boundary of Lot 3 on RP867599 to the southeast corner of Lot 11 on RP864686; then north westerly to the southwest corner of Lot 7 on SP183085; then generally north westerly passing through Longitude 149.109134° East, Latitude 21.442535° South to the southeast corner of Lot 61 on CI1552; then generally northerly along the eastern boundaries of that lot to the northwest corner of Lot 3 on RP704527; then generally easterly along northern boundaries of that lot to its north-easternmost corner; then easterly to the north eastern corner of the north-eastern severance of Lot 1503 on C124405; then north easterly to a point on the eastern boundary of Lot 56 on CI158 at Latitude 21.420982° South; then north easterly, north westerly and south westerly passing through the following coordinate points.

Longitude° East	Latitude° South
149.137862	21.414625
149.132601	21.411306
149.129143	21.413818

Then westerly to the easternmost corner of Lot 4 on USL37724; then generally westerly and generally northerly along northern and eastern boundaries of that lot and eastern boundary of Lot 42 on C124709 to its northeast corner; then north westerly to the northwest corner of Lot 2 on RP732723; then north westerly to a point on the western boundary of Lot 2 on SP262645 at Latitude 21.367554° South (being the northwest corner of former Lot 15 on C124583); then north westerly to a corner on the north eastern boundary of Lot 11 on SP238587 at Latitude 21.363975° South; then north easterly and northerly along boundaries of that lot to the

northwest corner of Lot 5 on SP170230; then north westerly to the southwest corner of the western severance of Lot 1299 on C124301; then north easterly and generally north westerly along eastern and northern boundaries of Lot 579 on OL257 to its northwest corner; then westerly and southerly passing through Longitude 149.015769° East, Latitude 21.339859° South to the southeast corner of Lot 1 on RP703977; then southerly, westerly, generally northerly and generally westerly along the northern boundaries of Lot 1 on AP19318 to the eastern boundary of Lot 696 on OL264; then generally northerly, generally westerly, generally southerly and westerly along the boundaries of that lot, northern and western boundaries of Lot 20 on CI86 and again northern boundaries of Lot 696 on OL264 to the southwest corner of Lot 1080 on C124334; then northerly to the northeast corner of Lot 69 on C124594; then northerly to the northwest corner of Lot 1020 on C124171; then northeast to the north-easternmost corner of Lot 1 on AP19311; then westerly, southerly and westerly along the northern boundaries of that lot to Longitude 148.950698° East; then southerly to the northeast corner of Lot 746 on C12471; then generally southerly along the eastern boundary of that lot, western boundaries of Lot 696 on OL264, Lot 1 on AP19313, again Lot 696 on OL264 and Lot 866 on FTY1946 to Latitude 21.329561° South; then westerly to the southeast corner of Lot 5 on RP732435; then again westerly along the southern boundaries of that lot and Lot 6 on RP732435 to a point at Longitude 148.934051° East; then generally northerly passing through Longitude 148.930490° East, Latitude 21.319710° South to the southwest corner of Lot 40 on CI3257; then northerly to the southwest corner of Lot 30 on CI3790; then northerly, generally westerly, generally northerly, generally westerly and generally southerly along the northern and eastern boundaries of Lot 1 on AP19319 to a south eastern corner of Lot 2 on SP256762 at approx. Longitude 148.910518° East; then generally south westerly and generally northerly passing through the following coordinate points.

Longitude° East	Latitude° South
148.909288	21.294718
148.904896	21.300848
148.895022	21.305465
148.885731	21.301883
148.889226	21.296753
148.887290	21.287698
148.881698	21.279832
148.887919	21.258834

Then north westerly to the north-western corner of Lot 105 on CI4024 (also being a north-eastern corner of Lot 1 on AP19319); then westerly, generally southerly, generally westerly

and generally southerly along the northern boundaries of Lot 1 on AP19319, western boundaries of Lot 956 on FTY1941, eastern boundaries of the eastern severance of Lot 29 on C124749, again western boundaries of Lot 956 on FTY1941 and again Lot 1 on AP19319 to Longitude 148.840703° East; then south westerly to northernmost corner of the southern severance of Lot 2 on RP736949; then generally south easterly and generally south westerly along the western bank of Black Waterhole Creek and northern bank of Blacks Creek to the north-easternmost corner of Lot 6 on CI646; then generally westerly along the northern boundary of that lot to Longitude 148.812247° East; then generally north westerly passing through Longitude 148.812271° East, Latitude 21.301876° South to the southwest corner of Lot 143 on CI387; then northerly, generally westerly and generally north westerly along the northeast boundary of Lot 431 on FTY1830 to the northwest corner of Lot 42 on CI444; then north westerly to the southernmost corner of Lot 47 on CI27; then generally north westerly again along the northern boundary of Lot 431 on FTY1830 to the eastern corner of Lot 1 on CP886932; then generally north westerly along the northern boundaries of that lot and onwards to a corner on the eastern boundary of Lot 30 on CP908406 at Latitude 21.183259° South; then northerly to the southernmost corner of Lot 3 on SP282350; then generally north westerly along the southern boundary of that lot and Lot 185 on CI1197 to Lot 2 on CP899741; then generally northerly and generally westerly along the northern boundaries of that lot to a north western corner at Latitude 21.172894° South; then south westerly to an eastern corner of Lot 31 on NPW947 at Longitude 148.596592° East, Latitude 21.175466° South; then generally westerly along the southern boundary of that lot to an unnamed road; then generally westerly along the northern boundaries of that road to the northernmost corner of Lot 3 on RP886942; then generally north westerly passing through Longitude 148.502224° East, Latitude 21.157523° South to the eastern boundary of Eungella Dam Road at Latitude 21.157506° South; then generally north easterly and generally north westerly along eastern and northern boundaries of that road to Lot 2 on SP305817 (Former Lot 2 on HLN149); then easterly and generally northerly along the western boundaries of Lot 31 on NPW947 to the southern boundary of the Mackay-Eungella Road reserve; then north easterly to the southern-most corner of Lot 2 on E57210; then generally north easterly along the western boundaries of the Mackay-Eungella Road reserve to again a western boundary of Lot 31 on NPW947 at Latitude 21.131235°; then generally northerly along the boundaries of that lot to Latitude 21.128111° South; then northerly to the southernmost corner of Lot 88 on HLN129; then north westerly along the southern boundary of that lot and Lot 68 on HLN135 and onwards to a corner on the eastern boundary of Lot 6 on RP801507 at Latitude 21.126400° South; then generally north

westerly along the southern boundary of Cummings Street and Schumanns Road (southern severance) to the northernmost corner of Lot 12 on RP898369; then generally north westerly, north easterly and generally south easterly along the boundaries of a severance of Lot 31 on NPW947, Lots 1 and 2 on RP849125 and the northern severance of Lot 68 on HLN135 to again Lot 31 on NPW947; then generally north easterly, generally easterly and generally northerly along northern and western boundaries of Lot 31 on NPW947 to the northernmost corner of Lot 3 on RP741375; then generally northerly along eastern boundaries of Dalrymple Road and an unnamed road (east of Lot 1 on RP741375) to the westernmost corner of Lot 71 on CI920; then south easterly and generally north easterly along the boundaries of Lot 31 on NPW947 to the southern boundary of former Lot 573 on FTY507 at Latitude 21.024989° South; then generally north easterly, southerly, easterly, generally northerly, generally north westerly, westerly, northerly and generally north westerly along eastern boundaries of that former lot, identified by a line passing through the following coordinate points.

Longitude° East	Latitude° South
148.598671	21.025035
148.597330	21.021536
148.596876	21.020015
148.596763	21.018081
148.597089	21.016494
148.597889	21.015489
148.599851	21.014885
148.605062	21.014830
148.608280	21.014695
148.609832	21.014525
148.611491	21.013883
148.613143	21.012694
148.621460	21.004298
148.622397	21.003820
148.623395	21.003655
148.624201	21.003855
148.625019	21.004943
148.625586	21.006111
148.625933	21.007515
148.625952	21.009261
148.625909	21.012810
148.625738	21.016046
148.626242	21.017569
148.626591	21.018813
148.626606	21.020219
148.626312	21.022331
148.626515	21.023805
148.627286	21.024290
148.628074	21.024459

148.629190	21.024194
148.631870	21.024210
148.636102	21.024714
148.637057	21.024776
148.637446	21.024421
148.637504	21.022891
148.637385	21.022190
148.636989	21.020261
148.636730	21.017082
148.637948	21.013854
148.639051	21.011964
148.641737	21.009583
148.642553	21.009013
148.643049	21.008182
148.642703	21.007237
148.641686	21.006613
148.641115	21.005775
148.640990	21.004547
148.641307	21.002821
148.642246	21.000590
148.642079	20.998463
148.641586	20.994583
148.641575	20.993599
148.641787	20.992430
148.642340	20.991310
148.642352	20.989795
148.642085	20.988551
148.641950	20.986536
148.641543	20.985664
148.640878	20.985056
148.640090	20.982614
148.637871	20.973985
148.636300	20.968199
148.636416	20.964957
148.637401	20.961258
148.638345	20.958933
148.640931	20.956419
148.641329	20.955222
148.641010	20.953541
148.639727	20.952151
148.637739	20.951294
148.635422	20.950965
148.633879	20.949926

Then north westerly to the southern boundary of Lot 658 on FTY1807 at Longitude 148.632824° East; then generally northerly along the southern and western boundaries of that lot to a point at Latitude 20.787390° South; then south westerly to Longitude 148.475052° East, Latitude 20.791251° South and onwards to a point on the Burdekin River catchment area at Latitude 20.791494° South; then generally northerly along that catchment boundary to its intersection with the western boundary of Lot 658 on FTY1807 at Latitude 20.754210° South;

then generally north westerly along the western boundary of that lot back to the commencement point.

- This external boundary specifically excludes all land and waters subject to: Determination of native title QUD380/2008 Barada Barna People (QCD2016/007) as determined by the Federal Court on 29 June 2016; and
- Determination of native title QUD372/2006 Widi People of the Nebo Estate #1 (QCD2019/004) as determined by the Federal Court on 31 July 2019.

Note

Data Reference and source

- Application boundary compiled by National Native Title Tribunal based on information or instructions provided by the applicants.
- Local Government Authorities data sourced from Department of Natural Resources, Mines and Energy, Qld (August 2019).
- RATSIB data compiled by NNTT based on reference material sourced from FaHCSIA 2016.
- Cadastre data sourced from of Natural Resources and Mines, Qld (August 2019).
- Rivers/Creeks based on cadastre, otherwise topographic 1:250K vector data © Commonwealth of Australia (Geoscience Australia) 2003.
- Drainage Sub-Basin data supplied by Department of Natural Resources and Mines, (February 2009).

Reference datum

Geographical coordinates have been provided by the NNTT Geospatial Services and are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees and are based on the spatial reference data acquired from the various custodians at the time.

Use of Coordinates

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

Prepared by Geospatial Services, National Native Title Tribunal (15 November 2019).

Schedule 4 – Description of Determination Area

The determination area comprises all of the land and waters described in Parts 1, 2, 3 and 4 immediately below, and depicted in the maps in Schedule 6, to the extent those areas are within the External Boundary and not otherwise excluded by the terms of Schedule 5.

Part 1 – Exclusive Areas

All of the land and waters described in the following table and depicted in dark blue on the determination map contained in Schedule 6:

Area description (at the time of the determination)	Determination Map Sheet Reference	Note
Lot 1 on Plan AP5552	35	
Lot 1 on Plan AP7903	17	*
Lot 1 on Plan AP7927	96	
Lot 1 on Plan AP7930	11	
Lot 1 on Plan AP10090	11	
Lot 1 on Plan AP14096	11	
Lot 1 on Plan AP14110	11	
Lot 1 on Plan AP14121	53	*
Lot 1 on Plan AP14130	46	
Lot 126 on Plan AP14130	46	
Lot 1 on Plan AP14131	12	
Lot 2 on Plan AP14131	12	
Lot 1 on Plan AP14157	104	
Lot 90 on Plan AP14162	97	
Lot 233 on Plan AP14163	106	
Lot 3 on Plan AP14167	97	
Lot 1 on Plan AP14176	68	
Lot 10 on Plan AP15546	77	
Lot 1 on Plan AP15590	33	
Lot 2 on Plan AP15590	33	
Lot 3 on Plan AP15619	63	
Lot 1 on Plan AP15953	77	
Lot 2 on Plan AP15954	43	
Lot 209 on Plan AP17158	10	
Lot 1 on Plan AP17236	96	
Lot 2 on Plan AP17236	96	
Lot 3 on Plan AP17236	96	
Lot 146 on Plan AP17237	104	
Lot 133 on Plan AP17238	67	*
Lot 1 on Plan AP17448	86	
Lot 76 on Plan AP17492	17	
That part of Lot 51 on Plan AP19384 formerly described as Lot 51 on Plan USL33754 and Lot 5 on Plan USL33755	16 and 18	
Lot 1 on Plan AP19476	17	
Lot 1 on Plan AP19501	10	

Lot 2 on Plan AP19501	10	
Lot 3 on Plan AP19501	10	
Lot 4 on Plan AP19501	10	
That part of Lot 1 on AP19542 excluding the area formerly described as Lot 1 on Plan PER6597	100	
Lot 1 on Plan AP20281	53	
Lot 2 on Plan AP20282	53	
Lot 1 on Plan AP21076	82	
Lot 2 on Plan AP22022	11	**
Lot 1 on Plan AP22281	68	
Lot 1 on Plan AP22283	110	
Lot 2 on Plan AP22283	110	
Lot 1 on Plan AP22286	99	
Lot 2 on Plan AP22286	99	
Lot 1 on Plan AP22289	99	
Lot 3 on Plan AP22289	106	
Lot 1 on Plan AP22793	11	
Lot 1 on Plan AP22802	59	
Lot 12 on Plan AP22803	42	
Lot 2 on Plan B8234	2	
Lot 71 on Plan C124115	31	
Lot 119 on Plan C124155	8	
Lot 206 on Plan C124226	46	
Lot 1 on Plan C124476	86	
Lot 6 on Plan C124559	63	
Lot 18 on Plan C124599	48	*
Lot 177 on Plan CI31	27	
Lot 184 on Plan CI177	53	
Lot 48 on Plan CI296	95 and 97	
Lot 141 on Plan CI328	27	
Lot 73 on Plan CI424	51	
Lot 205 on Plan CI600	30	
Lot 366 on Plan CI643	72	+
Lot 86 on Plan CI737	111	Pt
Lot 151 on Plan CI805	92	
Lot 92 on Plan CI865	2	
Lot 175 on Plan CI921	28	
Lot 94 on Plan CI927	8	
Lot 84 on Plan CI996	27	
Lot 133 on Plan CI1023	8, 10 and 29	
Lot 319 on Plan CI1315	31	
Lot 187 on Plan CI1545	11	
Lot 80 on Plan CI1871	54	
Lot 161 on Plan CI2016	31	*
Lot 171 on Plan CI2016	31	*
Lot 151 on Plan CI2158	27	
Lot 26 on Plan CI2588	79	
Lot 95 on Plan CI2698	52	
Lot 98 on Plan CI2750	53	
Lot 191 on Plan CI3111	11	
Lot 436 on Plan CI3210	18	
Lot 237 on Plan CI3225	11	+

That part of Lot 599 on CI3321 excluding the area of former Allotment 2 of Section 6 on S2572 and Allotment 3 of Section 6 on S2572.	43	+
Lot 539 on Plan CI3342	31	+
Lot 583 on Plan CI3457	41	+
Lot 65 on Plan CI3470	87	
Lot 128 on Plan CI3512	97	
Lot 96 on Plan CI3539	8 and 10	
Lot 549 on Plan CI3576	16	
Lot 99 on Plan CI3583	29	
Lot 336 on Plan CI3669	20	
Lot 143 on Plan CI3832	92	+
Lot 134 on Plan CI3881	97	*
Lot 138 on Plan CI3931	97	+
Lot 190 on Plan CI3936	45	+
That part of Lot 296 on Plan CI3986 excluding the area formerly described as Lot 296 on Plan CI2031	63	+
Lot 37 on Plan CI4025	106	
Lot 549 on Plan CI4031	65	^
Lot 128 on Plan CI4079	89	
Lot 2 on Plan CI4130	78	*
Lot 548 on Plan CI4234	43	+
Lot 443 on Plan CI4258	43	+
Lot 7 on Plan CI4302	96	
Lot 397 on Plan CI616	105	
Lot 1 on Plan CI810420	80	
Lot 282 on Plan CI838638	31	*
That part of Lot 1 on Plan CP855597 excluding the areas formerly described as Allotments 2-5 of Section 6 on Plan S2572 and Lot 374 on Plan K124484	43	+
Lot 3 on Plan CP864655	53	
Lot 12 on Plan E1113	77	
Lot 13 on Plan E1113	77	
Lot 18 on Plan E1113	77	
Lot 19 on Plan E1113	77	
Lot 403 on Plan E1113	78	*
Lot 404 on Plan E1113	78	*
Lot 405 on Plan E1113	78	*
Lot 406 on Plan E1113	78	*
Lot 407 on Plan E1113	78	*
Lot 803 on Plan E1113	78	
Lot 2 on Plan E1111	77	+
Lot 2 on Plan G4541	90	
Lot 3 on Plan G4541	90	
Lot 4 on Plan G4541	90	
Lot 5 on Plan G4541	90	
Lot 6 on Plan G4541	90	
Lot 7 on Plan G4541	90	

Lot 8 on Plan G4541	90	
Lot 9 on Plan G4541	90	
Lot 10 on Plan G4541	90	
Lot 11 on Plan G4541	90	
Lot 12 on Plan G4541	90	
Lot 13 on Plan G4541	90	
Lot 14 on Plan G4541	90	
Lot 15 on Plan G4541	90	
Lot 21 on Plan G4541	90	
Lot 27 on Plan G4541	90	
Lot 28 on Plan G4541	90	
Lot 29 on Plan G4541	90	
Lot 30 on Plan G4541	90	
Lot 31 on Plan G4541	90	
Lot 32 on Plan G4541	90	
Lot 33 on Plan G4541	90	
Lot 34 on Plan G4541	90	
Lot 35 on Plan G4541	90	
Lot 36 on Plan G4541	90	
Lot 37 on Plan G4541	90	
Lot 38 on Plan G4541	90	
Lot 39 on Plan G4541	90	
Lot 40 on Plan G4541	90	
Lot 41 on Plan G4541	90	
Lot 42 on Plan G4541	90	
Lot 43 on Plan G4541	90	
Lot 44 on Plan G4541	90	
Lot 45 on Plan G4541	90	
Lot 46 on Plan G4541	90	
Lot 47 on Plan G4541	90	
Lot 48 on Plan G4541	90	
Lot 49 on Plan G4541	90	
Lot 50 on Plan G4541	90	
Lot 51 on Plan G4541	90	
Lot 52 on Plan G4541	90	
Lot 53 on Plan G4541	90	
Lot 54 on Plan G4541	90	
Lot 61 on Plan G4541	90	
Lot 64 on Plan G4541	90	
Lot 65 on Plan G4541	90	
Lot 71 on Plan G4541	90	
Lot 138 on Plan G4541	89 and 90	
Lot 139 on Plan G4541	89	
Lot 140 on Plan G4541	90	
Lot 141 on Plan G4541	90	
Lot 205 on Plan K2731	107	
Lot 206 on Plan K2731	107	
Lot 207 on Plan K2731	107	
Lot 304 on Plan K2731	107	
Lot 305 on Plan K2731	107	
Lot 306 on Plan K2731	107	
Lot 307 on Plan K2731	107	
Lot 308 on Plan K2731	107	

Lot 309 on Plan K2731	107	
Lot 310 on Plan K2731	107	
Lot 311 on Plan K2731	107	
Lot 312 on Plan K2731	107	
Lot 313 on Plan K2731	107	
Lot 314 on Plan K2731	107	
Lot 315 on Plan K2731	107	
Lot 316 on Plan K2731	107	
Lot 317 on Plan K2731	107	
Lot 418 on Plan K2731	107	
Lot 419 on Plan K2731	107	
Lot 420 on Plan K2731	107	
Lot 503 on Plan K2731	107	
Lot 504 on Plan K2731	107	
Lot 505 on Plan K2731	107	
Lot 506 on Plan K2731	107	
Lot 507 on Plan K2731	107	
Lot 508 on Plan K2731	107	
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Lot 511 on Plan K2731	107	
Lot 512 on Plan K2731	107	
Lot 513 on Plan K2731	107	
Lot 514 on Plan K2731	107	
Lot 515 on Plan K2731	107	
Lot 601 on Plan K2731	107	
Lot 602 on Plan K2731	107	
Lot 603 on Plan K2731	107	
Lot 604 on Plan K2731	107	
Lot 605 on Plan K2731	107	
Lot 617 on Plan K2731	107	
Lot 618 on Plan K2731	107	
Lot 619 on Plan K2731	107	
Lot 620 on Plan K2731	107	
Lot 803 on Plan K2731	108	
Lot 812 on Plan K2731	108	
Lot 813 on Plan K2731	108	
Lot 814 on Plan K2731	108	
Lot 815 on Plan K2731	108	
Lot 816 on Plan K2731	108	
Lot 817 on Plan K2731	108	
Lot 818 on Plan K2731	108	
Lot 4 on Plan M91116	63	
Lot 36 on Plan MPH25152	90	
Lot 37 on Plan MPH25152	90	
Lot 91 on Plan MPH25152	90	
That part of Lot 401 on Plan NPW539 formerly described as (Rocky Island)	16	
That part of Lot 129 on Plan NPW664 excluding the area formerly described as Lot 268 on Plan CI968	31	
Lot 404 on Plan NPW689	101	Pt

That part of Lot 540 on Plan NPW885 formerly described as Lot 96 on Plan SP104458, Lot 3 on Plan USL35470 and Lot 13 on Plan USL35471	83 and 86	
That part of Lot 31 on Plan NPW947 formerly described as Lot 149 on Plan CI2589	29	Pt
That part of Lot 239 on Plan NPW1110 excluding the area formerly described as Lot 215 on Plan CI3543	10, 11 and 12	
That part of Lot 405 on Plan NPW1133 formerly described as Lot 587 on Plan CI3345	62	
Lot 5 on Plan RP737822	63	
Lot 554 on Plan RP747326	1	
Lot 1 on Plan RP800661	56	
Lot 3 on Plan RP837889	56	
Lot 10 on Plan RP840767	28	
Lot 18 on Plan S25727	43	*
Lot 48 on Plan S25746	43	+
Lot 31 on Plan S25749	43	+
Lot 75 on Plan S53617	96	
Lot 1 on Plan S53618	96	
Lot 2 on Plan S53618	96	
Lot 8 on Plan S53625	96	
Lot 1 on Plan S53641	96	
Lot 277 on Plan SP8862	39	
Lot 901 on Plan SP100982	43	
Lot 904 on Plan SP100982	43	
Lot 900 on Plan SP104493	70	^
Lot 1 on Plan SP109554	10	
Lot 2 on Plan SP109870	10	
Lot 1 on Plan SP109872	10	
Lot 8 on Plan SP112434	10	
Lot 26 on Plan SP112435	10	
Lot 16 on Plan SP114006	105	
Lot 3 on Plan SP114693	10	
Lot 4 on Plan SP114694	10	
Lot 5 on Plan SP114695	10	
Lot 6 on Plan SP114696	10	
Lot 7 on Plan SP114697	10	
Lot 12 on Plan SP114698	10	
Lot 15 on Plan SP114699	10	
Lot 16 on Plan SP114700	10	
Lot 18 on Plan SP114701	10	
Lot 19 on Plan SP114702	10	
Lot 22 on Plan SP114703	10	
Lot 25 on Plan SP114705	10	
Lot 2 on Plan SP114706	10	
Lot 1 on Plan SP114707	10	
Lot 67 on Plan SP120246	63	+

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Lot 68 on Plan SP120246	63	
Lot 902 on Plan SP121169	43	
Lot 903 on Plan SP121169	43	
Lot 905 on Plan SP121169	43	
Lot 65 on Plan SP133099	63	
Lot 2 on Plan SP145076	63	^
Lot 170 on Plan SP154751	27	
Lot 1 on Plan SP159578	90	
Lot 20 on Plan SP162549	43	+
Lot 441 on Plan SP162549	43	+
Lot 1 on Plan SP179906	48	
Lot 9 on Plan SP179906	48	
Lot 580 on Plan SP185794	43	+
Lot 10 on Plan SP192797	73	
Lot 1 on Plan SP210149	89	
Lot 6 on Plan SP210149	89 and 90	
Lot 331 on Plan SP210149	87	
Lot 1217 on Plan SP210149	87 and 89	
Lot 1664 on Plan SP210149	87, 89 and 90	
Lot 4753 on Plan SP210149	89 and 90	
That part of Lot 169 on Plan SP212075 excluding area formerly described as road and delineated by stations B-C-D-E-B on Plan SP212075	11	
That part of Lot 11 on SP214686 excluding the area of former Special Lease 41164	65	+
Lot 901 on Plan SP215375	63	
Lot 902 on Plan SP215375	63	
Lot 903 on Plan SP215375	63	
Lot 1 on Plan SP217436	95	
Lot 5 on Plan SP217912	67	
Lot 6 on Plan SP217912	67	
Lot 1 on Plan SP233538	63	^
Lot 10 on Plan SP244487	47	*
Lot 2 on Plan SP249134	89 and 90	
Lot 9 on Plan SP249158	26	
That part of Lot 901 on Plan SP256526 excluding the areas formerly described as Lot 360 on Plan CI467 and Lot 364 on Plan CI584	63 and 70	
Lot 8 on Plan SP257950	45	
Lot 1 on Plan SP259152	18	^
Lot 901 on Plan SP266405	98	
Lot 3 on Plan SP278050	89 and 90	
Lot 2 on Plan SP278060	77	
That part of Lot 564 on Plan SP288934 excluding the area formerly described as Lot 9 on Plan S25724 and an area subject to Public Works described as commencing at a	43	+

<p>point on the western boundary of Lot 564 on SP288934 at Latitude 21.066764° South, and extending south-easterly, north-easterly, again south-easterly, then south-westerly to a corner on the western boundary of that lot at Latitude 21.067129° South, passing through the following coordinates:</p>												
<table border="1"> <thead> <tr> <th data-bbox="368 528 608 600">Longitude (East)</th> <th data-bbox="608 528 842 600">Latitude (South)</th> </tr> </thead> <tbody> <tr> <td data-bbox="368 600 608 633">149.225536</td> <td data-bbox="608 600 842 633">21.066788</td> </tr> <tr> <td data-bbox="368 633 608 667">149.225635</td> <td data-bbox="608 633 842 667">21.066706</td> </tr> <tr> <td data-bbox="368 667 608 701">149.225815</td> <td data-bbox="608 667 842 701">21.066938</td> </tr> <tr> <td data-bbox="368 701 608 734">149.225739</td> <td data-bbox="608 701 842 734">21.067072</td> </tr> </tbody> </table>	Longitude (East)	Latitude (South)	149.225536	21.066788	149.225635	21.066706	149.225815	21.066938	149.225739	21.067072		
Longitude (East)	Latitude (South)											
149.225536	21.066788											
149.225635	21.066706											
149.225815	21.066938											
149.225739	21.067072											
<p>Then north-westerly along the western boundary of that lot back to the commencement point.</p>												
<p>Data Reference and source Cadastral data sourced from Department of Natural Resources, Mines and Energy, Qld (July 2019)</p>												
<p>Reference datum Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.</p>												
<p>Use of Coordinates Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.</p> <p>Prepared by the Department of Natural Resources, Mines and Energy (7 November 2019).</p>												
<p>Lot 5 on Plan SP288929</p>	<p>68</p>	<p>^</p>										
<p>Lot 6 on Plan SP288929</p>	<p>68</p>											
<p>Lot 1 on Plan SP294835</p>	<p>12</p>	<p>^</p>										

Lot 168 on Plan SP294835	11 and 12	
Lot 901 on Plan SP302879	43	
Lot 5 on Plan USL26860	64	
Lot 11 on Plan USL26861	63	
Lot 14 on Plan USL26861	64	
Lot 56 on Plan USL26884	65	
Lot 9 on Plan USL26995	53	
Lot 71 on Plan USL33716	8	
Lot 45 on Plan USL33722	25	
Lot 2 on Plan USL33723	7	
Lot 3 on Plan USL33723	10	
Lot 5 on Plan USL33723	7	
Lot 6 on Plan USL33723	7	
Lot 3 on Plan USL33729	11	
Lot 49 on Plan USL33729	11	
Lot 17 on Plan USL33731	9	
Lot 31 on Plan USL33741	10	
Lot 13 on Plan USL33742	15	
Lot 151 on Plan USL33746	18	
Lot 200 on Plan USL33746	18	
Lot 81 on Plan USL33749	17	
Lot 1 on Plan USL33758	16	
That part of Lot 7 on USL33758 excluding the area formerly described as Lot A on Plan AP4265	19	
Lot 64 on Plan USL33759	13	
Lot 76 on Plan USL33759	14	
Lot 7 on Plan USL33722	9	
Lot 7 on Plan USL35442	61	*
Lot 10 on Plan USL35457	85	
Lot 24 on Plan USL35462	85	
Lot 18 on Plan USL36299	37	
Lot 19 on Plan USL36334	62	
Lot 51 on Plan USL37380	3	
Lot 56 on Plan USL37382	4	
Lot 3 on Plan USL37393	2	
Lot 37 on Plan USL37600	31	
Lot 1 on Plan USL37620	34	
Lot 47 on Plan USL37654	45	
Lot 25 on Plan USL37665	32	
Lot 69 on Plan USL37679	54	
Lot 71 on Plan USL37679	54	**
Lot 74 on Plan USL37679	54	
Lot 1 on Plan USL37682	57	
Lot 37 on Plan USL37685	53	
Lot 88 on Plan USL37708	79	
Lot 158 on Plan USL37717	78	
Lot 12 on Plan USL37742	80	
Lot 5 on Plan USL37744	81	
Lot 6 on Plan USL39192	101	
Lot 1 on Plan USL39200	90	
Lot 2 on Plan USL39200	90	
Lot 3 on Plan USL39200	90	

Lot 87 on Plan USL39218	96	
That part of Lot 83 on Plan USL39222 excluding the area described as Permit to Occupy No. 0/209736 over Lot 1 on AP2024	104	
That part of Lot 83 on USL39222 described as Permit to Occupy No. 0/209736 over Lot 1 on AP2024	104	**
Lot 92 on Plan USL39222	104	
Lot 133 on Plan USL39222	104	
Lot 91 on Plan USL39244	104	
Lot 67 on Plan USL39247	93	
Lot 137 on Plan USL39248	89	
Lot 86 on Plan USL39250	97	
Lot 4 on Plan USL39270	99	
Lot 45 on Plan USL39274	103	
Lot 42 on Plan USL39275	105	
Lot 125 on Plan USL4444	27	
Lot 132 on Plan USL44444	27	**
Lot 5 on Plan USL44455	75	
Lot 58 on Plan USL44459	46	
Lot 69 on Plan USL44463	24 and 28	
Lot 42 on Plan USL44465	46	
Lot 110 on Plan USL44466	28	
Lot 51 on Plan USL44474	49	
Lot 126 on Plan USL44474	49	
Lot 8 on Plan USL44476	45	
Lot 55 on Plan USL44478	44	
That part of Lot 9 on Plan USL54507 excluding the area formerly described as Lot 1 on AP3258	6	Pt
Lot 10 on Plan USL54507	5	
An area identified as road and delineated by stations 6-5-4-6 on Plan SP302864	18	^
An area identified as road and delineated by stations B-A-7-E-D-20-21-22-B on Plan SP257950	45	^
An area identified as road (part of Old Hampden Road) and formerly described as Lot 158 on Plan CI1684	55	^

* denotes areas to which section 47B of the Native Title Act 1993 (Cth) applies

^ denotes areas to which s 24KA of the Native Title Act 1993 (Cth) applies

+ denotes areas to which the non-extinguishment principle applies

“Pt” denotes areas that are part areas as a result of the External Boundary

** denotes areas to which the determination will take effect upon the Yuwibara People Interim Indigenous Land Use Agreement being registered on the Register of Indigenous Land Use Agreements

Part 2 – Non-Exclusive Areas

All of the land and waters described in the following table and depicted in light blue on the determination map contained in Schedule 6:

Area description (at the time of the determination)	Determination Map Sheet Reference	Note
Lot 1 on Plan AP15947	61	
Lot 1 on Plan AP15951	13	
Lot 1 on Plan AP15952	18	
Lot 1 on Plan AP15955	38	
Lot 1 on Plan AP17397	68	
That part of Lot 1 on Plan AP19311 excluding the area formerly described as Lot 38 on Plan CI2742	76	Pt
That part of Lot 1 on Plan AP19312 excluding the area formerly described as Lot 24V on Plan CI76	29	
Lot 1 on Plan AP19319	76	Pt
Lot 1 on Plan AP19320	24 and 29	
Lot 1 on Plan AP19324	24 and 28	Pt
Lot 1 on Plan AP19344	103	
Lot 2 on Plan AP19344	95	
Lot 3 on Plan AP19344	103	
Lot 4 on Plan AP19344	103 and 111	Pt
Lot 5 on Plan AP19344	103	Pt
Lot 6 on Plan AP19344	103	Pt
Lot 7 on Plan AP19344	111	Pt
That part of Lot 179 on Plan AP19344 excluding the area formerly described as Lot 103 on Plan CII703	103	
Lot 1 on Plan AP19384	16	
Lot 3 on Plan AP19384	22	
Lot 4 on Plan AP19384	22 and 23	
Lot 60 on Plan AP19384	16, 21, 22 and 23	
That part of Lot 1 on AP19542 formerly described as Lot 1 on Plan PER6597	100	
Lot 1 on AP21291	102	
Lot 2 on AP21291	102	
Lot 149 on Plan C124150	83	
Lot 145 on Plan C124661	83	
Lot 152 on Plan C124724	48	
Lot 113 on Plan CII43	49	
Lot 37 on Plan CII83	54	
Lot 57 on Plan CI277	36	
Lot 7 on Plan CI369	49	
Lot 104 on Plan CI609	46	
Lot 110 on Plan CI702	15	
Lot 48 on Plan CI859	91	
Lot 104 on Plan CI895	4	
Lot 82 on Plan CII149	29	

Lot 83 on Plan CI1149	29	
Lot 132 on Plan CI1149	29	
Lot 133 on Plan CI1149	29	
Lot 116 on Plan CI1206	40	
Lot 175 on Plan CI1321	8	
Lot 176 on Plan CI1321	15	
Lot 74 on Plan CI1325	48	
Lot 66 on Plan CI1341	2	
Lot 44 on Plan CI1408	89	
Lot 68 on Plan CI1435	61	
Lot 394 on Plan CI1474	69	
Lot 335 on Plan CI1590	53	
Lot 194 on Plan CI1888	9	
Lot 101 on Plan CI1894	95, 99, 106, 107 and 108	
Lot 240 on Plan CI1999	46	
Lot 37 on Plan CI2070	81	
Lot 69 on Plan CI2131	69	
Lot 422 on Plan CI2131	69	
Lot 26 on Plan CI2144	96	
Lot 397 on Plan CI2206	31	
Lot 201 on Plan CI2230	8	
Lot 424 on Plan CI2258	71	
Lot 141 on Plan CI2378	31	
Lot 36 on Plan CI2415	77	
Lot 567 on Plan CI2482	70	
Lot 568 on Plan CI2483	70	
Lot 108 on Plan CI2434	92	Pt
Lot 90 on Plan CI2593	103	
Lot 215 on Plan CI2654	28	
Lot 95 on Plan CI2707	96	
Lot 373 on Plan CI2729	43	
Lot 322 on Plan CI2731	33	
Lot 546 on Plan CI2768	29	
Lot 602 on Plan CI2785	43	
Lot 213 on Plan CI2852	60	
Lot 137 on Plan CI2871	103	
Lot 43 on Plan CI2905	83	
Lot 22 on Plan CI2907	106	
Lot 355 on Plan CI2914	64	
Lot 177 on Plan CI2927	29	
Lot 178 on Plan CI2927	29 and 44	
Lot 347 on Plan CI2998	64	
Lot 276 on Plan CI3133	38	
Lot 179 on Plan CI3143	48	
Lot 593 on Plan CI3002	64	
Lot 594 on Plan CI3002	64	
Lot 63 on Plan CI3162	84	
Lot 57 on Plan CI3200	83	
Lot 265 on Plan CI3220	64	
Lot 242 on Plan CI3232	27	
Lot 148 on Plan CI3272	87	
Lot 338 on Plan CI3275	64	

Lot 223 on Plan CI3286	46	
Lot 121 on Plan CI3302	54	
Lot 557 on Plan CI3324	63	
Lot 79 on Plan CI3382	52	
Lot 482 on Plan CI3405	63	
Lot 483 on Plan CI3406	63	
Lot 430 on Plan CI3431	68	
Lot 377 on Plan CI3437	58	
Lot 572 on Plan CI3482	63, 65 and 69	
Lot 524 on Plan CI3748	65	
Lot 108 on Plan CI3873	104	
Lot 446 on Plan CI3928	63 and 69	
Lot 537 on Plan CI3928	63	
Lot 55 on Plan CI3930	106	
Lot 56 on Plan CI3930	106	
Lot 187 on Plan CI3946	63	
That part of Lot 465 on Plan CI3953 excluding the area formerly described as Lot 590 on Plan K124865	18	
Lot 540 on Plan CI3988	39	
Lot 62 on Plan CI4022	77	
Lot 129 on Plan CI4087	86	
Lot 150 on Plan CI4120	103	
Lot 65 on Plan CI4133	61	
Lot 88 on Plan CI4135	2	
Lot 118 on Plan CI4154	85	
Lot 145 on Plan CI4154	85	
That part of Lot 134 on Plan CI4188 excluding the area formerly described as Lot A on Plan CI4456	91	
That part of Lot 326 on Plan CI4189 excluding the area formerly described as Lot 590 on Plan K124865	18	
Lot 64 on Plan CI4212	77	
Lot 1 on Plan CI4229	77	
Lot 335 on Plan CI4299	23	
Lot 142 on Plan CI4284	97	
Lot 47 on Plan CI4308	76	
That part of Lot 457 on CI4369 excluding the area of former Special Lease 929 and various public works	70	
Lot 152 on Plan CI4385	31	
Lot 49 on Plan CI4397	79	
Lot 90 on Plan CI4442	2	
Lot 62 on Plan CI4448	2	
Lot 80 on Plan CI4541	33	
Lot 225 on Plan CI4543	60	
That part of Lot 31 on Plan CI811864 excluding the area formerly described as Lot 6A on Plan C124593	77	

Lot 1 on Plan CI835229	86	
Lot 71 on Plan CI835229	86	
Lot 34 on Plan CI835232	77	
Lot 1 on Plan CP817052	58	
Lot 1 on Plan CP841920	24	
Lot 412 on Plan CP852610	18	
That part of Lot 388 on Plan CP852637 excluding the area formerly described as road and delineated by stations 7-15-A-B-7 and C-14-13-9-C on Plan CP852637	63	
Lot 1 on Plan CP858175	89	
Lot 1 on Plan CP883463	44	
Lot 17 on Plan CP883743	63	
Lot 1 on Plan CP884900	104	
Lot 20 on Plan CP884900	104	
Lot 5 on Plan CP886045	63	
That part of Lot 174 on Plan CP894725 excluding the areas formerly described as Allotments 4 and 8 of Section 33 on Plan M912	63	
Lot 1 on Plan CP899739	91	
Lot 107 on Plan CP901136	65	
That part of Lot 152 on Plan CP907573 excluding the area formerly described as Lot 152 on Plan CI4368	89	
That part of Lot 147 on Plan CP909286 excluding the area formerly described as Lot 108 on Plan CI1332	82	
That part of Lot 1 on E11113 excluding the area formerly described as a strip of road of varying width abutting the south-western and north-western boundaries of section 17, as shown on plan RA2260	77	
Lot 61 on Plan E1113	77	
Lot 299 on Plan E8041	42	
Lot 652 on Plan FTY2	1	Pt
Lot 434 on Plan FTY1485	8	
That part of Lot 658 on Plan FTY1807 excluding the area formerly described as Lot 137 on Plan CI1645	1, 3, 8 and 9	
Lot 431 on Plan FTY1830	75	Pt
That part of Lot 929 on Plan FTY1874 excluding the areas formerly described as Lot 168 on Plan CI2502 and Lot 169 on Plan CI2500	31	
That part of Lot 867 on Plan FTY1940 excluding the area	29	

formerly described as Lot 24V on Plan CI76		
That part of Lot 661 on Plan FTY1947 excluding the area formerly described as Lot 31 on Plan CI221	24 and 29	
Lot 104 on Plan K6721	104	
Lot 101 on Plan K12412	69	
Lot 556 on Plan K12416	63	
Lot 540 on Plan K103357	10	
Lot 75 on Plan K124550	61	
Lot 3 on Plan M30412	50	
Lot 10 on Plan M30413	49	
Lot 6 on Plan M30414	49	
Lot 8 on Plan M30414	49	
Lot 1 on Plan M30415	49	
Lot 1 on Plan M30416	49	
Lot 21 on Plan M30418	49	
That part of Lot 5 on M30422 excluding the area formerly described as Victoria Street as shown on Plan M3041	50	
Lot 3 on Plan M91118	68	
Lot 7 on Plan M91118	68	
Lot 8 on Plan M91118	68	
Lot 2 on Plan M91155	70	
Lot 3 on Plan M91155	70	
Lot 4 on Plan M91155	70	
Lot 5 on Plan M91155	70	
Lot 19 on Plan M91160	70	
Lot 1 on Plan M91171	68	
Lot 12 on Plan M91207	65	
Lot 801 on Plan NPW8	101, 106, and 110	Pt
That part of Lot 405 on Plan NPW1133 formerly described as Lot 565 on Plan CI3458	72	
That part of Lot 401 on NPW539 excluding the area formerly known as Rocky Island, the area formerly known as Newry Island former Lot 367 on CI1720 and Lot 368 on CI1720, and that part of former Rabbit Island formerly known as Lot 372 on CI1837	10, 14 and 16	
That part of Lot 219 on Plan NPW779 excluding the area formerly described as Lot 86 on Plan CI1748	40	
Lot 150 on Plan NPW854	31, 33 and 35	
That part of Lot 537 on Plan NPW856 excluding the area formerly known as Portion 38 on CI1548	62	
That part of Lot 148 on Plan NPW944 excluding the areas	48 and 52	

formerly described as Lots 92 and 170 on Plan CI2501, Lot 169 on Plan CI2500 and Lot 168 on Plan CI2502		
Lot 228 on Plan NPW946	29	
That part of Lot 31 on Plan NPW947 excluding the area formerly described as Lot 149 on Plan CI2589	1, 3, 8, 24, 25, 26, 27, 29	
That part of Lot 239 on Plan NPW1110 formerly described as Lot 215 on Plan CI3543	10 and 11	
Lot 506 on Plan OL254	28	
Lot 545 on Plan OL255	111	
Lot 551 on Plan OL256	82	Pt
Lot 650 on Plan OL258	95	
Lot 709 on Plan OL267	44	Pt
That part of Lot 482 on Plan OL409 excluding the area formerly described as Lot 590 on Plan K124865	16 and 17	
Lot 189 on Plan P5231	46	
Lot 210 on Plan P5231	46	
Lot 801 on Plan P5237	46	
Lot 12 on Plan RP893243	89	
Lot 301 on Plan S25715	43	
Lot 21 on Plan S25720	43	
Lot 29 on Plan S25736	43	
Lot 900 on Plan SP100951	63	
Lot 203 on Plan SP104457	48	
Lot 112 on Plan SP104463	104	
Lot 130 on Plan SP105841	88	
Lot 900 on Plan SP107829	54	
That part of Lot 448 on Plan SP112233 excluding the area formerly described as Lot 447 on Plan CI2547	69	
Lot 449 on Plan SP112233	63 and 69	
That part of Lot 502 on Plan SP112980 excluding the area formerly described as Lot 502 on Plan CI3595	69	**
Lot 151 on Plan SP114089	48	
Lot 901 on Plan SP114708	71	
Lot 2 on Plan SP115427	109	
Lot 39 on Plan SP115932	63	
Lot 13 on Plan SP115931	64	
That part of Lot 581 on SP116066 excluding an area subject to Public Works described as commencing at a point on the northern boundary of Lot 581 on SP116066 at Longitude 149.197010° East, and extending south-easterly, then south-westerly along the boundaries of that lot to a	70	

<p>point at Longitude 149.197010° East, and extending south-easterly, then south-westerly along the boundaries of that lot to a point at Latitude 21.147913° South; then north-westerly back to the commencement point.</p> <p>Data Reference and source Cadastral data sourced from Department of Natural Resources, Mines and Energy, Qld (July 2019)</p> <p>Reference datum Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.</p> <p>Use of Coordinates Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.</p> <p>Prepared by the Department of Natural Resources, Mines and Energy (7 November 2019).</p>		
<p>That part of Lot 143 on Plan SP121683 excluding the area formerly described as Lot 75 on Plan CI1893</p>	<p>87</p>	
<p>Lot 23 on Plan SP123751</p>	<p>41, 43 and 62</p>	
<p>Lot 70 on Plan SP123751</p>	<p>63</p>	
<p>Lot 126 on Plan SP123776</p>	<p>74, 87 and 88</p>	
<p>Lot 150 on Plan SP131425</p>	<p>44</p>	
<p>Lot 187 on Plan SP131425</p>	<p>44</p>	
<p>Lot 2 on Plan SP135633</p>	<p>59 and 63</p>	
<p>Lot 3 on Plan SP135633</p>	<p>59</p>	
<p>Lot 3 on Plan SP143210</p>	<p>59</p>	
<p>That part of Lot 63 on SP143358 excluding an area subject to Public Works described as commencing at the northernmost corner of Lot 63 on</p>	<p>62 and 63</p>	

<p>SP143358 at Latitude 21.101249 South, and extending south-easterly, generally north-easterly, then south-westerly along the northern and eastern boundaries of that lot to a point at Latitude 21.109988 South; then south-westerly to a point on the eastern boundary of Lot 64 on SP118293 at Latitude 21.110047 South; then north-easterly and generally south-westerly along the boundaries of that lot to a point at Latitude 21.110024 South; then westerly to a south-eastern corner of Lot 61 on SP118293 at Longitude 149.229495 East; then northerly and westerly along the boundaries of that lot, then generally northerly, south-easterly, and north-westerly along the boundaries of Lot 63 on SP143358 back to the commencement point.</p> <p>Data Reference and source Cadastral data sourced from Department of Natural Resources, Mines and Energy, Qld (October 2019)</p> <p>Reference datum Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.</p> <p>Use of Coordinates Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.</p> <p>Prepared by the Department of Natural Resources, Mines and Energy (9 October 2019).</p>		
<p>Lot 9 on Plan SP148997</p>	<p>49</p>	
<p>Lot 12 on Plan SP150994</p>	<p>63</p>	<p>**</p>

Lot 70 on Plan SP150994	63	**
Lot 76 on Plan SP159573	54	
That part of Lot 26 on Plan SP164944 excluding the area formerly described as Lot 444 on Plan CI3277	63	
Lot 134 on Plan SP185573	88	
Lot 135 on Plan SP185580	88	
Lot 10 on Plan SP190204	1	
Lot 902 on Plan SP190229	63	
Lot 100 on Plan SP190921	58	
That part of Lot 1 on Plan SP204625 excluding the area formerly described as Lot 137 on Plan CI1645	1 and 3	
Lot 143 on Plan SP204625	3	
Lot 144 on Plan SP204625	3	
Lot 146 on Plan SP210149	89	
Lot 900 on Plan SP215375	63	
Lot 103 on Plan SP230173	94	
Lot 95 on Plan SP231132	87	
Lot 96 on Plan SP231132	87 and 88	
Lot 702 on Plan SP235528	95 and 99	
Lot 389 on Plan SP237091	63	
Lot 73 on Plan SP237111	48	
Lot 8 on Plan SP237682	77	
Lot 9 on Plan SP237682	77	
That part of Lot 532 on SP239851 excluding the area formerly described as a Trustee Lease over part of former portion 154 on CI437	63 and 71	
That part of Lot 901 on Plan SP256526 formerly described as Lot 360 on Plan CI467 and Lot 364 on Plan CI584	63 and 70	
Lot 36 on Plan SP249140	82	
Lot 23 on Plan SP252765	68	
That part of Lot 4 on Plan SP255643 excluding the area formerly described as Allotment 1 of Section 12 on Plan M3042	50	
Lot 91 on Plan SP255646	71	
Lot 562 on Plan SP255646	71	
Lot 1 on Plan SP256335	62, 74, 87 and 88	
Lot 140 on Plan SP257950	45	
Lot 541 on Plan SP262629	16 and 17	
That part of Lot 226 on Plan SP271095 excluding the area formerly described as Lots 21-24 on Plan W1907	60	
Lot 4 on Plan SP278050	89 and 90	^
Lot 317 on Plan SP278421	31	
That part of Lot 12 on SP287967 excluding an area described as	63 and 64	

commencing at the intersection of the northern boundary of Lot 12 on SP287967 with the easternmost corner of Lot 100 on SP287967, and extending generally south-easterly along the boundaries of Lot 12 on SP287967 to a point at Latitude 21.116487° South; then westerly and southerly to a point on the southern boundary of that lot at Longitude 149.211026° East, passing through the following coordinate points:

Longitude (East)	Latitude (South)
149.212304	-21.116605
149.211243	-21.116136
149.211130	-21.116216

Then generally north-westerly along the southern boundaries of that lot to a point at Latitude 21.114942° South; then north-easterly to a point on the boundary of that lot at Latitude 21.113640° South, passing through Longitude 149.207247° East, Latitude 21.114612° South; then north-easterly, south-easterly and again north-easterly back to the commencement point.

Data Reference and source

Cadastral data sourced from Department of Natural Resources, Mines and Energy, Qld (July 2019)

Reference datum

Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.

Use of Coordinates

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not

possible to accurately define such a position other than by detailed ground survey. Prepared by the Department of Natural Resources, Mines and Energy (27 September 2019).		
Lot 72 on Plan SP302056	29	
That part of Lot 7 on Plan USL33758 formerly described as Lot A on Plan AP4265	19	
That part of Lot 9 on Plan USL54507 formerly described as Lot 1 on AP3258	6	
Lot 95 on Plan W19012	60	
Lot 212 on Plan W19029	60	
Lot 3 on Plan W19037	60	
Lot 6 on Plan W19037	60	
Lot 206 on Plan Z8501	89	
An area identified as road and delineated by stations 15-16-D-E-15 on Plan SP257950	45	^
An area identified as road (part of Harbour Road) and delineated by stations A-B-C-D-A on Plan SP287967	64	^
Save for any waters forming part of a lot on plan, all rivers, creeks, streams and lakes within the External Boundary described in Schedule 3, including but not limited to: O'Connell River; Boundary Creek; Zamia Creek Alligator Creek; Blackrock Creek; Catherine Creek; Dempster Creek; Hervey Creek; Cedar Creek; St Helens Creek; Barren Creek; Carey Creek; Mystery Creek; Murray Creek; Bashford Creek; Jolimont Creek; Dry Creek; Sandfly Creek; One Mile Creek; Small Creek; Nobbler Creek;	1-5, 8-11, 15-17, 19, 24-25, 27-29, 31-38, 40-42, 44-48, 51-55, 57-65, 66-69, 72, 74-80, 82-86, 88-89, 91-94, 96, 98, 102-110	

<p>Clunys Creek; Victor Creek; Cattle Creek; Owens Creek; Finch Hatton Creek; McGregor Creek; Macquarie Creek; Palm Tree Creek; Niddoes Creek; Constant Creek; Kitty Creek; Macartney Creek; Six Mile Creek; Seven Mile Creek; Eight Mile Creek; Nine Mile Creek; Ten Mile Creek; Neilson Creek; Reliance Creek; Leila Creek; Mccreadys Creek; Eimeo Creek; Grasstree Creek; Pioneer River; Sandy Creek; Bakers Creek; Maclellan Creek; Fursden Creek; Vines Creek; Barnes Creek; Cut Creek; Draper Creek; Ross Creek; Bell Creek; Sandringham Creek and Sandringham Lagoon; Splitters Creek; Cabbage Tree Creek; Louisa Creek; Middle Creek; Plane Creek; Plum Tree Creek; Dawson Creek; Cherry Tree Creek; Arrowroot Creek; Rocky Dam Creek; Station Creek; and Cape Creek.</p>		
<p>Commencing at the intersection of the high water mark with the northern boundary of native title claim QUD12/2019 Yuwibara People (QC2013/007) and extending easterly along the boundary of that native title claim to the intersection with the low water mark, then generally south-easterly along the low water mark to the intersection with the southern boundary of that native title claim, then westerly along the boundary of that native title claim to the</p>		

intersection with the high water mark, then generally north-westerly along the high water mark back to the commencement point.

Data Reference and source

- Native title determination application QUD12/2019 Yuwibara People (QC2013/007) as accepted for registration on 09/02/2014
- Low water mark as defined in the *Land Act 1994*
- High water mark as defined in the *Land Act 1994*

Reference datum

Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.

Use of Coordinates

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

Prepared by the Department of Natural Resources, Mines and Energy (19 September 2019).

^ denotes areas to which s 24KA of the *Native Title Act 1993* (Cth) applies

+ denotes areas to which the non-extinguishment principle applies

“Pt” denotes areas that are part areas as a result of the External Boundary

** denotes areas to which the determination will take effect upon the Yuwibara People Interim Indigenous Land Use Agreement being registered on the Register of Indigenous Land Use Agreements

Part 3 – Areas which may be Exclusive or Non-Exclusive

All of the land and waters described in the following table and depicted in teal on the determination map contained in Schedule 6:

Area description (at the time of the determination)	Determination Map Sheet Reference	Note
Lot 1 on Plan AP14147	63	
Lot 137 on Plan AP14149	42	
Lot 2 on Plan AP14176	68	
Lot 102 on Plan AP15589	62	
Lot 1 on Plan AP15954	43	
Lot 82 on Plan AP17235	86	
Lot 1 on Plan AP17430	65	
Lot 1 on Plan AP21292	97	

Lot 9 on Plan AP21992	83													
Lot 15 on Plan AP22027	18	*												
That part of Lot 1 on Plan AP22276 excluding the area described as Permit to Occupy No.0/218998 over Lot 1 on AP10082	63													
That part of Lot 1 on AP22276 described as Permit to Occupy No.0/218998 over Lot 1 on AP10082	63	**												
Lot 2 on Plan AP22289	99 and 106													
<p>That part of Lot 291 on C124552 excluding an area subject to Public Works described as commencing at a point on the western boundary of Lot 291 on C124552 at Latitude 21.119511° South, and extending easterly to a point on the eastern boundary of that lot at Latitude 21.119556° South, passing through the following coordinate points:</p> <table border="1"> <thead> <tr> <th>Longitude (East)</th> <th>Latitude (South)</th> </tr> </thead> <tbody> <tr> <td>149.182159</td> <td>21.119508</td> </tr> <tr> <td>149.182207</td> <td>21.119512</td> </tr> </tbody> </table> <p>Then south-westerly along the eastern boundary of that lot to a point at Latitude 21.119595° South; then westerly to a point on the western boundary of that lot at Latitude 21.119556° South, passing through the following coordinate points:</p> <table border="1"> <thead> <tr> <th>Longitude (East)</th> <th>Latitude (South)</th> </tr> </thead> <tbody> <tr> <td>149.182212</td> <td>21.119558</td> </tr> <tr> <td>149.182149</td> <td>21.119553</td> </tr> </tbody> </table> <p>Then northerly along the western boundary of that lot back to the commencement point.</p> <p>Data Reference and source Cadastral data sourced from Department of Natural Resources, Mines and Energy, Qld (July 2019)</p> <p>Reference datum Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in</p>	Longitude (East)	Latitude (South)	149.182159	21.119508	149.182207	21.119512	Longitude (East)	Latitude (South)	149.182212	21.119558	149.182149	21.119553	65	**
Longitude (East)	Latitude (South)													
149.182159	21.119508													
149.182207	21.119512													
Longitude (East)	Latitude (South)													
149.182212	21.119558													
149.182149	21.119553													

<p>decimal degrees.</p> <p>Use of Coordinates Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.</p> <p>Prepared by the Department of Natural Resources, Mines and Energy (7 November 2019).</p>		
Lot 7 on Plan C124559	63	
Lot 14 on Plan C124728	84	
Lot 36 on Plan CI698	83	
Lot 209 on Plan CI1031	63	
Lot 378 on Plan CI1988	17	
Lot 395 on Plan CI2165	17	
Lot 162 on Plan CI2775	64	
Lot 315 on Plan CI3611	64	
Lot 89 on Plan CI4155	38	
Lot 28 on Plan CI4307	84	
Lot 398 on Plan CI4371	33	+
Lot 290 on Plan CI838	67	
Lot 199 on Plan CI838605	10	+
Lot 101 on Plan K2731	107	
Lot 102 on Plan K2731	107	
Lot 103 on Plan K2731	107	
Lot 104 on Plan K2731	107	
Lot 105 on Plan K2731	107	
Lot 106 on Plan K2731	107	
Lot 107 on Plan K2731	107	
Lot 108 on Plan K2731	107	
Lot 109 on Plan K2731	107	
Lot 110 on Plan K2731	107	
Lot 111 on Plan K2731	107	
Lot 112 on Plan K2731	107	
Lot 113 on Plan K2731	107	
Lot 114 on Plan K2731	107	
Lot 115 on Plan K2731	107	
Lot 116 on Plan K2731	107	
Lot 117 on Plan K2731	107	

Lot 118 on Plan K2731	107	
Lot 119 on Plan K2731	107	
Lot 120 on Plan K2731	107	
Lot 201 on Plan K2731	107	
Lot 202 on Plan K2731	107	
Lot 203 on Plan K2731	107	
Lot 204 on Plan K2731	107	
Lot 208 on Plan K2731	107	
Lot 209 on Plan K2731	107	
Lot 210 on Plan K2731	107	
Lot 211 on Plan K2731	107	
Lot 212 on Plan K2731	107	
Lot 213 on Plan K2731	107	
Lot 214 on Plan K2731	107	
Lot 215 on Plan K2731	107	
Lot 216 on Plan K2731	107	
Lot 217 on Plan K2731	107	
Lot 218 on Plan K2731	107	
Lot 219 on Plan K2731	107	
Lot 220 on Plan K2731	107	
Lot 301 on Plan K2731	107	
Lot 302 on Plan K2731	107	
Lot 303 on Plan K2731	107	
Lot 318 on Plan K2731	107	
Lot 319 on Plan K2731	107	
Lot 320 on Plan K2731	107	
Lot 401 on Plan K2731	107	
Lot 402 on Plan K2731	107	
Lot 403 on Plan K2731	107	
Lot 404 on Plan K2731	107	
Lot 405 on Plan K2731	107	
Lot 406 on Plan K2731	107	
Lot 407 on Plan K2731	107	
Lot 408 on Plan K2731	107	
Lot 409 on Plan K2731	107	
Lot 410 on Plan K2731	107	
Lot 411 on Plan K2731	107	
Lot 412 on Plan K2731	107	
Lot 413 on Plan K2731	107	
Lot 414 on Plan K2731	107	
Lot 415 on Plan K2731	107	
Lot 416 on Plan K2731	107	
Lot 417 on Plan K2731	107	
Lot 501 on Plan K2731	107	
Lot 502 on Plan K2731	107	
Lot 516 on Plan K2731	107	
Lot 517 on Plan K2731	107	
Lot 518 on Plan K2731	107	
Lot 519 on Plan K2731	107	
Lot 520 on Plan K2731	107	
Lot 606 on Plan K2731	107	
Lot 607 on Plan K2731	107	
Lot 608 on Plan K2731	107	

Lot 609 on Plan K2731	107	
Lot 610 on Plan K2731	107	
Lot 611 on Plan K2731	107	
Lot 612 on Plan K2731	107	
Lot 613 on Plan K2731	107	
Lot 614 on Plan K2731	107	
Lot 615 on Plan K2731	107	
Lot 616 on Plan K2731	107	
Lot 701 on Plan K2731	107 and 108	
Lot 702 on Plan K2731	108	
Lot 703 on Plan K2731	108	
Lot 704 on Plan K2731	108	
Lot 705 on Plan K2731	108	
Lot 706 on Plan K2731	108	
Lot 707 on Plan K2731	108	
Lot 708 on Plan K2731	108	
Lot 709 on Plan K2731	108	
Lot 710 on Plan K2731	108	
Lot 711 on Plan K2731	108	
Lot 712 on Plan K2731	108	
Lot 713 on Plan K2731	108	
Lot 714 on Plan K2731	108	
Lot 715 on Plan K2731	108	
Lot 716 on Plan K2731	108	
Lot 801 on Plan K2731	108	
Lot 802 on Plan K2731	108	
Lot 804 on Plan K2731	108	
Lot 805 on Plan K2731	108	
Lot 806 on Plan K2731	108	
Lot 807 on Plan K2731	108	
Lot 808 on Plan K2731	108	
Lot 809 on Plan K2731	108	
Lot 810 on Plan K2731	108	
Lot 811 on Plan K2731	108	
Lot 3 on Plan K12422	67	
Lot 2 on Plan M91205	63	
Lot 3 on RP706638	67	
Lot 900 on Plan SP104486	63	
Lot 24 on Plan SP114704	10	
Lot 25 on Plan SP143212	64	
That part of Lot 101 on Plan SP178465 excluding the area formerly described as Lot 484 on Plan CI4260	65	^
Lot 12 on Plan SP201862	67	
Lot 284 on Plan SP201862	65, 66 and 67	+
Lot 2 on Plan SP233538	63	
That part of 102 on Plan SP295287 that was formerly described as Lot 12 on Plan SP214686	65	
Lot 103 on Plan SP295287	65	
Lot 10 on Plan SP302864	18	
Lot 902 on Plan SP302879	41 and 43	

Lot 2 on Plan USL26860	64	
Lot 2 on Plan USL26861	63	
Lot 6 on Plan USL26861	63	
Lot 5 on Plan USL26866	64	
Lot 1 on Plan USL26874	68	
Lot 7 on Plan USL26893	67	
Lot 134 on Plan USL26953	42	
Lot 18 on Plan USL26965	58	
Lot 9 on Plan USL33739	10	
Lot 1 on Plan USL35469	84	
Lot 57 on Plan USL37379	3	
Lot 60 on Plan USL37379	3	
Lot 11 on Plan USL37603	27	
Lot 10 on Plan USL37619	36	
Lot 26 on Plan USL37775	40	
Lot 51 on Plan USL39204	89	
Lot 100 on Plan USL39250	97	
Lot 23 on Plan USL39258	106	
Lot 11 on Plan USL39259	99	
Lot 10 on Plan USL39270	95 and 99	
Lot 38 on Plan USL39272	95 and 98	
Lot 119 on Plan CI1611	86	
Lot 158 on Plan CI1701	95, 106, 107 and 108	
Lot 94 on Plan CI4133	61	
Lot 105 on Plan CI4435	86	
Lot 84 on Plan CI801503	86	
Lot 1 on Plan CP864647	18	
Lot 156 on Plan K103274	86	
Lot 447 on Plan SP154088	63	+
Lot 102 on Plan SP178464	65	^

* denotes areas to which section 47B of the *Native Title Act 1993* (Cth) applies

^ denotes areas to which s 24KA of the *Native Title Act 1993* (Cth) applies

+ denotes areas to which the non-extinguishment principle applies

** denotes areas to which the determination will take effect upon the Yuwibara People Interim Indigenous Land Use Agreement being registered on the Register of Indigenous Land Use Agreements

Part 4 – Sea areas

Commencing at the intersection of the low water mark with the northern boundary of native title claim QUD12/2019 Yuwibara People (QC2013/007) and extending easterly, south-easterly, southerly and westerly along the boundaries of that native title claim, further described as passing through the following coordinate points:

Longitude °(East)	Latitude °(South)
148.729406	20.672717
148.809985	20.671566
148.836134	20.671462
149.564192	21.229802
149.571218	21.631275

And continuing westerly along the southern boundary of that native title claim to its intersection with the low water mark, then generally north-westerly along the low water mark back to the commencement point.

Exclusive of the following islands and their intertidal zones:

Lot on Plan	Name	Alias
Lot 1 on AP15951		
Lot 1 on AP19542	Taffy Island	
Lot 1 on AP22283		
Lot 10 on USL54507		
Lot 2 on AP22283		
Lot 2 on USL33723	High Islands	
Lot 3 on USL33723	High Islands	
Lot 30 on CI3118	Temple Island Recreation Reserve	
Lot 366 on CI643		
Lot 39 on CI563		
Lot 40 on CI3118		
Lot 401 on NPW539	Newry Islands National Park	Acacia Island; Mausoleum Island; Newry Island; Outer Newry Island; Rocky Island
Lot 404 on NPW689	Northumberland Islands National Park	Irving Island
Lot 405 on NPW1133	Yuwi Patee Toolkoon National Park	Flat Top Island; Round Top Island
Lot 5 on USL33723	Cave Island	
Lot 583 on CI3457		
Lot 6 on USL33723	Pigeon Island	
Lot 6 on USL39192	Cullen Islet	
Lot 64 on USL33759	Croaker Rock	
Lot 9 on USL54507		

Data Reference and source

- Native title determination application QUD12/2019 Yuwibara People (QC2013/007) as accepted for registration on 09/02/2014
- Low water mark as defined in the Land Act 1994

Reference datum

Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.

Use of Coordinates

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

Schedule 5 – Areas Not Forming Part of the Determination Area

The following areas of land and waters are excluded from the determination area as described in Parts 1, 2, 3 and 4 of Schedule 4:

1. Those land and waters within the External Boundary which at the time the native title determination application was made were the subject of one or more Previous Exclusive Possession Acts, within the meaning of s 23B of the *Native Title Act 1993* (Cth) as they could not be claimed in accordance with s 61A of the *Native Title Act 1993* (Cth).
2. Specifically, and to avoid any doubt, the land and waters described in (1) above includes:
 - (a) the Previous Exclusive Possession Acts described in ss 23B(2) and 23B(3) of the *Native Title Act 1993* (Cth) to which s 20 of the *Native Title (Queensland) Act 1993* (Qld) applies, and to which none of ss 47, 47A or 47B of the *Native Title Act 1993* (Cth) applied, including, but not limited to the whole of the land and waters described as:
 - (i) That part of Lot 12 on SP287967 formerly described as Portion 171 on C12428 and an area enclosed by the following coordinate points:

Longitude (East)	Latitude (South)
149.209295	21.112719
149.209552	21.112927
149.209380	21.113113
149.209124	21.112901

Data Reference and source

- Cadastral data sourced from Department of Natural Resources, Mines and Energy, Qld (March 2019)

Reference datum

- Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.

Use of Coordinates

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral

and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

- (ii) Lot 319 on CI2635;
- (iii) Lot 7 on SP191169;
- (iv) Lot 120 on SP236263;
- (v) Lot 3 on RP742353;
- (vi) Lot 10 on SP187035;
- (vii) Lot 101 on SP114711;
- (viii) Lot 19 on SP240442;
- (ix) Lot 21 on SP240443;
- (x) Lot 251 on SP114711;
- (xi) Lot 32 on SP112709;
- (xii) Lot 111 on SP112710;
- (xiii) Lot 131 on SP112708;
- (xiv) Lot 127 on SP112707;
- (xv) Lot 126 on SP112707;
- (xvi) Lot 125 on SP112707;
- (xvii) Lot 123 on SP112705;
- (xviii) Lot 120 on SP112705;
- (xix) That part of Lot 100 on SP112704 formerly described as Lot 731 on K124972;
- (xx) Lot 121 on SP112705;
- (xxi) Lot 122 on SP112705;
- (xxii) Lot 124 on SP112706;
- (xxiii) Lot 4 on SP236644;
- (xxiv) Lot 4 on SP234126;
- (xxv) Lot 17 on SP234124;
- (xxvi) Lot 154 on SP129953;

- (xxvii) Lot 153 on SP129954;
- (xxviii) Lot 7 on SP187032;
- (xxix) Lot 13 on SP187037;
- (xxx) Lot 9 on SP187034;
- (xxxi) Lot 12 on SP187036;
- (xxxii) Lot 271 on SP121180;
- (xxxiii) Lot 8 on SP187033;
- (xxxiv) Lot 46 on SP235530;
- (xxxv) Lot 3 on SP187029;
- (xxxvi) Lot 5 on SP187030;
- (xxxvii) Lot 11 on SP174147;
- (xxxviii) Lot 6 on SP187031;
- (xxxix) Lot 2 on SP256544;
- (xl) Lot 3 on SP256544;
- (xli) Lot 4 on SP256544;
- (xlii) Lot 22 on SP108549.

(b) the land and waters on which any public work, as defined in s 253 of the *Native Title Act 1993* (Cth), is or was constructed, established or situated, and to which ss 23B(7) and 23C(2) of the *Native Title Act 1993* (Cth) and to which s 21 of the *Native Title (Queensland) Act 1993* (Qld), applies, together with any adjacent land or waters in accordance with s 251D of the *Native Title Act 1993* (Cth), and includes, but is not limited to, the whole of the land and waters described as:

- (i) Lot 5 on SP234126;
- (ii) Lot 2 on SP234080;
- (iii) Lot 18 on SP234124;
- (iv) Lot 19 on SP234132;
- (v) Lot 6 on SP129955;
- (vi) Lot 149 on SP129956;
- (vii) Lot 32 on SP135519;

- (viii) Lot 29 on SP135519;
- (ix) That part of Lot 100 on SP112704 excluding the area formerly described as Lot 731 on K124972;
- (x) Lot 153 on SP129954;
- (xi) Lot 20 on SP190265;
- (xii) That part of Lot 63 on SP143358 which is not included in Part 2 of Schedule 4;
- (xiii) Lots 41 on SP136319;
- (xiv) Lot 42 on SP136319;
- (xv) Lot 43 on SP185559;
- (xvi) That part of Lot 12 on SP287967 extinguished by public works described as commencing at the north-easternmost corner of Lot 12 on CP906295 and extending southerly along the eastern boundary of that lot to a point at Latitude 21.116487° South; then generally westerly and southerly to a point on the southern boundary of that lot at Longitude 149.211026° East, passing through the following coordinates:

Longitude (East)	Latitude (South)
149.212304	21.116605
149.211441	21.116223
149.211110	21.116461

Then westerly, generally north-westerly, southerly and again westerly along the southern boundaries of that lot to a point at Longitude 149.206708° East, then northerly to the intersection with the south-eastern corner of Lot 319 on CI2635, then northerly along the eastern boundary of that lot to a point at Latitude 21.114942° South, then north-easterly and northerly to a point on the boundary of Lot 12 on CP906295 at Latitude 21.113640° South, passing through Longitude 149.207247° East, Latitude 21.114612° South; then north-easterly along the boundary of that lot to a point at Longitude 149.209278° East, then south-easterly, north-easterly and north-westerly to a point on the northern boundary of that lot at Longitude 149.209374° East, passing through the following coordinate points:

Longitude (East)	Latitude (South)
149.209300	21.112670
149.209380	21.112640

Then south-easterly ng the boundary of that lot back to the commencement point. Exclusive of former Portion 171 on C12428 and an area enclosed by the following coordinate points:

Longitude (East)	Latitude (South)
149.209295	21.112719
149.209552	21.112927
149.209380	21.113113
149.209124	21.112901

- (xvii) Lot 501 on SP193999;
- (xviii) Lot 403 on SP110547;
- (xix) Lot 100 on USL10485;
- (xx) Lots 4 and 6 on SP232808;
- (xxi) Lot 5 on CP800783;
- (xxii) That part of Lot 564 on SP288934 commencing at a point on the western boundary of Lot 564 on SP288934 at Latitude 21.066764° South, and extending south-easterly, north-easterly, again south-easterly, then south-westerly to a corner on the western boundary of that lot at Latitude 21.067129° South, passing through the following coordinates:

Longitude (East)	Latitude (South)
149.225536	21.066788
149.225635	21.066706
149.225815	21.066938
149.225739	21.067072

Then north-westerly along the western boundary of that lot back to the commencement point**;

- (xxiii) That part of Lot 291 on C124552 commencing at a point on the western boundary of Lot 291 on C124552 at Latitude 21.119511° South, and extending easterly to a point on the eastern boundary of that lot at Latitude 21.119556° South, passing through the following coordinate points:

Longitude (East)	Latitude (South)
149.182159	21.119508
149.182207	21.119512

Then south-westerly along the eastern boundary of that lot to a point at Latitude 21.119595° South; then westerly to a point on the western boundary of that lot at Latitude 21.119556° South, passing through the following coordinate points:

Longitude (East)	Latitude (South)
149.182212	21.119558
149.182149	21.119553

Then northerly along the western boundary of that lot back to the commencement point**; and

- (xxiv) That part of Lot 581 on SP116066 commencing at a point on the northern boundary of Lot 581 on SP116066 at Longitude 149.197010° East, and extending south-easterly, then south-westerly along the boundaries of that lot to a point at Latitude 21.147913° South; then north-westerly back to the commencement point**.

**denotes areas for which the following applies:

Data Reference and source

- Cadastral data sourced from Department of Natural Resources, Mines and Energy, Qld (July 2019)

Use of Coordinates

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

Reference datum

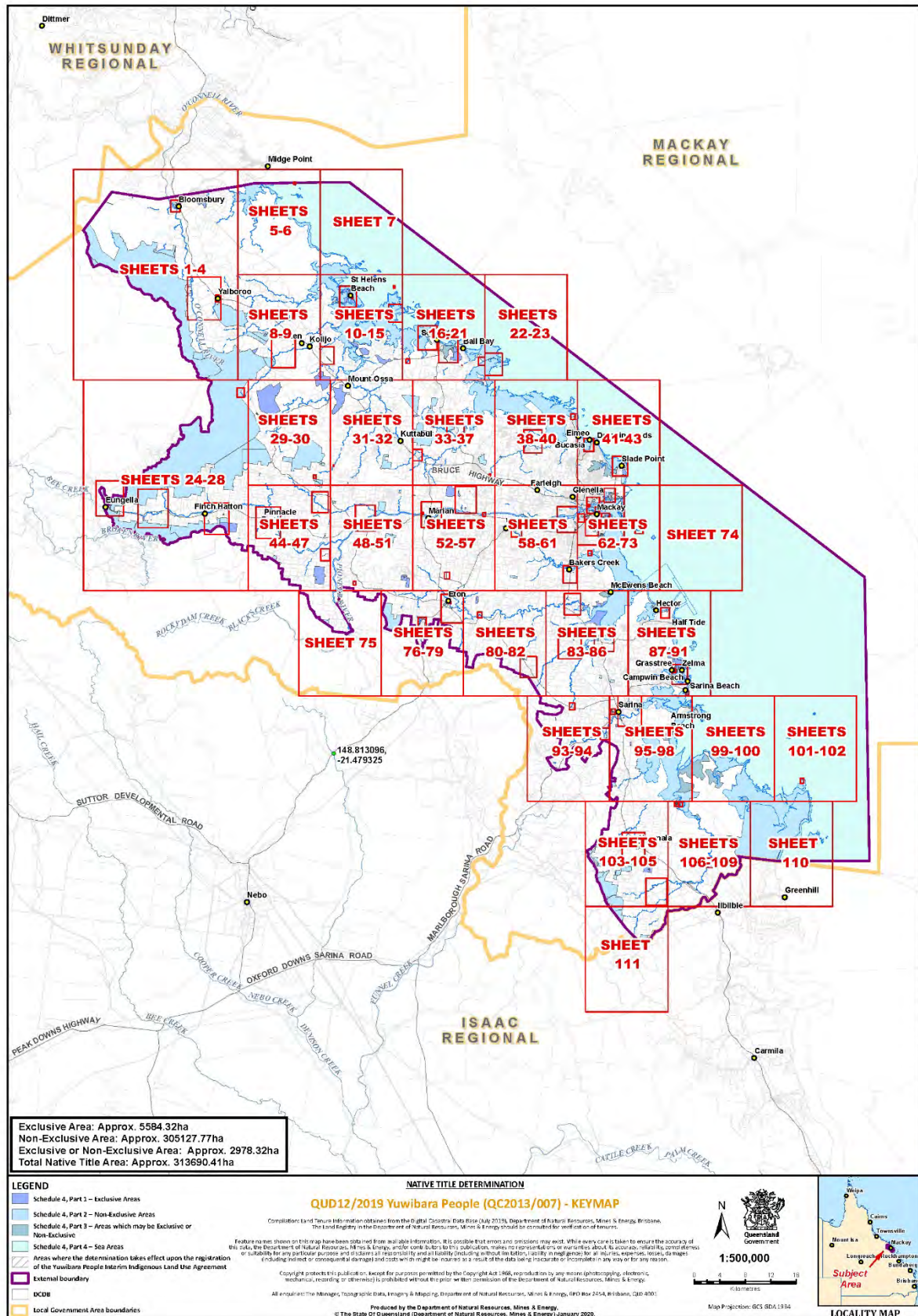
Geographical coordinates are referenced to the Geocentric Datum of Australia 1994 (GDA94), in decimal degrees.

3. Those land and waters within the External Boundary where native title was acquired in accordance with the *Acquisition of Land Act 1967* (Qld), and includes, but is not limited to, the whole of the land and waters described as:
- (i) Lot 3 on SP241757;

- (ii) Lot 6 on SP241757;
 - (iii) Lot 5 on SP241757;
 - (iv) Lot 1 on SP241757;
 - (v) Lot 2 on SP241757;
 - (vi) Lot 4 on SP241757.
4. Those land and waters within the External Boundary on which, at the time the native title determination application was made, public works were validly constructed, established or situated after 23 December 1996, where s 24JA of the *Native Title Act 1993* (Cth) applies, and which wholly extinguished native title.
5. Those land and waters within the External Boundary which, at the time the native title determination application was made, were the subject of one or more Pre-existing Rights Based Acts, within the meaning of s 24IB of the *Native Title Act 1993* (Cth), which wholly extinguished native title.
6. The following land and waters within the External Boundary which were freehold at the time the native title determination application was made, and therefore specifically excluded by Schedule B of the Form 1 Native Title Determination Application Claimant Application:
- (a) Lot 9 on SP222455;
 - (b) Lot 13 on RP806561;
 - (c) Lot 29 on CI3993;
 - (d) Lot 1 on SP222442;
 - (e) Lot 136 on CI3164;
 - (f) Lot 101 on SP108584;
 - (g) Lot 30 on SP135519;
 - (h) Lot 21 on SP190265;
 - (i) Lot 9 on SP244504;
 - (j) Lot 8 on SP217425;
 - (k) Lot 54 on CI2374;
 - (l) Lot 3 on SP117891;
 - (m) Lot 18 on SP129630;
 - (n) Lot 26 on SP308342;

- (o) Lot 1 on SP282850; and
- (p) Lot 235 on M912.

Schedule 6 – Map of Determination Area



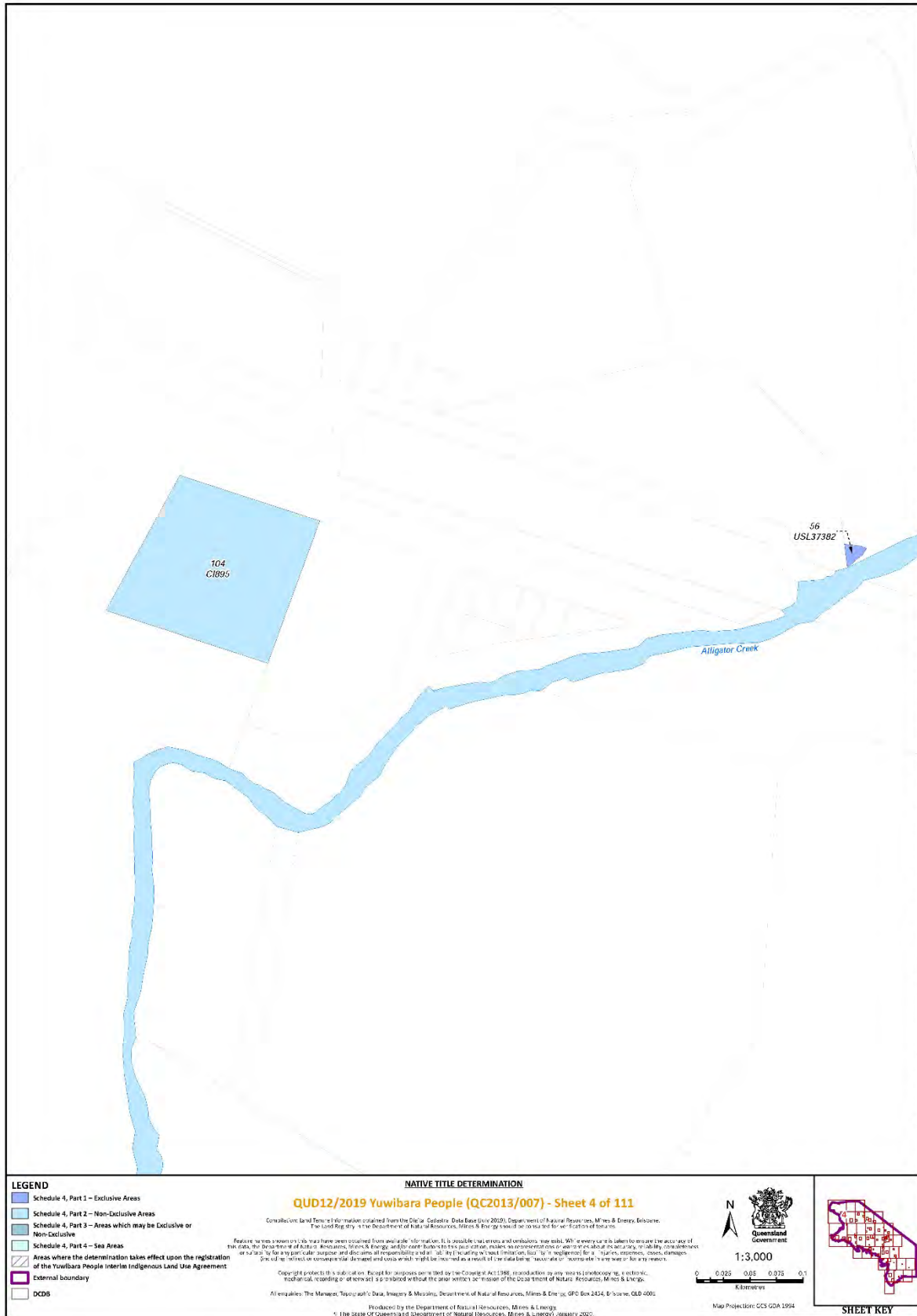
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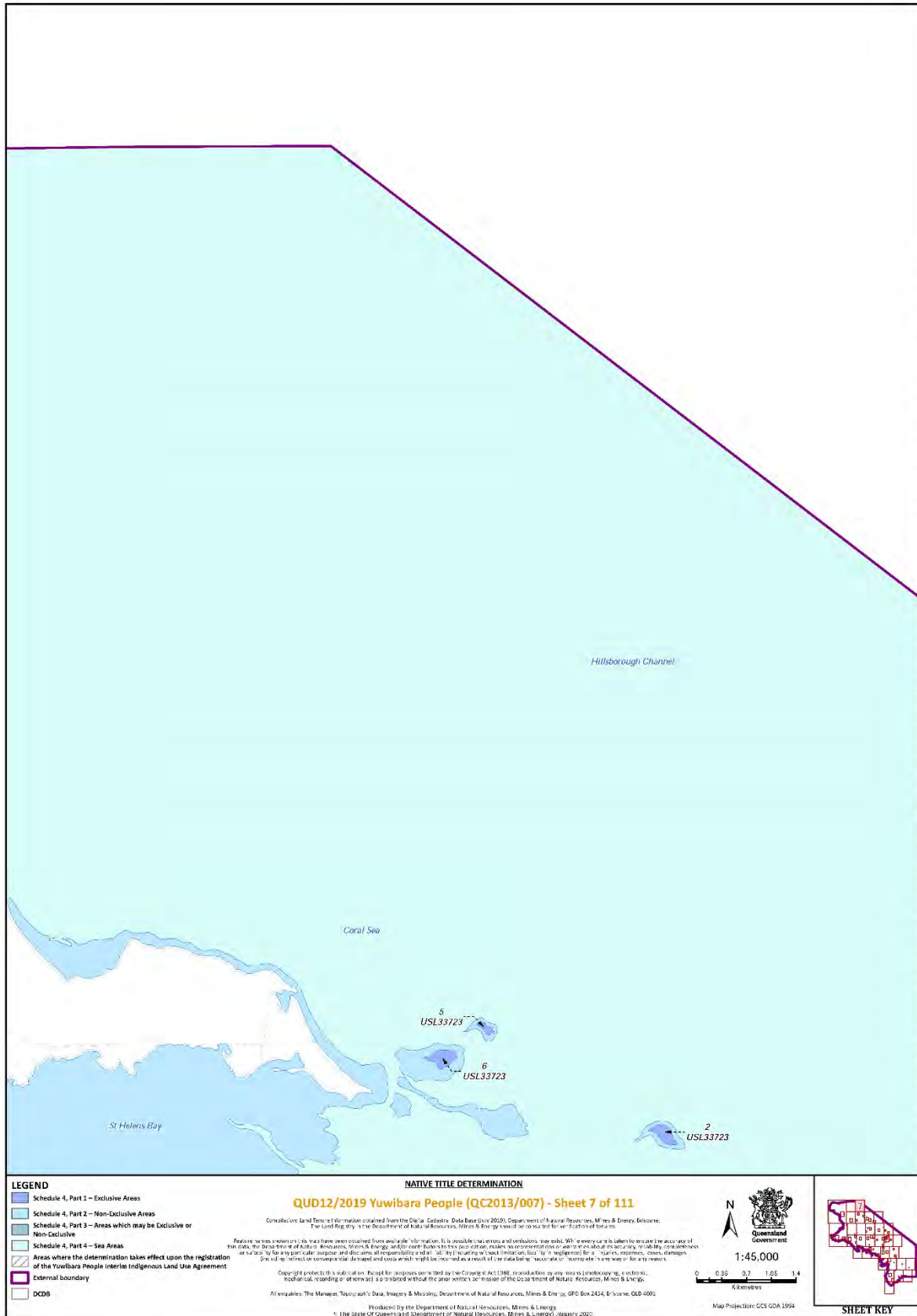
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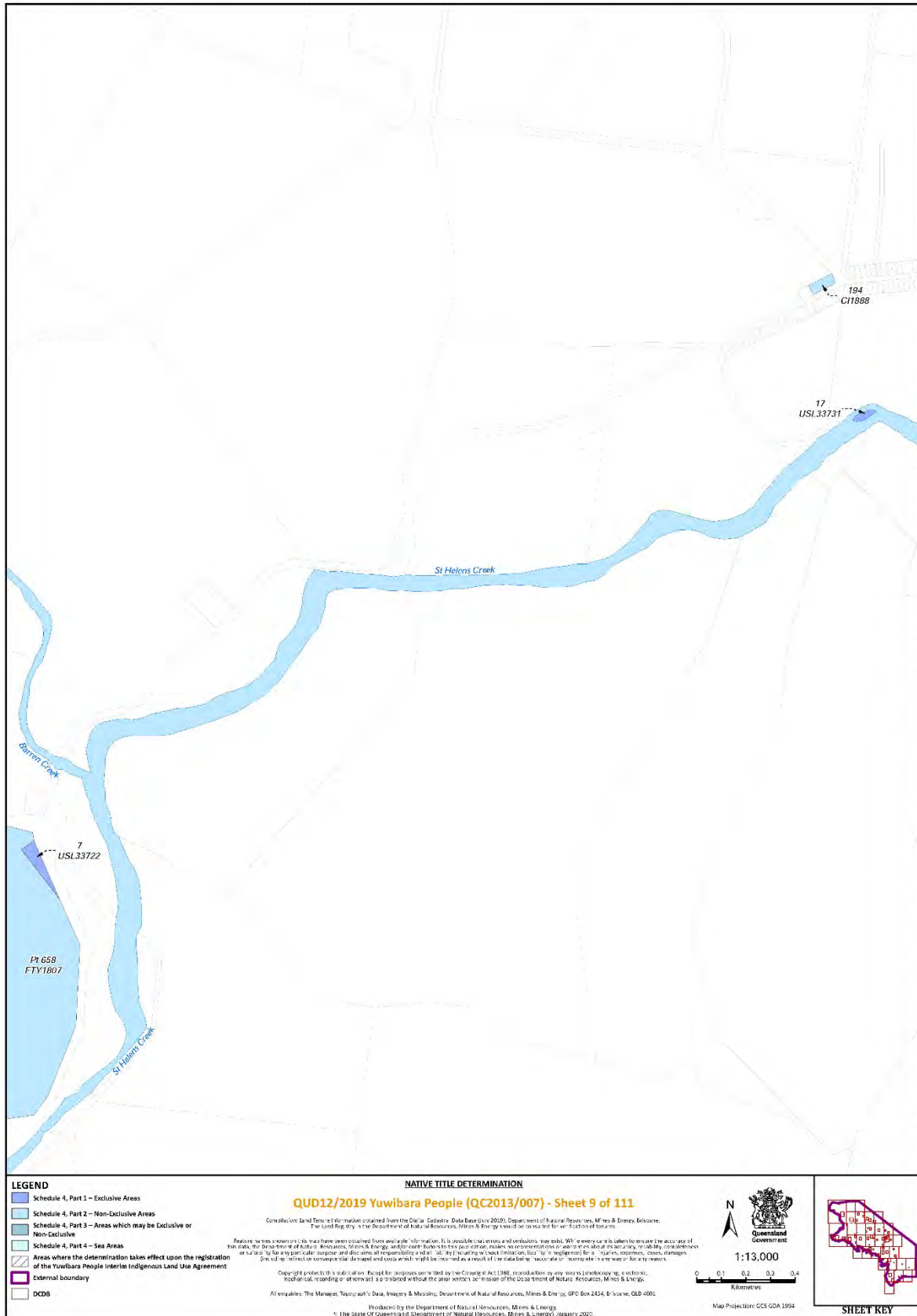
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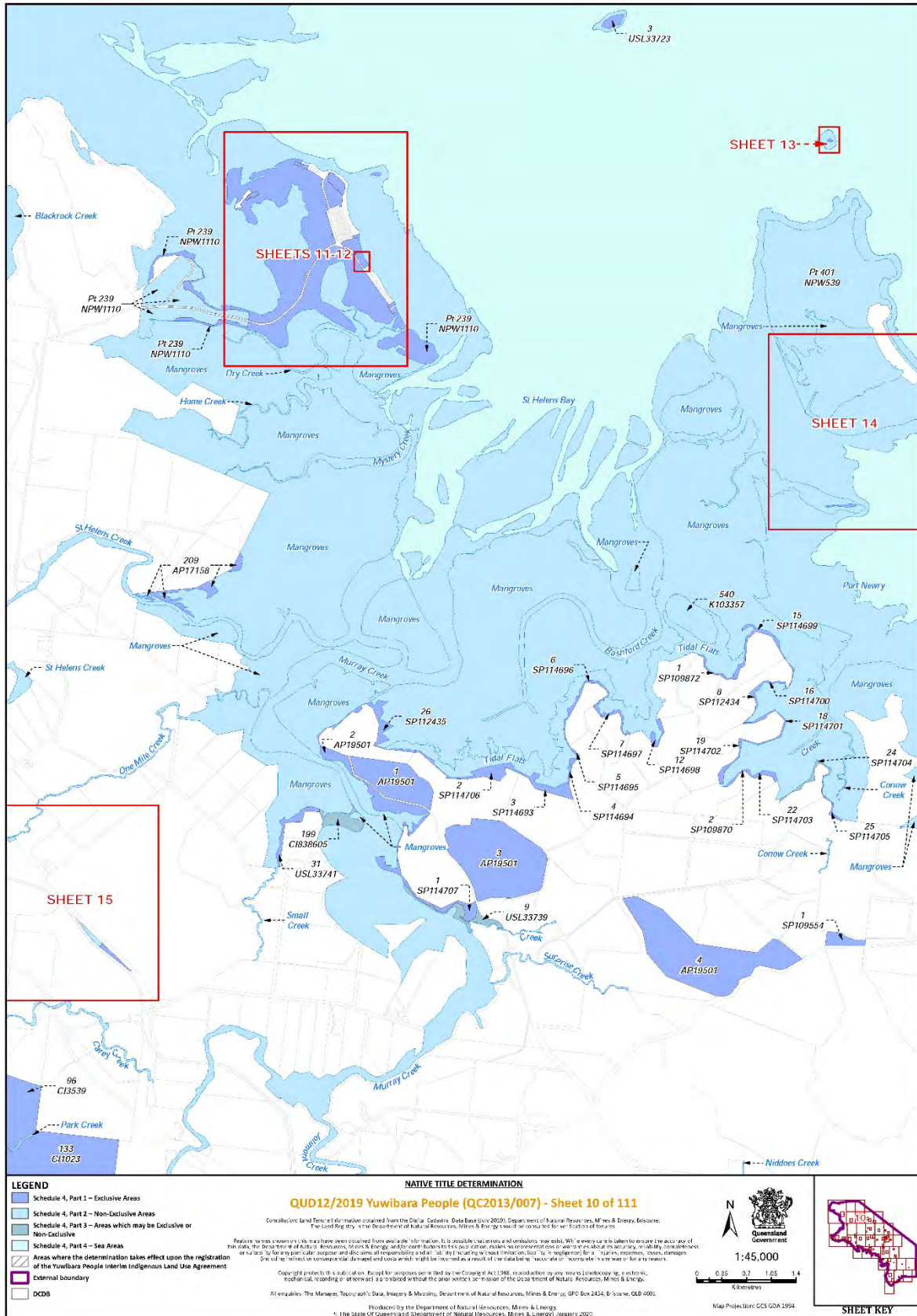
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NATIVE TITLE DETERMINATION

QUD12/2019 Yuwibara People (QC2013/007) - Sheet 11 of 111

Consultative Land Tenure Information obtained from the Digital Cadastral Data Base (July 2020). Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Department of Natural Resources, Mines & Energy's web-based service for the registration of interests.

Feature names shown on this map have been obtained from available information. It is possible that errors and omissions have occurred. While every care is taken to ensure the accuracy of the data, the Department of Natural Resources, Mines & Energy and/or other bodies to this jurisdiction, makes no representation or warranty about the accuracy or reliability of the data, or as to any particular purpose and disclaims all responsibility and liability for any loss or damage, or as to any particular purpose and disclaims all responsibility and liability for any loss or damage, or as to any particular purpose and disclaims all responsibility and liability for any loss or damage, or as to any particular purpose and disclaims all responsibility and liability for any loss or damage.

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All enquiries: The Manager, Topographic Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.

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LEGEND

- Schedule 4, Part 1 – Exclusive Areas
- Schedule 4, Part 2 – Non-Exclusive Areas
- Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive
- Schedule 4, Part 4 – Sea Areas
- Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement
- External boundary
- DCDB

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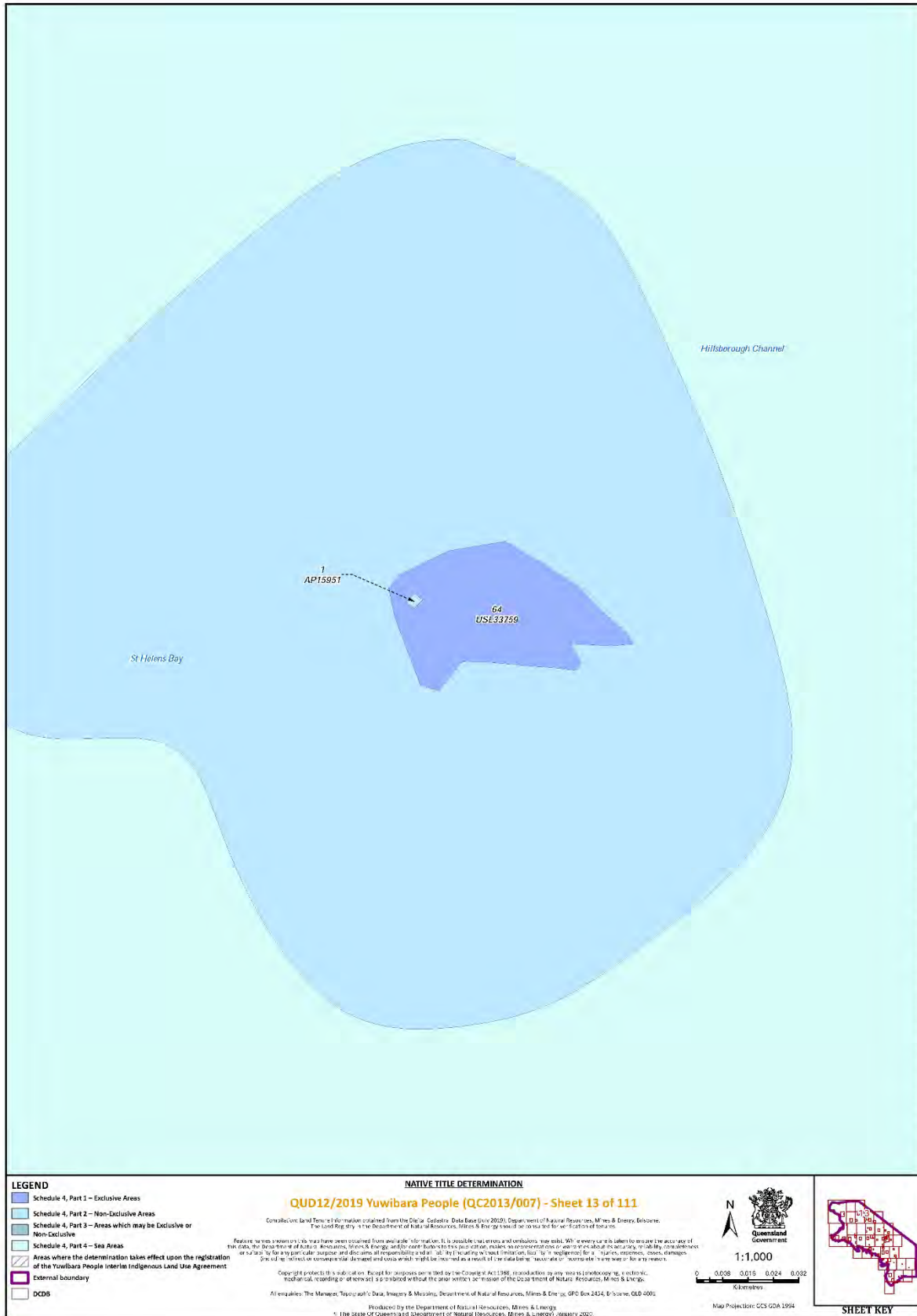
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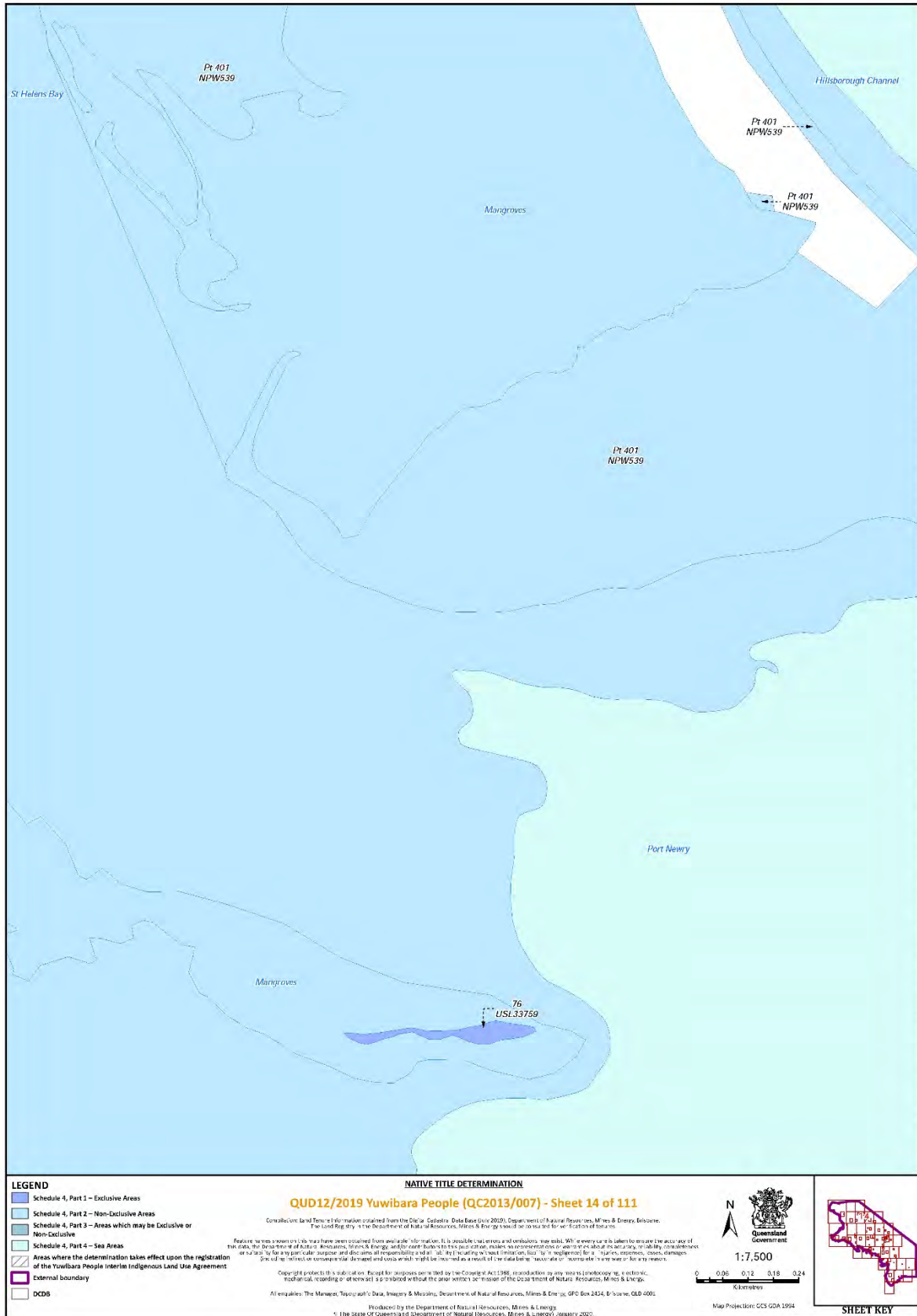
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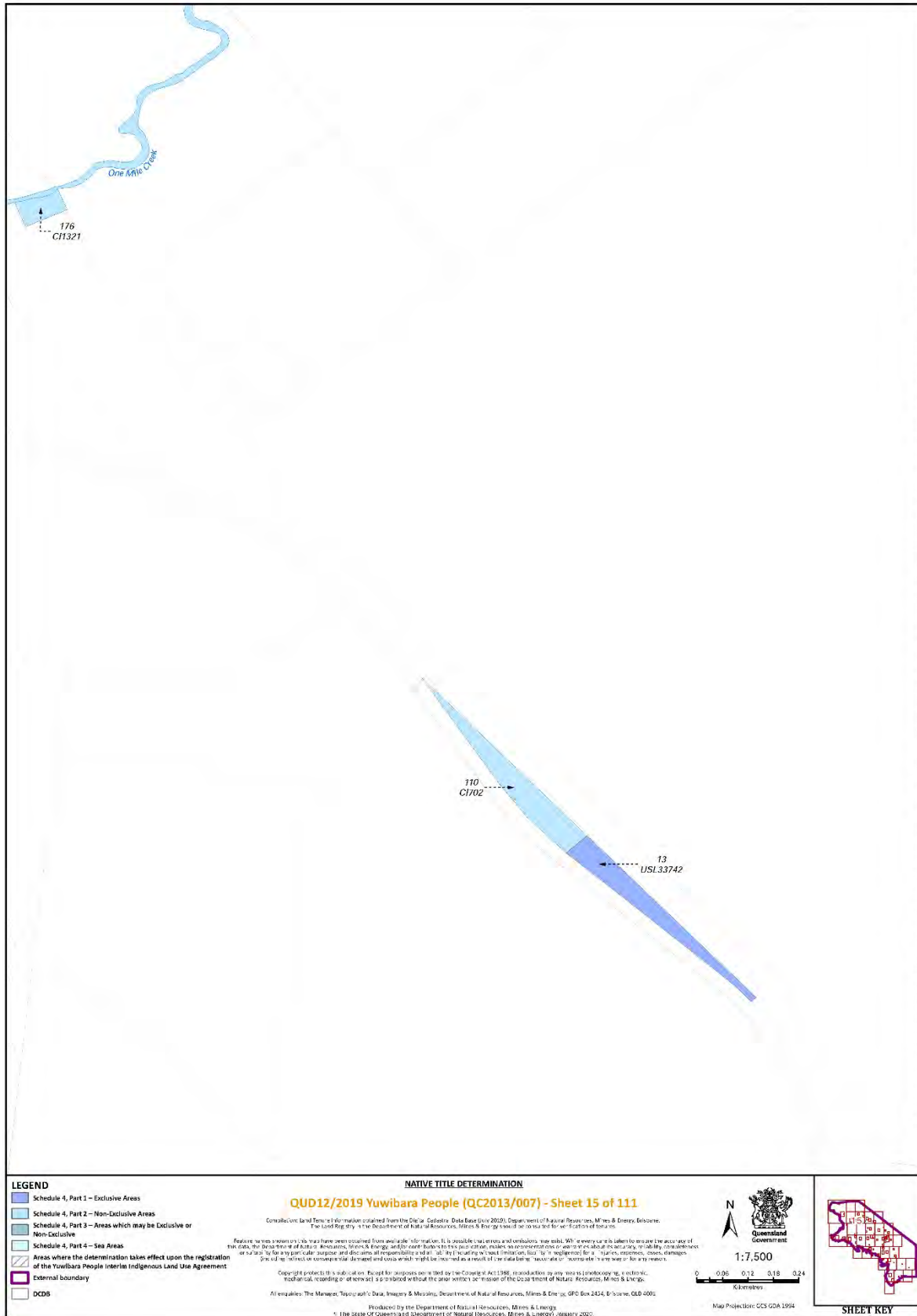
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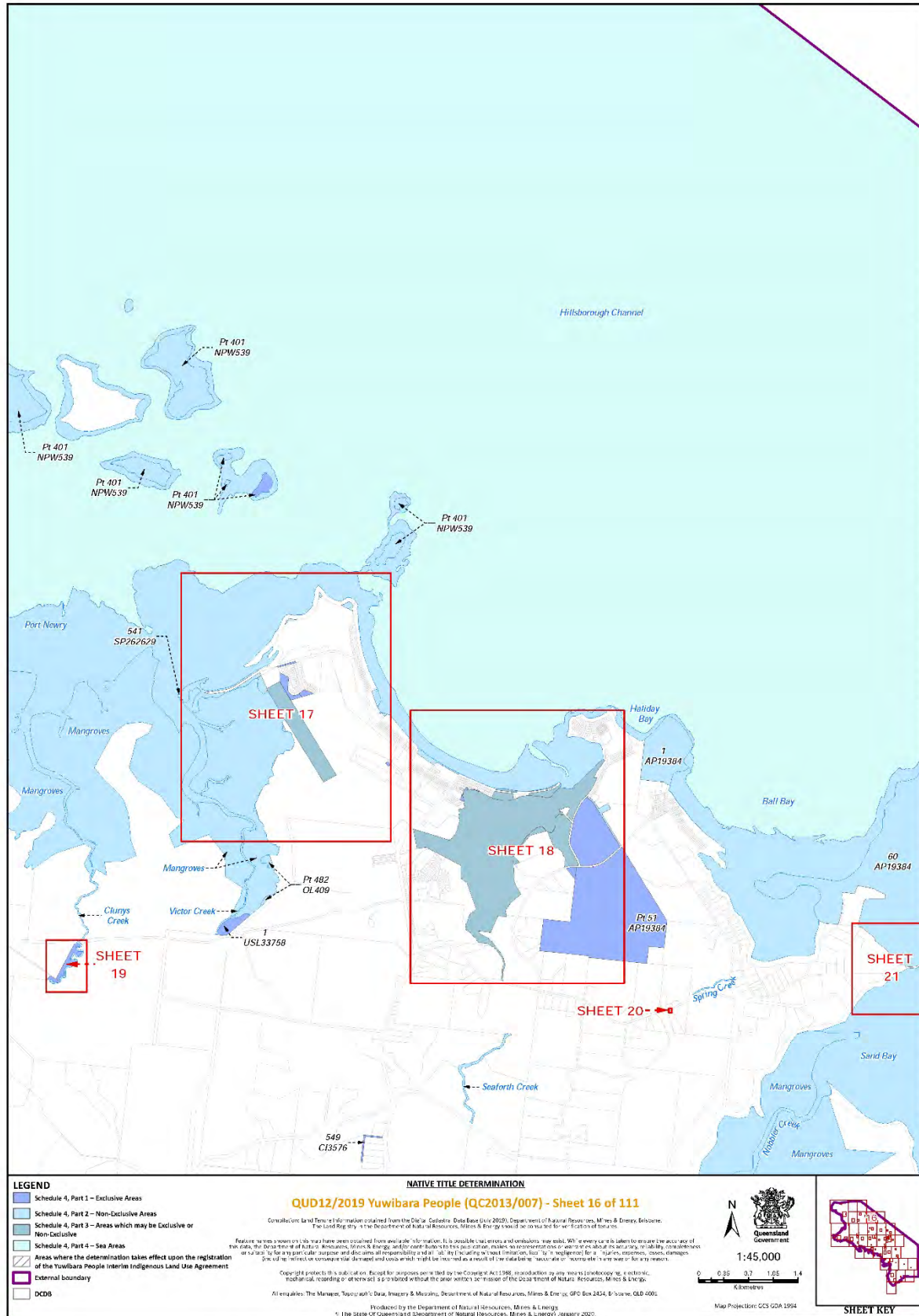


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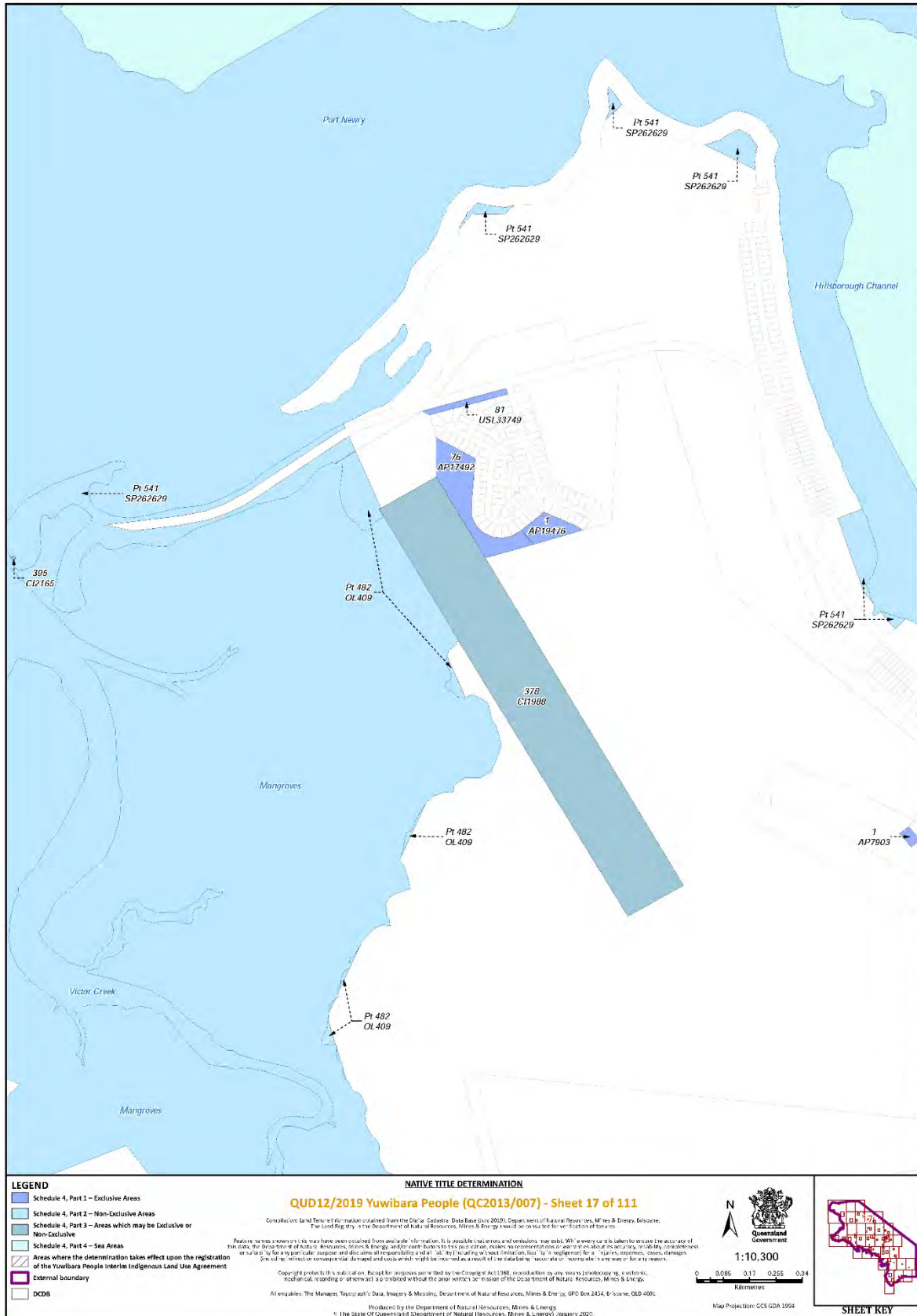


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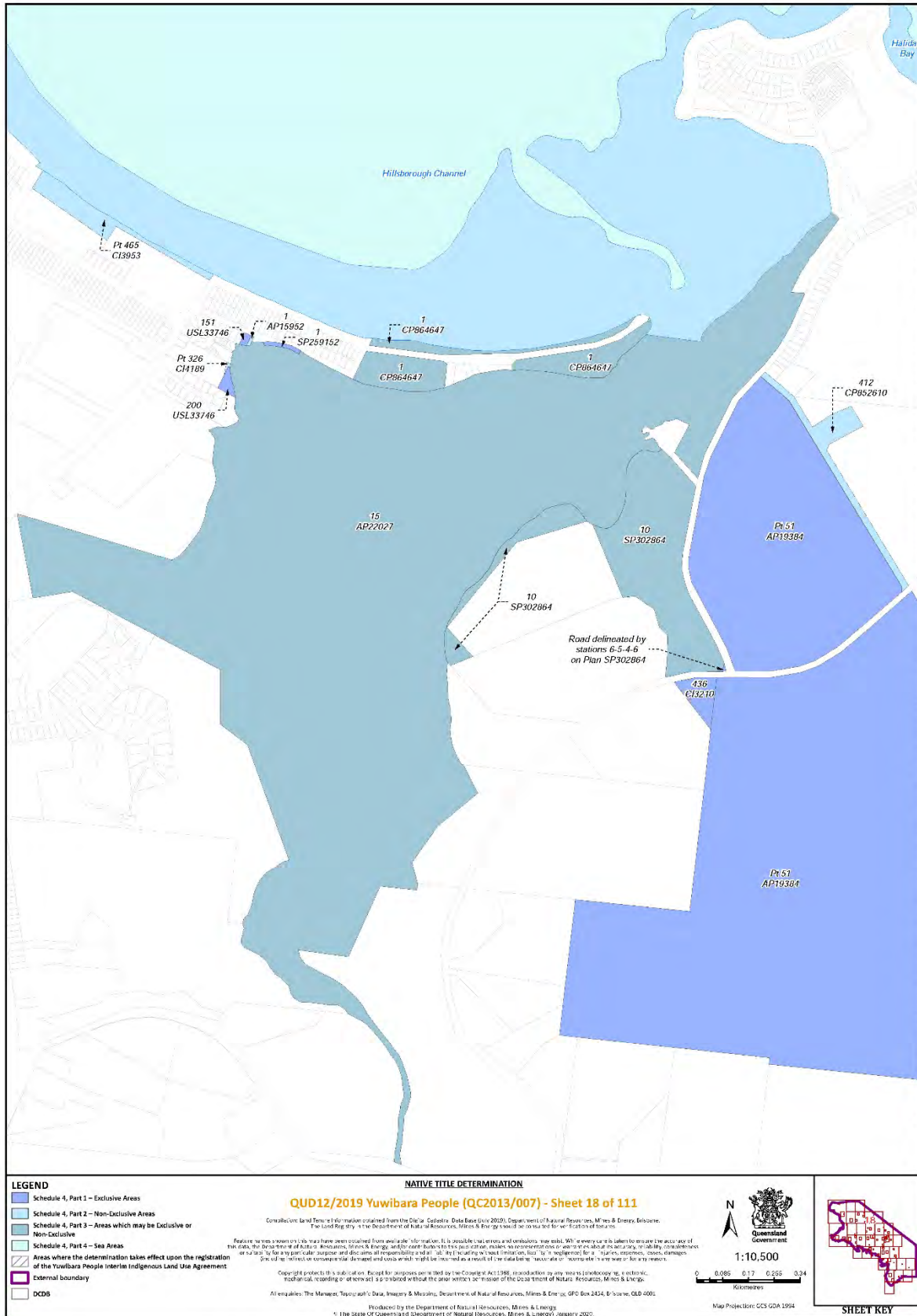


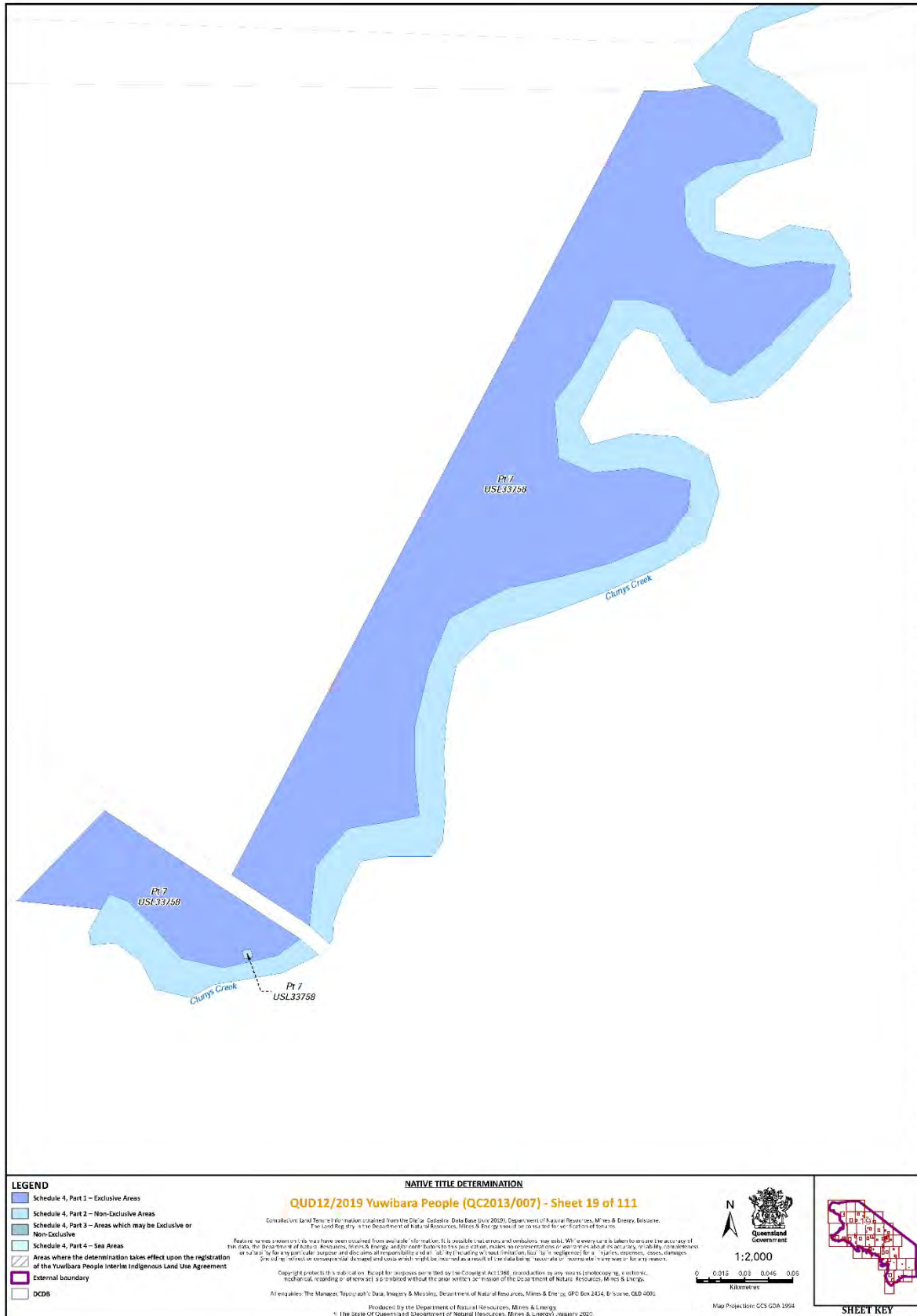


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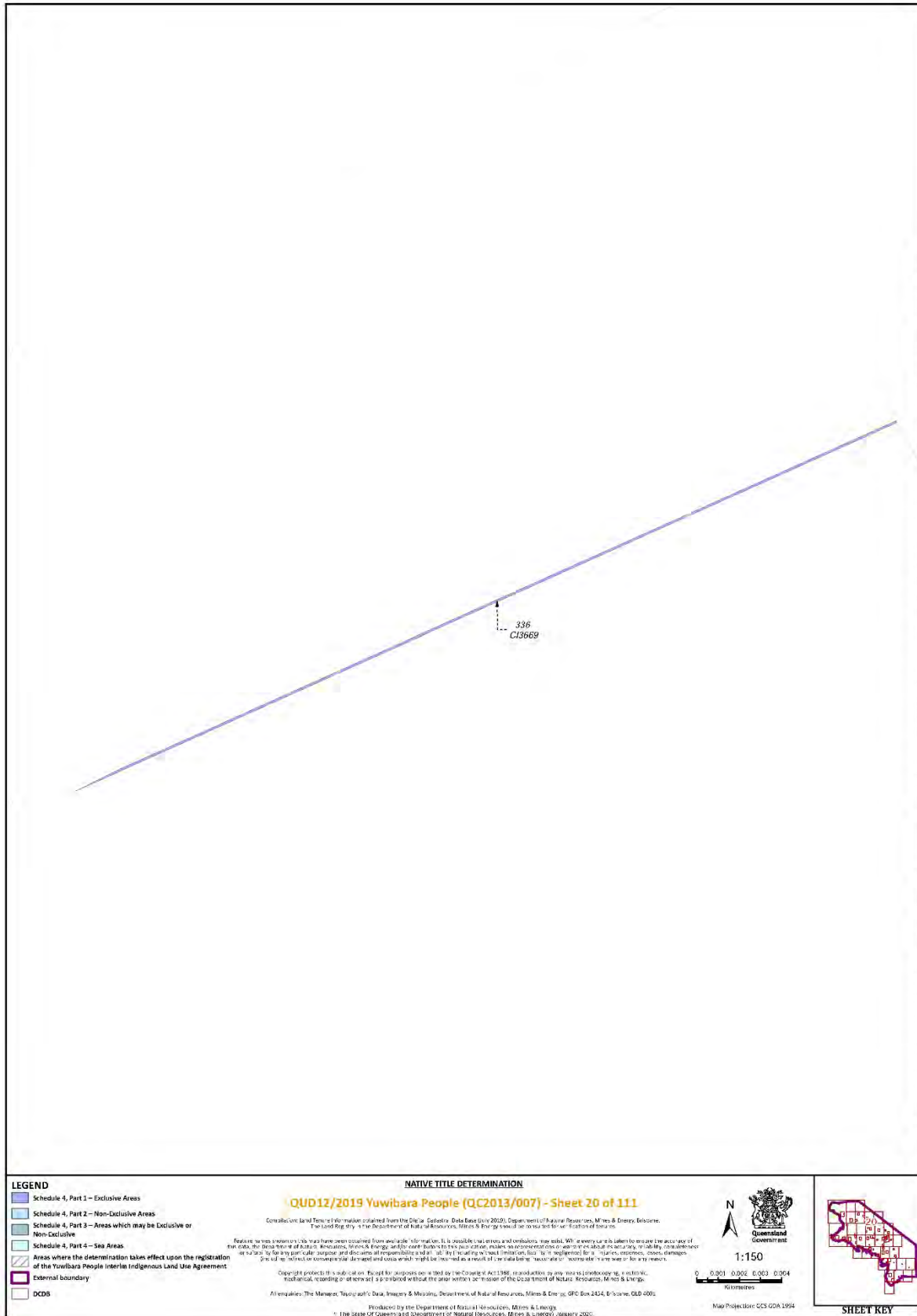


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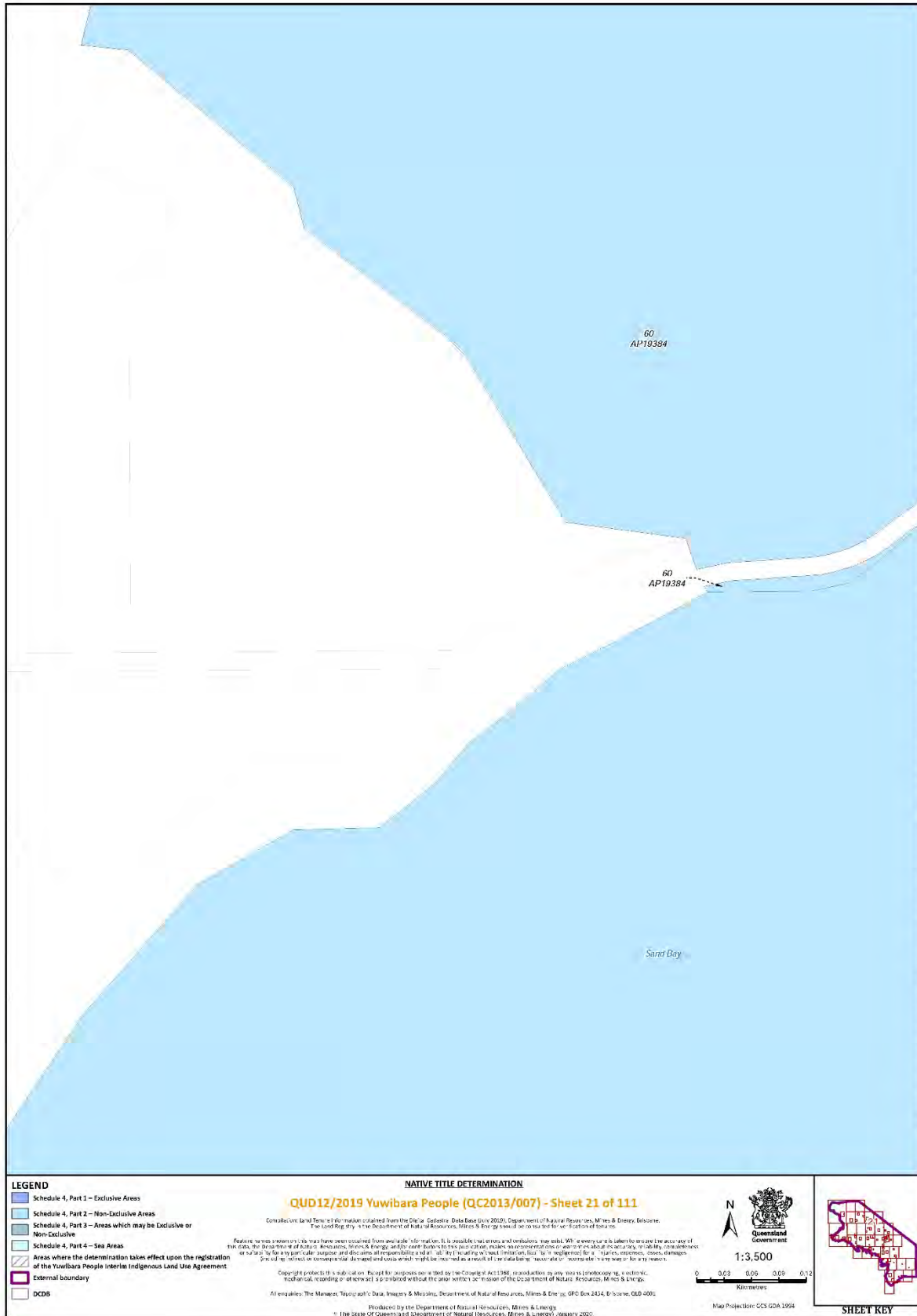




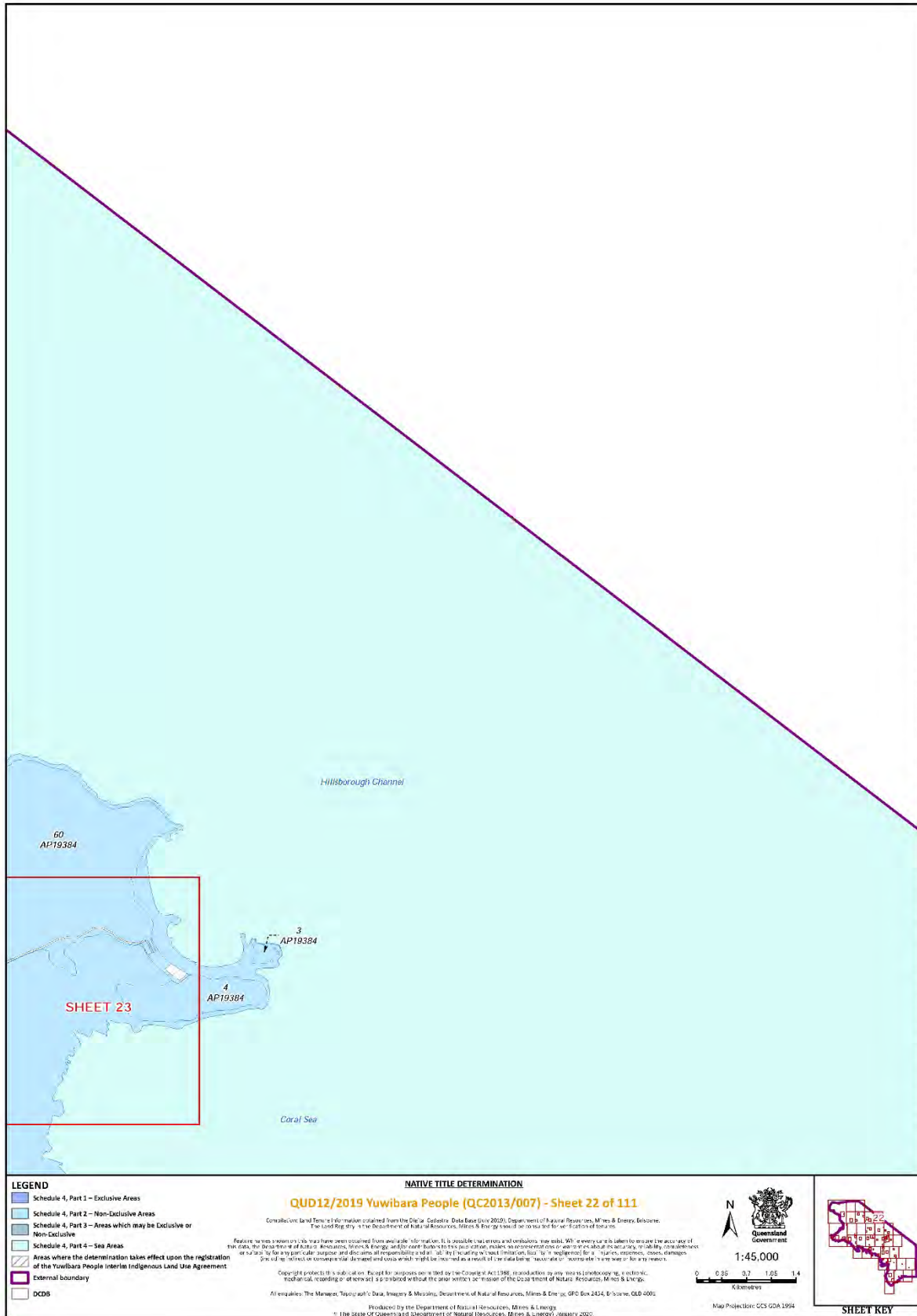
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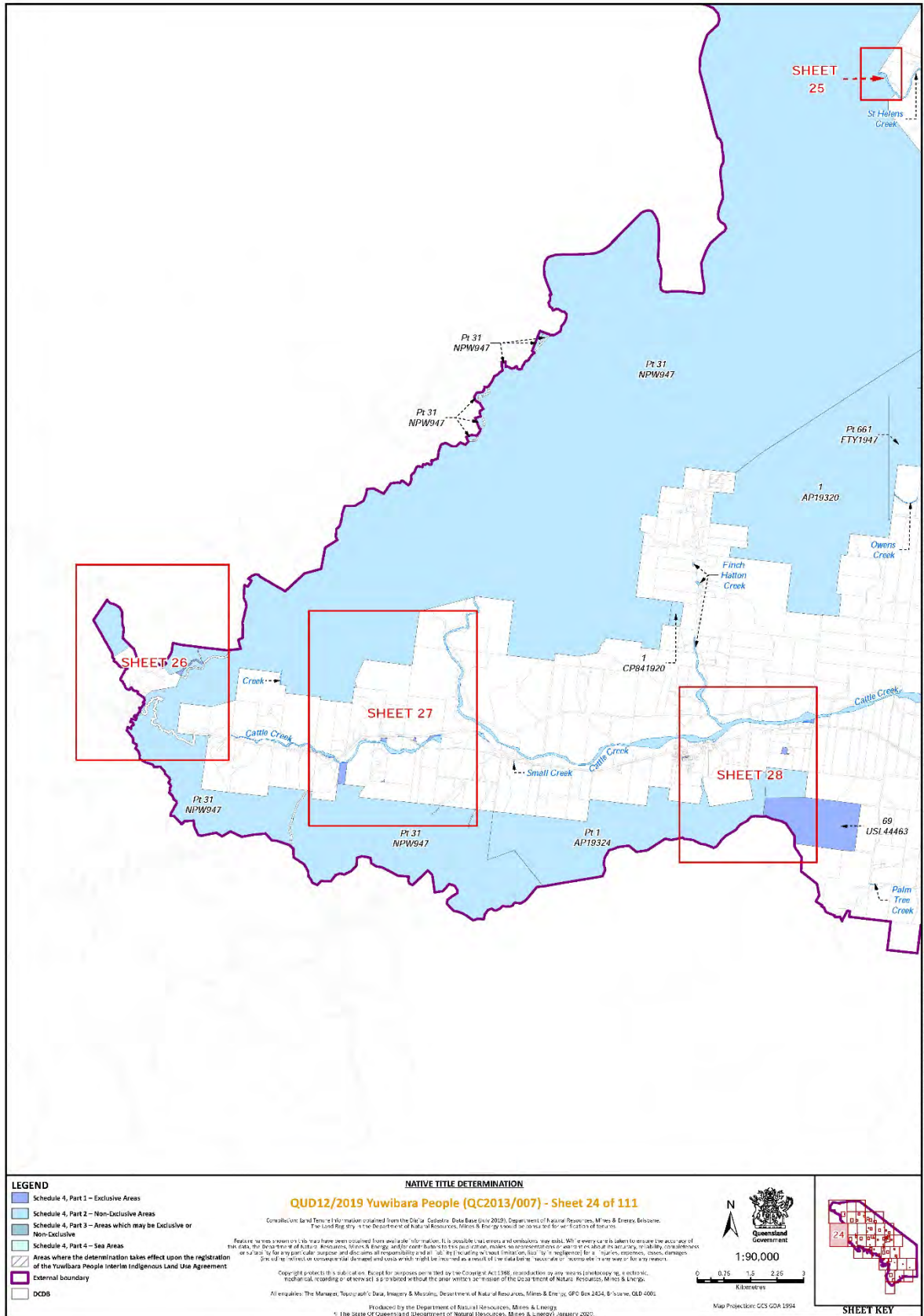
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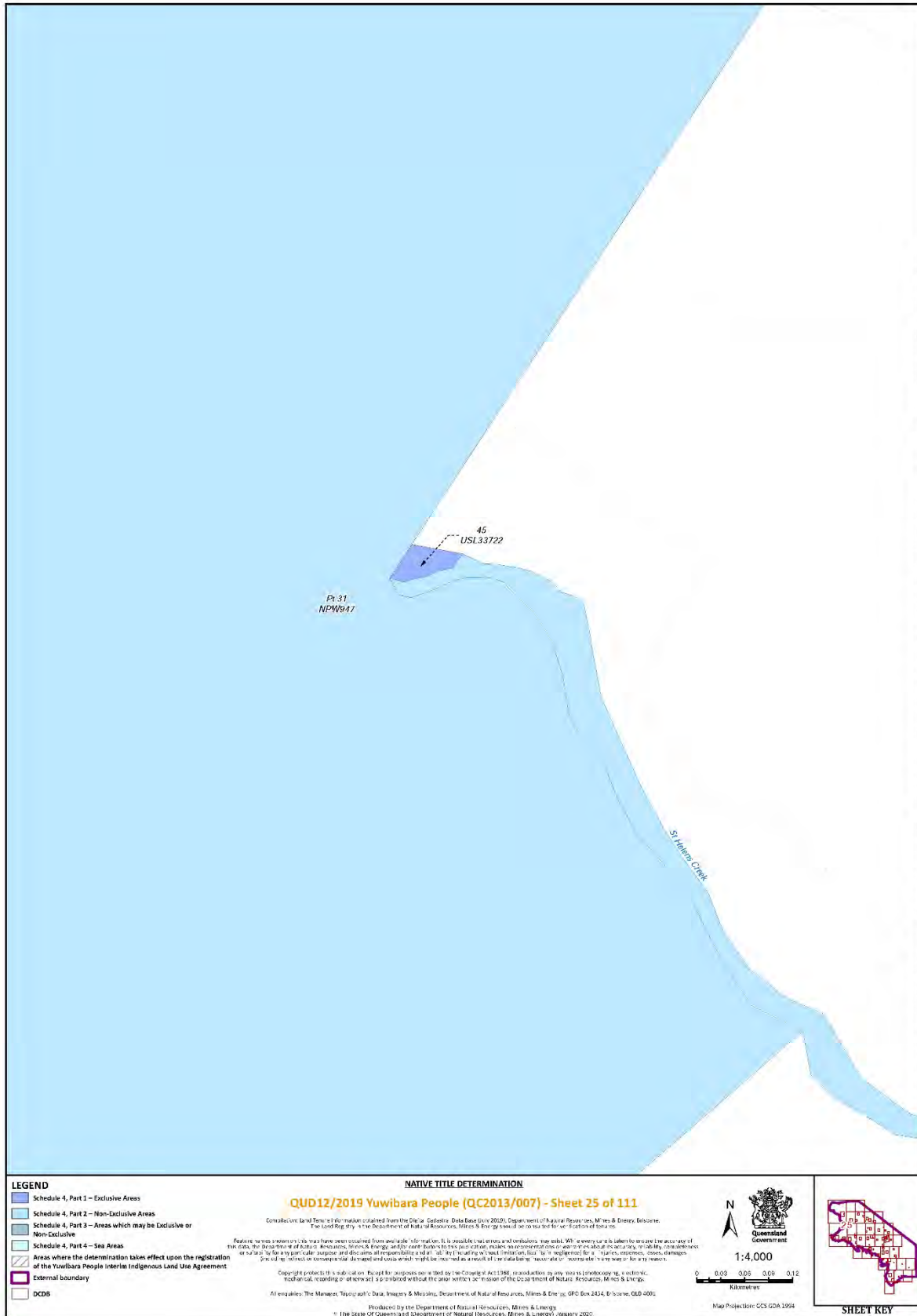
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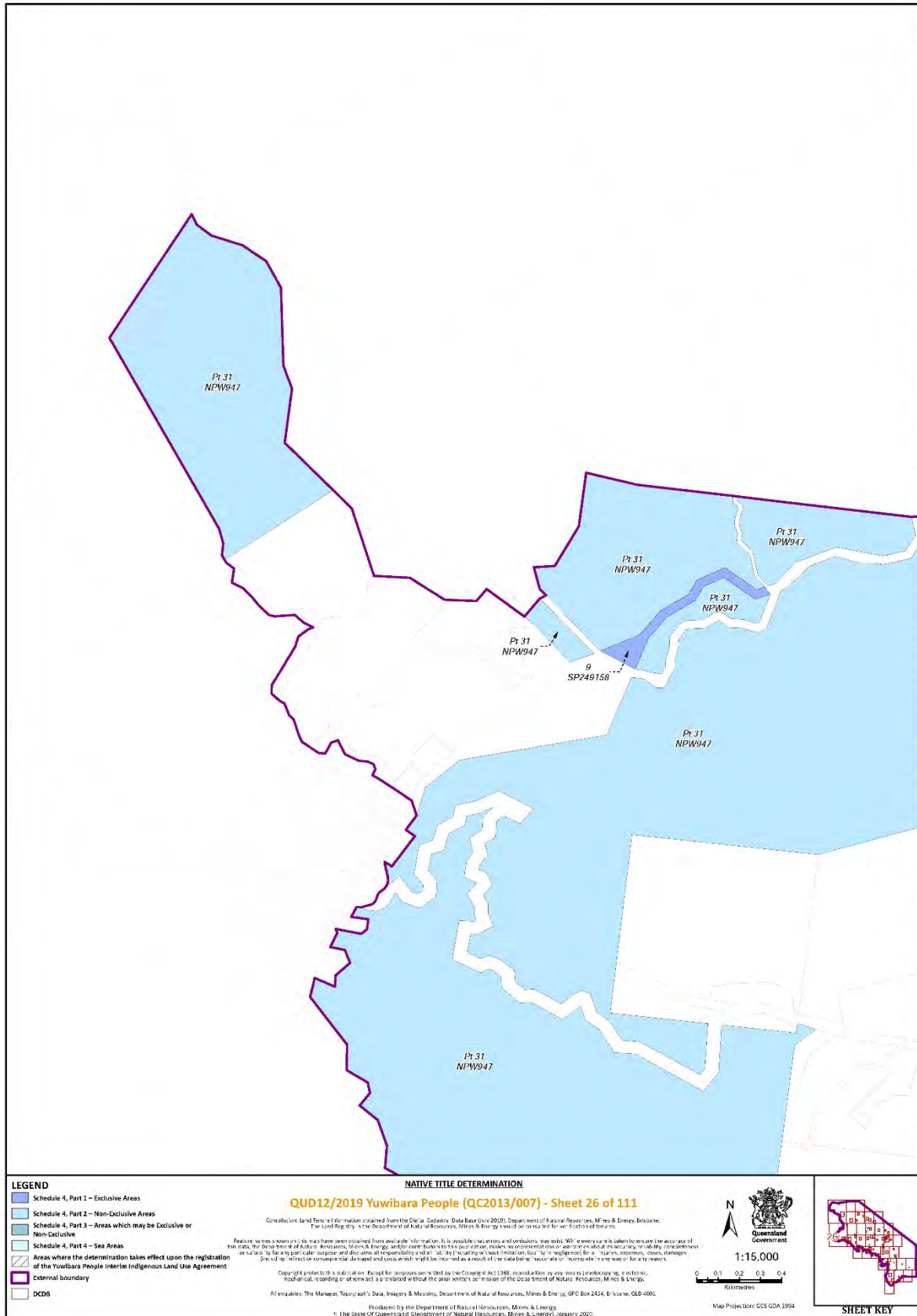
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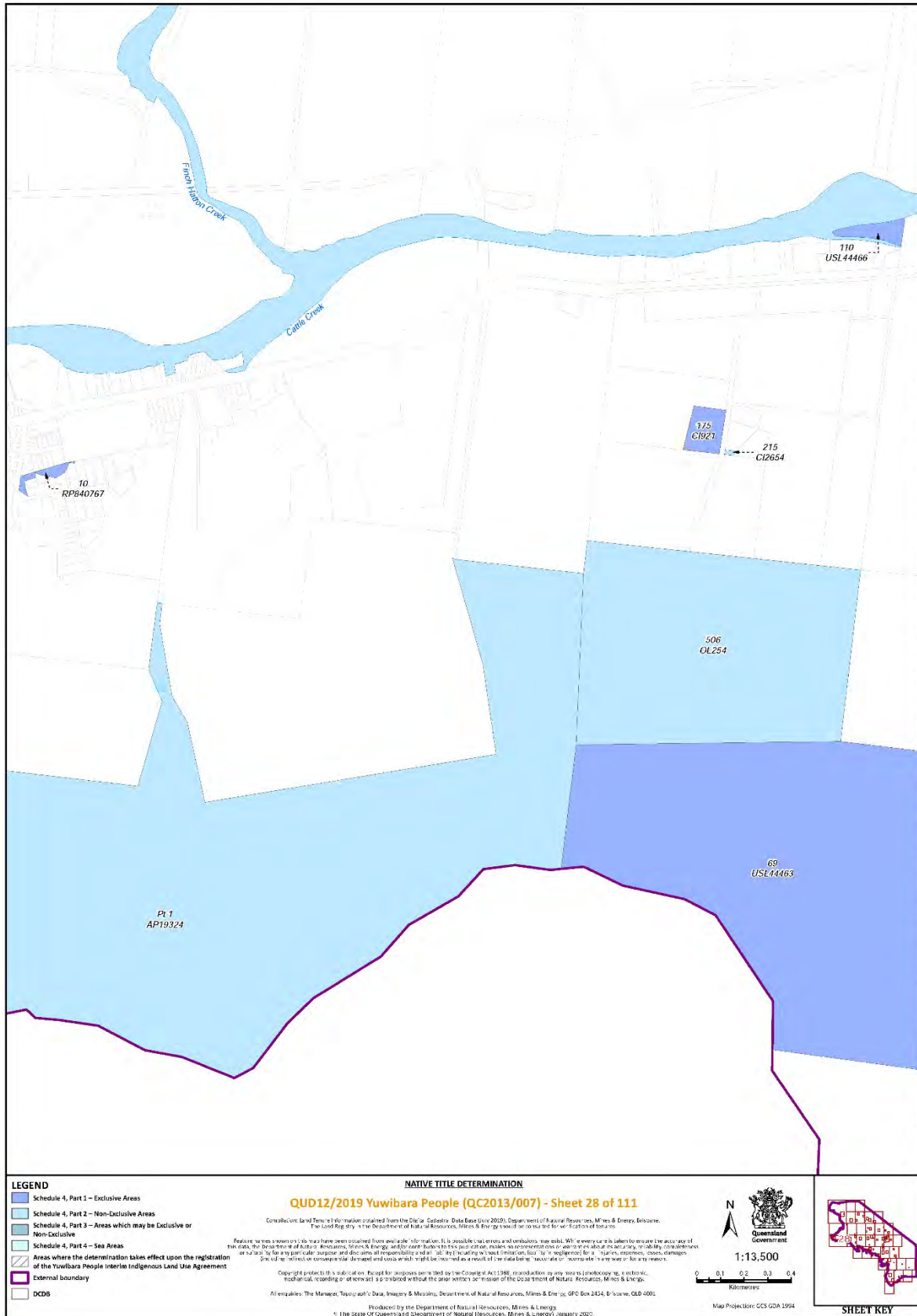
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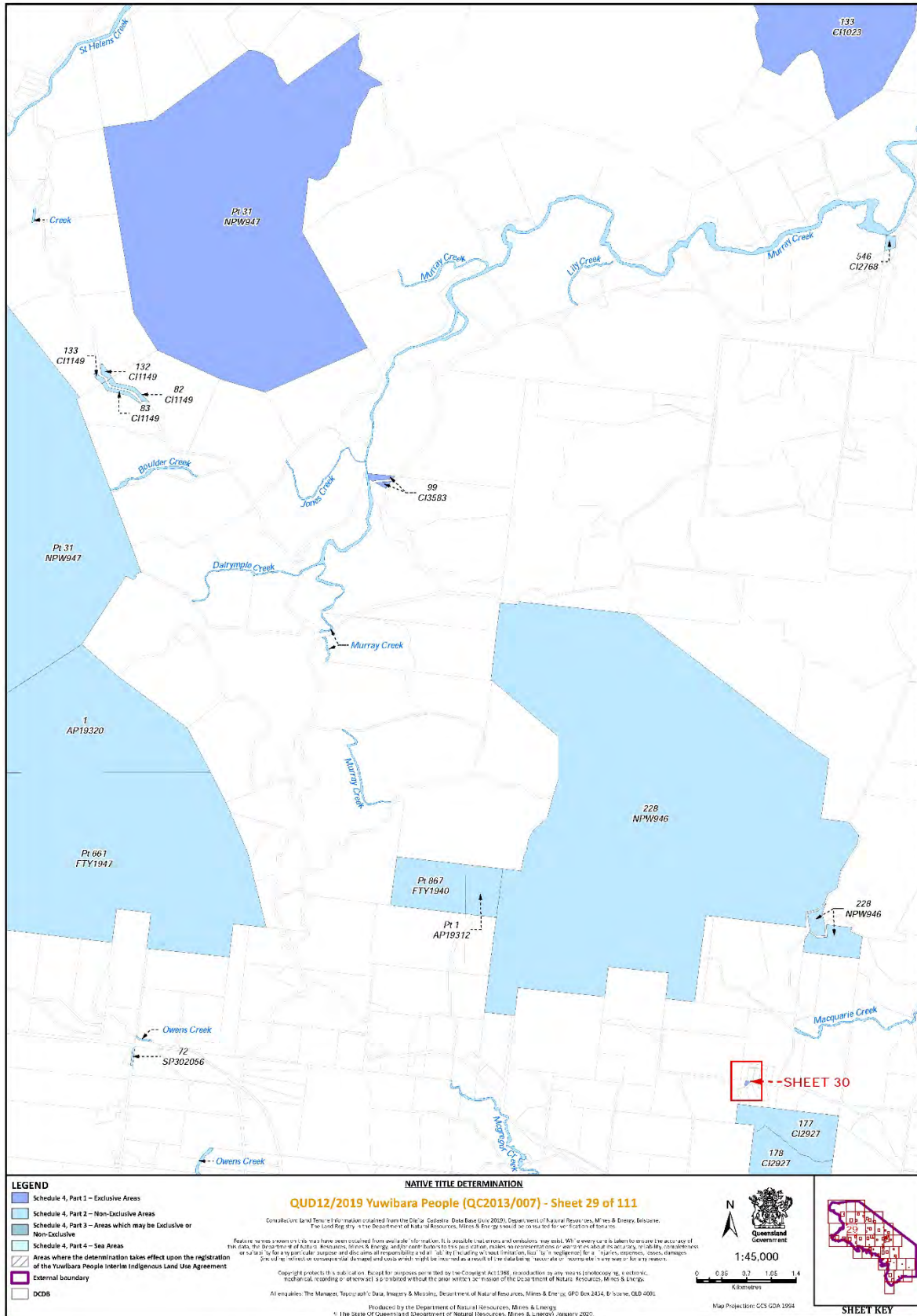
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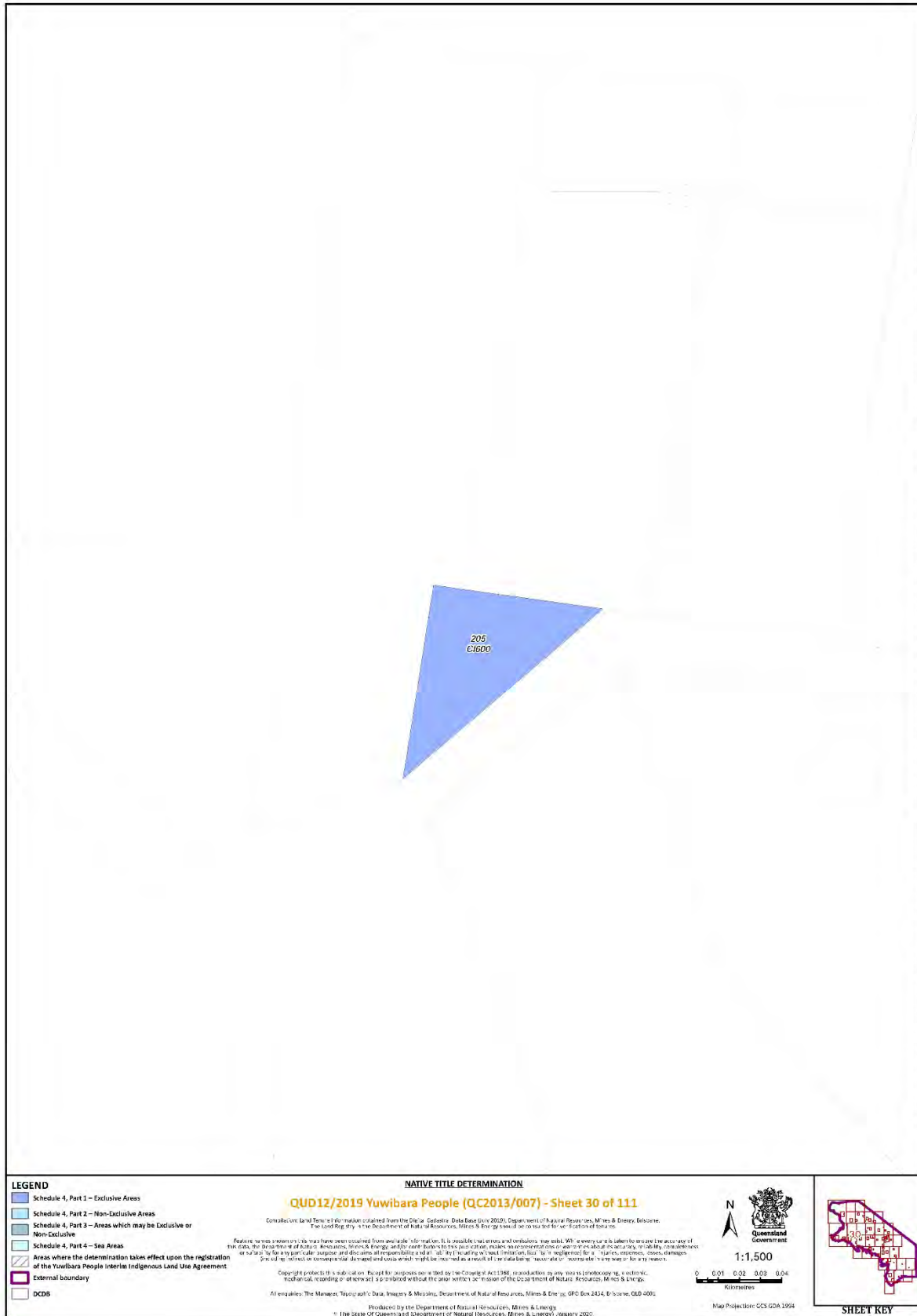
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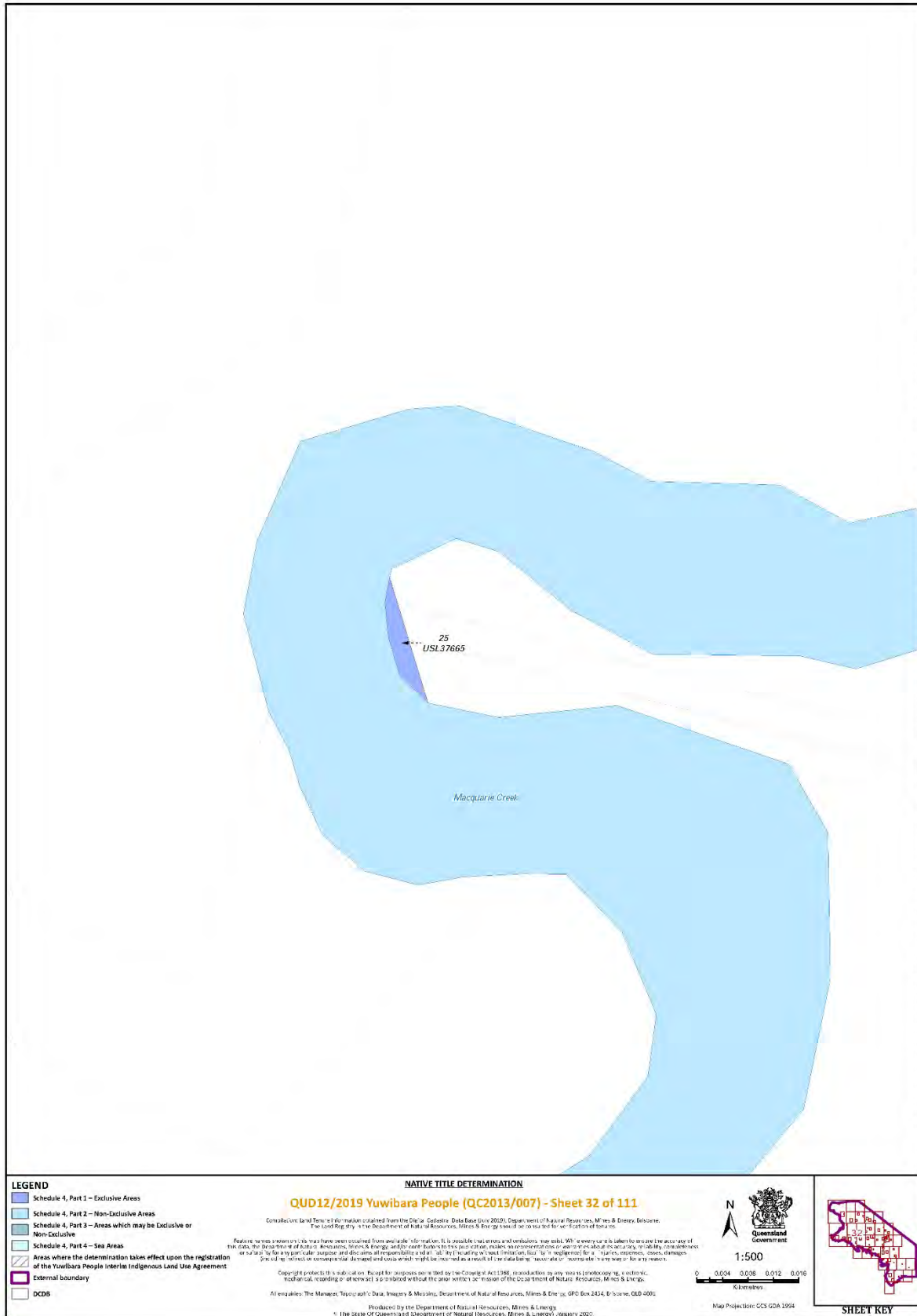
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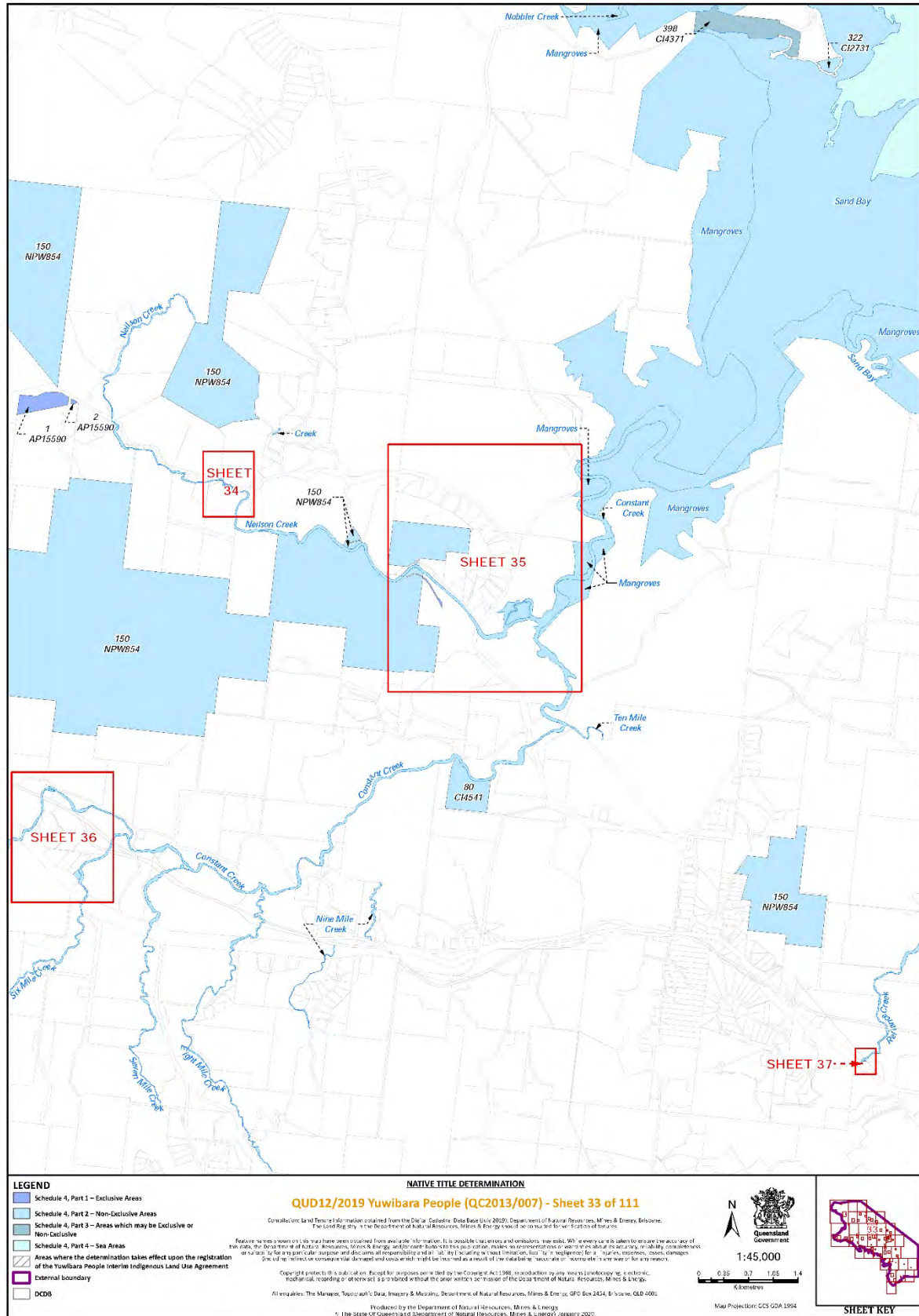
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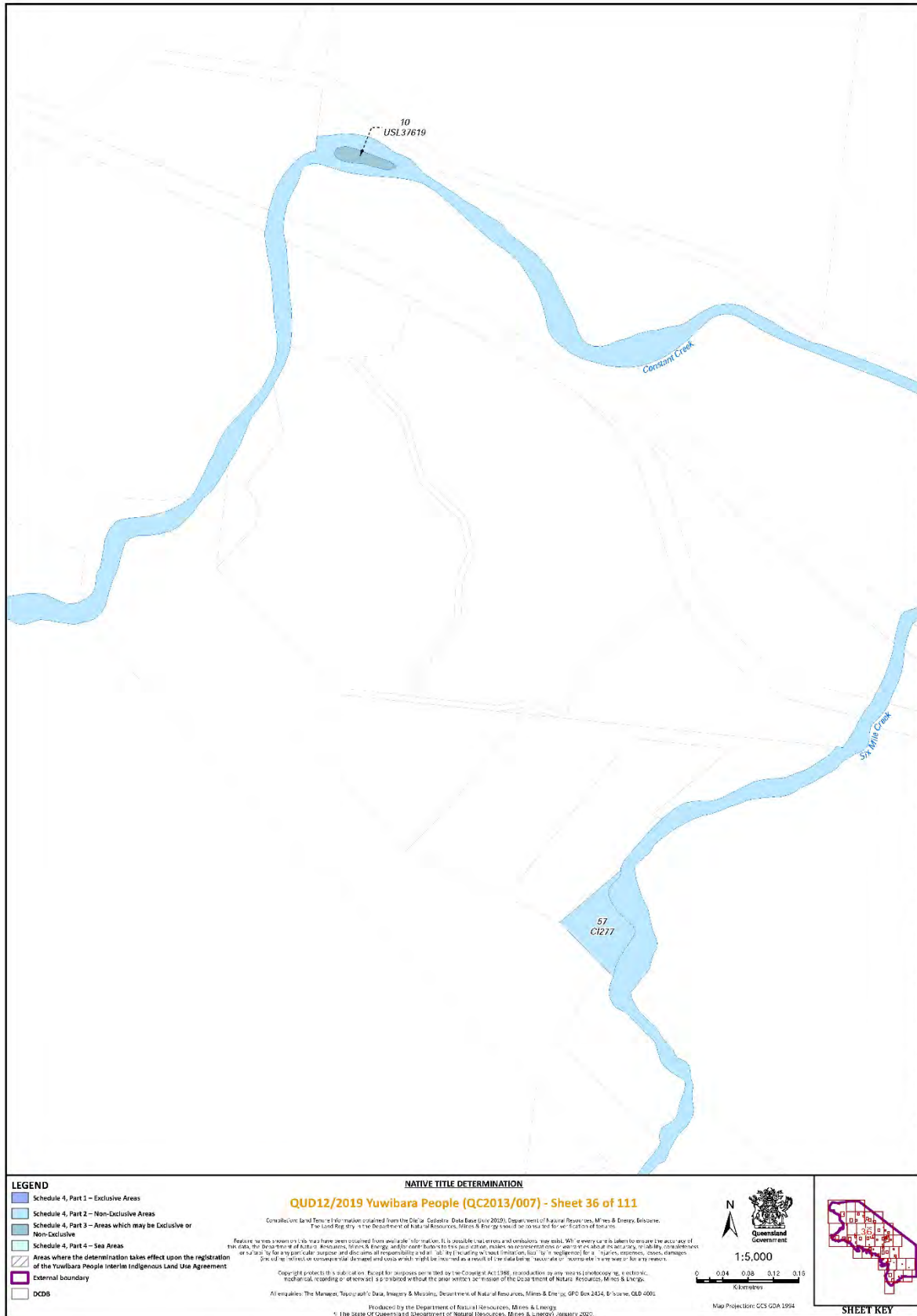


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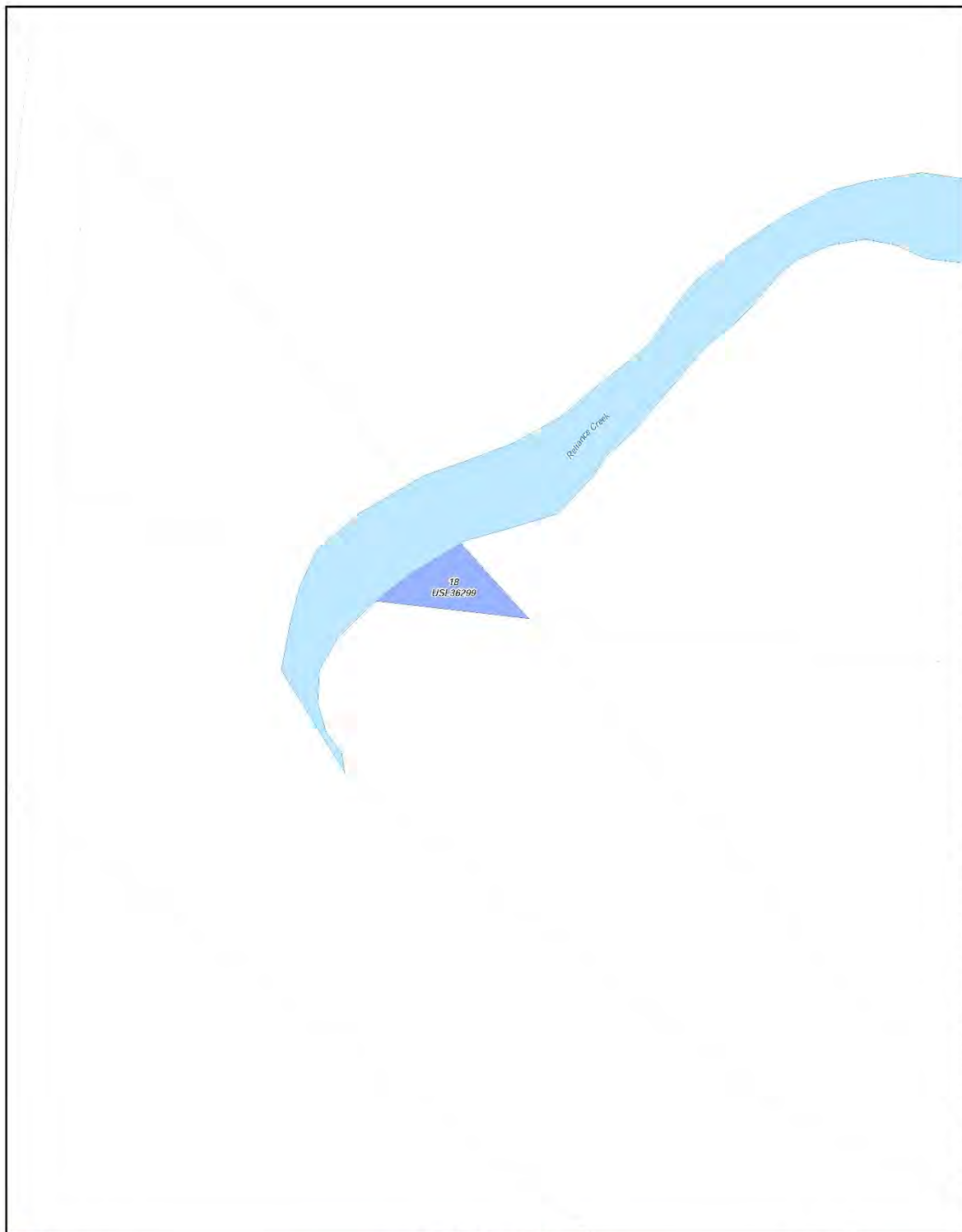


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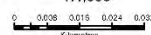
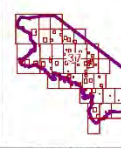




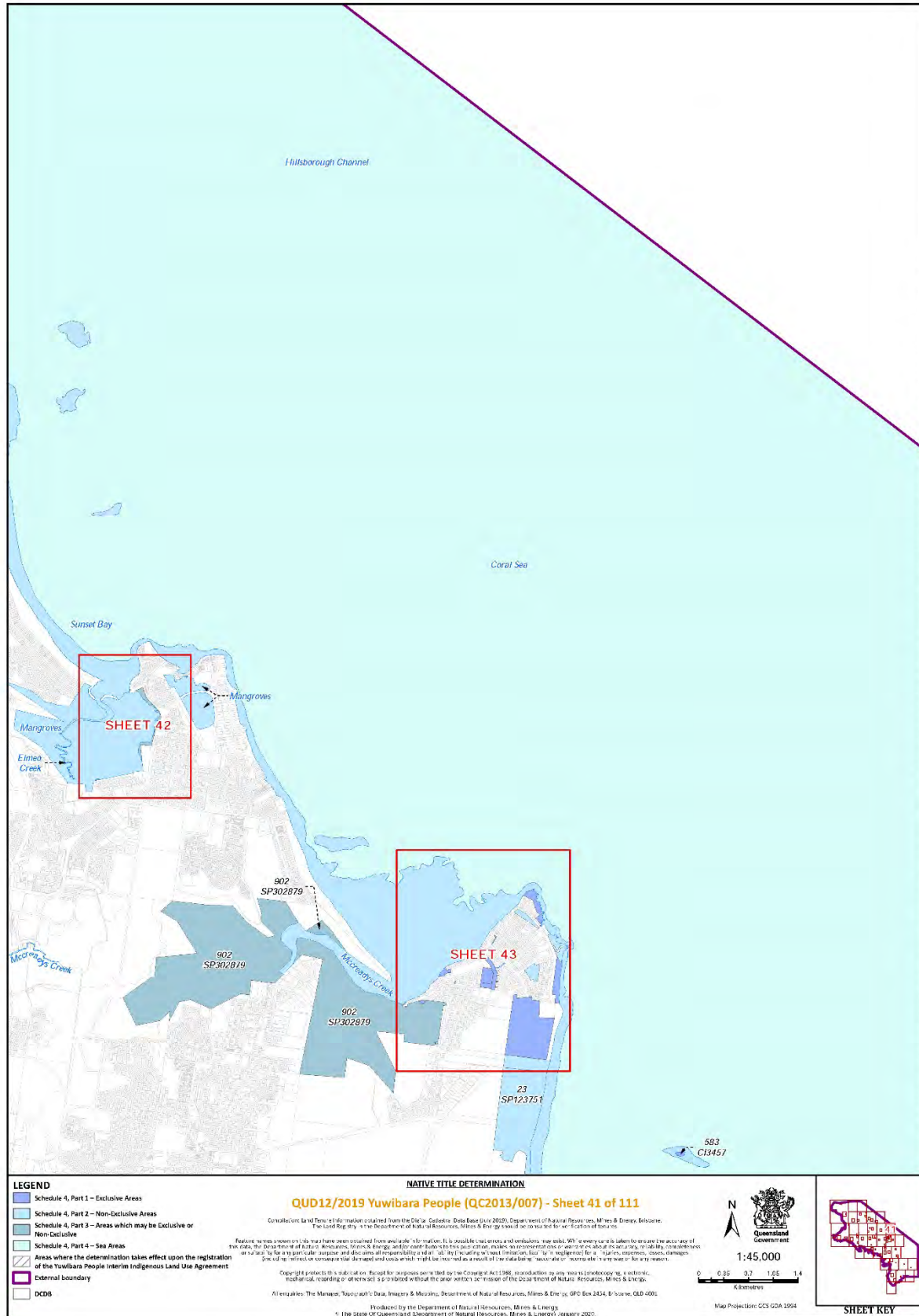
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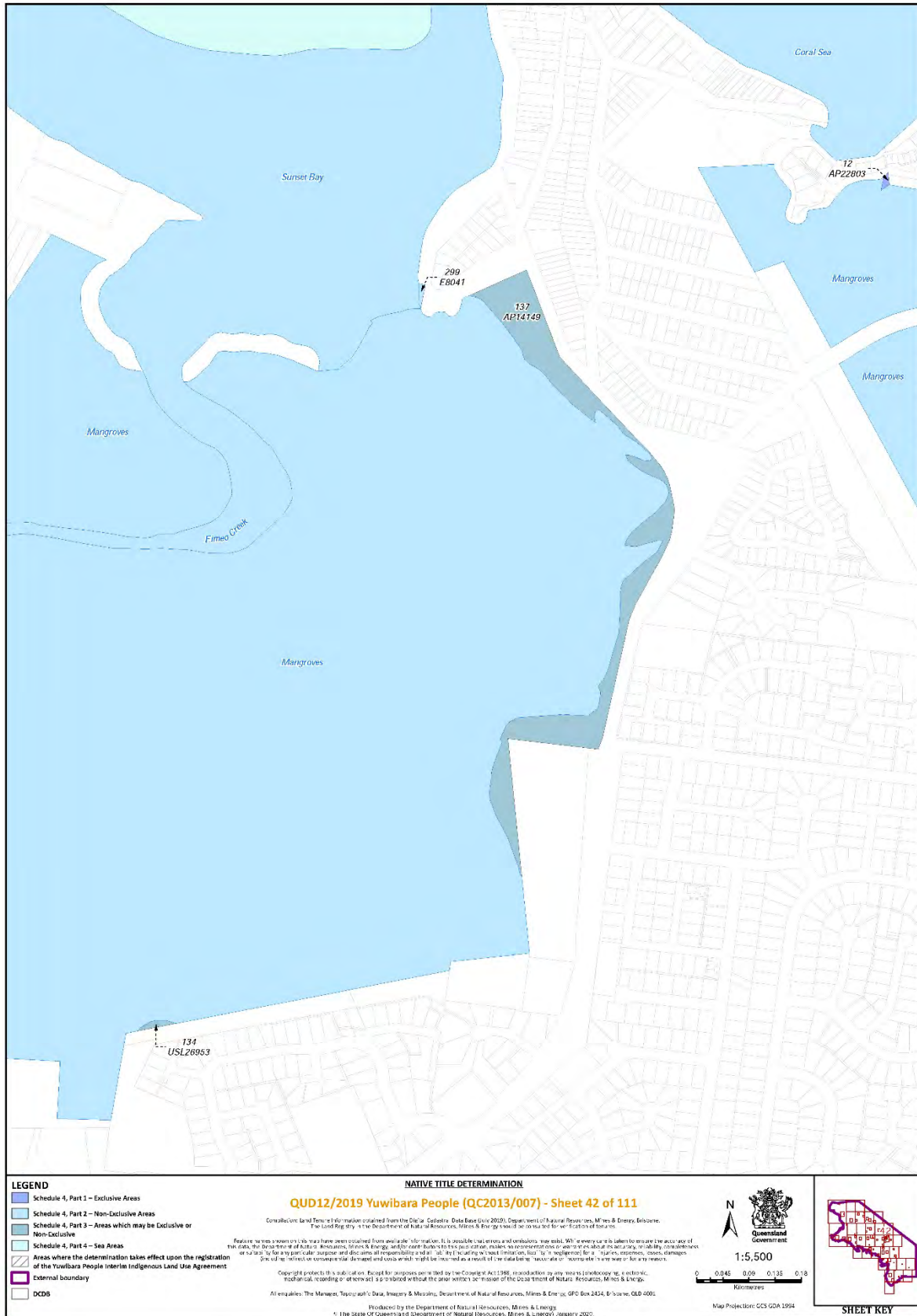
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NATIVE TITLE DETERMINATION		 1:1,000  0 0.008 0.015 0.024 0.032 Kilometers	 SHEET KEY
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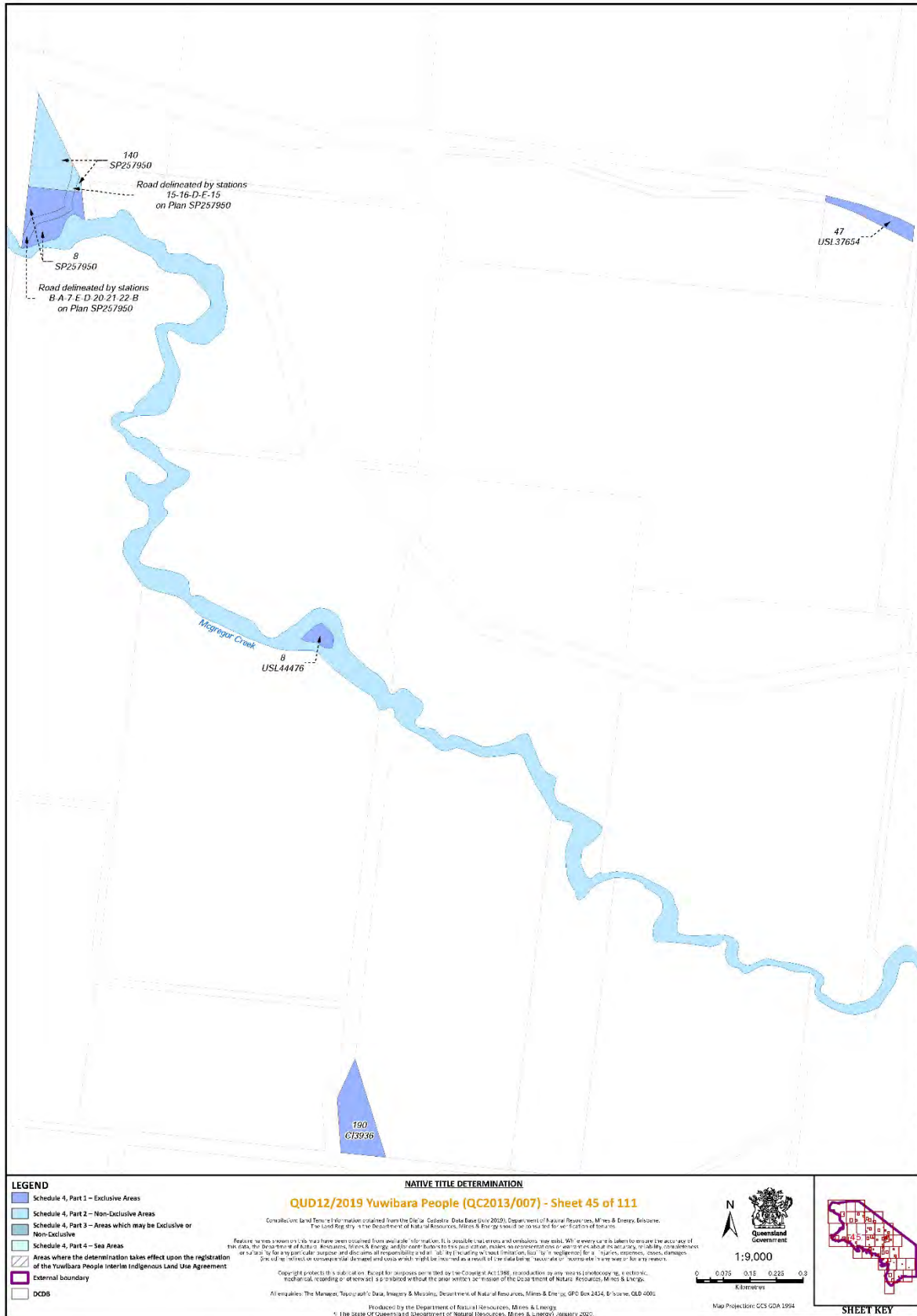




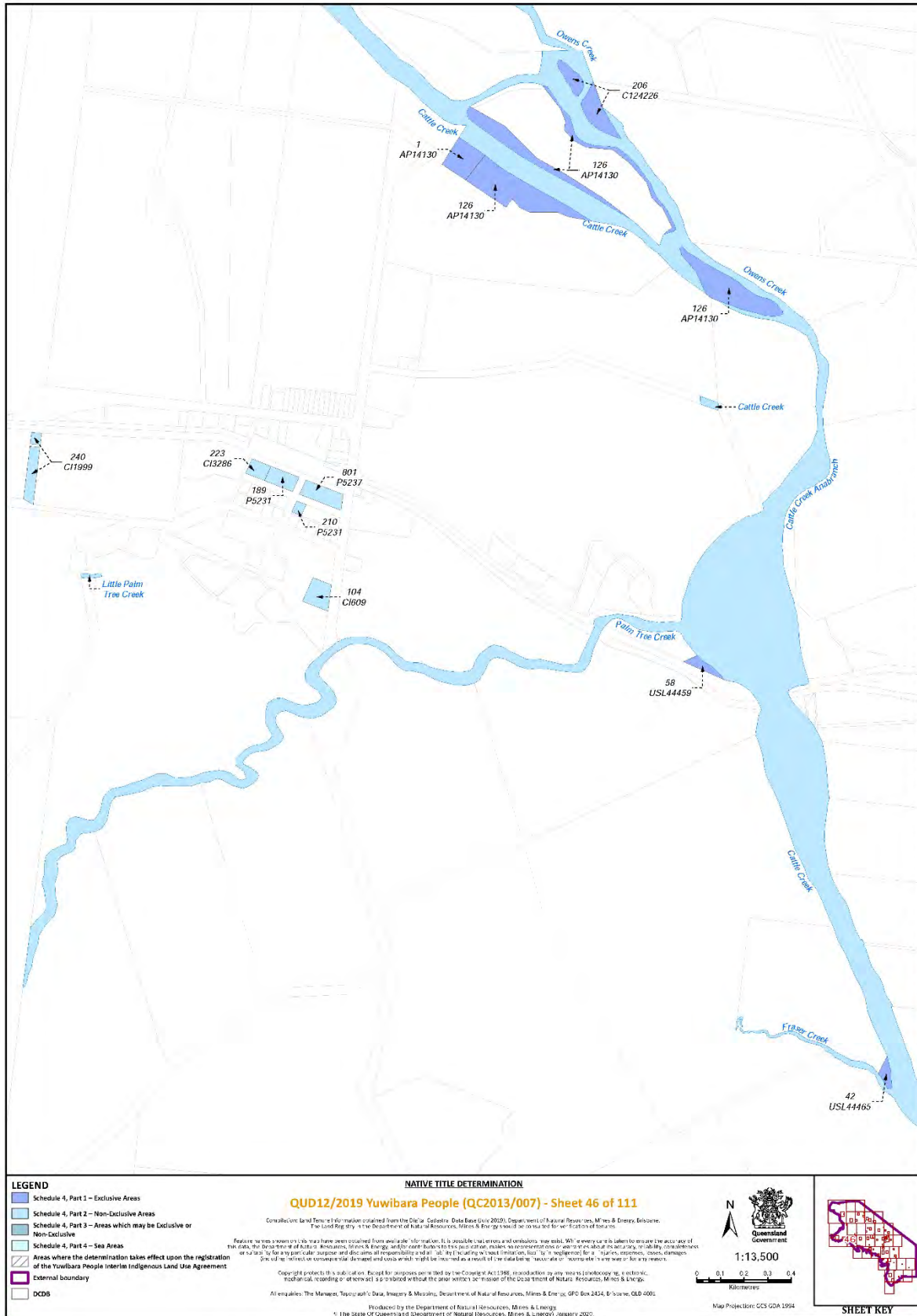
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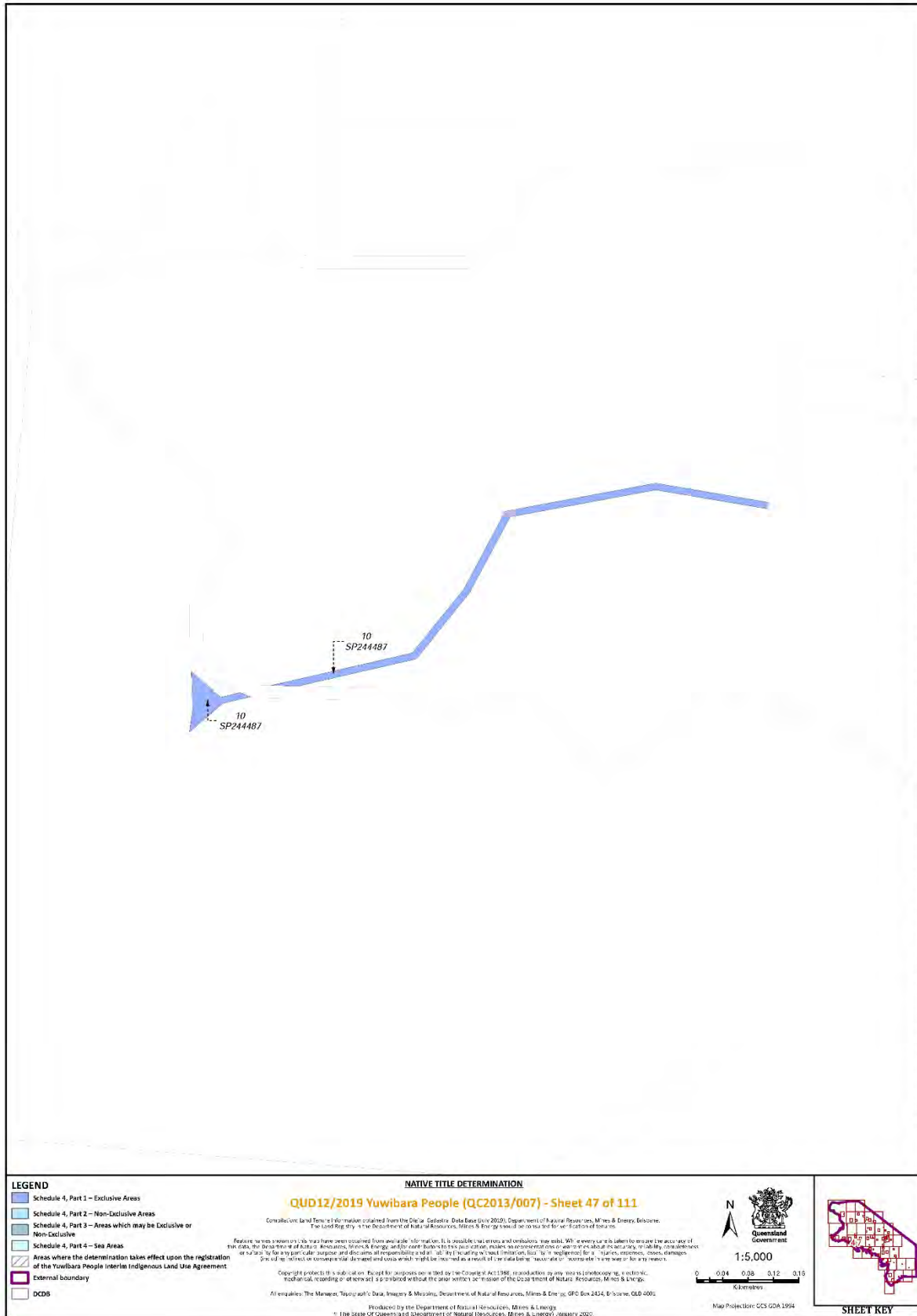
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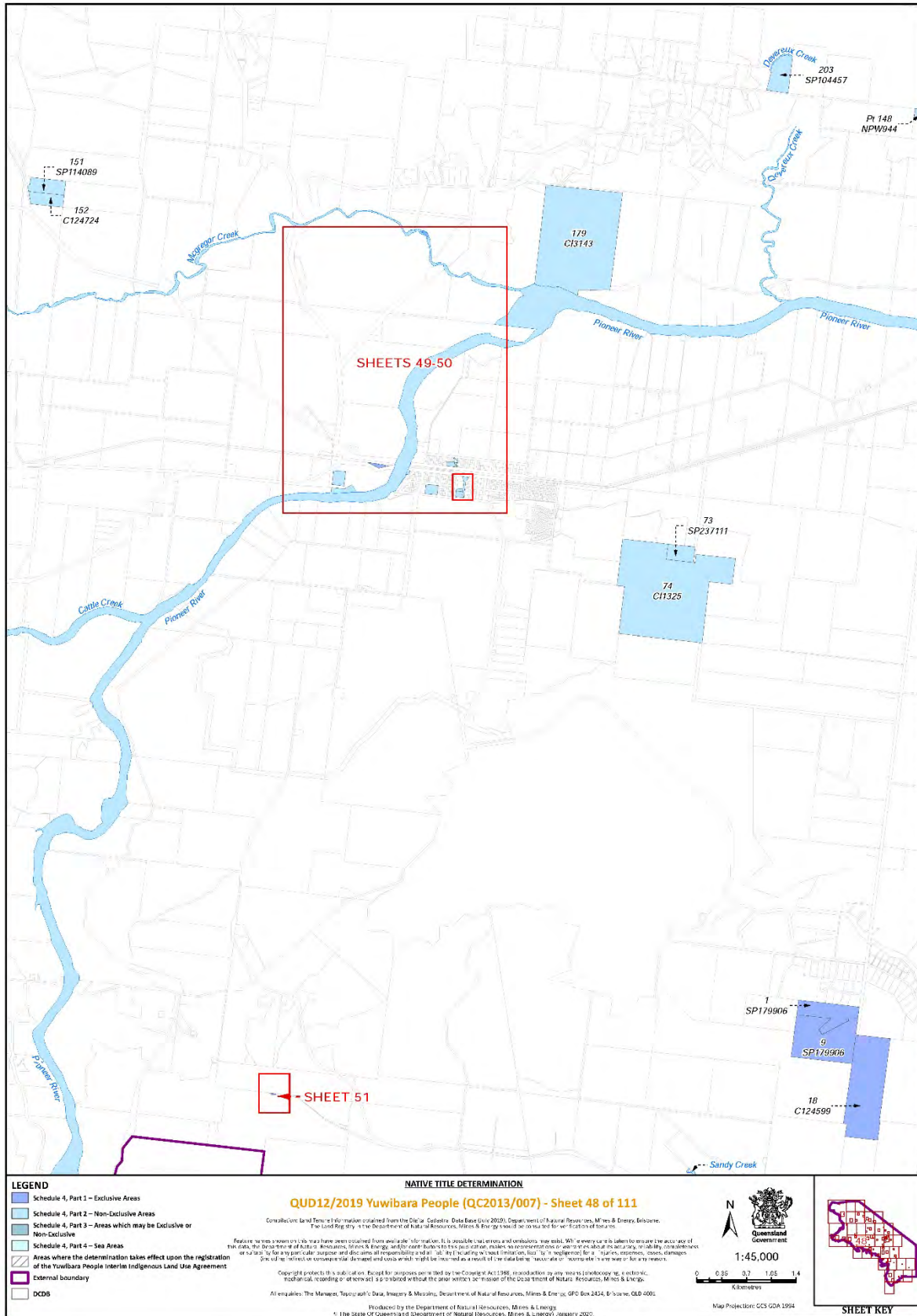


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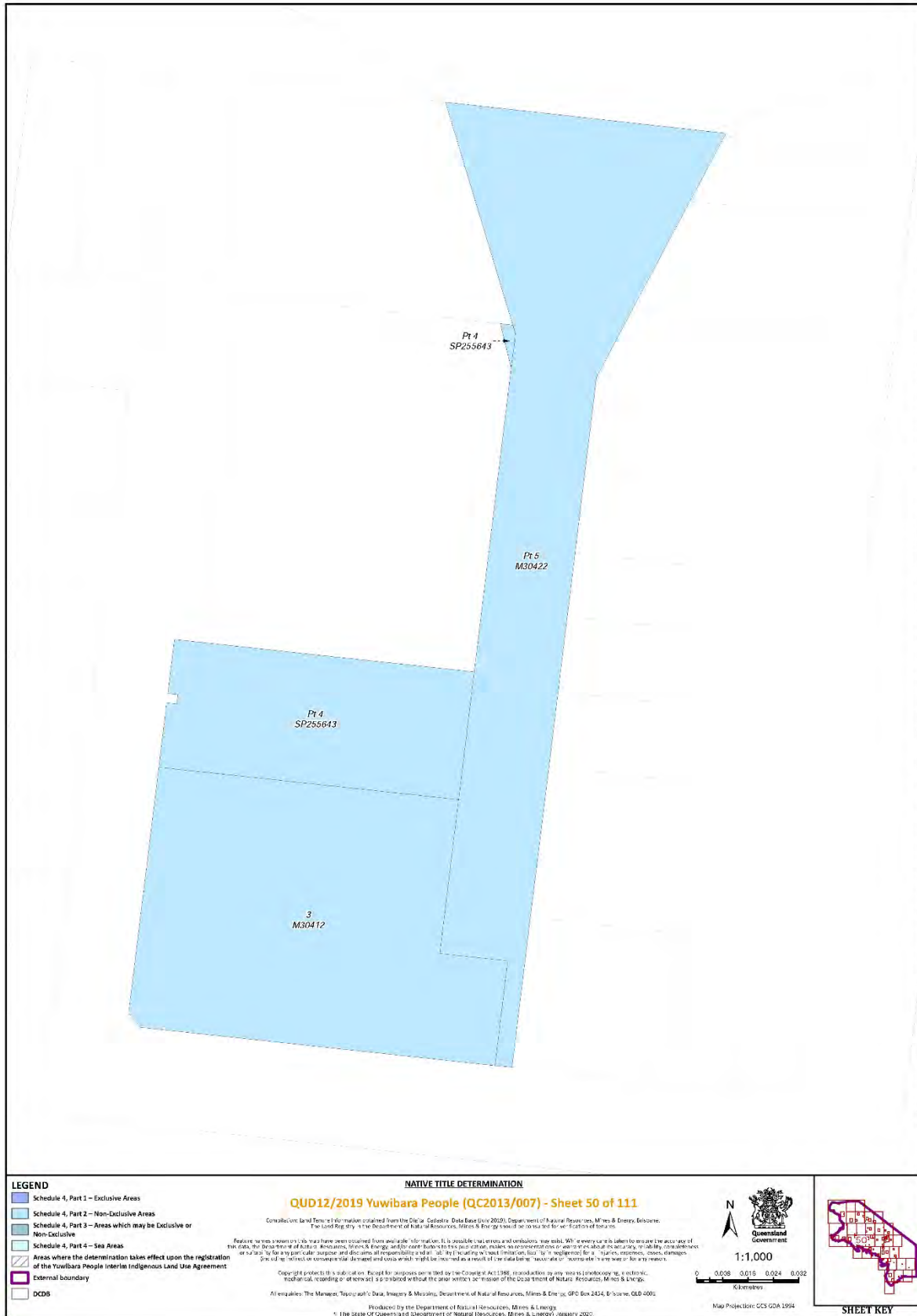




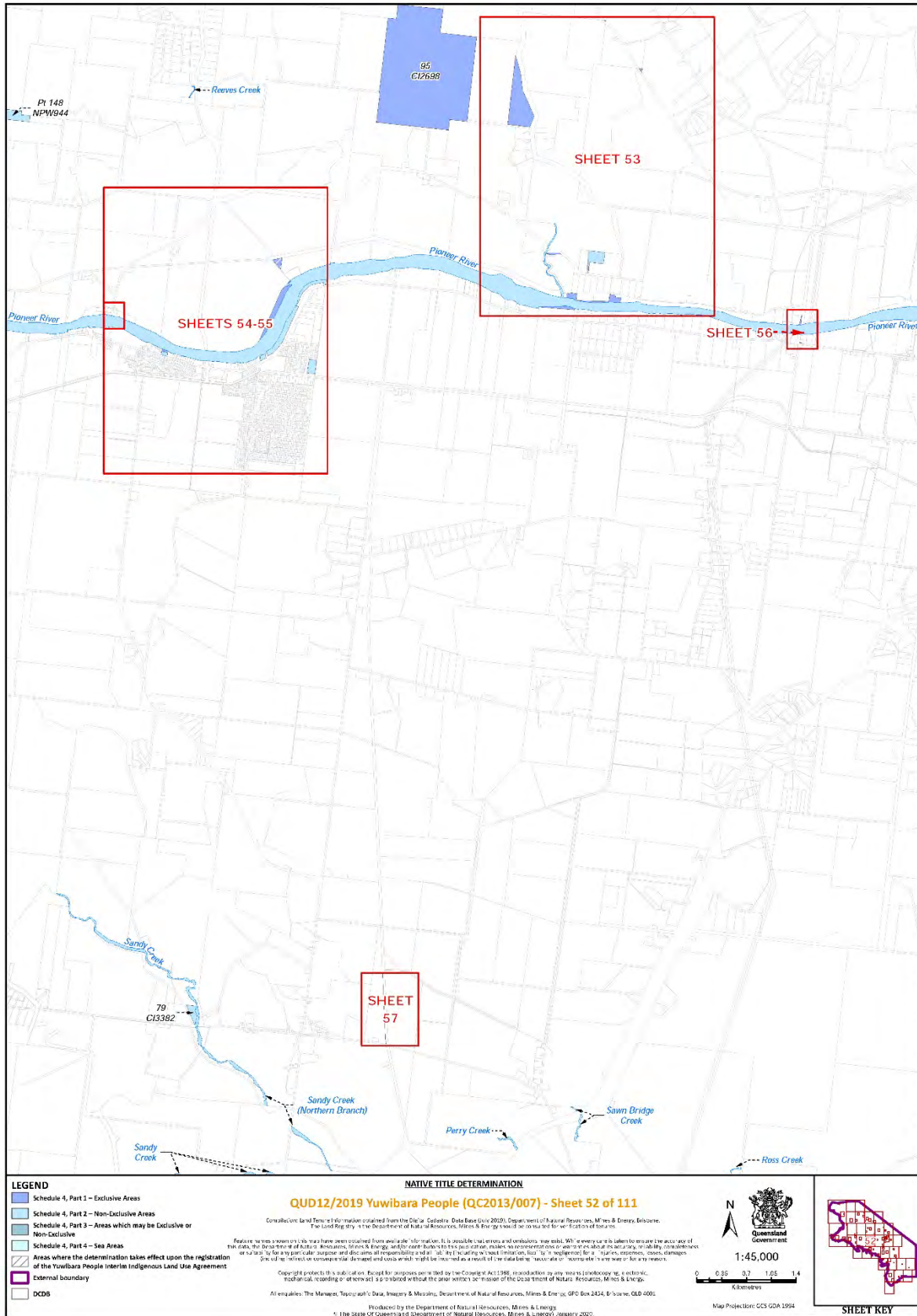
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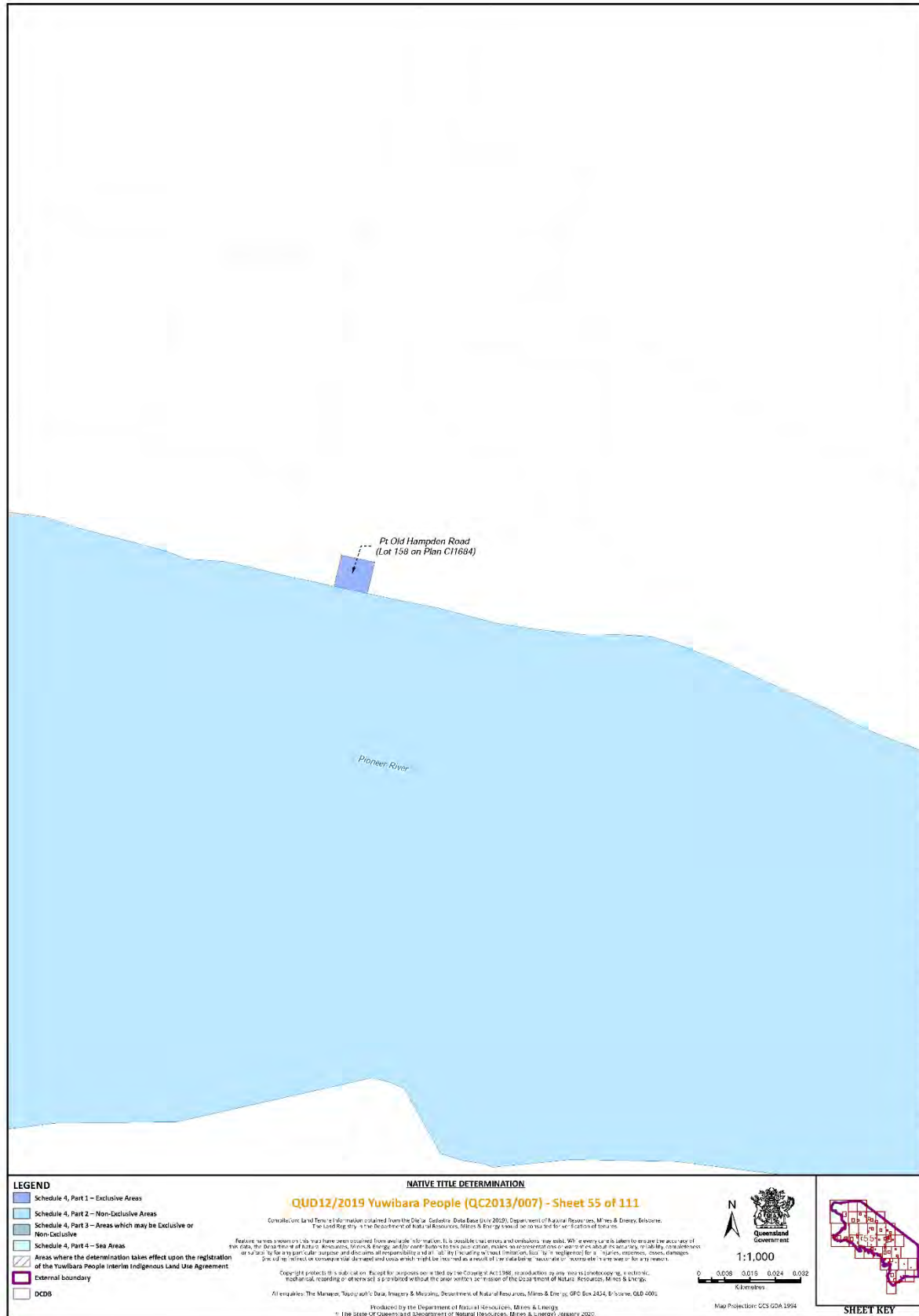
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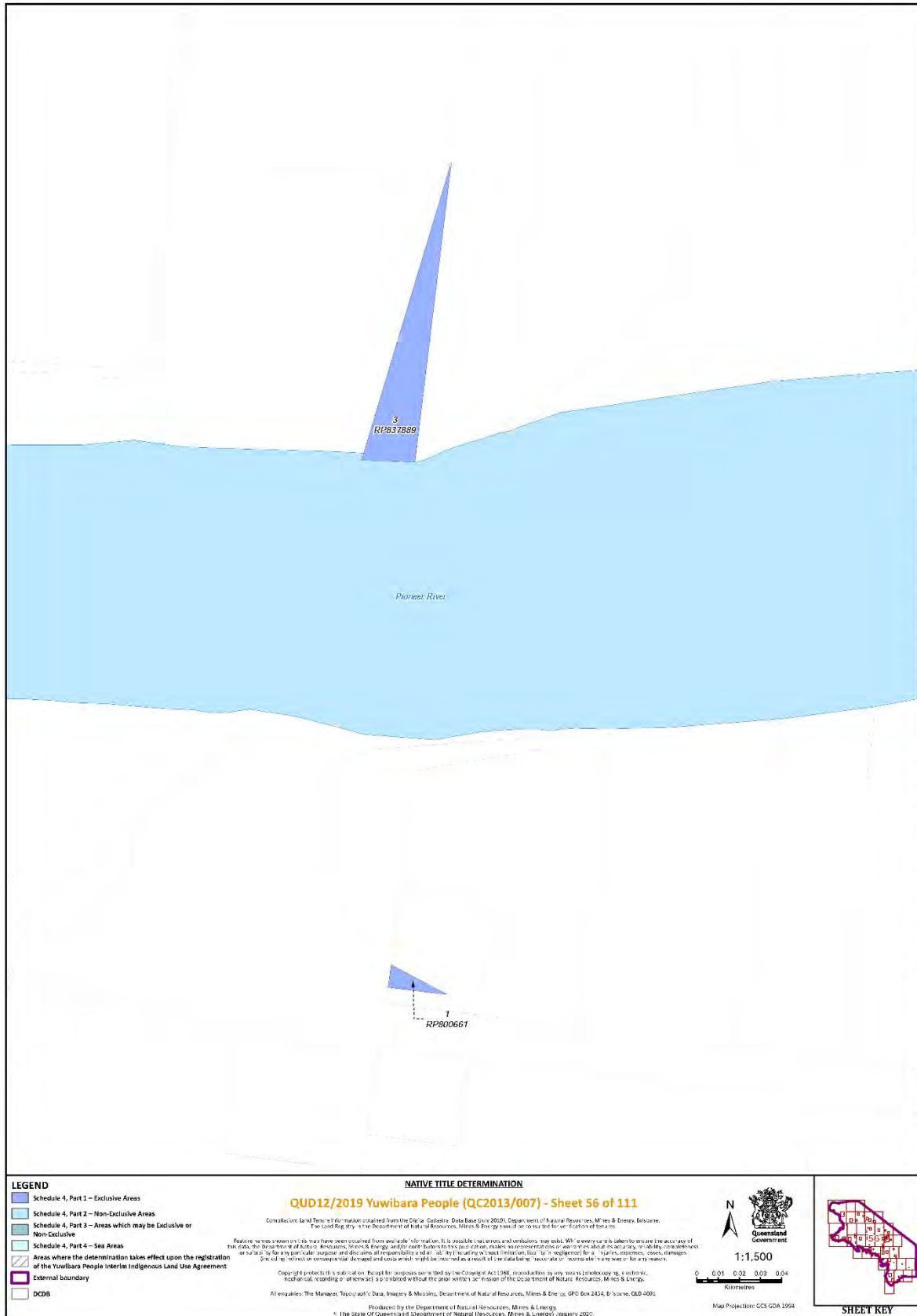
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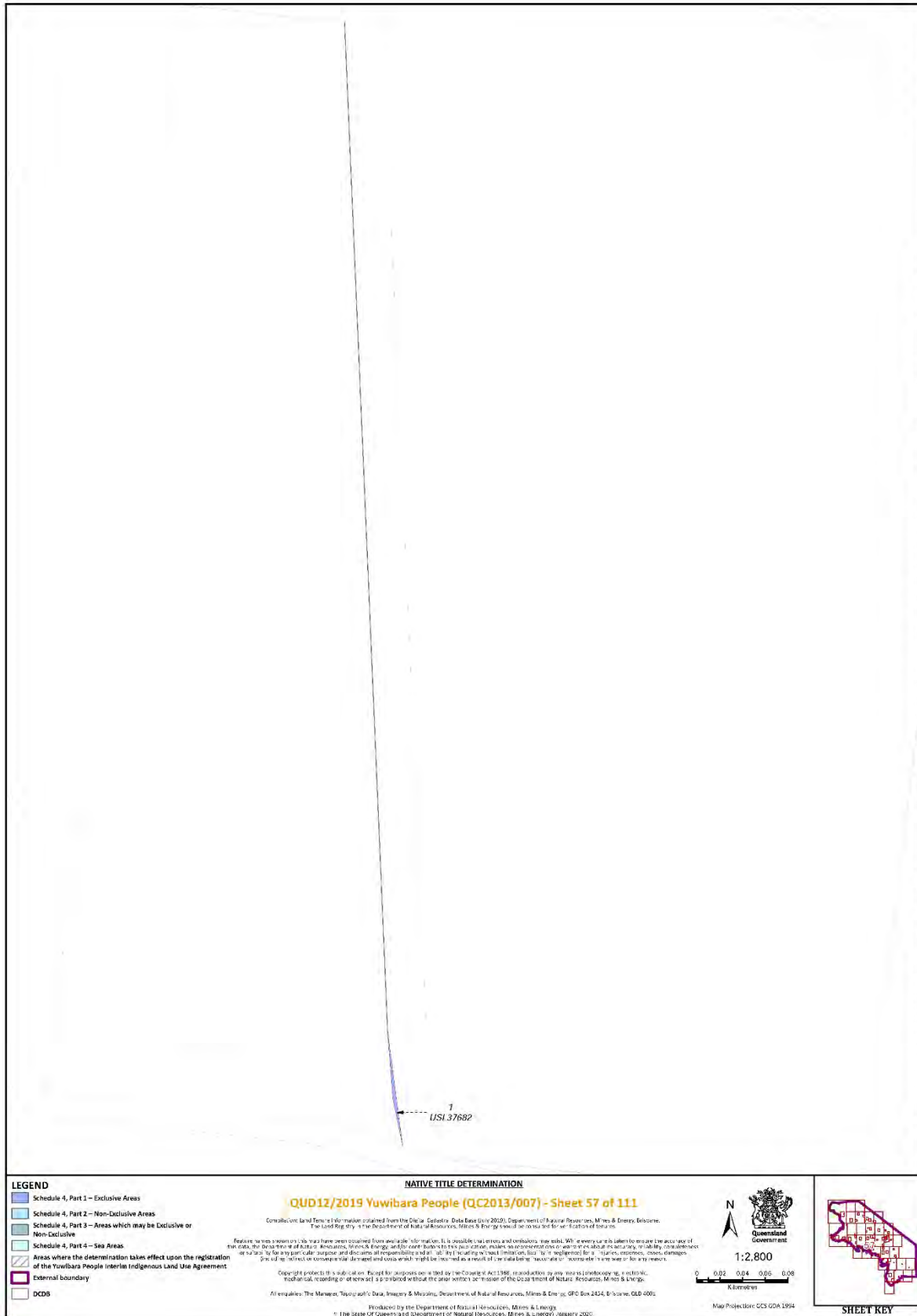
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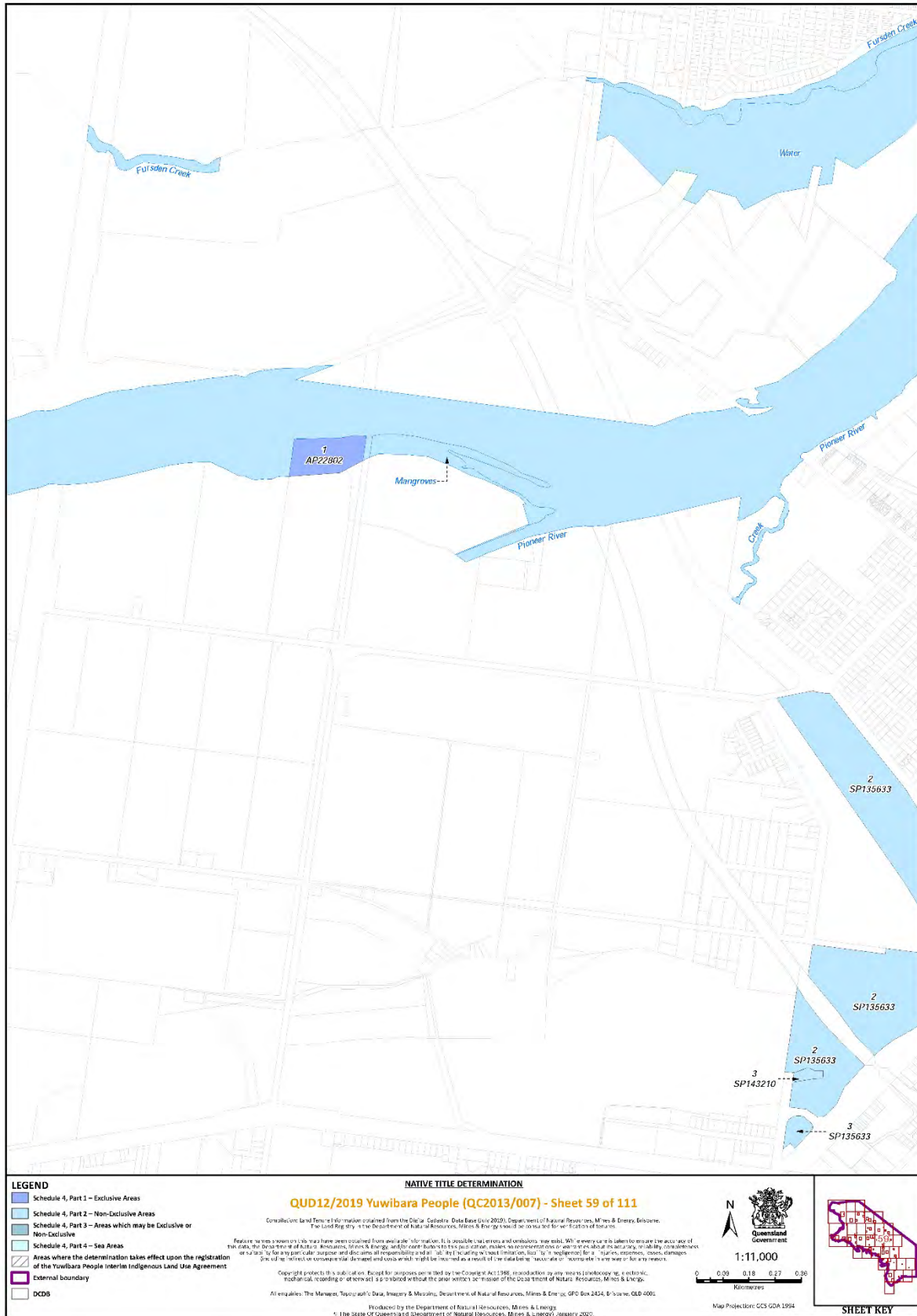


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<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Exclusive Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDB 	<p>NATIVE TITLE DETERMINATION</p> <p>QUD12/2019 Yuwibara People (QC2013/007) - Sheet 57 of 111</p> <p><small>Consultative Land Tenure Information obtained from the Digital Cadastral Data Base (July 2020), Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Department of Natural Resources, Mines & Energy and is to be used for information only.</small></p> <p><small>Feature names shown on this map have been obtained from available information. It is possible that errors and omissions may exist. While every care is taken to ensure the accuracy of the data, the Department of Natural Resources, Mines & Energy and/or its contractors, employees, subcontractors or agents do not accept any liability for errors, omissions or omissions for any particular purpose and disclaims all responsibility and liability (including without limitation, liability for negligence) for any errors, omissions, losses, damages, or liability, direct or consequential, arising out of or in connection with the use of the data for any purpose other than that for which it was intended to be used for any reason.</small></p> <p><small>Copyright protected publication. Except for purposes permitted by the Copyright Act 1968, reproduction by any means (photocopying, electronic, mechanical, recording or otherwise) is prohibited without the prior written permission of the Department of Natural Resources, Mines & Energy.</small></p> <p><small>All enquiries: The Manager, Topographic Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</small></p> <p><small>Produced by the Department of Natural Resources, Mines & Energy in the State of Queensland (Department of Natural Resources, Mines & Energy) January 2020.</small></p>	<p>1:2,800</p> <p>0 0.02 0.04 0.05 0.08 Kilometres</p> <p>Map Projection: GCS GDA 1994</p>	<p>QUEENSLAND GOVERNMENT</p>	<p>SHEET KEY</p>
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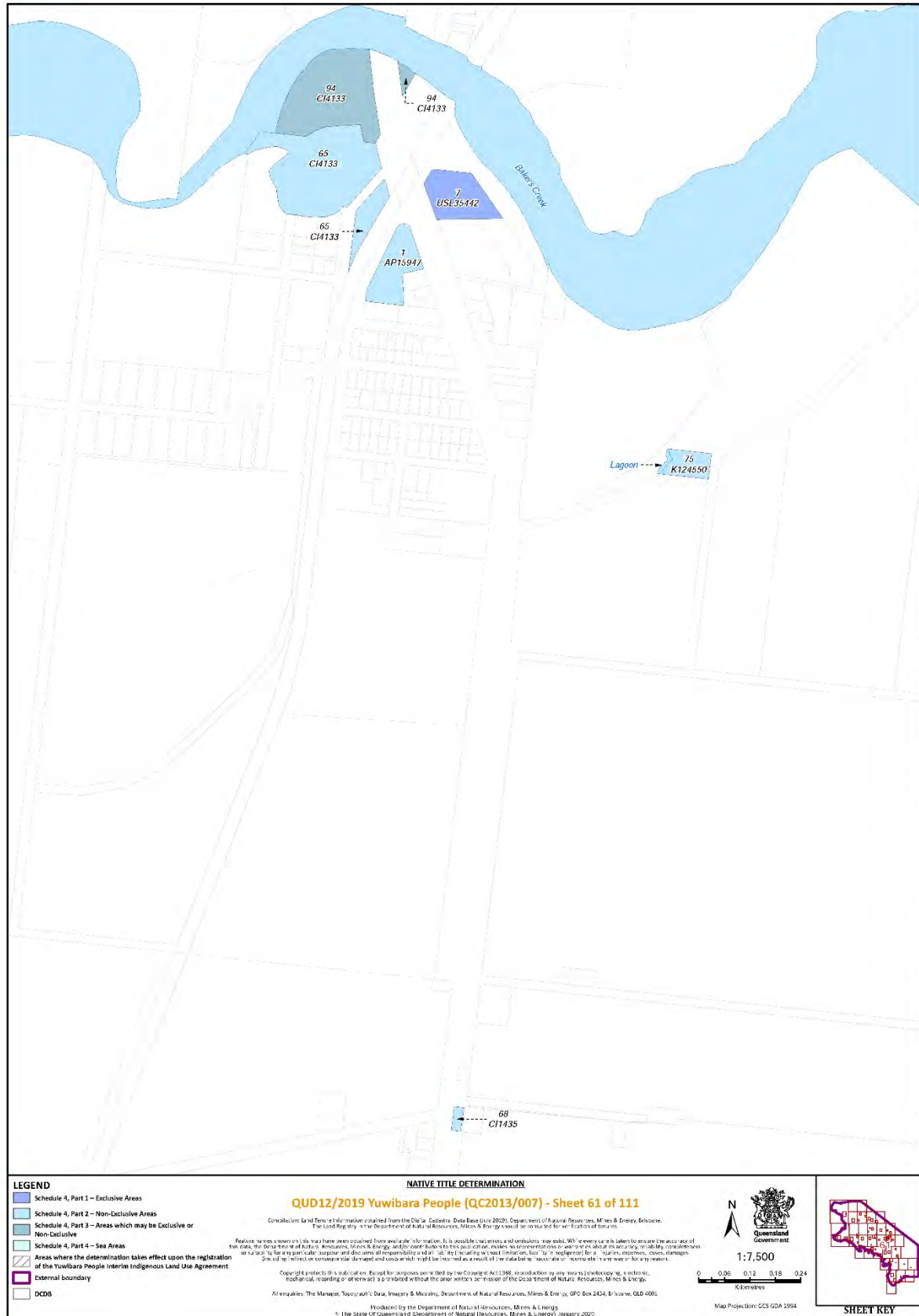
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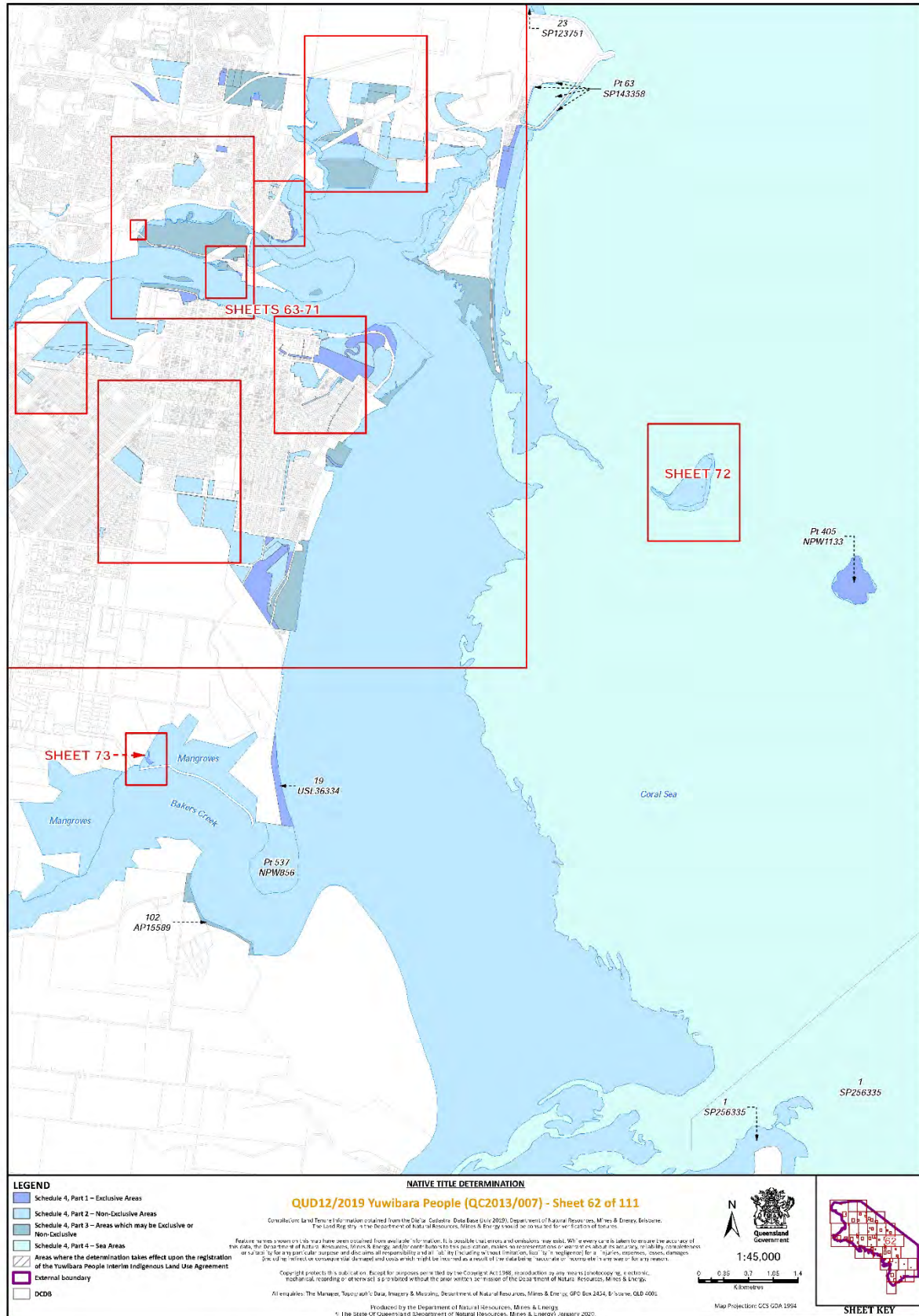
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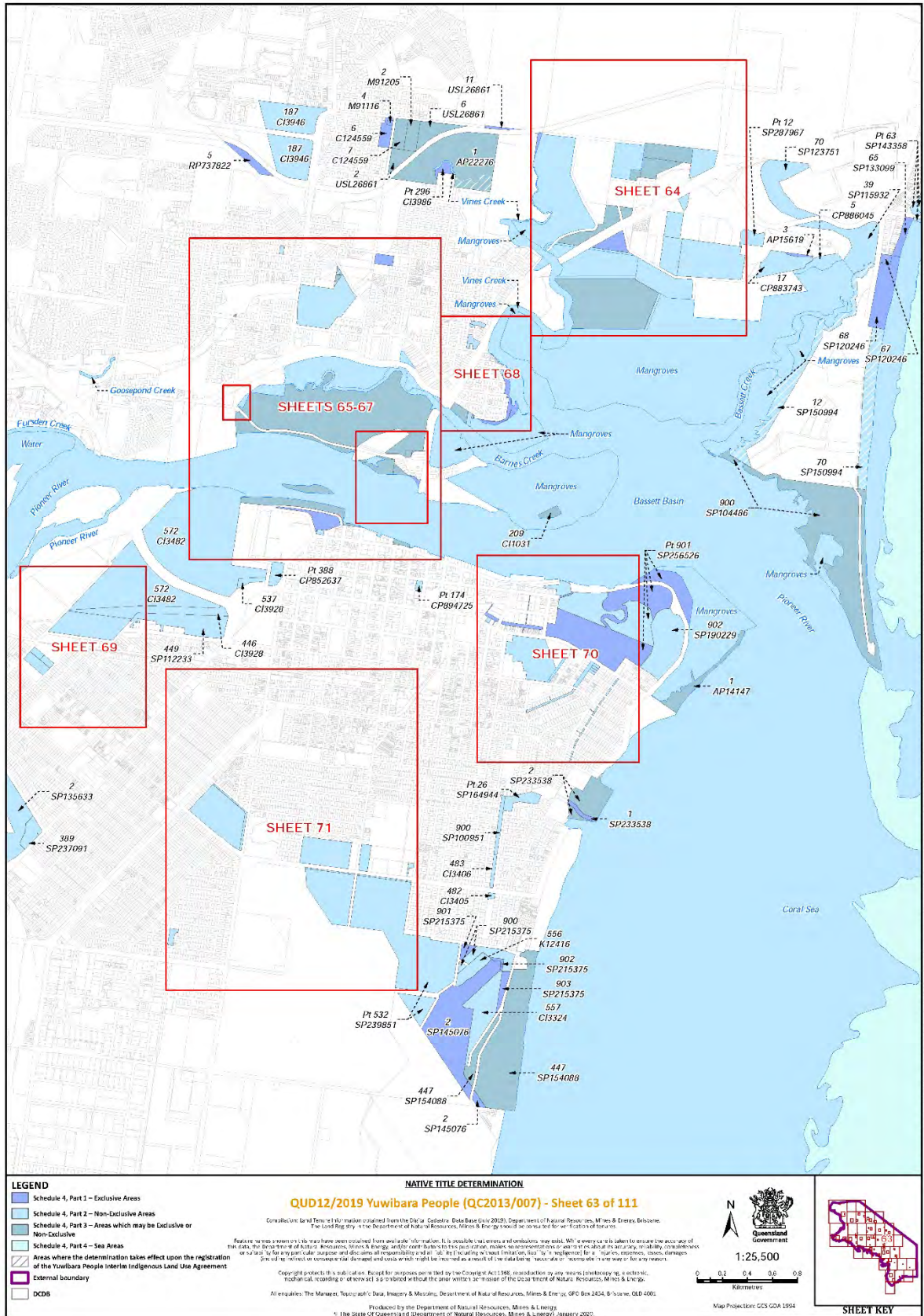
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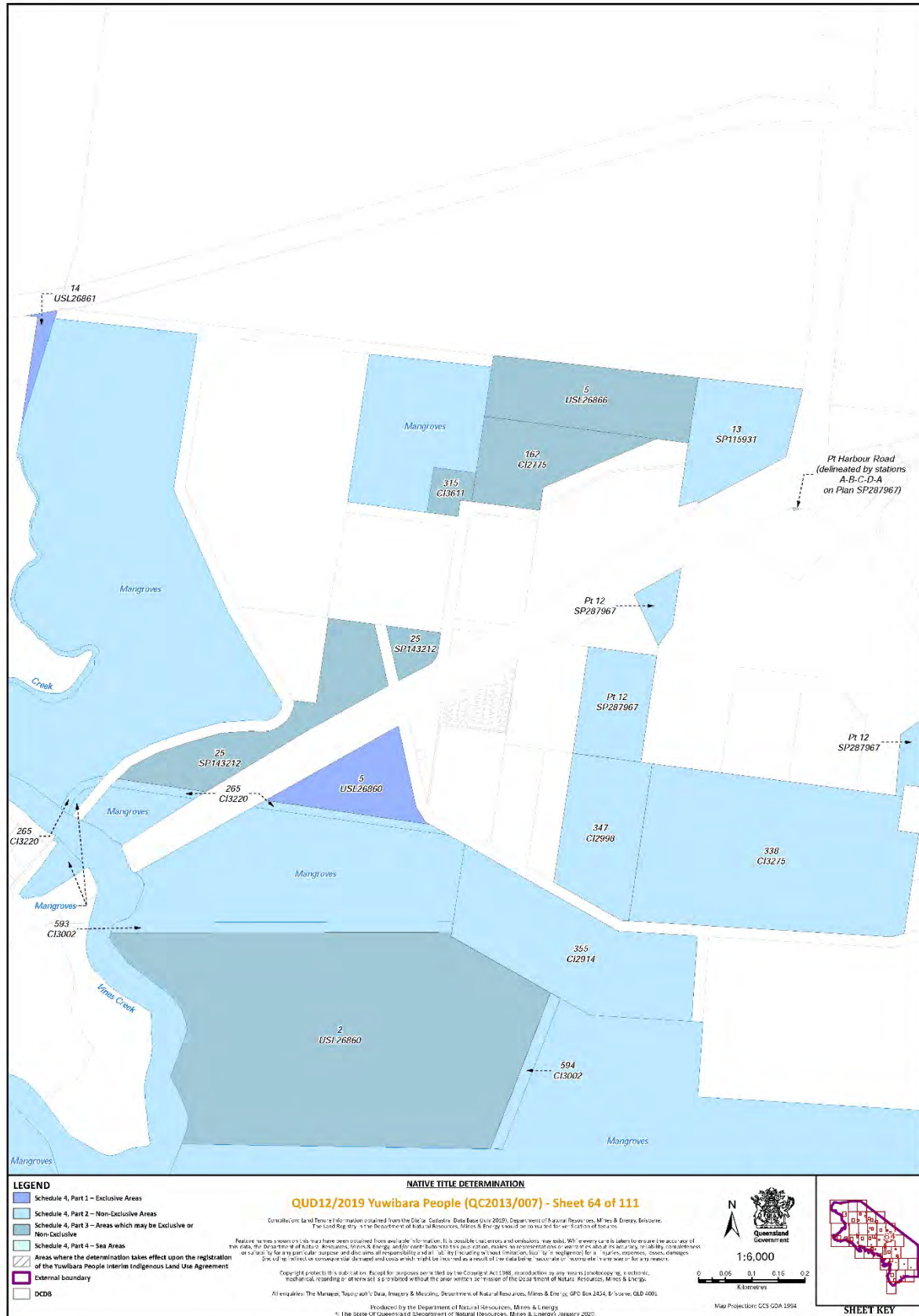
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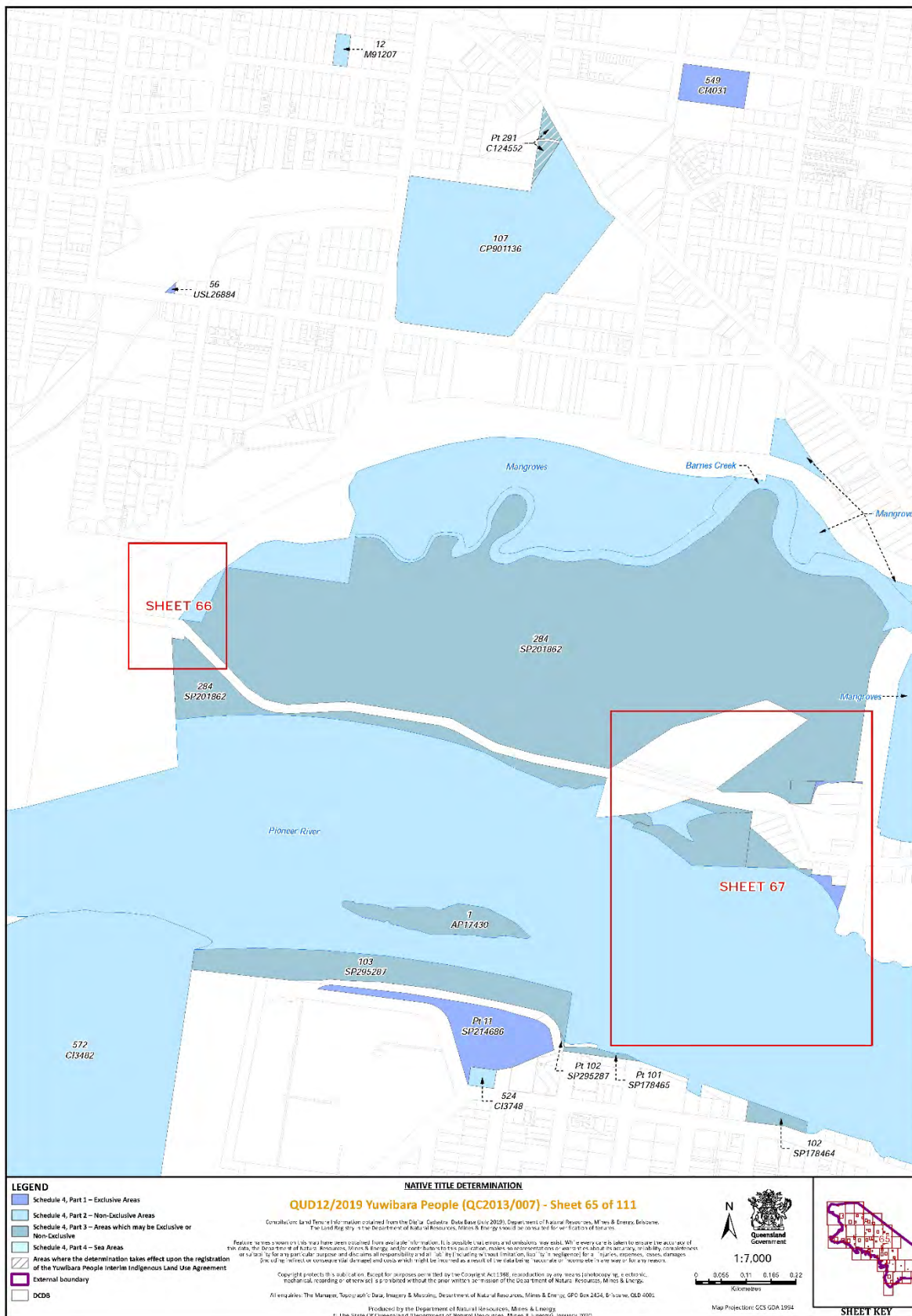
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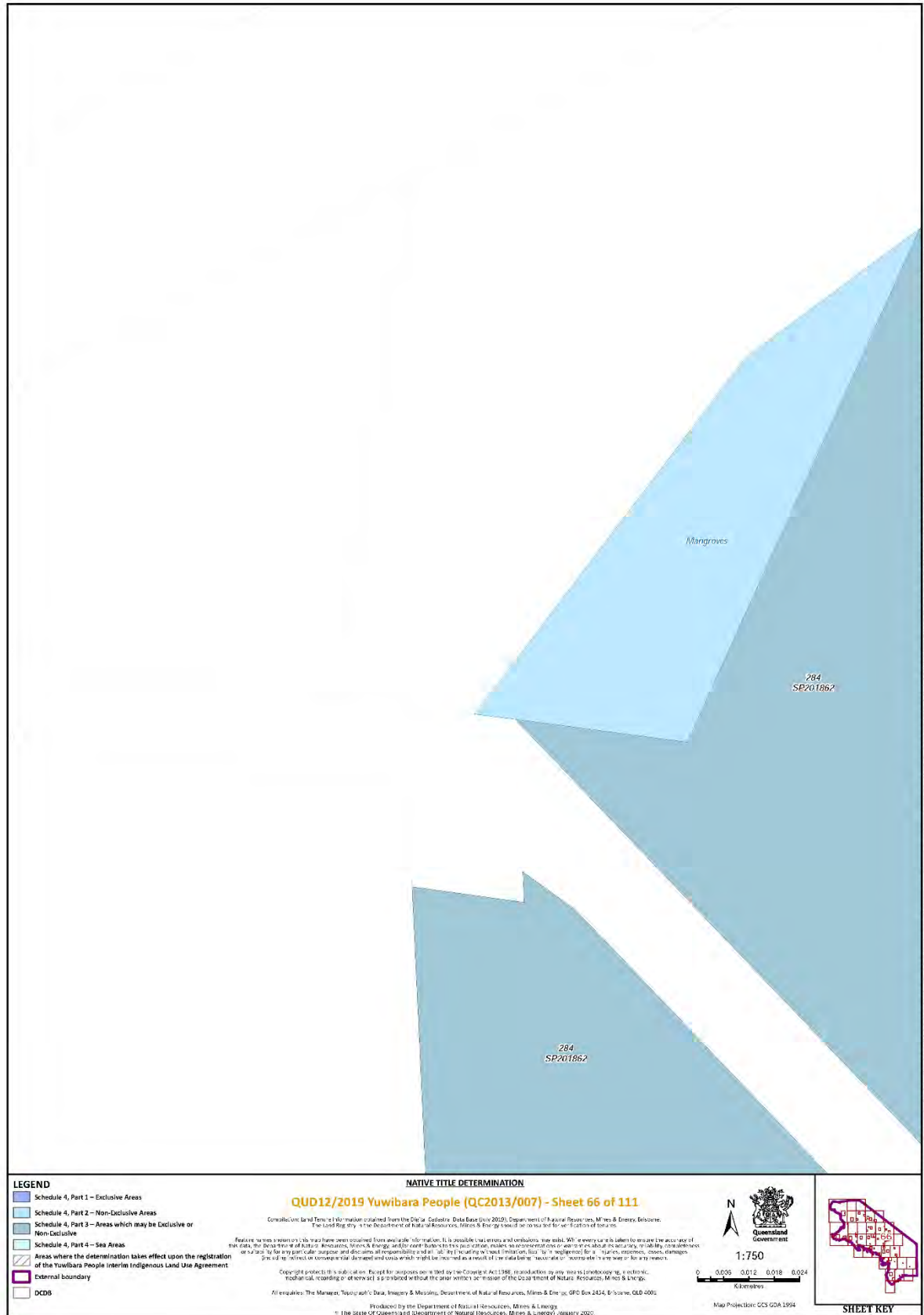
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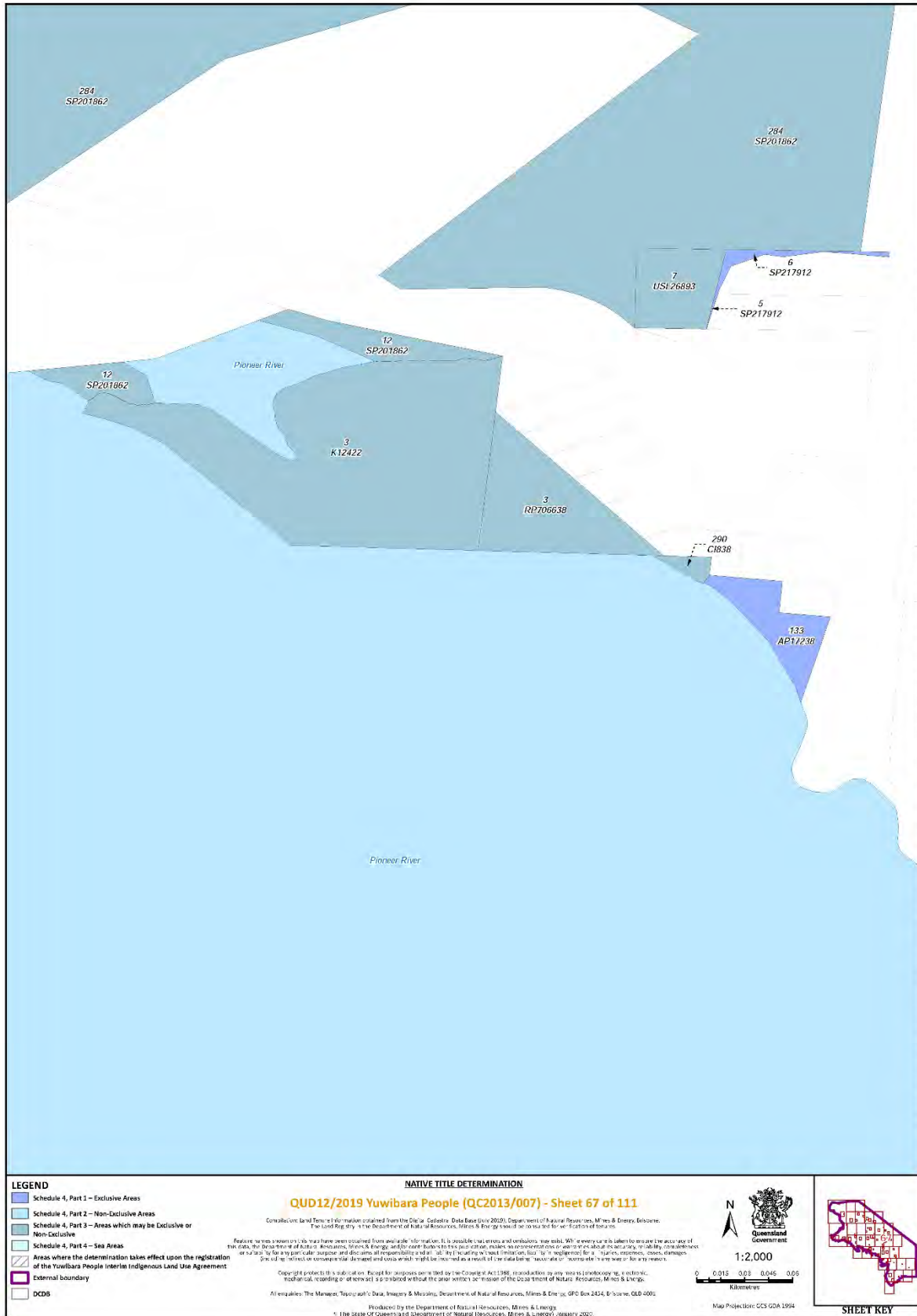
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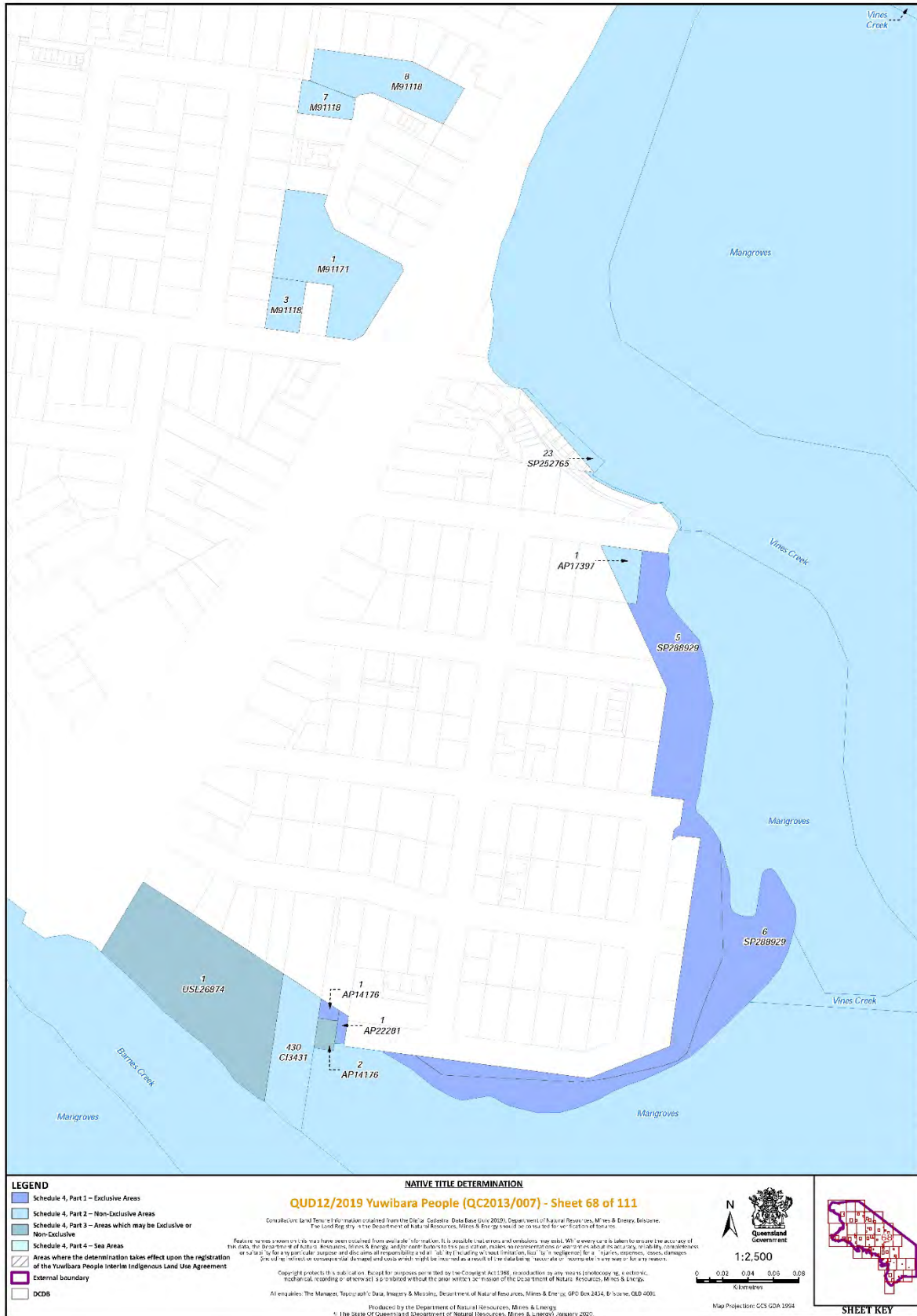
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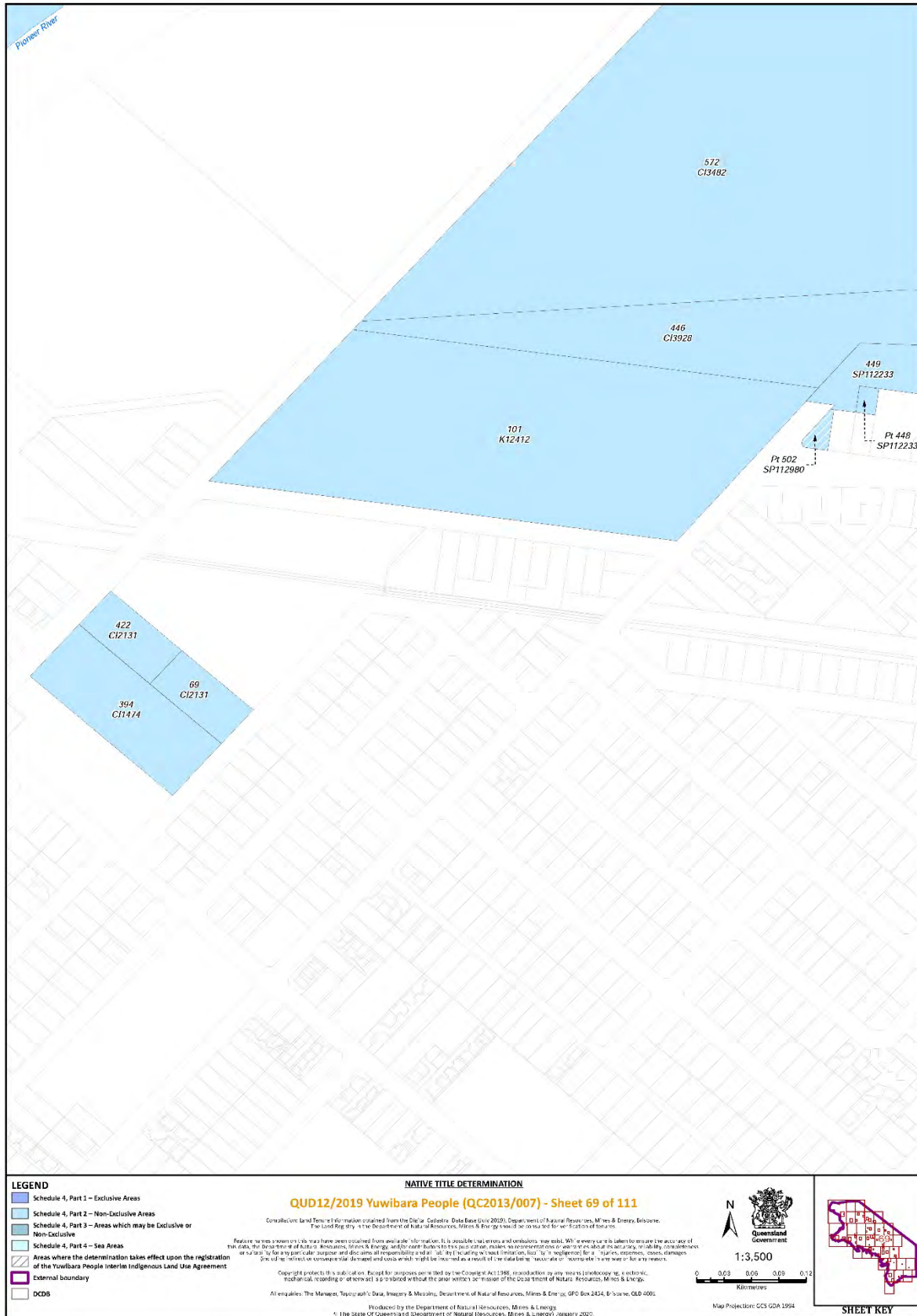
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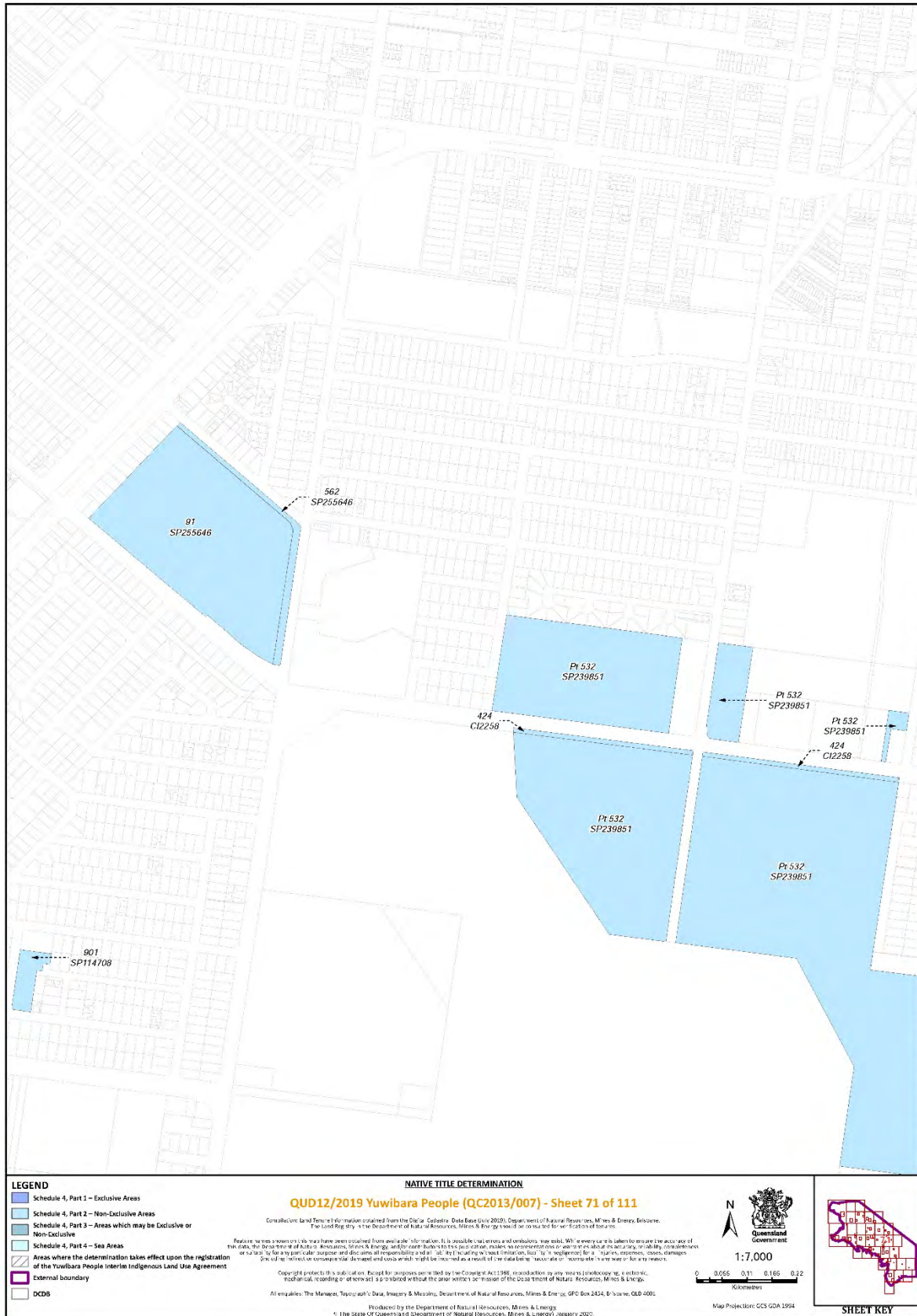
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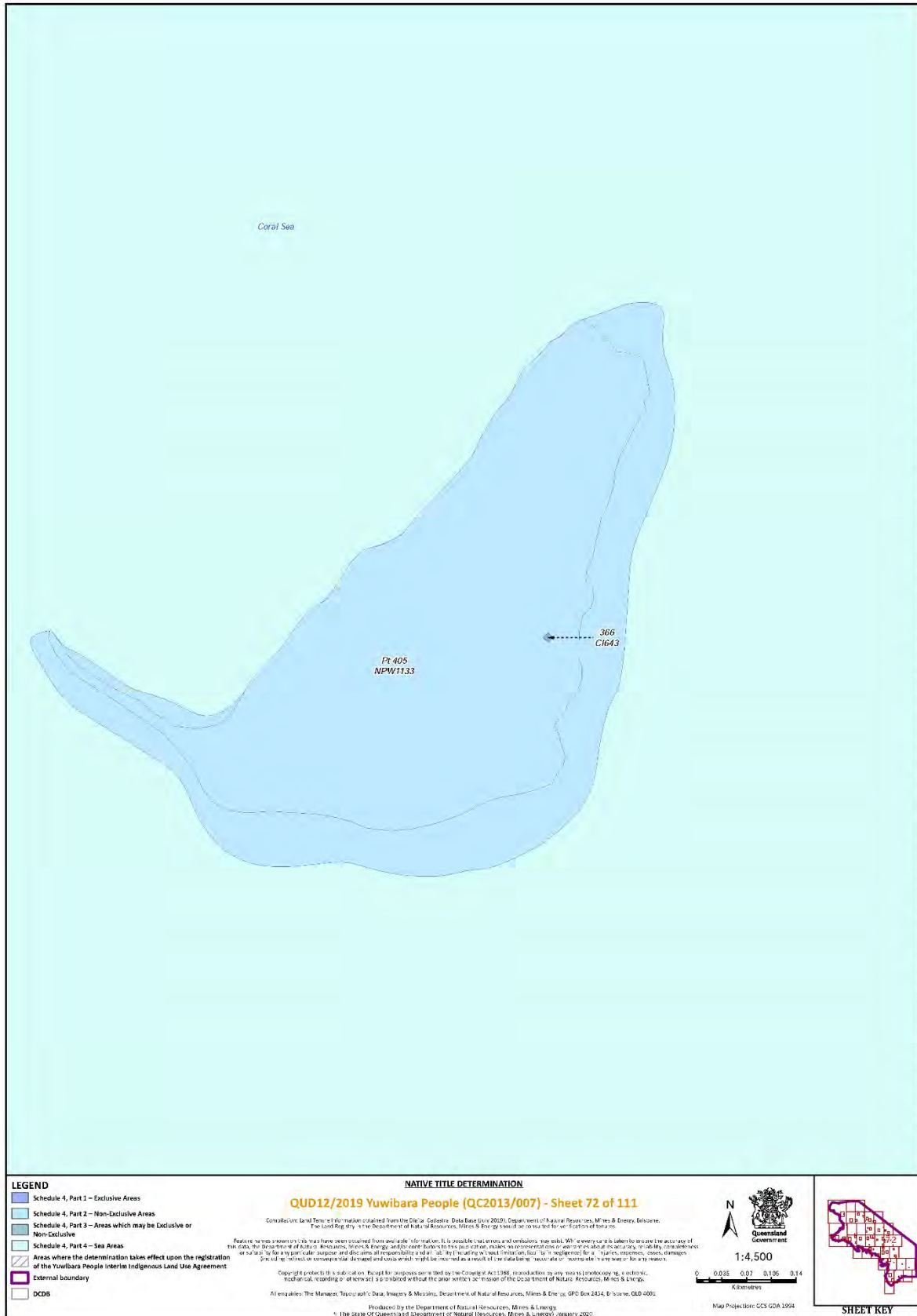
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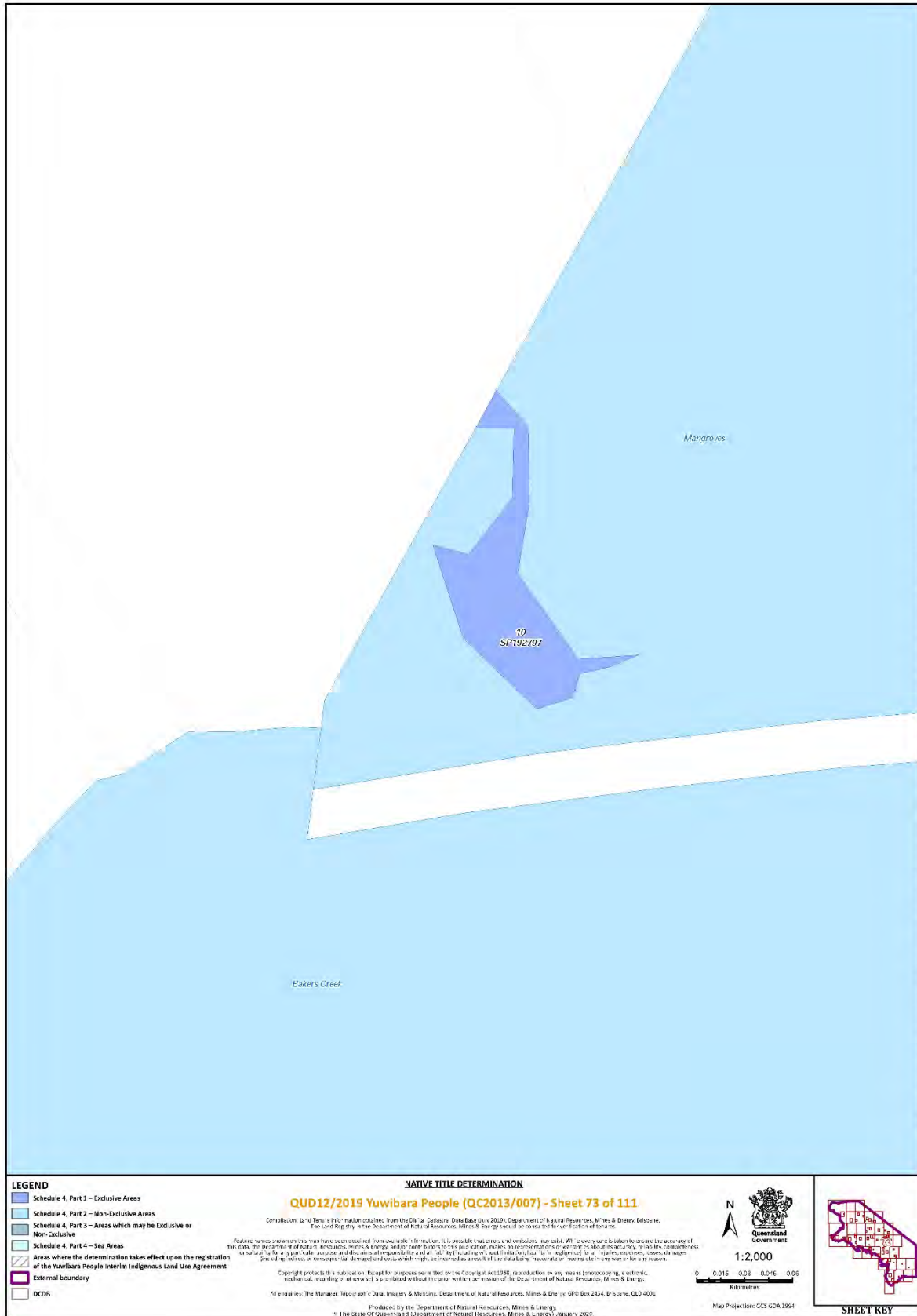
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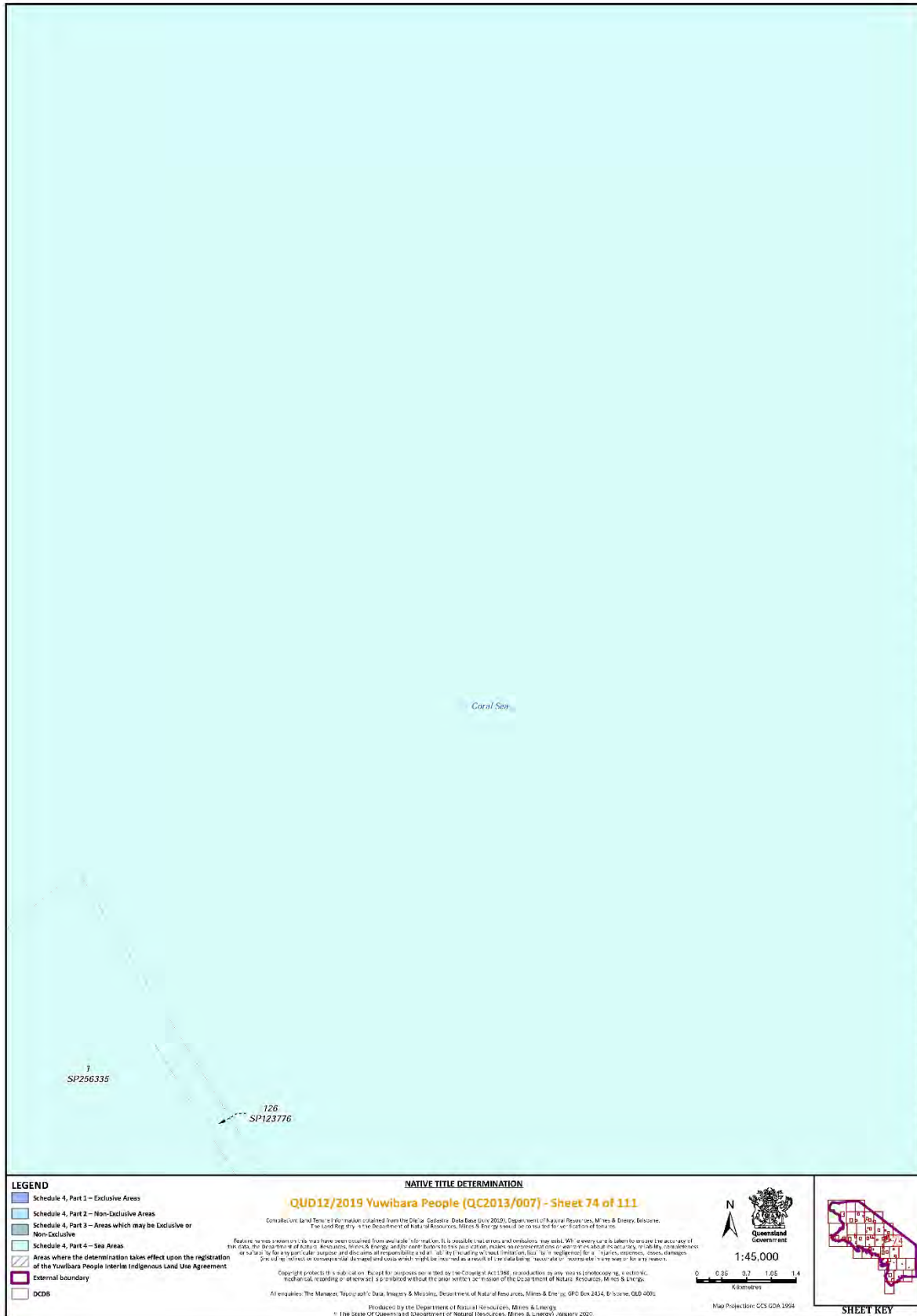
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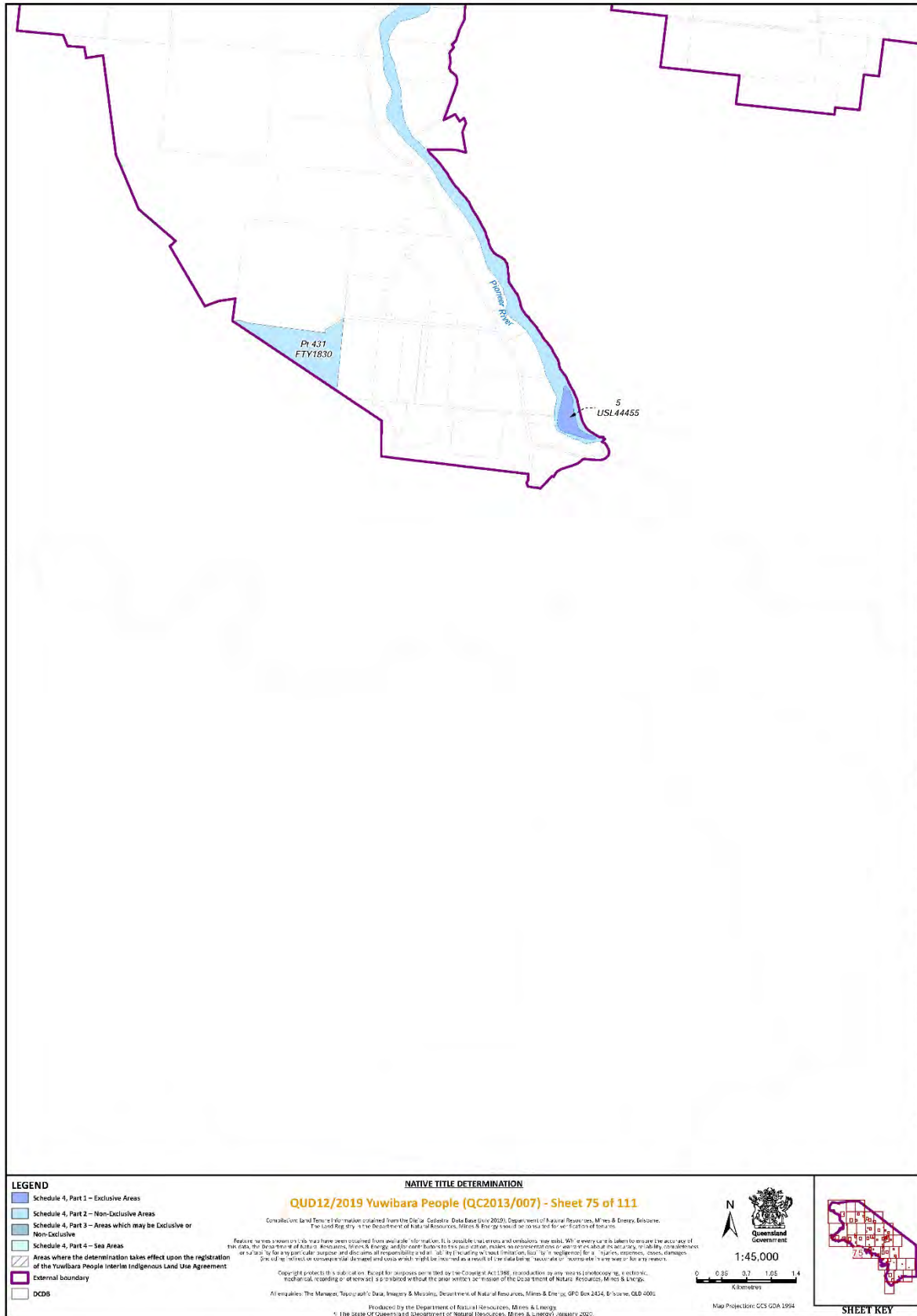


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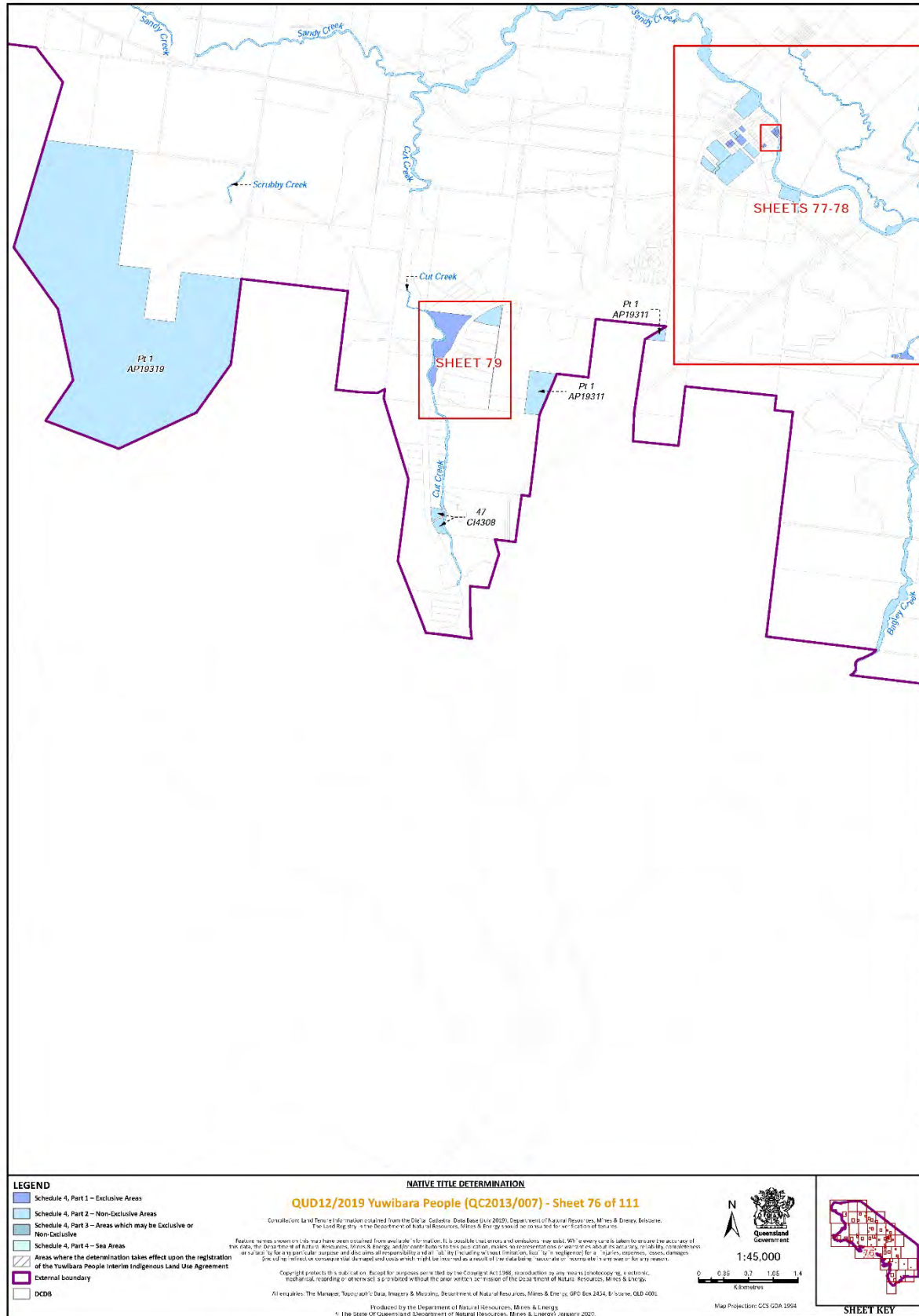


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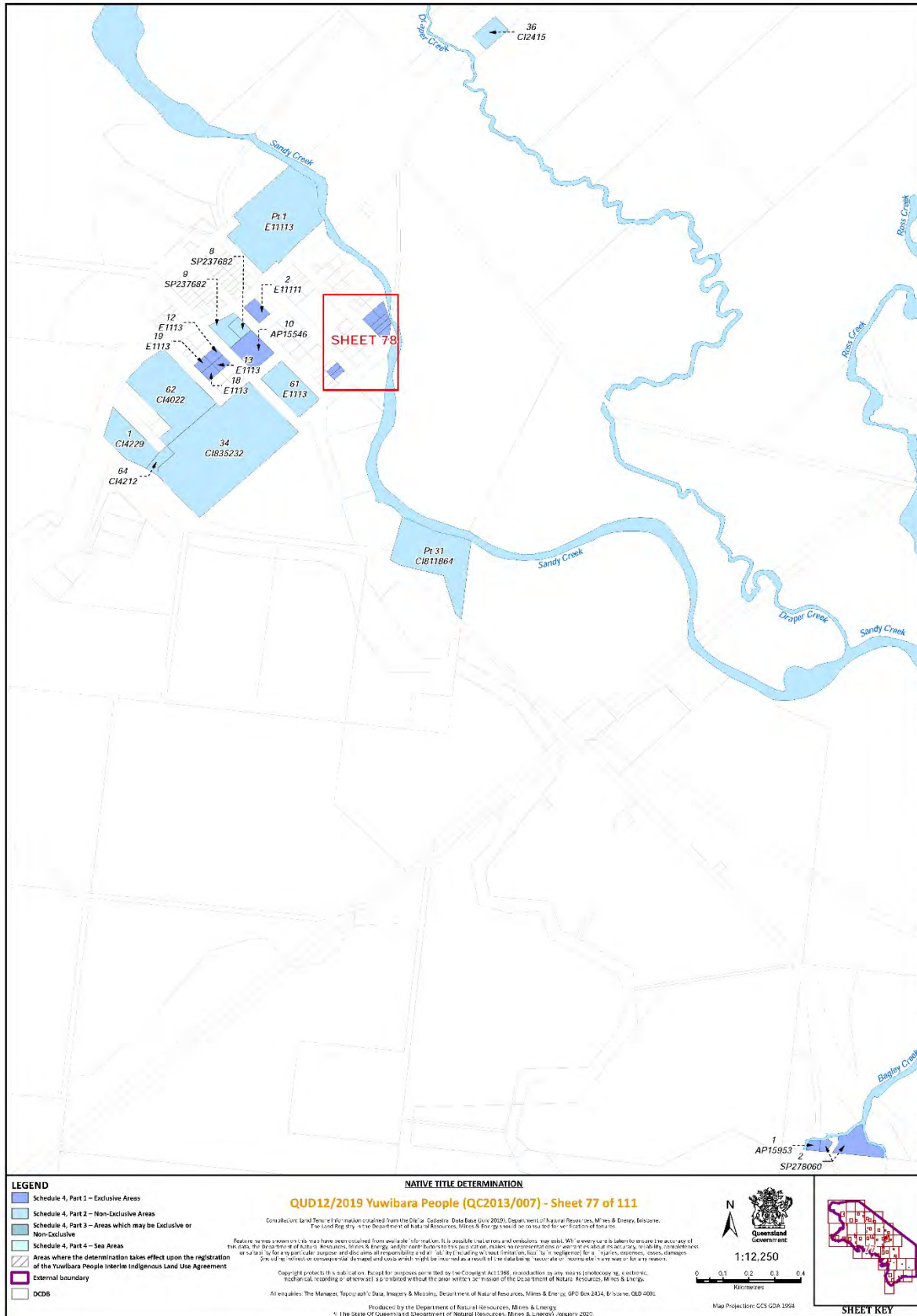




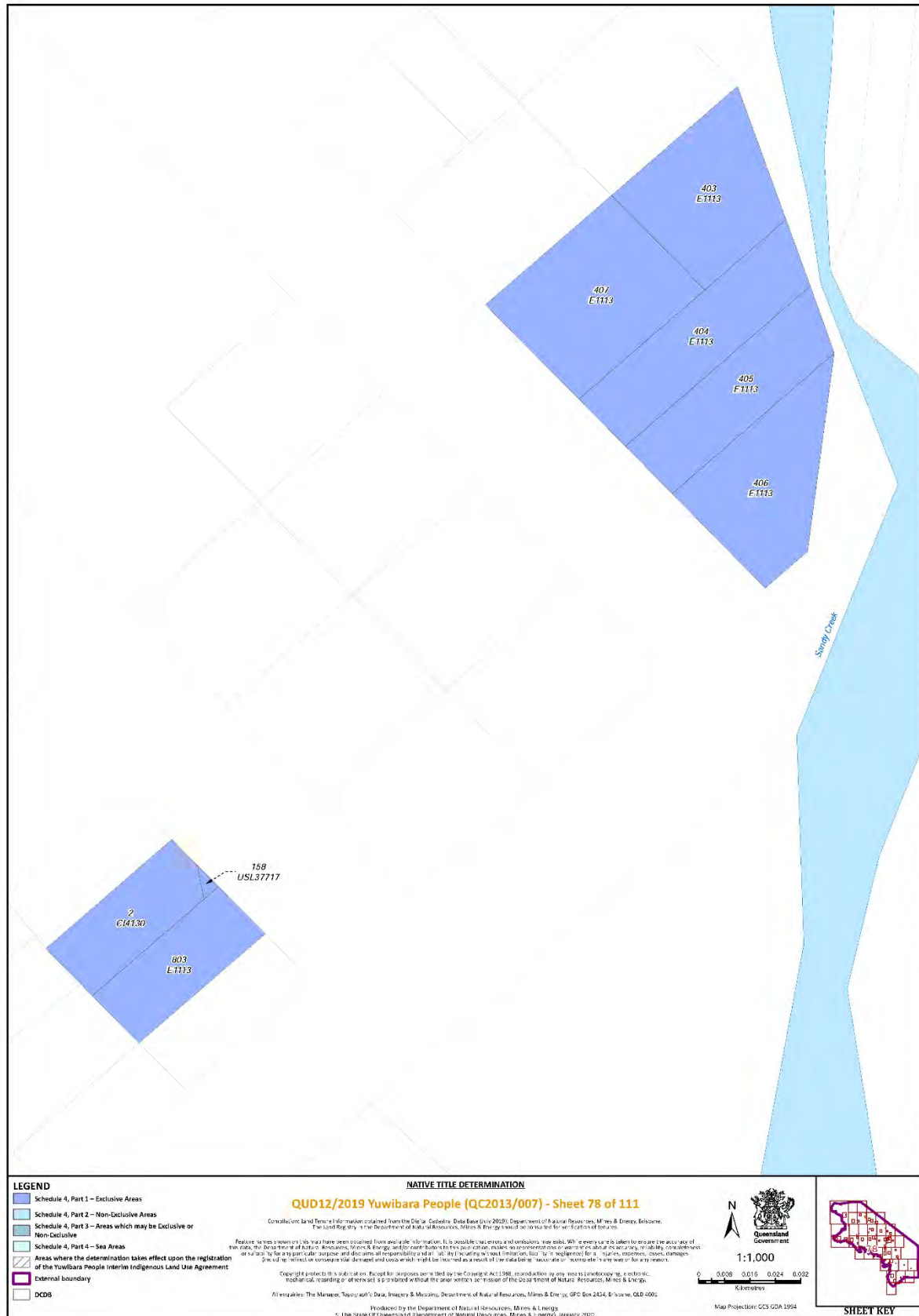
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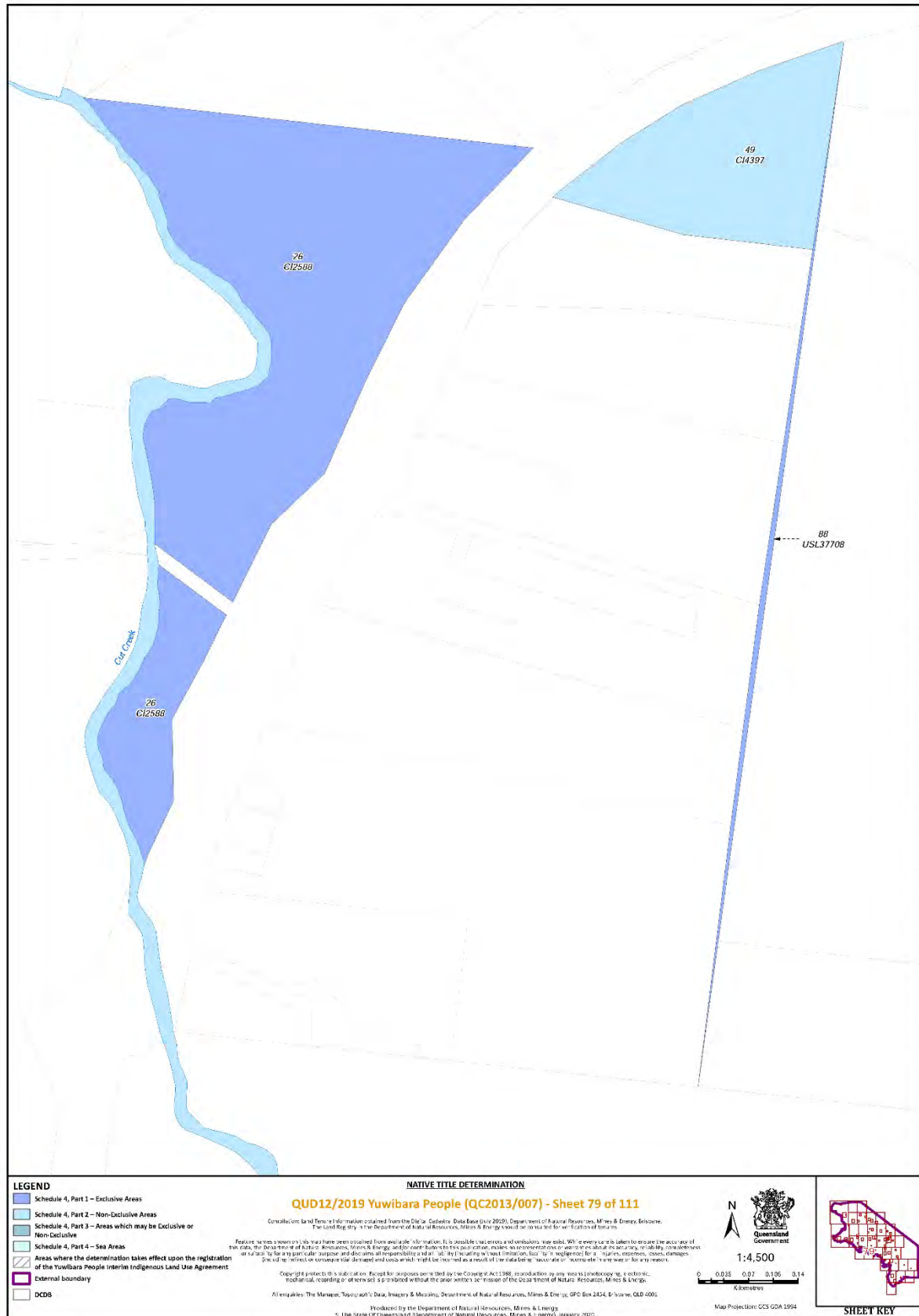
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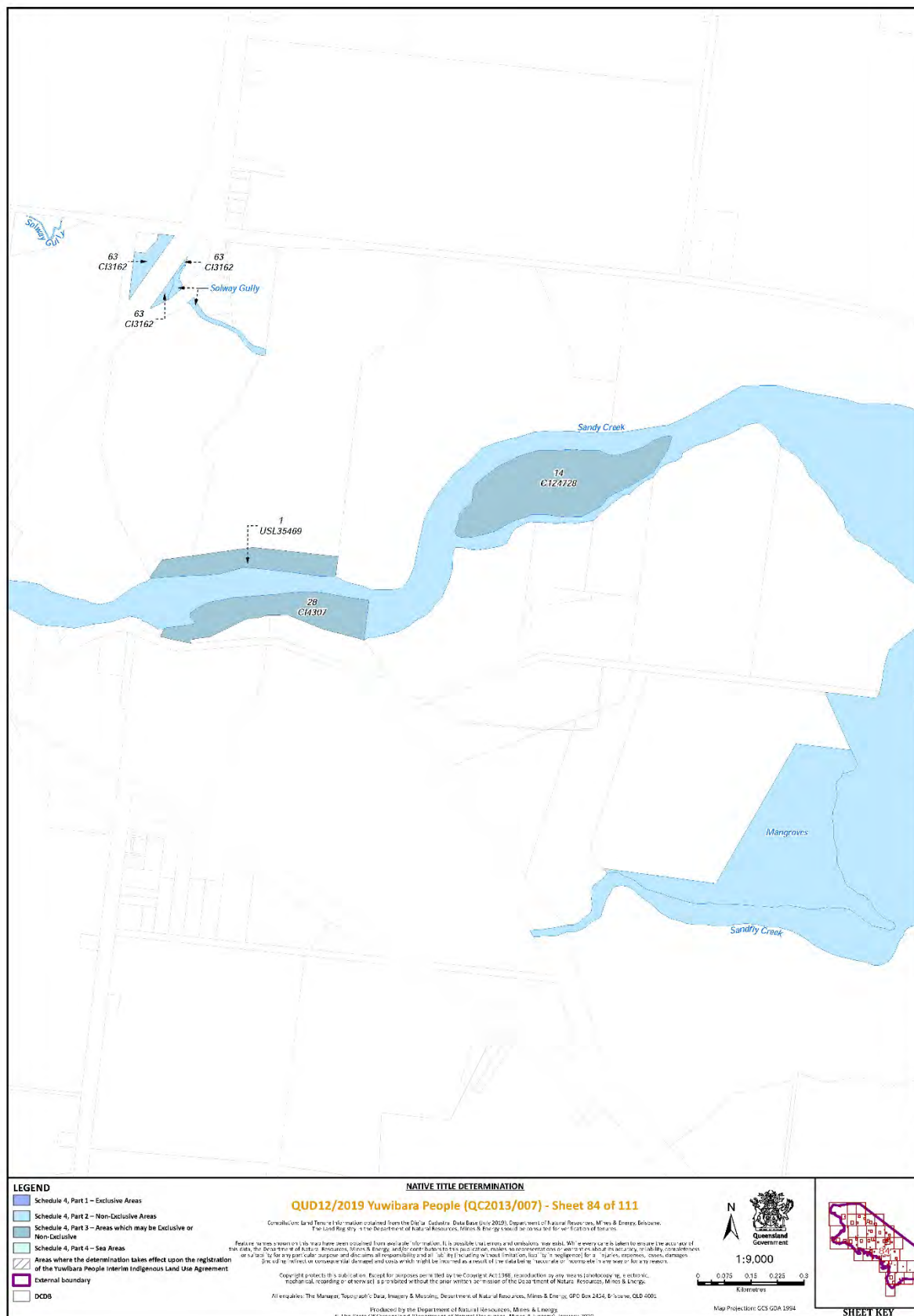


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NATIVE TITLE DETERMINATION		 1:2,500 Kilometers	 SHEET KEY
LEGEND <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Declarative Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Declarative Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDS 	<p style="text-align: center;">QUD12/2019 Yuwibara People (QC2013/007) - Sheet 81 of 111</p> <p style="font-size: small;">Consultation Land Tenure Information obtained from the Digital Cadastral Data Base (July 2020), Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Department of Natural Resources, Mines & Energy's web portal for the registration of tenures.</p> <p style="font-size: x-small;">Features, names and positions may have been compiled from available information. It is possible that errors or omissions may exist. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy does not warrant the accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability for negligence) for any injuries, expenses, losses, damages, or other claims or consequences that may be incurred as a result of the data being inaccurate or incomplete in any way or for any reason.</p> <p style="font-size: x-small;">Copyright protected in full or in part. Reproduction or translation without the written permission of the Department of Natural Resources, Mines & Energy.</p> <p style="font-size: x-small;">All enquiries: The Manager, Topographical Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</p> <p style="font-size: x-small;">Produced by the Department of Natural Resources, Mines & Energy © The State of Queensland (Department of Natural Resources, Mines & Energy) January 2020</p>		

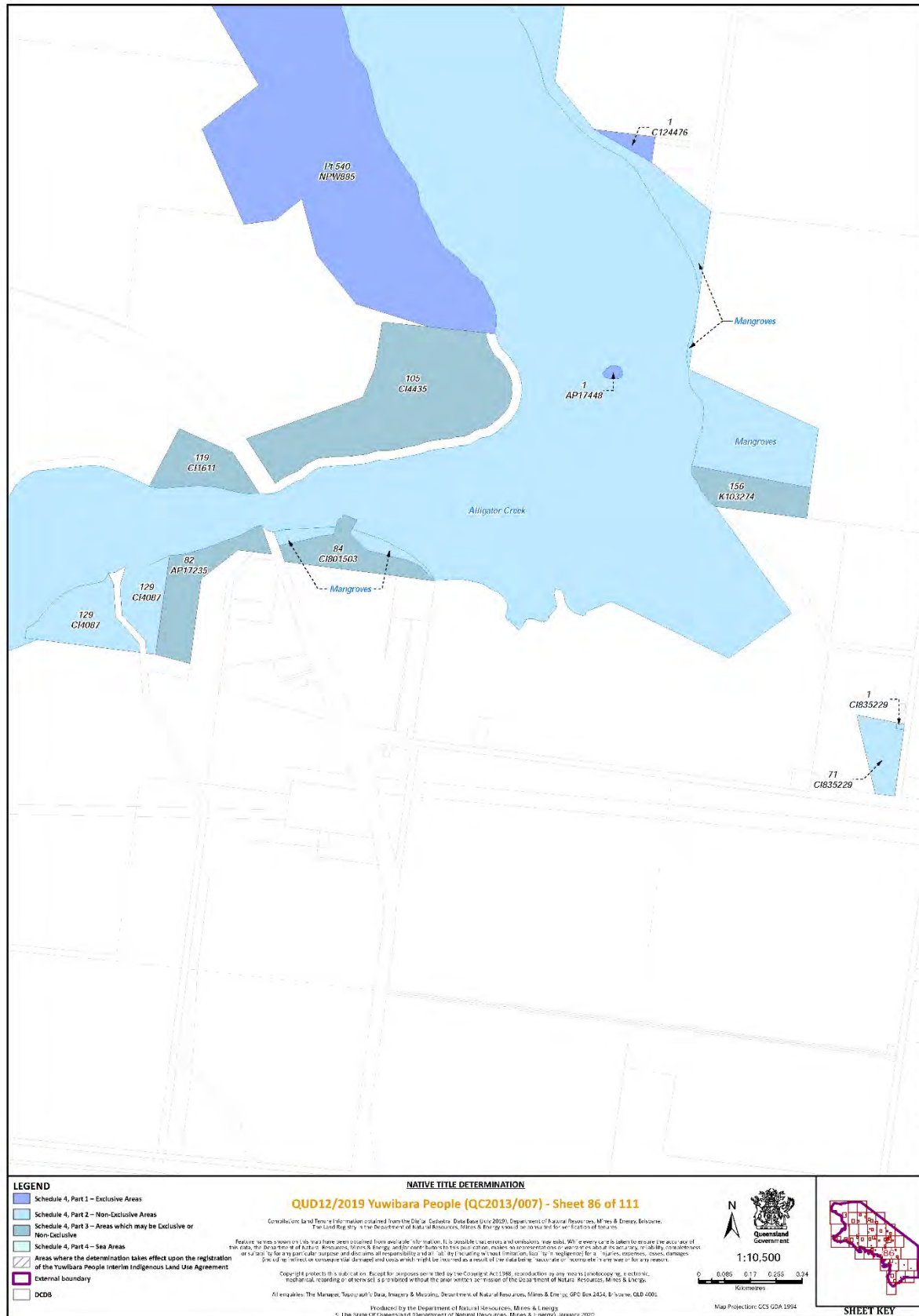


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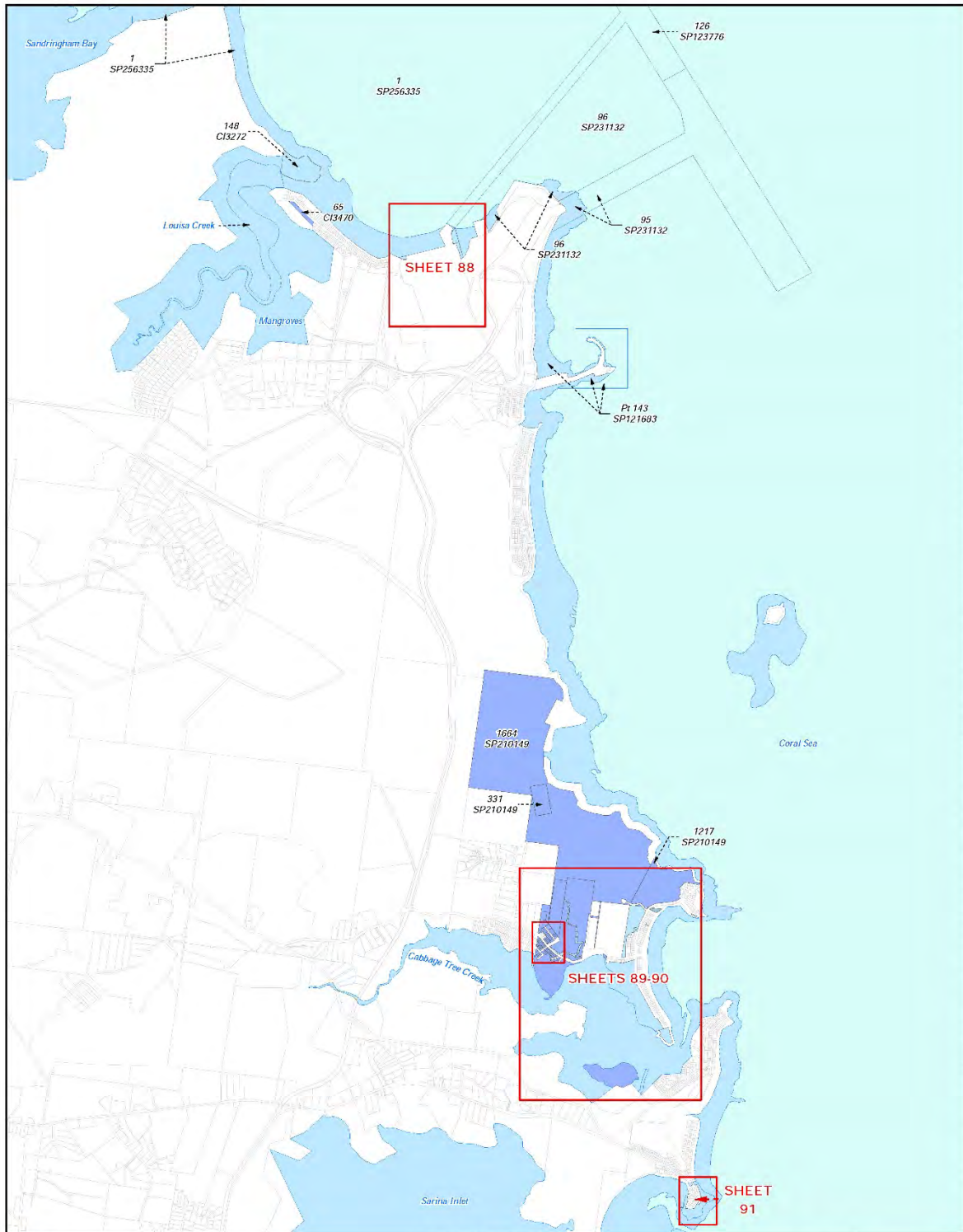


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NATIVE TITLE DETERMINATION		 1:12,500 Kilometers	 SHEET KEY
LEGEND <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Exclusive Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDO 	<p style="text-align: center;">QUD12/2019 Yuwibara People (QC2013/007) - Sheet 85 of 111</p> <p style="font-size: small; text-align: center;">Consultation Land Form - Information obtained from the Digital Cadastral Data Base (July 2020). Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Department of Natural Resources, Mines & Energy's web portal for searching of interests.</p> <p style="font-size: x-small; text-align: center;">Features, names and symbols may have been simplified from available information. It is possible that errors or omissions may exist. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy makes no representation or warranty about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability for negligence) for any injuries, expenses, losses, damages, or other claims that may be incurred or sustained by any person as a result of the data being inaccurate or incomplete in any way or for any reason. This does not extend to consequential damage and costs which might be incurred as a result of the data being inaccurate or incomplete in any way or for any reason.</p> <p style="font-size: x-small; text-align: center;">Copyright protected by the State of Queensland. All rights reserved. Produced by the Department of Natural Resources, Mines & Energy. GPO Box 2424, Brisbane, QLD 4000.</p> <p style="font-size: x-small; text-align: center;">All enquiries: The Manager, Topographical Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</p> <p style="font-size: x-small; text-align: center;">Produced by the Department of Natural Resources, Mines & Energy © The State of Queensland (Department of Natural Resources, Mines & Energy) January 2020.</p>		



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NATIVE TITLE DETERMINATION

QUD12/2019 Yuwibara People (QC2013/007) - Sheet 87 of 111

Consultation Land Form - Information obtained from the Digital Cadastral Data Base (July 2020). Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the depository of Natural Resources, Mines & Energy and is not responsible for the accuracy of the data.

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LEGEND

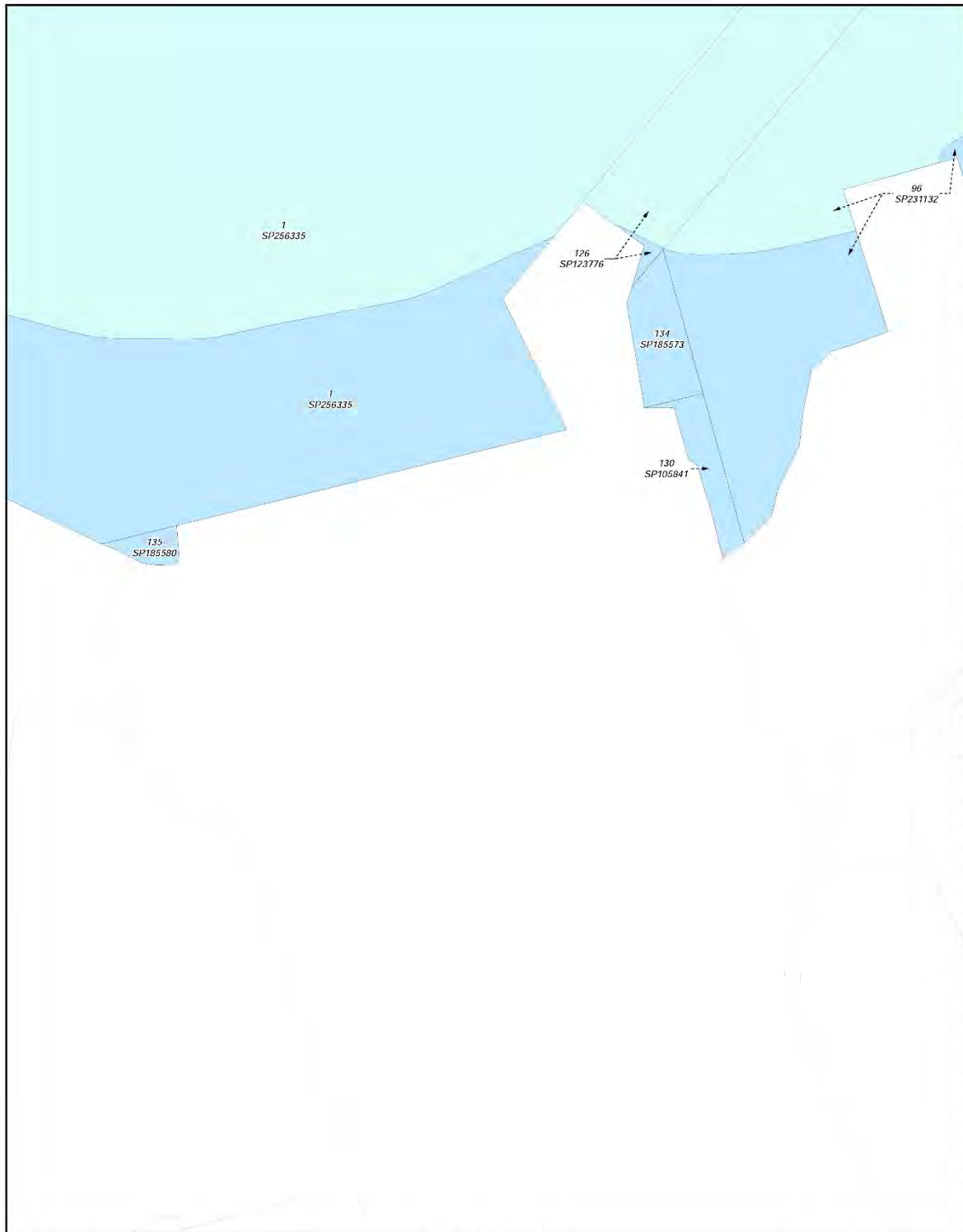
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- Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement
- External boundary
- DCOB

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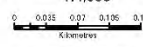
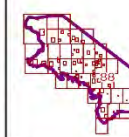
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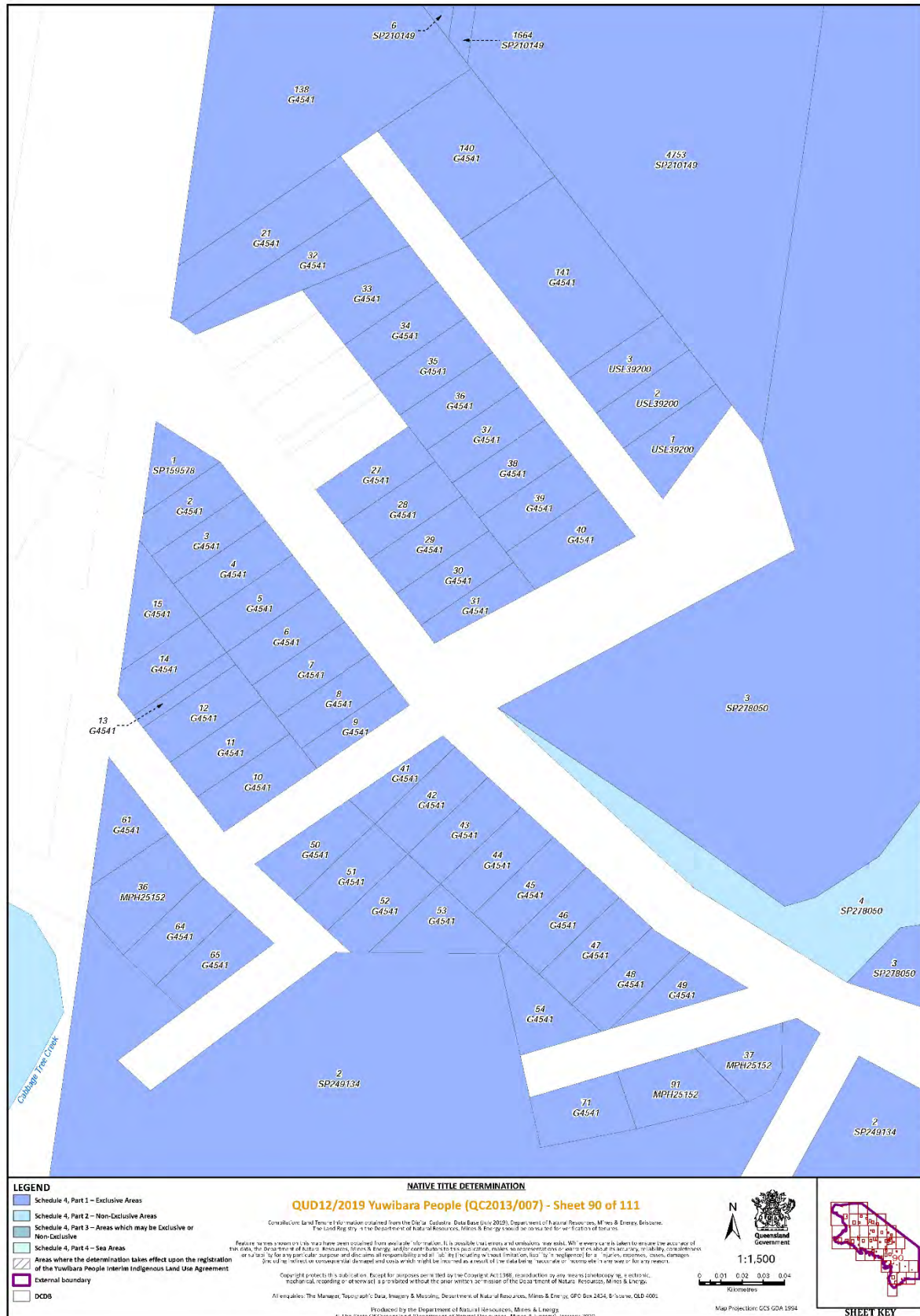
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SHEET KEY

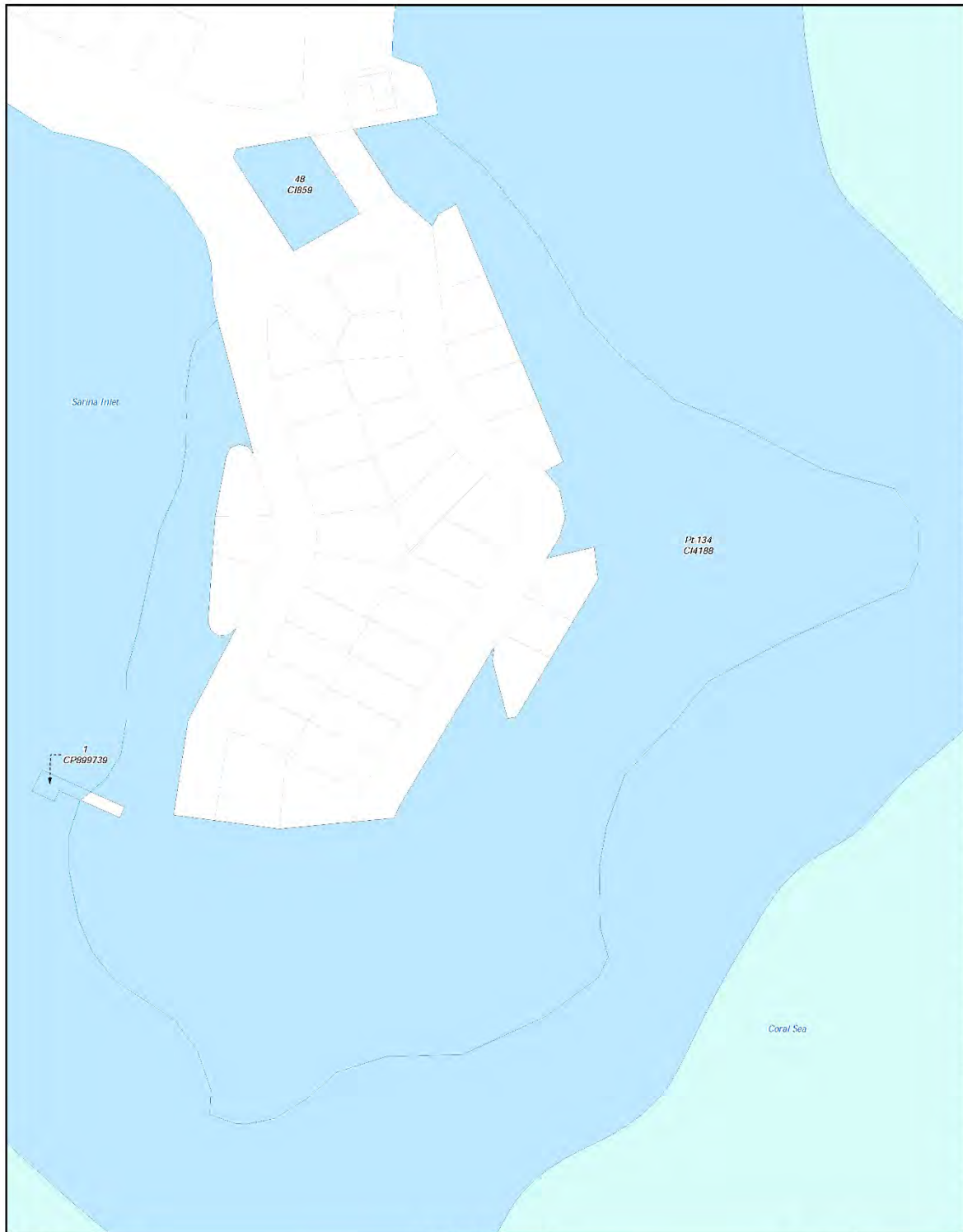


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NATIVE TITLE DETERMINATION		QUD12/2019 Yuwibara People (QC2013/007) - Sheet 88 of 111	
<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Exclusive Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDS 		<p>Consultation Land Form - Information obtained from the Digital Cadastral Data Base (July 2020), Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Registrar General of Natural Resources, Mines & Energy and is not responsible for the accuracy of this data.</p> <p>Feature names and positions may have been modified from available information. It is possible that errors or omissions have occurred. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy does not warrant the accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability for negligence) for any injuries, expenses, losses, damages, or other claims or consequences that may be incurred as a result of the data being inaccurate or incomplete in any way or for any reason.</p> <p>Copyright protected. No reproduction or distribution without the prior written permission of the State of Queensland, Department of Natural Resources, Mines & Energy.</p> <p>All enquiries: The Manager, Topographic Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</p> <p>Produced by the Department of Natural Resources, Mines & Energy © The State of Queensland (Department of Natural Resources, Mines & Energy) January 2020</p>	
		 1:4,500  Kilometres	 SHEET KEY



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NATIVE TITLE DETERMINATION	
QUD12/2019 Yuwibara People (QC2013/007) - Sheet 91 of 111	
<p><small>Consultation Land Form - Information obtained from the Digital Cadastral Data Base (July 2020), Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the depository of Natural Resources, Mines & Energy and is not responsible for the accuracy of the data.</small></p> <p><small>Features, names and symbols may have been compiled from available information. It is possible that errors or omissions may exist. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy and its staff do not accept any responsibility for any errors, omissions, inaccuracies, or liability, consequences or damages, for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability for negligence) for any injuries, losses, damages, or other claims or consequences that may be incurred as a result of the data being inaccurate or incomplete in any way or for any reason.</small></p> <p><small>Copyright protected. It is not allowed to be reproduced, stored, or transmitted in any form or by any means, electronic, mechanical, recording or otherwise, or to be copied, without the prior written permission of the State of Queensland, Department of Natural Resources, Mines & Energy.</small></p> <p><small>All enquiries: The Manager, Topographical Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</small></p>	
<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 - Exclusive Areas Schedule 4, Part 2 - Non-Exclusive Areas Schedule 4, Part 3 - Areas which may be Exclusive or Non-Exclusive Schedule 4, Part 4 - Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDO 	<div style="text-align: center;">  <p>1:1,750</p> <p>0 0.01 0.02 0.03 0.04 Kilometres</p> </div> <div style="text-align: center;">  <p>SHEET KEY</p> </div>
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NATIVE TITLE DETERMINATION		QUD12/2019 Yuwibara People (QC2013/007) - Sheet 93 of 111	
<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Declarative Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Declarative Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDS 	<p><small>Consultation Land Tenure Information obtained from the Digital Cadastral Data Base (July 2020), Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Registrar General of Natural Resources, Mines & Energy and is not responsible for the accuracy of the data.</small></p> <p><small>Features, names and positions shown here have been compiled from available information. It is possible that errors or omissions have occurred. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy does not warrant the accuracy of the data. Users should verify the accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, loss of or damage to property, business, or other losses) arising from the use of the information or data provided, whether or not such damage or loss is foreseeable or not. The Department of Natural Resources, Mines & Energy is not liable for any such damage or loss.</small></p> <p><small>Copyright protected by the State of Queensland. All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted, in any form or by any means, electronic, mechanical, photocopying, recording, or otherwise, without the prior written permission of the Department of Natural Resources, Mines & Energy.</small></p> <p><small>All enquiries: The Manager, Topographical Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</small></p> <p style="text-align: center;"><small>Produced by the Department of Natural Resources, Mines & Energy © The State of Queensland (Department of Natural Resources, Mines & Energy) January 2020.</small></p>	<p style="text-align: center;">N</p> <p style="text-align: center;">1:3,000</p>	<p style="text-align: center;">SHEET KEY</p>



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NATIVE TITLE DETERMINATION

QUD12/2019 Yuwibara People (QC2013/007) - Sheet 94 of 111

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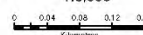
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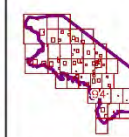
- Schedule 4, Part 1 – Exclusive Areas
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- Schedule 4, Part 4 – Sea Areas
- Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement
- External boundary
- DCDS



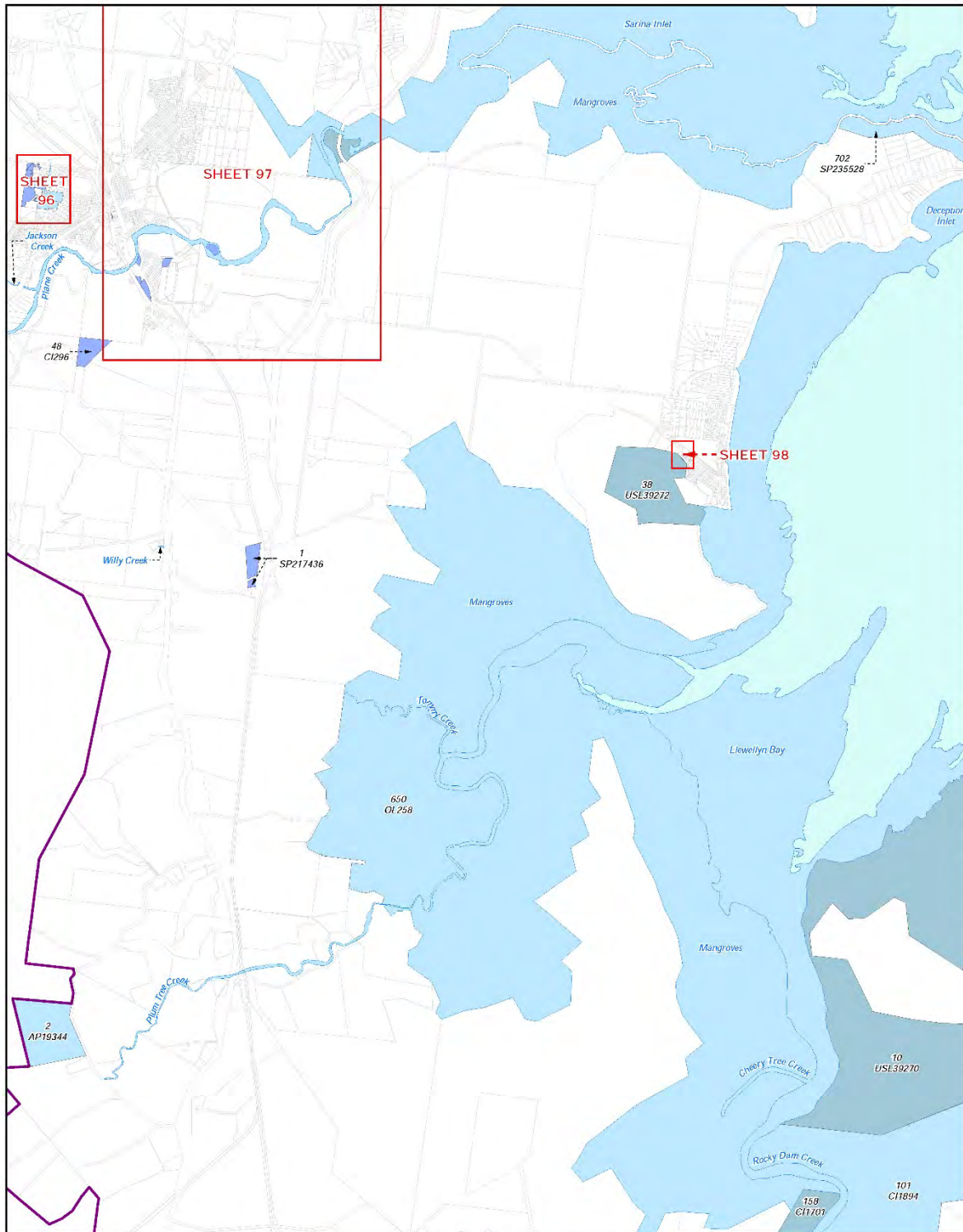
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LEGEND

- Schedule 4, Part 1 – Exclusive Areas
- Schedule 4, Part 2 – Non-Exclusive Areas
- Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive
- Schedule 4, Part 4 – Sea Areas
- Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement
- External boundary
- DCDA

NATIVE TITLE DETERMINATION

QUD12/2019 Yuwibara People (QC2013/007) - Sheet 95 of 111


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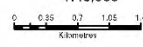
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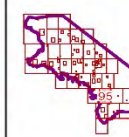
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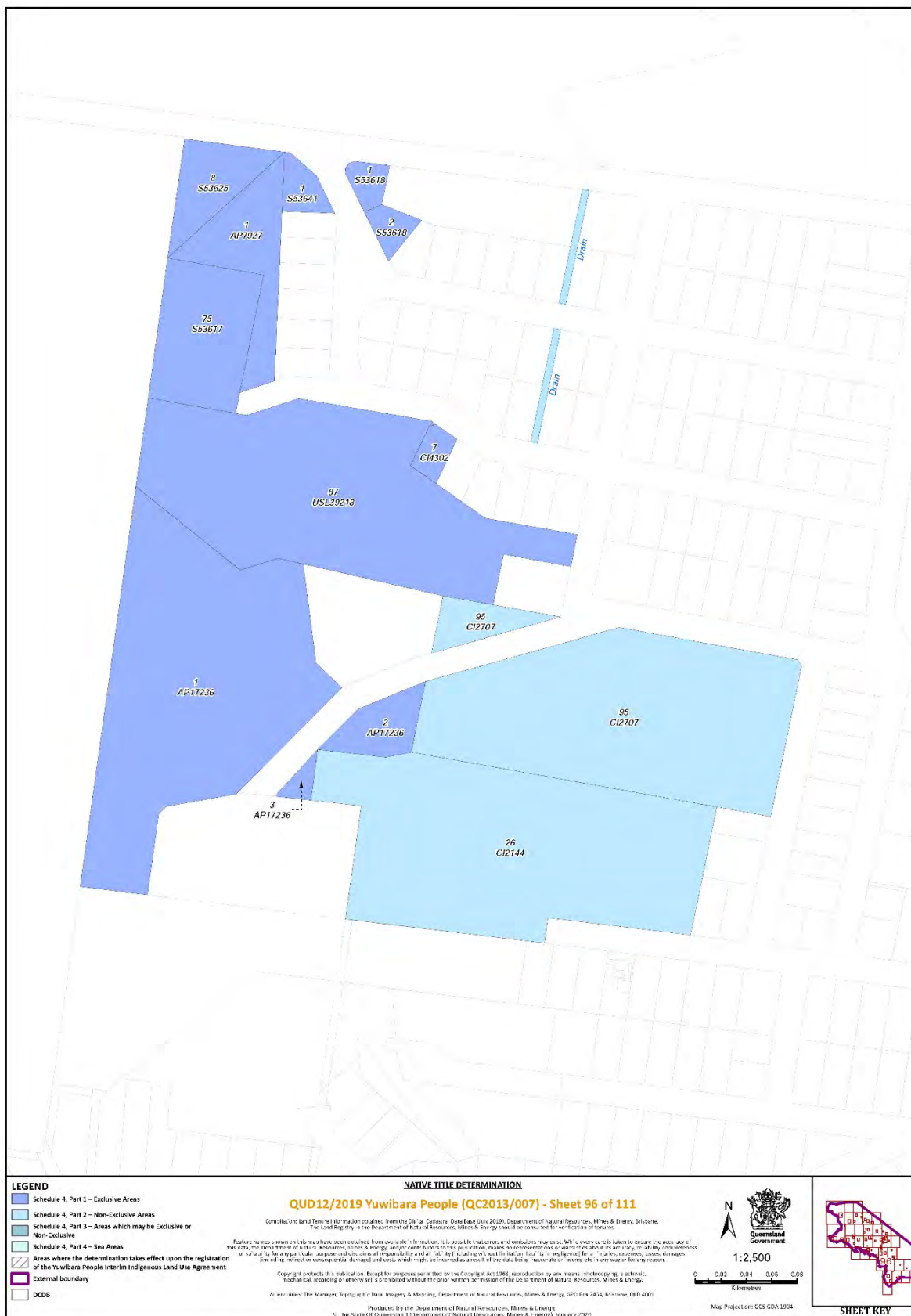


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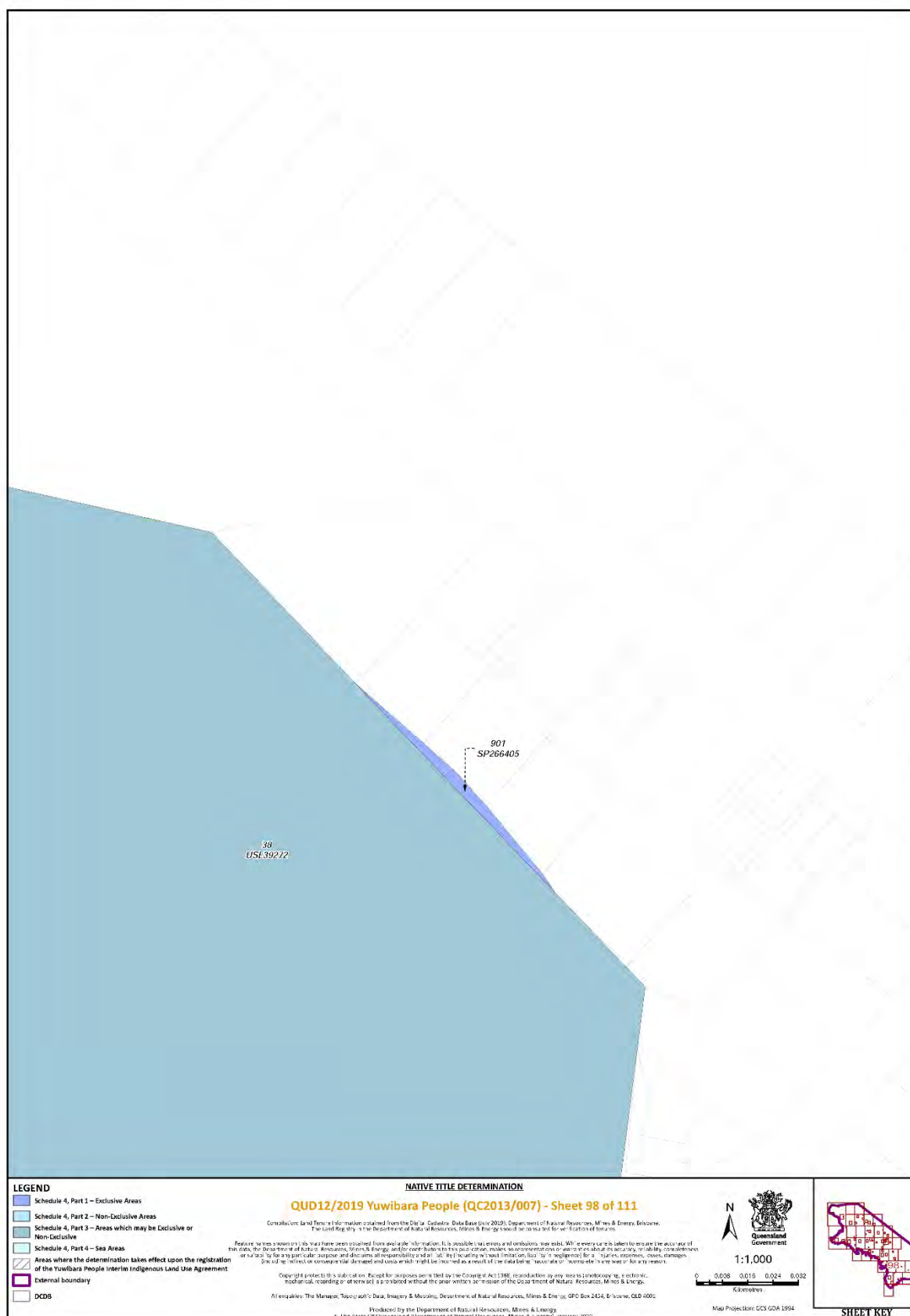


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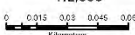
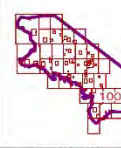
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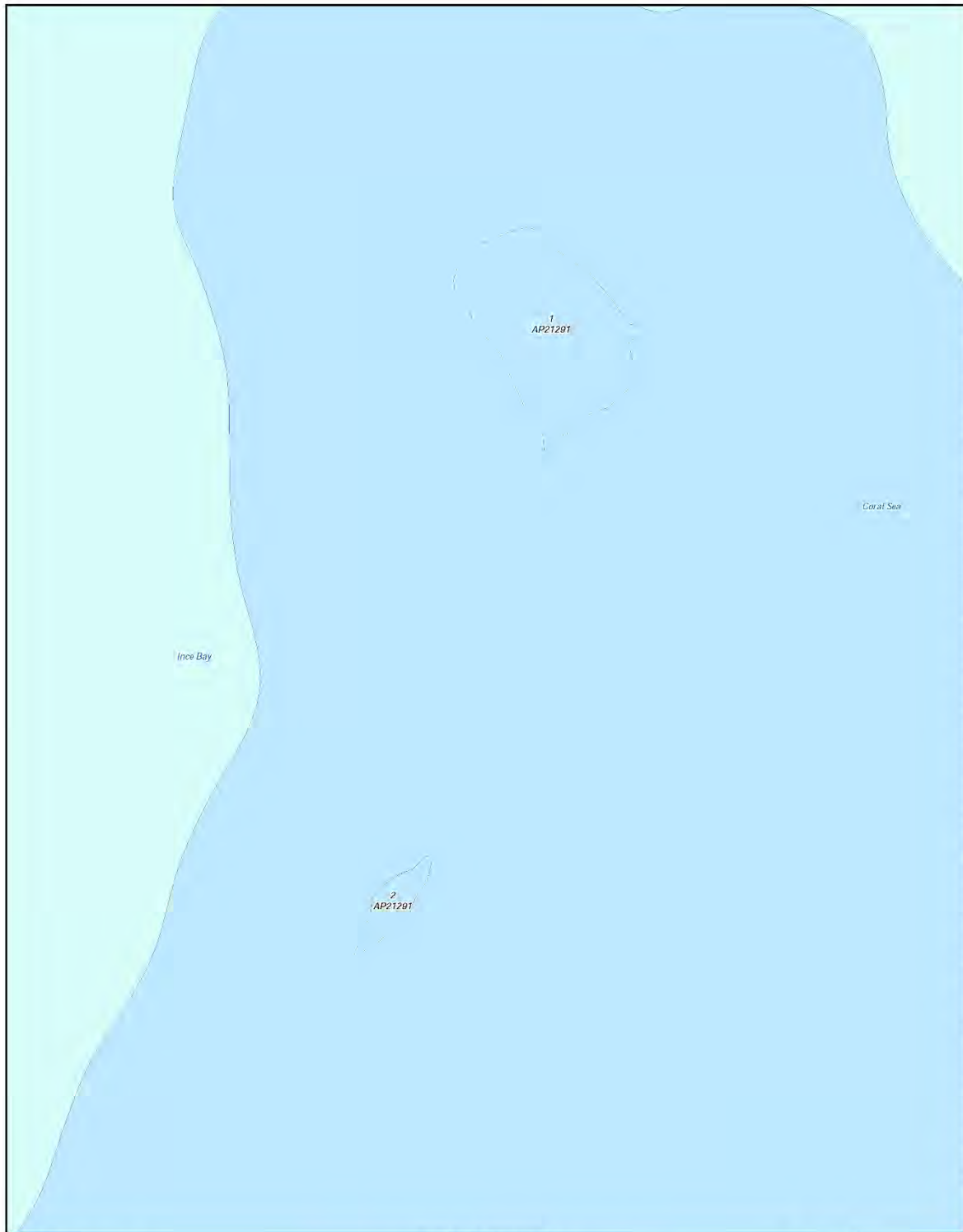
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NATIVE TITLE DETERMINATION		 1:2,000  Kilometres	 SHEET KEY
LEGEND <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Declarative Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Declarative Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDS 	<p>QUD12/2019 Yuwibara People (QC2013/007) - Sheet 100 of 111</p> <p><small>Consultation Land Tenure Information obtained from the Digital Cadastral Data Base (July 2020). Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Department of Natural Resources, Mines & Energy's record of interests and for identification of interests.</small></p> <p><small>Features, names and symbols may have been compiled from available information. It is possible that errors or omissions have occurred. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy and/or other bodies to which credit is given, do not accept any liability for the accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability for negligence) for any injuries, expenses, losses, damages, and/or other losses or consequences that may be incurred as a result of the data being inaccurate or incomplete in any way or for any reason.</small></p> <p><small>Copyright protected. It is a criminal offence to reproduce or disseminate this information without the written permission of the Department of Natural Resources, Mines & Energy.</small></p> <p><small>All enquiries: The Manager, Topographical Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</small></p> <p><small>Produced by the Department of Natural Resources, Mines & Energy © The State of Queensland (Department of Natural Resources, Mines & Energy) January 2020.</small></p>		


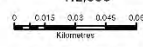
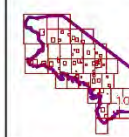


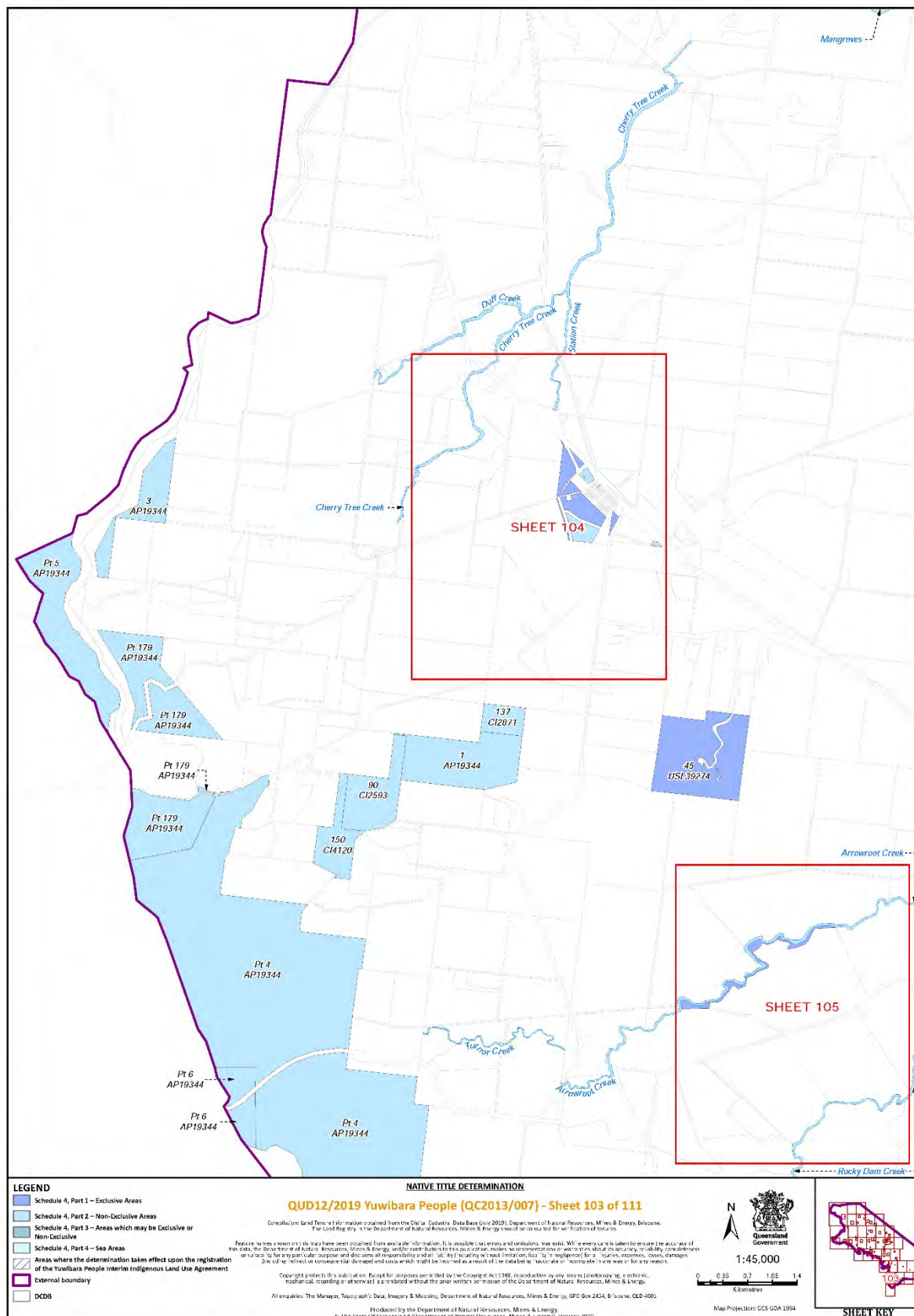
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NATIVE TITLE DETERMINATION		<p>1:45,000</p>	<p>SHEET KEY</p>
<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Exclusive Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDS 	<p style="text-align: center;">QUD12/2019 Yuwibara People (QC2013/007) – Sheet 101 of 111</p> <p style="font-size: small;">Consultation Land Tenure Information obtained from the Digital Cadastral Data Base (July 2020), Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Department of Natural Resources, Mines & Energy's web portal for registration of tenures.</p> <p style="font-size: x-small;">Features, names and symbols may have been compiled from available information. It is possible that errors or omissions have occurred. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy does not warrant the accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability for negligence) for any injuries, expenses, losses, damages, and/or other claims or consequences which might be incurred as a result of the data being inaccurate or incomplete in any way or for any reason.</p> <p style="font-size: x-small;">Copyright protected. It is published for purposes permitted by the Copyright Act 1968, in production by means of photography, a electronic, mechanical, recording or otherwise, is prohibited without the prior written permission of the Department of Natural Resources, Mines & Energy.</p> <p style="font-size: x-small;">All enquiries: The Manager, Topographic Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</p> <p style="font-size: x-small; text-align: center;">Produced by the Department of Natural Resources, Mines & Energy © The State of Queensland (Department of Natural Resources, Mines & Energy) January 2020</p>		

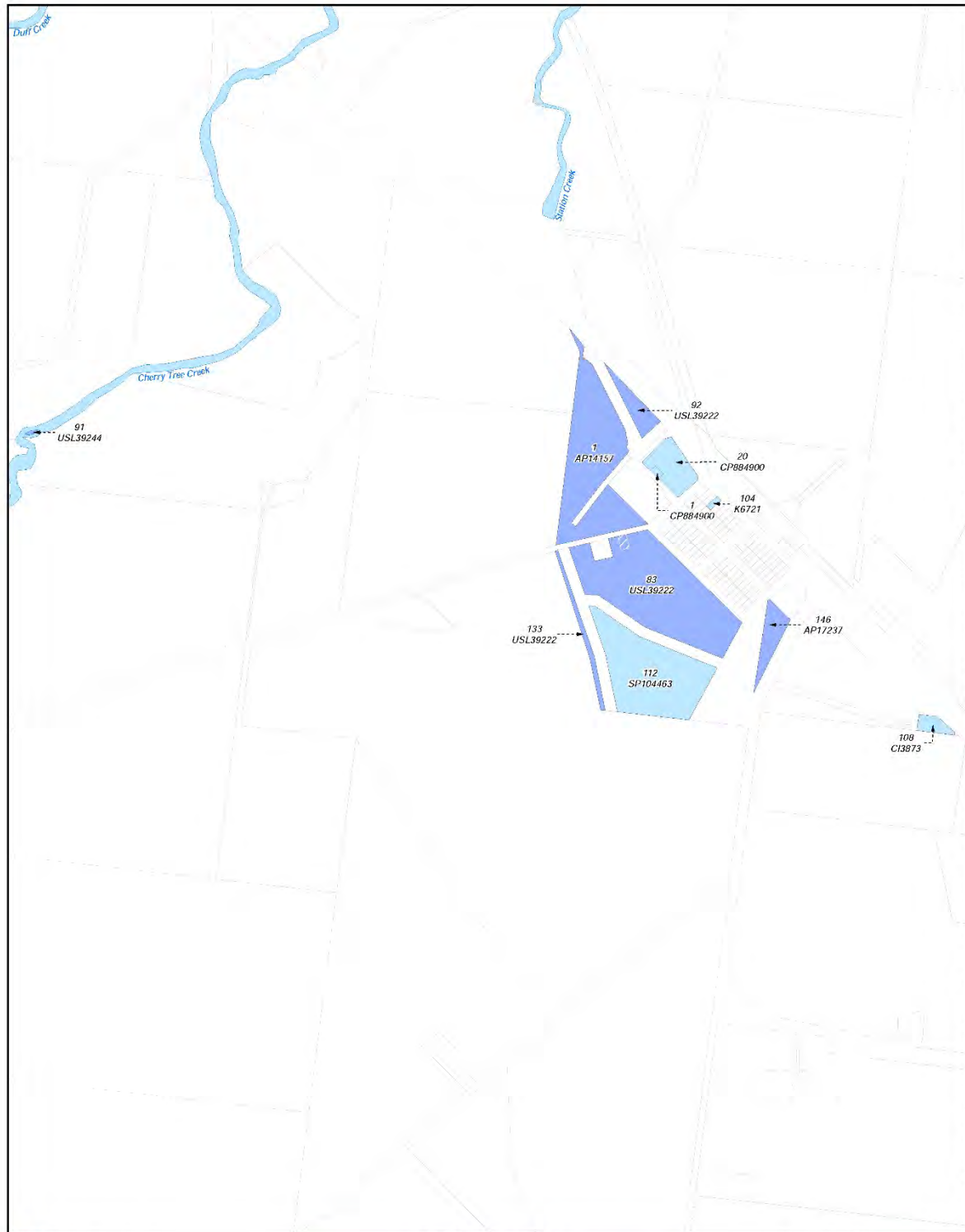


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NATIVE TITLE DETERMINATION		QUD12/2019 Yuwibara People (QC2013/007) - Sheet 102 of 111	
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<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 - Exclusive Areas Schedule 4, Part 2 - Non-Declarative Areas Schedule 4, Part 3 - Areas which may be Exclusive or Non-Declarative Schedule 4, Part 4 - Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDS 	 <p>1:2,000</p> 	 <p>SHEET KEY</p>	

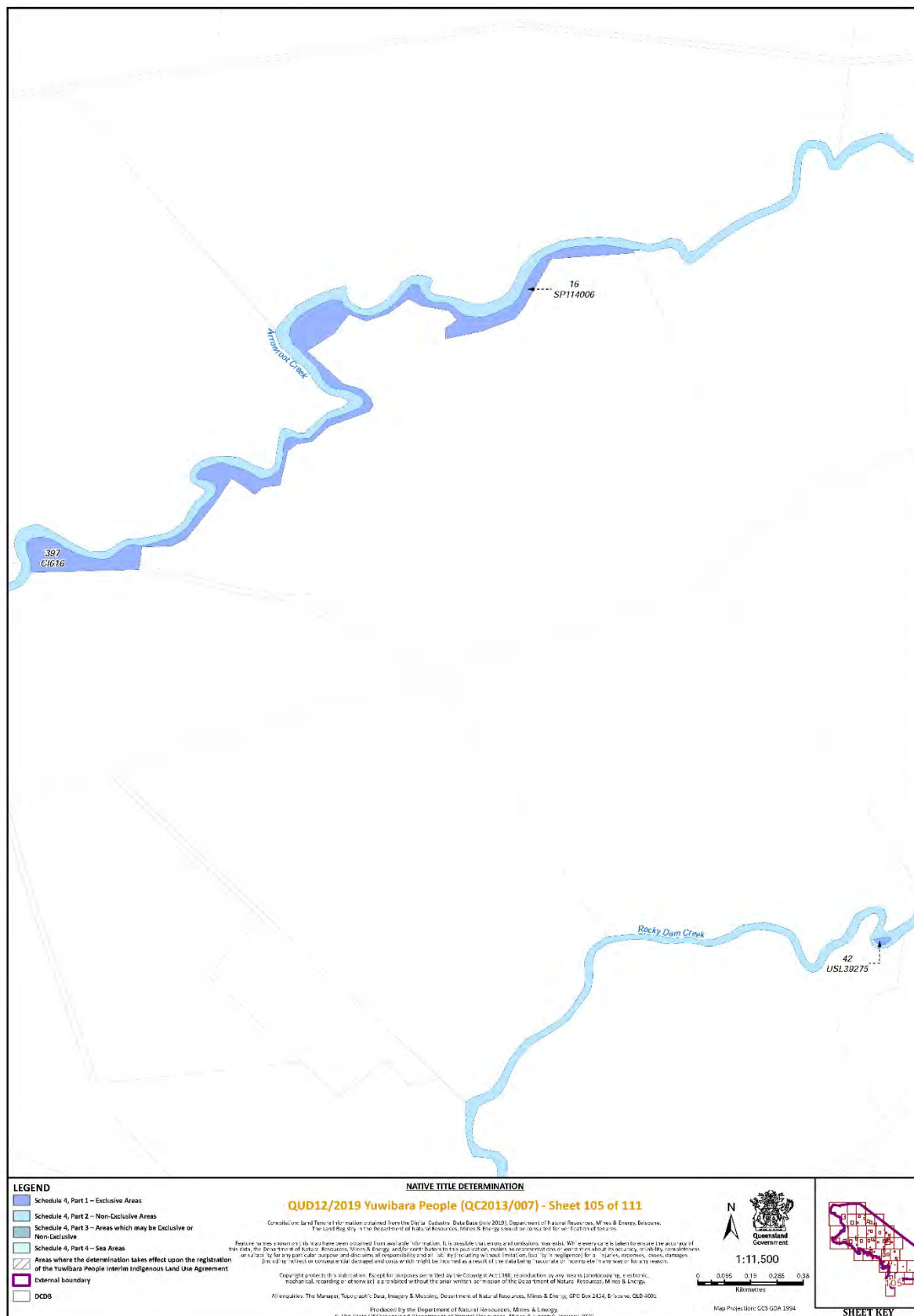


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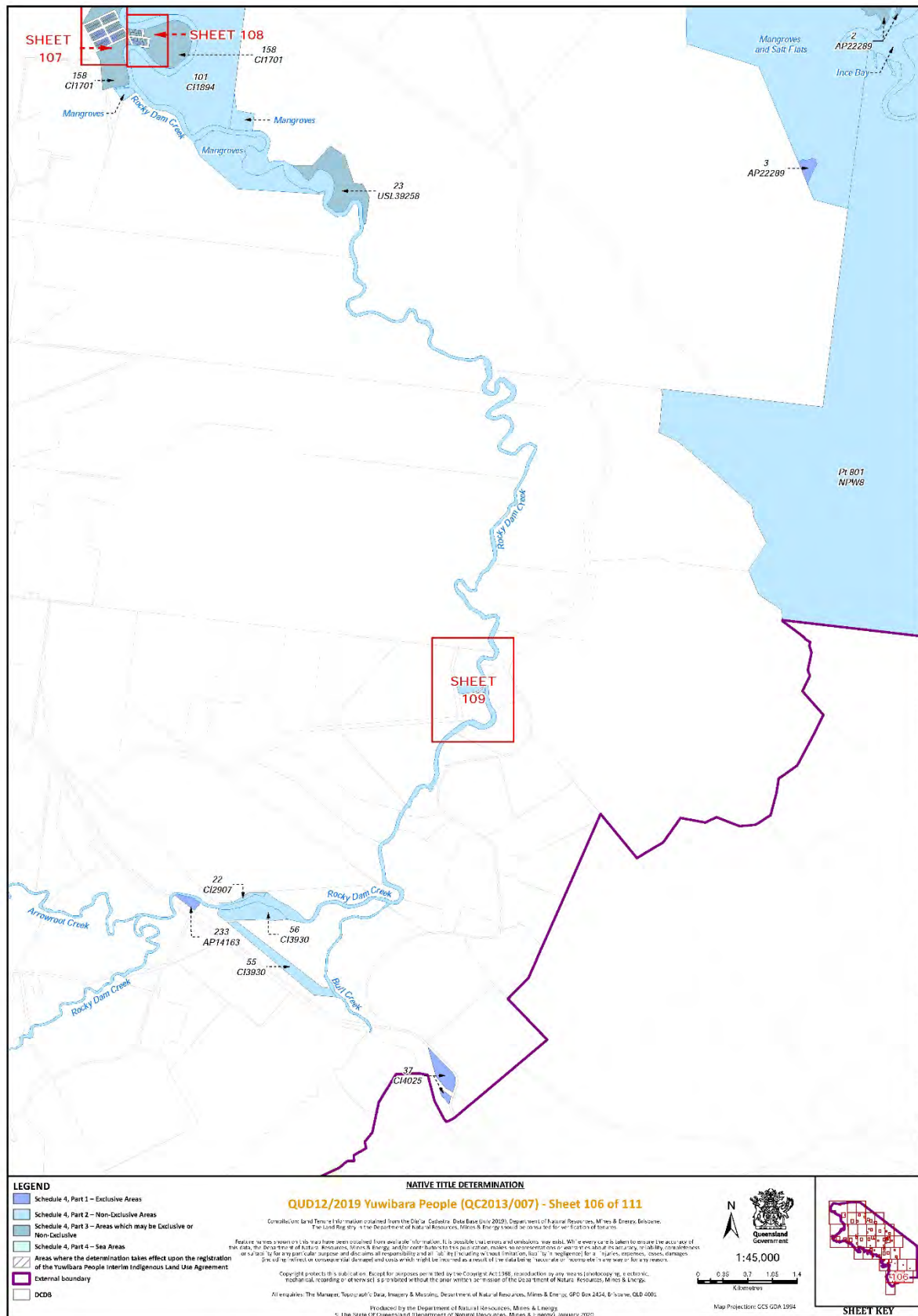


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NATIVE TITLE DETERMINATION	
QUD12/2019 Yuwibara People (QC2013/007) - Sheet 104 of 111	
<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Declarative Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Declarative Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDA 	<p><small>Consultation Land Form - Information obtained from the Digital Cadastral Data Base (July 2020), Department of Natural Resources, Mines & Energy, Brisbane. The Land Registry is the Department of Natural Resources, Mines & Energy's record of land and for the purposes of this map.</small></p> <p><small>Features, names and symbols may have been compiled from available information. It is possible that errors or omissions may exist. While every care is taken to ensure the accuracy of this data, the Department of Natural Resources, Mines & Energy and/or other bodies to which credit is given, do not warrant or accept any liability for the accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability for negligence) for any injuries, expenses, losses, damages, and/or other losses or consequences that may be incurred as a result of the data being inaccurate or incomplete in any way or for any reasons.</small></p> <p><small>Copyright protected by the State of Queensland. All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording, or otherwise, without the prior written permission of the Department of Natural Resources, Mines & Energy.</small></p> <p><small>All enquiries: The Manager, Topographical Data, Imagery & Mapping, Department of Natural Resources, Mines & Energy, GPO Box 2424, Brisbane, QLD 4000.</small></p> <p style="text-align: center;"><small>Produced by the Department of Natural Resources, Mines & Energy © The State of Queensland (Department of Natural Resources, Mines & Energy) January 2020</small></p>
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LEGEND

- Schedule 4, Part 1 – Exclusive Areas
- Schedule 4, Part 2 – Non-Exclusive Areas
- Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive
- Schedule 4, Part 4 – Sea Areas
- Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement
- External boundary
- DCDs

NATIVE TITLE DETERMINATION

QUD12/2019 Yuwibara People (QC2013/007) - Sheet 107 of 111


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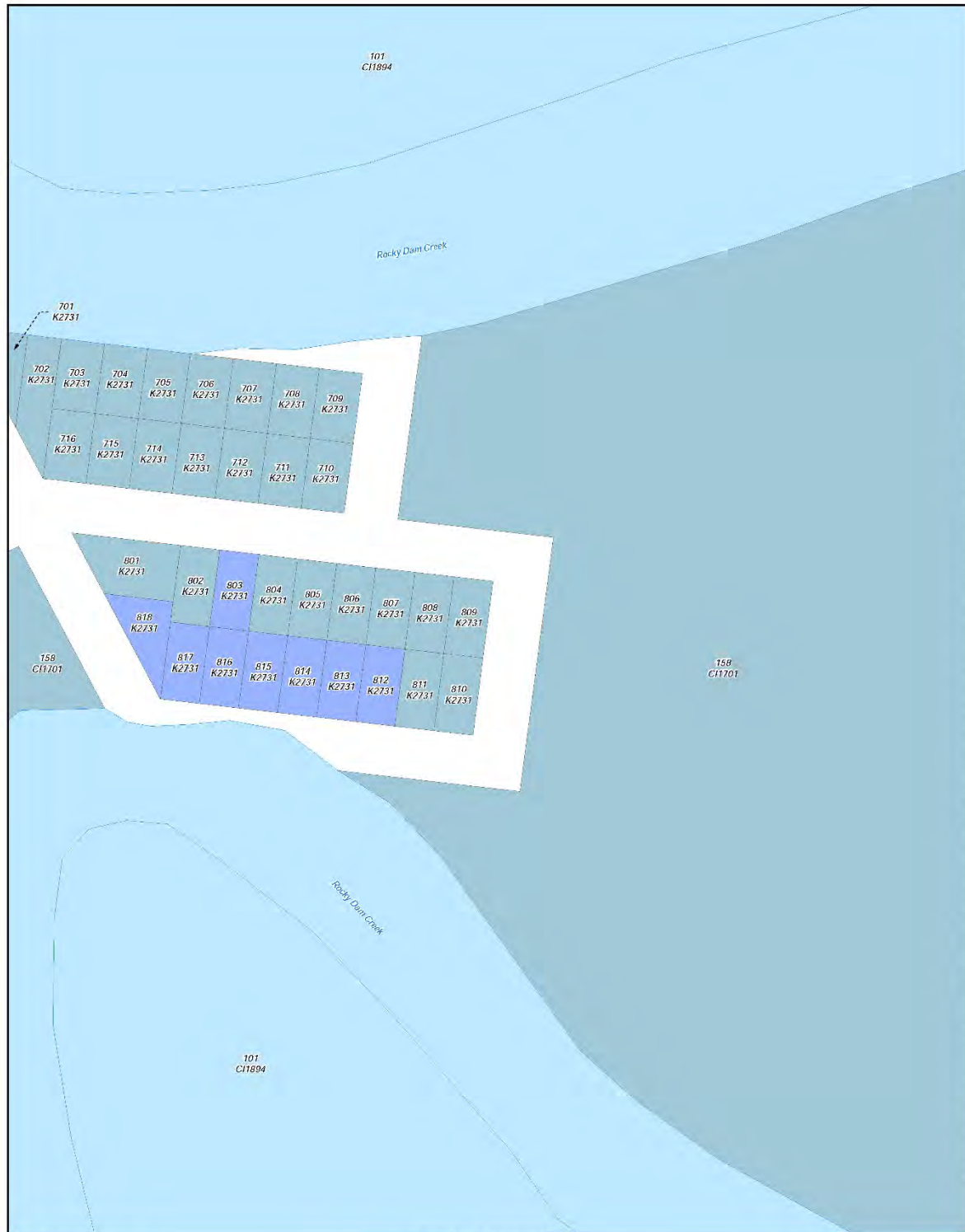


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LEGEND

- Schedule 4, Part 1 – Exclusive Areas
- Schedule 4, Part 2 – Non-Exclusive Areas
- Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive
- Schedule 4, Part 4 – Sea Areas
- Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement
- External boundary
- DCDS

NATIVE TITLE DETERMINATION

QUD12/2019 Yuwibara People (QC2013/007) - Sheet 108 of 111

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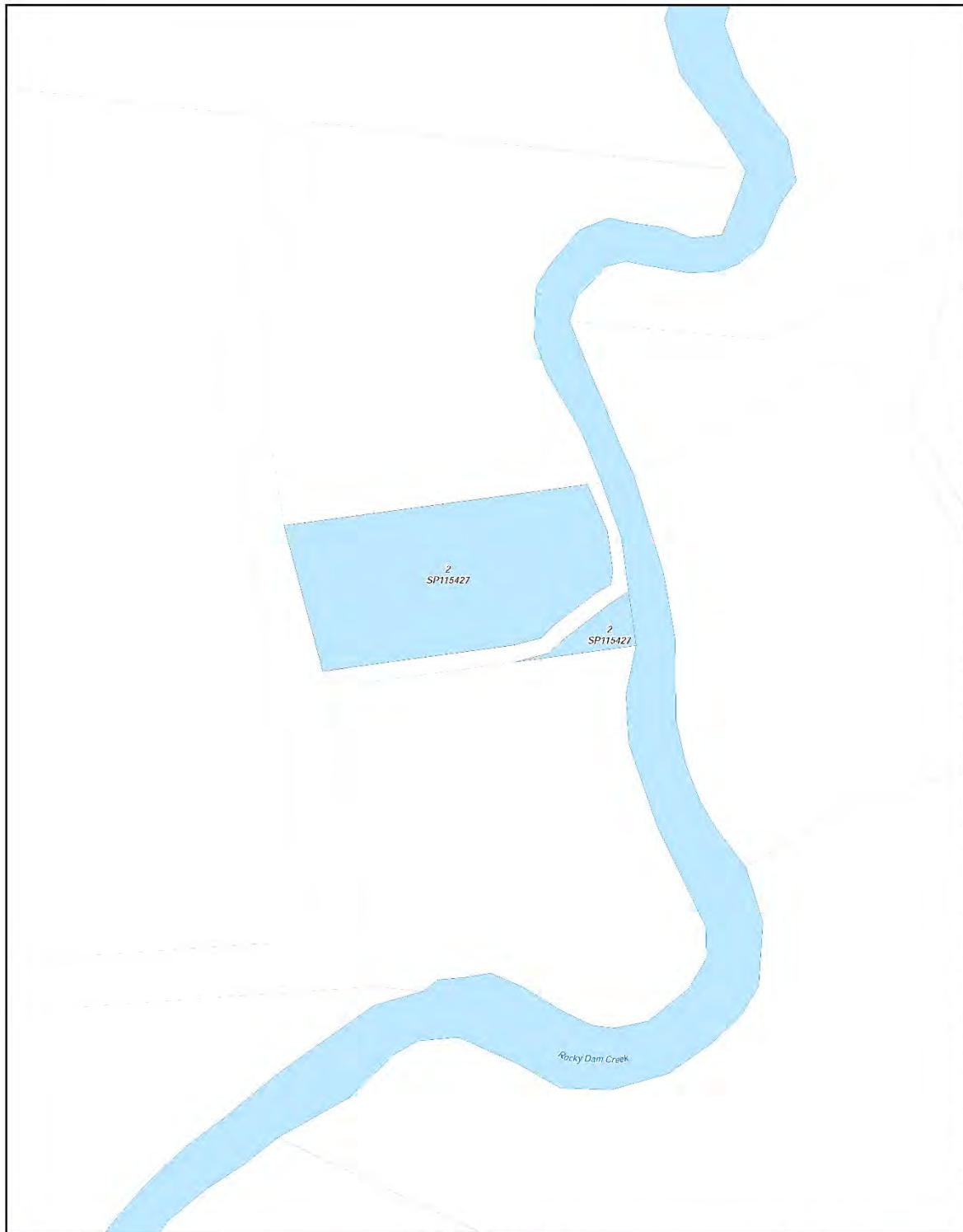
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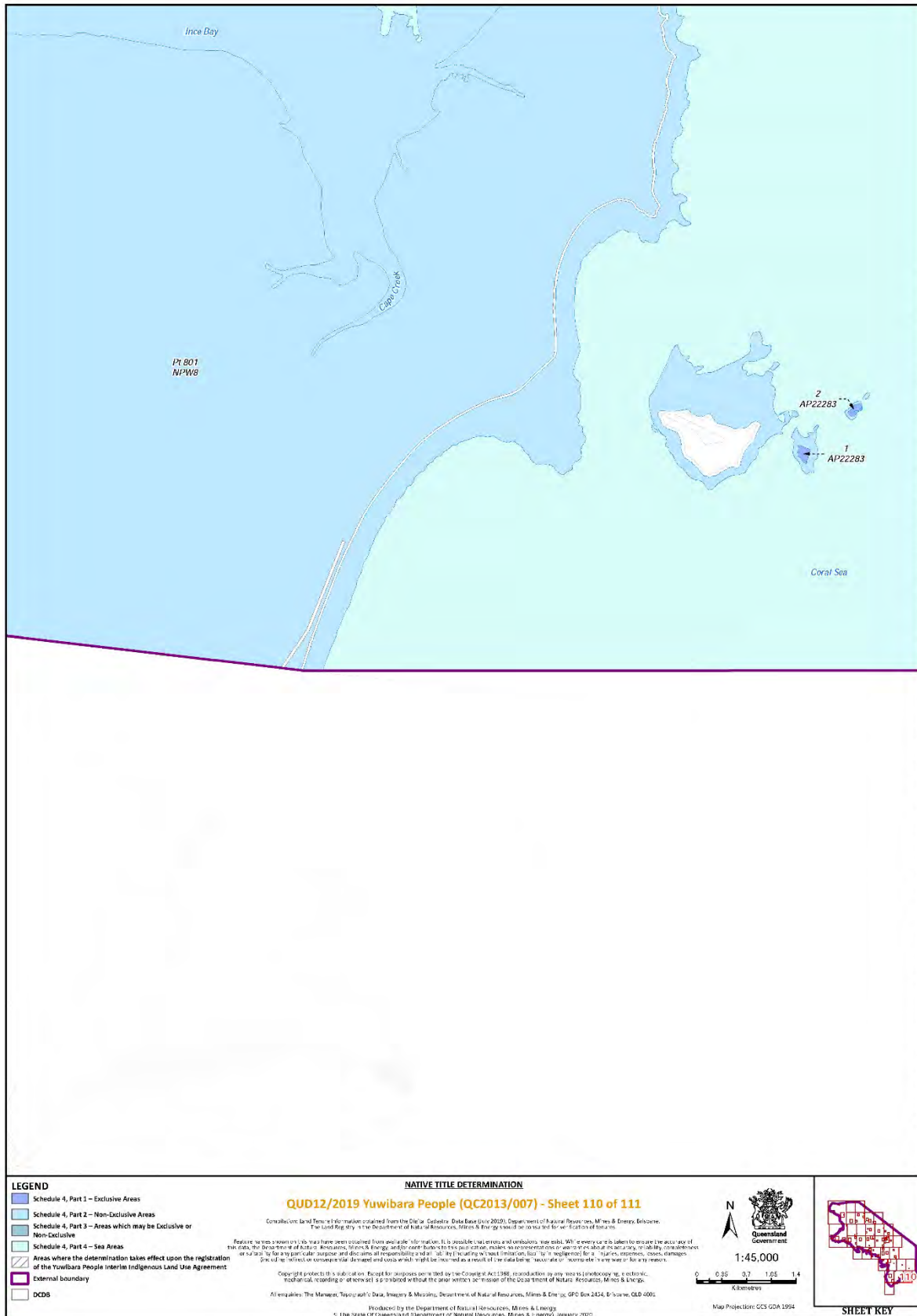
Queensland
Government

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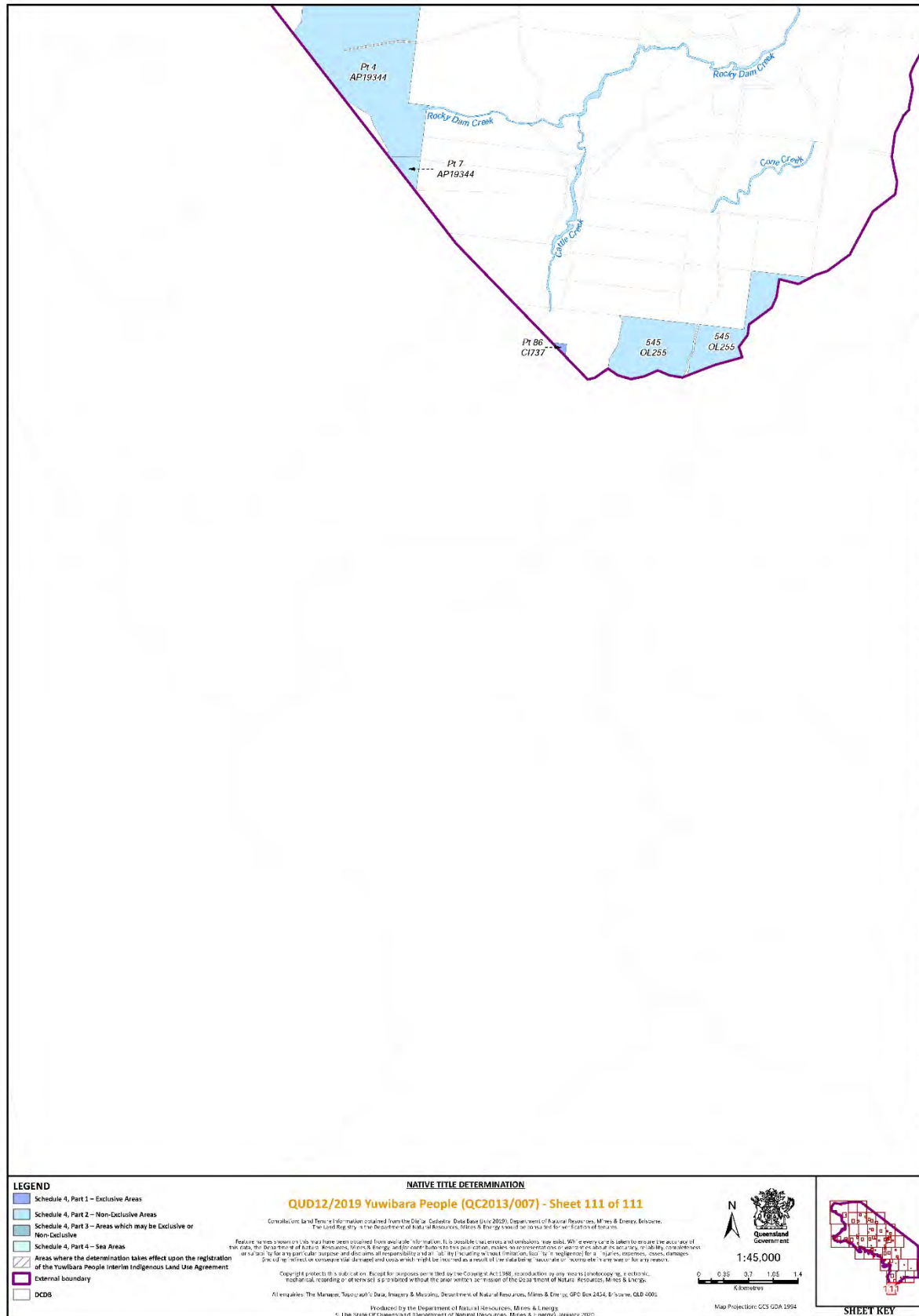


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NATIVE TITLE DETERMINATION		 Queensland Government	 SHEET KEY
<p>LEGEND</p> <ul style="list-style-type: none"> Schedule 4, Part 1 – Exclusive Areas Schedule 4, Part 2 – Non-Exclusive Areas Schedule 4, Part 3 – Areas which may be Exclusive or Non-Exclusive Schedule 4, Part 4 – Sea Areas Areas where the determination takes effect upon the registration of the Yuwibara People Interim Indigenous Land Use Agreement External boundary DCDS 			



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Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.

REASONS FOR JUDGMENT

ROBERTSON J:

Introduction

1 This Claim, the Yuwibara Application, covers an area of approximately 6450 square kilometres (the **Claim Area**) in the Mackay area of Queensland. It is described as an area of land and waters on the central coast of Queensland which takes in the town of Mackay, the coastal plains and valleys from near Ilbilbie in the south to Midge Point (Midgeton) in the north, and west across the Pioneer Valley to the foothills of the Connors and the Clarke Ranges.

2 The Claim was filed in this Court on 29 October 2013 and entered on the Register of Claims maintained by the Native Title Registrar on 9 January 2014.

3 On 12 March 2014, the Claim was notified by the Native Title Registrar in accordance with s 66 of the *Native Title Act 1993* (Cth), with a notification closing date of 11 June 2014. Leave to amend the Claim was granted on 29 January 2020 and the amended Claim was filed the same day.

4 As a result of successful case management, all parties to the Claim have reached agreement that native title exists and as to the nature and extent of those native title rights and interests over the area covered by the Claim.

5 The applicant seeks a determination of native title by agreement of the parties under s 87 of the *Native Title Act* in the terms set out in the Determination on behalf of the Yuwibara People over lands and waters comprising the Claim Area.

6 The Claim is made on behalf of the Yuwibara People who have a connection to the Claim Area in accordance with their respective traditional laws acknowledged and traditional customs observed. The Yuwibara native title claim group is comprised of all those persons who are the bloodline descendants of one or more of the following ancestors:

1. Peter Nolan
2. Jane Morris, mother of Peter Smith and Frank Morris
3. Molly, mother of Bill Bargo (aka Bill Tonga) and Annie Bargo (aka Annie Tonga)
4. Johanna Hazeldean
5. Mungo, King of Hamilton, father of Spoonbill

6. Jerry McDonald; or

7. Janie (McDonald).

7 The respondents are the **State** of Queensland, the Commonwealth of Australia, Mackay Regional Council, Telstra Corporation Ltd, Ergon Energy Corporation Ltd, Aurizon Network Pty Ltd, Aurizon Operations Limited, Aurizon Property Pty Ltd, North Queensland Bulk Ports Corporation, SunWater Limited, Kim Frances Borg, Robert John Borg, Norman George Ladley, Sharon Lillian Ladley, Gary Andrew McDermott, Colin Edward Byrnes, Anthony John Collard, Noel Robert Gray, Russell William Marriage and Michael Wayne Wood.

8 As I have indicated, the parties have agreed to the terms of a determination of native title recorded in an agreement pursuant to s 87 of the *Native Title Act*, this agreement having been executed by the parties and filed on 7 February 2020.

9 The Court has a discretion to make an order in those terms without holding a hearing if the conditions in s 87(1)(a)-(c) of the *Native Title Act* are met and if it appears to the Court to be appropriate to do so: s 87(1A)-(2).

10 When a native title claim is resolved by consent, the applicant does not have to prove their case at a hearing. If an agreement between the parties to a determination is reached, the Court may, if satisfied that an order consistent with the terms of the agreement would be within the power of the Court and it appears appropriate, make a native title determination over the whole or part of a claim area without a hearing. The focus is on whether there is an agreement between parties that was “freely entered into on an informed basis”: *Lovett v Victoria* [2007] FCA 474 at [37] per North J, citing *Nagkiriny v Western Australia* [2002] FCA 660; 117 FCR 6 and *Ward v Western Australia* [2006] FCA 1848. In relation to the State, the Court should be assured that such a party has “taken steps to satisfy itself that there is a credible basis for an application”, or is “satisfied as to the cogency of the evidence upon which applicants rely”: *Lovett* at [37]; *Munn v Queensland* [2001] FCA 1229; 115 FCR 109 at [29] per Emmett J.

11 As submitted by the applicant, all parties have had the benefit of independent and competent legal advice and have freely entered into an agreement under s 87 relating to the proposed determination; it is consistent with the objects of the *Native Title Act* that issues and disputes concerning native title are resolved by mediation; the State has taken a “real interest” in the proceeding on behalf of the community and given appropriate consideration to the applicant’s connection material; the connection material filed by the applicant is sufficient evidence of the existence of native title, as defined in s 223 of the *Native Title Act* and supports the making of

the Determination; the requirements of ss 94A and 225 of the *Native Title Act* are met by the proposed determination; and the Determination is unambiguous and is certain as to the rights declared.

The evidence

12 The applicant has provided the State with a number of reports produced by expert anthropologists and other material for the purpose of satisfying it of the existence of native title within the meaning of s 223. These reports and materials provided the basis for the agreement under s 87. The applicant relies on the s 87 agreement and Dr Alison Pembroke's report entitled "Yuwibara People Connection Report", dated 26 August 2015, exhibited to the affidavit of Nigel Walter Hales, sworn on 31 January 2020, for the purpose of satisfying the Court as to the appropriateness of making orders in terms of the Determination.

13 I find that the Yuwibara People remain connected to their ancestors' country in accordance with a normative system of traditional laws and customs under which they hold native title rights and interests in the Claim Area.

14 The applicant also relied on documents accompanying the amended Form 1, which included in particular the affidavit of Gary Theodore Mooney sworn on 4 July 2013. He deposed to: his family and ancestors; the Yuwibara country and living and camping on country; fishing, hunting and gathering; traditional medicine; taboo places, mythology and spiritual belief; language; totems; food taboos; family gatherings and support networks; burial and funeral ceremonies; marriage rules; dispute settlement; knowledge of country and sites; protecting and caring for country; and permission to enter and visit country.

15 Dr Pembroke described the content of the traditional laws and customs maintained and observed by the Yuwibara People. Her opinion was that the traditional laws and customs continued to be adhered to and passed on from the pre-sovereign society to contemporary Yuwibara People today.

16 Dr Pembroke's findings, in summary, were as follows.

17 At [120], Dr Pembroke found that, as a whole, the group identified with the Yuwibara/Yuibera label; and the members of the group had maintained a traditional, physical and spiritual connection to their lands and waters since sovereignty. The group identified themselves by the Yuwibara name in the very early contact era. Whether the Yuwibara label was used in pre-

contact times cannot be known for certain, but was largely irrelevant, given the group, however labelled, has endured.

18 Dr Pembroke records that she found the laws and customs of the Yuwibara People include, but are not limited to, the following:

- a) a system of recruitment to the land-owning group
- b) a system of land tenure
- c) a regional system
- d) section system
- e) totemism
- f) marriage
- g) bloodlines
- h) kinship
- i) naming practices
- j) age and gender based knowledge and authority
- k) mythology
- l) dispute settlements
- m) avoidance behaviour
- n) permission

19 Dr Pembroke gave her opinion, which I accept, that there existed a pre-sovereign society which acknowledged and observed a system of traditional laws and customs at the time of first settlement in 1862. The Yuwibara People have substantially maintained their identity from generation to generation from that pre-sovereign society, and they have maintained and continuously observed their traditional laws and customs. It is by virtue of this identity and bloodline connection and its inherent body of laws and customs that they, as a whole group, are connected to the country around the Mackay/Pioneer Valley region. While some laws and customs observed and acknowledged by Yuwibara People are consistent with those laws and customs observed more broadly by other groups, clearly there exist specific beliefs and customs particular to the Yuwibara People. Dr Pembroke had demonstrated the continued observance of Yuwibara laws and customs by the claimants and their predecessors.

20 Dr Pembroke records that the native title rights and interests in Yuwi traditional lands and waters arise primarily through the Law of Descent. That is, the principal mechanism by which Yuwi people acquire rights and interests in country is by virtue of their genealogical descent

from one of the named apical ancestors. Following that primary law, certain laws and customs (as Dr Pembroke described in the preceding Part of her report), give rise to the native title rights and interests of the Yuwi group.

21 Dr Pembroke explained that she grouped into three main categories the eight native title rights and interests claimed by the Yuwibara People: the first pertaining to their traditional lands and waters; the second to the resources of those lands and waters; and the third to the cultural knowledge and practices of the Yuwi people.

22 Dr Pembroke provided, in Table 6 to her report, a non-exhaustive list of examples, summarising: the laws and customs of the Yuwibara People; the rights and interests arising from those laws and customs; and the present-day activities that demonstrate the continued observance and exercise of those laws and customs, and the enactment of the Yuwibara People's rights and interests. It is not necessary to set out Table 6 here.

23 The connection material was assessed by the State for the purpose of determining whether a credible basis for the Claim existed, and whether the requirements of s 223(1) were met. Thereafter, the parties entered into negotiations over the terms by which the Claim could be resolved by consent.

24 I accept the submissions made on behalf of the applicant as follows. No submissions were filed by the respondents.

25 The evidence shows the Yuwibara People today, and in 1900, as an organised society that possesses native title rights and interests in accordance with observed and acknowledged traditional laws and customs. The evidence establishes the intergenerational transfer of Yuwibara People's cultural knowledge, laws and customs throughout the 20th century. From this, I infer that the Yuwibara People today are descended from a community of people, including four "barra" groups around Mackay, who spoke variations of what is now known as Yuwibara language and who used and occupied Yuwibara country prior to 1788. I accept that the Yuwibara People's laws and customs have their origins in a pre-sovereignty Yuwibara society.

26 I find that the Yuwibara People have continuously maintained a traditional, physical and spiritual connection to their lands and water since sovereignty, and possessed native title rights and interests in accordance with observed and acknowledged traditional law and custom. The evidence identifies a community of Yuwibara People in the early days of European contact

from the 1880s. Despite the impact of sustained settlement in the Yuwibara claim area and the impacts of European settlement on the Yuwibara population, Yuwibara People have continued to possess native title in accordance with observed and acknowledged traditional law and custom. While there have been some adaptations of laws and customs as a result of the impacts of sustained European settlement, those changes have not affected the laws and customs of the Yuwibara People such that it can no longer be said that the rights or interests asserted are possessed under their traditional laws acknowledged and the traditional customs observed.

27 The evidence establishes that the rights and interests described in the Determination are not antithetical to fundamental tenets of the common law and, subject to permissible adaptation, existed at sovereignty, survived that fundamental change in legal regime, and now can be enforced and protected. As such, they are recognised by the common law of Australia.

28 There is also in evidence the affidavit of Mr David Glenn Saylor, solicitor, sworn 1 August 2013 which outlined the steps taken by North Queensland Land Council Aboriginal Corporation in notifying a Yuwibara authorisation meeting which was held on 27 June 2013 in Mackay. The purpose of this meeting was to consider and authorise: the making and lodging of a new Yuwibara native title claim; a Yuwibara person or persons as the applicant; the applicant to lodge a new claim pursuant to s 61 of the *Native Title Act*; and the applicant to deal with all matters arising under the *Native Title Act* in relation to the new claim pursuant to s 62A. I find that the meeting was duly notified and a total of 85 notification letters and authorisation notices were mailed to those whose names appeared on the Yuwibara contact register.

29 Also part of the amended Form 1 are three affidavits dealing with authorisation. Each affidavit was sworn on 27 June 2013. The first was the affidavit of Mr Gary Theodore Mooney. The second was the affidavit of Ms Jenifer Olive Darr. The third was the affidavit of Ms Melanie Roseveen Kemp. I find that the meeting on 27 June 2013 was attended by persons acknowledged as Yuwibara People and respected by the claim group to discuss and make decisions on their behalf. I also find that the applicant was authorised: to file the claim; to deal with all matters arising in relation to the application; and to deal with all matters arising in relation to future act matters.

30 Finally, there is in evidence an affidavit of Ms Phoebe Mawby Smart, paralegal, which deposes to an authorisation meeting on 14 December 2019 at which members of the Yuwibara People who responded to public notices authorised the filing of the amended Form 1 and entry into the s 87 agreement. I accept Ms Smart's evidence.

Consideration

31 I find the connection material demonstrates that the agreement of the parties to the making of orders in the form of the Determination is “rooted in reality” and has a credible basis.

32 The applicant submits, and I find, that the Court can be satisfied that the agreement of the parties recorded in the s 87 agreement has been freely entered into on an informed basis. As the applicant submits, all of the parties to the proceeding are legally represented and have been at all material times during the course of the negotiations.

33 I find that the period specified in the notice under s 66 has ended and that an agreement has been reached between all the parties in relation to the terms of an order. The terms of that agreement, in writing signed by or on behalf of the parties, have been filed with the Court, and I am satisfied that orders in, or consistent with, those terms would be within the power of the Court: the native title rights and interests that are proposed to be determined are recognised by the common law of Australia and the requirements of s 94A are satisfied because, as I go on to consider, each of the requirements in s 225 are met.

34 Section 55 provides that at the same time as, or as soon as practicable after, making a determination that native title exists, the Court must make the determination provided for in ss 56 and 57. Section 56 requires a determination of whether the native title is to be held in trust and, if so, by whom. Section 57 specifies the authorised functions of a prescribed body corporate in particular circumstances.

35 The Yuwi Aboriginal Corporation was registered by the Office of the Registrar of Indigenous Corporations on 20 April 2017. Documents relevant to the registration and nomination of the Yuwi Aboriginal Corporation as Prescribed Body Corporate and its acceptance of the nomination were filed as annexures to the affidavit of Nigel Hales sworn 31 January 2020.

36 On the basis of what is set out in the affidavit of Mr Hales (including its annexures), he having attended a meeting of the members of the native title claim group in these proceedings on 14 December 2019, I accept:

- (a) the Yuwi Aboriginal Corporation ICN 8608 has been incorporated under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (Cth) (**CATSI Act**).
- (b) the membership of the Yuwi Aboriginal Corporation is limited to Aboriginal and Torres Strait Islander People;

- (c) the Yuwi Aboriginal Corporation's rules provide membership may comprise all adult native title holders as described in the proposed determination, that is, all Yuwibara People as persons who have native title rights and interests in relation to the land or waters to which the proposed determination relates;
- (d) by virtue of the eligibility requirements to be a member of the Yuwi Aboriginal Corporation, all current members are included in the proposed determination as native title holders; and
- (e) the Yuwi Aboriginal Corporation's objects are, inter alia, to:
 - (i) be and perform the functions of a prescribed body corporate (and following registration as a registered native title body corporate, the functions of a registered native title body corporate) holding Native Title in trust pursuant to a determination of the Court made pursuant to Section 56 of the *Native Title Act*;
 - (ii) upon becoming a registered native title body to perform the functions of a registered native title body as required by the *Native Title Act* and the *Native Title (Prescribed Body Corporate) Regulations 1999* (Cth) (**PBC Regulations**);
 - (iii) protect, preserve and advance the traditions, laws, languages, special knowledge, culture and customs of Aboriginal persons, especially of the Native Title Holders.

37 The applicant submits, and I find, that ss 56 and 57 of the *Native Title Act* are satisfied. In addition to the matters outlined in the preceding paragraphs, the following matters are also relevant:

- (a) the applicant established the Yuwi Aboriginal Corporation and nominated it to be the prescribed body corporate; and
- (b) on 14 December 2019 the Yuwi Aboriginal Corporation has consented to being nominated.

38 Pursuant to regulation 4 of the PBC Regulations, the Yuwi Aboriginal Corporation is eligible for nomination pursuant to s 56(2) because, at the time of the determination:

- (a) it is an Aboriginal and Torres Strait Islander corporation (being a corporation registered under the CATSI Act);

- (b) the purposes of becoming a registered native title body corporate are set out in the objects of the Yuwi Aboriginal Corporation;
- (c) all of its members are included, or proposed to be included, in the proposed determination as native title holders;
- (d) at all times after the s 56 determination is made, all members of the corporation will be persons who have native title rights and interests in relation to the land or waters to which the proposed determinations relate; and
- (e) the corporation meets the indigeneity requirements of s 29-5 of the CATSI Act.

39 The applicant submits, and I find, that the proposed determination satisfies the requirements of ss 94A and 225 of the *Native Title Act* because:

- (a) the persons holding the common or group rights comprising the native title are properly identified in Schedule 1;
- (b) the nature and extent of the native title rights and interests in relation to the Determination Area are properly described in [8]-[14];
- (c) the nature and extent of any other interests in relation to the Determination Area are described in [15]-[16] and Schedule 2;
- (d) the relationship between the rights and interests in paragraphs (b) and (c) is appropriately dealt with in [16]; and
- (e) Part 1 of Schedule 4, read with [8], describes areas where the native title rights and interests confer possession, occupation, use and enjoyment of that land or waters on the native title holders to the exclusion of all others. In relation to “Water” as defined, there are non-exclusive rights: to hunt, fish and gather from the Water of the area; take the “Natural Resources”, as defined, of the Water in the area; and take the Water of the area, for personal, domestic and non-commercial communal purposes.

Conclusion and orders

40 In these circumstances the Court makes the orders sought in accordance with the agreement of the parties. The Court congratulates the parties and their advisers.

I certify that the preceding forty (40)
numbered paragraphs are a true copy

of the Reasons for Judgment herein of
the Honourable Justice Robertson.

Associate:

Dated: 25 February 2020

SCHEDULE OF PARTIES

QUD 12 of 2019

Respondents

Fourth Respondent:	TELSTRA CORPORATION LIMITED ABN 33 051 775 556
Fifth Respondent:	ERGON ENERGY CORPORATION LIMITED ACN 087 646 062
Sixth Respondent:	AURIZON NETWORK PTY LTD (ACN: 132 181 116)
Seventh Respondent:	AURIZON OPERATIONS LIMITED (ACN: 124 649 967)
Eighth Respondent:	AURIZON PROPERTY PTY LTD ACN 145 991 724
Ninth Respondent:	NORTH QUEENSLAND BULK PORTS CORPORATION LIMITED ACN 136 880 218
Tenth Respondent:	SUNWATER LIMITED ABN 020 276 523
Eleventh Respondent:	KIM FRANCES BORG
Twelfth Respondent:	ROBERT JOHN BORG
Thirteenth Respondent:	NORMAN GEORGE LADLEY
Fourteenth Respondent:	SHARON LILLIAN LADLEY
Fifteenth Respondent:	GARY ANDREW MCDERMOTT
Sixteenth Respondent:	COLIN EDWARD BYRNES
Seventeenth Respondent:	ANTHONY JOHN COLLARD
Eighteenth Respondent:	NOEL ROBERT GRAY
Nineteenth Respondent:	RUSSELL WILLIAM MARRIAGE
Twentieth Respondent:	MICHAEL WAYNE WOOD