



Extract from the National Native Title Register

Determination Information:

Determination Reference: Federal Court Number(s): QUD435/2006
NNTT Number: QCD2015/008

Determination Name: [Wallace on behalf of the Boonthamurra People v State of Queensland](#)

Date(s) of Effect: 7/01/2016

Determination Outcome: Native title exists in the entire determination area

Register Extract (pursuant to s. 193 of the *Native Title Act 1993*)

Determination Date: 25/06/2015

Determining Body: Federal Court of Australia

ADDITIONAL INFORMATION:

This determination was handed down by the Federal Court on 25 June 2015 and was to take effect upon the registration of the following Indigenous Land Use Agreements (ILUAs) on the Register of Indigenous Land Use Agreements:

QI2015/019	Ergon Energy and Boonthamurra People ILUA
QI2015/021	Boonthamurra People and Local Government ILUA
QI2015/047	Boonthamurra People/Nockatunga ILUA
QI2015/048	Boonthamurra People/Buckaroola and Monler ILUA
QI2015/049	Boonthamurra People/Clifton ILUA
QI2015/050	Boonthamurra People/Congie ILUA
QI2015/051	Boonthamurra People/Harkaway ILUA
QI2015/052	Boonthamurra People/Keeroongooloo ILUA
QI2015/053	Boonthamurra People/Hammond Downs ILUA
QI2015/054	Boonthamurra People/Maroo and Regleigh ILUA
QI2015/055	Boonthamurra People/Trinidad ILUA

QI2015/056	Boonthamurra People/Whynot (aka Naretha) ILUA
QI2015/057	Boonthamurra People/Panjee and Talgeberry ILUA
QI2015/058	Boonthamurra People/Plevna Downs ILUA
QI2015/059	Boonthamurra People/Quartpot ILUA
QI2015/060	Boonthamurra People/Tenham ILUA
QI2015/061	Boonthamurra People/Moothandella ILUA
QI2015/062	Boonthamurra People/Raymore and Wheeo ILUA
QI2015/063	Boonthamurra People/South Galway ILUA
QI2015/064	Boonthamurra People/Thylungra ILUA
QI2015/065	Boonthamurra People/Malagarga and Mt Howitt ILUA
QI2015/067	Boonthamurra People/Araluen and Budgerygar ILUA
QI2015/068	Boonthamurra People/Coomo ILUA
QI2015/074	Boonthamurra People/Kalabra ILUA
QI2015/075	Boonthamurra People/Nerrigundah ILUA

The last of these ILUAs was registered on the Register of Indigenous Land Use Agreements on 7 January 2016. The conditions attached to the determination have therefore been met and the determination came into effect on 7 January 2016.

REGISTERED NATIVE TITLE BODY CORPORATE:

Boonthamurra Native Title Aboriginal Corporation RNTBC
Trustee Body Corporate
C/- QSNTS
Level 4
293 Queen Street
BRISBANE CITY Queensland 4000

Note: current contact details for the Registered Native Title Body Corporate are available from the Office of the Registrar of Indigenous Corporations www.oric.gov.au

ORIGINAL REGISTERED NATIVE TITLE BODY CORPORATE(S):

Boonthamurra Native Title Aboriginal Corporation

Note: details of the Corporation name change can be found on the Office of the Registrar of Indigenous Corporations website www.oric.gov.au

COMMON LAW HOLDER(S) OF NATIVE TITLE:

Schedule 3 - NATIVE TITLE HOLDERS

1. The native title holders are the Boonthamurra People. The Boonthamurra People are the descendants of one or more of the following people:

- (a) Kangaroo; or
- (b) Dick Ray

Who identify and are accepted as Boonthamurra People according to Boonthamurra traditional law and custom.

MATTERS DETERMINED:

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 will take effect upon the agreements referred to in paragraph 1 of Schedule 4 being registered on the Register of Indigenous Land Use Agreements.
3. In the event that the agreements referred to in paragraph 2 are not registered on the Register of Indigenous Land Use Agreements within six (6) months of the date of this order or such later time as this Court may order, the matter is to be listed for further directions.

BY CONSENT THE COURT DETERMINES THAT:

5. The Determination Area is the land and waters described in Schedule 1 and depicted in the map attached to Schedule 1.
6. Native title exists in relation to the Determination Area described in Schedule 1.
7. The native title is held by the Boonthamurra People described in Schedule 3 (the native title holders).
8. Subject to paragraphs 9, 10 and 11 below the nature and extent of the native title rights and interests in relation to the land and waters described in Schedule 1 are the non-exclusive rights to:
 - (a) access, be present on, move about on and travel over the area;
 - (b) camp, and live temporarily on the area as part of camping, and for that purpose build temporary shelters;
 - (c) hunt, fish and gather on the land and waters of the area for personal, domestic and non-commercial communal purposes;
 - (d) take, use, share and exchange Natural Resources from the land and waters of the area for personal, domestic and non-commercial communal purposes;
 - (e) take and use the Water of the area for personal, domestic and non-commercial communal purposes;
 - (f) conduct smoking ceremonies and dance on the area;
 - (g) hold meetings on the area;
 - (h) teach on the area the physical and spiritual attributes of the area;
 - (i) 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;

(j) light fires on the area for domestic purposes including cooking, but not for the purpose of hunting or clearing vegetation; and

(k) be accompanied onto the area by certain non-Boonthamurra people, being:

(i) immediate family of the native title holders, pursuant to the exercise of traditional laws acknowledged and customs observed by the native title holders; and

(ii) people required under the traditional laws acknowledged and customs observed by the native title holders for the performance of, or participation in, ceremonies and dance.

9. 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.

10. The native title rights and interests referred to in paragraph 8 do not confer possession, occupation, use or enjoyment to the exclusion of all others.

11. 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).

12. The nature and extent of any other interests in relation to the Determination Area (or respective parts thereof) are set out in Schedule 4.

13. The relationship between the native title rights and interests described in paragraph 8 and the other interests described in Schedule 4 (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.

DEFINITIONS AND INTERPRETATION

14. In this Determination, unless the contrary intention appears:

“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 same meaning as in the *Local Government Act 2009* (Qld)

“Local Government Area” has the same meaning as in the *Local Government Act 2009* (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 petroleum as defined in the *Petroleum Act 1923* (Qld) and the *Petroleum and Gas (Production and Safety Act) 2004* (Qld);

Reserves” means reserves that are dedicated and taken to be reserves under the Land Act 1994 (Qld).

“Water” means:

- (a) water which flows, whether permanently or intermittently, within a river, creek or stream;
- (b) water from an underground water source; and
- (c) any natural collection of water, whether permanent or intermittent.

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:

15. Upon the Determination taking effect:

- (a) The native title is held in trust;

(b) The Boonthamurra Native Title Aboriginal Corporation (ICN: 8237), incorporated under the *Corporations (Aboriginal and Torres Strait Islander) Act 2006* (Cth), is to:

(i) be the prescribed body corporate for the purpose of ss 56(2)(b) and 56(3) of the *Native Title Act 1993* (Cth); and

(ii) perform the functions mentioned in s 57(1) of the *Native Title Act 1993* (Cth) after becoming a registered native title body corporate.

Schedule 1 - DETERMINATION AREA

A. Description of Determination Area

[See NNTR attachment 1: "Schedule 1 - A. Description of Determination Area"]

B. Map of Determination Area

[See NNTR attachment 2: "Schedule 1 - B. Map of Determination Area"]

Schedule 2 - AREAS NOT FORMING PART OF THE DETERMINATION AREA

The following areas of land and waters are excluded from the Determination Area.

1. Those land and waters within the External Boundary, which at the time the native title determination application was made;

(a) were the subject of one or more Previous Exclusive Possession Acts, within the meaning of s 23B of the *Native Title Act 1993* (Cth); and

(b) to which none of ss 47, 47A or 47B of the *Native Title Act 1993* (Cth) applied at the time of the native title determination application;

are excluded from the Determination Area 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 tenure based exclusions under 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;

(b) the land or 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

(c) includes, but is not limited to, the whole of the land and waters described as:

- (i) Lot 7 on KB813309;
- (ii) Lot 411 on BG813212;;
- (iii) Lot 1 on KB813299;
- (iv) Lot 10 on WLA813313;
- (v) Lot 6 on GO813218;
- (vi) Lot 2 on BG813297;
- (vii) Lot 10 on GO813301; and
- (viii) that part of Lot 4 on BLO10 that falls within the External Boundary described in Schedule 1A Part 2.

Schedule 3 - NATIVE TITLE HOLDERS

1. The native title holders are the Boonthamurra People. The Boonthamurra People are the descendants of one or more of the following people:

- (a) Kangaroo; or
- (b) Dick Ray

Who identify and are accepted as Boonthamurra People according to Boonthamurra traditional law and custom.

Schedule 4 - 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 under the following agreements:

- (a) The agreement between Barbara Olsen and Mark Wallace on their own behalf and on behalf of the Boonthamurra People (QUD435/2006), the Barcoo Shire Council and the Quilpie Shire Council as parties to the Local Government ILUA authorised on 14 April 2015;
- (b) The agreement between Barbara Olsen and Mark Wallace on their own behalf and on behalf of the Boonthamurra People (QUD435/2006), and Ergon Energy Corporation Limited as parties to the Indigenous Land Use Agreement authorised on 14 April 2015;

- (c) The Boonthamurra People (QUD435/2006) and Araluen and Budgerygar pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (d) The Boonthamurra People (QUD435/2006) and Buckaroola and Monler pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (e) The Boonthamurra People (QUD435/2006) and Clifton pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (f) The Boonthamurra People (QUD435/2006) and Congie pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (g) The Boonthamurra People (QUD435/2006) and Coomo pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (h) The Boonthamurra People (QUD435/2006) and Hammond Downs pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (i) The Boonthamurra People (QUD435/2006) and Harkaway pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (j) The Boonthamurra People (QUD435/2006) and Kalabra pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (k) The Boonthamurra People (QUD435/2006) and Keeroongooloo pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (l) The Boonthamurra People (QUD435/2006) and Malagarga and Mt Howitt pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (m) The Boonthamurra People (QUD435/2006) and Maroo and Regleigh pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (n) The Boonthamurra People (QUD435/2006) and Moothandella pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (o) The Boonthamurra People (QUD435/2006) and Nerrigundah pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (p) The Boonthamurra People (QUD435/2006) and Nockatunga pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (q) The Boonthamurra People (QUD435/2006) and Panjee and Talgeberry pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (r) The Boonthamurra People (QUD435/2006) and Plevna Downs pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (s) The Boonthamurra People (QUD435/2006) and Quartpot pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (t) The Boonthamurra People (QUD435/2006) and Raymore and Wheeo pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (u) The Boonthamurra People (QUD435/2006) and South Galway pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (v) The Boonthamurra People (QUD435/2006) and Tenham pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (w) The Boonthamurra People (QUD435/2006) and Thylungra pastoral Indigenous Land Use Agreement authorised on 14 April 2015;
- (x) The Boonthamurra People (QUD435/2006) and Trinidad pastoral Indigenous Land Use Agreement

authorised on 14 April 2015; and

(y) The Boonthamurra People (QUD435/2006) and Whynot pastoral Indigenous Land Use Agreement authorised on 14 April 2015.

2. The rights and interests of Santos Limited and Delhi Petroleum Pty Ltd:

(a) as holders of Authority to Prospect No. 1189 granted under the *Petroleum and Gas (Production and Safety Act) 2004* (Qld);

3. The rights and interests of Santos Limited, Vamgas Pty Ltd, Santos Australian Hydrocarbons Pty Ltd, Origin Energy Resources Limited, Delhi Petroleum Pty Ltd:

(a) as holders of Petroleum Lease No. 141 granted under the *Petroleum Act 1923* (Qld); and

(b) as holders of Petroleum Lease No. 148 granted under the *Petroleum Act 1923* (Qld).

4. The rights and interests of Vamgas Pty Ltd, Santos QNT Pty Ltd and Drillsearch Energy Limited;

(a) as holders of Authority to Prospect No. 299 granted under the *Petroleum Act 1923* (Qld);

(b) as holders of Petroleum Lease No. 29 granted under the *Petroleum Act 1923* (Qld);

(c) as holders of Petroleum Lease No. 38 granted under the *Petroleum Act 1923* (Qld);

(d) as holders of Petroleum Lease No. 39 granted under the *Petroleum Act 1923* (Qld);

(e) as holders of Petroleum Lease No. 52 granted under the *Petroleum Act 1923* (Qld);

(f) as holders of Petroleum Lease No. 57 granted under the *Petroleum Act 1923* (Qld);

(g) as holders of Petroleum Lease No. 95 granted under the *Petroleum Act 1923* (Qld);

(h) as holders of Petroleum Lease No. 169 granted under the *Petroleum Act 1923* (Qld);

(i) as holders of Petroleum Lease No. 170 granted under the *Petroleum Act 1923* (Qld);

(j) as holders of Petroleum Lease No. 295 granted under the *Petroleum Act 1923* (Qld);

(k) as holders of Petroleum Pipeline Licence No. 109 granted under the *Petroleum and Gas (Production and Safety Act) 2004* (Qld);

(l) as holders of Petroleum Pipeline Licence No. 110 granted under the *Petroleum and Gas (Production and Safety Act) 2004* (Qld);

(m) as holders of Petroleum Pipeline Licence No. 111 granted under the *Petroleum and Gas (Production and Safety Act) 2004* (Qld); and

(n) as holders of Petroleum Pipeline Licence No. 112 granted under the *Petroleum and Gas (Production and Safety Act) 2004* (Qld).

5. The rights and interests of Santos QNT Pty Ltd, Santos (299) Pty Ltd and Drillsearch Energy Limited:

- (a) as holders of Petroleum Lease No. 293 granted under the Petroleum Act 1923 (Qld);
- (b) as holders of Petroleum Lease No. 294 granted under the *Petroleum Act 1923* (Qld); and
- (c) as holders of Petroleum Lease No. 298 granted under the *Petroleum Act 1923* (Qld).

6. The rights and interests of Santos QNT Pty Ltd:

- (a) as holder of Authority to Prospect No. 636 granted under the *Petroleum Act 1923* (Qld);
- (b) as holder of Petroleum Lease No. 117 granted under the *Petroleum Act 1923* (Qld); and
- (c) as holder of Authority to Prospect No. 765 granted under the *Petroleum and Gas Act 2004* (Qld)

7. The rights and interests of Doce Pty Ltd as holder of Rolling Term Lease TL 0/232564 over Lot 424 on PH1953.

8. The rights and interests of IOR Energy Pty Ltd as the holder of petroleum pipeline licence 9 granted under the *Petroleum Act 1923* (Qld) and converted to a pipeline licence under the *Petroleum and Gas (Production and Safety) Act 2004* (Qld), which includes the right of IOR Energy Pty Ltd, its employees, agents and contractors to enter the Determination Area and do all things necessary for or incidental to the exercise of those rights and interests in the Determination Area.

9. The rights and interests of Beach Energy Limited and Mawson Petroleum Pty Limited, as joint holders of:

- (a) Petroleum Lease No. 31 granted under the *Petroleum Act 1923* (Qld);
- (b) Petroleum Lease No. 32 granted under the *Petroleum Act 1923* (Qld);
- (c) Petroleum Lease No. 47 granted under the *Petroleum Act 1923* (Qld); and
- (d) which includes the right of Beach Energy Limited and Mawson Petroleum Pty Limited's employees, agents or contractors to enter the Determination Area and do all things necessary to perform their duties in the Determination Area.

10. The rights and interests of Beach Energy Limited, Gidgealpa Oil Pty Ltd and Mawson Petroleum Pty Limited as joint holders of:

- (a) Authority to Prospect No. 269 granted under the *Petroleum Act 1923* (Qld);
- (b) Petroleum Lease No. 482 granted under the *Petroleum Act 1923* (Qld);
- (c) Petroleum Lease No. 483 granted under the *Petroleum Act 1923* (Qld); and
- (d) Petroleum Lease No. 484 granted under the *Petroleum Act 1923* (Qld);
- (e) which includes the right of Beach Energy Limited, Gidgealpa Oil Pty Ltd and Mawson Petroleum Pty

Limited's employees, agents or contractors to enter the Determination Area and do all things necessary to perform their duties in the Determination Area.

11. The rights and interests of Australian Gasfields Limited, Beach Energy Limited, and Mawson Petroleum Pty Limited, as joint holders of Petroleum Lease No. 184 granted under the *Petroleum Act 1923* (Qld), which includes the right of Australian Gasfields Limited, Beach Energy Limited and Mawson Petroleum Pty Limited's employees, agents or contractors to enter the Determination Area and do all things necessary to perform their duties in the Determination Area.

12. The rights and interests of Beach Energy Limited, Inland Oil (Production) Pty Ltd, and Mawson Petroleum Pty Limited, as joint holders of Petroleum Lease No. 256 granted under the *Petroleum Act 1923* (Qld), which includes the right of Beach Energy Limited, Inland Oil (Production) Pty Ltd and Mawson Petroleum Pty Limited's employees, agents or contractors to enter the Determination Area and do all things necessary to perform their duties in the Determination Area.

13. The rights and interests of Beach Energy Limited and Bengal Energy (Australia) Pty Ltd as joint holders of Authority to Prospect No.732 granted under the *Petroleum and Gas (Production and Safety) Act 2004* (Qld) which includes the right of Beach Energy Limited and Bengal Energy (Australia) Pty Ltd's employees, agents or contractors to enter the Determination Area and do all things necessary to perform their duties in the Determination Area.

14. The rights and interests of Telstra Corporation Limited (ACN 051 775 556):

- (a) as the owner or operator of telecommunications facilities installed 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 and operate telecommunication facilities;
 - (iii) to alter, remove, replace, maintain, repair and ensure the proper functioning of telecommunications facilities;
- (c) for its employees, agents or contractors to access its telecommunications facilities in and in the vicinity of the Determination Area in the performance of their duties; and
- (d) under any lease, licence, access agreement or easement relating to its telecommunications facilities in the Determination Area.

14. The rights and interests of Ergon Energy Corporation Limited:

- (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 a distribution entity and the holder of a distribution authority under the *Electricity Act 1994* (Qld)
- (c) created under the *Electricity Act 1994* (Qld) and the *Government Owned Corporations Act 1993* (Qld) including:
 - (i) rights in relation to any agreement relating to the Determination Area existing or entered into before the date on which these orders are made;
 - (ii) rights to enter the Determination Area by its employees, agents or contractors to exercise any of the rights and interests referred to in this paragraph; and
 - (iii) to inspect, maintain and manage any Works in the Determination Area.

15. The rights and interests of the State of Queensland, the Barcoo Shire Council and the Quilpie Shire Council to access, use, operate, maintain and control the dedicated roads in the Determination Area and the rights and interests of the public to use and access the roads.

16. The rights and interests of the Barcoo Shire Council and Quilpie Shire Council as the local governments for that part of the Determination Area within their respective Local Government Areas, including:

- (a) their powers, functions, responsibilities and jurisdiction under the *Local Government Act 2009* (Qld);
- (b) their rights and interests under any interest in land or waters within the Determination Area, including under any lease, licence, access agreement, easement or reserve in the Determination Area;
- (c) the right to use, operate, maintain, replace, restore, remediate, repair and otherwise exercise all other rights as the owners and operators of infrastructure, structures, earth works, access works, facilities and other improvements within the Determination Area;
- (d) the rights under any agreements between the Councils and any third party which relate to land or waters within the Determination Area; and
- (e) the rights of their employees, agents and contractors to enter upon the Determination Area for the purpose of performing their powers and responsibilities under sub-paragraphs (a) - (d).

17. The rights and interests of the State of Queensland in Reserves, the rights and interests of the trustees of those Reserves and of the persons entitled to access and use those Reserves for the respective purpose for which they are reserved.

18. The rights and interests of the holders of any authority, permit, lease or licence made, granted, issued or entered into under the *Land Act 1994* (Qld).

19. The rights and interests of members of the public arising under the common law, including but not limited to:

- (a) any subsisting public right to fish; and
- (b) the public right to navigate.

20. So far as confirmed pursuant to s 212(2) of the *Native Title Act 1993* (Cth) and s 18 of the *Native Title Act (Queensland) Act 1993* (Qld) as at the date of this Determination, any existing public access to, and enjoyment of, the following places in the Determination Area:

- (a) waterways;
- (b) beds and banks or foreshores of waterways;
- (c) stock routes; and
- (d) areas that were public places at the end of 31 December 1993.

21. 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.

REGISTER ATTACHMENTS:

- 1. Schedule 1 - A. Description of Determination Area, 26 pages - A4, 25/06/2015
- 2. Schedule 1 - B. Map of Determination Area, 16 pages - A4, 25/06/2015

Note: The National Native Title Register may, in accordance with s. 195 of the Native Title Act 1993, contain confidential information that will not appear on the Extract.