



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 under the following agreements lodged, or to be lodged, for registration on the Register of Indigenous Land Use Agreements:
 - (a) Kabi Kabi Peoples Tenure Resolution Indigenous Land Use Agreement between Michael Douglas, Helena Gulash, Cecilia Combo, Melissa Bond, Norman Bond, Kerry Jones and Brian Warner on their own behalf and on behalf of the Kabi Kabi People (the Native Title Parties), the Kabi Kabi Peoples Aboriginal Corporation (ICN 8996) (the PBC) and the State of Queensland, authorised on 12 August 2023 and signed by the Native Title Parties and the PBC on 10 May 2024 (Kabi Kabi People’s Tenure Resolution Indigenous Land Use Agreement).
2. The rights and interests of the parties under the following agreements registered on the Register of Indigenous Land Use Agreements:
 - (a) Traveston Crossing Dam ILUA registered on 14 April 2008;
 - (b) Wakka Wakka #2 and Tarong ILUA registered on 8 September 2009;
 - (c) Yurol and Ringtail ILUA registered on 27 August 2021 and;
 - (d) Cooloola Great Walk Ecotourism Project ILUA registered on 16 May 2023.
3. The rights and interests of the holders of water allocations granted pursuant to the *Water Act 2000* (Qld).
4. The rights and interests of the holders of pipeline licence PPL60 granted pursuant to the *Petroleum Act 1923* (Qld) and administered under the *Petroleum and Gas (Production and Safety) Act 2004* (Qld).
5. The rights and interests of Telstra Corporation Limited ACN 051 775 556, Amplitel Pty Ltd as trustee of the Towers Business Operating Trust (ABN 75 357 171 746) and any of their successors in title:
 - (a) as the owners or operators 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 their employees, agents or contractors to access their telecommunication facilities in and in the vicinity of the Determination Area in the performance of their duties; and



- (d) under any lease, licence, access agreement, permit or easement relating to their telecommunications facilities in the Determination Area.
6. The rights and interests of Energex Limited ABN 40 078 849 055:
- (a) as the owner and operator of any Works 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 clause.
7. The rights and interests of Ergon Energy Corporation Limited ACN 087 646 062:
- (a) as the owner and operator of any Works 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 or 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 clause.
8. The rights and interests of Moreton Bay Regional Council, Noosa Shire Council, Sunshine Coast Regional Council, Somerset Regional Council, Bundaberg Regional Council, Fraser Coast Regional Council and Gympie Regional Council (Councils):
- (a) under their local government jurisdiction and functions under the Local Government Act, 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 their respective Local Government Areas under the *Local Government Regulations 2012* (Qld);
 - (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; and



- (iii) holder of any estate or any other interest in land, including as trustee of any Reserves, under access agreements and easements that exist in the Determination Area;
 - (c) as the owner and operator of infrastructure, structures, earthworks, access works and any other 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) undedicated but constructed roads except for those not operated by Councils;
 - (ii) water pipelines and water supply infrastructure;
 - (iii) drainage facilities;
 - (iv) watering point facilities;
 - (v) recreational facilities;
 - (vi) transport facilities; and
 - (vii) community facilities; and
 - (d) to enter the land for the purposes described in paragraphs 8(a), 8(b) or 8(c) above by their employees, agents or contractors to:
 - (i) exercise any of the rights and interests referred to in this paragraph or paragraph 9 below;
 - (ii) use, operate, inspect, maintain, replace, restore and repair the infrastructure, facilities and other improvements referred to in paragraph 8(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.
- 9. The rights and interests of the State of Queensland and the Bundaberg Regional Council, Fraser Coast Regional Council, Gympie Regional Council, Moreton Bay Regional Council, Noosa Shire Council, Somerset Regional Council and Sunshine Coast Regional 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.
- 10. The rights and interests of the Australian Maritime Safety Authority as the owner, manager, or operator of aids to navigation pursuant to s 190 of the *Navigation Act 2012* (Cth), and in performing the functions of the Authority under s 6(1) of the *Australian Maritime Safety Authority Act 1990* (Cth) including to be a national safety regulator, to combat pollution in the marine environment and to provide a search and rescue service.
- 11. The rights and interests of Australian Gas Networks (Qld) Pty Ltd under Permit to Occupy 0/215701 over Lot 1 on AP4993, Title Reference 40028824.
- 12. The rights and interests of Northern SEQ Distributor-Retailer Authority trading as Unitywater:
 - (a) as the:



- (i) owner and operator of Water Infrastructure within the Determination Area;
 - (ii) “Northern SEQ Distributor-Retailer Authority” and “Service Provider” under the *South-East Queensland Water (Distribution and Retail Restructuring) Act 2009* (Qld); and
 - (iii) “Service Provider” under the *Water Supply (Safety and Reliability) Act 2008* (Qld);
 - (b) including rights to inspect, operate, change, maintain, remove, repair, replace or install Water Infrastructure located in the Determination Area;
 - (c) including rights for its employees, agents or contractors to enter the Determination Area in the performance of their duties; and
 - (d) under any lease, licence, access agreement, permit or easement relating to its Water Infrastructure in the Determination Area.
13. The rights and interests of Queensland Bulk Water Supply Authority trading as Seqwater:
- (a) under the *Water Supply (Safety and Reliability) Act 2008* (Qld) including for access, installation, inspection, operation, maintenance, removal, repair, or replacement of infrastructure within the Determination Area;
 - (b) under the *South East Queensland Water (Restructuring) Act 2007* (Qld) including carrying out, supplying and developing water activities, water services, and ancillary activities within the Determination Area;
 - (c) 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; and
 - (iii) holder of any estate or any other interest in land, including as trustee of any Reserves, under access agreements and easements that exist in the Determination Area;
 - (d) as the owner and operator of infrastructure, structures, earthworks, access works and any other 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) dams and dam infrastructure;
 - (ii) water pipelines and water supply infrastructure;
 - (iii) water treatment plants;
 - (iv) water pump stations;
 - (v) reservoirs;
 - (vi) irrigation channels;
 - (vii) weirs; and
 - (viii) water quality facilities including alert stations and irrigation meters;
 - (e) to enter the land for the purposes described in paragraphs 13(a), 13(b), 13(c) and 13(d) above by their employees, agents or contractors to:



- (i) exercise any of the rights and interests referred to in this paragraph; and
 - (ii) use, operate, inspect, maintain, replace, restore and repair the infrastructure, facilities and other improvements referred to in paragraph 13(d) above; and
 - (f) under the following Permits to Occupy:
 - (i) Occupation Permit No. 2308 granted in accordance with the *Forestry Act 1959* (Qld);
 - (ii) Occupation Permit No. 2793 granted in accordance with the *Forestry Act 1959* (Qld); and
 - (iii) Occupation Permit No. 3029 granted in accordance with the *Forestry Act 1959* (Qld).
14. 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.
15. 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) the *Land Act 1994* (Qld);
 - (c) the *Nature Conservation Act 1992* (Qld);
 - (d) the *Forestry Act 1959* (Qld);
 - (e) the *Water Act 2000* (Qld);
 - (f) the *Petroleum Act 1923* (Qld) or *Petroleum and Gas (Production and Safety) Act 2004* (Qld);
 - (g) the *Mineral Resources Act 1989* (Qld);
 - (h) the *Planning Act 2016* (Qld);
 - (i) the *Transport Infrastructure Act 1994* (Qld);
 - (j) the *Fire and Emergency Services Act 1990* (Qld) or *Ambulance Service Act 1991* (Qld); and
 - (k) the *Marine Parks Act 2004* (Qld).
16. 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.
17. 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 rights of the public to access and enjoy the following places in the Determination Area:



- (a) waterways;
 - (b) beds and banks or foreshores of waterways;
 - (c) coastal waters;
 - (d) beaches;
 - (e) stock routes; and
 - (f) areas that were public places at the end of 31 December 1993.
18. 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.