



1.2 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 Mitakoodi and Mayi People and State of Queensland Tenure Resolution ILUA authorised on 9 June 2024.
2. The rights and interests of the parties under the Mitakoodi & Mayi People No. 5 Rail Load Out Facility ILUA (QI2017/016) registered on the Register of Indigenous Land Use Agreements on 15 May 2018.
3. The rights and interests of Chinova Resources Cloncurry Mines Pty Ltd under the *Land Act 1962* (Qld) as the holder of rolling term lease (PH5364) for pastoral purposes (also known as Starcross) over that part of Lot 5364 on SP278014 that falls within the External Boundary.
4. The rights and interests of Black Rock Minerals Pty Ltd ACN 102 753 417 as the holder of exploration permit EPM15027 granted under the *Mineral Resources Act 1989* (Qld).
5. The rights and interests of Mount Margaret Mining Pty Ltd ACN 150 366 224:
 - (a) as the holder of exploration permits EPM7085, EPM8609 and EPM14201 granted under the *Mineral Resources Act 1989* (Qld);
 - (b) as the holder of mining leases ML90198, and ML90199 granted under the *Mineral Resources Act 1989* (Qld);
 - (c) as the holder of mining leases ML90228 and ML90229 granted under the *Mineral Resources Act 1989* (Qld) for infrastructure purposes, in accordance with s 24MD of the *Native Title Act 1993* (Cth); and
 - (d) as the holder of mining lease ML90157 granted under the *Mineral Resources Act 1989* (Qld), the current term of which expired on 31 May 2021 but for which an application for renewal has been made, and which is dependent upon the requirements of sections 286, 286A and 286C of *Mineral Resources Act 1989* (Qld) being satisfied.



6. The rights and interests of Mount Isa Mines Limited ACN 009 661 447:
- (a) as the holder of exploration permits EPM8588, EPM8586, EPM8648, EPM12597, EPM14303, EPM19527, EPM25143 and EPM26977 granted under the *Mineral Resources Act 1989* (Qld);
 - (b) arising under the deed regarding the grant of exploration permit pursuant to s 31 of the *Native Title Act 1993* (Cth) for EPM26227 between the State of Queensland, Mount Isa Mines Limited and the applicant at the time for the Mitakoodi and Mayi People #5 (Edward Ah Sam, Pearl Connelly, Kay Douglas, Norman Douglas, Brian Douglas, Tanya Kum Sing and Ronald Major) dated 24 November 2017, and the associated exploration permit consent agreement between Mount Isa Mines Limited and the applicant at the time for the Mitakoodi and Mayi People #5 (Tanya Kum Sing, Brenda Lucas, Gabrielle Biffin, Sharn Fogarty, Emily Patricia Asse, Karl Howard and George Kenny) dated 30 October 2017;
 - (c) arising under the deed regarding the grant of exploration permit pursuant to s 31 of the *Native Title Act 1993* (Cth) for EPM26443 between the State of Queensland, Mount Isa Mines Limited and the applicant at the time for the Mitakoodi and Mayi People #5 (Edward Ah Sam, Pearl Connelly, Kay Douglas, Norman Douglas, Brian Douglas, Tanya Kum Sing and Ronald Major) dated 24 November 2017, and the associated exploration permit consent agreement between Mount Isa Mines Limited and the applicant at the time for the Mitakoodi and Mayi People #5 (Tanya Kum Sing, Brenda Lucas, Gabrielle Biffin, Sharn Fogarty, Emily Patricia Asse, Karl Howard and George Kenny) dated 30 October 2017;
 - (d) arising under the deed regarding the grant of exploration permit pursuant to s 31 of the *Native Title Act 1993* (Cth) for EPM26524 between the State of Queensland, Mount Isa Mines Limited and the applicant at the time for the Mitakoodi and Mayi People #5 (Edward Ah Sam, Pearl Connelly, Kay Douglas, Norman Douglas, Brian Douglas, Tanya Kum Sing and Ronald Major) dated 24 November 2017, and the associated exploration permit consent agreement between Mount Isa Mines Limited and the applicant at the time for the Mitakoodi



and Mayi People #5 (Tanya Kum Sing, Brenda Lucas, Gabrielle Biffin, Sharn Fogarty, Emily Patricia Asse, Karl Howard and George Kenny); and

- (e) arising under the deed regarding the grant of exploration permit pursuant to s 31 of the *Native Title Act 1993* (Cth) for EPM26767 between the State of Queensland, Mount Isa Mines Limited and the applicant at the time for the Mitakoodi and Mayi People #5 (Edward Ah Sam, Pearl Connelly, Kay Douglas, Norman Douglas, Brian Douglas, Tanya Kum Sing and Ronald Major) dated 16 August 2018, and the associated exploration permit consent agreement between Mount Isa Mines Limited and the applicant at the time for the Mitakoodi and Mayi People #5 (Tanya Kum Sing, Edward Ah Sam, Pearl Connelly, Kay Douglas, Norman Douglas, Brian Douglas, and Ronald Major) dated 23 July 2018.
- 7. The rights and interests of the holder from time to time of Mining Lease No. 90220 granted under the *Mineral Resources Act 1989* (Qld), who at the determination date is MMG Dugald River Pty Ltd ABN 19 083 405 556.
- 8. The rights and interests of North West Queensland Water Pipeline Pty Ltd (ACN 070 999 218) pursuant to:
 - (a) Lease Z (Trustee Lease No. 714912956) granted over Lot 97 on SP103584 pursuant to the *Land Act 1994* (Qld);
 - (b) that part of Permit to Occupy (PO 0/237008) granted over Lot WA on AP16965 and Lot WC on AP16967 pursuant to the *Land Act 1994* (Qld) which falls within the Determination Area; and
 - (c) Easement L on SP232463 granted over Lot 97 on SP103584.
- 9. The rights and interests of 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);
 - (b) in relation to the railway and loading facilities within Lot 4105 on Survey Plan 279603 and Mining Lease No. 90077; and



- (c) under any valid lease, licence, easement, permit or agreement within the Determination Area.

10. The rights and interests of the holders of the following leases granted pursuant to the *Land Act 1962* (Qld) or the *Land Act 1994* (Qld):

- (a) rolling term lease for pastoral purposes PH 13/50 over Lot 50 on SP212806 (also known as Canobie);
- (b) rolling term lease for pastoral purposes PH 13/68 over Lot 68 on SP276502 (also known as Dalgonally);
- (c) rolling term lease for pastoral purposes PH 13/5223 over Lot 1 on TD1, Lot 1 on TD4, Lot 2 on TD1, and Lot 2 on TD4 (also known as Lyrian);
- (d) rolling term lease for pastoral purposes TL 0/235911 over Lot 1 on SP254318 (also known as Broadlands);
- (e) rolling term lease for pastoral purposes PPH 13/2463 over Lot 2463 on PH760 (also known as Table Mount);
- (f) rolling term lease for pastoral purposes PH 13/2330 over Lot 2 on SW40 (also known as The Gorge);
- (g) rolling term lease for pastoral purposes PH 13/4143 over Lot 4143 on SP276147 (also known as Elder Creek);
- (h) rolling term lease for pastoral purposes PH 13/4640 over Lot 4640 on SP276146 (also known as Soldiers Cap);
- (i) rolling term lease for pastoral purposes PH 13/4641 over Lot 4641 on SP276145 (also known as Nundata);
- (j) rolling term lease for pastoral purposes TL 0/236895 over Lot 4893 on SP259551 (also known as Roxmere);
- (k) rolling term lease for pastoral purposes PH 13/3111 over Lot 3111 on SP272586 (also known as Charteris);
- (l) rolling term lease for pastoral purposes TL 0/233456 over Lot 10 on SP223544 (also known as Corella);



- (m) rolling term lease for pastoral purposes TL 0/233089 over Lot 1 on CE2 and Lot 2 on CE3 (also known as Wallanoobie);
- (n) rolling term lease for pastoral purposes TL 0/233061 over Lot 4415 on PH629 (also known as Kalmeta);
- (o) rolling term lease for pastoral purposes PH 13/47 over Lot 47 on SP271813 (also known as Byrimine);
- (p) rolling term lease for pastoral purposes PH 13/3555 over Lot 5 on CE15 (also known as Wallacooloobie);
- (q) rolling term lease for pastoral purposes TL 0/233060 over Lot 8 on GR49 (also known as Clonagh);
- (r) rolling term lease for pastoral purposes TL 0/235607 over Lot 4910 on SP135396 (also known as Mount Avarice);
- (s) rolling term lease for pastoral purposes PPH 13/4082 over Lot 4 on CP884304 (also known as Waltonvale);
- (t) rolling term lease for pastoral purposes TL 0/220242 over Lot 5 on EN47;
- (u) rolling term lease for pastoral purposes TL 0/220241 over Lot 6 on EN47;
- (v) rolling term lease for pastoral purposes PH 13/5157 over Lot 1 on BD55, Lot 1 on BD85, Lot 5 on BD153 and Lot 1 on SP280691 (also known as Cooyal);
- (w) rolling term lease for pastoral purposes TL 0/242148 over Lot 3 on SP287775 (also known as Donors Hill South);
- (x) rolling term lease for pastoral purposes PH 13/4990 over Lot 4990 on PH200 (also known as Margaret Creek);
- (y) rolling term lease for pastoral purposes TL 0/240068 over Lot 80 on SP280693 (also known as Fort Constantine);
- (z) rolling term lease for pastoral purposes PH 13/5430 over Lot 3 on LS18 (also known as Boomara);



- (aa) rolling term lease for pastoral purposes PPH 13/4774 over Lot 2 on BD104 and Lot 3 on BD105 (also known as Antion);
- (bb) rolling term lease for pastoral purposes PH 13/166 over Lot 166 on SP276509 (also known as Wondoola); and
- (cc) rolling term lease for pastoral purposes PH13/4492 over Lot 26 on BD814405 (also known as Gladwyne).

11. The right and interests of the parties under the following agreements:

- (a) The Mitakoodi & Mayi Pastoral Native Title Agreement between Tanya Kum Sing, Pearl Connelly, Kay Douglas, Norman Douglas, Ronald Major, Sharn Fogarty, Clyde Fogarty and Kristal Chapman and Margaret Eleanor Allison and William Francis Allison (Broadlands) dated 22 April 2024;
- (b) The Mitakoodi & Mayi Pastoral Native Title Agreement between Tanya Kum Sing, Pearl Connelly, Kay Douglas, Norman Douglas, Ronald Major, Sharn Fogarty, Clyde Fogarty and Kristal Chapman and North Australian Pastoral Company Pty Ltd (Boomara) dated 24 April 2024;
- (c) The Mitakoodi & Mayi Pastoral Native Title Agreements between Tanya Kum Sing, Pearl Connelly, Kay Douglas, Norman Douglas, Ronald Major, Sharn Fogarty, Clyde Fogarty and Kristal Chapman and Colin Clyde Saunders and Judith Rose Saunders (Mount Avarice) dated 4 June 2024; and
- (d) The Mitakoodi & Mayi Pastoral Native Title Agreements between Tanya Kum Sing, Pearl Connelly, Kay Douglas, Norman Douglas, Ronald Major, Sharn Fogarty, Clyde Fogarty and Kristal Chapman and Colin Clyde Saunders and Judith Rose Saunders (Waltonvale) dated 4 June 2024.

12. The rights and interests of South32 Cannington Proprietary Ltd ACN 125 530 967:

- (a) as the holder of mining lease No. 90077 granted under the *Mineral Resources Act 1989* (Qld);
- (b) as the holder of exploration permits EPM27514, EPM26847 and EPM26972 granted under the *Mineral Resources Act 1989* (Qld);



- (c) the rights and interests as holder of the following leases granted under the *Land Act 1994* (Qld) and the *Land Act 1962* (Qld) respectively:
- (i) term lease for pastoral purposes TL 0/220948 over Lot 2482 on SP279603 (also known as Fisher Creek);
 - (ii) rolling term lease for pastoral purposes PH 13/2628 over that part of Lot 2628 on PH1162 that falls within the Determination Area (also known as Cowie Holding);
 - (iii) rolling term lease for pastoral purposes PH 13/2831 over Lot 2831 on SP279603 (also known as Kaampa Holding); and
 - (iv) term lease for pastoral purposes TL 0/2209050 over Lot 4105 on SP279603 (also known as Martindale Holding).
13. 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 owner(s) or operator(s) 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 their 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.

14. 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 electrical 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;
 - (iii) in relation to any agreement or consent relating to the Determination Area existing or entered into before the date these orders are made;
- (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;
- (d) without limiting paragraphs 14(a)-(c), the right to access, use, inspect, maintain, repair, replace, upgrade and otherwise deal with any Works situated on Lot 7 on CP905412.

15. The rights and interests of Cloncurry Shire Council, Carpentaria Shire Council and McKinlay Shire Council:

- (a) under their 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 within their respective 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; and
 - (iii) holder of any estate or any other interest in land, including as trustee of any Reserves and under any 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 the Councils;
 - (ii) water pipelines and water supply infrastructure;
 - (iii) drainage facilities;
 - (iv) watering point facilities;
 - (v) recreational facilities;
 - (vi) transport facilities;
 - (vii) gravel pits operated by the Councils;
 - (viii) cemetery and cemetery related facilities; and
 - (ix) community facilities; and
- (d) to enter the land for the purposes described in paragraphs 15(a), (b) and (c) above by their employees, agents or contractors to:
 - (i) exercise any of the rights and interests referred to in this paragraph 15 and paragraph 16 below;
 - (ii) use, operate, inspect, maintain, replace, restore and repair the infrastructure, facilities and other improvements referred to in paragraph 15(c) above; and



- (iii) undertake operational activities in their capacity as a local government such as feral animal control, erosion control, waste management and fire management.
16. The rights and interests of the State of Queensland, the Cloncurry Shire Council, the Carpentaria Shire Council and the McKinlay 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.
17. The rights and interests of the Mitakoodi Juhnjar Aboriginal Land Trust as the holder of the Deed of Grant in Trust (Title references 50498681 and 50231344) granted under the *Aboriginal Land Act 1991* (Qld) comprising Lot 100 on Plan SP139219 and Lot 1 on Plan CP904786.
18. The rights and interests of the Mitakoodi Aboriginal Corporation (ICN: 16) as:
- (a) the holder of Deeds of Grant in fee simple granted under the *Land Act 1994* (Qld) over the following parcels:
- (i) Lot 1 on Plan MPH4489, Lot 1 on Plan RP733205, Lot 1 on Plan RP737916, Lot 1 on Plan RP743006, Lot 1 on Plan RP810458, Lot 1 on Plan RP893073, Lot 1 on Plan RP898043, Lot 1 on Plan SP148244, Lot 117 on Plan RP703327, Lot 124 on Plan RP703327, Lot 130 on Plan BD215, Lot 133 on Plan RP703327, Lot 15 on Plan RP703328, Lot 155 on Plan RP703328, Lot 16 on Plan RP703328, Lot 175 on Plan RP703304, Lot 180 on Plan RP703304, Lot 2 on Plan RP707085, Lot 2 on Plan RP713233, Lot 2 on Plan RP718613, Lot 2 on Plan RP728242, Lot 2 on Plan RP810458, Lot 2 on Plan RP893073, Lot 2 on Plan RP898043, Lot 2 on Plan SP148244, Lot 20 on Plan C19612, Lot 203 on Plan RP703304, Lot 22 on Plan RP703328, Lot 23 on Plan C1961, Lot 24 on Plan C1961, Lot 3 on Plan BD810460, Lot 3 on Plan RP745478, Lot 3 on Plan RP893073, Lot 37 on Plan RP703328, Lot 4 on Plan BD810460, Lot 4 on Plan RP728242, Lot 4 on Plan RP733205, Lot 4 on Plan RP737916, Lot 5 on Plan RP718624, Lot 5 on Plan RP743006, Lot 8 on Plan RP718624, Lot 8 on Plan RP728242; and Lot 98 on Plan C1961;



- (b) as the trustee of the Reserves dedicated over Lot 231 on Plan C1961 and Lot 232 on Plan C1961.
19. 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.
20. 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 and the Commonwealth, including those existing by reason of the following legislation or any valid regulation, statutory instrument, declaration, plan, authority, permit, lease or licence made, granted, issued or entered into under that legislation:
- (a) the *Aboriginal Land Act 1991* (Qld);
 - (b) the *Land Act 1994* (Qld);
 - (c) the *Forestry Act 1959* (Qld);
 - (d) the *Water Act 2000* (Qld);
 - (e) the *Petroleum Act 1923* (Qld) or *Petroleum and Gas (Production and Safety) Act 2004* (Qld);
 - (f) the *Mineral Resources Act 1989* (Qld);
 - (g) the *Planning Act 2016* (Qld);
 - (h) the *Transport Infrastructure Act 1994* (Qld); and
 - (i) the *Fire and Emergency Services Act 1990* (Qld) or *Ambulance Service Act 1991* (Qld).
21. 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.



22. So far as confirmed pursuant to s 212(2) of the *Native Title Act 1993* (Cth) and s 18 of the *Native Title (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) stock routes; or
 - (d) areas that were public at the end of 31 December 1993.
23. 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.