

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 South32 Cannington Proprietary Ltd (ACN 125 530 967) as the holder of exploration permits EPM26847 and EPM26972 granted under the *Mineral Resources Act 1989* (Qld).
2. The rights and interests of McKinlay Shire 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 its Local Government Area;
 - (b) 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; and
 - (c) to enter the land for the purposes described in paragraphs 2(a), 2(b) or 2(c) above by its employees, agents or contractors to:
 - (i) exercise any of the rights and interests referred to in this paragraph 2 and paragraph 3 below;
 - (ii) use, operate, inspect, maintain, replace, restore and repair the infrastructure, facilities and other improvements referred to in paragraph 2(b) above; and
 - (iii) undertake operational activities in its capacity as a local government such as feral animal control, erosion control, waste management and fire management.
3. The rights and interests of the State of Queensland 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.
4. 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 and the Commonwealth, 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 *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 Services Act 1990* (Qld) or *Ambulance Service Act 1991* (Qld).
5. 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 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; or
 - (d) areas that were public places at the end of 31 December 1993.
6. 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.