

SCHEDULE 4 OTHER INTERESTS

The nature and extent of other interests in relation to the Determination Area as at the date of this Determination are:

Pila Nature Reserve 34606

1. Pila Nature Reserve, reserved under section 29 of the *Land Act 1933* (WA) as Reserve 34606 for the purpose of Conservation of Flora and Fauna on 22 April 1977 and vested in the Western Australian Wildlife Authority in trust for the reserve purpose under section 33 of the *Land Act 1933* (WA) on the same date (as reduced on or about 25 October 1996 by the excision of Milyuga Location 14).
2. Any public works on Reserve 34606 constructed or established by or on behalf of the State.
3. Rights and interests of persons who:
 - (a) have the care, control and management of Reserve 34606;
 - (b) are entitled to access and use Reserve 34606 for the purpose for which it is reserved; and
 - (c) are otherwise entitled to access and use the public works on Reserve 34606, subject to any statutory limitations on those rights and interests.

Other

4. The following rights and interests:
 - (a) rights and interests, including licences and permits, held under valid or validated grants by the Crown in right of the State or of the Commonwealth pursuant to statute or otherwise in the exercise of its executive power and any regulations made pursuant to such legislation;
 - (b) valid or validated rights and interests held by reason of the force and operation of the laws of the State or of the Commonwealth, including but not limited to, the force and operation of the *Rights in Water and Irrigation Act 1914* (WA);
 - (c) the right to access the Determination Area by an employee, agent or instrumentality of:
 - (i) the State;
 - (ii) the Commonwealth; or

- (iii) any local government authority;
as required in the performance of his or her statutory or common law duty where such access would be permitted to private land;
- (d) so far as confirmed pursuant to section 14 of the *Titles (Validation) and Native Title (Effect of Past Acts) Act 1995* (WA) as at the date of this Determination, any existing public access to and enjoyment of:
 - (i) waterways;
 - (ii) beds and banks or foreshores of waterways;
 - (iii) stock routes; or
 - (iv) areas that were public places at the end of 31 December 1993; and
- (e) any rights and interests of members of the public arising under the common law, including but not limited to the right of any person to use and enjoy any roads in the Determination Area (subject to the laws of the State) over which, as at the date of this Determination, members of the public have a right of access under the common law.