



SCHEDULE 5

AREAS WHERE NATIVE TITLE DOES NOT EXIST (PARAGRAPH 2)

Native title does not exist in relation to land and waters the subject of the following interests within the Determination Area which, with the exception of public works (as described in clause 3 of this Schedule), are generally shown as shaded in pink on the map at Schedule Two.

1. Roads

The following dedicated roads, roads set aside, taken or resumed or roads which are to be considered public works (as that expression is defined in the *Native Title Act* and the *Titles Validation Act*):

MapInfo ID.	Description	Shown on
ROAD 006	Road No. 319	Gazette 12.02.1891 CPP 507016 CPP 507349

2. Port of Derby

The Derby Port Area as vested in the Minister for Transport by proclamation on 5 February 1982 under the *Marine and Harbours Act 1981* (WA), other than those areas to which section 47B of the *Native Title Act* applies as set out in Schedule Six.

3. Public Works

Any other public work as that expression is defined in the *Native Title Act* and the *Titles Validation Act* (including the land and waters on which a public work is constructed, established or situated as described in section 251D of the *Native Title Act*) and to which section 12J of the *Titles Validation Act* or section 23C(2) of the *Native Title Act* applies.