



## SCHEDULE FOUR OTHER INTERESTS

### Paragraph 8

The nature and extent of the Other Interests in relation to the Determination Area are as follows.

Land tenure interests registered with the Western Australian Land Information Authority are current as at 28 March 2025. Mining tenements and petroleum interests registered with the Department of Mines, Industry Regulation and Safety are current as at 17 April 2025. All other interests are current as at the date of the determination.

#### 1. Reserves

(a) The following reserves:

Reserve No.	Current / Last Purpose
02897 (part) <sup>5</sup>	Health (Hospital and Allied Purposes)
03326	Water
03551	Depot Site (Main Roads Department)
04052	Public Utility
04054	Public Utility
04056	Public Utility
06107	Parklands
06368	Public Utility
06369	Public Utility
06378	Public Utility
06379	Public Utility
06380	Public Utility
06381	Public Utility
06382	Public Utility
21461	Recreation
21995	Drainage
24464	Public Utility
40586	Public Utility Services

(b) The rights and interests of persons who have the care, control and management of the reserves identified in subclause (a) above;

<sup>5</sup> Being Lot 2 on DP 222909 and Lot 1763 on DP 180992.



- (c) The rights and interests of persons entitled to access and use the reserves identified in subclause (a) above for the respective purposes for which they are reserved, subject to any statutory limitations upon those rights; and
- (d) The rights and interests of persons holding leases over areas of the reserves identified in subclause (a) above.

## 2. Roads

The following roads and the rights and interests of the persons having the care, control and management of those roads from time to time:

MapInfo ID.	Description	Shown on
Road 014	Portion of Hatto Way	DP 31927
Road 015	Portion of Harslett Way	DP 48800

## 3. Taking Orders

The following Taking Order and the rights and interests conferred under or in accordance with that taking order:

Taking Order	Description
I939715	To provide an easement for access

## 4. Mining Tenements

The following mining tenements granted under the *Mining Act 1904* (WA) (repealed) and / or the *Mining Act 1978* (WA) and the rights and interests of the holders from time to time of those tenements

- (a) Mining Leases:

Tenement ID
M 63/13
M 63/15
M 63/44
M 63/45

- (b) Miscellaneous Licences:

Tenement ID
L 63/81



## 5. Petroleum Interests

The following petroleum interests granted under the *Petroleum and Geothermal Energy Resources Act 1967* (WA) and / or the *Petroleum Pipelines Act 1969* (WA) and the rights and interests of the holders from time to time of those petroleum interests:

Tenement ID	Description
PL 59	Pipeline Licence (Kambalda to Esperance Gas Pipeline)

## 6. Telstra Corporation Limited and Amplitel Pty Ltd as trustee of the Towers Business Operating Trust

The rights and interests of Telstra Corporation Limited (ACN 051 775 556) and Amplitel Pty Ltd as trustee of the Towers Business Operating Trust (ABN 75 357 171 746) and any of their related bodies corporate and 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 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.

## 7. Other

The following rights and interests in the Determination Area:

- (a) Rights and interests, including licences and permits, granted 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 statutes;

(b) Rights and interests held by reason of the force and operation of the laws of the State or of the Commonwealth including the *Rights in Water and Irrigation Act 1914* (WA);

(c) Rights and interests of members of the public arising under common law, including but not limited to:

- (i) the public right to fish;
- (ii) the public right to navigate; and
- (iii) 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;

(d) The right to access the Determination Area by:

- (i) an employee, agent or instrumentality of the State;
- (ii) an employee, agent or instrumentality of the Commonwealth; or
- (iii) an employee, agent or instrumentality of any local government authority,

as required in the performance of his or her statutory or common law duty, including for the purpose of pest management control and fire hazard management on areas of unallocated Crown land;

(e) So far as confirmed pursuant to section 212(2) of the *Native Title Act* and section 14 of the *Titles Validation Act* 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) coastal waters;
- (iv) beaches;
- (v) stock routes; and
- (vi) areas that were public places at the end of 31 December 1993;



(f) Any other:

- (i) legal or equitable estate or interest in the land or waters of the Determination Area; or
- (ii) right (including a right under an option and a right of redemption), charge, power or privilege over, or in connection with:
  - (A) the land or waters of the Determination Area; or
  - (B) an estate or interest in the land or waters of the Determination Area; or
- (iii) restriction on the use of the land or waters of the Determination Area, whether or not annexed to other land or waters.