

SCHEDULE 1: LAND DESCRIPTION

1) Eighty Mile Beach Marine Park Adjacent Area

The **Eighty Mile Beach Marine Park Adjacent Area** comprises all that portion of the Eighty Mile Beach Marine Park (Shared Karajarri – Nyangumarta Part) that is seaward of the lowest astronomical tide and landward of the seaward limit of the coastal waters of the State.

2) Eighty Mile Beach Marine Park Intertidal Area

The **Eighty Mile Beach Marine Park Intertidal Area** comprises all that portion of the Eighty Mile Beach Marine Park (Shared Karajarri – Nyangumarta Part) that is seaward of the high water mark and landward of the lowest astronomical tide.

3) Eighty Mile Beach Marine Park (Shared Karajarri – Nyangumarta Part)

The **Eighty Mile Beach Marine Park (Shared Karajarri – Nyangumarta Part)** comprises Western Australian waters, the airspace above those waters, the seabed below those waters, and the subsoil to a depth of 200 metres below that seabed that are –

a) contained within and bounded by a line:

- i) commencing at the point at the intersection of the seaward limit of the coastal waters of the State and latitude 19.196054° south; and
- ii) extending east along that latitude to the point at the intersection of that latitude and the lowest astronomical tide, that point being located at the north-westernmost point of the boundary of the Determination Area;
- iii) thence easterly along that boundary to the point at latitude 19.196344° south longitude 121.442371° east;
- iv) thence again easterly along that boundary to the point at the intersection of that boundary and the high water mark, that point being located on the geodesic joining the point at latitude 19.196344° south longitude 121.442371° east and the point at latitude 19.197809° south longitude 121.625577° east;
- v) thence generally south-westerly along that water mark, and along the high water mark of the unnamed intertidal creeks, to the point at the intersection of that water mark and the south-westernmost boundary of the Determination Area, that point being located on the

- geodesic joining the point at latitude 19.730458° south longitude 121.461824° east and the point at the intersection of longitude 120.980063° east and the lowest astronomical tide;
- vi) thence north-westerly along that geodesic to the north-westernmost point of that geodesic, that point being located at the south-westernmost point of the boundary of the Determination Area;
- vii) thence north-westerly along the geodesic to the point at the intersection of longitude 120.950000° east and the seaward limit of the coastal waters of the State;
- viii) thence generally north-easterly along that limit to the point of commencement; and
- b) within that line, seaward of the high water mark of all islands.

Notes (for each of areas (1) to (3)):

- 1) All geographic coordinates are expressed in terms of the Geocentric Datum of Australia 1994 (GDA94).
- 2) **Western Australian waters** means all waters -
 - a) that are within the limits of the State; or
 - b) that are 'coastal waters of the State'.
- 3) **coastal waters of the State** has the meaning given to that term in the *Coastal Waters (State Powers) Act 1980* (Commonwealth) section 3(1).
- 4) **Determination Area** has the meaning given to that term in the Federal Court of Australia *Hunter v State of Western Australia* [2012] FCA 690, page 22, and described in Schedule 1 and depicted on the maps at Schedule 2 of that document.
- 5) **high water mark** means the ordinary (mean of) high water mark at spring tides as defined in the *Land Administration Act 1997* section 3(1).
- 6) **lowest astronomical tide** means the lowest level to which the sea level can be predicted to fall under normal meteorological conditions.

4) Walyarta Conservation Park Area

The **Walyarta Conservation Park Area** comprises all that land comprising Lot 207 as shown on Deposited Plan 407204.

Notes: Geographic Coordinates provided in Decimal Degrees.

All referenced Deposited Plans and Diagrams are held by the Western Australian Land Information Authority, trading as Landgate

Cadastral boundaries sourced from Landgate's Spatial Cadastral Database dated 12th April 2016.

Datum: Geocentric Datum of Australia 1994 (GDA94)

Prepared By: Native Title Spatial Services (Landgate) 8th June 2016

Use of Coordinates:

Where coordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

5) Nature Reserve Adjacent Area

The **Nature Reserve Adjacent Area** comprises all that land comprising Lot 957 as shown on Deposited Plan 407209.

Notes: Geographic Coordinates provided in Decimal Degrees.

All referenced Deposited Plans and Diagrams are held by the Western Australian Land Information Authority, trading as Landgate

Cadastral boundaries sourced from Landgate's Spatial Cadastral Database dated 12th April 2016.

Datum: Geocentric Datum of Australia 1994 (GDA94)

Prepared By: Native Title Spatial Services (Landgate) 15th June 2016

Use of Coordinates:

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6) Nature Reserve Area

The **Nature Reserve Area** comprises:

All that land comprising Lot 954 as shown on Deposited Plan 407214;
all that land comprising Lots 955, 956, 966, 967 and 969 as shown on Deposited Plan 407205;
all that land comprising Lot 960 as shown on Deposited Plan 407208; and
all that land comprising Lot 965 as shown on Deposited Plan 407210.

Notes: Geographic Coordinates provided in Decimal Degrees.

All referenced Deposited Plans and Diagrams are held by the Western Australian Land Information Authority, trading as Landgate

Cadastral boundaries sourced from Landgate's Spatial Cadastral Database dated 12th April 2016.

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