



## 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 1 May 2021. Mining tenements and petroleum interests registered with the Department of Mines, Industry Regulation and Safety are current as at 5 August 2021. All other interests are current as at the date of the determination.

#### (1) Reserves

- (a) The following reserves:

| Reserve No. | Current / Last Purpose |
|-------------|------------------------|
| 02805       | Water (Taylor Pool)    |
| 10976       | Common                 |

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

- (a) The following pastoral leases and the rights and interests of the holders from time to time of those pastoral leases:

| Lease No.  | Description   |
|------------|---------------|
| PL N050429 | Corunna Downs |
| PL N050430 | Bonney Downs  |



| <b>Lease No.</b> | <b>Description</b> |
|------------------|--------------------|
| PL N050452       | Hillside           |
| PL N050453       | Panorama           |

- (b) Any rights and obligations of the pastoralists pursuant to the pastoral leases referred to in subclause (a) above to adopt and exercise best practice management of the pasture and vegetation resources, livestock and soils within the boundaries of the pastoral leases in order to manage stock and for the management, conservation and regeneration of pasture for permitted uses.

(3) **Mining Tenements**

- (a) Exploration Licences

| <b>Tenement ID</b> |
|--------------------|
| E 4504685          |
| E 4504708          |
| E 4504824          |
| E 4504936          |
| E 4600803          |

| <b>Tenement ID</b> |
|--------------------|
| E 4601156          |
| E 4601170          |
| E 4601171          |
| E 4601190          |
| E 4601215          |

| <b>Tenement ID</b> |
|--------------------|
| E 4601260          |
| E 4601262          |
| E 4601280          |
| E 4601340          |
| E 4601355          |

(4) **Access to Mining Tenements**

- (a) Without limiting the operation of any other clause in Schedule Four, but subject to clause 4(b) below, any rights of the holders from time to time of a mining tenement including those listed in clause 3 of this Schedule Four, to use (including by servants, agents and contractors) such portions of roads and tracks in the Determination Area (existing as at the date of this Determination) as are necessary to have access to the area the subject of the mining tenement or petroleum interest for the purposes of exercising the rights granted by that tenement or interest.
- (b) Nothing in clause 4(a) above allows any upgrade, extension, widening or other improvement to the road or track other than work done to maintain it in reasonable repair and in order to leave it in substantially the same condition as it was prior to its use pursuant to clause 4(a).



- (c) Nothing in Schedule Four will limit the rights of the holders from time to time of mining tenements, including those referred to in clause 3 of Schedule Four, including, without limitation, any right to exclude members of the public from entering onto the land and waters the subject of any mining tenement.

(5) **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 legislation;
- (b) 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, force and operation of 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 and unmanaged Crown reserves;



- (e) So far as confirmed pursuant to s 212(2) of the *Native Title Act* and s 14 of the *(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, the following places in the Determination Area:
- (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.