

## SCHEDULE 2 — AREAS NOT FORMING PART OF THE DETERMINATION AREA

The areas in this Schedule are excluded from the determination area on the grounds that at the time at which the native title determination application was made –

- o these areas were the subject of one or more previous exclusive possession acts, as defined in s 23B of the *Native Title Act 1993* (Cth), despite the fact that the areas, or parts of them, may have been subject to earlier acts that extinguished native title; and
- o in relation to the areas in paragraph 1 below, none of ss 47, 47A or 47B of the *Native Title Act 1993* (Cth) applied to these areas; and
- o therefore, in accordance with s 61A of the *Native Title Act 1993* (Cth), these areas could not be claimed.

1. *Tenure Based Exclusions (ss 23B(2) and 23B(3)):*

Area Description	Sheet Number on determination map
1. Lot 1 on BR11	11
2. Part of Lot 1 on UN6	7
3. Lot 2 on CP847155	8
4. That part of Lot 3 on CP909530 that is subject to the area covered by former Lot 6 on RP909531	17
5. Lot 8 on CP862029	6
6. Lot 12 on C3932	17
7. Lot 13 on C3932	17
8. Lot 19 on C3932	17
9. Lot 1 on SP121329	17
10. Lot 2 on RP728241	17
11. Lot 4 on CP847159	2
12. Lot 4 on RP909531	17
13. Lot 5 on C39311	17
14. Lot 5 on RP909531	17
15. Lot 7 on CP862027	10
16. Lot 15 on RP713679	16 & 17
17. Lot 16 on C3932	17
18. Lot 17 on C3932	17
19. Lot 502 on C3931	17
20. Lot 806 on C3932	17
21. Lot 809 on C3932	17
22. Lot 810 on C3932	17
23. Lot 903 on C3932	17
24. Lot 904 on C3932	17

25.	Lot 905 on C3932	17
26.	Lot 1 on C3931	17
27.	Lot 1 on RD156	10
28.	Lot 2 on WO18	6
29.	Lot 4 on BR7	7
30.	Lot 10 on C3938	17
31.	Lot 11 on C3932	17
32.	Lot 15 on C3932	17
33.	Lot 18 on C3932	17
34.	Lot 18 on WO17	5
35.	Lot 101 on C3931	17
36.	Lot 102 on C3931	17
37.	Lot 103 on C3931	17
38.	Lot 104 on C3931	17
39.	Lot 107 on C3931	17
40.	Lot 108 on C3931	17
41.	Lot 109 on C3931	17
42.	Lot 110 on C3931	17
43.	Lot 201 on C3931	17
44.	Lot 202 on C3931	17
45.	Lot 203 on C3931	17
46.	Lot 204 on C3931	17
47.	Lot 205 on C3931	17
48.	Lot 206 on C3931	17
49.	Lot 207 on C3931	17
50.	Lot 208 on C3931	17
51.	Lot 209 on C3931	17
52.	Lot 210 on C3931	17
53.	Lot 301 on C3931	17
54.	Lot 302 on C3931	17
55.	Lot 303 on C3931	17
56.	Lot 304 on C3931	17
57.	Lot 305 on C3931	17
58.	Lot 306 on C3931	17
59.	Lot 307 on C3931	17
60.	Lot 308 on C3931	17
61.	Lot 309 on C3931	17
62.	Lot 310 on C3931	17

63.	Lot 401 on C3931	17
64.	Lot 402 on C3931	17
65.	Lot 403 on C3931	17
66.	Lot 404 on C3931	17
67.	Lot 405 on C3931	17
68.	Lot 407 on C3931	17
69.	Lot 408 on C3931	17
70.	Lot 409 on C3931	17
71.	Lot 410 on C3931	17
72.	Lot 501 on C3931	17
73.	Lot 503 on C3931	17
74.	Lot 504 on C3931	17
75.	Lot 505 on C3931	17
76.	Lot 506 on C3931	17
77.	Lot 507 on C3931	17
78.	Lot 508 on C3931	17
79.	Lot 509 on C3931	17
80.	Lot 510 on C3931	17
81.	Lot 601 on C3931	17
82.	Lot 602 on C3931	17
83.	Lot 603 on C3931	17
84.	Lot 604 on C3931	17
85.	Lot 605 on C3931	17
86.	Lot 606 on C3931	17
87.	Lot 607 on C3931	17
88.	Lot on 608 C3931	17
89.	Lot 609 on C3931	17
90.	Lot 610 on C3931	17
91.	Lot 702 on C3932	17
92.	Lot 703 on C3932	17
93.	Lot 704 on C3932	17
94.	Lot 705 on C3932	17
95.	Lot 706 on C3932	17
96.	Lot 707 on C3932	17
97.	Lot 708 on C3932	17
98.	Lot 709 on C3932	17
99.	Lot 710 on C3932	17
100.	Lot 802 on C3932	17

101.	Lot 803 on C3932	17
102.	Lot 804 on C3932	17
103.	Lot 805 on C3932	17
104.	Lot 901 on C3932	17
105.	Lot 902 on C3932	17
106.	Lot 906 on C3932	17
107.	Lot 907 on C3932	17
108.	Lot 908 on C3932	17
109.	Lot 909 on C3932	17
110.	Lot 910 on C3932	17
111.	Lot 1 on RP711483	16 & 17
112.	Lot 13 on RP713679	16
113.	Lot 14 on RP713679	16 & 17
114.	Lot 16 on RP713680	16
115.	Lot 1 on RP716683	17
116.	Lot 2 on RP716683	17
117.	Lot 3 on RP716683	17
118.	Lot 4 on RP716683	17
119.	Lot 1 on RP717038	17
120.	Lot 2 on RP717038	17
121.	Lot 1 on RP720273	17
122.	Lot 2 on RP720273	17
123.	Lot 1 on RP728241	17
124.	Lot 1 on RP732385	17
125.	Lot 3 on RP732385	17

2. *Public Works Based Exclusions:*

(a) The land or waters on which any public work, as defined in s 253 of the *Native Title Act 1993* (Cth), is constructed, established or situated, and to which ss 23B(7) and 23C(2) of the *Native Title Act 1993* (Cth) and/or s 23B(7) of the *Native Title Act 1993* (Cth) and for a public work constructed for and on behalf of the State of Queensland s 21 of the *Native Title (Queensland) Act 1993* (Qld), applies, together with any adjacent land or waters in accordance with s 251D of the *Native Title Act 1993* (Cth).

(b) Specifically, and to avoid any doubt, the land and waters described in paragraph (a) immediately above includes the whole of the land and waters described as:

Area Description	Sheet Number on determination map
1. That part of Lot 27 on WO30 that is subject to the area	17

	covered by Lot A on IS121290	
2.	Lot 3 on C3934	16 & 17
3.	Lot 24 on C3932	17
4.	Lot 24 on WO26	17
5.	Lot 26 on WO30	17
6.	Lot 4 on C39310	17
7.	Lot 7 on C39310	17

3. *Exclusion of waters within the External Boundary:*

The waters the subject of any previous exclusive possession act as defined in the *Native Title Act 1993* (Cth).