



SCHEDULE SIX

OTHER INTERESTS (Paragraph 10)

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 6 May 2019. Mining tenements and petroleum interests registered with the Department of Mines, Industry Regulation and Safety are current as at 31 July 2019. All other interests are current as at the date of the determination.

1. Reserves

(a) The following reserves:

Reserve No.	Current / Last Purpose
04976	Water
04977	Water
08774	Cemetery
10167	Water
12738	Water
12739	Water
12740	Water
12741	Water
12742	Water
12743	Water
12744	Water
12746	Water
12747	Water
12748	Water
13185	Water
13610	Timber
13611	Timber
13612	Timber
13613	Timber
13614	Timber
13615	Timber
13616	Timber
13617	Timber
13618	Timber
13620	Timber
13645	Timber
13655	Timber
34041	Gravel
35423	Cemetery
36523	Mining Purposes



- (b) The rights and interests of persons who have the care, control and management from time to time 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

The following pastoral leases and the rights and interests of the holders from time to time of those pastoral leases:

Lease No.	Description
PL N049539 (formerly 3114/1061)	Coongan Pastoral Lease
PL N049544 (formerly 398/716)	Coongan Pastoral Lease
PL N050091 (formerly 3114/1281)	Strelley Pastoral Lease

3. Other Leases

The following leases and the rights and interests of the holders from time to time of those leases:

Lease No.	Purpose
GE N104198 (SL 3116/09217)	Residential
GE N104172 (SL 3116/09220)	Residential

4. 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
-	Portion of Marble Bar Road (Lot 300)	DP 58181
-	Portion of Marble Bar Road (Lot 301)	DP 58182
-	Portion of Marble Bar Road (Lot 302)	DP 58183
-	Portion of Marble Bar Road (Lot 303)	DP 58184
-	Portion of Marble Bar Road (Lot 304)	DP 58185



5. Mining Tenements

(a) The following mining tenements 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:

(i) Mining Leases

Tenement ID
M 4500374
M 4500442
M 4500649

(ii) Miscellaneous Licences

Tenement ID
L 4500166
L 4500170
L 4500188
L 4500189
L 4500204

Tenement ID
L 4500284
L 4500289
L 4500291
L 4500292
L 4500329

Tenement ID
L 4500331
L 4500369
L 4500405
L 4500436
L 4500486

(iii) Exploration Licences

Tenement ID
E 4502241
E 4503488
E 4503511
E 4503545
E 4503648
E 4503659
E 4503674
E 4503816
E 4503856
E 4503858
E 4504523
E 4504572
E 4504592
E 4504616

Tenement ID
E 4502363
E 4504630
E 4504637
E 4504638
E 4504640
E 4504643
E 4504684
E 4504716
E 4504722
E 4504735
E 4504741
E 4504759
E 4504772
E 4504773

Tenement ID
E 4503473
E 4504775
E 4504800
E 4504801
E 4504887
E 4504907
E 4504909
E 4504923
E 4504961
E 4504987
E 4505097
E 4505347

(iv) Prospecting Licences

Tenement ID
P 4502987
P 4502988
P 4502991
P 4502992

Tenement ID
P 4502993
P 4502995
P 4502997
P 4502998

Tenement ID
P 4503015
P 4503044



- (b) The agreement as amended and ratified by the *Iron Ore (Mount Goldsworthy) Agreement Act 1964* (WA) and rights and interests comprised in, conferred under or in accordance with, or pursuant to that agreement, including the following mining tenements:

Tenement ID	Tenement Type
AML7000249	Mineral Lease

6. Access to Mining Areas

- (a) Without limiting the operation of any other clause in Schedule Six, but subject to clause 6(b) below, the rights of the holders from time to time of the mining tenements, including those listed in clause 5 of this Schedule Six, 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 area necessary to have access to the area the subject of the mining tenement for the purpose of exercising the rights granted by that tenement.
- (b) Nothing in clause 6(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 6(a).
- (c) Nothing in this Schedule Six will limit the rights of the holders from time to time of mining tenements, including those referred to in clause 5 of this Schedule Six, including, without limitation, any right to exclude members of the public from entering onto the land and waters the subject of any mining tenement.

7. Telstra Corporation Limited

The rights and interests of Telstra Corporation Limited:

- (a) as the owner or operator of telecommunications facilities installed 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 telecommunications facilities; and
 - (iii) to alter, remove, replace, maintain, repair and ensure the proper functioning of its telecommunications facilities;
- (c) for its employees, agents or contractors to access its telecommunications facilities in, and in the vicinity of, the Determination Area in the performance of their duties, to access; and
- (d) under any lease, licence, permit, access agreement or easement relating to its telecommunications facilities in the Determination Area.

8. Warralong Aboriginal Community

- (a) The interests of Coongan Aboriginal Corporation in the community housing and school located on PL N049539 (being the Warralong Aboriginal Community) and all related works including buildings, sewerage and power infrastructure and roads;
- (b) The interests of Nomads Charitable and Educational Foundation as the occupier of Lot 200 on DP 29718 (on PL N049539) in the use of and access to the lot for the purposes of a school under the *School Education Act 1999* (WA) and related works; and
- (c) The interests of persons who have the care, control and management from time to time of the Warralong Aboriginal Community.

9. 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 but not limited to the *Rights in Water and Irrigation Act 1914* (WA);



- (c) Rights and interests of members of the public arising under the 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; and/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 where such access would be permitted to private 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.