

Schedule 5 – Other Interests in the Determination Area

The nature and extent of the Other Interests in relation to the Determination Area are the following as they exist as at the date of the determination:

1. The rights and interests of Burke Shire Council under its local government jurisdiction and functions under the *Local Government Act 2009* (Qld), the *Stock Route Management Act 2002* (Qld), *Biosecurity Act 2014* (Qld) and under any other legislation, for that part of the Determination Area within the area declared to be Council's local government area under the *Local Government Regulation 2012* (Qld), including any rights it or its employees or agents have:
 - (a) as the owner and operator of existing infrastructure, facilities and other improvements (including gravel pits and road related infrastructure located outside dedicated roads), which are located in the Determination Area at the date on which this Order is made; and
 - (b) to enter the Determination Area to perform its functions.
2. The rights, interests, or powers of the Doomadgee Aboriginal Shire Council:
 - (a) as the trustee of the Doomadgee DOGIT and as the local government under the *Local Government Act 2009* (Qld) and under any other legislation, for that part of the Determination Area within the Doomadgee local government area under the *Local Government Regulations 2012* (Qld), including:
 - (i) as the owner, operator, or holder of any interest in infrastructure, facilities, or other site improvements, including:
 - (A) buildings or other structures, including fencing;
 - (B) gravel pits, including but not limited to Six Mile Gravel Pit located on that part of Lot 600 on SP270333 for local government purposes; and
 - (C) water bores, water point facilities and other infrastructure for the supply of water, including but not limited to Corinda Water Point located on that part of Lot 600 on SP270333; and
 - (b) any rights of its employees, agents, or contractors to enter land, including:

- (i) to perform its local government operational activities such as feral animal and weed control, erosion control, waste management, and fire and land management; and
 - (ii) to operate, inspect, maintain, and repair its infrastructure, facilities and other site improvements.
- 3. The rights and interests of the grantee and others under the Deed of Grant of Land (Reference 51055894) over that part of Lot 600 on SP270333 (“Doomadgee DOGIT”).
- 4. The rights and interests of Turn Off Lagoons Pastoral Holding Company Pty Ltd ACN 085 377 340 as lessee under PH8/5440, over Lot 1 on CP887914 (“Turn Off Lagoons Pastoral Holding”).
- 5. The rights and interests of the holders of any permit, licence, lease, other authority, agreement or contract issued or made under the *Forestry Act 1959* (Qld) that authorises commercial harvesting operation or the taking of forest products or quarry material in the lands of the Determination Area as may be current as at the date of this Determination, including:
 - (a) The rights of Burke Shire Council to access and take quarry materials under sales permit no. 202009005.
- 6. So far as confirmed pursuant to s 212(2) of the *Native Title Act 1993* (Cth) and s 18 of the *Native Title Act (Queensland) Act 1993* (Qld) as at the date of this Determination, any existing public access to, and enjoyment of, the following places in the Determination Area:
 - (a) waterways;
 - (b) beds and banks or foreshores of waterways; and
 - (c) areas that were public places at the end of 31 December 1993.
- 7. Any other rights and interests:
 - (a) held by the State of Queensland or Commonwealth of Australia; or
 - (b) existing by reason of the force and operation of the Laws of the State and the Commonwealth.