

## Schedule C

### Areas where native title does not exist

Native title rights and interests have been wholly extinguished in the following areas of land and waters:

#### Public works

1. Those parts of the Determination Area covered by public works as defined in s 253 of the Act that were constructed or established before 23 December 1996 or commenced to be constructed or established on or before that date (including land and waters within the meaning of s 251D of the Act), including:
  - (a) public roads, namely, rural public roads (50m either side of the centre line), rural arterial roads and national highways and associated road infrastructure;
  - (b) community, pastoral access and other roads (including access roads and tracks to public works referred to in this paragraph) which are not otherwise public roads;
  - (c) gravel and fill pits established to maintain the roads referred to in (a) and (b) above;
  - (d) government bores and associated works;
  - (e) river and rain gauges;
  - (f) transmission water pipes (adjacent area 5m either side of the centre line);
  - (g) distribution water pipes measuring 150mm diameter or less (adjacent area of 1.5m either side of the centre line) and greater than 150mm diameter (adjacent area 5m either side of the centre line);
  - (h) sewer pipes measuring 150mm diameter or less (adjacent area 1.5m either side of the centre line) and greater than 150mm diameter (adjacent area 5m either side of the centre line);
  - (i) bores, sewer pump stations and overhead power lines.
2. In addition to the areas referred to in paragraph 1 above, native title has been wholly extinguished in the areas covered by the following public works (including land and waters within the meaning of s 251D of the Act):

- (a) stock proof boundary fence (including an adjacent area of 5m either side of the fence line);
- (b) Bore RN 13669; and
- (c) original ranger camp pit toilet.

Note: Entry of orders is dealt with in Rule 39.32 of the *Federal Court Rules 2011*.