



# Indigenous Land Use Agreement (Area Agreement)

## Schedule 2 Low Native Title Impact Activities

(clause 1.1 and clause 13.5)

1. The *low native title impact activities* are any or all of the following:
  - (a) inspecting, maintaining, repairing and reinstating *electricity infrastructure or access tracks*;
  - (b) tree lopping and tree clearing:
    - (i) in the immediate vicinity of *electricity infrastructure*;
    - (ii) required for the safe operation or use of the *electricity infrastructure*; or
    - (iii) required for public health or safety;
  - (c) installing street light poles and service/intermediate poles that are tied into the existing powerline system in urban areas/town precincts;
  - (d) the performance of statutory duties and responsibilities under the *Electricity Act, Electricity Regulation* or other laws;
  - (e) the grant of any valid lease, easement, permit, licence or other interest to *Ergon Energy* which was operative prior to the *execution date* from the owner or occupier of land for a use of or incidental to the performance of statutory duties and responsibilities under the *Electricity Act, Electricity Regulation* or other laws;
  - (f) the exercise by *Ergon Energy* of any rights or obligations under any way-leave agreement, easement, license, permit or other interest over land or waters that are validly operative as at the *execution date*;
  - (g) accessing the *Agreement Area* for the purpose of undertaking any *low native title impact activity*.
2. *Ergon Energy* will comply with the following procedures when conducting *low native title impact activities*:
  - (a) take reasonable measures to rehabilitate any damage or interference to land or waters caused by the *low native title impact activities*;
  - (b) not access any building used as a dwelling or the curtilage of a building used as a dwelling unless *Ergon Energy* has obtained the necessary consents or warrants required by law to access the building or the curtilage; and
  - (c) perform the activities in accordance with the standards of skill and safety required under the *Electricity Act* and *Electricity Regulation*.