

Extract from the National Native Title Register

Determination Information:

Determination Reference:	Federal Court Number(s): WAD94/2012 NNTT Number: WCD2015/009
Determination Name:	Brooking on behalf of the Bunuba People (Bunuba #2) v State of Western Australia
Date(s) of Effect:	12/02/2016
Determination Outcome:	Native title exists in parts of the determination area

Register Extract (pursuant to s. 193 of the *Native Title Act 1993*)

Determination Date:	22/12/2015
Determining Body:	Federal Court of Australia

ADDITIONAL INFORMATION:

This determination of native title was handed down by the Federal Court on 22 December 2015. The Court ordered that:

1. There be a determination of native title in WAD 94 of 2012 in terms of the Determination as provided for in Attachment "A" hereof over all of the land and waters the subject of these proceedings other than the area covered by WAD 744 of 2015 Warlangurru 2 Form 1 Native Title Application filed 21 December 2015.
2. The First Respondent will file an amended Schedule 1 and maps for Schedule 2 of the Determination providing for the exclusion of the area covered by WAD 744 of 2015 Warlangurru 2 Form 1 Native Title Application by 29 January 2016.
3. Upon the filing of the amended Schedules referred to in Order 2, the Determination will be finalised and copies of the Determination will be provided to all parties and to the National Native Title Tribunal by the Deputy Registrar.

Further orders dated 22 January 2016 were handed down as follows:

1. Order 2 of the Orders made on 22 December 2015 be amended by removal of the words "29 January 2016" and replacement with the words "12 February 2016".

On 12 February 2016 an amended Schedule 1 and maps for Schedule 2 of the determination were provided to the National Native Title Tribunal by the Federal Court. This finalises the determination,

and the determination came into effect on 12 February 2016.

REGISTERED NATIVE TITLE BODY CORPORATE:

Bunuba Dawangarri Aboriginal Corporation RNTBC
Trustee Body Corporate
PO Box 264
FITZROY CROSSING Western Australia 6765

COMMON LAW HOLDER(S) OF NATIVE TITLE:

(4) The native title in the Determination Area is held by the Bunuba People. The Bunuba People are the people referred to in Schedule 6.

Bunuba People (referred to in paragraph 4) are:

(a) The descendants of the following ancestors:

Mubu (Banjo Wurrumurra's MM and David Fairfield's MM);

Jaranggu (Johnny Marr's F);

Jurguna (Rita Laylay's MF);

Frank Edgar (Pilot) (Felix Edgar's F);

Limirruwa;

Nindiligal (Nancy Williams' MF and George Brooking's FF);

Dawanjina (Billy Oscar's FM, Lionel Jambara's FFMM);

Ganggula (George Leopold's MM);

Mangalanyi (Moses Beharrel's M);

Yambanana (Fred Green's F);

Minyjinyji (Moses Beharrel's M);

Balyburru (Joe Ross'MFF and Wibiy Roger's FF);

Gijalamili (Betty Smith's MMF);

Jingirriban (Rose Benning's MF);

Guburmiya (Barbara Cole's FM);

Bundu (Harry and Lena Skinner's F and Nita Skinner's FF); and

Limadji.

(b) The individuals, and their descendants, who have been adopted or Marurra (people who are raised, grown up, embraced and acknowledged as a Bunuba person) by members of the Bunuba People, or by their predecessors, in accordance with the traditional laws and customs of the Bunuba People; and

(c) Aboriginal persons who:

(i) self-identify as Bunuba; and

(ii) are recognised by other members of the Bunuba People as Bunuba under traditional law and custom.

MATTERS DETERMINED:

THE COURT ORDERS THAT:

1. There be a determination of native title in WAD 94 of 2012 in terms of the Determination as provided for in Attachment "A" hereof over all of the land and waters the subject of these proceedings other than the area covered by WAD 744 of 2015 Warlangurru 2 Form 1 Native Title Application filed 21 December 2015.

4. The Bunuba Dawangarri Aboriginal Corporation RNTBC ICN 7813 shall hold the determined native title in trust for the native title holders pursuant to s 56(2)(b) of the Native Title Act 1993 (Cth).

ATTACHMENT "A"

DETERMINATION

THE COURT ORDERS, DECLARES AND DETERMINES THAT:

Existence of native title (s 225 *Native Title Act*)

(1) The Determination Area is the land and waters described in Schedule 1 and depicted on the maps comprising Schedule 2.

(2) Native title exists in those parts of the Determination Area identified in Schedules 3 and 4 (**Native Title Area**).

(3) Native title does not exist in those parts of the Determination Area identified in Schedule 5.

Native Title Holders (s 225(a) *Native Title Act*)

(4) The native title in the Determination Area is held by the Bunuba People. The Bunuba People are the people referred to in Schedule 6.

The nature and extent of native title rights and interests (s 225(b) *Native Title Act*) and exclusiveness of native title (s 225(e) *Native Title Act*)

Exclusive native title rights and interests

(5) Subject to paragraphs 8, 9 and 10 the nature and extent of the native title rights and interests in relation to each part of the Determination Area referred to in Schedule 3 (being areas where there has been no extinguishment of native title or areas where any extinguishment must be disregarded) are:

(a) except in relation to flowing and underground waters, the right to possession, occupation, use and enjoyment of that part of the Determination Area to the exclusion of all others; and

(b) in relation to flowing and underground waters, the right to use and enjoy the flowing and underground waters, including:

(i) the right to hunt on, fish from, take, use, share and exchange the natural resources of the flowing and underground waters for personal, domestic, cultural or non-commercial communal purposes;

(ii) the right to take, use, share and exchange the flowing and underground waters for personal, domestic, cultural or non-commercial communal purposes.

Non-exclusive rights and interests

(6) Subject to paragraphs 8, 9 and 10, the nature and extent of the native title rights and interests in relation to each part of the Determination Area referred to in Schedule 4 Parts 1 - 5 (being areas where there has been a partial extinguishment of native title and where any extinguishment is not required to be disregarded) are that they confer the following non-exclusive rights on the Native Title Holders, including the right to conduct activities necessary to give effect to them:

(a) the right to access and move freely through and within each part of the Determination Area referred to in Schedule 4 Parts 1 - 5;

(b) the right to live, being to enter and remain on, camp and erect shelters and other structures for those purposes on the Determination Area referred to in Schedule 4 Parts 1 - 5;

(c) the right to:

- (i) hunt, gather and fish for personal, domestic, cultural and non-commercial communal purposes;
 - (ii) take and use flora and fauna for personal, domestic, cultural and non-commercial communal purposes;
 - (iii) take, use, share and exchange the natural resources of each part of the Determination Area referred to in Schedule 4 Parts 1 - 5 including soil, sand, clay, gravel, ochre, timber, charcoal, resin and stone for personal, domestic, cultural and non-commercial communal purposes;
 - (iv) light fires for domestic purposes but not for the clearance of vegetation;
 - (v) engage in cultural activities in the area, including the transmission of cultural heritage knowledge;
 - (vi) conduct and participate in ceremonies;
 - (vii) conduct burials and burial rites and other ceremonies in relation to death;
 - (viii) hold meetings;
 - (ix) visit, maintain and protect from physical harm, areas, places and sites of importance in each part of the Determination Area referred to in Schedule 4 Parts 1 - 5; and
 - (x) access, take, use, share and exchange water for personal, domestic, cultural or non-commercial communal purposes.
- (7) Subject to paragraphs 8, 9 and 10, the nature and extent of the native title rights and interests in relation to each part of the Determination Area referred to in Schedule 4 Part 6 (being areas where non-exclusive native title rights can be recognised and where any extinguishment is not required to be disregarded) are that they confer the following non-exclusive rights on the Native Title Holders, including the right to conduct activities necessary to give effect to them:
- (a) the right to access and move freely through and within each part of the Determination Area referred to in Schedule 4 Part 6;
 - (b) the right to:
 - (i) hunt, gather and fish for personal, domestic, cultural and non-commercial communal purposes;
 - (ii) take and use flora and fauna for personal, domestic, cultural and non-commercial communal purposes;
 - (iii) take, use, share and exchange the natural resources of each part of the Determination Area referred to in Schedule 4 Part 6 including soil, sand, clay, gravel, ochre, timber, charcoal, resin and stone for personal, domestic, cultural and non-commercial communal purposes;
 - (iv) engage in cultural activities in the area, including the transmission of cultural heritage knowledge;
 - (v) conduct and participate in ceremonies;
 - (vi) visit, maintain and protect from physical harm, areas, places and sites of importance in each part of the Determination Area referred to in Schedule 4 Part 6; and
 - (vii) access, take, use, share and exchange water for personal, domestic, cultural or non-commercial communal purposes.
- (8) The native title rights and interests referred to in paragraphs 5(b), 6 and 7 do not confer:
- (a) possession, occupation, use and enjoyment of those parts of the Determination Area on the Native Title Holders to the exclusion of all others; nor
 - (b) a right to control the access of others to the land or waters of those parts of the Determination Area.
- (9) Notwithstanding anything in this Determination there are no native title rights and interests in the Determination Area in or in relation to
- (a) minerals as defined in the *Mining Act 1904 (WA)* (repealed) and the *Mining Act 1978 (WA)*; or
 - (b) petroleum as defined in the *Petroleum Act 1936 (WA)* (repealed) and the *Petroleum and Geothermal*

Energy Resources Act 1967 (WA); or

(c) geothermal energy resources and geothermal energy as defined in the *Petroleum and Geothermal Energy Resources Act 1967* (WA); or

(d) water lawfully captured by the holders of other rights and interests, except the right to take and use ochre to the extent that ochre is not a mineral pursuant to the *Mining Act 1904* (WA).

(10) Native title rights and interests are subject to and exercisable in accordance with:

(a) the laws of the State and the Commonwealth, including the common law; and

(b) the traditional laws and customs of the Native Title Holders for personal, domestic, cultural and non-commercial communal purposes (including social, religious, spiritual and ceremonial purposes).

Areas to which sections 47, 47A and 47B of the *Native Title Act* apply

(11) Sections 47, 47A and 47B of the *Native Title Act 1993* (Cth) apply to disregard any prior extinguishment in relation to the areas described in Schedule 7.

The nature and extent of any other interests

(12) The nature and extent of other rights and interests in relation to the Determination Area are those set out in Schedule 8.

Relationship between native title rights and other interests

(13) The relationship between the native title rights and interests described in paragraphs 5, 6 and 7 and the other interests referred to in paragraph 12 ("**the other rights and interests**") is that:

(a) to the extent that any of the other rights and interests are inconsistent with the continued existence, enjoyment or exercise of the native title rights and interests, the native title rights and interests continue to exist in their entirety, but the native title rights and interests have no effect in relation to the other rights and interests to the extent of the inconsistency during the currency of the other rights and interests; and otherwise,

(b) the existence and exercise of the native title rights and interests do not prevent the doing of any activity required or permitted to be done by or under the other rights and interests, and the other rights and interests, and the doing of any activity required or permitted to be done by or under the other rights and interests, prevail over the native title rights and interests and any exercise of the native title rights and interests, but, subject to the operation of s 24JB(2) of the *Native Title Act 1993*, do not extinguish them.

Liberty to apply

(14) The parties have liberty to apply to establish the precise location and boundaries of the public works and adjacent land and waters identified in relation to any part or parts of the Determination Area referred to in Part 5.4 of Schedule 5 of this Determination.

Definitions and interpretation

(15) In this Determination, unless the contrary intention appears:

"Determination Area" means the land and waters described in Schedule 1 and depicted on the maps at Schedule 2;

"flowing water" means the following water within the Determination Area:

(a) water which flows, whether permanently, intermittently or occasionally, within any river, creek, stream or brook; and

(b) any natural collection of water into, through, or out of which a river, creek, stream or brook flows;

"land" includes the airspace over, or subsoil under, land, but does not include "waters" and, for the avoidance of doubt, includes any natural collection of water found on the land which does not fall within the definition of "waters";

"Native Title Act" means the *Native Title Act 1993* (Cth);

“non-commercial communal” includes social, cultural, religious, spiritual and ceremonial purposes;

“underground water” means water from and including an underground water source, including water that percolates from the ground;

“waters” has the same meaning as in the *Native Title Act*, and includes flowing and underground water.

In the event of any inconsistency between the written description of an area in Schedule 1 or Schedules 3 to 5 and the area as depicted on the maps at Schedule 2, the written description prevails.

SCHEDULE ONE

DETERMINATION AREA

PART A

All those lands and waters commencing at the northernmost northwestern corner of Pastoral Lease N049621 (Fairfield) being a point on the present boundary of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019) and extending generally southeasterly along the boundaries of that native title determination to Longitude 126.097620 East; Then northwesterly to the intersection of the centreline of the Fitzroy River at Latitude 17.658670 South; Then generally northeasterly along that centreline to the centreline of the Hann River; Then generally northerly along that centreline to a southern boundary of Native Title Determination WAD6015/1999 Wanjina Wunggurr Wilinggin (WC1999/011); Then generally westerly along the boundaries of that native title determination to Longitude 125.236606 East; Then southwesterly to Latitude 17.178329 South, Longitude 125.195333 East; Then southerly to the northernmost northwestern corner of Lot 343 as shown on Deposited Plan 52596; Then generally southwesterly, generally northwesterly and again generally southwesterly along western boundaries of that lot to its southernmost southwestern corner; Then southwesterly to the northernmost corner of the northernmost western severance of Lot 342 as shown on Deposited Plan 52596; Then generally southerly along the western boundaries of that severance to Latitude 17.276383 South; Then generally southwesterly through the following coordinate positions:

LATITUDE (SOUTH)	LONGITUDE (EAST)
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17.297701	125.141361
17.307226	125.132790
17.319607	125.133424
17.348498	125.094374
17.349768	125.007385
17.345323	125.005480
17.345958	124.992463
17.349768	124.992463
17.349768	124.915446
17.350080	124.915660
17.351660	124.916130
17.352670	124.915890
17.354930	124.916710
17.356510	124.916820
17.359110	124.915640
17.360350	124.915640
17.362610	124.916340

17.366450	124.915620
17.368010	124.915150
17.368182	124.915000
17.388183	124.851184
17.432313	124.806737
17.454219	124.805150
17.487555	124.712128
17.487555	124.477192

Then southwesterly to a northeastern corner of Native Title Determination WAD6099/1998 Nyikina Mangala (WC1999/025) at Latitude 17.665262 South, Longitude 124.334618 East; Then southerly, generally easterly, generally southerly and easterly along the boundaries of that native title determination to approximately Latitude 17.969795 South, Longitude 124.715695 East being a northeastern corner of Pastoral Lease N049702 (Liveringa); Then northeasterly to the intersection with a southwestern side of Great Northern Highway at Longitude 124.776017 East; Then southeasterly, southwesterly and again southeasterly along sides of that highway to the eastern corner of Reserve 41052; Then southeasterly and northeasterly along boundaries of that reserve to a southwestern side of Great Northern Highway; Then southeasterly, generally easterly, generally northeasterly and generally southeasterly along sides of that highway to the intersection with Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019); Then southerly and easterly along boundaries of that native title determination to the intersection with a southwestern side of Great Northern Highway; Then southeasterly along the side of that highway to the intersection with Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019); Then southerly and easterly along the boundaries of that native title determination to Longitude 125.232251 East; Then southwesterly, easterly, southerly and southeasterly through the following coordinate positions:

LATITUDE (SOUTH) LONGITUDE (EAST)

18.046620	125.204750
18.046003	125.359851
18.094577	125.360740
18.195500	125.495200

Then southeasterly to the intersection with a western boundary of the western severance of Reserve 40940 at Latitude 18.229363 South; Then northerly, southeasterly and generally southerly along boundaries of that severance to Latitude 18.244037 South; Then southeasterly to the intersection with a western boundary of the eastern severance of Reserve 40940 at Latitude 18.244527 South; Then generally northerly, southeasterly and generally southerly along boundaries of that severance to Latitude 18.261269 South; Then southeasterly to the intersection of Latitude 18.262207 South with the centreline of the Fitzroy River, being a point on the present boundary of Native Title Determination WAD6008/2000 Goonyandi Combined #2 (WC2000/010); Then generally northeasterly along the centreline of that river to a southeastern corner of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019) at Latitude 18.148588 South, Longitude 125.632047 East; Then westerly, northerly and generally northwesterly through the following coordinate positions:

LATITUDE (SOUTH) LONGITUDE (EAST)

18.148588	125.617950
18.148588	125.601283
18.148588	125.584616
18.148589	125.567950
18.148589	125.551283
18.131922	125.551283

18.115256	125.551283
18.098589	125.551283
18.081922	125.551283
18.065256	125.551283
18.065256	125.534616
18.048589	125.534616
18.048589	125.530510
18.048589	125.501283
18.041701	125.501283
18.031922	125.501283
18.031922	125.484616
18.015256	125.484616
18.015256	125.467950
18.015256	125.451283
17.998589	125.451283
17.998589	125.434616
17.998589	125.417950
18.015256	125.417950
18.015257	125.401283
18.015257	125.384616
17.998590	125.384616
17.981923	125.384616
17.981923	125.367950
17.981923	125.351284
17.965257	125.351284
17.965257	125.334617
17.948590	125.334617

Then easterly to the intersection of a western boundary of Pastoral Lease N050061 (Leopold Downs) at Latitude 17.948589 South, being a point on the present boundary of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019); Then northerly, westerly, again northerly, again westerly, again northerly, generally northwesterly, generally southeasterly, again generally northwesterly, again northerly, easterly and again northerly along the boundaries of that native title determination back to the commencement point.

EXCLUSIONS

AREA 1

Exploration Leases E04/726, E04/801, E04/1089, E04/1098 (as defined by Department of Mines and Petroleum as at 17th July 1999)

AREA 2

General Purpose Lease G04/38 (as defined by Department of Mines and Petroleum as at 17th July 1999)

AREA 3

Prospecting Licence Application P04/187 (as defined by Department of Mines and Petroleum as at 17th July 1999)

AREA 4

Fitzroy Location 281 as shown on Deposited Plan 92277.

AREA 5

PORTION 1

Commencing at Latitude 18.191776 South, Longitude 125.563774 East and extending southerly, easterly, northerly and westerly through the following coordinate positions back to the commencement point.

LATITUDE (SOUTH) LONGITUDE (EAST)

18.192138	125.563822
18.192092	125.564225
18.191730	125.564180

PORTION 2

All that land comprising Lot 325 as shown on Deposited Plan 28864 being CT2734/355. All that land comprising Lot 326 as shown on Deposited Plan 28864 being CT2741/261. All that land comprising Lot 327 as shown on Deposited Plan 28864 being CT2746/558.

AREA 6

Commencing at Latitude 17.415261 South, Longitude 124.934616 East and extending southerly, easterly, northerly, westerly, again northerly and again westerly through the following coordinate positions back to the commencement point.

LATITUDE (SOUTH) LONGITUDE (EAST)

17.431927	124.934616
17.448594	124.934616
17.465261	124.934616
17.465262	124.951283
17.465263	124.967949
17.465263	124.984615
17.465264	125.001281
17.448597	125.001281
17.431930	125.001281
17.431929	124.984615
17.431928	124.967949
17.415262	124.967949
17.415261	124.951283

PART B

Commencing at the intersection of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019) with the centreline of Fitzroy River at Longitude 125.685009 East; Then generally northeasterly upwards along that centreline to Longitude 125.697839 East; Then easterly to the southernmost southwestern corner of the eastern severance of Reserve 28401; Then easterly, generally northeasterly and westerly along the boundaries of that severance and onwards to the intersection with the centreline of Fitzroy River; Then generally northeasterly upwards along that centreline to the intersection with Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019); Then westerly through the following coordinate positions:

LATITUDE (SOUTH) LONGITUDE (EAST)

17.998587	125.767950
17.998587	125.751283

Then southerly to a northeastern corner of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019) at Latitude 17.999474 South, Longitude 125.751283 East; Then generally southwesterly, southerly and easterly along the boundaries of that native title determination back to the commencement point.

PART C

All those lands and waters commencing at the intersection of a eastern boundary of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019) with the centreline of the Fitzroy River at approximately Latitude 17.971172 South; Then generally northeasterly along the centreline to Longitude 125.885782 East; Then northeasterly to the southwestern corner of the eastern severance of Pastoral Lease N050061 (Leopold Downs) being a point on a present boundary of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019); Then generally northeasterly, generally westerly, generally southwesterly, southerly and easterly along the boundaries of that native title determination to Latitude 17.948589 South; Then easterly, generally southerly, again easterly and generally northeasterly through the following coordinate positions:

LATITUDE (SOUTH) LONGITUDE (EAST)

17.948588	125.567951
17.965255	125.567951
17.965255	125.584617
17.981921	125.584617
17.998588	125.584616
17.998588	125.567950
18.015255	125.567950
18.031921	125.567950
18.048588	125.567950
18.048588	125.584616
18.048588	125.601283
18.048588	125.617950
18.048588	125.634616
18.048588	125.651283
18.031921	125.651283
18.015255	125.651283
17.998588	125.651284

17.998587	125.667951
17.981920	125.667951
17.981920	125.684616
17.981920	125.701283
17.965254	125.701283
17.965254	125.717950
17.965254	125.734616
17.965254	125.751283
17.965254	125.767950
17.965254	125.784616

Then southerly to a northeastern corner of Native Title Determination WAD6133/1998 Bunuba (Area A) (WC1999/019) at Latitude 17.968558 South, Longitude 125.784616 East; Then southerly and easterly along the boundaries of that native title determination back to the commencement point.

Note: Geographic Coordinates provided in Decimal Degrees

All referenced Deposited Plans and Diagrams are held by the Western Australian Land Information Authority, trading as Landgate.

Cadastral boundaries sourced from Landgate's Spatial Cadastral Database dated 3rd August 2015

Mining Tenements sourced from Department of Mines and Petroleum as at 17 July 1999. Rivers based on 250K raster data © Commonwealth of Australia (Geoscience Australia) 2008.

For the avoidance of doubt the determination excludes any land and waters already claimed by:

Native Title Determination Application WAD6133/1998 Bunuba (Area A) (WC1999/019) as Determined in the Federal Court on the 12th December 2012.

Native Title Determination Application WAD6008/2000 Gooniyandi Combined #2 (WC2000/010) as Determined in the Federal Court on the 19th June 2013.

Native Title Determination Application WAD6099/1998 Nyikina Mangala (WC1999/025) as Determined in the Federal Court on the 29th May 2014.

Native Title Determination Application WAD6015/1999 Wanjinna Wungurr Willinggin (WC1999/011) as Determined in the Federal Court on the 27th August 2004.

Native Title Determination Application WAD6133/1998 Bunuba (Area B) (WC1999/019) as Determined in the Federal Court on the 22nd December 2015.

Native Title Determination Application WAD258/2012 Warrwa Combined (WC2014/004) as Registered in the Federal Court on the 26th November 2014.

Native Title Determination Application WAD268/2010 Yurriyangem Taam (WC2010/013) as Registered in the Federal Court on the 29th October 2010.

Native Title Determination Application WAD95/2013 Bunuba #3 (WC2013/001) as Determined in the Federal Court on the 22nd December 2015.

Native Title Determination Application WAD509/2015 Warlangurru (WC2015/004) as Filed in the Federal Court on the 8th September 2015.

Native Title Determination Application WAD744/2015 Warlangurru #2 (WC2015/008) as Filed in the Federal Court on the 21st December 2015.

Datum: Geocentric Datum of Australia 1994 (GDA94)

Prepared By: Native Title Spatial Services (Landgate) 12th February 2016

Use of Co-ordinates:

Where co-ordinates are used within the description to represent cadastral or topographical boundaries or the intersection with such, they are intended as a guide only. As an outcome to the custodians of cadastral and topographic data continuously recalculating the geographic position of their data based on improved survey and data maintenance procedures, it is not possible to accurately define such a position other than by detailed ground survey.

SCHEDULE TWO

MAPS OF THE DETERMINATION AREA

[See NNTR attachment 1: "Schedule Two - Maps of the Determination Area"]

SCHEDULE THREE

EXCLUSIVE NATIVE TITLE AREAS

[See NNTR attachment 2: "Schedule Three - Exclusive Native Title areas"]

SCHEDULE 4

NON-EXCLUSIVE NATIVE TITLE AREAS

[See NNTR attachment 3: "Schedule Four - Non-Exclusive Native Title Areas"]

SCHEDULE FIVE

AREAS WHERE NATIVE TITLE DOES NOT EXIST

[See NNTR attachment 4: "Schedule Five - "Areas Where Native Title Does Not Exist"]

SCHEDULE SIX

DESCRIPTION OF THE NATIVE TITLE HOLDERS

Bunuba People (referred to in paragraph 4) are:

(a) The descendants of the following ancestors:

Mubu (Banjo Wurrumurra's MM and David Fairfield's MM);

Jaranggu (Johnny Marr's F);

Jurrguna (Rita Laylay's MF);

Frank Edgar (Pilot) (Felix Edgar's F);

Limirruwa;

Nindiligal (Nancy Williams' MF and George Brooking's FF);

Dawanjina (Billy Oscar's FM, Lionel Jambara's FFMM);

Ganggula (George Leopold's MM);

Mangalanyi (Moses Beharrel's M);

Yambanana (Fred Green's F);

Minyjinyji (Moses Beharrel's M);

Balyburru (Joe Ross' MFF and Wibiy Roger's FF);

Gijalamili (Betty Smith's MMF);
Jingirriban (Rose Benning's MF);
Guburrmiya (Barbara Cole's FM);
Bundu (Harry and Lena Skinner's F and Nita Skinner's FF); and
Limadji.

(b) The individuals, and their descendants, who have been adopted or *Marurra* (people who are raised, grown up, embraced and acknowledged as a Bunuba person) by members of the Bunuba People, or by their predecessors, in accordance with the traditional laws and customs of the Bunuba People; and

(c) Aboriginal persons who:

(i) self-identify as Bunuba; and

(ii) are recognised by other members of the Bunuba People as Bunuba under traditional law and custom.

SCHEDULE SEVEN

AREAS TO WHICH SECTIONS 47, 47A AND 47B OF THE NATIVE TITLE ACT 1993 (CTH) APPLY

[See NNTR attachment 5: "Schedule Seven - Areas To Which Sections 47, 47A and 47B of the Native Title Act 1993 (Cth) Apply"]

SCHEDULE EIGHT

OTHER RIGHTS AND INTERESTS

[See NNTR attachment 6: "Schedule Eight - Other Rights and Interests"]

REGISTER ATTACHMENTS:

1. Schedule Two - Maps of the Determination Area, 13 pages - A4, 12/02/2016
2. Schedule Three - Exclusive Native Title Areas, 3 pages - A4, 22/12/2015
3. Schedule Four - Non-Exclusive Native Title Areas, 5 pages - A4, 22/12/2015
4. Schedule Five - Areas Where Native Title Does Not Exist, 9 pages - A4, 22/12/2015
5. Schedule Seven - Areas To Which Sections 47, 47A and 47B of the Native Title Act 1993 (Cth) Apply, 3 pages - A4, 22/12/2015
6. Schedule Eight - Other Rights and Interests, 9 pages - A4, 22/12/2015

Note: The National Native Title Register may, in accordance with s. 195 of the Native Title Act 1993, contain confidential information that will not appear on the Extract.