

Department of
Natural Resources and Water

Author Ray Drew
File / Ref number ELVAS 2005/005051
Directorate / Unit State Land Asset Management Maryborough
Phone 07 41211770
Your Ref: TSV/5206

18 October 2006
Environmental Planning
Environmental Protection Agency
PO Box 5391
TOWNSVILLE QLD 4810



Dear Sir,

**RE: RENEWAL OF SPECIAL LEASE 43/50257, LOT 1 ON PLAN JD7, PARISH OF
CAYLEY**

I refer to the above and your letter of 8 July, 2005 and advise lot 1 on plan JD7 is not part of Heathlands Resource Reserve (Lot 3 on plan JD8).

Furthermore I advise Lot 3 is still recorded in the books of this Department as Department and Official Purposes No R7. This reserve was gazetted on 4/10/1986 page 625.

For this reserve to be cancelled it will be necessary for the gazetted trustees of the reserve, Director-General and Under Secretary Department of Primary Industries and Director of National Parks and Wildlife, to formally advise this Department the reserve is no longer required for its gazetted purpose and requesting the reserve be cancelled.

In relation to lot 1 I advise that once Reserve for Departmental and Official Purposes Reserve R7 is cancelled and Special Lease No 43/50257 expires (1/12/2008) formal application can be made by your Agency for the inclusion of same into Heathlands Resources Reserve and any matters pertaining to leasing will be between yourselves and Telstra Corporation.

This matter will be held in abeyance until further advice is received from your Agency. If no reply is received within 30 days of date hereof this Department will continue with the renewal application made by Telstra Corporation.

Yours sincerely

Station Chambers, 120 Lennox Street
PO Box 212 Maryborough
Queensland 4650 Australia
Telephone + 61 7 41211770
Facsimile + 61 7 41224007
Website www.dnr.qld.gov.au
E-Mail: Ray.Drew@dnr.qld.gov.au
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sch4p4(6) Personal information

Ray Drew

Act Senior Land Officer



**Queensland
Government**

Environmental Protection Agency

Incorporating the
Queensland Parks and Wildlife Service

Enquiries Anthony Morrison
Telephone (07) 4722 5261
Your reference ELVAS 2005/005051
Our reference TSV5206

20 November 2006

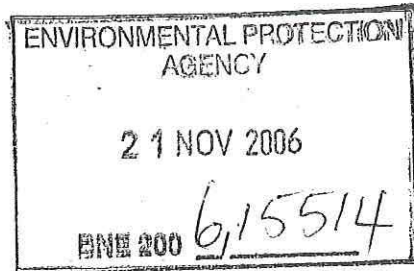
Manager
Land Management and Use
Department of Natural Resources and Water
PO Box 212
MARYBOROUGH QLD 4650

Attn: Ray Drew

Dear Ray

**Renewal of special lease 43/50257, lot 1 on JD7
Parish of Caley, Shire of Cook
Applicant: Telstra Corporation**

COPY



original placed on BNE28884
copy also placed on BNE435VOL48

I refer to your letter dated 18 October 2006 seeking further advice on the Heathlands Resources Reserve and the future tenure of lot 1 over which the Telstra special lease is held.

I have sought further advice within the Agency and wish to relay that it was agreed in the early 90's that the area covered by the Heathlands Resources Reserve become part of the protected area, and this received whole of government sign off. At this time the DNRW was advised and requested to update their records. As the Department and Official Purposes Reserve no longer exists we now seek that DNRW amend their records accordingly.

With respect to lot 1 as a general rule the Agency seeks to eliminate inholdings within our estate and wish to investigate this option. The Telstra facility would then be given a permission under the *Nature Conservation Act 1992* which is considered the more appropriate option given its location within the protected area estate. As there are a significant number of such facilities on the Cape and a high level of protected area estate the Agency would be supportive of conducting a systematic review of these to deal with them in a coordinated manner.

Thank you for the opportunity to comment in this instance.

Yours sincerely

sch4p4(6) Personal information

Murray Whitehead
Regional Manager
Northern Region Planning

CC: Tim Ellis
Director, Tenure Actions Group

Queensland Government

Natural Resources and Water

DEPARTMENT OF NATURAL RESOURCES AND WATER

TENURE HISTORY REPORT

PRESENT LAND STATUS

Tenure: Resource Reserve
 Trustee: Environmental Protection Agency
 Description: Lot 3 on JD8
 Title Reference: 47532037
 Area: 12600 ha abt

See Smartmap: *Annexure 1*
See ATS Search: *Annexure 2*
See Plan: *Annexure 3*

The resource reserve was created by Subordinate legislation 1994 No. 475 to the Nature Conservation Act which created the Nature Conservation (Declaration of Nature Refuges) Amendment Regulation (No. 1) 1994 and provides for section 6 – Dedication, naming and trustees of Resource Reserves. This legislation commenced on the date of notification, 16 December 1994. **See Annexure 4.**

PREVIOUS HISTORY

Period/Date	Tenure
16/12/1994 - 03/12/1988	By Order in Council in Government Gazette 3/12/1988, R7 was set apart as Reserve for Departmental and Official Purposes and remained as Reserve for Departmental and Official Purposes until the enactment of the above subordinate legislation.
See Gazette:	<i>Annexure 5</i>
03/12/1988 – 04/10/1986	By Order in Council in Government Gazette 04/10/1986 the land (exclusive of Lot 2 on Plan JD2 which is addressed below) was set apart as Reserve for Departmental and Official Purposes R7, being Lot 3 on Plan JD4 under the control of the Director-General and Under Secretary, Department of Primary Industries and the Director of National Parks and Wildlife, as trustees.
See Gazette:	<i>Annexure 6</i>
See Plan:	<i>Annexure 7</i>
27/02/1987 - 01/07/1971	Lot 2 on plan JD2, part of which now comprises part of Reserve R.7 and part of which is now Esplanade, was held by Comalco under Special Lease No. 35545 from 01/07/1971 to 30/07/1981

and under Special Lease No. 44683 from 01/01/1982 until 27/02/1987 when the Company surrendered it for the purpose of including it in R7. In the interim, between the two leases, the Company enjoyed informal occupancy. Prior to 01/07/1971 Lot 2 had been part of OL 87. For location of Lot 2 and details of the leases, see copies of the instruments of lease.

See Lease:
See Lease:

Annexure 8
Annexure 9

19/06/1985 –
01/11/1968

Held as Occupation License No. 87 by Comalco. The OL was determined on 19/06/1985 and it remained Unallocated State Land until 04/10/1986.

See License:
See Map:

Annexure 10
Annexure 11

01/11/1968 –
08/09/1965

The land comprised in surrendered OL 80 Torres (which includes the subject land) remained as Unallocated State Land until it was taken up from 01/11/1968 by Comalco Aluminium Pty Ltd.

08/09/1965 -
04/09/1962

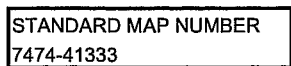
The subject land formed part of Occupation License No. 80 held by sch4p4(6) Personal information, names of people who surrendered it on 08/09/1965.

See License:
See Plan:

Annexure 12
Annexure 13

Prior to 04/09/1962 -

A search of Departmental records failed to locate any dealings prior to 04/09/1962.



142°37'55".462
11°37'23".685
JARDINE RIVER (COCKSHIRE)
35.50 KM

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 12/12/2007

DCDS 11/12/2007 (Lots with an area less than 10,000ha are not shown)

Users of the information recorded in this document (the Information) accept all responsibility and risk associated with the use of the Information and should seek independent professional advice in relation to dealings with property.

Despite Department of Natural Resources and Water (NRW)'s best efforts, NRW makes no representations or warranties in relation to the Information, and, to the extent permitted by law, exclude or limit all warranties relating to correctness, accuracy, reliability, completeness or currency and all liability for any direct, indirect and consequential costs, losses, damages and expenses incurred in any way (including but not limited to that arising from negligence) in connection with any use of or reliance on the Information

For further information on SmartMap products visit <http://nsw.qld.gov.au/property/mapping/blinmap>

An External Product of
SmartMap Information Services

Based upon an extraction from the
Digital Cadastral Data Base



**Queensland
Government**

Natural Resources and Water

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Natural Resources and Water. 2007

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INTERNAL CURRENT STATE TENURE SEARCH

NATURAL RESOURCES AND WATER, QUEENSLAND

Search Date: 12/12/2007 14:45

Title Reference: 47532037

Date Created: 27/08/2007

Opening Ref:

Purpose: RESOURCE RESERVE

Local Name: HEATHLANDS RESOURCES RESERVE

OWNER

THE STATE OF QUEENSLAND (REPRESENTED BY THE
ENVIRONMENTAL PROTECTION AGENCY)

ESTATE

Estate in Protected Area Estate

LOT 3 CROWN PLAN JD8
 County of (Not Recorded) Parish of (Not Recorded)

Area: 12600.000000 Ha. (ABOUT)

EASEMENTS AND ENCUMBRANCES

ADMINISTRATIVE ADVICES - NIL

UNREGISTERED DEALINGS - NIL

CERTIFICATE OF TITLE ISSUED - No

** End of Current State Tenure Search **

Information provided under section 34 Land Title Act (1994)

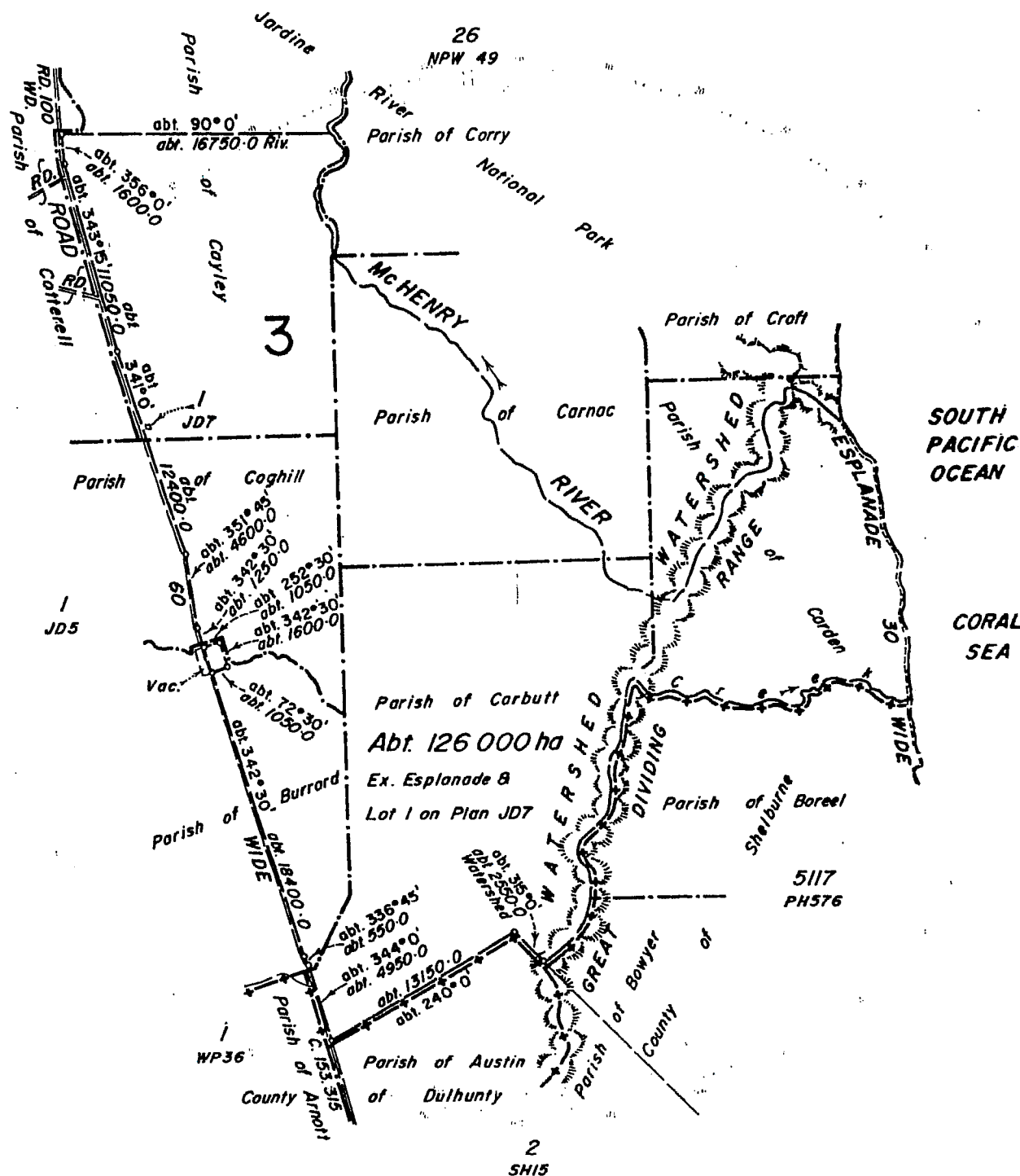


Form 29 A3

R.S. 13 / 9 / 88

K14/948

CROWN COPYRIGHT SUBSISTS IN THIS PLAN



For Additional Plan &
Document Notices
Refer to CISP

PREVIOUS DESCRIPTION Lot 2 on Plan J02 & Lot 3 on Plan J04

LAND AGENTS DISTRICT TORRES

LOCAL AUTHORITY COOK S.C.

COMPILED FROM Plans J02, J04, J07 & RA3714

PLAN OF

Lot 3

TOWN/SUBURB/LOCALITY

JARDINE RIVER

PARISH (AS ABOVE)

County Jardine

SCALE 1250.000

PLAN J08

Page 9 of 31

I, SENIOR PROJECT OFFICER hereby certify that DEPARTMENT OF GEOGRAPHIC INFORMATION has/have made this plan pursuant to Regulation 29 of the Surveyors Regulations 1978 and that the plan is accurate.

P. M. McLeod 30.3.88
Licensed Surveyor Date

MERIDIAN

Approx C.A.M.

L.A.C. REF

SL 44683
RES 2364

REGISTERED

K.D.
30.3.88

CHARTED

A.A.F.
7.12.88

MAP REF.

SC 54-15 & 16



Nature Conservation Act 1992

Nature Conservation (Protected Areas) Regulation 1994

Reprinted as in force on 30 November 2007

Reprint No. 12B

This reprint is prepared by
the Office of the Queensland Parliamentary Counsel
Warning—This reprint is not an authorised copy

s 4A

4

s 7

Nature Conservation (Protected Areas) Regulation 1994

4A Dedication and naming of national parks (recovery)

Each of the areas of State land described in schedule 2A, column 2, is—

- (a) dedicated as a national park (recovery); and
- (b) assigned the name set out opposite it in the schedule, column 1.

5 Dedication and naming of conservation parks

Each of the areas of State land described in schedule 3, column 2 is—

- (a) dedicated as a conservation park; and
- (b) assigned the name set out opposite it in the schedule, column 1.

6 Dedication and naming of resources reserves

Each of the areas of State land described in schedule 4, column 2 is—

- (a) dedicated as a resources reserve; and
- (b) assigned the name set out opposite it in the schedule, column 1.

Part 3 Nature refuges**7 Declaration and naming of nature refuges**

Each of the areas of land described in schedule 5, column 2 is—

- (a) declared as a nature refuge; and
- (b) assigned the name set out opposite it in the schedule, column 1.

Nature Conservation (Protected Areas) Regulation 1994

Schedule 4 (continued)

Name	Description
Endeavour River Resources Reserve	Lots 2 and 3 on CP867124 situated in the County of Banks, containing an area of 39.759ha
Eurimbula Resources Reserve	Lot 2536 on plan PH455 situated in the County of Flinders, containing an area of about 3240ha
Expedition Resources Reserve	Lot 5 on plan TR839674 situated in the counties of Aberdeen and Tingarra, containing an area of about 2930ha
Flat Top Range Resources Reserve	Lot 1009 on plan NPW715 situated in the County of Livingstone, containing an area of about 2780ha
Great Sandy Resources Reserve	Lot 1010 on plan NPW686 situated in the County of March, containing an area of about 58.4ha
Heathlands Resources Reserve	Lot 3 on plan JD8 situated in the County of Jardine, containing an area of about 126000ha
Homevale Resources Reserve	Lot 1000 on plan NPW566 Sh 2 situated in the County of Wodehouse, containing an area of about 13300ha
Iron Range Resources Reserve	Lot 7 on plan WMT30, lot 8 on plan WMT810251 and lot 13 on plan WMT56 situated in the County of Weymouth, containing an area of about 8670ha
Jardine River Resources Reserve	Lot 1 on plan SO806056 situated in the County of Somerset, containing an area of about 21200ha

*Nature Conservation (Protected Areas) Regulation 1994***5 Tables in earlier reprints**

Name of table	Reprint No.
Corrected minor errors	3, 7

6 List of legislation**Nature Conservation (Protected Areas) Regulation 1994 SL No. 135 (prev Nature Conservation (Declaration of Nature Refuges) Regulation 1994)**

made by the Governor in Council on 14 April 1994

notfd gaz 15 April 1994 pp 1491–2

commenced on date of notification

SIA pt 7 does not apply (see SIA sch 2A)

amending legislation—

Nature Conservation (Declaration of Nature Refuges) Amendment Regulation (No. 1) 1994 SL No. 475

notfd gaz 16 December 1994 pp 1792–7

ss 1–2 commenced on date of notification

remaining provisions commenced 19 December 1994 (see s 2)

Nature Conservation (Protected Areas) Amendment Regulation (No. 1) 1995 SL No. 42

notfd gaz 24 February 1995 pp 816–18

commenced on date of notification

Nature Conservation (Protected Areas) Amendment Regulation (No. 2) 1995 SL No. 55

notfd gaz 10 March 1995 pp 1058–9

commenced on date of notification

Nature Conservation (Protected Areas) Amendment Regulation (No. 3) 1995 SL No. 82

notfd gaz 31 March 1995 pp 1462–5

commenced on date of notification

Nature Conservation (Protected Areas) Amendment Regulation (No. 4) 1995 SL No. 111

notfd gaz 21 April 1995 pp 1718–21

commenced on date of notification

Nature Conservation (Protected Areas) Amendment Regulation (No. 5) 1995 SL No. 135

notfd gaz 19 May 1995 pp 809–11

commenced on date of notification

Nature Conservation (Protected Areas) Amendment Regulation (No. 6) 1995 SL No. 172

notfd gaz 9 June 1995 pp 1165–71

commenced on date of notification

THE TORRES LAND AGENT'S DISTRICT
Reserve for Departmental and Official Purposes
County of Jardine, parishes of Cayley, Carbutt, Carden, Coghill, Carnac and Burrard
 Area, about 126000 hectares
 R.7, being Lot 3 on plan JD8 registered in the Department of Geographic Information.

ORDER IN COUNCIL

At the Executive Building, Brisbane, the first day of December, 1988

Present:

His Excellency the Governor in Council

WHEREAS by the Orders in Council referred to in the Schedule hereto, the lands described in such Orders in Council were reserved and set apart for the purposes therein mentioned: And whereas it is expedient that the reserving and setting apart of the lands described in the said Schedule hereto should be rescinded: Now, therefore, His Excellency the Governor, acting by and with the advice of the Executive Council and in pursuance and exercise of the authority vested in him by the *Land Act 1962-1988* doth order and it is hereby ordered that the Orders in Council shall be and the same are rescinded in so far as such Orders in Council relate to the reserving and setting apart of the lands described in the said Schedule.

And the Honourable the Minister for Land Management is to give the necessary directions herein accordingly.

E. J. BIGBY, Clerk of the Council

The Schedule

Land Agent's District	Parish (County)	Purpose and Description of Land	Area	Date of Order in Council	Date of Gazette	Reference
Charters Towers	Pentland (Griffith)	{ Aerodrome (R.52) { Aerodrome (R.62)	Abt. 11.3 ha Abt. 10.5 ha	14 Oct., 1976 15 July, 1982	16 Oct., 1976] 17 July, 1982]	Res. 16586
Gladstone	Nolan (Deas Thompson)	Camping and Road (R.106)	Abt. 21.0437 ha	15 June, 1916	17 June, 1916	Res. 1636
Torres	Eglinton, Arnott, Blake and Agnew (Weipa and Dulhunty)	Benefit of Aboriginal inhabitants, Mapoon (R.34)	Abt 107600 ha	23 Oct., 1986	25 Oct., 1986	Res. 23430
ditto	Mapoon and Pennefather (Weipa)	Benefit of Aboriginal inhabitants, Mapoon (R.35)	Abt 34900 ha	23 Oct., 1986	25 Oct., 1986	Res. 23431
ditto	Dunblane (Weipa)	Benefit of Aboriginal inhabitants, Mapoon (R.36)	Abt 1170 ha	23 Oct., 1986	25 Oct., 1986	Res. 23432
ditto	Dunblane and Batavia (Weipa)	Benefit of Aboriginal inhabitants, Mapoon (R.37)	Abt 9830 ha	23 Oct., 1986	25 Oct., 1986	Res. 23433
ditto	Dunblane and Skardon (Jardine and Weipa)	Benefit of Aboriginal inhabitants, Mapoon (R.38)	Abt. 27500 ha	23 Oct., 1986	25 Oct., 1986	Res. 23434
ditto	Dumfries (Weipa)	Benefit of Aboriginal inhabitants, Mapoon (R.39)	Abt 8890 ha	23 Oct., 1986	25 Oct., 1986	Res. 23435

ORDER IN COUNCIL

At the Executive Building, Brisbane, the first day of
December, 1988

Present:

His Excellency the Governor in Council

WHEREAS by the *Land Act 1962-1988*, it is amongst other things provided that, if at any time it becomes necessary or expedient to correct any instrument of lease by reason that certain facts having arisen or appeared since the issue of such instrument, the Governor in Council deems a correction of such instrument necessary or expedient, the Governor in Council may, by Order in Council, declare the matters intended to be corrected and the description or matters substituted or added in such instrument: And whereas an instrument of lease has issued in respect of Auction Purchase Freehold No. 21/17128, GYMPIE Land Agent's District, being Lot 25 on Plan MCH4403, parish of Tuchekoi: And whereas it has become necessary to correct such instrument by reason that in consequence of the purchasers having voluntarily made payment of part of the purchasing price of the said land ahead of the prescribed time, the balance of unpaid purchase money and the annual instalment are amended from \$14225.64 and \$3460.04, respectively, to \$10927.77 and \$2657.91 respectively, as from 15th July, 1988: Now, therefore, His Excellency the Governor, acting by and with the advice of the Executive Council, doth hereby order and declare that the said instrument shall be corrected by endorsement on the instrument of the facts stated.

And the Honourable the Minister for Land Management is to give the necessary directions herein accordingly.
A.P.F. 21/17128

E. J. BIGBY, Clerk of the Council

ORDER IN COUNCIL

At the Executive Building, Brisbane, the first day of
December, 1988

Present:

His Excellency the Governor in Council

WHEREAS by the *Land Act 1962-1988*, it is amongst other things provided that the Governor in Council may deal with any Crown land within Queensland: And whereas it is provided further that, if at any time it becomes necessary or expedient to correct any instrument of lease by reason that the Governor in Council has approved of the inclusion in the holding of an area of Crown land, the Governor in Council may, by Order in Council, declare the matter intended to be corrected and the description or matter substituted or added in such instrument: And whereas an instrument of lease has issued in respect of Special Lease No. 07/45845, BUNDABERG Land Agent's District, being Lot 41 on Plan CK3321, parish of Stanton: And whereas it is expedient that the Governor in Council approve of the inclusion in the holding of an area of Crown land: And whereas upon such approval it is necessary to correct such instrument of lease by reason that in consequence of the inclusion in the holding of such area of Crown land the area, annual rent and description thereof require amendment to 2.9909 hectares, \$120.00 and Lot 41 on Plan CK3644 respectively: Now, therefore, His Excellency the Governor, acting by and with the advice of the Executive Council, doth hereby approve of the inclusion in the holding of such area of Crown land as from 1st July, 1988, and doth hereby order and declare that the said instrument shall be corrected by endorsement on the instrument of the facts stated.

And the Honourable the Minister for Land Management is to give the necessary directions herein accordingly.
S.L. 07/45845

E. J. BIGBY, Clerk of the Council

ORDER IN COUNCIL

At the Executive Building, Brisbane, the second day of
October, 1986

Present:

His Excellency the Governor in Council

WHEREAS by the *Land Act 1962-1986*, it is amongst other things enacted that the Governor in Council may, by Order in Council, reserve and set apart any Crown land which in the opinion of the Governor in Council, is or may be required for any public purpose: And whereas by the said Act it is further enacted that the Governor in Council may, by Order in Council, place any land so reserved under the control of trustees: And whereas in the opinion of the Governor in Council the land described in the Schedule hereto is required for public purposes: Now, therefore, His Excellency the Governor, acting by and with the advice of the Executive Council and in pursuance and exercise of the authority vested in him by the said Act, doth order and it is hereby ordered that the land described in the said Schedule hereto be reserved and set apart for the purposes stated in each case respectively, and that the said lands shall be placed under the control of the Local Authority or Person stated in each case respectively, as Trustee.

And the Honourable the Minister for Lands, Forestry, Mapping and Surveying is to give the necessary directions herein accordingly.

S. SCHUBERT, Clerk of the Council

The Schedule

THE BRISBANE LAND AGENT'S DISTRICT

Reserve for Local Government (Historic Building and Community Organisation) Purposes

(Under the control of Brisbane City Council, as trustee)

County of Stanley, parish of South Brisbane, city of Brisbane

Area, 1 684 square metres

R.3765, being Lot 413 on plan SL11409 registered in the Department of Mapping and Surveying.

Res. 18959

THE TAROOM LAND AGENT'S DISTRICT

Reserve for Recreation

(Under the control of the Council of the Shire of Taroom, as trustee)

County of Fortescue, parish of Taroom

Area, about 7.55 hectares

R.184, being Lot 218 on plan FT998 registered in the Department of Mapping and Surveying.

R.C. 45393

THE TORRES LAND AGENT'S DISTRICT

Reserve for Departmental and Official Purposes

(Under the control of the Director-General and Under Secretary, Department of Primary Industries and the Director of National Parks and Wildlife, as trustees)

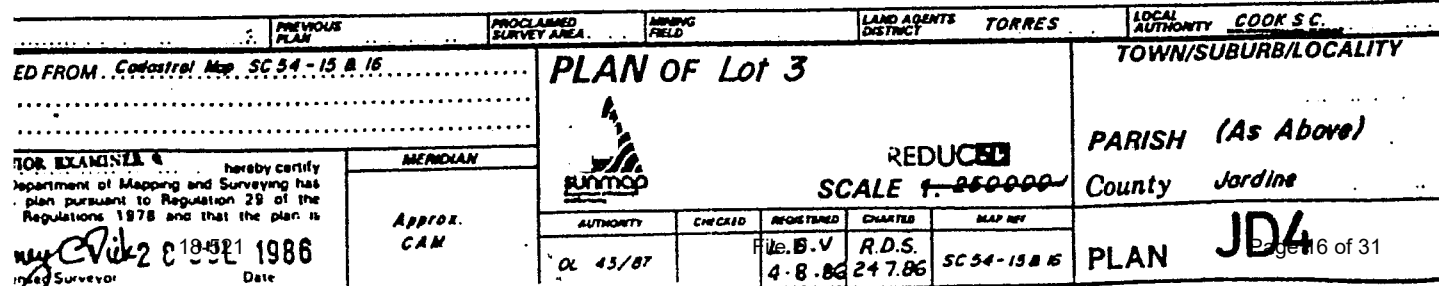
County of Jardine, parishes of Cayley, Carbutt, Carden, Coghill, Carnac and Burrard

Area, about 126 000 hectares

R.7, being Lot 3 on plan JD4 registered in the Department of Mapping and Surveying.

O.L. 43/87 Torres

Gov. Gaz., 4th October, 1986, page 625





Lease for Special Purposes, under Section 203^(a) of
the Land Act 1962-1971, and Section 80 of
"The Harbours Acts, 1955 to 1968"

Elizabeth the Second, by the Grace of God, of the United Kingdom, Australia, and Her
other Realms and Territories, Queen, Head of the Commonwealth, Defender of the Faith

To All to whom these Presents shall come, Greeting:

Whereas

COMMONWEALTH ALUMINIUM CORPORATION LIMITED

has pursuant to Section 80 of "The Harbours Acts, 1955 to 1968," made application for a Lease under the
provisions of Section 203^(a) of the Land Act 1962-1971 (hereinafter referred to as "the said Acts") and
the said Section 80 of "The Harbours Acts, 1955 to 1968," of the Land hereinafter described and being Land
lying below highwater mark ~~the limits of a harbour~~: AND WHEREAS the Governor of Our
State of Queensland with the advice of the Executive Council thereof has upon the joint recommendation of
the Minister administering "The Queensland Marine Acts, 1958 to 1967" and the Minister for Lands of Our
said State granted such application, and has agreed to issue a Lease of the said Land in Our name for the
term, at the rent, and upon and subject to the conditions hereinafter mentioned: NOW KNOW YE that in
consideration of the premises, and of the rent, reservations, and conditions hereinafter reserved and contained,
WE, in pursuance of the said Acts and the said Section 80 of "The Harbours Acts, 1955 to 1968," DO HEREBY

for Us, Our Heirs and Successors, Demise and Lease without competition unto the said

COMMONWEALTH ALUMINIUM CORPORATION LIMITED

(hereinafter with ~~its~~ Successors in title designated "the Lessee"), and ~~its~~ lawful

Assigns, for Business (Barge landing) purposes, ALL that parcel of Land lying below

highwater mark ~~the limits of the harbour of~~ particularly described

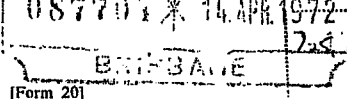
in the First Schedule endorsed on these Presents To HOLD the same unto the Lessee and ~~its~~

lawful Assigns for and during the term of ~~Ten~~

years, to be computed from the ~~first~~ day of ~~July~~ One thousand nine hundred

and ~~seventy-one~~ with, under and subject to the terms, conditions, provisions, exceptions, reservations,
provisoes, penalties, and forfeitures hereunder particularly mentioned or referred to, or contained in or prescribed
by the said Acts and to the conditions, reservations, and provisos in "The Harbours Acts, 1955 to 1968,"
"The Queensland Marine Acts, 1958 to 1967," "The Mining on Private Land Acts, 1909 to 1965," and "The
Petroleum Acts, 1923 to 1967," or any Regulations made or which may hereafter be made under the aforesaid
Acts or any of them: YIELDING AND PAYING unto Us, Our Heirs and Successors, subject to the provisions of the said
Acts during the said term the yearly rent of Six dollars

such rent to be paid at the Office in Brisbane of the Department of Lands, or at any District Land
Office, in Our said State, or at such other place as may from time to time be appointed by the Governor of
Our said State in Council, on or before the First day of January in each and every year of the said term:
AND IT IS HEREBY EXPRESSLY DECLARED AND AGREED that the Lessee shall not in any way assign or sublet
the said Land, or any part thereof, or grant to any person the right of occupation or tenancy to, over, or
upon the said Land, or any part thereof, or of any structure or building erected thereon, without the consent
of the Minister for Lands for the time being of Our said State first had and obtained: AND IT IS ALSO
DECLARED AND AGREED and these Presents are upon the express condition that the Lease hereby granted shall be



DUTY STAMP

[Form 20]

subject to the conditions set forth in the Second Schedule endorsed hereon: AND that if the Lessee make default in payment of the rent hereby reserved, or any part thereof, at the times and in the manner herein prescribed, or fail to observe and perform the terms, stipulations, agreements, and conditions herein and in the Second Schedule contained or referred to, or any of them, then, and in such case, this Lease shall be liable to be forfeited. AND WE DO HEREBY RESERVE unto Us, Our Heirs and Successors, the full and free right to take and remove any Indigenous Timber growing thereon, and all other Materials being the natural products of the said Land, or being within, upon, or under the same, which may at any time hereafter be required for the construction or repair of any Public Works: AND ALSO, the right of full and free ingress, egress and regress, into, upon, over, and out of the said Land for the several purposes aforesaid: PROVIDED ALWAYS AND WE DO HEREBY RESERVE unto Us, Our Heirs and Successors, all Gold and Minerals (the term "Minerals" to have the same meaning as in "The Mining on Private Land Acts, 1909 to 1965"), on and below the surface of the said Land, and all Mines of Gold and Minerals on and below the surface of the said Land: AND WE DO HEREBY ALSO RESERVE unto Us, Our Heirs and Successors, and to such persons as shall from time to time be duly authorised by Us in that behalf, during the term of the said Lease, the free right and privilege of access, including ingress, egress and regress, into, upon, over, and out of the said Land for the purpose of searching for or working Gold and Minerals, or any of them, or Mines of Gold and Minerals, or any of them, in any part of the said Land: AND WE DO HEREBY ALSO RESERVE unto Us, Our Heirs and Successors, all Petroleum (the term "Petroleum" to have the same meaning as in "The Petroleum Acts, 1923 to 1967"), on or below the surface of the said Land: AND ALSO all rights of access for the purpose of searching for and for the operations of obtaining Petroleum in any part of the said Land: AND ALSO all rights of way for access and for pipe lines and other purposes requisite for obtaining and conveying Petroleum in the event of Petroleum being obtained in any part of the said Land: AND WE DO HEREBY ALSO RESERVE unto Us, Our Heirs and Successors, all Helium found in association with Petroleum in any part of the said Land: AND WE DO FURTHER RESERVE the right of any person duly authorised in that behalf by the Governor of Our said State in Council at all times to go upon the said Land, or any part thereof, for any purpose whatsoever, or to make any survey, inspection, or examination of the same.

IN TESTIMONY WHEREOF, We have caused this Our Lease to be Sealed with the Seal of Our said State.

WITNESS Our Trusty and Well-beloved His Excellency SIR COLIN THOMAS HANNAH, Air Marshal ~~in~~
the Retired List of the Royal Australian Air Force, Knight Most Commander of Our Most Excellent
Order of the British Empire, Companion of Our Most Honourable Order of the Bath

~~WITNESS Our Trusty and Well-beloved His Excellency the Honourable
SIR ALAN JAMES MANSFIELD, Knight Commander of Our Most
Distinguished Order of Saint Michael and Saint George, Knight
Commander of our Royal Victorian Order, Governor in and over
Our State of Queensland and its Dependencies, in the Commonwealth
of Australia, at Government House, Brisbane, in Queensland aforesaid,
this 21st day of April, in
the twenty-first year of Our Reign and in the year
of Our Lord One thousand nine hundred and seventy-two.~~

FIRST SCHEDULE

h4p4(6) Personal information

SPECIAL LEASE No.: 35545

DISTRICT: Torres

COUNTY: Jardine

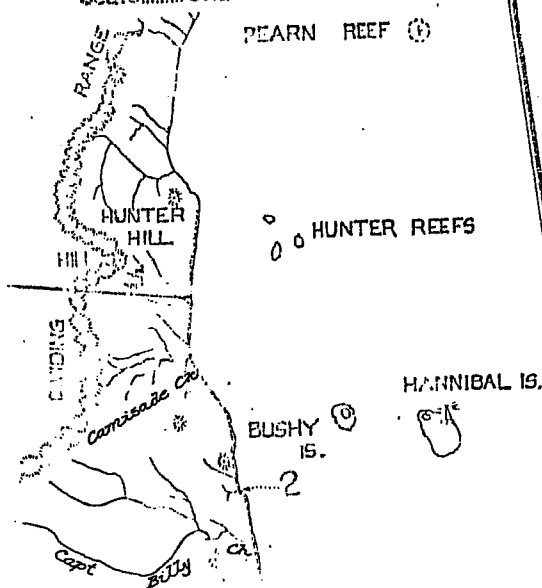
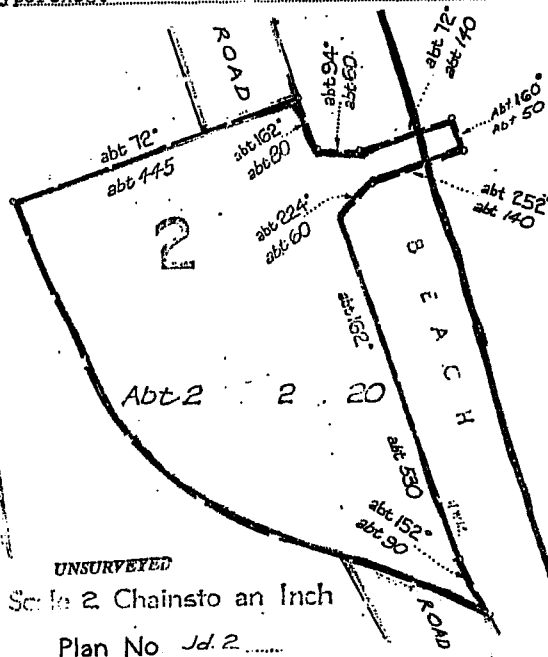
PARISH: Carden

PORTION: Two

AREA: About Two acres two roods twentyperches.

Locality Sketch

Scale 20 Chains to an Inch



SECOND SCHEDULE

(Conditions)

~~The right of resuming the whole or any part of the leased land at any time, on giving six months' notice and compensating for improvements only, shall be reserved to the Crown.~~

No compensation for improvements or developmental works shall be payable by the Crown at the expiration of the term of the lease, but the Lessee shall have the right to remove moveable improvements within a period of three months, provided all moneys due by the Lessee to the Crown on any account whatsoever have been paid. However should the leased land revert to the Crown and be again made available for lease or purchase the former Lessee shall be entitled to receive payment for the value of improvements or developmental work in accordance with the principles set out in the said Act.

~~The Lessee shall not at any time destroy any tree upon the leased land without the prior permit in writing of the Land Commissioner or contrary to any of the terms and conditions of such permit.~~

~~The Lessee shall not interfere with any forest products or remove any quarry material (including any stone, gravel, sand, earth, soil, rock, guano or clay which is not a mineral within the meaning of the Mining Act 1968-1971) or other material upon the leased land without the permission of the Minister except under the authority of and in compliance in every respect with the requirements of a permit, license, agreement or contract or made under the Forestry Act 1959-1971.~~

~~The Lessee shall allow any person authorised under the Forestry Act 1959-1971 access to the leased land for the purpose of cutting and removing timber or removing other forest products, or quarry material, or other material from the leased land.~~

The Lessee shall maintain the leased land free from noxious plants.

The Lessee shall pay the cost of any required survey.

Before commencement of any works on Crown land below high water mark the Lessee shall lodge plans of the proposed works with the Marine Board of Queensland and shall obtain the sanction of the Governor in Council to those plans, pursuant to Section 86 of 'The Harbours Acts, 1955 to 1968'.

All works constructed below High water mark shall be maintained to the satisfaction of the Minister for Conservation, Marine and Aboriginal Affairs.

No lights are to be displayed seawards without the approval of the Portmaster, Department of Harbours and Marine.

The Lessee shall at the cost and expense of the lessee supply a hydrographic survey of the leased area below high water mark to the Department of Harbours and Marine.

The Leased land shall only be used for the purpose of constructing access from the sea to Occupation License No. 87 Torres District. No other works shall be constructed on the leased land.

62/ Conversion of tenure to Perpetual Lease or freehold under Section 207 of the Land Act 1962 - 1971 shall not be allowed



QUEENSLAND

Lease for Special Purposes, under Section 203(a) of
the Land Act 1962-1982

Elizabeth the Second, by the Grace of God, Queen of Australia, and Her other Realms and
Territories, Head of the Commonwealth:—

To All to whom these Presents shall come, Greeting:

Whereas,

COMALCO ALUMINIUM LIMITED

has made application for a lease under the provisions of Section 203(a) of the Land Act 1962-1982,
(hereinafter referred to as "the said Act") of the Land hereinafter described: AND WHEREAS the Governor
of Our State of Queensland, with the advice of the Executive Council thereof, has granted such application,
and has agreed to issue a Lease of the said Land in Our name for the term, at the rent, and upon and
subject to the conditions hereinafter mentioned: NOW KNOW YE that in consideration of the premises, and of
the rent, reservations, and conditions hereinafter reserved and contained, WE, in pursuance of the said Act

do HEREBY for Us, Our Heirs and Successors, Demise and Lease unto the said

COMALCO ALUMINIUM LIMITED

(hereinafter with its Successors in title

designated "the Lessee"), and its lawful Assigns, for Business (Access) purposes.

ALL that parcel of Land particularly described in the First Schedule endorsed on these Presents To HOLD
the same unto the Lessee and its lawful Assigns for and during the term of Twenty Years
to be computed from the First day of January, One thousand

nine hundred and eighty-two with, under, and subject to the terms, conditions, provisions,
exceptions, reservations, provisoes, penalties, and forfeitures hereinafter particularly mentioned or referred to, or
contained in or prescribed by the said Act, and to the conditions, reservations, and provisoes in the Mining
Act 1968-1982 and the Petroleum Act 1923-1982, or any Regulations made or which may hereafter
be made under the aforesaid Acts, or any of them: YIELDING AND PAYING unto Us Our Heirs and Successors,
subject to the provisions of the said Act

such yearly rent or sum and for such period or periods as determined or prescribed,

such rent to be paid at the Office in Brisbane of the Department of Lands, or at any District Land Office,
in Our said State, or at such other place as may from time to time be appointed by the Governor of Our
said State in Council, on or before the First day of January in each and every year of the said term:
AND IT IS HEREBY EXPRESSLY DECLARED AND AGREED that the Lessee shall not in any way assign or sublet
the said Land, or any part thereof, or grant to any person the right of occupation or tenancy to, over, or
upon the said Land, or any part thereof, or of any structure or building erected thereon, without the
consent in writing of the Minister for Lands and Forestry for the time being of Our said State
first had and obtained: AND IT IS ALSO DECLARED AND AGREED and These Presents are upon the
express condition, that the Lease hereby granted shall be subject to the conditions set forth in the Second
Schedule endorsed hereon: AND that if the Lessee makes default in payment of the rent hereby reserved, or
any part thereof, at the times and in the manner herein prescribed, or fails to observe and perform the terms,
stipulations, agreements, and conditions herein and in the Second Schedule contained or referred to, or any
of them, then, and in such case, this Lease shall be liable to be forfeited. AND WE DO HEREBY RESERVE unto
Us, Our Heirs and Successors, the full and free right to take and remove any Indigenous Timber growing
thereon, and all other Materials being the natural products of the said Land, or being within, upon, or under
the same, which may at any time hereafter be required for the construction or repair of any Public Works:
AND ALSO, the right of full and free ingress, egress, and regress, into, upon, over, and out of the said Land
for the several purposes aforesaid: PROVIDED ALWAYS AND WE DO HEREBY RESERVE unto Us, Our Heirs and
Successors, all Gold and Minerals (the term "Minerals" to have the same meaning as in the Mining Act 1968-1982),

DUTY STAMP

[Form 18]

on and below the surface of the said Land, and all Mines of Gold and Minerals on and below the surface of the said Land: AND WE DO HEREBY ALSO RESERVE unto Us, Our Heirs and Successors, and to such persons as shall from time to time be duly authorised by Us in that behalf, during the term of the said Lease, the free right and privilege of access, including ingress, egress, and regress, into, upon, over, and out of the said Land, for the purpose of searching for or working Gold and Minerals, or any of them, or Mines of Gold and Minerals, or any of them, in any part of the said Land: AND WE DO HEREBY ALSO RESERVE unto Us, Our Heirs and Successors, all Petroleum (the term "Petroleum" to have the same meaning as in the Petroleum Act 1923-1982), on or below the surface of the said Land: AND ALSO all rights of access for the purpose of searching for and for the operations of obtaining Petroleum in any part of the said Land: AND ALSO all rights of way for access and for pipe lines and other purposes requisite for obtaining and conveying Petroleum in the event of Petroleum being obtained in any part of the said Land: AND WE DO FURTHER RESERVE the right of any person duly authorised in that behalf by the Governor of Our said State in Council at all times to go upon the said Land, or any part thereof, for any purpose whatsoever, or to make any survey, inspection, or examination of the same.

IN TESTIMONY WHEREOF, We have caused this Our Lease to be Sealed with the Seal of Our said State.

Knight Commander of the Royal Victorian Order

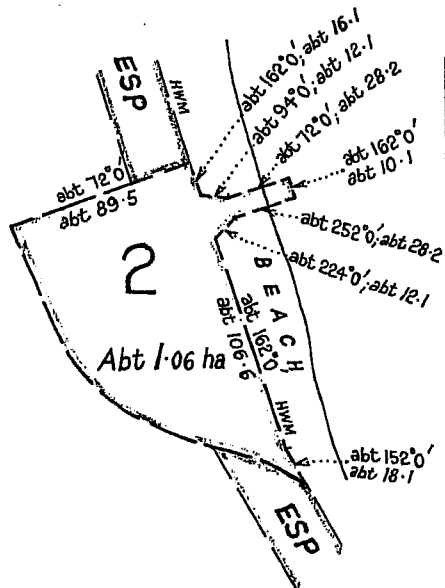
WITNESS Our Trusty and Well-beloved His Excellency Commodore Sir JAMES MAXWELL RAMSAY, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Commander of the Most Excellent Order of the British Empire, upon whom has been conferred the Decoration of the Distinguished Service Cross, and Commodore in the Royal Australian Navy (Retired), Governor in and over the State of Queensland and its Dependencies in the Commonwealth of Australia, at Government House, Brisbane, in Queensland aforesaid, this

Eleventh day of *November*, in the ~~Thirty-first~~ year of Our Reign and in the year of Our Lord One thousand nine hundred and eighty-two.

sch4p4(6) Personal information

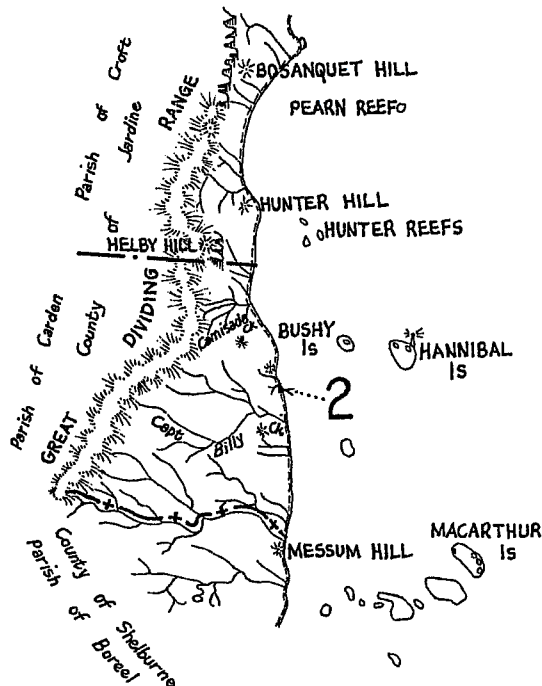
FIRST SCHEDULE

SPECIAL LEASE No. 44683 DISTRICT: Torres
COUNTY: Jardine PARISH: Carden
Portion: Two
AREA: About 1.06 hectares.



Plan Cat No. Id.2

Scale: _____



SECOND SCHEDULE

(Conditions)

The right of resuming the whole or any part of the leased land at any time, on giving six months' notice and compensating for improvements only, shall be reserved to the Crown.

No compensation for improvements or developmental works shall be payable by the Crown at the expiration of the term of the lease, but the Lessee shall have the right to remove movable improvements within a period of three months, provided all moneys due by the Lessee to the Crown on any account whatsoever have been paid. However should the leased land revert to the Crown and be again made available for lease or purchase the former Lessee shall be entitled to receive payment for the value of its improvements or developmental work in accordance with the principles set out in the said Act.

The Lessee shall not at any time destroy any tree upon the leased land without the prior permit in writing of the Land Commissioner or contrary to any of the terms and conditions of such permit.

The Lessee shall not interfere with any forest products or remove any quarry material (including any stone, gravel, sand, earth, soil, rock, guano or clay which is not a mineral within the meaning of the *Mining Act* 1968-1982) or other material upon the leased land without the permission of the Minister except under the authority of and in compliance in every respect with the requirements of a permit, license, agreement or contract granted or made under the *Forestry Act* 1959-1982.

The Lessee shall allow any person authorised under the *Forestry Act* 1959-1982 access to the leased land for the purpose of cutting and removing timber or removing other forest products, or quarry material, or other material from the leased land.

The Lessee shall maintain the leased land free from noxious plants.

The Lessee shall pay the cost of any required survey of the leased land.

The Leased land shall only be used for the purpose of constructed access from the sea to Occupation License No.87 Torres District. No other works shall be constructed on the leased land.

Before commencement of any further works on Crown Land below high water mark the lessee shall lodge plans of the proposed works with the Marine Board of Queensland and shall obtain the sanction of the Governor in Council to those plans, pursuant to Section 86 of the Harbours Act 1955-1982.

All works constructed below High Water Mark shall be maintained to the satisfaction of the Minister for Northern Development and Maritime Services.

No lights are to be displayed seawards without the approval of the Portmaster, Department of Harbours and Marine.

Conversion of tenure to freehold under Section 207 of the Land Act 1962-1982 shall not be allowed.

SURRENDERED
Land Act 1982 -
Date 27-2-87

13965/11/81-1M-Govt. Printer, Qld.

17-JUN-69 200033 C/S\$ 75 R DUPLST 18***0.25

Occupation License

(Section 78) (1) (1)

ANNEXURE 10 pg 1 of 2

License No.: **43/87**

District of **Torres**

Date: **1st November, 1968.**

IN accordance with and subject to **Land Act 1962-1968** "The Land Acts, 1962 to 1968", I,

VICTOR BRUCE SULLIVAN

Minister for Lands,

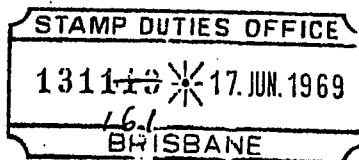
hereby authorise **COMALCO INDUSTRIES PTY. LIMITED**

of **Box 2773Y, G.P.O., Melbourne**

to occupy until 31st December next, and thereafter from year to year, so long as the rent fixed from time to time in terms of **Land Act 1962-1968** "The Land Acts, 1962 to 1968" is paid, as prescribed, or until this License is determined in the manner hereinafter mentioned, the lands in the abovementioned District more particularly described in the Schedule hereto. The License shall be determinable at any time with respect to the whole or any specified part of the said land by three months' notice given by the Minister to the Licensee. Provided always that the whole or any part of the said land may at any time be opened for selection leased or sold or be reserved under the said Acts, and if the whole or any part of the said land is so selected, leased, sold or reserved, the License shall be thereby determined with respect to the land or as the case may be such part and in case of part only of the land, subject to the said Acts as to reduction of rent.

Special Condition: X Within a period of three (3) years from the commencement of the License, the Licensee shall expend a sum of not less than \$20,000.00 in assessing the economics of the area as a development proposition.

GIVEN under my hand the **sixth** day of **June** 1969



sch4p4(6) Personal information

Secretary, Land Administration Commission,
the delegate of the Minister for Lands.

[SEE BACK]

SCHEDULE

District: Torres

Date of Notification:

Page of "Gazette":

Counties: Jardine and Somerset

Parishes: Burrard, Carbutt, Carden, Carnac, Coghill, Cayley, Corry, Cotterell, Croft, Dering, Duckett, Amory, Sanamere and Filmer.

Portion or Name of Block: Vacant Crown land situated about 370 miles north-westerly from Cooktown.

Area: About 1140 sq.mls. Annual Rent: \$250.00

DESCRIPTION

Commencing at the northern corner of Richardson Holding and bounded thence by that holding south-westerly, by the Telegraph Line, north-westerly, north-easterly and north-westerly to R.2, Reserve for the Use of the Aboriginal Inhabitants of the State, north-easterly and north-westerly about two and half miles to the right bank of Jacky Jacky Creek, by that bank downwards about two miles to a one and a half chain esplanade at the sea-shore, by that esplanade, along the sea-shore and Escape River, easterly to the western boundary of the Parish of Shadwell, by the boundaries of the Parishes of Shadwell and Milman and a line south about eight and six-tenths miles to the left bank of the Jardine River, by that bank upwards about two and a half miles, by a line, and again by the western boundary of the Parish of Milman, and a line, southerly about six and four-tenths miles to the left bank of the Jardine River, by that bank upwards about fifteen miles to its crossing with the 11 degrees 30 minutes south parallel of latitude, by that parallel true east about eight and four-tenths miles to a one and a half chain esplanade at the sea-shore of the South Pacific Ocean, by that esplanade southerly about sixteen miles to the left bank of a creek forming the northern boundary of Shelburne Holding, by that bank and Shelburne Holding upwards about twelve miles to the Great Dividing Range, by that range south-westerly, about thirteen miles to Richardson Holding and by that holding north-easterly about two miles to the point of commencement. Exclusive of roads to a width of three chains.

The above description of boundaries is amended by the substitution of the word "north-westerly" in lieu of the word "north-easterly" in the third last line thereof.

TRANSFER of the ^{licensee's} interest in the ^{license} within-described holding to
COMMONWEALTH ALUMINIUM CORPORATION LIMITED
Registered: 15 MAY 1981 4(6) Personal inform
the Secretary, Lands Administration Commission

IN pursuance of the Companies Act 1961-1981 the name of the lessee Company in respect of the withindescribed holding has been changed to COMALCO ALUMINIUM LIMITED.
Registered: 13 FEB 1986 4(6) Personal inform
Registrar of Dealings.

Consequent upon... the partial determination,
for the purpose of reservation of the area
for National Park purposes, of...
the area thereof has been reserved... 130,000 ha
the annual rental to... \$110.07
and the description is... 5.11.77

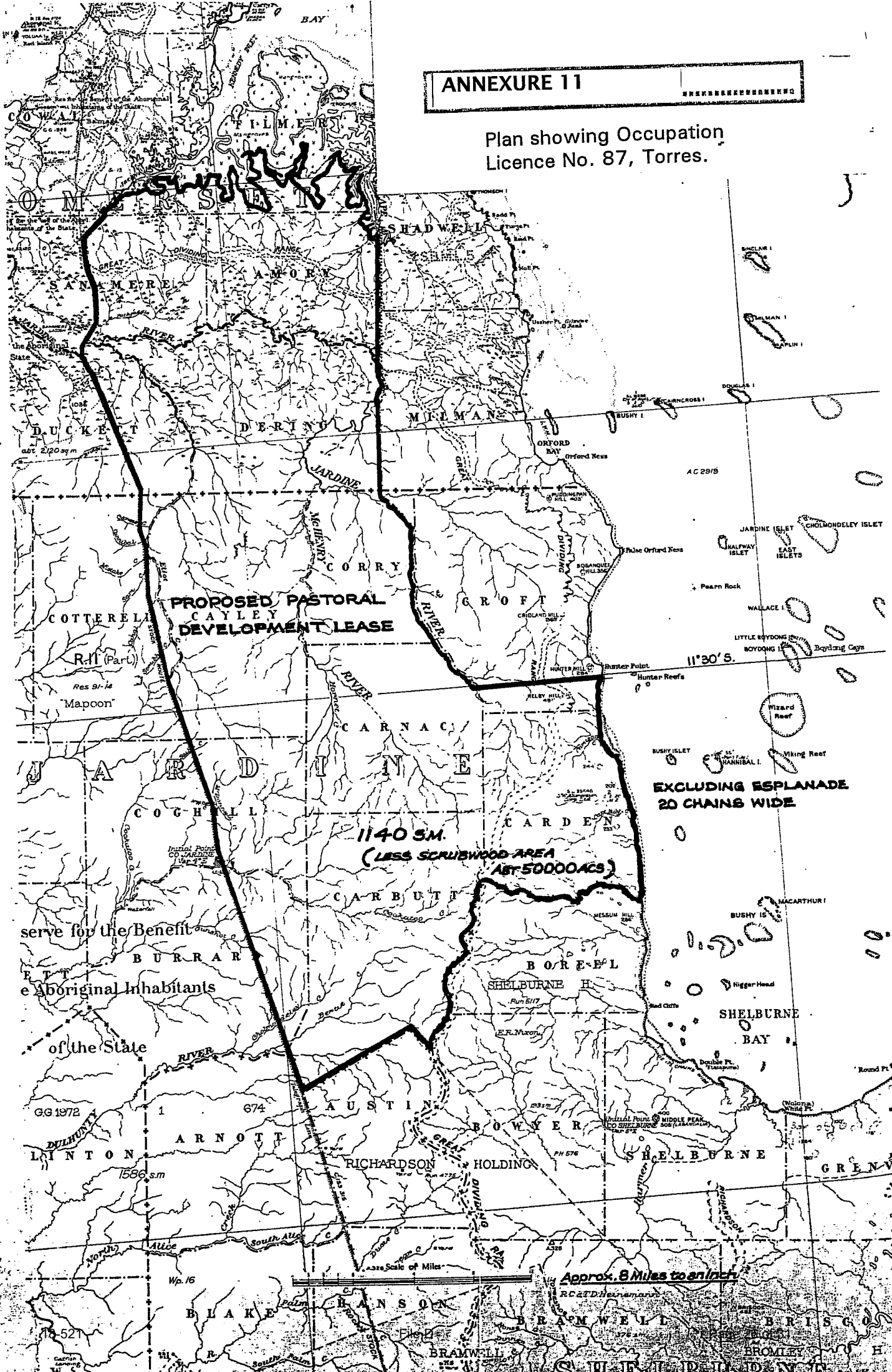
4(6) Personal inform

Determined as at 19.6.85

Govt. Printer, Brisbane

ANNEXURE 11

Plan showing Occupation
Licence No. 87, Torres.



Occupation License

Section 77

License No.: 80

ANNEXURE 12 pg 1 of 2

District of Torres

Date: 1st November, 1962

IN accordance with and subject to "The Land Act of 1962", I,

ALAN ROY FLETCHER,

Minister for Public Lands and Irrigation,

hereby authorise

sch4p4(6) Personal information

Handwritten initials of Yacamunda Station, Mt. Coolon, via Collinsville

to occupy until 31st December next, and thereafter from year to year, so long as the rent fixed from time to time in terms of "The Land Act of 1962" is paid, as prescribed, or until this License is determined in the manner hereinafter mentioned, the lands in the abovementioned District more particularly described in the Schedule hereto. The License shall be determinable at any time with respect to the whole or any specified part of the said land by three months' notice given by the Minister to the Licensee. Provided always that the whole or any part of the said land may at any time be opened for selection leased or sold or be reserved under the said Act, and if the whole or any part of the said land is so selected, leased, sold or reserved, the License shall be thereby determined with respect to the land or as the case may be such part and in case of part only of the land, subject to the said Act as to reduction of rent.

Special Condition: Nil.

GIVEN under my hand the *nineteenth* day of *March* 19 *63*

sch4p4(6) Personal information

Secretary, Land Administration Commi

Minister for Public Lands and Irrigation.

SCHEDULE

District: **Torres**

ANNEXURE 12 pg 2 of 2

Date of Notification: **6th July, 1962**

Page of "Gazette": **1394**

County: **Jardine, Dulhunty and Somerset**

Parish: **Austin, Burrard, Carbutt, Carden, Carnac, Coghill, Cayley, Corry, Cotterell, Croft, Dering, Duckett, Amory, Sanamere and Filmer.**

Portion or Name of Block:

Area: **1166 square miles**

DESCRIPTION

Commencing at the northern corner of Richardson Holding and bounded thence by that holding south-westerly, by the Telegraph line, R.1 (and again by the Telegraph line), northerly, north-easterly, north-westerly and northerly by R.2 north-easterly and north-westerly, by the right bank of Jacky Jacky Creek downwards, by the sea-shore easterly, by the left bank of the Escape River upwards to the western boundary of the parish of Shadwell, by the boundaries of the parishes of Shadwell and Milman and a line south, by the left bank of the Jardine River upwards about 2 miles, again by the western boundary of the parish of Milman and a line southerly about 7 miles, by the left bank of the Jardine River upwards about 14½ miles to its crossing with the 11 degrees 30 minutes south parallel of latitude, by that parallel true east to the sea-shore, by the shore of the Pacific Ocean southerly about 15 miles, by the parish boundary of Boreel westerly and south-westerly to the Richardson Range, by that range south-westerly, and by Richardson Holding north-westerly to the point of commencement: exclusive of an esplanade one and a half chains wide.

PROOF that the correct name of the licensee of the withindescribed land is [redacted] produced [redacted]

- 6 AUG 1963

[redacted] sch4p4(6) Personal information

For Secretary, Land Administration Commission.

SURRENDERED

- 8 SEP 1965

Date..... [redacted]

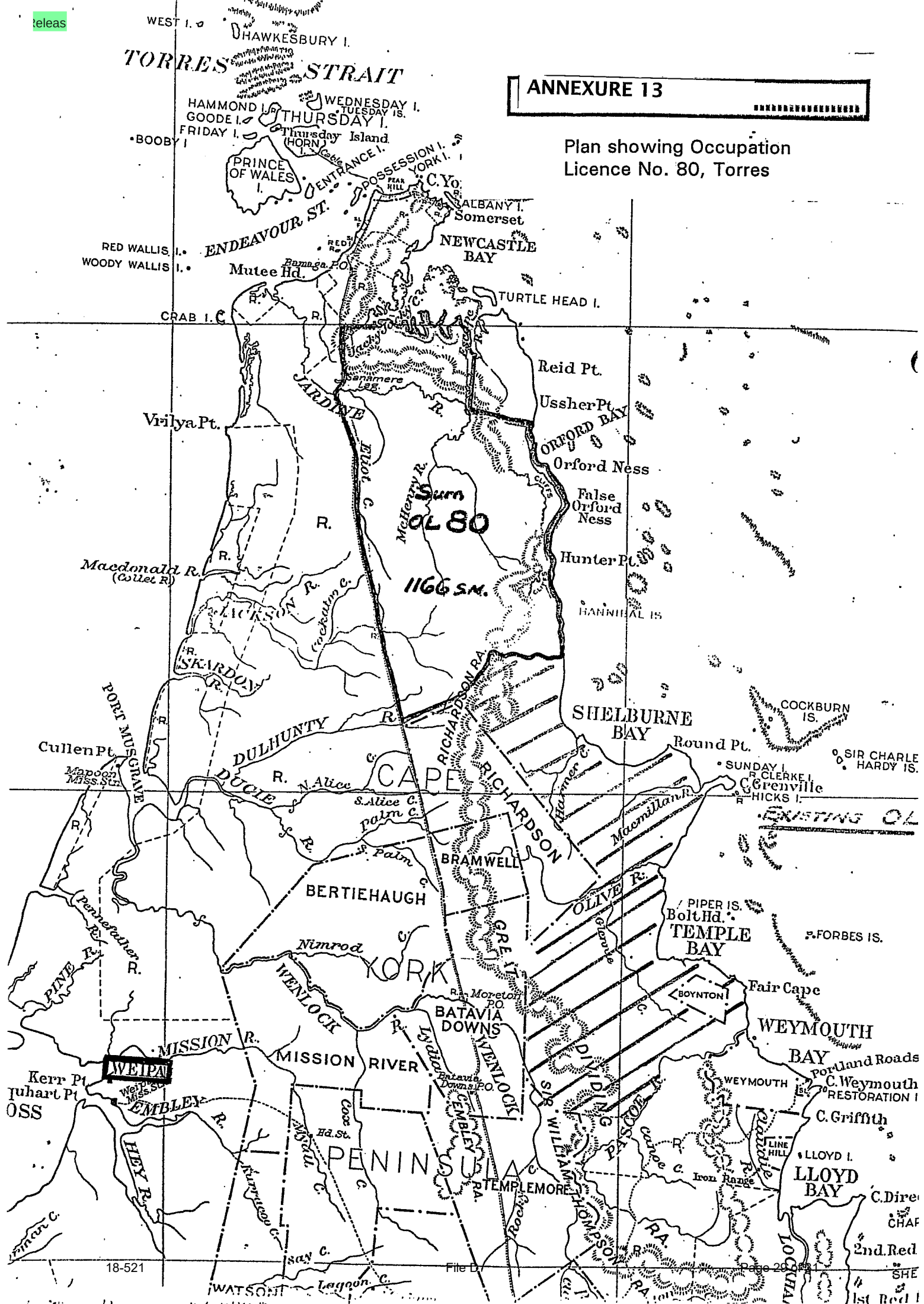
[redacted] sch4p4(6) Personal information

For Secretary, Land Administration Commission

TORRES STRAIT

ANNEXURE 13

Plan showing Occupation
Licence No. 80, Torres



COMBINED

CP	SO806056	1	in DCDB not ATS	This lot is current in QVAS, GLR & DCDB with a tenure of NP, this lot is the gazetted Jardine River Resources Reserve - See Schedule 4 of the Nature Conservation (Protected Areas) Regs 94.		Resource Reserve
CP	SO806056	1	in DCDB not ATS	Jardine River Resources Reserve National Park within Torres & Cook Shires. Shown as a Reserve in QVAS.	Change Tenure in QVAS to National Park in lieu of Reserve.LAMS: should this be added to the EXTN register?	National Park

EPA

CP	SO806056	1	in DCDB not ATS	This lot is current in QVAS, GLR & DCDB with a tenure of NP, this lot is the gazetted Jardine River Resources Reserve - See Schedule 4 of the Nature Conservation (Protected Areas) Regs 94.		Resource Reserve
CP	SO806056	1	in DCDB not ATS	Jardine River Resources Reserve National Park within Torres & Cook Shires. Shown as a Reserve in QVAS.	Change Tenure in QVAS to National Park in lieu of Reserve.LAMS: should this be added to the EXTN register?	National Park