

WESTERN AUSTRALIA

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# ABORIGINAL HERITAGE (MARANDOO) ACT 1992

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No. 2 of 1992

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**AN ACT concerning the application of the *Aboriginal Heritage Act 1972* and for related purposes.**

*[Assented to 7 February 1992]*

The Parliament of Western Australia enacts as follows:

## **Short title**

**1.** This Act may be cited as the *Aboriginal Heritage (Marandoo) Act 1992*.

## **Commencement**

**2.** This Act shall come into operation on the day on which it receives the Royal Assent.

**Disapplication of *Aboriginal Heritage Act 1972***

3. (1) The *Aboriginal Heritage Act 1972* does not apply to any place that is on land described in Part 1 of Schedule 1, Part 1 of Schedule 2, or Part 1 of Schedule 3, or to any object situated on or under any of that land.

(2) The reference in subsection (1) to the *Aboriginal Heritage Act 1972* includes a reference to any condition imposed or other thing done under that Act before the commencement of this Act.

(3) Nothing in the *Government Agreements Act 1979* or any Government agreement within the meaning given to that expression by that Act affects the operation of this Act.

**SCHEDULE 1**

*Part 1—Portion of Temporary Reserve 5623H ("the TR")  
and construction camp.*

Windell Locations 122 and 130 but excluding the land described in Parts 2 and 3.

*Part 2—Thoongarie Burial Site Complex (PO 6725).*

The land enclosed by a line starting at a point 2 014 metres at 119° 48' from the south-west corner of Windell Location 122 on the south boundary of Windell Location 122 and extending

163 metres at 29° 48'

300 metres at 119° 48'

then at 209° 48' to a point on the south boundary of Windell Location 122

(true bearings) then back along that boundary to the starting point.

*Part 3—Land surrounding Barndayn (Bunjima Pool) (PO 0164)*

So much of Windell Location 122 as is on the land enclosed by a line starting at a point on the south boundary of Windell Location 122 with AMG coordinates of E621 168.57 N7 490 867.17 and extending successively to points with AMG coordinates

E621 594.96 N7 492 138.78

E623 965.26 N7 491 343.98

E623 753.19 N7 490 711.52

E624 871.49 N7 489 268.65

E624 656.80 N7 488 833.80

then back to the starting point.

## SCHEDULE 2

### *Part 1—Infrastructure corridor.*

Windell Location 121 and the land enclosed by a line starting at Latitude 22°24'28" South and Longitude 117°41'9" (a point about 9.5 km at 285° from Red Hill) and extending

16 391.9 metres at 106° 53' 12"  
2 872.1 metres at 140° 0' 56"  
4 021.2 metres at 98° 35' 01"  
5 660.3 metres at 133° 34' 04"  
4 505.7 metres at 182° 32' 41"  
5 624.1 metres at 133° 55' 08"  
3 150.9 metres at 90° 00' 00"  
7 964.5 metres at 101° 35' 31"  
1 450.4 metres at 180° 00' 00"  
3 800.9 metres at 270° 00' 00"  
4 356.7 metres at 283° 56' 59"  
3 730.3 metres at 270° 00' 00"  
7 334.5 metres at 313° 55' 09"  
4 498.3 metres at 2° 32' 38"  
4 118.6 metres at 313° 34' 09"  
4 151.5 metres at 278° 26' 01"  
7 025.6 metres at 290° 37' 56"  
9 036.7 metres at 287° 49' 37"

(true bearings) then back to the starting point, but excluding the land described in Part 2.

### *Part 2—Portion of Mount Bruce Aboriginal Site (PO 4344).*

The land enclosed by a line starting at a point 3 670 metres at 100° 38' 00" from the north-west corner of Windell Location 122 and extending

2 950 metres at 300° 11' to a point on Windell Location 121 boundary  
then along that boundary 3 670 metres at 100° 38' to a point on Windell Location 121 boundary  
then along that boundary 750 metres at 119° 35' to a point on Windell Location 121 boundary

then 770 metres at 209° 35' to a point on Windell Location 121 boundary

then 425 metres at 270° 00' to a point on the TR boundary

then along that boundary 194 metres at 299° 35' to a point on Windell Location 121 boundary

(true bearings) then back to the starting point.

### SCHEDULE 3

#### *Part 1—Power line route.*

The land enclosed by a line starting at a point 2 947.42 metres at 239°33'12" from Control Station MD 15 on the north boundary of Section 3 of Miscellaneous Licence 4 issued under the Mining Act 1978 and extending

1 160.76 metres at 51° 38' 55"  
930.29 metres at 90° 00' 00"  
4 158.28 metres at 16° 46' 42"  
2 845.69 metres at 73° 40' 02"  
2 389.22 metres at 41° 05' 44"  
3 516.3 metres at 62° 55' 29"  
5 004.38 metres at 1° 56' 50"  
3 000.88 metres at 90° 00' 00"  
3 962.71 metres at 67° 07' 27"  
2 216.73 metres at 134° 01' 12"  
4 433.81 metres at 247° 26' 53"  
2 750.8 metres at 270° 00' 00"  
900.26 metres at 180° 00' 00"  
600.18 metres at 270° 00' 00"  
2 900.86 metres at 180° 00' 00"  
3 937.23 metres at 244° 24' 41"  
2 565.23 metres at 221° 31' 20"  
2 604.05 metres at 250° 14' 33"  
4 267.77 metres at 196° 03' 21"  
1 420.45 metres at 270° 00' 00"  
438.43 metres at 235° 13' 20"

(true bearings) then back to the starting point, but excluding the land described in Part 2.

#### *Part 2—Rock Art Complex (PO 5757).*

The land enclosed by a line starting at a point 100 metres at 0° 00' 00" from a point with AMG coordinates of E587 800 N7 492 900 and extending

100 metres at 90° 00' 00"  
200 metres at 180° 00' 00"  
200 metres at 270° 00' 00"  
200 metres at 0° 00' 00"

(true bearings) then back to the starting point.