



Victoria Government Gazette

No. G 50 Thursday 17 December 1998

GENERAL

GENERAL AND PERIODICAL GAZETTE

Copy to: Gazette Officer
The Craftsman Press Pty. Ltd.
125 Highbury Road,
Burwood Vic 3125
Telephone: (03) 9926 1233
Facsimile: (03) 9926 1292
DX: 32510 Burwood
Email: gazette@craftpress.com.au

Advertising Rates and Payment

Private Notices

Payment must be received in advance with advertisement details.

30 cents per word - Full page \$180.00.

Additional costs must be included in prepayment if a copy of the gazette is required. Copy Prices - Page \$1.50 - Gazette \$3.20 Certified copy of Gazette \$3.50. (all prices include Postage). **Cheques should be made payable to The Craftsman Press Pty. Ltd.**

Government and Outer Budget Sector Agencies Notices

Not required to pre-pay.

Advertisements may be faxed or sent via email with a cover sheet, marked to the attention of the Gazette Officer. Floppy Disks (Mac & PC) can also be accepted.

Costs can be calculated on the following basis:

Per Line	Typeset
Single column	\$1.55
Double column	\$3.10
Full Page	\$64.80

The Craftsman Press is pleased to offer a series of discounts from the typesetting costs.

1. Copy supplied on disk.
2. Copy supplied via email.
3. Artwork for forms and other material which require exact reproduction.

1. Copy supplied on disk.

Where a disk is supplied and there is minimum alteration required, **30% off.**

Where a disk is supplied requiring extraneous matter stripped out and styles applied, **20% off.**

2. Copy supplied via email.

Where a notice is sent via email and there is minimum alteration required, **25% off.**

Where email is supplied requiring extraneous matter stripped out and styles applied, **15% off.**

3. Artwork for forms and other material which requires exact reproduction.

Scanning and sizing of artwork for forms, to be reproduced in page format, **35% off.**

Copy Deadline for General Gazette

9.30 a.m. Monday - (Private Notices)

9.30 a.m. Tuesday - (Government and Outer Budget Sector Agencies Notices)

Advertisers should note:

- Late copy received at The Craftsman Press Pty. Ltd. after deadlines will be placed in the following issue of VGG, irrespective of any date/s mentioned in the copy (unless otherwise advised).
- Proofs will be supplied only when requested or at the direction of the Gazette Officer.
- No additions or amendments to material for publications will be accepted by telephone.
- Orders in Council may be lodged prior to receiving assent with the Governor's or Clerk's signature. They will only be published once approved and signed.
- Government and Outer Budget Sector Agencies please note: *See style requirements on back page.*

SPECIAL GAZETTES

Copy to: Gazette Officer
The Craftsman Press Pty. Ltd.
125 Highbury Road,
Burwood Vic 3125
Telephone: (03) 9926 1233
Facsimile: (03) 9926 1292
Email: gazette@craftpress.com.au

Advertising Rates and Payment

Private Notices

Full Page \$360.00

Payment must be received in advance with notice details.

Government and Outer Budget Sector Agencies Notices

Typeset
Full Page \$87.50

Note:

The after hours number for Special Gazettes is:
Telephone: 0419 327 321

SUBSCRIPTIONS AND RETAIL SALES

Copies of the Victoria Government Gazette can be purchased from The Craftsman Press Pty. Ltd. by subscription.

The Victoria Government Gazette

General and Special - \$170.00 each year

General, Special and Periodical - \$227.00 each year

Periodical - \$113.00 each year

Subscriptions are payable in advance and accepted for a period of one year. All subscriptions are on a firm basis and refunds will not be given.

All payments should be made payable to The Craftsman Press Pty. Ltd.

Subscription enquiries:

The Craftsman Press Pty. Ltd.
125 Highbury Road, Burwood Vic 3125
Telephone: (03) 9926 1233

INDEX TO PRIVATE ADVERTISERS

A

Akehurst, Friend & Allaway3048

B

Borchard & Moore3048

D

Deacons Graham & James3048

Dwyer Mahon & Robertson3048

E

Eales & Mackenzie3048

Equity Trustees Limited3049

G

Garden & Green3049

G. R. Herbert & Co.3049

H

Hassall & Byrne3049

L

Lester Fielden & Faraone3049

Lewis & Weir3050

Lyttletons3050

M

McSwineys3050

Mills Oakley3050

Moore's3050

N

Nicholas O'Donohue & Co.3050

P

Perillo, Adami & Frank3051

R

Rennick & Gaynor3051

S

Septimus Jones & Lee3051

T

Trumble & Palmer3052

V

Verna A. Cookr3052

W

Wisewoulds3052

**PUBLICATION OF THE
VICTORIA GOVERNMENT
GAZETTE (GENERAL)
CHRISTMAS/NEW YEAR PERIOD**

PLEASE NOTE:

The final issue of the Victoria Government Gazette for 1998 will be published on Thursday 24 December 1998. Copy deadlines for this issue remain unchanged, ie copy for Private advertisements must reach the Government Gazette Office by 9.30 am on Monday 21 December 1998. Copy for Government and Outer Budget Sector Agencies advertisements must reach the Government Gazette Office by 9.30 am on Tuesday 22 December 1998.

The first issue of the General Gazette for 1999 will be published on Thursday 7 January 1999, and thereafter on each Thursday.

Where urgent gazettal is required after hours, arrangements should be made with Ann White on 0419 327 321.

ANN WHITE
Government Gazette Officer

PRIVATE ADVERTISEMENTS

DISSOLUTION OF PARTNERSHIP

Notice is hereby given that the partnership previously subsisting between John Albert Humphrey and Kim Hope Balmain-Gray carrying on business as picture frame manufacturers at 13 Dalston Road, Oakleigh, Victoria, under the style or firm of Balmain Framing has been dissolved as from the date of this notice.

Dated 6 December 1998.

JOHN ALBERT HUMPHREY
KIM HOPE BALMAIN-GRAY

Creditors, next-of-kin and others having claim in respect of the estate of JAMES WILLIAM NATHANIEL LUCAS, late of 2 Balmanno Crescent, Strathmore, gentleman, deceased, who died on 11 September 1998, are required by James Ormonde Lucas and Beverly Margaret Lucas to send particulars of their claim to the said James Ormonde Lucas and Beverly Margaret Lucas at 8 Derrill Avenue, Malvern by 17 February 1999 after which date they will convey or distribute the assets having had regard only to the claims of which they then have notice.

AKEHURST, FRIEND & ALLAWAY
legal practitioners,
Suite 1102, 10 Queen Street, Melbourne 3000.

Creditors, next-of-kin and others having claims in respect of the estate of SHANE MELVYN FELIX, late of 262 Chandler Road, Keysborough, Victoria, electronic technician, deceased, who died on 20 May 1998 are required to send particulars of their claims to the administratrix care of the undermentioned solicitors by 11 February 1999 after which date the administratrix will distribute the assets having regard only to the claims for which notice has been received.

BORCHARD & MOORE, solicitors,
44 Douglas Street, Noble Park.

MARY ELIZABETH POWELL-HODGES, late of Maryvale Nursing Home, 69-73 Epsom Road, Ascot Vale, Victoria, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 23 September 1998 are required by the

personal representatives, Kenneth David James Barry and Martin John O'Dell Armstrong both of 385 Bourke Street, Melbourne, Victoria, to send particulars to them care of the below mentioned solicitors by 17 February 1999 after which date the personal representatives may convey or distribute the assets having regard only to the claims of which they then have notice.

DEACONS GRAHAM & JAMES,
solicitors for the estate,
385 Bourke Street, Melbourne.

MARY ALMA CASEY, late of Culgoa, Victoria, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 September 1998 are required by the trustees, Michael Francis Casey of 31 Cecil Street, Culgoa, Victoria, retired and Mary Theresa Barry of 21 Hoopers Court, Culgoa, Victoria, office manager, to send particulars to the trustees by the 15 February 1999 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

DWYER MAHON & ROBERTSON,
lawyers & consultants,
194-208 Beveridge Street, Swan Hill.

JUDITH ANN HAMMET, late of 366 Beveridge Street, Swan Hill, Victoria, home duties, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 9 October 1998 are required by the trustees, Russell John Hammet of Murray Valley Highway, Boundary Bend, Victoria, farmer and Douglas James Hammet of 14 Stafford Street, Gulliver, Townsville, Queensland, plant operator, to send particulars to the trustees by the 15 February 1999 after which date the trustees may convey or distribute the assets, having regard only to the claims of which the trustees then have notice.

DWYER MAHON & ROBERTSON,
lawyers & consultants,
194-208 Beveridge Street, Swan Hill.

JEAN HARRIS, late of 62 Walter Street, Ascot Vale, Victoria, home duties, deceased. Creditors, next-of-kin and others having claims

in respect of the estate of the deceased, who died on 30 September 1998 are required by the trustees, Norma Jean Thomas of 7 Pippin Court, The Basin, Victoria, confectioner and Noel Francis Harris of 62 Walter Street, Ascot Vale, Victoria, invalid pensioner, to send particulars to the trustees by 11 February 1999 after which date the trustees may convey or distribute the assets having regard only to the claims of which the trustees then have notice.

EALES & MACKENZIE, solicitors,
114-116 Main Street, Lilydale.

Creditors, next-of-kin and others having claims in respect of the estate of LORRAINE BREAR, late of 594 High Street Road, Syndal, retired dressmaker, deceased, who died on 2 August 1998, are to send particulars of their claims to Equity Trustees Limited, A.C.N. 004 031 298 of 472 Bourke Street, Melbourne by 18 February 1999 after which date it will distribute the assets having regard to the claims of which it then has notice.

Creditors, next-of-kin and others having claims in respect of the estate of KEVIN GEORGE O'MARA, late of Unit 2/20 Railway Crescent, Moorabbin, retired trade teacher, deceased, who died on 19 September 1998, are to send particulars of their claims to Equity Trustees Limited, A.C.N. 004 031 298 of 472 Bourke Street, Melbourne by 18 February 1999 after which date it will distribute the assets having regard to the claims of which it then has notice.

Creditors, next-of-kin and others having claims in respect of the estate of MARTIN FLOSTAD ROMULD, late of Royal Freemasons Homes, 313 Punt Road, Prahran, retired civil engineer, deceased, who died on 14 July 1998, are to send particulars of their claims to Equity Trustees Limited, A.C.N. 004 031 298 of 472 Bourke Street, Melbourne by 18 February 1999 after which date it will distribute the assets having regard to the claims of which it then has notice.

JOHN FRANCIS MERRITT, late of Unit 1, 1 Mitchell Street, Swan Hill, Victoria, farmer, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 20 May 1998, are

required by the trustees, Faye Lynette Merritt, Rodney Stephen Merritt and Christopher John Merritt, to send particulars to them care of the undermentioned solicitors by 4 February 1999 after which date the trustees may convey or distribute the assets having regard only to the claims of which they then have notice.

GARDEN & GREEN, lawyers,
4 McCallum Street, Swan Hill.

Creditors, next-of-kin or others having claims in respect of the estate of JESSIE MARGARET VICTORIA PALMER, late of Mayflower, 7 Centre Road, East Brighton, widow, deceased, who died on 7 August 1998 are to send particulars of their claims to the executor, care of the undermentioned solicitors by 19 February 1999 after which date the executor will distribute the assets having regard only to the claims of which he then has notice.

G. R. HERBERT & CO, legal practitioners,
8 Bluff Road, Black Rock 3193.

Creditors, next-of-kin and others having claims against the estate of ALMA NELLIE PATEMAN, late of Tandara Lodge, Nightingale Avenue, Sheffield, Tasmania, who died on 21 October 1998 are required by the executor, Alma Gail Smith of "Rodengail", 391 Staverton Road, Roland, Tasmania, to send detailed particulars of their claims to the said executor, c/- Hassall & Byrne, solicitors of 308 Highett Road, Highett 3190, by 17 February 1999 after which date they will proceed to distribute the said estate having regard only to the claims of which they then have notice.

HASSALL & BYRNE, solicitors,
308 Highett Road, Highett 3190.

Creditors, next-of-kin or others having claims in respect of the estate of WILLIAM ARTHUR EDGAR, late of 1/2A Ella Street, Murrumbeena, retired, deceased, who died on 10 April 1997 are to send particulars of their claims to the executor, William Reginald White of Cherokee Road, Kerrie, Victoria 3434, care of the undermentioned solicitors by 17 February 1999 after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

LESTER FIELDEN & FARAONE, solicitors,
14 Haughton Road, Oakleigh 3166.

Creditors, next-of-kin or others having claims in respect of the estate of GRIFFITH BRYN ROBERTS, late of Lewis Road, Maldon, Victoria, deceased, who died on 6 October 1998 are to send particulars of their claim to the executor, care of the undermentioned solicitors by 17 February 1999 after which date the executor will distribute the assets having regard only to the claims of which the executor then has notice.

LEWIS & WEIR, solicitors,
11 Coolac Street, Cheltenham.

SAMUEL PATRICK MULLINS, late of 17 Oak Grove, North Brighton, Victoria, gentleman, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 19 August 1998 are required by the executrices, Christina Frances Mullins and Patricia Anne Waters, to send particulars to them care of the undermentioned solicitors by a date not later than two months from the date of publication hereof after which date the executrices may convey or distribute the assets having regard only to the claims of which they then have notice.

LYTTLETONS, solicitors,
53 Marcus Road, Dingley.

ALLAN WILLIAM ELMS, late of 114 Rowan Street, Wangaratta, Victoria, pensioner, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 26 July 1998 are required by the trustee, Algie James Dinning of 1/17 Spearing Street, Wangaratta, Victoria, retired, to send particulars to the trustee by 30 April 1999 after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then has notice.

McSWINEYS, solicitors,
57 Reid Street, Wangaratta.

ELSIE WARD, late of Warner Road Beechworth, but formerly of Markwood, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 30 August 1998 are required by the trustee, Patricia Betty Holmes of RMB 1250 Carboor via Milawa, Victoria, home duties, to send particulars to the trustee by 30

April 1999 after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then has notice.

McSWINEYS, solicitors,
57 Reid Street, Wangaratta.

Creditors, next-of-kin and others having claims in respect of the estate of NANCY ETHEL PENROSE, late of St Leighs Nursing Home, 33 Bay Street, Sandringham, Victoria, retired, deceased, who died on 18 September 1998 are required by the executor, ANZ Executors & Trustee Company Limited of 530 Collins Street, Melbourne, Victoria, to send particulars to it by 17 February 1999 after which date it may convey or distribute the estate having regard only to the claims of which it then has notice.

MILLS OAKLEY, lawyers,
131 Queen Street, Melbourne.

Creditors, next-of-kin and others having claims in respect of the estate of TORBEN VIKTOR PETERSEN, deceased, late of 42 Woodhouse Avenue, Box Hill, Victoria, carpenter, who died on 4 August 1997 are to send particulars of their claims to the administrator, Peter James Loftus, care of the undermentioned solicitors by 26 February 1998 after which date the administrator will distribute the assets having regard only to the claims of which he then has notice.

MOORES, solicitors,
9 Prospect Street, Box Hill 3128.

SYDNEY ALFRED BARBER, late of 1/10 Winifred Street, Essendon, Victoria, clerk, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 September 1998 are required by the executors, Francis James Lynch and Michael John Ahmed of Nicholas O'Donohue & Co of 180 Queen Street, Melbourne, Victoria, to send particulars to it by 18 February 1999 after which date it may convey or distribute the assets having regard only to the claims of which it then has notice.

NICHOLAS O'DONOHUE & CO, solicitors,
180 Queen Street, Melbourne.

ISABEL EDITH HICKMOTT, late of 86 Waverley Parade, Pascoe Vale South, Victoria, retired salesperson, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 August 1998 are required by the executor, Equity Trustees Limited, A.C.N. 004 031 298 of 472 Bourke Street, Melbourne, to send particulars to it by 18 February 1999 after which date it may convey or distribute the assets having regard only to the claims of which it then has notice.

NICHOLAS O'DONOHUE, solicitors,
180 Queen Street, Melbourne.

NORMAN CAULDWELL DAWSON, late of 7 Delaware Street, Spotswood, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 7 September 1998 are required by the trustee, Peter Ramon Dawson of 6 Rob Close, Hoppers Crossing, in the State of Victoria, assistant manager, to send particulars to the trustee c/- the undermentioned solicitors by 18 February 1999 after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then has notice.

PERILLO, ADAMI & FRANK, solicitors,
209 Nicholson Street, Footscray.

SYDNEY LEONARD CHAMBERS, late of 57 Farrell Street, Port Melbourne, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 April 1998 are required by the trustees, Robin John Chambers and Kerry Marie Chambers both of 39 Lollipop Drive, Wyndham Vale, in the State of Victoria, bank manager and primary teacher respectively, to send particulars to the trustees, c/- the undermentioned solicitors by 18 February 1999 after which date the trustees may convey or distribute the assets having regard only to the claims of which the trustees then have notice.

PERILLO, ADAMI & FRANK, solicitors,
209 Nicholson Street, Footscray.

Creditors, next-of-kin and others having claims in respect of the estate of JACK LEO HOLT, late of Bentleigh Nursing Home, 193 Jasper Road, Bentleigh, Victoria, pensioner,

deceased, who died on 5 October 1998 are to send particulars of their claims to David Anthony Ruse, the executor appointed by the will, care of the undersigned by 17 February 1999 after which date he will commence to distribute the assets having regard only to the claims of which he then has notice.

RENNICK & GAYNOR, solicitors,
431 Riversdale Road, Hawthorn East.

In the will called JOHN ALUN SINNET-JONES, late of Dolhyfryd, Parc Bychan, Mold Clwyd, Wales, United Kingdom, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 15 January 1987, are required by the trustee, to send particulars to the trustee within sixty days hereof after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then has notice.

SEPTIMUS JONES & LEE, solicitors,
5/99 William Street, Melbourne.

In the will called MARGARET ELIZABETH SINNETT-JONES, late of Dolhyfryd, Parc Bychan, Mold Clwyd, Wales, United Kingdom, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 13 August 1986, are required by the trustee, to send particulars to the trustee within sixty days hereof after which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then has notice.

SEPTIMUS JONES & LEE, solicitors,
5/99 William Street, Melbourne.

HELEN TREWEEK, late of 48 Rene Street, Preston, widow, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 2 August 1998 are required by the trustee, Helen Faye Davies of 62 Sylvander Street, North Balwyn, Victoria, company director, to send particulars to the trustee within sixty days after the publication hereof which date the trustee may convey or distribute the assets having regard only to the claims of which the trustee then has notice.

SEPTIMUS JONES & LEE, solicitors,
5/99 William Street, Melbourne.

Creditors, next-of-kin and other persons having claims in respect of the estate of JOSEPH WILLIAM GLARE, late of Iona Nursing Home, 49 Nelson Street, Nhill 3418, who died on 12 July 1998, are required to send particulars of their claims to the executors of his estate care of Trumble & Palmer, solicitors, 45 Victoria Street, Nhill 3418 on or before 15 February 1999 after which date the executors will distribute the assets having regard only to the claims of which notice has been received.

TRUMBLE & PALMER, solicitors,
45 Victoria Street, Nhill, Victoria 3418.

Creditors, next-of-kin and others having claims against the estate of JEAN ELIZABETH HUIA PUNCH (also known as Jean Elizabeth Hui Punch, Elizabeth Hui Punch, Jean Elizabeth Punch and Jean Punch), late of Unit 1, 1-3 Well Street, Brighton, Victoria, widow, deceased, who died on 28 August 1998, are required to send particulars of their claims to the executor care of the undermentioned solicitor by 17 February 1999 after which date the executor will proceed to distribute the assets having regard only to the claims of which she shall then have had notice.

VERNA A. COOK, solicitor,
5/8 St. Andrews Street, Brighton.

JESSIE COLVILLE ORR PARSONS, late of Graceton Private Nursing Home, 26 Livingstone Street, Ivanhoe, Victoria, retired, deceased. Creditors, next-of-kin and others having claims in respect of the estate of the deceased, who died on 14 September 1998 are required by the Geoffrey Parsons of 7 Hodgson Street, Lower Templestowe, Victoria and Robert Hale Leach of 32 Moselle Street, Box Hill, Victoria, to send particulars to the executors by 19 February 1999 after which date the executors intend to convey or distribute the assets of the estate having regard only to the claims of which the executors may have notice.

WISEWOULDS, solicitors,
459 Collins Street, Melbourne.

PROCLAMATIONS

**Victorian Institute of Marine Sciences
(Repeal) Act 1998**

PROCLAMATION OF COMMENCEMENT

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council and under section 2(2) of the **Victorian Institute of Marine Sciences (Repeal) Act 1998** fix 1 January 1999 as the day on which the remaining provisions of that Act come into operation.

Given under my hand and the seal of
Victoria on 15 December 1998

(L.S.) JAMES GOBBO
Governor
By His Excellency's Command

PATRICK McNAMARA
Minister for Agriculture and Resources

Building (Plumbing) Act 1998

PROCLAMATION OF COMMENCEMENT

I, James Gobbo, Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Building (Plumbing) Act 1998**, fix 1 January 1999 as the day on which the remaining provisions (except for section 6) of that Act come into operation.

Given under my hand and the seal of
Victoria on 15 December 1998.

(L.S.) JAMES GOBBO
Governor
By His Excellency's Command

ROBERT MACLELLAN
Minister for Planning and
Local Government

Health Services (Further Amendment) Act 1998

PROCLAMATION OF COMMENCEMENT

I, James Gobbo, Governor of Victoria, acting with the advice of the Executive Council and under section 2(2) of the **Health Services (Further Amendment) Act 1998** fix 21 December 1998 as the day on which section 6 of that Act comes into operation.

Given under my hand and the seal of
Victoria on 15 December 1998

(L.S.) JAMES GOBBO
Governor
By His Excellency's Command

ROB KNOWLES
Minister for Health

**Melbourne Cricket Ground (Amendment)
Act 1998**

(Act No. 104/1998)

PROCLAMATION OF COMMENCEMENT

I, James Gobbo, Governor of Victoria, with the advice of the Executive Council and under section 2(2) of the **Melbourne Cricket Ground (Amendment) Act 1998** fix 22 December 1998 as the day on which the remaining provisions of that Act come into operation.

Given under my hand and the seal of
Victoria on 15 December 1998

(L.S.) JAMES GOBBO
Governor
By His Excellency's Command

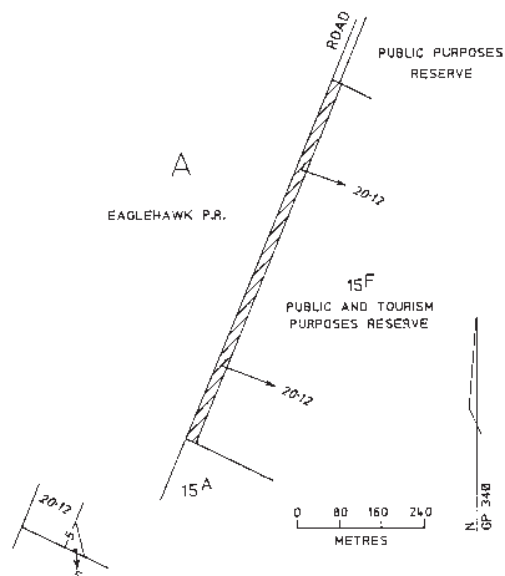
MARIE TEHAN
Minister for Conservation
and Land Management

Land Act 1958

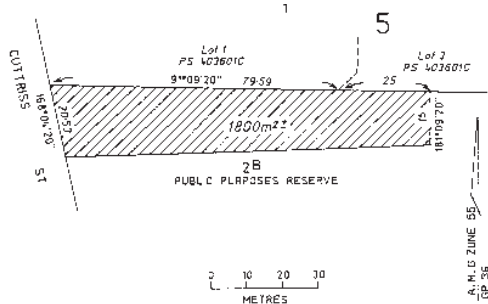
PROCLAMATION OF ROADS

I, James Gobbo, Governor of Victoria acting with the advice of the Executive Council and under Section 25(3)(c) of the **Land Act 1958** proclaim as roads the following lands:

MUNICIPAL DISTRICT OF THE
SURFCOAST SHIRE COUNCIL
ANGAHOOK — The land in the Parish of
Angahook shown by hatching on plan
hereunder. (2015) (05/13352)



MUNICIPAL DISTRICT OF THE BASS
COAST SHIRE COUNCIL
INVERLOCH — The land in the Township of Inverloch, Parish of Kirrak shown by hatching on plan hereunder. (I17[A1][2]) (L10-3769)



This Proclamation is effective from the date on which it is published in the Victoria Government Gazette.

Given under my hand and the seal of Victoria on 15 December 1998

(L.S.) JAMES GOBBO
Governor
By His Excellency's Command

MARIE TEHAN
Minister for Conservation
and Land Management

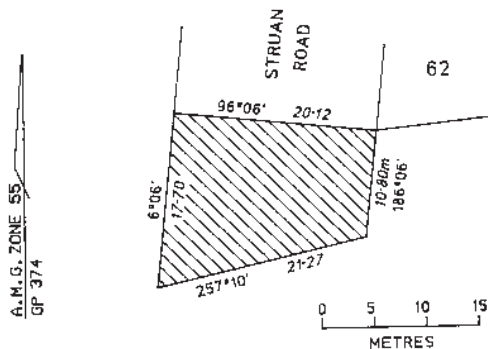
Land Act 1958

PROCLAMATION OF ROADS

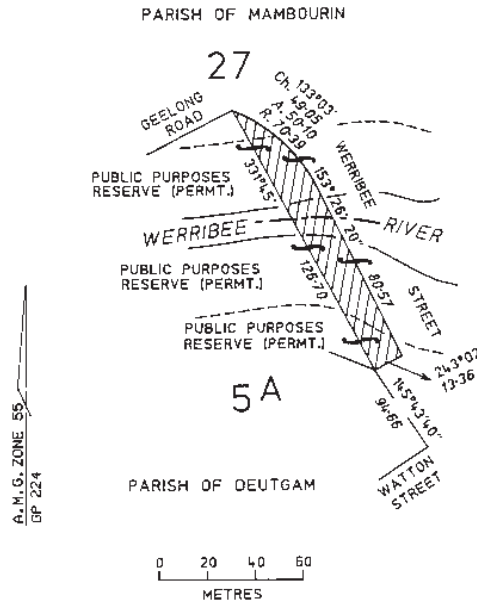
I, James Gobbo, Governor of Victoria acting with the advice of the Executive Council and under Section 25(3)(c) of the **Land Act 1958** proclaim as roads the following lands:

MUNICIPAL DISTRICT OF THE BASS
COUNCIL

KIRRAK — The land in the Parish of Kirrak shown by hatching on plan hereunder. (2889) (87/1364)



MUNICIPAL DISTRICT OF THE
WYNDHAM CITY COUNCIL
WERRIBEE — The land in the Township of Werribee, Parishes of Deutgam and Mambourin shown by hatching on plan hereunder. (W230[4]) (Rs 2263)



This Proclamation is effective from the date on which it is published in the Victoria Government Gazette.

Given under my hand and the seal of Victoria on 15 December 1998

(L.S.) JAMES GOBBO
Governor
By His Excellency's Command

MARIE TEHAN
Minister for Conservation
and Land Management

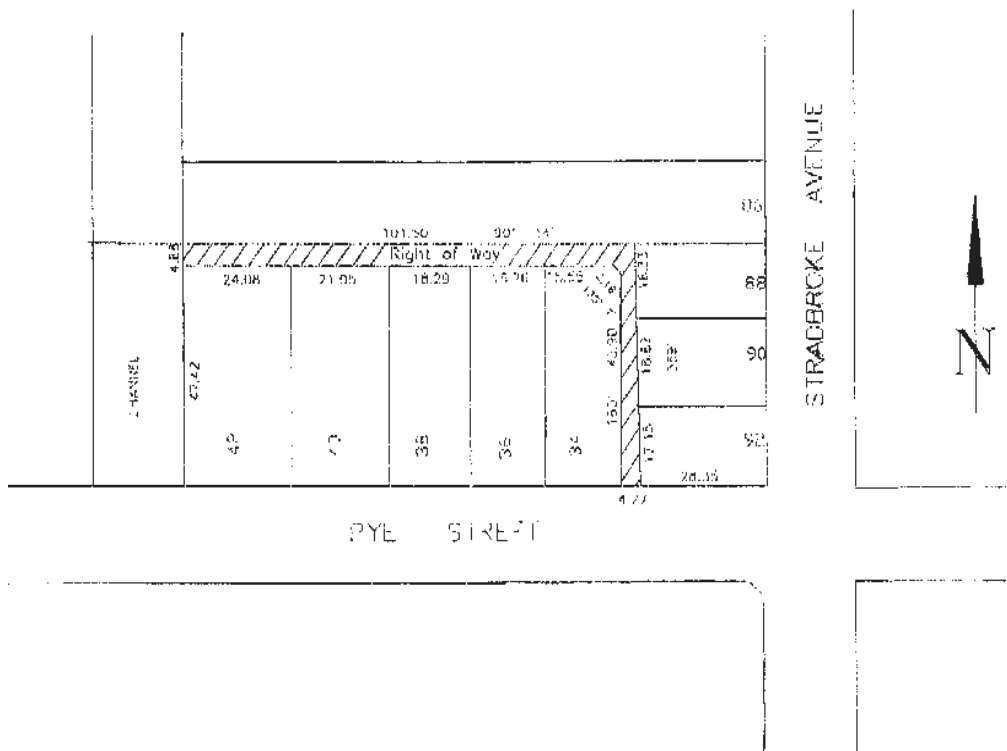
**GOVERNMENT AND OUTER BUDGET SECTOR AGENCIES
NOTICES**

SWAN HILL RURAL CITY COUNCIL

Road Discontinuance

Adjacent to Pye Street & Stradbroke Avenue - Swan Hill

Under Section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989** the Swan Hill Rural City Council at its ordinary meeting held on 8 December 1998 formed the opinion that the road shown hatched on the plan below is not reasonably required as road for public use and resolved to discontinue the road and sell the land to the abutting owners.



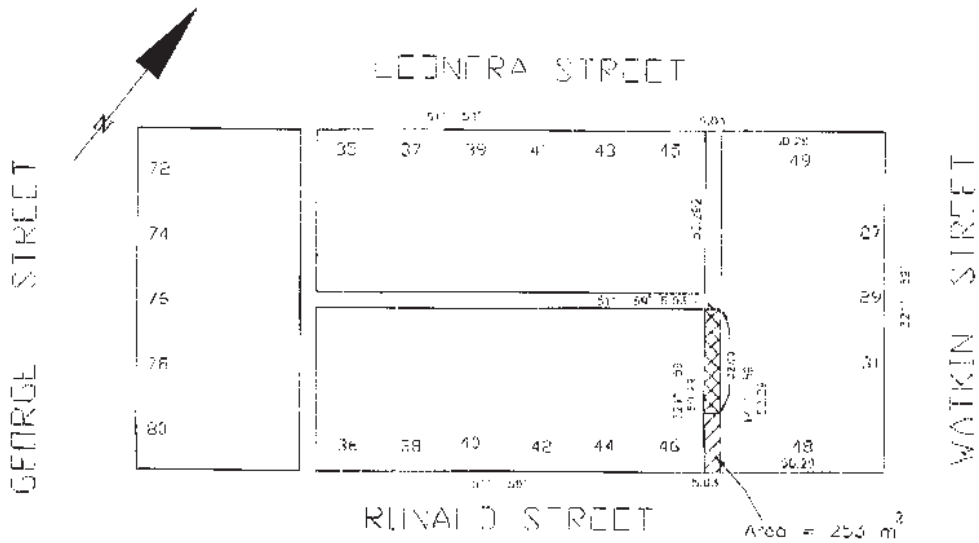
JOHN WEBB
Chief Executive Officer

SWAN HILL RURAL CITY COUNCIL

Road Discontinuance

Between Ronald & Leonora Streets - Robinvale

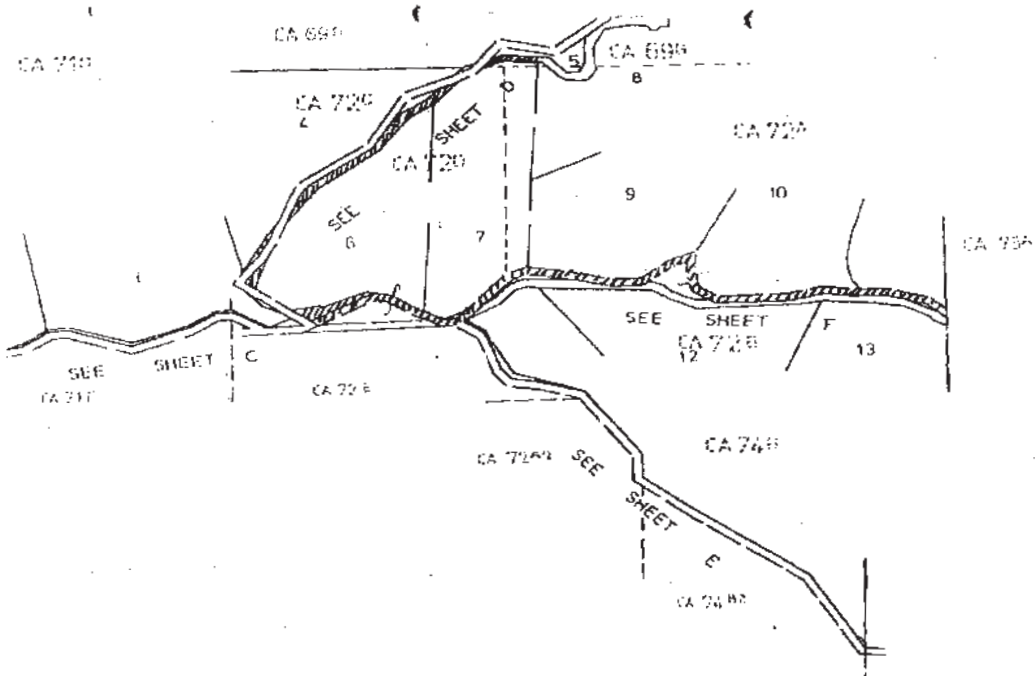
Under Section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989** the Swan Hill Rural City Council at its ordinary meeting held on 8 December 1998 formed the opinion that the road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road and sell the land from the road to the abutting owners, subject to any right, power or interest held by Lower Murray Water Regional Water Authority in the road in connection with any sewer in or near the road.



JOHN WEBB
Chief Executive Officer

WELLINGTON SHIRE COUNCIL
Rescind Notice of Road Closure

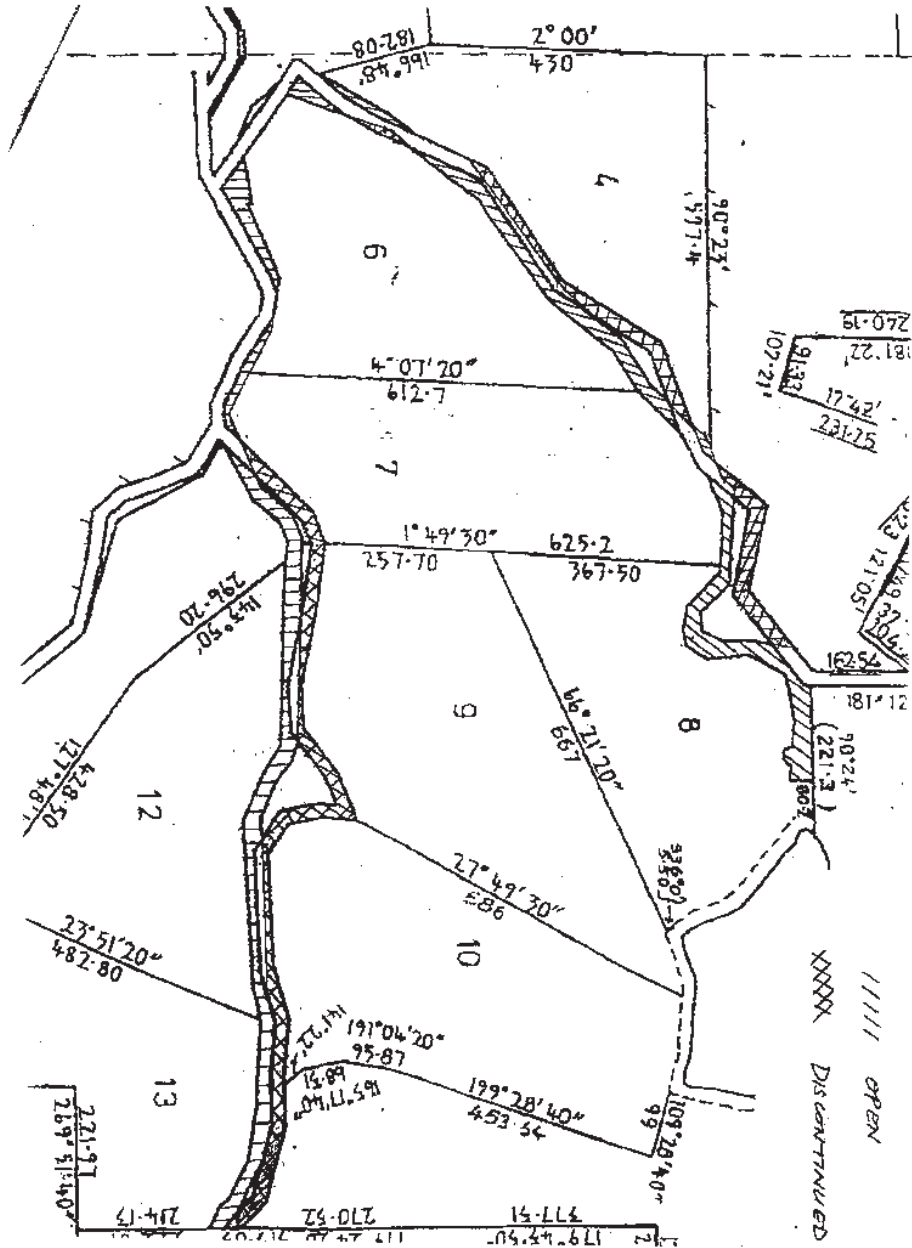
Wellington Shire Council rescinds the notice of closure and transfer of the unused public road, shown on the plan below, gazetted under Section 206 of the **Local Government Act 1989**, on 29 October 1998.



ALAN HUMPHREYS
Chief Executive Officer

WELLINGTON SHIRE COUNCIL
Road Discontinuance

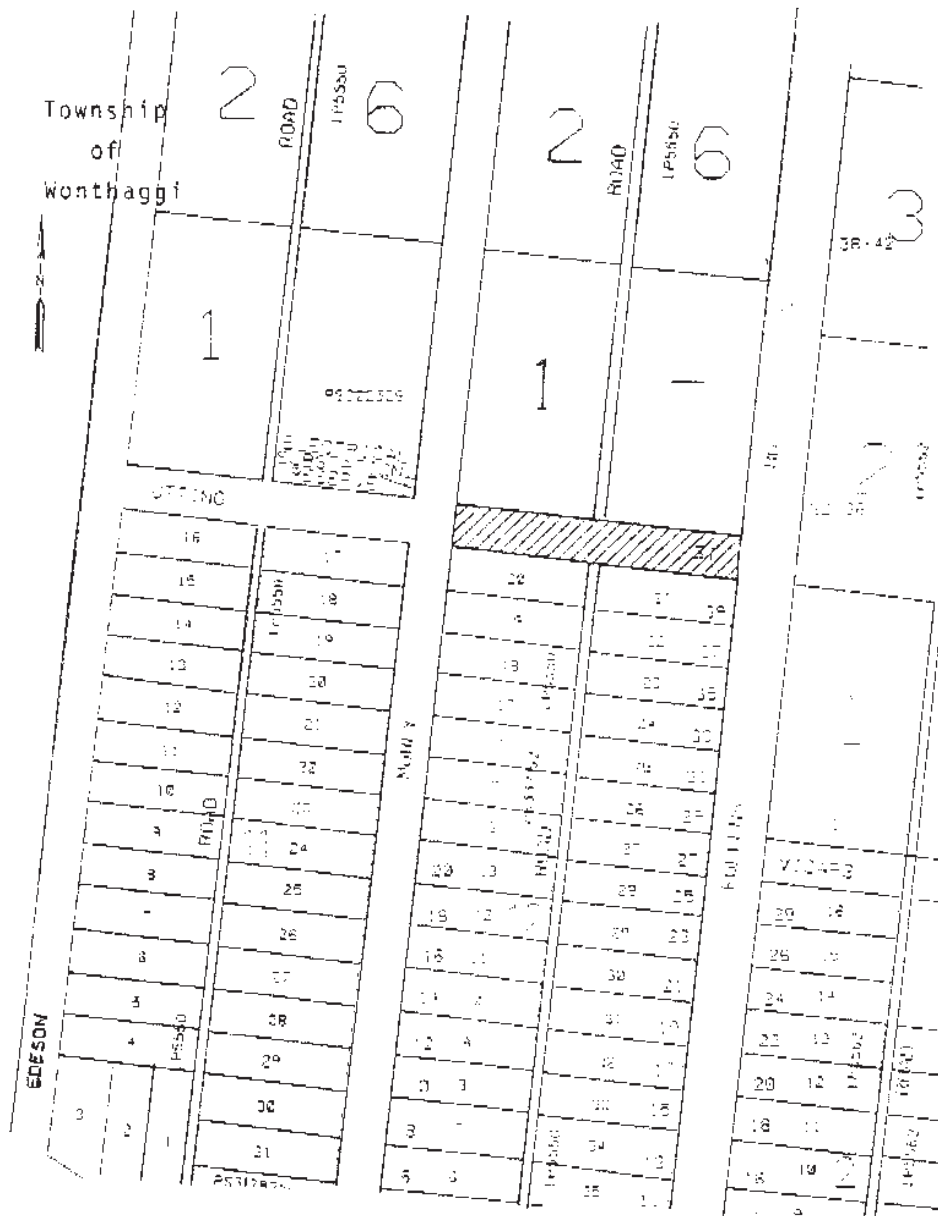
Pursuant to section 207E and Schedule 10, Clause 3 of the **Local Government Act 1989** the Wellington Shire Council at its ordinary meeting held on 20 October 1998, formed the opinion that the road shown on the plan below is not reasonably required as a road for public use and resolved to transfer the land from the road by private treaty to the abutting owner.



ALAN HUMPHREYS
Chief Executive Officer

BASS COAST SHIRE COUNCIL
Road Discontinuance

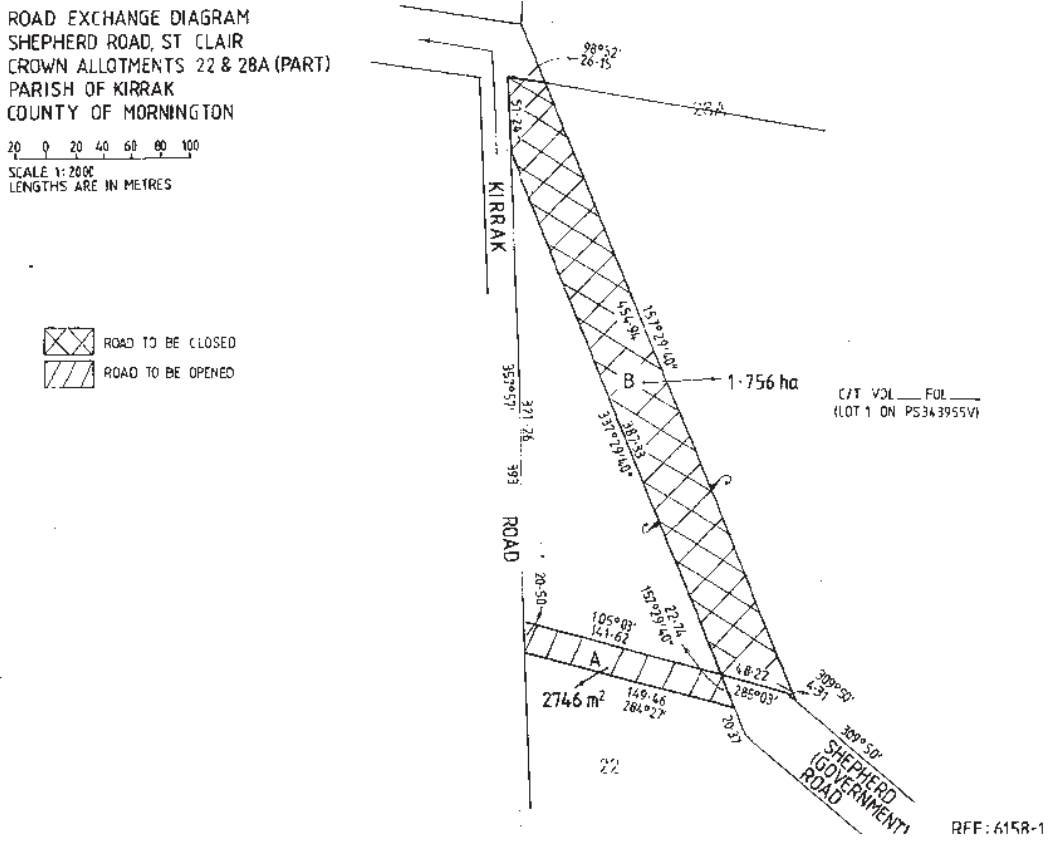
Pursuant to Section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989** the Bass Coast Shire Council at its special meeting held on 2 December 1998, formed the opinion that the road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road by private treaty to the abutting owners.



ALLAN BAWDEN
Chief Executive Officer

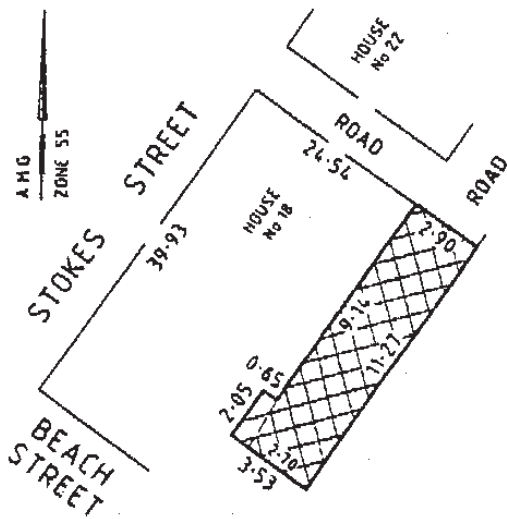
BASS COAST SHIRE COUNCIL
 Road Discontinuance/Road Exchange
 Shepherd Road, St Clair

In accordance with the powers vested in Council in Clause 2 of Section 10 of the **Local Government Act 1989**, the Council hereby gives notice of the discontinuance of that section of road shown cross hatched on the attached plan and the exchange of such land for that section of land shown hatched on the attached plan. The purpose of this notice is to rectify an anomaly between the legal and physical location of Sheperd Road at its intersection with Kirrak Road. The land shown cross hatched is a section of Government Road and the Minister of Conversation and Land Management has given consent to the proposed road deviation and exchange.



Discontinuance of Road

Notice is hereby given that the Port Phillip City Council at its ordinary meeting of 24 June 1998, formed the opinion that the section of road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road, and having advertised and served notices regarding the proposed discontinuance and hearing submissions under Section 223 of the **Local Government Act 1989**, orders that the road abutting 18 Stokes Street, Port Melbourne, be discontinued pursuant to Section 206 and Schedule 10, Clause 3 of the said Act, and the land of the discontinued road be sold by private treaty to the owners of the land abutting the road.



CITY OF BOROONDARA
Road Discontinuance

Kew East

Under Section 206 and Schedule 10 Clause 3 of the **Local Government Act 1989** the Boroondara City Council at its ordinary meeting held on 28 July 1997, formed the opinion that the road shown hatched on the plan below is not reasonably required as a road for public use and resolved to discontinue the road and to sell the land from the road to the abutting owner; notwithstanding such discontinuance, Council and Yarra Valley Water shall continue to have and possess the same right title power authority or interest in relation to the land shown hatched on the said plan as it had possessed prior to such discontinuance.

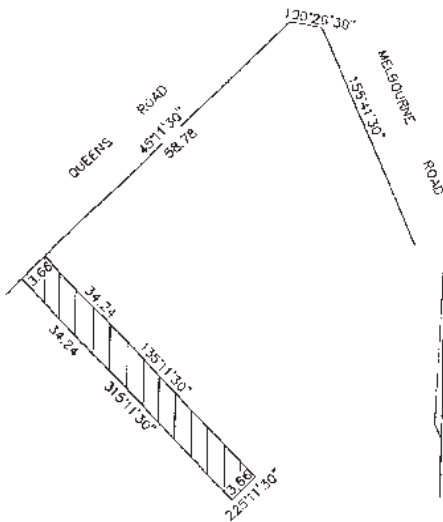
ANNE DUNN
Chief Executive Officer

MORNINGTON PENINSULA SHIRE
COUNCIL

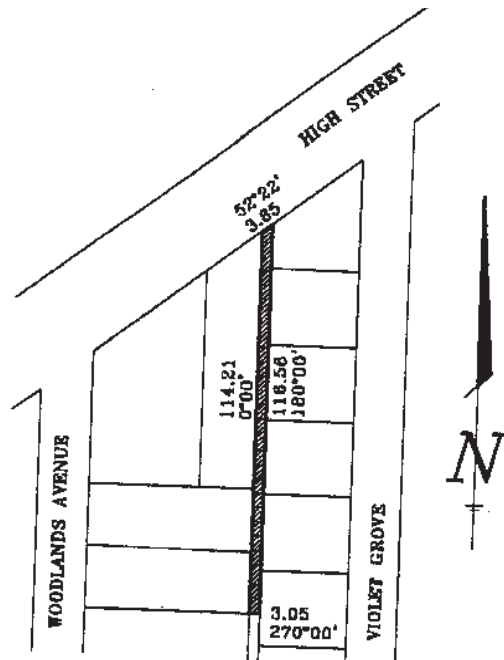
Erratum

Discontinuance of Road

The following plan is substituted for the plan published in the Victoria Government Gazette No. 41, dated 27 April 1983 on page 973, in respect to the discontinuance of the road by the Shire of Flinders.



WARWICK DILLEY
Chief Executive Officer



MICHAEL KENNEDY
Chief Executive Officer

WYNDHAM CITY COUNCIL
Declaration of Public Highway

Under Section 204(1) of the **Local Government Act 1989** (the Act) the Wyndham City Council at its ordinary meeting held on 23 November 1998, formed the opinion that the road shown hatched on the plan below is required to be open to the public for traffic as a

right and declared the road to be a public highway for the purposes of the Act on and from the date of publication of this notice in the Government Gazette.



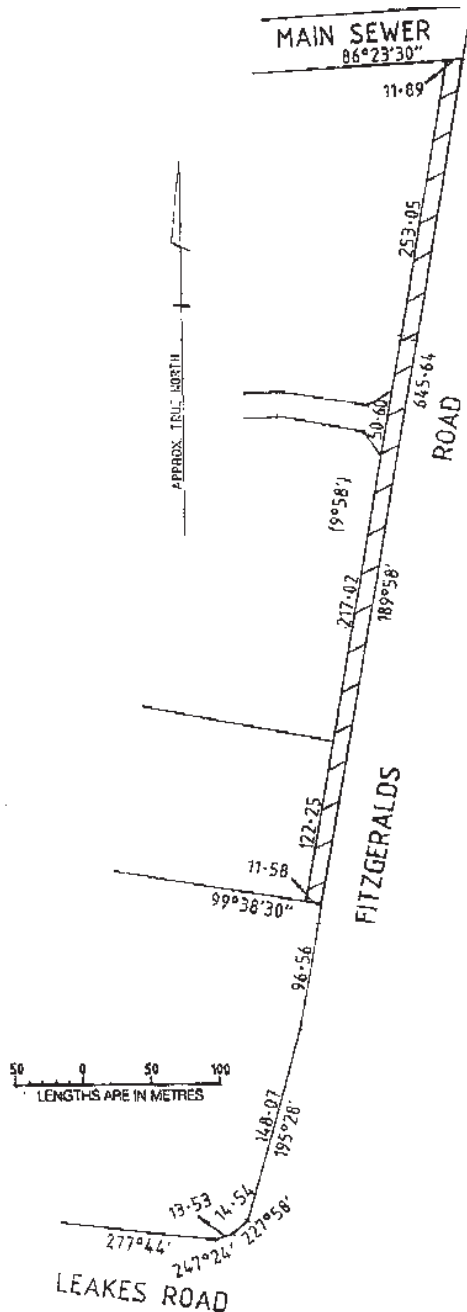
**Naming of Lane at the Rear of
8-14 Fitzroy Street, St Kilda**

Notice is hereby given that, pursuant to section 206 and schedule 10(5) of the **Local Government Act 1989**, the Port Phillip City Council resolved at a meeting held on 25 November 1998, to name the following lane:

- The lane at the rear of 8-14 Fitzroy Street, St Kilda (and which runs off Park Street) is to be named Scoops Lane.

Appropriate signage will be erected shortly. Any queries can be directed to telephone 9209 6692.

ANNE DUNN
Chief Executive Officer



IAN ROBINS
Chief Executive Officer

ALPINE SHIRE COUNCIL
Municipal Places Local Law No. 2

Notice is hereby given that at a meeting at the Alpine Shire Council on December 1, 1998, Council resolved to amend Local Law No. 2 – Municipal Places.

The purpose of the amendment is to extend the time when alcohol consumption is restricted on New Year's Eve and to insert a new map containing the restriction the central business district area of Bright.

A copy of the Local Law can be obtained from the Shire Offices at Bright and the Myrtleford and Mt Beauty Libraries.

The Local Law will come into operation from the date of gazettal.

ALPINE SHIRE
Great Alpine Road, Bright 3741
Phone: (03) 5755 0555
Fax (03) 5755 1811

COLAC OTWAY SHIRE

Notice of Proposed Local Law No. 10

The Council proposes to make a new Local Law entitled "Petitions" (Amendment No. 2) Local Law No. 10 to provide for the process of lodging petitions with Council.

The proposed Local Law is made for the purposes of amending Local Law No. 4 "Meeting Procedure" as follows:

- (a) Clause 21a to be amended to provide for process and procedure in applying to Council for permission to address a meeting of Council;
- (b) New Clause 21A(2A) to provide for the tabling of, processing and determination of the contents of petitions.

A copy of the Local Law is available at Council Offices at Colac between 8.30 a.m. and 5.00 p.m. Monday to Friday and Apollo Bay between 8.30 a.m. and 1.00 p.m. Monday to Friday or by calling (03) 5232 9400.

Any person affected by the proposed Local Law may make a written submission in accordance with Section 223 of the **Local Government Act 1989**. Submissions should be addressed to the Chief Executive Officer, Colac Otway Shire, P.O. Box 283, Colac 3250. Any submission received within 14 day of the date of this notice will be considered by Council.

Any person who has made a written submission to the Council and requested that he or she be heard in support of the written submission is entitled to appear in person or by a person acting on his or her behalf before a meeting of the Council.

GLENN PATTERSON
Chief Executive Officer

WHITTLESEA CITY COUNCIL
Notice of Making of Local Law

Pursuant to section 119(3) of the **Local Government Act 1989**, notice is hereby given that the Whittlesea City Council, at its meeting on 8 December, 1998, resolved to make and confirm General Local Law (No. 1 of 1999).

General Local Law (No. 1 of 1999) is made for the purposes of:-

- (a) controlling and protecting public places and Council land;
- (b) controlling various matters which may adversely affect the amenity of the municipal district and the quality of life of persons within it;
- (c) providing for a safe and healthy environment for persons within the municipal district;
- (d) providing for, controlling and managing the use of premises and vehicles;
- (e) controlling:-
 - (i) sale of goods and services in various locations; and
 - (ii) activities of street vendors and itinerant traders;
- (f) controlling secondary activities on roads including:-
 - (i) trading;
 - (ii) placing of goods and equipment
 - (iii) repairs to vehicles;
 - (iv) processions, street festivals and street parties;
- (g) providing for the physical features of the road and adjacent premises to be managed in a way which attends to the safety and convenience of people travelling on or using the road (whether on foot or by vehicle);
- (h) providing for, controlling and managing traffic and the use of roads and premises by persons, animals and vehicles;
- (i) controlling:-
 - (i) behaviour on roads, public places and Council land;
 - (ii) the numbering of premises;
 - (iii) the placement of things on roads;
 - (iv) obstructions;
 - (v) the use, construction, repair and removal of vehicle crossings and temporary vehicle crossings;
 - (vi) the removal and impounding of vehicles and other things; and
- (j) limiting the use of public places by a certain class of vehicle;
- (k) controlling:-
 - (i) fires, incinerators and fire prevention;
 - (ii) amenity, condition and use of premises;
 - (iii) motorised vehicles;
 - (iv) advertising and bill posting;
 - (v) camping;
 - (vi) animals;
 - (vii) drainage;
 - (viii) noise and
- (l) maintaining at all times a clean and sanitary condition in the municipal district;

- (m) environment control, protection and conservation; and
- (n) generally maintaining the peace, order and good government of the municipal district.

The Local Law seeks to achieve its objectives by requiring that certain activities may not be undertaken at all or without a permit, exception or licence, allowing for conditions and fees to apply for permits or licences and conditions to apply for any exemptions.

It allows for notices to comply to be issued in certain circumstances such as where conditions of a permit are not being met and provides for authorised officers to prosecute offences whether by the issue of infringement notice or by court procedures.

The Local Law will apply to the whole municipal district except in those circumstances where its provisions apply to a localised area or allows for designation of further areas by resolution of Council with appropriate notice and signposting.

A copy of the Local Law can be inspected at the Council Offices, Ferres Boulevard, South Morang between the hours of 8.30 a.m. and 5.00 p.m., Monday to Friday or by calling Angelo Mamatis on telephone 9217 2223.

The Local Law revokes and replaces General Local Law (No. 1 of 1995) and shall come into effect on 1 January 1999.

GRAEME W. BRENNAN
Chief Executive Officer

Planning and Environment Act 1987
WHITEHORSE PLANNING SCHEME
Notice of Amendment
Amendment L43

The City of Whitehorse has prepared Amendment L43 to the Whitehorse Planning Scheme.

The Amendment introduces a site specific control within the Special Use No.1 Zone of the Scheme, to enable the use and development of land at the south-east corner of Canterbury and Elgar Roads, Box Hill for 1530 square metres of office floor space and a medium density housing proposal comprising ten (10) dwellings.

As a result of the Amendment, planning approval will not be required to use and develop the land for offices exceeding 500 square metres and a medium density housing development comprising ten (10) dwellings, provided the use and development is generally in accordance with a Development Plan approved by the Responsible Authority.

The Amendment is required as the provisions of the Special Use No.1 Zone allows, subject to a planning permit, a maximum of 500 square metres of office floor space and prohibits attached and detached dwellings within the zone. The amendment will facilitate the development of the site for the regional headquarters of the Salvation Army.

The Amendment can be inspected at: The City of Whitehorse, Statutory Planning Office, Service Centre, 379 Whitehorse Road, Nunawading, Vic. 3131; Department of Infrastructure, Customer Service Centre, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne, Vic. 3000 and Department of Infrastructure, South-East Metropolitan Regional Office, 12 Lakeside Drive, Tally-Ho Business Park, Burwood East 3151.

Submissions about the Amendment must be sent to Manager, Planning and Building, City of Whitehorse, Locked Bag 2, Eastern Mail Centre 3110 by 9 February 1999.

Dated 11 December 1998

JOHN LUPPINO
Manager Planning and Building

Planning and Environment Act 1987
SURF COAST PLANNING SCHEME
Notice of Amendment
Amendment L54

(Subdivisions-Bells Road, Bellbrae)

The Surf Coast Shire has prepared Amendment L54 to the Surf Coast Planning Scheme.

The land affected is 85 Bells Road, Bellbrae and at 90 Bells Road Bellbrae. The Amendment proposes to allow:

1. Each of the two sites to be subdivided into two approximately equal lots without a permit, provided that:

- the plans of subdivision are referred to the Department of Natural Resources, the Country Fire Authority and the relevant servicing authorities; and any conditions required by these authorities or the Council are satisfied; and
 - the landowners enter into an agreement to reafforest the land accordance with an approved land management plan.
2. The use and development of each of the newly created vacant lots for a house, outbuildings and a dam in accordance with an approved development plan.

The Amendment can be inspected at: Surf Coast Shire 25 Grossmans Road, Torquay 3228; Department of Infrastructure, 63 McKillop Street, Geelong 3220; Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Submissions about the Amendment must be sent to the Senior Statutory Planner, Surf Coast Shire, PO Box 350, Torquay 3228, by Monday 18 January, 1999.

PETER ANDERSON
Chief Executive Officer

Planning and Environment Act 1987
GREATER GEELONG PLANNING SCHEME
Notice of Amendment
Amendments R232 & R235

The City of Greater Geelong has prepared Amendments R232 & R235 to the Greater Geelong Planning Scheme.

Amendment R232

The Amendment proposes to amend the Regional Section of the Greater Geelong Planning Scheme to rezone land known as the Rippleside Shipyards, off Liverpool Street, North Geelong from Special Uses – Port Areas Zone to a new Rippleside Comprehensive Development zone.

Amendment R235

The Amendment proposes to amend the Regional Section of the Greater Geelong Planning Scheme to rezone the whole of the Local Business zone 71A, 71 and 73 Camden Road, Newtown to Residential A zone consistent with the prevailing zoning of the area. Rezoning will facilitate the residential redevelopment

of vacant land, and a vacant shop without restricting the continued operation of the hairdressing business at No. 73.

The Amendment can be inspected at: City of Greater Geelong, 2nd Floor, 103 Corio Street, Geelong; Department of Infrastructure, Office of Planning, 63 McKillop Street, Geelong 3220; Department of Infrastructure, Level 3 Plaza, Nauru House, 80 Collins Street, Melbourne 3000.

Submissions about the amendment must be sent to the Planning Scheme Unit, City of Greater Geelong, P.O. Box 104, Geelong 3220, by Thursday 28 January 1999.

CHUBB FADGYAS
Co-Ordinator Urban & Regional Planning

Creditors, next of kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited A.C.N 064 593 148, 168 Exhibition Street, Melbourne, Victoria, 3000 the personal representative, on or before February 18 1999 after which date State Trustees Limited may convey or distribute the assets having regard only to the claims of which State Trustees Limited then has notice.

BERRIMAN Julie Edith, late of 44 Smorgan Court, Kew Residential Services, Princess Street, Kew, pensioner, who died July 28, 1998.

COWPER-ESSEX Peter Thomas also known as Peter Essex, late of St. Theresa's Private Nursing Home, 10 Geelong Road, Footscray, pensioner, who died October 20 1998.

DODD Florence, late of 260 Barkly Street, St.Kilda, retired, who died September 19, 1998.

FLOROW Alexander, late of City Mariupol Region Donetsk Ukraine, retired, who died December 14, 1993.

GEORGE Alma May, late of Caritas Christi Hospice, 104 Studley Road, Kew, pensioner, who died July 23, 1998.

HAY Maria, late of Bacchus Marsh & District Nursing Home, 1 Calrinda Street, Bacchus Marsh, pensioner, who died October 29, 1998.

JENNINGS Elizabeth Walton, late of Western Private Nursing Home, 46 Commercial Road, Footscray, pensioner who died June 16, 1998.

PARHAM Wendy Dawn, late of 17 Highwood Drive, Wheelers Hill, home duties, who died September 5, 1998.

PILAT Thelma Elizabeth, late of Bethany Nursing Home, 440 Camberwell Road, Camberwell, retired, who died August 31, 1998.

SCOTT Arthur Henry, late of 38 Glengarry Avenue, Burwood, storeman, who died August 22, 1998.

TONCHELLA Fausto Stellio, late of Flat 7, 28 Milton Crescent, Preston, pensioner, who died October 28, 1998.

WALKER Ronald Augustus, late of Sackville Private Nursing Home, 48 Sackville Street, Kew, pensioner, who died October 17, 1998.

WEMBRIDGE Warren Adrian, late of Colanda Training Centre, Forest Street, Colac, pensioner, who died July 31, 1998.

Dated at Melbourne, 10 December 1998.

CATHY VANDERFEEN
Manager, Estate Management
State Trustees Limited

Department of Treasury and Finance

SALE OF CROWN LAND
BY PUBLIC AUCTION

Reference: 97/03115.

Date of Auction: Saturday 6 February 1999 at 2.00 p.m. on site.

Address of Property: Corner Douthie & McQuies Roads, Seville East.

Crown Description: Allotment 103^B, Parish of Wandin Yallock.

Terms of Sale: 10% deposit, balance 60 days.

Area: 3.407 ha.

Officer Co-ordinating Sale: Brian Dee, Senior Project Manager, Victorian Government Property Group, Level 10, 1 Macarthur Street, Melbourne, Department of Treasury and Finance.

Selling Agent: Bell Real Estate, 2457 Warburton Highway, Yarra Junction, Vic. 3797.

ROGER M. HALLAM
Minister for Finance

EXEMPTION

Application No. 124 of 1998

The Victorian Civil and Administrative Tribunal, has considered an application pursuant to Section 83 of the **Equal Opportunity Act 1995** by David Hannan trading as Cardio Kung Fu for exemption from Sections 42, 65, 100 and 195 of that Act. The application for exemption is to enable the applicant to run Cardio Kung Fu classes for women only.

Upon reading the material submitted in support of the application and upon hearing submissions from Mr Hannan and for the Reasons for Decision given by the Tribunal on 9 December 1998, the Tribunal is satisfied that it is appropriate to grant an exemption from Sections 42, 65, 100 and 195 of the Act to run Cardio Kung Fu classes for women only.

The Tribunal hereby grants an exemption to the applicant from the operation of Sections 42, 65, 100 and 195 of the **Equal Opportunity Act 1995** to enable the applicant to run Cardio Kung Fu classes for women only.

This exemption is to remain in force from the day on which notice of the exemption is published in the Government Gazette until 16 December 2001.

Dated 9 December 1998.

CATE McKENZIE
Deputy President

N.B. A copy of the Reasons for Decision is available from the Registrar of the Anti-Discrimination List.

Plant Health and Plant Products Act 1995
NOTICE OF IMPORTATION ORDER
Order Prohibiting or Restricting the Entry or Importation of Lupin in Victoria

I, Patrick McNamara, Minister for Agriculture and Resources, give notice of an importation order under section 24 of the **Plant Health and Plant Products Act 1995** prohibiting subject to conditions or restricting the entry or importation of any plant or plant product of *Lupinus* species and any agricultural equipment or package that has been used with that species so as to prevent the introduction or spread of the exotic disease Lupin anthracnose *Collectotrichum gloeosporioides* (severe strain) into Victoria.

A copy of the Order may be obtained by contacting the Plant Standards Branch on (03) 9210 9390.

Dated 10 December 1998.

PATRICK McNAMARA
Minister for Agriculture and Resources

Pipelines Act 1967 No. 7541

VARIATION TO PERMITS TO OWN AND USE PIPELINES

I, the Minister for Agriculture and Resources for the State of Victoria, hereby give notice in accordance with the provisions of Section 12(B) of the **Pipelines Act 1967**, that the lengths of the routes of the following Permits to own and use pipelines, granted to Stratus Networks (Assets) Pty Ltd have been varied to reflect the lengths of the pipelines constructed along those routes. The varied lengths are listed in the fourth column below:-

Permit to Own Use a Pipeline Number	Location of Pipeline	Lengths (kms) of the pipeline deleted	Length (kms) of the pipeline substituted
11	BP Westernport to Dandenong	39.12	39.10
49	Dandenong to Frankston	29.50	24.0
61	Hastings to Tyabb	4.08	3.44
62	Tyabb to Mornington	12.87	12.66
85	Bangholme	2.14	2.10
103	Shepparton City Gate to Shepparton	10.47	10.28
115	John Lysaght (Australia) Ltd, Hastings	1.66	1.58
219	Wodonga City Gate to Murray River	8.40	8.30

Dated 2 December 1998

PATRICK McNAMARA
Minister for Agriculture and Resources

Pipelines Act 1967 No. 7541

VARIATION TO LICENCES TO CONSTRUCT AND OPERATE PIPELINES

I, the Minister for Agriculture and Resources for the State of Victoria, hereby give notice in accordance with the provisions of Section 28(A) of the **Pipelines Act 1967**, that the lengths of the pipelines of the following Licences to Construct and Operate Pipelines, granted to Stratus Networks (Assets) Pty Ltd have been varied as listed in the fourth column below:-

Permit to Own Use a Pipeline Number	Location of Pipeline	Lengths (kms) of the pipeline deleted	Length (kms) of the pipeline substituted
11	BP Westernport to Dandenong	39.12	39.10
49	Dandenong to Frankston	29.50	24.0
61	Hastings to Tyabb	4.08	3.44
62	Tyabb to Mornington	12.87	12.66
85	Bangholme	2.14	2.10
103	Shepparton City Gate to Shepparton	10.47	10.28
115	John Lysaght (Australia) Ltd, Hastings	1.66	1.58
219	Wodonga City Gate to Murray River	8.40	8.30

Dated 2 December 1998

PATRICK McNAMARA
Minister for Agriculture and Resources

Vocational Education and Training Act 1990
DECLARATION THAT SPECIFIED CLASSES OF TRAINING
AGREEMENTS ARE EXEMPT FROM STATE TRAINING WAGE PROVISIONS

Purpose

1. The purpose of this instrument is to exempt from the State Training Wage provisions of the Vocational Education and Training Act 1990 (the Act) specified classes of training agreements.

Background

2. Schedule 3 of the Act contains provisions relating to the payment of training wages for apprentices employed under training agreements. Clause 2 (3) of that Schedule empowers the State Training Board of Victoria to declare any class of training agreements to be a class of training agreement to which the Schedule does not apply.

Authorising Provision

3. This Declaration is made pursuant to clause 2 (3) of the Schedule 3 to the Act.

Declaration of Exemption

4. The State Training Board of Victoria declares training agreements entered into under the following approved training schemes to be classes of training agreements to which schedule 3 of the Act does not apply:

VOCATION	APPROVED TRAINING SCHEME
Aircraft Maintenance Engineer - Avionics	3212EAN Certificate in Engineering (Aircraft Avionics - Maintenance)
Aircraft Maintenance Engineer - Mechanical	3212EAO Certificate in Engineering (Aircraft Avionics - Overhaul and Repair)
Aircraft Maintenance Engineer - Structures	3212EAP Certificate in Engineering (Aircraft Mechanical - Maintenance)
Aircraft Mechanic - Avionics	3212EAQ Certificate in Engineering (Aircraft Mechanical - Overhaul and Repair)
Aircraft Mechanic - Mechanical	3212EAR Certificate in Engineering (Aircraft Structures - Maintenance)
Aircraft Mechanic - Structures	3212EAS Certificate in Engineering (Aircraft Structures - Manufacturing)
Automotive Electrical, Automotive Engine Reconditioning, Automotive Mechanics	2306AGB Certificate III in Automotive Repair, Service and Retail (Streams: Light Vehicle Mechanics, Automatic Transmission, Diesel Fuel Injection, Automotive Engine Reconditioning, Heavy Vehicle Mechanic - Road Transport, Heavy Vehicle Mechanic - Agriculture, Heavy Vehicle Mechanic - Earthmoving and Industrial, Electrical)
Electrical Instrument Control	2406ANC Certificate IV In Electrical (Electrical Instrument Control)
Automotive Mechanics (Light Stream)	3212EKE Apprenticeship Certificate: (Motor Mechanics - Light Stream)
Sprinkler Fitting	13190VIC Certificate III in Sprinkler Fitting

Flower Growing, Fruit Growing, Gardening, Nurseryman, Landscape Gardening	2301AGA Certificate III in Horticulture (Floriculture, Gardening, Nursery, Landscape)
Breadmaking	2311AKC Certificate III in Breadmaking (Apprenticeship)
Screen Printing	1177NSW Certificate III in Screen Printing
	3221ERA Certificate in Engineering Production (Level 2) ALCOA

5. The State Training Board of Victoria declares training agreements entered into under the following approved training schemes, between employers and apprentices who have also entered into Australian Workplace Agreements or Certified Agreements under the **Commonwealth Workplace Relations Act 1996**, to be classes of training agreements to which Schedule 3 of the Act does not apply.

COURSE CODE	APPROVED TRAINING SCHEME
2206AGB	Certificate II in Automotive Repair, Services and Retail (Streams: Accessory Fitting, Brake and Underbody Services, Exhaust Services, Glazing, Paint Services, Panel Beating Services, Radiator Services, Replacement Parts, Sales, Service Station Operator, Tyre Services, Vehicle Detailing, Vehicle Dismantling, Automotive Cylinder Head Reconditioning, Bicycle Mechanic Level 1, Automotive Sales (Aftermarket))
2206AGB	Certificate II in Automotive Repair, Services and Retail (Streams: Clerical)
2206AGB	Certificate II in Automotive Repair Services and Retail (Streams: Bicycle Mechanic Small Business Operations (Level 2))
2206APA	Certificate II in Concrete Products (Manufacturing)
2306AHA	Certificate III in Concrete Products (Manufacturing)
2311AFA	Certificate III in Cleaning Operations
12280ACT	Certificate II in Sports and Recreation (Operations) Traineeship (Streams: General Service and Maintenance, Horse Racing, Sport & Recreation Administration, Athlete Career Education, Fitness Instruction, Sales/Marketing, General Service & Catering, Sports Training & Conditioning, Equine, Community Recreation, Outdoor Recreation)
2204AAB	Certificate II in Business (Small Business Traineeship)
2304AIC	Certificate III in Business (Stream: Exhibition)

2304AFA	Certificate III in Finance (Life Insurance Distribution)
11552TAS	Certificate II in Administration (Local Government Assets)
2404AJC	Certificate IV in Business (Financial Services - Distribution)
ACT8054	Certificate III in Laboratory Skills
3221ERA	Certificate in Engineering Production (Level 2)
11535QLD	Certificate II in Hospitality Practices (Traineeship)
2206AUA	Certificate II in Packaging, Fibreboard and Carton Manufacture
SA3461	Certificate III in Food Processing (Wine) - Streams: Viticulture, Cellar Operations)
ACT8052	Certificate II in Telecommunications Cabling
QLD2251	Certificate IV in Engineering (Technician Traineeship)
ZCA20197	Certificate II in Engineering (Service Technician Portable Fire Equipment - Chubb)
ZCA30197	Certificate III in Engineering (Service Technician Portable Fire Equipment - Chubb)
2205ABA	Certificate II in Cablemaking (Traineeship)
2206ATA	Certificate II in Food Processing (Flour Milling and Stockfeed Milling)
2206ARA	Certificate II in Food Processing (General Foods)
SA3462	Certificate II in Food Processing (Wine) (Streams: Laboratory, Warehouse/Distribution, Bottling & Packaging, Viticulture, Cellar Operations, Cellar Door Sales)
2307AIC	Certificate III in Community Services (Personal Carer)
2407AHC	Certificate IV in Community Services (Disability - Adult Support Services, Residential)
2407AIC	Certificate IV in Community Services (Youth, Child and Family)
10547ACT	Certificate III in Children's Services (Traineeship)
ACT4193	Certificate II in Communications (Cabling/Equipment Installation) Traineeship
2301AGA	Certificate III in Horticulture (Production)

TAS3485	Certificate II in Agriculture (Rural Merchandising)
2206ANC	Certificate II in Printing (Mail House Operations)
2211AOB	Certificate II in Security Personnel Development
TAS3229	Certificate IV in Retail (Department Supervision)
TAS3230	Diploma of Retail (Store Operations)
TAS3231	Advanced Diploma of Retail (Store Management)
ACT1500	Certificate III in Retail (Community Pharmacy Operations - Supervision)
ACT1499	Certificate III in Retail (Community Pharmacy - Marketing)
ACT1498	Certificate III in Retail (Community Pharmacy - Operations)
2211AHC	Certificate II in Retail Sales (Hardware)
2111AEA	Certificate I in Retail Operations
2111AGA	Certificate II in Retail Operations
2211AHC	Certificate II in Retail Studies (Hardware)
2311AHA	Certificate III in Retail Operations
2311AJC	Certificate III in Retail Supervision (Hardware)
2411ADA	Certificate IV in Retail Management
TAS3511	Certificate I in Textile Care (Laundry, Dry Cleaning)
2411AIC	Certificate IV in Clothing Industry Studies
2511AGC	Diploma in Clothing Industry Studies
2211AAA	Certificate II in Transport and Distribution (Warehousing)
2211ADC	Certificate II in Transport and Distribution (Occupational Studies)
2211AHA	Certificate II in Transport and Storage (Road Transport)
QLD3789	Certificate II in National Stevedoring
2411AAA	Certificate IV in Transport and Storage (Warehousing)
2311ADA	Certificate III in Transport and Storage (Warehousing)
2311AGA	Certificate III in Transport and Storage (Road Transport)

2411ACA	Certificate IV in Transport and Storage (Road Transport)
11510NSW	Certificate III in International Logistics
TDT20197	Certificate II in Transport and Distribution (Warehousing)
TDT20297	Certificate II in Transport and Distribution) (Road Transport)
TDT20397	Certificate II in Transport and Distribution (Stevedoring)
TDT30197	Certificate III in Transport and Distribution (Warehousing)
TDT30297	Certificate III in Transport and Distribution (Road Transport)
TDT30397	Certificate III in Transport and Distribution (Stevedoring)
TDT40197	Certificate IV in Transport and Distribution (Warehousing)
TDT40297	Certificate IV in Transport and Distribution (Road Transport)
TDT40397	Certificate IV in Transport and Distribution (Stevedoring)
ACT4193	Certificate II in Communication (Cabling/Equipment Installation) Traineeship
FNA20298	Certificate II in Finance (Credit Management)
FNA20198	Certificate II in Finance (Retail Financial Services)
FNA30398	Certificate III in Finance (Credit Management)
FNA30298	Certificate III in Finance (Mercantile) (Mercantile Agents)
FNA30498	Certificate III in Finance (Personal Trust Administration)
FNA30198	Certificate III in Finance (Retail Financial Services)
FNA40298	Certificate IV in Finance (Credit Management/Mercantile Agents)
FNA40398	Certificate IV in Finance (Personal Trust Administration)
FNA40198	Certificate IV in Finance (Retail Financial Services)
FNA50298	Diploma in Finance (Credit Management)

FNA50398	Diploma in Finance (Personal Trust Administration)
FNA50198	Diploma in Finance (Retail Finance Services)
THH11097	Certificate I in Hospitality (Operations)
THH11197	Certificate I in Hospitality (Kitchen Operations)
THH21897	Certificate II in Hospitality (Operations)
THH21197	Certificate II in Hospitality (Security)
THH21297	Certificate II in Hospitality (Commercial Cookery)
THH21397	Certificate II in Hospitality (Patisserie)
THH21797	Certificate II in Hospitality (Asian Cookery)
THH21997	Certificate II in Hospitality (Catering Operations)
THH32797	Certificate III in Hospitality (Food Beverage)
THH32897	Certificate III in Hospitality (Accommodation Services)
THH31497	Certificate III in Hospitality (Security)
THH31697	Certificate III in Hospitality (Patisserie)
THH32997	Certificate III in Hospitality (Catering Operations)
THH32097	Certificate III in Hospitality (Asian Cookery - Chinese)
THH32197	Certificate III in Hospitality (Asian Cookery - Thai)
THH32297	Certificate III in Hospitality (Asian Cookery - Indian)
THH32397	Certificate III in Hospitality (Asian Cookery - Indonesian)
THH32497	Certificate III in Hospitality (Asian Cookery - Malay and Noya)
THH32597	Certificate III in Hospitality (Asian Cookery - Japanese)
THH32697	Certificate III in Hospitality (Asian Cookery - Vietnamese)
10545NSW	Certificate II in Photographic Retail Industry (Traineeship)
10546NSW	Certificate III in Photographic Retail Industry (Traineeship)
2311ADC	Certificate III in Funeral Industry (Coffin and Casket Manufacturing)
2406AFC	Certificate IV in Textiles (Manufacturing Technology)

2406AAC	Certificate IV in TCF Technician
2306AFA	Certificate III in Textile Production
2506ACC	Diploma of Textiles (Manufacturing Technology)
13071TAS	Certificate II in Communication (Call Centres)
13072TAS	Certificate III in Communication (Call Centres)
13073TAS	Certificate IV in Communication (Call Centres)
13956VIC	Certificate III in Call Centre Operations
2206ARA	Certificate II in Food Processing (General Foods)
2311ANC	Certificate III in Food Processing (General Foods)
NSW3445	Certificate II in Information Technology Traineeship (Streams: Computer Applications, Computer Sales, Computer Support, General, Year 2000)
10556ACT	Diploma of Children's Services (Centre Based Care)
14143VIC	Certificate III in Telecommunications (Advanced Customer Service)
2305AAA	Certificate III in Education (Library Aid)

Meaning of terms

6. In this Declaration, "approved training scheme", "apprentice" and "training agreement" have the same meanings as in the Act.

Dated 15 December 1998.

PATRICIA NEDEN
General Manager
Client Relations Management)
(Delegate of the State Training Board)

Private Agents Act 1966**NOTICE OF RECEIPT OF APPLICATIONS FOR LICENCES UNDER THE PROVISIONS OF THE PRIVATE AGENTS ACT 1966**

I, the undersigned, being the Deputy Registrar of the Melbourne Magistrates' Court hereby give notice that applications, as under have been lodged for hearing by the said Court on the date specified.

Any person desiring to object to any such application must:

- (a) lodge with me a notice in the prescribed form of his objection and of the grounds thereof;
- (b) cause a copy of such notice to be served personally or by post upon the applicant at least three days before the hearing of the application; and
- (c) send or deliver
 - (i) where the objection is not made by the officer in charge of the police district in which the Court is situated — a copy of the notice to such officer; and
 - (ii) where the objection is not made by the Registrar or Deputy Registrar — a copy to the Registrar.

<i>Full name of Applicant or in the case of a Firm or Corporation, of the Nominee</i>	<i>Place of Abode of Applicant or Nominee</i>	<i>Name of Firm or Corporation</i>	<i>Address for Registration</i>	<i>Type of Licence</i>	<i>Date of Hearing of Application</i>
Gregory Harold Dilanian	160 Johnston Street Fitzroy 3065	B. & F. Associates	160 Johnston Street Fitzroy 3065	Commercial Agents	
Richard John Burgess	160 Johnston Street Fitzroy 3065	B. & F. Associates	160 Johnston Street Fitzroy 3065	Commercial sub-Agents	
Dean Andrew Gall	14 Winstanley Road, East Geelong 3219	Melbourne Markets Credit Service P/L	542 Footscray Road, Footscray 3011	Commercial sub-agents	
Andrew Michael Edwards	160 Johnston Street Fitzroy 3065	B. & F. Associates	160 Johnston Street Fitzroy 3065	Commercial sub-Agents	
Gordana Madzar	50 Manning Clark Road Mill Park Victoria	Shield Mercantile Pty Ltd	Level 3, 620 Bourke Street, Melbourne	Commercial sub-Agents	
Rebecca Lee Wood	22 Avon Street Moorabbin 3189	Shield Mercantile Pty Ltd	Level 3, 620 Bourke Street, Melbourne	Commercial sub-Agents	
Christopher John Bounden	1487 Bairnsdale Dargo Road Walpa	Shield Mercantile Pty Ltd	620 Bourke Street, Melbourne	Commercial sub-Agents	
Maurice Billon	15 Lancelot Court, St. Albans 3021	Shield Mercantile Pty Ltd	Level 3, 620 Bourke Street, Melbourne	Commercial sub-Agents	
Paul James Senese	52 Symon Crescent, Greensborough 3088	Shield Mercantile Pty Ltd	Level 3, 620 Bourke Street, Melbourne	Commercial sub-Agents	

PETER MITHEN

Deputy Registrar Melbourne Magistrates' Court

Crown Land (Reserves) Act 1978

ORDER GIVING APPROVAL TO GRANT OF A LEASE UNDER SECTIONS 17D AND 17DA

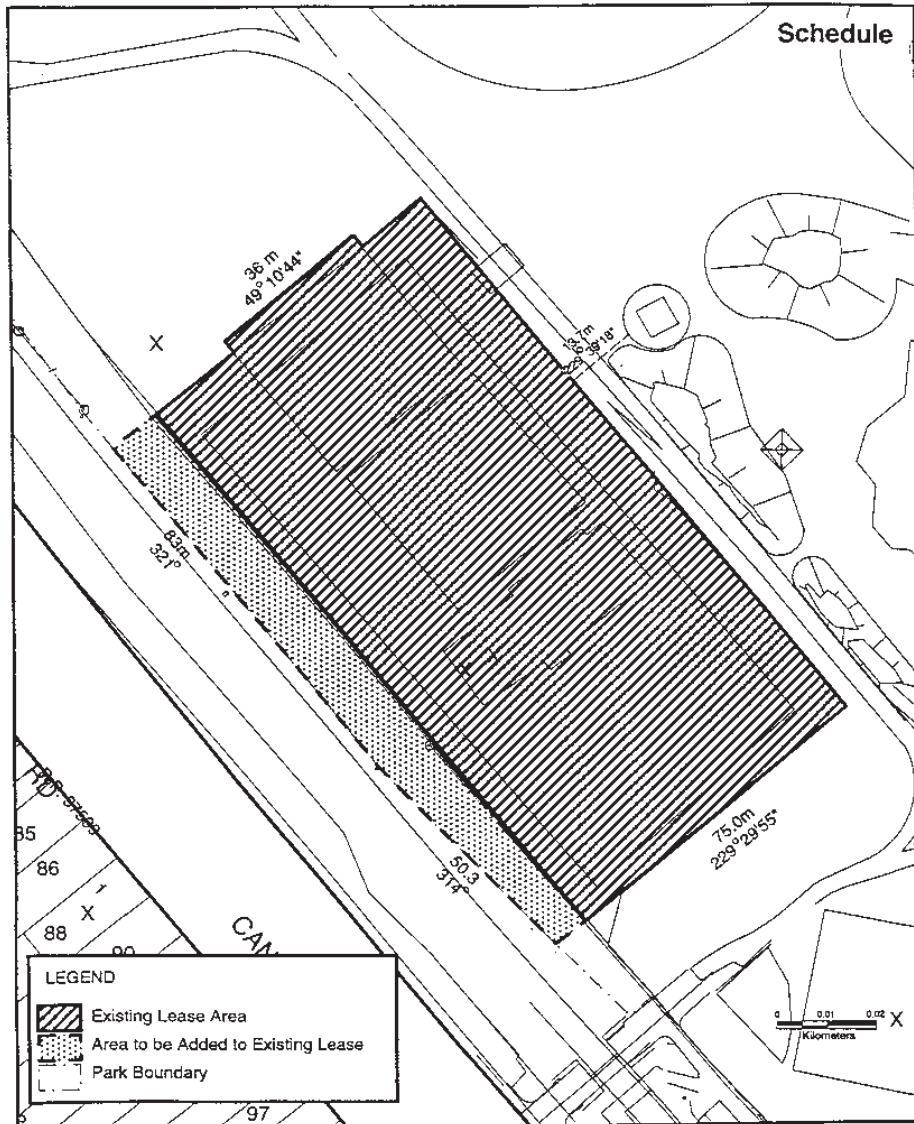
Under sections 17D and 17DA of the **Crown Land (Reserves) Act 1978** I, Marie Tehan, Minister for Conservation and Land Management, being satisfied that there are special reasons which make the granting of a lease reasonable and appropriate in the particular circumstances and to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**, approve the granting of a lease by Parks Victoria to Middle Park Bowling Club Incorporated for Bowling, Petanque and associated activities over an area of Albert Park described in the Schedule below and, in accordance with section 17D(3)(a) of the **Crown Land (Reserves) Act 1978**, state that:

- (a) there are special reasons which make granting the lease reasonable and appropriate in the particular circumstances; and

- (b) to do this will not be substantially detrimental to the use and enjoyment of any adjacent land reserved under the **Crown Land (Reserves) Act 1978**.

SCHEDULE

The land shown by dapple shading on the following plan, being part of the land permanently reserved for Public Park by Order in Council dated 10 October 1995, and published in the Government Gazette on 12 October 1995, page 2900. — Rs 3221.



J:\MAPPING\981015\98101501.wor



Copyright reserved by the State of Victoria
 Department of Land, Air and Water Resources
 24 September 1998



Albert Park
 Middle Park Bowling Club
 Map 1 of 1



Dated 4 December 1998.

MARIE TEHAN
 Minister for Conservation
 and Land Management

Dairy Industry Act 1992
VICTORIAN DAIRY INDUSTRY
AUTHORITY
Determination

This Determination is made by the Victorian Dairy Industry Authority under the powers conferred by Section 61 of the **Dairy Industry Act 1992** and shall come into operation on 1 December 1998.

The definition and price specified in this Determination applies to a new category of market milk.

The Determination of milk prices made by the Victorian Dairy Industry Authority and published in the Government Gazette dated 22 October 1998 is continued.

DETERMINATION
PART 1

Prices Payable for Sales of Standardised Raw Milk

Export sales are sales for the purpose of human consumption as a liquid beyond the territorial limits of the Commonwealth of Australia.

PART 2

Prices Payable for Milk Supplied to Processors by the Authority

- m) Standardised raw milk for processing as organic milk for sale by export will be 27.49 cents per litre.
- n) Standardised raw milk for processing as concentrated skim milk for use to adjust the solids content in market milk for sale in Victoria will be 33.97 cents per litre.
- o) Standardised raw milk for processing as concentrated skim milk for use to adjust the solids content in market milk for sale in Australia but outside Victoria will be 33.72 cents per litre.

TOM AUSTIN
Chairman

Stamps Act 1958
NOTICE UNDER SECTION 40A
Pursuant to section 40A of the **Stamps Act 1958** I hereby declare:

AP-377 Qantas Staff Credit Union Limited
to be an "Authorised Persons" effective from 7 December, 1998 in relation to the stamping of Mortgages, Bonds, Debentures and Covenants.
Dated 7 December 1998.

DAVID POLLARD
Commissioner of State Revenue

Stamps Act 1958

NOTICE UNDER SECTION 40A

Pursuant to section 40A of the **Stamps Act 1958** I hereby declare:

AP-379 Fogarty & Bacchetti

to be an "Authorised Persons" effective from 10 December, 1998 in relation to the stamping of Transfers of Land, Leases, Agreements to Lease, Assignments or Transfers of Lease and Instruments of Settlement.

Dated 10 December 1998.

DAVID POLLARD
Commissioner of State Revenue

Country Fire Authority Act 1958
DECLARATION OF FIRE DANGER PERIOD

In pursuance of the powers conferred by Section 4 of the **Country Fire Authority Act 1958**, I, Leonard Raymond Foster, Chairman of the Country Fire Authority, after consultation with the Secretary of Natural Resources and Environment, hereby declare the following periods to be the Fire Danger Period in the municipal districts of the municipalities or parts of municipalities specified, commencing on the dates shown and, unless varied by subsequent declaration, ending at 01.00 hours on Saturday 1 May, 1999.

To commence from 01.00 hours on Monday 21 December, 1998:

City of Greater Geelong
Surf Coast Shire Council
Borough of Queenscliffe
Golden Plains Shire Council
Corangamite Shire Council
City of Ballarat
Hepburn Shire Council
Moorabool Shire Council
Pyrenees Shire Council
Rural City of Ararat
City of Hobsons Bay
Hume City Council
Macedon Ranges Shire Council
Melton Shire Council
Whittle Shire Council (Those portions not included in the Metropolitan Fire District)
Wyndham City Council (Those portions not included in the Metropolitan Fire District).

L. FOSTER
Chairman

Vocational Education and Training Act 1990
 MINISTERIAL DIRECTIONS TO
 COUNCILS OF TAFE INSTITUTES AND
 UNIVERSITIES WITH TAFE DIVISIONS
 (AMENDMENT) 1998

PURPOSE

1. The purpose of these Directions is to amend the *Ministerial Directions to Councils of TAFE Institutes and Universities with TAFE Divisions* given on 7 December 1995, and amended on 2 October 1997, (the Ministerial Directions) to reflect changes to conditions of employment in the Victorian Public Service.

AUTHORITY FOR DIRECTIONS

2. These Directions are given pursuant to section 6A of the **Vocational Education and Training Act 1990**.

COMMENCEMENT

3. These Directions commence on the date they are given.

DIRECTIONS ABOUT THE EMPLOYMENT OF STAFF

4. For clause 12.2(d) of the Ministerial Directions, **substitute** -

‘(d) the Public Sector Employment Principles in section 7, and the Public Sector Conduct Principles in section 8, of the **Public Sector Management and Employment Act 1998**, and the *Code of Conduct for the Victorian Public Sector* as in force from time to time;’

5. In Schedule 3 to the Ministerial Directions, for clauses 3.12 to 3.16 **substitute** -

“3.12 A Council must, in respect of each management staff position -

- (a) assign a TAFE executive officer (TEO) level to the position; and
- (b) determine the amount of remuneration package for the position

in accordance with the following table and these Directions.

TEO LEVEL	POINTS FACTOR SCORE	REUMNERATION RANGE
2	700 - 1124	\$84,542 - \$120,203
1	1125 - 1649	\$114,227 - 143,009

- 3.13 Before a TEO level is assigned to a management staff position, or the level is varied, the Council must arrange for a work value assessment to be conducted in respect of the position.

- 3.14 The assessment must be conducted in accordance with the process known as the Cullen Egan and Dell Points Factor Evaluation System.

- 3.15 The Points Factor Score is a guide only and is useful for establishing role relativities. There is no direct relationship between the Points Factor Score and remuneration. However, in establishing the relative worth of roles within the same TEO level, Councils should consider the relationship to benchmark roles.

- 3.16 The assessment of all Institute Director positions must be submitted to the Minister, or a person nominated by the Minister, for approval of the level.

6. In clause 3.22(a)(i) of Schedule 3 to the Ministerial Directions, for ‘fixed by the Minister’ **substitute** ‘fixed by these Directions’.

7. In Schedule 3 to the Ministerial Directions, after clause 3.22, **insert** -

“3.22A Clause 3.22(a) does not prevent ad hoc remuneration adjustments within the two year period if the Council considers that failure to provide the adjustments would result in the loss of a valued executive to the institution.”

Dated 25 November 1998.

PHIL HONEYWOOD MP
 Minister for Tertiary Education and Training

Building Act 1993
 BUILDING REGULATIONS 1994
 Notice of Accreditation

Pursuant to Part 14 of the Building Regulations 1994 a Certificate of Accreditation (Number V98/02) has been issued to Westwools Carpets, of 3 Stockdale Road, O’Connor, WA 6163, by the Building Control Commission for “Collins & Aikman ‘Infinity’ carpet with condensed vinyl cushion, Styles 727(RS) and 1482(non RS)”.

The Building Regulations Advisory Committee appointed under Division 4 of Part 12 of the **Building Act 1993** after examination of an application for the accreditation of Collins & Aikman 'Infinity' carpet with condensed vinyl cushion, Styles 727(RS) and 1482(nonRS), as a floor covering suitable for use in certain Class 9 buildings, determined that Collins & Aikman 'Infinity' carpet with condensed vinyl cushion, Styles 727(RS) and 1482(nonRS) complies with the requirements of: Clauses CP3 and CP4 of Volume One of the Building Code of Australia 1996, as adopted by the Building Regulations 1994, as those Clauses apply to floor coverings in a patient-care area in a Class 9a building or in the auditorium or audience seating area in a Class 9b building not protected by a sprinkler system used as a theatre or public hall.

Conditions for use are provided on the Certificate and identification details are provided in the one (1) date sheet attached to the Certificate.

COLIN McBURNEY
Secretary

Building Regulations Advisory Committee

Building Act 1993

BUILDING REGULATIONS 1994

Notice of Accreditation

Pursuant to Part 14 of the Building Regulations 1994 a Certificate of Accreditation (Number V98/03) has been issued to Westwools Carpets, of 3 Stockdale Road, O'Connor, WA 6163, by the Building Control Commission for "Collins & Aikman 'Explorer' carpet with condensed vinyl cushion, Styles 6151(RS) and 1760(non RS)".

The Building Regulations Advisory Committee appointed under Division 4 of Part 12 of the **Building Act 1993** after examination of an application for the accreditation of Collins & Aikman 'Explorer' carpet with condensed vinyl cushion, Styles 6151(RS) and 1760(nonRS), as a floor covering suitable for use in certain Class 9 buildings, determined that Collins & Aikman 'Explorer' carpet with condensed vinyl cushion, Styles 6151(RS) and 1760(nonRS) complies with the requirements of: Clauses CP3 and CP4 of Volume One of the Building Code of Australia 1996, as adopted by the Building

Regulations 1994, as those Clauses apply to floor coverings in a patient-care area in a Class 9a building or in the auditorium or audience seating area in a Class 9b building not protected by a sprinkler system used as a theatre or public hall.

Conditions for use are provided on the Certificate and identification details are provided in the one (1) date sheet attached to the Certificate.

COLIN McBURNEY
Secretary

Building Regulations Advisory Committee

Marine Act 1988

NOTICE NO. 4 AMENDING NOTICE NO.1 MADE UNDER SECTION 15(2)

Notice is hereby given of the following amendments to Notice No.1 made under section 15(2) of the **Marine Act 1988** and published in the Government Gazette G26 on 2 July 1998.

These amendments were made by the Marine Board of Victoria on 14 December 1998 under section 15(2) of the **Marine Act 1988** on the recommendation of Commander A R Johnson, a member of the Victoria Police.

Amendments to Notice No. 1

Amendments to Schedule 91 in Notice No.1

1. For Schedule 91 in Notice No.1 substitute -
"SCHEDULE 91"
WATERS - THE GOULBURN RIVER FROM
HUGHES CREEK TO GOULBURN WEIR
INCLUDING LAKE NAGAMBIE
Local Authority - Strathbogie Shire Council
1. Specification of exceptions to Clauses 3(a) and 3(b).
 - (a) The provisions of Clause 3(a) do not apply to the waters of the Goulburn River from the junction with Hughes Creek to the junction with Major Mitchell Creek.
 - (b) The provisions of Clause 3(a) do not apply to the waters of the Goulburn River from Old Chinaman's Bridge to the Goulburn Weir, including Lake Nagambie.
 - (c) The provisions of Clause 3(b) do not apply to the waters of the Goulburn River described in Item 7(b) of this

Schedule in relation to fixed or floating structures associated with waterskiing activities.

2. Specification of Access lane.

The area of the waters of Lake Nagambie between two lines marked by beacons extending 50 metres from the waters edge commencing approximately 90 metres south of the launching ramp at the Chinaman's Bridge Caravan Park on the western shore of the Lake for approximately 120 metres is an access lane.

3. 5 knot speed restriction zones for the purposes of Clause 7.

(a) Within the Goulburn River between the northern extremity of the Chinaman's Bridge Caravan Park and the old Chinaman's Bridge and marked by signs.

(b) Within the eastern and western backwaters of the Goulburn Weir immediately south of Kirwan's Bridge and marked by signs.

(c) In the Goulburn River adjacent to Turner Island from its northern extremity upstream for a distance of approximately 800 metres and marked by signs.

(d) Between a line extending east-west across the reservoir between a sign situated on the west bank approximately 280 metres south of the Cattnach Canal Offtake and a sign on the opposite bank, and all waters north of such line to the prohibited area at the weir.

(e) The waters of Lake Nagambie in the basin area in the south east corner of the Lake adjacent to the town east of a imaginary line commencing at a marker buoy on the north west corner of the "No Boating Zone" as described in Item 6(c) of this Schedule, then in a north easterly direction for approximately 200 metres to a marker buoy, then north approximately 120 metres to a marker buoy, then in a westerly direction for approximately 170 metres to a marker buoy, then north westerly approximately 200 metres to a marker buoy and then east to a sign on

the foreshore adjacent to Young Street.

(f) All the waters within Furlong Cove west of an imaginary line extending from a sign on Willow Point south east to a sign on the foreshore approximately 10 metres north of the boat ramp.

(g) Within Lake Nagambie in the area of the Chinaman's Bridge Caravan Park known as the scour located between signs on the foreshore marking the western entrance into the scour from the Goulburn River to an imaginary line of approximately 150 metres in length across the eastern entrance to the scour as marked by an imaginary line from a sign on Willow Point extending northerly to a buoy 30 metres from the waters edge on the opposite foreshore and then continuing the line 30 metres from the waters edge to the southern boundary of the access lane described in Item 2 of this Schedule.

(h) Within the Goulburn River between marker buoys situated approximately 150 metres upstream from the landing point below Chateau Tahbilk Winery to marker buoys situated approximately 150 metres downstream from the landing point.

(i) Within the Goulburn River between marker buoys situated approximately 300 metres upstream from the Mitchelton Winery landing and marker buoys situated downstream approximately 100 metres downstream from the landing.

(j) The waters east of an imaginary line commencing at a sign on the foreshore approximately 250 metres south east of Lobbs Point and extending to a buoy approximately 50 metres from the waters edge adjacent to Church Street and then south westerly to the north east corner of the "Exclusive and Special Purpose Area" described in Item 7(a) of this Notice.

4. 20 knot speed restriction zone for the purposes of Clause 7.

(a) The waters of the Goulburn River from 200 metres west of Teddy Bear Island downstream to Kirwan's Bridge are

subject to a speed restriction of 20 knots, excluding the "5 knot zone" described in Item 3(c) on this Schedule and as marked by signs.

- (b) The waters of the Goulburn River between Hughes Creek and the junction with Major Mitchell Creek, excluding the "5 knot zone" described in Item 3(i) and the "exclusive use and special purpose zone" described in Item 7(b) of this Schedule and as marked by signs.
5. Areas where water-skiing is prohibited for the purposes of Clause 8.

Goulburn River

- (a) The waters of the Goulburn River between Hughes Creek and the northern boundary of the "5 knot zone" described in Item 3(a) in this Schedule, except as provided in Item 7(b) in this Schedule.
- (b) The waters of the Goulburn River north of an imaginary line between signs on the foreshore at the end of Racecourse Road and the eastern foreshore of Heath Island to Kirwans Bridge.

Lake Nagambie

- (c) The waters of Lake Nagambie as described in Item 7(a) in this Schedule.
6. Areas where vessels are prohibited for the purposes of Clauses 9.

The following waters of the Goulburn River from Hughes Creek to the Goulburn Weir including Lake Nagambie are prohibited to vessels:

- (a) Between the weir of the Goulburn River and the Stuart Murray Canal and a line approximately 200 metres upstream therefrom between two beacons on opposite shores marked "Stop" and "Prohibited Water Beyond This Point";
- (b) Within approximately 90 metres of the Cattnach Canal Offtake and the East Goulburn Channel Offtake;
- (c) Lake Nagambie in the vicinity of a swimming pool offshore from Buckley Park, extending approximately 45 metres from the bank at the edge of the water between side boundaries marked by two beacons or signs situated at the

eastern and western ends of the Buckley Park Reserve with the outer lake extremities being marked by red buoys;

- (d) Lake Nagambie within approximately 45 metres of the sign bearing the inscription "Swimming Area", located near the western end of River Street, with the outer lake extremities being marked by red buoys;
- (e) Lake Nagambie within approximately 45 metres of the sign bearing the inscription "Swimming Area", located on the western shore of the lake between the launching ramp and access lane at Chinaman's Bridge Caravan Park area, with the outer lake extremities being marked by red buoys.
- (f) Lake Nagambie within approximately 45 metres of a sign bearing the inscription "Swimming Area" located on the north-eastern shore of the lake at the western end of Lake Street, with the seaward extremities being marked by red buoys.
- (g) Nagambie Lakes Rowing Course as located within the Lake area described in Item 7(a) of this Schedule and as identified by and comprising approximately 1800 buoys anchored permanently being of nine 2,000 metre longitudinal lines of buoys with each buoy 10 metres apart and with each line 13.5 metres apart unless such vessels are engaged in rowing or canoeing training or competition only or course maintenance.
7. Exclusive use and special purpose areas for the purposes of Clause 13.
- (a) All the waters of Lake Nagambie south and east of an imaginary line extending from a sign on the foreshore 30 metres to the north west of McNamara's Point in a north easterly direction to an identifiable sunken barge and then north east to a marker buoy approximately 100 metres west of the waters edge adjacent to Church Street and then following the western and southern boundaries of the "5 knot zone" described in Item 3(e) of this Schedule to the northern western

boundary of the swimming area describe in Item 6(c) of this Schedule are set aside for vessels involved in canoeing and rowing and vessels travelling at up to 5 knots directly accessing landings licensed by the Shire of Strathbogie or Goulburn Murray Water.

- (b) The waters of the Goulburn River at Nagambie between the southern boundary of Crown Allotment 11A Parish of Mitchell and the northern boundary of Crown Allotment 41B in the Parish of Bailieston and marked at each end by a sign on each bank are set aside exclusively for water-skiing and activities associated with waterskiing, excluding vessels transiting the zone and keeping as close as practicable to the river bank.

8. Revocation of amending Notice

Unless the Strathbogie Shire Council recommends the continuation of these rules, this amending notice to Schedule 91 is revoked 18 months after the date of publication in the Government Gazette and the Schedule made in Notice No.1 and published in the Government Gazette G26 on 2 July 1998 is reinstated.

Dated 14 December 1998

BRUCE PHILLIPS
Chief Executive
Marine Board of Victoria

Transport Act 1983
VICTORIAN TAXI DIRECTORATE
Department of Infrastructure

Commercial Passenger Vehicle Applications

Notice is hereby given that the following applications will be considered by the Victorian Taxi Directorate, a division of the Department of Infrastructure after 20 January 1999.

Notice of any objection to the granting of an application should be forwarded to reach the Manager, Licensing & Certification, Victorian Taxi Directorate, Level 6, 14-20 Blackwood Street, North Melbourne (P.O. Box 666, North Melbourne 3051) not later than 14 January 1999.

Copies of objections are forwarded to the applicants.

It will not be necessary for interested parties to appear on the date specified, unless advised in writing by the Department.

A. Gourlay, Mirboo North. Application to license one commercial passenger vehicle to be purchased in respect of a 1986 Setra bus with seating capacity for 63 passengers to operate as a country special service omnibus from within a 20km pick-up radius of the Morboo North Post Office.

M. Tron, Mulgrave. Application to license one commercial passenger vehicle to be purchased in respect of a 1989 or later model Ford LTD/Lincoln, Holden Statesman/Caprice, Cadillac, BMW or Mercedes Benz super stretched limousine with seating capacity of 14-16 passengers to operate a service from 119 Hansworth Street, Mulgrave for the carriage of passengers as for wedding parties, debutante balls or any occasion where a stretched vehicle or van seating 12 or more passengers is required throughout the State of Victoria.

Dated 17 December 1998.

ROBERT STONEHAM
Manager - Licensing and Certification
Victorian Taxi Directorate

Transport Act 1983

PROCLAMATION OF METROPOLITAN
AND PORT PHILLIP TAXI-CAB ZONES
AND SPECIFICATION OF LICENSING
PROCEDURES

I, Geoffrey Ronald Craige, Minister for Roads and Ports, by Order pursuant to the provisions of section 143A of the **Transport Act 1983** (amended) relating to the granting of taxi-cab licences in taxi zones, declare that:

- (a)(i) the area bounded by the coastline, the mouth of the Werribee River, a direct line to Cherry Tree Creek and its intersection with the Princes Highway, a direct line to the intersection of Bulban and Ball Roads, a direct line to the Werribee River and its intersection with Hobbs Road, Hobbs, Boundary and Robinsons Roads, Western Highway, Clarke Road, Monaghans Road, a straight line from the intersection of Monaghans Road and Taylors Road to the intersection of Holden Road and Calder Highway, a straight line to the intersection of Bulla

- Road and Quartz Street, Bulla, Somerton, Oaklands, Konagadera, Mt Ridley, Summerhill, Epping, Bridge Inn and Doctors Gully Roads, Bannans Lane North, Hurstbridge - Arthurs Creek, Heidelberg - Kinglake, Cherry Tree, Kangaroo Ground - St Andrews, Eltham - Yarra Glen and Kangaroo Ground - Warrandyte Roads, Pigeon Bank Lane, Pigeon Bank Gully Creek, Yarra River in a north-easterly direction, Victoria Road, Mc Intyre Lane, Yarra Glen, St Huberts, Boundary, Killara and Gruyere Roads, Old Gippsland Road, Sebire Avenue, Warburton Highway, Beenak, Wandin East, Queens, Monbulk, Stonyford, Olinda Creek, Barbers, Doughtys, Falls, The Georgian, Olinda-Monbulk, Main, Emerald-Monbulk, Moxhams, Priors, Kallista-Emerald, William, Grantulla, Belgrave - Gembrook, Wellington and Garden Roads, Princes Highway, Mc Naughton and Kombi Roads, railway line, Westall, Heatherton and Boundary Roads, Old Dandenong, Centre Dandenong, Lower Dandenong, Springvale, Pillars, Wilson and Mc Mahens Roads a direct south line to Rossiter Road, northern boundary of City of Frankston, Eel Race Road to the coastline is a proclaimed taxi-cab zone hereinafter referred to as the Metropolitan Taxi-Cab Zone for the purpose of taxi-cab licence issue under the provisions of the **Transport Act 1983**;
- (ii) the area bounded by the coastline, Canadian Bay Road, Mt Eliza Way, Wooralla Drive, Moorooduc Road, Eramosa Road, Derril Road, Ellerina Road, Balnarring Road, Tubbarubba Road, Bittern-Dromana Road, Red Hill Road, Station Road, Red Hill-Shoreham Road, Shanks Road, Mornington-Flinders Road, Meakin Road, Boneo Road, Cape Schank Road and the coastline to Canadian Bay Road is a proclaimed taxi-cab zone herein after referred to as the Port Phillip Taxi-Cab Zone for the purpose of taxi-cab licence issue under the provisions of the **Transport Act 1983**;
- (b) a fee of \$65,000 is payable for any Taxi-cab licence issued in either the Metropolitan Taxi-Cab Zone or Port Phillip Taxi Cab-Zone to persons who are within the class and have the qualifications set out in paragraph (c).
- (c) Taxi-cab licences within the proclaimed zone(s) will be issued in accordance with the Order to persons who:-
- were metropolitan or rural Taxi Driver of the Year in 1997 & 1998 as awarded by the Premier of Victoria;
 - hold a current taxi-cab driver's certificate appropriate to the zone in which the licence has been applied for; and
 - have driven taxi-cabs continuously for more than 5 years.
- (d) Applications for taxi-cab licences within the proclaimed zones must be received by the Victorian Taxi Directorate no later than the close of business on 23 December 1998.
- (e) Applications will be determined by the Victorian Taxi Directorate subject to the following:
- only one licence will be issued to the successful applicant; and
 - where an application is approved, the licence will be issued on payment of the fee referred to in paragraph (b) or payment of the first instalment where the Victorian Taxi Directorate allows the fee to be paid by instalments under the provisions of section 143A (10) of the **Transport Act 1983**.
- (f) Applications shall specify the following details:-
- the taxi-cab zone in which the taxi-cab will operate;
 - name and address of the applicant;
 - description of the proposed vehicle;
 - maximum number of passengers to be carried in the taxi-cab;
 - the approved depot from which the licensed vehicle is to operate; and
 - driver certificate details including date of issue, classification and expiry date.
- (g) All applications for taxi-cab licences within the proclaimed zones lodged prior to 17 December 1998 are deemed to have lapsed.

GEOFF CRAIGE
Minister for Roads and Ports

Planning and Environment Act 1987

ALL PLANNING SCHEMES IN VICTORIA

Notice of Approval of Amendment

Amendment S80

The Minister for Planning and Local Government has approved Amendment S80 to all planning schemes in Victoria.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment extends the expiry date of the interim control over telecommunications facilities until 31 March 1999.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000; Department of Infrastructure, North Eastern Region, 50-52 Clarke Street, Benalla 3672; Department of Infrastructure, Eastern Region, 120 Kay Street, Traralgon 3844; Department of Infrastructure, Northern Region, 57 Lansell Street, Bendigo 3550; Department of Infrastructure, South Western Region, 63 McKillop Street, Geelong 3220 and Department of Infrastructure, Western Region, 1315 Sturt Street, Ballarat 3550.

All municipal council offices in Victoria.

LEIGH PHILLIPS

Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987

**Planning and Environment
(Planning Schemes) Act 1996**

BAW BAW PLANNING SCHEME

Notice of Approval of planning scheme

The Minister for Planning and Local Government has approved the new Baw Baw Planning Scheme.

The planning scheme comes into operation on the date this notice is published in the Government Gazette.

The planning scheme affects all of the area of the municipal district of the Baw Baw Shire Council except that area covered by the Alpine Resorts Planning Scheme.

The new Baw Baw Planning Scheme, as required by the **Planning and Environment (Planning Schemes) Act 1996**, includes selected State standard provisions from the Victoria Planning Provisions, a municipal strategic statement, state and local policy frameworks, standardized zones, overlays, particular provisions relating to use and development, and a number of administrative provisions and definitions. The new planning scheme also incorporates a number of documents specified in the planning scheme, and contains new maps applying the standardised zones and overlays to land within the area covered by the scheme.

Any planning scheme in force immediately before the commencement of the new Baw Baw Planning Scheme is revoked and any amendment to that scheme lapses.

A copy of the new planning scheme can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000; Department of Infrastructure, Gippsland Region, 120 Kay Street, Traralgon 3844 and Baw Baw Shire Council, Civic Place, Warragul 3820.

LEIGH PHILLIPS

Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987

VICTORIA PLANNING PROVISIONS

Notice of Approval of Amendment

Amendment VC6

The Minister for Planning and Local Government has approved Amendment VC6 to the Victoria Planning Provisions.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment extends the expiry date of the interim control over telecommunications facilities in Clause 52.19 to 31 March 1999. It also clarifies that "Railway" and "Tramway" are as-of-right uses in the Public Use Zone.

The amendment provides for similar amendments to the Alpine Resorts Planning

Scheme, the Ballarat Planning Scheme, the Campaspe Planning Scheme, the Port Phillip Planning Scheme and the Pyrenees Planning Scheme.

A copy of the amendment can be inspected, free of charge, during office hours, at: the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne 3000; Department of Infrastructure, North Eastern Region, 59-52 Clarke Street, Benalla 3672; Department of Infrastructure, Eastern Region, 120 Kay Street, Traralgon 3844; Department of Infrastructure, Northern Region, 57 Lansell Street, Bendigo 3550; Department of Infrastructure, South Western Region, 63 McKillop Street, Geelong 3220; Department of Infrastructure, Western Region, 1315 Sturt Street, Ballarat 3350.

All municipal council offices in Victoria.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987
DONCASTER AND TEMPLESTOWE
PLANNING SCHEME
Notice of Approval of Amendment
Amendment L137

The Minister for Planning and Local Government has approved Amendment L137 to the Doncaster and Templestowe Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment rezones land at 1-25 Bellevue Avenue, East Doncaster (former Yarra Valley Water maintenance depot) from Public Purposes - 18 - Melbourne and Metropolitan Board of Works (Yarra Valley Water) to partly Residential C and partly Public Purposes - 19 - Local Government. The amendment also includes the land zoned Residential C within a Potentially Contaminated Land Overlay.

The amendment includes a site specific clause (Clause 114-7.6) within the Residential C Zone requiring a Section 173 Agreement to be prepared by the owner with the responsible

authority prior to any use, buildings and works taking place on the land.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Manningham City Council, 699 Doncaster Road, Doncaster.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987
MELBOURNE PLANNING SCHEME
Notice of Approval of Amendment
Amendment L296

The Minister for Planning and Local Government has approved Amendment L296 to the Melbourne Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment is to provide for and facilitate the proposal by Grollo Tower Pty Ltd for a landmark tower, to be located within the Batman's Hill Precinct of the Melbourne Docklands area.

The amendment changes Part 4 of the Local Section of the Scheme by:

- changes to the objectives of the Batman's Hill Precinct to cater for the landmark Tower.
- an amendment to the Preferred Land Use Plan (Plan to Clause 407) to better reflect the mixed use nature of the project and to allow the range of uses proposed. In particular, it is proposed to allow a residential hotel, various retail uses and telecommunications facilities, in addition to residential and office uses.
- the inclusion of the various uses envisaged for the landmark Tower in Section 1 to the Use of Land tables of the Docklands Victoria Tower Harbour Mixed Use Zone subject to conditions.
- the inclusion of a new clause providing for 3,400 car parking spaces 'as of right' with

specified conditions, designed to the satisfaction of the responsible authority, provided as a component of or in association with the landmark Tower in Batman's Hill precinct or the Major Sports and Recreation Facility located in the Docklands Stadium precinct.

- an amendment to the Batman's Hill Precinct Height Controls to remove reference to any maximum building height for the landmark Tower.
- an amendment to the car parking requirements in the Batman's Hill Precinct to require car parking in association with the landmark Tower to be developed and operated to the satisfaction of the responsible authority.
- a series of changes to the plans incorporated in the planning scheme and in the Melbourne Docklands Urban Design Guidelines to reflect the changes outlined above.
- some related changes to the Melbourne Docklands Urban Design Guidelines.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Melbourne City Council, Development Planning, 6th Floor, 200 Little Collins Street, Melbourne.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987

NILLUMBİK PLANNING SCHEME

Notice of Approval of Amendment

Amendment L16

The Minister for Planning and Local Government has approved Amendment L16 to the Nillumbik Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment introduces the ability to excise a small kot at 955 Arthurs Creek Road, Arthurs Creek.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Nillumbik Shire Council, Civic Drive, Greensborough.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987

WHITEHORSE PLANNING SCHEME

Notice of Approval of Amendment

Amendment L41

The Minister for Planning and Local Government has approved Amendment L41 to the Whitehorse Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment applies a Heritage Overlay over the former Church building situated at 370 Mont Albert Road, Mont Albert and inserts the building into the Heritage Overlay Schedule at Clause 136A of the Local Section of the Whitehorse Planning Scheme.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Whitehorse City Council, 379-397 Whitehorse Road, Nunawading.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987

YARRA PLANNING SCHEME

Notice of Approval of Amendment

Amendment L84

The Minister for Planning and Local Government has approved Amendment L84 to the Yarra Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment rezones land at 122-130 Cremorne Street, Richmond from an Office a Zone to a Business 3 Zone.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Yarra City Council, Richmond Town Hall, 333 Bridge Street, Richmond.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987
YARRA PLANNING SCHEME
Notice of Approval of Amendment
Amendment L85

The Minister for Planning and Local Government has approved Amendment L85 to the Yarra Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment rezones land at 54-84 Cremorne Street, Richmond from a Light Industrial Zone to a Business 3 Zone.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Customer Service Centre, Upper Plaza, Nauru House, 80 Collins Street, Melbourne and at the offices of the Yarra City Council, Richmond Town Hall, 333 Bridge Road, Richmond.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

Planning and Environment Act 1987
BALLARAT PLANNING SCHEME
Notice of Approval of Amendment
Amendment C1

The Minister for Planning and Local Government has approved Amendment C1 to the Ballarat Planning Scheme.

The amendment comes into operation on the date this notice is published in the Government Gazette.

The amendment declares the Minister administering the **Planning and Environment Act 1987** the responsible authority for the Ballarat Planning Scheme as it applies to the properties known as:-

- The former Water Board offices in Grenville Street South, Ballarat being Lot 2 Plan of Subdivision 406848Y, Volume 10329 Folio 438.
- The former State Bank Buildings at 48 Sturt Street, Ballarat being CAs 1A and 2 Section 4A Township of Ballarat.
- No. 13 Dana Street and Nos. 8-10 Anderson Street, Ballarat being Part of CA 4 Section 9B, Volume 9891 Folio 076, and parts of CA 19 Section 9B, Volume 9891 Folio 073 and Volume 9891 Folio 074, Township of Ballarat.

A copy of the amendment can be inspected, free of charge, during office hours, at the Department of Infrastructure, Ground Floor, Nauru House, 80 Collins Street, Melbourne; 1315 Sturt Street, Ballarat and at the offices of the Ballarat City Council Watershed Office, Grenville Street South, Ballarat.

LEIGH PHILLIPS
Director, Planning Operations
Local Government, Planning and
Market Information Services Division
Department of Infrastructure

ORDERS IN COUNCIL

Melbourne City Link Act 1995

ORDER INCREASING THE PROJECT AREA

The Governor in Council, on the recommendation of the Minister for Planning and Local Government (being the Minister administering the **Melbourne City Link Act 1995** and the Minister administering the **Planning and Environment Act 1987**), under section 8(1) of the **Melbourne City Link Act 1995** varies the Project area by increasing the Project area by adding the land shown on the plan numbered LEGL./98-76 lodged in the Central Plan Office, being the land referred to in section 27A of the **Melbourne City Link Act 1995** (as inserted by section 7 of the **Melbourne City Link (Amendment) Act 1998**).

Dated 15 December 1998

Responsible Minister:
THE HON. ROBERT MACLELLAN
Minister for Planning
and Local Government

SHARNE BRYAN
Clerk of the Executive Council

The Constitution Act Amendment Act 1958

APPROVAL OF A FUNCTION

The Governor-in-Council under section 144D(1)(b) of **The Constitution Act Amendment Act 1958** approves the following statutory function as a function which the Electoral Commissioner has power to carry out, subject to the following terms and conditions.

FUNCTION

The statutory function of the Victorian Electoral Commission conducting Municipal Council elections when appointed to do so by individual Councils.

TERMS AND CONDITIONS

The Electoral Commissioner will conduct any such elections on the basis of full cost recovery.

Dated 15 December 1998

Responsible Minister:
JAN WADE, M.P.
Attorney-General

SHARNE BRYAN
Clerk of the Executive Council

National Park Acts 1975

**DECLARATION OF VENUS BAY SURF
LIFE SAVING CLUB INC. TO BE A PUBLIC
AUTHORITY**

The Governor in Council under Section 3(2) of the **National Parks Act 1975**, declares Venus Bay Surf Life Saving Club Inc. to be a public authority for the purposes of that Act.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

BLF (De-recognition) Act 1985

EXTENSION OF PREVIOUS ORDERS

The Governor in Council under section 7 of the BLF (De-recognition) Act 1985 orders that the following Orders made under the Act are extended in duration until 16 June 1999:

1. Order dated 13 October 1987 and published in the Government Gazette on 13 October 1987; and
2. Order dated 10 November 1987 and published in the Government Gazette on 10 November 1987; and
3. Order dated 22 December 1987 and published in the Government Gazette on 22 December 1987; and
4. Order dated 12 April 1988 and published in the Government Gazette on 12 April 1988; and
5. Order dated 17 May 1988 and published in the Government Gazette on 18 May 1988; and
6. Order dated 11 October 1988 and published in the Government Gazette on 12 October 1988; and
7. Order dated 21 March 1989 and published in the Government Gazette on 22 March 1989; and
8. Order dated 12 September 1989 and published in the Government Gazette on 13 September 1989; and

9. Order dated 20 February 1990 and published in the Government Gazette on 21 February 1990; and
10. Order dated 7 August 1990 and published in the Government Gazette on 8 August 1990; and
11. Order dated 22 January 1991 and published in the Government Gazette on 23 January 1991; and
12. Order dated 16 July 1991 and published in the Government Gazette on 17 July 1991; and
13. Order dated 26 November 1991 and published in the Government Gazette on 27 November 1991; and
14. Order dated 12 May 1992 and published in the Government Gazette on 13 May 1992; and
15. Order dated 27 October 1992 and published in the Government Gazette on 28 October 1992; and
16. Order dated 6 April 1993 and published in the Government Gazette on 8 April 1993; and
17. Order dated 28 September 1993 and published in the Government Gazette on 30 September 1993; and
18. Order dated 16 March 1994 and published in the Government Gazette on 17 March 1994; and
19. Order dated 6 September 1994 and published in the Government Gazette on 8 September 1994; and
20. Order dated 28 February 1995 and published in the Government Gazette on 2 March 1995; and
21. Order dated 22 August 1995 and published in the Government Gazette on 24 August 1995; and
22. Order dated 20 February 1996 and published in the Government Gazette on 22 February 1996; and
23. Order dated 20 August 1996 and published in the Government Gazette on 20 August 1996; and
24. Order dated 11 February 1997 and published in the Government Gazette on 13 February 1997; and
25. Order dated 5 August 1997 and published in the Government Gazette on 7 August 1997; and
26. Order dated 3 February 1998 and published in the Government Gazette on 5 February 1998; and
27. Order dated 28 July 1998 and published in the Government Gazette on 30 July 1998.

Dated 15 December 1998

Responsible Minister:

MARK BIRRELL

Minister for Industry, Science & Technology

SHARNE BRYAN

Clerk of the Executive Council

Flora and Fauna Guarantee Act 1988

The Governor in Council makes the following Order:

FLORA AND FAUNA GUARANTEE (FOREST PRODUCE HARVESTING) ORDER 1998

1. Purpose

The purpose of this Order is to authorise the taking of protected flora in State Forest and Crown land where that taking is a result of or incidental to forest produce (including timber) harvesting operations or associated roadworks authorised under the **Forests Act 1958**.

2. Authorising provision

This Order is made under section 48(3) of the **Flora and Fauna Guarantee Act 1988**.

3. Definitions

In this Order-

“controlling” means removing or modifying the behaviour of whole plants, parts of plants, animals or pathogens;

“geographic sub-region” means an area identified during the forest management planning process by the Department of Natural Resources and Environment for the purpose of strategic planning for flora and fauna conservation in native forests;

“grasstrees” means plant of the taxon *Xanthorrhoea*;

“harvest” includes cut, dig or take away;

“restoration work” means action that is carried out in disturbed areas so as to ensure that the conservation objectives of this Order are achieved;

“roadworks” means the construction or maintenance of roads or tracks;

“*sphagnum moss*” means plants of the taxon *Spagnum*;

“*tree-ferns*” means plants of the taxa *Dicksonia antarctica*, *Cyathea*, and *Todea barbara*.

4. Conservation objectives.

The conservation objectives of this Order are:-

- (a) the objectives set out in section 4(1)(a) to (e) of the **Flora and Fauna Guarantee Act 1988**;
- (b) to ensure that, across the geographic sub-region, each species and sub-species of protected flora that is a member or part is retained in a state that is no less viable at the end of the taking and any related restoration work than it was before the taking occurred.

5. Authority to take protected flora

- (1) The Governor in Council authorises any person who is-
 - (a) the holder of a licence granted under the **Forests Act 1958** to harvest timber or other forest produce; or
 - (b) authorised to act for the holder of such a licence; or
 - (c) an employee or contractor of the Secretary to the Department of Natural Resources and Environment; or
 - (d) any other person authorised to carry out roadworks in State Forest or Crown land-

to take, keep and move protected flora as a result of or incidental to timber or other forest produce harvesting operations, including roadworks, if the taking, keeping and moving is-

- (e) in accordance with the licence or authority granted under the **Forests Act 1958**; and
- (f) not inconsistent with a Forest Management Area Plan or Wood Utilisation Plan which has been approved after the views of the Flora, Fauna and Fisheries Manager in the relevant region have been considered during the

preparation of the Forest Management Area Plan or Wood Utilisation Plan.

- (2) Sub-clause (1) does not authorise a person to take protected flora if the flora is taken from a critical habitat declared under section 20 of the **Flora and Fauna Guarantee Act 1988**.
- (3) Sub-clause (1) does not authorise a person to take tree-ferns, grasstrees, or sphagnum moss for the purpose of sale.

6. Terms and Conditions

A person authorised under clause 5 to take protected flora must-

- (a) plan and execute the taking and any related restoration work in such a way that it is reasonable to expect that the conservation objectives of this Order will be achieved; and
- (b) undertake restoration work, if natural regeneration cannot reasonably be expected to achieve the conservation objectives of this Order within 2 years after the taking occurs.

7. Expiry or order

This Order expires on November 30 2003.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of Executive Council

Gas Industry Act 1994

VARIATION OF EXEMPTION ORDER UNDER SECTION 48C

Order in Council

The Governor in Council acting under Section 48C of the **Gas Industry Act 1994** hereby varies the Order in Council dated 9 December 1997 (the “**Order**”), and published in the Victoria Government Gazette No. G49 on Thursday, 11 December 1997, exempting BHP Petroleum (Bass Strait) Pty Ltd, A.C.N. 004 228 004 from the requirement to obtain a licence authorising the sale of gas by retail to any person who is a Relevant Company (as defined in the Order), in the following manner:

At the end of paragraph 2 of the Order insert the following new sub-paragraph:

- (c) Kemcor Olefins Limited, A.C.N. 004 486 453; Kemcor Plastics Pty Ltd, A.C.N. 006 142 196; Kemcor Elastomers Pty Ltd, A.C.N. 004 429 707 or Kemcor Resins Pty Ltd, A.C.N. 074 650 034.

Dated 15 December 1998

Responsible Minister:
ALAN R. STOCKDALE
Treasurer

SHARNE BRYAN
Clerk of the Executive Council

Gas Industry Act 1994

VARIATION OF EXEMPTION ORDER UNDER SECTION 48C

Order in Council

The Governor in Council acting under Section 48C of the **Gas Industry Act 1994** hereby varies the Order in Council dated 9 December 1997 (the “**Order**”), and published in the Victoria Government Gazette No. G49 on Thursday, 11 December 1997, exempting BHP Petroleum Pty Ltd, A.C.N. 006 918 832 from the requirement to obtain a licence authorising the sale of gas by retail to any person who is a Relevant Company (as defined in the Order), in the following manner:

At the end of paragraph 2 of the Order insert the following new sub-paragraph:

- (c) Kemcor Olefins Limited, A.C.N. 004 486 453; Kemcor Plastics Pty Ltd, A.C.N. 006 142 196; Kemcor Elastomers Pty Ltd, A.C.N. 004 429 707 or Kemcor Resins Pty Ltd, A.C.N. 074 650 034.

Dated 15 December 1998

Responsible Minister:
ALAN R. STOCKDALE
Treasurer

SHARNE BRYAN
Clerk of the Executive Council

Gas Industry Act 1994

VARIATION OF EXEMPTION ORDER UNDER SECTION 48C

Order in Council

The Governor in Council acting under Section 48C of the **Gas Industry Act 1994** hereby varies the Order in Council dated 9

December 1997 (the “**Order**”), and published in the Victoria Government Gazette No. G49 on Thursday, 11 December 1997, exempting Esso Australia Resources Ltd, A.R.B.N. 000 444 860 from the requirement to obtain a licence authorising the sale of gas by retail to any person who is a Relevant Company (as defined in the Order), in the following manner:

1. At the end of paragraph 2 of the Order insert the following new sub-paragraph:

- (c) Kemcor Olefins Limited, A.C.N. 004 486 453; Kemcor Plastics Pty Ltd, A.C.N. 006 142 196; Kemcor Elastomers Pty Ltd, A.C.N. 004 429 707 or Kemcor Resins Pty Ltd, A.C.N. 074 650 034.

Dated 15 December 1998

Responsible Minister:
ALAN R. STOCKDALE
Treasurer

SHARNE BRYAN
Clerk of the Executive Council

Land Act 1958

SALE OF CROWN LAND BY PRIVATE TREATY

Order in Council

The Governor in Council, pursuant to section 99A(1)(a) & 99A(2) of the **Land Act 1958**, approves the sale by private treaty of Crown Allotment 2^C, Parish of Warrenheip, located on the Western Highway (Bungaree - Wallace Road), Bungaree.

Dated 15 December 1998

Responsible Minister:
ROGER M HALLAM MLC
Minister for Finance

SHARNE BRYAN
Clerk of the Executive Council

Royal Botanic Act 1991

CROWN LAND PLACED UNDER MANAGEMENT OF ROYAL BOTANIC GARDENS BOARD

Revocation of Committee of Management
Appointment

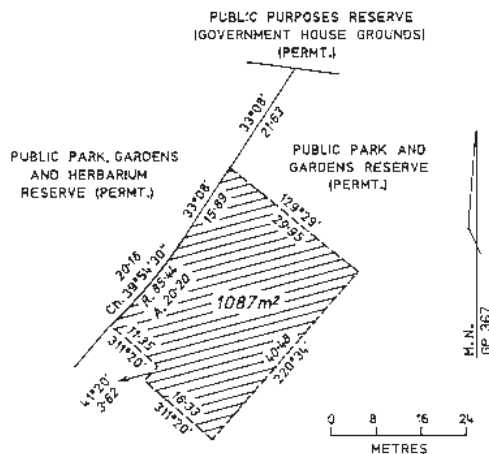
The Governor in Council under Sections 17(1) and 17(3)(c) of the **Royal Botanic Gardens Act 1991**:-

- a) places the Crown land in King's Domain, City of Melbourne, Parish of Melbourne South described in the schedule here under the management of the Royal Botanic Gardens Board; and
- b) revokes the appointment of the National Trust of Australia (Victoria) as committee of management over the said Crown land.

SCHEDULE

An area of 1087 square metres of land at King's Domain, City of Melbourne, Parish of Melbourne South, as shown hatched on the attached plan, being the former LaTrobe's Cottage site and being portion of the land permanently reserved by Order in Council of 29 September, 1873 as a site for Public Park and Gardens. — (Rs 37178)

This Order is effective from the date on which it is published in the Victoria Government Gazette.



Dated 15 December 1998

Responsible Minister
MARIE TEHAN
 Minister for Conservation
 and Land Management.

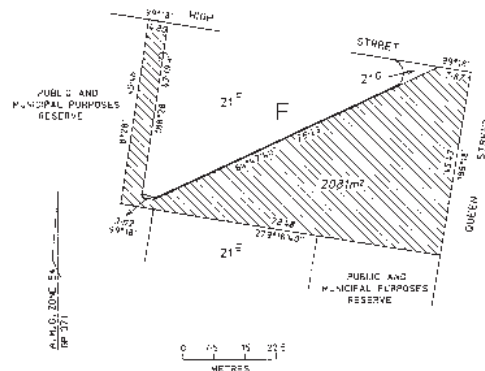
SHARNE BRYAN
 Clerk of the Executive Council

Crown Land (Reserves) Act 1978

NOTICE OF INTENTION

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations to the extent indicated hereunder:

ARARAT — The temporary reservation by Order in Council of 26 March, 1901 of an area of 1.882 hectares of land in Section E, Township of Ararat, (formerly town of Ararat), Parish of Ararat as a site for Public and Municipal purposes, revoked as to part by Orders in Council of 7 July, 1926 and 9 November, 1948 so far only as the portion containing 2081 square metres as indicated by hatching on plan hereunder. (A148[10]) (Rs 418).



PENSHURST — The whole of the temporary reservation by Order in Council of 31 March, 1885 of an area of 2.023 hectares of land in Section 34, Township of Peshurst, Parish of Yalimba, (formerly being Section 34, town of Peshurst) as a site for a Sanatorium. (03/2272).

QUEENSCLIFF — The whole of the temporary reservation by Order in Council of 6 April, 1954 of an area of 1.573 hectares of land in Section 22, Township or Queenscliff, Parish of Paywit as a site for State School purposes. (Rs 7237).

QUEENSCLIFF — The whole of the temporary reservation by Order in Council of 19 December, 1967 of an area of 1922 square metres, more or less, of land in Section 23, Township of Queenscliff, Parish of Paywit as a site for State School purposes. (Rs 7237).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
 Minister for Conservation
 and Land Management

SHARNE BRYAN
 Clerk of the Executive Council

Crown Land (Reserves) Act 1978

NOTICE OF INTENTION

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978** gives notice of intention to revoke the following temporary reservations:

MOOROOLBARK — The temporary reservation by Order in Council of 10 April, 1979 of an area of 1079 square metres of land being Crown Allotment 10A, Parish of Mooroolbark as a site for Public Buildings. (Rs 10560).

MOOROOLBARK — The temporary reservation by Order in Council of 4 August, 1970 of an area of 734 square metres of land adjoining Crown Allotment 11C, Parish of Mooroolbark as a site for Public Purposes (Social Welfare Department purposes). (Rs 9344).

MOOROOLBARK — The temporary reservation by Order in Council of 30 October, 1979 of an area of 864 square metres of land being Crown Allotment 9B, Parish of Mooroolbark as a site for Social Welfare purposes. (Rs 10805).

MULGRAVE — The temporary reservation by Order in Council of 3 October, 1972 of an area of 658 square metres of land adjoining Crown Portion 84, Parish of Mulgrave as a site for Public Purposes (Social Welfare Department purposes). (Rs 9655).

MULGRAVE — The temporary reservation by Order in Council of 3 October, 1972 of an area of 734 square metres of land adjoining Crown Portion 84, Parish of Mulgrave as a site for Public Purposes (Social Welfare Department purposes). (Rs 9663).

NUNAWADING — The temporary reservation by Order in Council of 6 June, 1973 of an area of 809 square metres of land adjoining Crown Portion 68, Parish of Nunawading as a site for Public Purposes (Social Welfare Department purposes). (Rs 9744).

NUNAWADING — The temporary reservation by Order in Council of 31 October 1972 of an area of 582 square metres of land adjoining Crown Portion 94, Parish of Nunawading as a site for Public Purposes (Social Welfare Department purposes). (Rs 9659).

NUNAWADING — The temporary reservation by Order in Council of 4 September, 1973 of an area of 1043 square metres of land adjoining Crown Portion 130, Parish of Nunawading as a

site for Public Purposes (Social Welfare Department purposes). (Rs 9760).

NUNAWADING — The temporary reservation by Order in Council of 2 July 1974 of an area of 608 square metres of land being Crown Allotment 119D, Parish of Nunawading as a site for Public Purposes (Social Welfare Department purposes). (Rs 9884).

RINGWOOD — The temporary reservation by Order in Council of 5 April, 1977 of an area of 552 square metres of land being Crown Allotment 15A, Parish of Ringwood as a site for Public Purposes (Social Welfare Department purposes). (Rs 10245).

SCORESBY — The temporary reservation by Order in Council of 7 June, 1977 of an area of 723 square metres of land being Crown Allotment 58C, Parish of Scoresby as a site for Public Purposes (Social Welfare Department purposes). (Rs 10280).

WERRIMULL — The temporary reservation by Order in Council of 8 March, 1988 of an area of 1007 square metres of land being Crown Allotment 16, Section F, Township of Werrimull, Parish of Werrimull as a site for arts, crafts and education purposes. (Rs 13726).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:

MARIE TEHAN

Minister for Conservation
and Land Management

SHARNE BRYAN

Clerk of the Executive Council

Crown Land (Reserves) Act 1978**Interpretation of Legislation Act 1984**AMENDMENT OF TEMPORARY
RESERVATION

The Governor in Council under Section 4 of the **Crown Land (Reserves) Act 1978** and Section 27 of the **Interpretation of Legislation Act 1984** amends the Order in Council made on 12 February, 1890 and published in the Victoria Government Gazette on 14 February, 1890 of the temporary reservation of an area of 8.091 hectares of land in the Parish of Yalca, County of Moira as a site for the Public Recreation

by deletion of the words "Site for Public Recreation" and the substitution therefor of the words "Conservation of an area of natural interest". Rs 914.

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

Land Act 1958

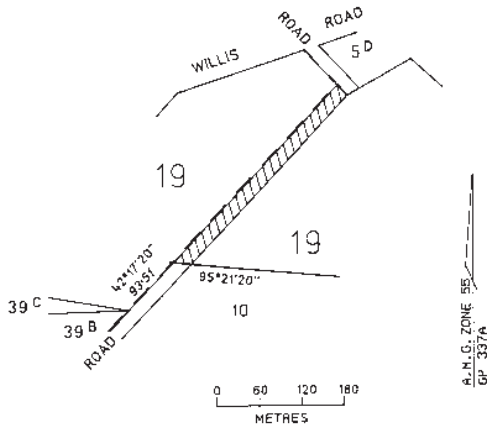
UNUSED ROAD CLOSED

The Governor in Council under Section 349 of the **Land Act 1958** and with the consent in writing of the municipality concerned closes the following unused road:

**MUNICIPAL DISTRICT OF THE
GREATER BENDIGO CITY COUNCIL**

HUNTLY — The road in the Township of Huntly, Parish of Huntly as indicated by hatching on plan hereunder. (H107[11]) (P129819).

This Order is effective from the date on which it is published in the Victoria Government Gazette.



Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

Land Act 1958

UNUSED ROADS CLOSED

The Governor in Council under Section 349 of the **Land Act 1958** and with the consents in writing of the municipalities concerned and the adjoining owners closes the following unused roads:

**MUNICIPAL DISTRICT OF THE
YARRIAMBIACK SHIRE COUNCIL**

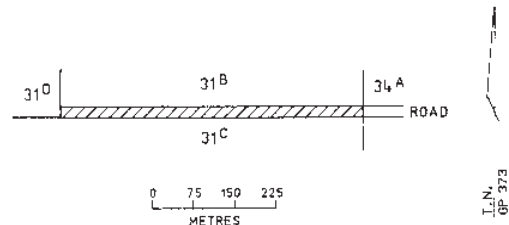
ASHENS — The road in the Parish of Ashens shown as Crown Allotment 158J on Certified Plan No. 119062 lodged in the Central Plan Office. (02/5444).

**MUNICIPAL DISTRICT OF THE
WODONGA RURAL CITY COUNCIL**

BARANDUDA — The road in the Parish of Baranduda shown as Crown Allotment 5D, Section 5 on Certified Plan No. 119076 lodged in the Central Plan Office. (L8-5579).

**MUNICIPAL DISTRICT OF THE
DELATITE SHIRE COUNCIL**

BUNGEET — The road in the Parish of Bungeet as indicated by hatching on plan hereunder. (B681[6]) (P160959).



This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

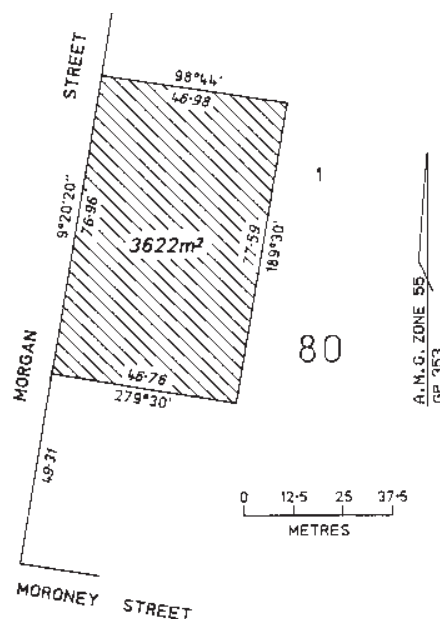
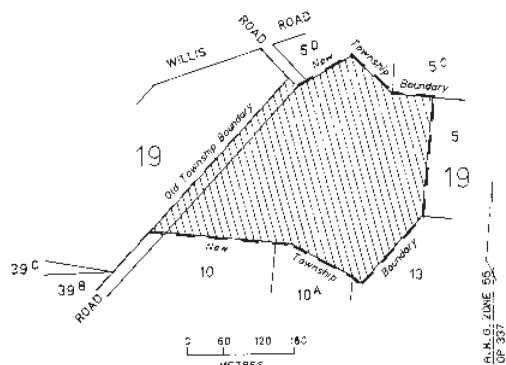
SHARNE BRYAN
Clerk of the Executive Council

Land Act 1958

AMENDMENT TO TOWNSHIP OF HUNTLY

The Governor in Council under Section 25(3)(d) of the **Land Act 1958** extends the Township of Huntly, proclaimed by the name of

Huntly on 3 June, 1953, formerly designated the Township in the Parish of Huntly, the area of which was defined by Proclamation dated 12 May, 1885 and extended by Proclamations dated 29 December, 1887 and 16 May, 1893, by the addition thereto of the area indicated by diagonal hatching on plan hereunder. (H107[11]) (P129819).



This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

NOTICE OF INTENTION

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978**, gives notice of intention to revoke the following temporary reservations to the extent indicated hereunder:

BAIRNSDALE — The temporary reservation by Order in Council of 26 November, 1941 of an area of 4.654 hectares of land in Section 80, Township of Bairnsdale, Parish of Bairnsdale as a site for a Benevolent Home, revoked as to part by Order in Council of 4 August, 1998, so far only as the portion containing 3622 square metres as indicated by hatching on plan hereunder:- (B66[11]) (Rs 2256).

LILLIPUT — The whole of the temporary reservation by Order in Council of 13 March, 1888 of an area of 3.083 hectares of land in Section 12, Parish of Lilliput as a site for Supply of Gravel. (Rs 9145).

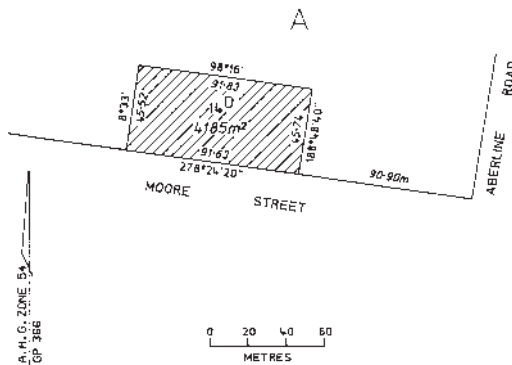
MORTLAKE — The whole of the temporary reservation by Order in Council of 10 August, 1948 of an area of 4047 square metres, more or less, of land being in Section 20, Township of Mortlake, (formerly Town of Mortlake) Parish of Mortlake as a site for a Municipal Store Yard. (Rs 3107).

SCARSDALE — The whole of the temporary reservation by Order in Council of 27 August, 1918 of an area of 1.222 hectares of land in Section 5, Parish of Scarsdale as a site for Supply of Gravel. (Rs 12706).

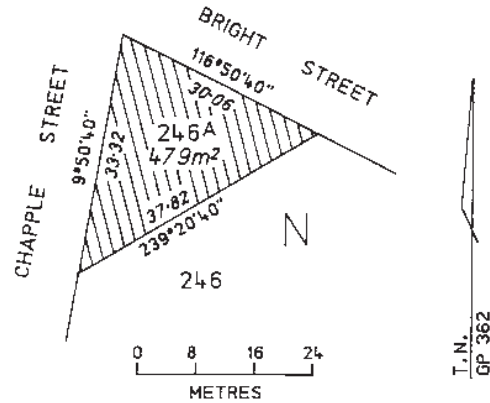
SCARSDALE — The whole of the temporary reservation by Order in Council of 21 October, 1941 of an area of 3.253 hectares of land in Section 9A, Parish of Scarsdale as a site for Gravel Supply. (Rs 5289).

WANGOOM — The whole of the temporary reservation by Order in Council of 12 July, 1960 of an area of 6779 square metres of land in two separate portions in Section A, Parish of Wangoom as a site for Mental Hygiene Authority purposes, in addition to and adjoining the site temporarily reserved therefor by Order in Council of 18 September, 1956. (Rs 7493).

WANGOOM — The temporary reservation by Order in Council of 18 September, 1956 of an area of 39.34 hectares of land in Section A, Parish of Wangoom as a site for Mental Hygiene Authority purposes, revoked as to part by various Orders, SAVE AND EXCEPT the portion being Crown Allotment 14D, Section A, Parish of Wangoom containing 4185 square metres as indicated by hatching on plan hereunder. (W98[5]) (Rs 7493).



10.97 hectares of land being Crown Allotments 207E, 208B, 246A and 304, Section N, At Eaglehawk, Parish of Sandhurst as a site for Public Park and Preservation of Species of Native Plants, so far only as the portion containing 479 square metres as indicated by hatching on plan hereunder. (3473-1) (Rs 11088).



WHITFIELD — The whole of the temporary reservation by Order in Council of 18 November, 1986 of an area of 772 square metres of land being Crown Allotment 19E, Section 1, Parish of Whitfield as a site for Public Purposes (Departmental Residence). (Rs 12756).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

MOOROODUC — The temporary reservation by Order in Council of 13 February, 1894 of an area of 1.416 hectares of land in the Parish of Moorooduc, (formerly part of Crown Allotment 91A) as a site for a State School, so far only as the portion containing 291 square metres shown as Parcel No. 3 on Roads Corporation Survey Plan No. 19353 lodged in the Central Plan Office. (Rs 1512).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

Crown Land (Reserves) Act 1978

NOTICE OF INTENTION

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978**, gives notice of intention to revoke the following temporary reservations to the extent indicated hereunder:

EAGLEHWK — The temporary reservation by Order in Council of 5 August, 1980 of an area of

Crown Land (Reserves) Act 1978

REVOCATION OF TEMPORARY RESERVATIONS

The Governor in Council under Section 10 of the **Crown Land (Reserves) Act 1978** revokes the following temporary reservations to the extent indicated hereunder:

ANGAHOOK — The temporary reservation under Section 5(7) of the **Crown Land (Reserves) Act 1978** of 3.16 hectares of land being Crown Allotment 15F, Parish of Angahook, transferred to the Crown by transfer No. T982979S registered in the Office of Titles on 1 December, 1995 as a site for Public and Tourism purposes (Lighthouse), so far only as the portion containing 1.5 hectares, more or less, as indicated by hatching on plan published in the Victoria Government Gazette on 19 November, 1998 - page 2828. (Rs 21126).

MARYBOROUGH — The whole of the temporary reservation by Order in Council of 20 January, 1890 of an area of 4.035 hectares of land in Section 3, Parish of Maryborough (formerly Crown Allotment 12 and part of 13, Section 3, municipal district of Maryborough) as a site for a Quarry.

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

Crown Land (Reserves) Act 1978
CROWN LANDS TEMPORARILY
RESERVED

The Governor in Council under Section 4(1) of the **Crown Land (Reserves) Act 1978** temporarily reserves the following Crown lands for the purposes mentioned:-

MUNICIPAL DISTRICT OF THE
COLAC-OTWAY SHIRE COUNCIL

APOLLO BAY — Public purposes, 2249 square metres, being Crown Allotment 20, Section 2, Township of Apollo Bay, Parish of Krambruk as shown on Certified Plan No. 114709 lodged in the Central Plan Office. (05-13233).

MUNICIPAL DISTRICT OF THE
WHITEHORSE CITY COUNCIL

BURWOOD — Public Recreation, 728 square metres, being Crown Allotments 2A and 3A, Section 11, Township of Burwood, Parish of

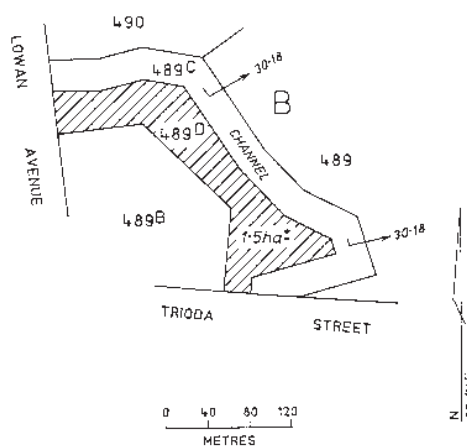
Nunawading as shown on Certified Plan No. 117696-A lodged in the Central Plan Office; and NUNAWADING — Public Recreation, 3000 square metres, being Crown Allotments 12A, 12B and 12C, Parish of Nunawading as shown on Certified Plan No. 117544 lodged in the Central Plan Office. (Rs 37205).

MUNICIPAL DISTRICT OF THE
TOWONG SHIRE COUNCIL

CORRYONG — Racecourse, recreation and showyards, 1.166 hectares, being Crown Allotment 6, Section 22, Township of Corrong, Parish of Towong as shown on Certified Plan No. 119063 lodged in the Central Plan Office. (Rs 1930).

MUNICIPAL DISTRICT OF THE
MILDURA RURAL CITY COUNCIL

MILDURA — Conservation of an area of natural interest, 1.5 hectares, more or less, being Crown Allotment 489D, Section B, Parish of Mildura as indicated by hatching on plan hereunder. (M556[23]) (2006020).



This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
Minister for Conservation
and Land Management

SHARNE BRYAN
Clerk of the Executive Council

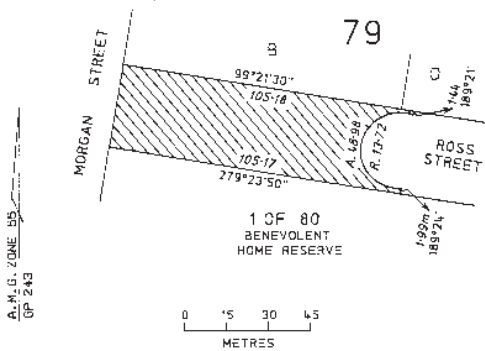
Land Act 1958

UNUSED ROADS CLOSED

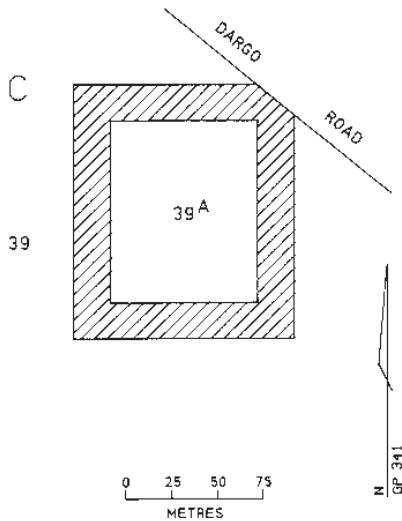
The Governor in Council under Section 349 of the **Land Act 1958** and with the consents in writing of the municipalities concerned and the adjoining owners closes the following unused roads:

MUNICIPAL DISTRICT OF THE EAST GIPPSLAND SHIRE COUNCIL

BAIRNSDALE — The road in the Township of Bairnsdale, Parish of Bairnsdale as indicated by hatching on plan hereunder. (B66[11]) — (DTF 97/03241).

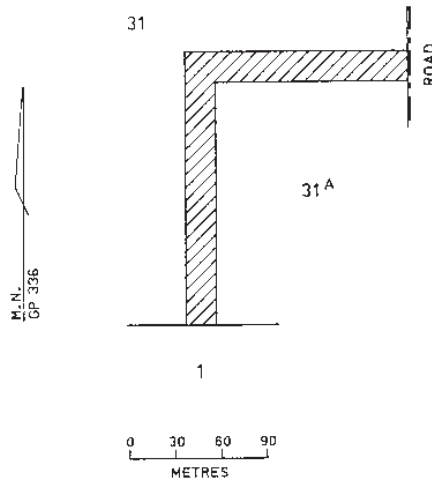


MUNICIPAL DISTRICT OF THE EAST GIPPSLAND SHIRE COUNCIL
GLENALADALE — The road in the Parish of Glenaladale as indicated by hatching on plan hereunder. (G182[5]) (P321649).

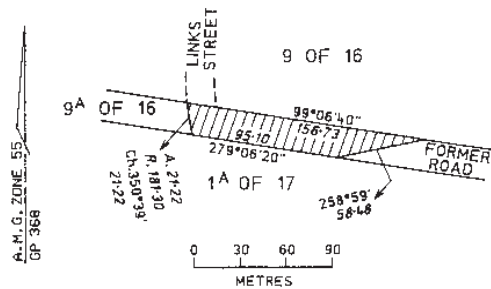


MUNICIPAL DISTRICT OF THE CORANGAMITE SHIRE COUNCIL

TAARAAK — The road in the Parish of Taaraak as indicated by hatching on plan hereunder. (T139[2]) (05-14135).



MUNICIPAL DISTRICT OF THE WODONGA RURAL CITY COUNCIL
WODONGA — The road in the Parish of Wodonga as indicated by hatching on plan hereunder. (W308[5]) (L8/6052).



MUNICIPAL DISTRICT OF THE BASS COAST SHIRE COUNCIL

WONTHAGGI — The road in the Township of Wonthaggi, Parish of Wonthaggi shown as Crown Allotment 35, Section 56B on Certified Plan No. 118786 lodged in the Central Plan Office. (P366433).

This Order is effective from the date on which it is published in the Victoria Government Gazette.

Dated 15 December 1998

Responsible Minister:
MARIE TEHAN
 Minister for Conservation
 and Land Management

SHARNE BRYAN
 Clerk of the Executive Council

Cemeteries Act 1958

SCALES OF FEES

Under Section 17(1) of the **Cemeteries Act 1958**, and on the recommendation of the Minister for Health, the Governor-in-Council consents to the making of the attached Scales of Fees in respect of the following Public Cemeteries:

Ballaarat General Cemeteries and Crematorium

Warringal

Brighton

Burwood

Clunes

Harrow

Ultima

Cemeteries Act 1958

SCALE OF FEES

By resolution of the Trust, the following fees will apply in the Ballaarat Public Cemetery from the date of approval by the Governor in Council. All other fees are rescinded to the extent to which they conflict with this scale.

CEMETERY

FEES FOR RIGHT OF BURIAL

OPEN GROUND \$

Single Interment only

Child to 3 months (including stillborn) 50.00

Other 115.00

MONUMENTAL AREAS

Land 2.74 m x 1.22 m for 2 interments 530.00

Vault in locations approved by the trustees (includes land) 3,355.00

Interment fee 740.00

Prepaid interment fee (each) 790.00

LAWN AREAS

GARDEN AND BEAM LAWN GRAVES

Fee for land and first of 2 interments 1,340.00

Fee for additional interment 840.00

Fee for land and one interment only 5' depth 1,285.00

Fee for land and first 3 interments 1,585.00

Fee for each interment (Both at Need and pre Need) 740.00

"Tanderra" Fee for each interment (Both at Need and pre Need) 740.00

CHILDREN'S LAWN SECTION

Land .93 m x .61 m and interment of child to 12 months 230.00

Land 2.74 m x 1.22 m and interment of child 1 year to 12 years 430.00

TREE OF MEMORIES

1 Leaf 175.00

2 Leaves 275.00

3 Leaves 330.00

MISCELLANEOUS FEES

Cemetery Flower Vases	
1 off	55.00
2 off	80.00
Interments on Saturdays or gazetted holidays, additional	310.00
Remove and replace ledger/open sealed grave (burial only)	130.00
Placement of cremated remains in grave (includes ledger removal)	180.00
Pre-payment for placement of cremated remains in grave	220.00
Special Restricted Block - second interment - pre-payment fee does not apply	530.00
Soldier's Block (single interment only)	115.00
Exhumation of body (when authorised)	1,455.00
Fee for affixing plaque not supplied by the Trust but approved to Trust specifications	105.00
Sand for backfill	60.00

CREMATORIUM

CREMATION FEES

(1) Weekdays - with use of Chapel and organ	645.00
(2) Weekdays - Australian ex-service (with overseas service)	605.00
(3) Weekdays - without use of Chapel	575.00
(4) Weekdays - without use of Chapel (before 10 a.m.)	550.00
(5) Weekdays - stillborn - including memorial urn (when required)	125.00
(6) Pre-payment of Cremation and Deed (concessions do not apply)	645.00
(7) Saturday morning or public holidays (concessions do not apply)	895.00

MEMORIALS

Wall Niche without flower vase (Tenure 50 years)	155.00
Wall Niche with flower vase (Tenure 50 years)	195.00
Wall Niche without flower vase (Permanent Tenure)	350.00
Wall Niche with flower vase (Permanent Tenure)	390.00
Wall Niche upgraded to Permanent Tenure	155.00
Rose Garden Memorial (Tenure 25 years)	340.00
Individual Rose Bush (for 3 placements) (Tenure 25 years)	550.00
Individual Small Shrub (for 4 placements) (Tenure 25 years)	550.00
Tree or Large Shrub (for 8 placements) (Tenure 25 years)	770.00
Additional Placements at Tree, Large Shrub, Small Shrub or Rose already established (with 25 year Tenure)	185.00
Tree or Large Shrub (for up to 8 placements) (Permanent Tenure)	1,500.00
Additional Placements at Tree or Large Shrub (Permanent Tenure)	300.00
Memorial Flower Vases (1 off)	55.00
(2 off)	80.00

BOOK OF REMEMBRANCE

2 Line entry	150.00
Additional lines up to 10	per line 20.00
Emblem available with 5 or more lines	110.00
Additional copies of the memorial book entry in folder	105.00

Memorial entry in vinyl bound miniature book	180.00
Memorial entry in leather bound miniature book	210.00
MISCELLANEOUS FEES	
Use of Chapel - service only	80.00
Fee for transfer of memorial to new position	70.00
Postage, packaging and administration of cremated remains - within Australia	60.00
- Overseas	105.00
Placement of a flower vase at an existing Niche	45.00
Placement of a flower vase at an existing Garden or Rock Memorial: 1 off	55.00
2 off	80.00
Memorial Blocks - large	210.00
- small	170.00

EDWIN JAMES GAY, trustee

LORRAINE JUNE HENDERSON, trustee

ROBERT JOHN WHITEHEAD, trustee

Cemeteries Act 1958

SCALE OF FEES

By resolution of the Trust, the following fees will apply in the Warringal Public Cemetery from the date of approval by the Governor in Council. All other fees are rescinded to the extent to which they conflict with this scale.

INTERMENT FEES	
Preparation of Vault	6,220.00
EXHUMATION FEE (WHEN AUTHORISED)	860.00
GRAVE PLAQUES	
Lawn Grave Plaques 381 mm x 279 mm	
(a) Single Interment (includes 1 flowerpot)	345.00
(b) Dual Interment (includes first name place & 1 flowerpot)	425.00
(c) Additional name plate	130.00
GRANITE BASE SURROUNDING LAWN GRAVE PLAQUE	220.00
MEMORIAL PLAQUES	
(a) Memorial plaque for border position	130.00
(b) Niche plaque with Omega Vase	215.00
MISCELLANEOUS CHARGES	
Administration Fee - for interment of cremated remains on a Saturday, Sunday or public holiday	200.00

CR COLIN BROOKS, trustee

CR DON McLEAN, trustee

CR GEOFF BAKER, trustee

Cemeteries Act 1958

SCALE OF FEES

By resolution of the Trust, the following fees will apply in the Brighton Public Cemetery from the date of approval by the Governor in Council. All other fees are rescinded to the extent to which they conflict with this scale.

RIGHT OF BURIAL

Lawn/Monumental (when burial land is available) 1,350.00

Child under five years of age (when burial land is available) 350.00

INTERMENT FEE - PRIVATE BURIAL

Adult Lawn/Monumental 850.00

Child under five 330.00

Cremated remains Lawn/Monumental 255.00

INTERMENT FEE - PUBLIC BURIAL

Adult - lawn/monumental 270.00

Child under five - including stillborn 75.00

MISCELLANEOUS

Extra depth fee 115.00

The interment fee is for a site to meet two adult burials by depth.

An additional fee is levied to meet any further depth requirements.

Ledger removal - minimum 115.00

(No maximum fee - cost depends on work involved)

Oversize coffin or casket 130.00

Exhumation fee (when approved) 1,400.00

Research fee (per half an hour) 20.00

CREMATED REMAINS INTERMENT

INDIVIDUAL NICHE WALL

(a) top two rows 300.00 155.00 455.00

(b) middle two rows 265.00 155.00 420.00

(c) remaining rows 245.00 155.00 400.00

DOUBLE WALL NICHE

(a) top two rows 600.00 280.00 880.00

(b) middle two rows 560.00 280.00 840.00

(c) remaining rows 520.00 280.00 800.00

MEMORIAL WALL

Burial of remains & memorial plaque on wall 100.00 155.00 255.00

MEMORIAL ROSES

Individual rose-two interments 1,365.00 155.00 1,520.00

- Rose - single interment 600.00 155.00 755.00

Rose garden - two interment 900.00 155.00 1,055.00

Rose garden - single interment 475.00 155.00 630.00

MEMORIAL GARDENS

Rock - two interments 1,160.00 155.00 1,315.00

- additional interments 260.00 155.00 415.00

Shrub - two interments 980.00 280.00 1,260.00

Tree - two interments 1,290.00 280.00 1,570.00

MISCELLANEOUS

Granite Slab 575.00

Decorative/Design plaques 490.00

Reconditioned plaques	170.00
Flower vase	35.00
Certificate of Right of Burial	30.00
Concrete lined vaults	5,500.00
PLAQUES FEES	
60 mm x 45 mm (niche and ashes)	155.00
381 mm x 279 mm (standard lawn)	320.00
Detachable plates (for two interments - one plaque)	100.00
NEW FEES	
Labour costs - placement of cremated remains in memorials	50.00
- admin charge - reservation fees for pre-need burials and memorials	50.00
	IAN LOVEL, chairman
	W. CUTLER, trustee
	N. EDGCUMBE, trustee

Cemeteries Act 1958

SCALE OF FEES

By resolution of the Trust, the following fees will apply in the Burwood General Cemetery from the date of approval by the Governor in Council. All other fees are rescinded to the extent to which they conflict with this scale.

CEMETERY

Land	950.00
Sinking a Grave	890.00
Sinking each additional 0.30 metres	200.00
Re-opening a Grave	835.00
Re-opening an oversized Grave (extra)	130.00
Removal and replacement of a Ledger (Note)	175.00
Breaking and removal of a Concrete Top	60.00
Burial of Ashes in a Gravesite	290.00
Purchase of a Vault (concrete lined grave)	5,550.00
Opening a Vault	915.00
Exhumations, when authorised	1,390.00
Plaque, standard	415.00
Plaque, smaller	360.00
Burials outside cemetery hours (8 - 4, Mon - Fri) (Extra)	555.00
Late cancellation when Grave already dug	555.00
Late arrival - half hour or more (at trustees' discretion)	110.00
MEMORIAL WALLS	
Niche, Wall	350.00
Placement of Ashes	130.00
Plaque, Wall	115.00
Flower Container, Wall	60.00

MEMORIAL GARDENS

Tree or Shrub site	From 585.00 to 915.00
Burial of Ashes	155.00
Plaque, Garden	310.00
Flower Container, Garden	90.00

MONUMENTAL

Permission to erect a Monument or Headstone	10% of cost, Minimum 105.00
Inscription, Additional Inscription or Minor Renovation	60.00

OTHER

Deed to a Right of Burial	50.00
Search of Records for each location	15.00

Note: Removal and Replacement of Ledgers. The fee applies if two cemetery staff, using standard equipment, are used and where the dimensions of the ledger do not exceed 2.00 m x 0.85 m. In all other cases, the owner is responsible for engaging a monumental mason to carry out the work.

C. G. MAPLESTONE, trustee

N. W. J. HUGGAN, trustee

L. D. DYSON, trustee

Cemeteries Act 1958

SCALE OF FEES

By resolution of the Trust, the following fees will apply in the Clunes Public Cemetery from the date of approval by the Governor in Council. All other fees are rescinded to the extent to which they conflict with this scale.

PRIVATE GRAVES

Land 2.44 m x 1.22 m	200.00
Sinking and re-opening of Grave	300.00
Interment fee - Adult	100.00
- Child 4 mths - 12 yrs	75.00
- Baby - S/born - 4 mths	50.00

MEMORIAL WALL

Niche	100.00
Plaque (own choice and cost) Admin and fitting fee	20.00

GARDEN SECTION

Private, undenominational, ground and first opening	600.00
Plaque (own choice and cost) re-opening	300.00

MISCELLANEOUS

Burial or digging on Saturday, Sunday or Public Holiday, extra	100.00
Burial of Ashes in Grave	100.00
Sinking or re-opening of oversize grave, extra	100.00
Exhumation of remains (with permission)	700.00
Research fee	20.00

MONUMENTAL FEES

5% of total cost of headstone

H. TOOLE, trustee

M. MacFARLANE, trustee

V. LO IACONO, trustee

Cemeteries Act 1958

SCALE OF FEES

By resolution of the Trust, the following fees will apply in the Harrow Public Cemetery from the date of approval by the Governor in Council. All other fees are rescinded to the extent to which they conflict with this scale.

GRAVES	Single	Double	Re-open
	250.00	270.00	230.00
Interment fee			85.00
Ashes interment			40.00
8 x 4 allotment			75.00
Records research + A4 envelope and stamp if required			12.00
Secretary fee (per funeral)			40.00

LAWN SECTION

The Grantee of a Rural Lawn site is supplied, by the Cemetery Trust, with a round vase and concrete headstone base on a concrete slab. The Grantee may purchase from the Trust or other supplier a 2 foot by 1 foot Imperial Black Granite plaque to place an inscription on.

Upon written application, this Trust reserves the right to grant permission to place two twelve inch by eleven inch Bronze plaques on the concrete headstone base, one of which must be a design, approved in writing, by the Australian War Graves.

EDMUND JOHN F. KIRBY, trustee
 JOHN GRAEME SHRIVE, trustee
 JOHN MICHAEL QUIGLEY, trustee
 LACHLAN JOB TURNER, trustee

Cemeteries Act 1958

SCALE OF FEES

By resolution of the Trust, the following fees will apply in the Ultima Public Cemetery from the date of approval by the Governor in Council. All other fees are rescinded to the extent to which they conflict with this scale.

Grave digging	200.00
Land	50.00
Burial	20.00
Exhumation fee (when authorised)	860.00

GAVIN POLINELLI, trustee
 CLAUDE TAYLOR, trustee
 GEOFF BALSARINI, trustee

Dated 15 December 1998

Responsible Minister:
 ROB KNOWLES
 Minister for Health

SHARNE BRYAN
 Clerk of the Executive Council

Gas Industry Act 1994
TARIFF ORDER UNDER SECTION 48A

Order in Council

The Governor in Council under section 48A of the **Gas Industry Act 1994** hereby makes an Order regulating with effect from 1 January 1999 certain gas industry tariffs and charges in terms of the Wimmera and Colac Gas Supply Tariff Order 1998 attached hereto.

Dated 15 December 1998

Responsible Minister:
ALAN R STOCKDALE
Treasurer

SHARNE BRYAN
Clerk of the Executive Council

ATTACHMENT
WIMMERA AND COLAC
GAS SUPPLY TARIFF ORDER 1998
TABLE OF PROVISIONS

CHAPTER 1	INTRODUCTION	3
1.1	What interpretation principles apply to this <i>Order</i> and when does it commence?	3
1.2	What does this <i>Order</i> do?	3
1.3	How long does a <i>tariff</i> apply?	3
1.4	Are the prices prescribed prices for the purposes of the <i>ORG Act</i> , and the services declared services for the purposes of the <i>GIA</i> ?	3
CHAPTER 2	CHARGES FOR TARIFFED RETAIL SERVICES	4
2.1	What must the <i>Retailer</i> charge?	4
CHAPTER 3	ALTERING, INTRODUCING AND ENDING TARIFFS	4
3.1	What are the principles that apply to altering <i>tariffs</i> ?	4
3.2	How are new <i>tariffs</i> introduced?	5
3.3	How are <i>tariffs</i> ended?	6
3.4	What procedure is the <i>Regulator</i> to adopt in approving or disapproving a new <i>tariff</i> or an ending of a <i>tariff</i> ?	6
3.5	What information about <i>tariffs</i> must the <i>Retailer</i> provide?	7
CHAPTER 4	CHANGE IN TAX PASS THROUGH	7
4.1	What can the <i>Retailer</i> do if a <i>change in taxes event</i> occurs?	7
4.2	What must the <i>Regulator</i> do if it receives a statement under clause 4.1?	7
4.3	What can the <i>Regulator</i> do if a <i>change in taxes event</i> occurs?	8
4.4	What factors must the <i>Regulator</i> consider in making a decision under clause 4.2 or 4.3?	8
4.5	When does the <i>Retailer</i> apply a <i>pass through amount</i> ?	8
4.6	Is the <i>pass through amount</i> within the price control calculations?	9
CHAPTER 5	FORCE MAJEURE PASS THROUGH	9
5.1	What can the <i>Retailer</i> do if a <i>force majeure event</i> occurs?	9
5.2	What must the <i>Regulator</i> do if it receives a statement under clause 5.1?	9
5.3	What factors must the <i>Regulator</i> consider in making a decision under clause 5.2?	10
5.4	When does the <i>Retailer</i> pass through an amount in respect of a <i>force majeure event</i> ?	10
5.5	Is the <i>force majeure pass through amount</i> within the price control calculations?	11

CHAPTER 6 GLOSSARY AND INTERPRETATION	11
6.1 Glossary	11
6.2 Principles of interpretation	16
SCHEDULE 1	16
SCHEDULE 2	17

**WIMMERA AND COLAC
GAS SUPPLY TARIFF ORDER 1998**

CHAPTER 1 INTRODUCTION

1.1 What interpretation principles apply to this Order and when does it commence?

- (a) This *Order* must be interpreted according to the principles in chapter 6.
- (b) This *Order* commences on 1 January 1999.

1.2 What does this Order do?

- (a) Subject to clause 1.2(b), this *Order* regulates *tariffs* for the supply of *gas* by the *Retailer* to relevant *Customers* in Ararat, Colac, Horsham and Stawell.
- (b) This *Order* does not apply in any case where a *Customer* is a franchise customer within the meaning of the *Victorian Gas Industry Tariff Order 1998* provided that where in any case:
 - (1) that *Customer* ceases to be such a franchise customer, and
 - (2) that *Customer* is, or becomes, a *Tariffed Customer*,
 this *Order* shall apply to that *Customer* for so long as that *Customer* continues to be a *Tariffed Customer*.
- (c) This *Order* specifies the *tariffs* which may be charged by the **Retailer** for *tariffed retail services*.

1.3 How long does a tariff apply?

Once a *tariff* has been set under this *Order*, the *tariff*:

- (a) cannot be altered or ended except under this *Order*; and
- (b) continues to apply until the earliest of:
 - (1) the date the *tariff* is altered or ended under this *Order*;
 - (2) 31 December 2013; and
 - (3) in relation to a *Customer*, the date the *Customer* ceases to be a *Tariffed Customer*.

1.4 Are the prices prescribed prices for the purposes of the ORG Act, and the services declared services for the purposes of the GIA?

- (a) The *tariffs* regulated under this *Order* are prescribed prices in respect of the *gas* industry for the purposes of section 8A of the *GIA* and section 24 of the *ORG Act*.
- (b) If the price for a service is regulated under this *Order*, then the service is a prescribed service in respect of the *gas* industry for the purposes of the *ORG Act*.
- (c) If a price for a service is regulated under this *Order*, then the service is a declared service for the purposes of section 48A(2) of the *GIA*.

CHAPTER 2 CHARGES FOR TARIFFED RETAIL SERVICES

2.1 What must the Retailer charge?

The *Retailer* must not charge for *tariffed retail services* more than an amount determined in accordance with schedule 2.

CHAPTER 3 ALTERING, INTRODUCING AND ENDING TARIFFS

3.1 What are the principles that apply to altering tariffs?

- (a) At least 30 *business days* before the start of a *regulatory year*, the *Retailer* must give the *Regulator* a statement:

- (1) setting out its proposed *tariffs* for that *regulatory year*;
 - (2) setting out the proposed *tariff components* for each of those *tariffs*; and
 - (3) demonstrating compliance of the proposed *tariffs* and *tariff components* with the formula in schedule 2.
- (b) The *Retailer* may alter a *tariff component* during a *regulatory year* with the *Regulator's* approval.
- (c) To seek the *Regulator's* approval to alter a *tariff component*, the *Retailer* must give the *Regulator* a statement:
- (1) setting out its proposed change in the *tariff component*; and
 - (2) demonstrating compliance with the formula in schedule 2.
- (d) The *Regulator* must not approve a statement given by the *Retailer* under clause 3.1(a) or (c) if the statement does not comply with the formula in schedule 2.
- (e) The *Regulator* must approve a statement given by the *Retailer* under clause 3.1(a) or (c), if the statement complies with the formula in schedule 2.
- (f) Nothing in schedule 2 implies that *tariff components* can only be altered at the start of each *regulatory year*.
- (g) If the *Regulator* does not notify the *Retailer* of the *Regulator's* decision regarding a statement given by the *Retailer* under clause 3.1(a) or (c) within 20 *business days* of the *Regulator* receiving the statement, the *Regulator* is taken to approve the statement with effect from the 21st *business day* after the *Regulator* receives the statement.
- (h) If, under clause 3.1(d) the *Regulator* must not approve a statement given by the *Retailer*, the *Regulator* may allow the *Retailer* to replace the statement within such time as specified by the *Regulator*.
- (i) Where a statement has been replaced under clause 3.1(h):
- (1) if the replaced statement:
 - (A) was provided under clause 3.1(a), the replacement statement will be taken to be a statement provided at least 30 *business days* before the start of the *regulatory year* under clause 3.1(a); or
 - (B) was provided under clause 3.1(c), the replacement statement will be taken to be a statement provided under clause 3.1(c); and
 - (2) the replaced statement will be taken not to have been submitted by the *Retailer*.
- (j) The *tariffs* in the statement given by the *Retailer* under clause 3.1(a) or (c) approved or taken to be approved by the *Regulator* must apply from the latest of:
- (1) the date on which the *Regulator* approves or is taken to approve the alteration;
 - (2) the start of the *regulatory year* in which the *tariffs* are to apply; and
 - (3) in the case of statements given under clause 3.1(c), the date specified by the *Retailer*.
- (k) If the *Retailer* does not provide a statement to the *Regulator* required under clause 3.1(a) in relation to a *regulatory year* or such a statement is provided but not approved by the *Regulator*, the *Regulator* may re-set the relevant *tariffs* for the *Retailer* for the *regulatory year* in a manner in which the *Regulator* could have approved of the *tariffs* if included in a statement given by the *Retailer* under clause 3.1(a).

3.2 How are new *tariffs* introduced?

- (a) Subject to clause 3.2(c), the *Retailer* may introduce a new *tariff* with the *Regulator's* approval.
- (b) To seek the *Regulator's* approval to a new *tariff* the *Retailer* must give to the *Regulator* a statement setting out:
- (1) a description of the service to which the new *tariff* is to apply;
 - (2) the proposed new *tariff*;

- (3) sufficient information to enable the *Regulator* to assess whether the proposed new *tariff* is consistent with this *Order* and the *Retailer's retail licence*, if applicable;
 - (4) if the new *tariff* is intended to replace an existing *tariff*, details of the relevant existing *tariff*;
 - (5) the effect of the proposed new *tariff* on *Customers*;
 - (6) information as to which of the *Customers* who are currently charged based on an existing *tariff* will be charged based on the new *tariff*; and
 - (7) information as to how the *Retailer* proposes to recalculate and present the *tariff* components of the new *tariff* to demonstrate compliance with this *Order* and the *Retailer's retail licence*, if applicable.
- (c) The *Retailer* may introduce a new *tariff* in respect of a *Tariffed Customer* only if:
- (1) a *Tariffed Customer* supplied under the existing *tariff* when the new *tariff* is proposed to commence to apply will continue to be supplied under the existing *tariff*, unless the *Tariffed Customer* elects to be supplied under:
 - (A) the new *tariff*; or
 - (B) another of the *Retailer's tariffs* or charges under which the *Tariffed Customer* is eligible to be supplied; and
 - (2) the *Retailer* ensures that the *Tariffed Customer* supplied under the existing *tariff* has sufficient information to make an informed decision whether to make the election in clause 3.2(c)(1) (including information relating to the likely future movement in the prices applying under the existing *tariff* and the new *tariff*).

3.3 How are *tariffs* ended?

- (a) The *Retailer* may end a *tariff* with the *Regulator's* approval.
- (b) To seek the *Regulator's* approval, the *Retailer* must give the *Regulator* a statement setting out:
 - (1) sufficient information to enable the *Regulator* to assess whether the proposed ending of *tariff* is consistent with this *Order* and the *Retailer's retail licence*, if applicable.
 - (2) details of the *tariff* the *Retailer* proposes to end;
 - (3) the effect of the proposed ending on *Tariffed Customers*; and
 - (4) the *tariff* which *Tariffed Customers* are to be charged after the ending of the existing *tariff*.
- (c) If the *Retailer* obtains approval to end a *tariff* under clause 3.3(a), it must continue to charge a *Tariffed Customer* who receives *tariffed retail services* at a *supply point* which is assigned to the *tariff* at the time the *tariff* is ended, under that ended *tariff*, unless the *Retailer* and the *Tariffed Customer* agree:
 - (1) in writing; or
 - (2) in another form approved by the *Regulator*,
that:
 - (3) the *supply point* is to be assigned to another *tariff*; or
 - (4) the services supplied to the *Tariffed Customer* at that *supply point* are not *tariffed retail services*.

3.4 What procedure is the *Regulator* to adopt in approving or disapproving a new *tariff* or an ending of a *tariff*?

- (a) The *Regulator* must not approve a statement given by the *Retailer* under clause 3.2(b) or 3.3(b) if the statement is inconsistent with this *Order* or the *Retailer's retail licence*, if applicable.
- (b) If the *Regulator* does not notify the *Retailer* of the *Regulator's* decision regarding a statement given by the *Retailer* under clause 3.2(b) or 3.3(b) within 20 *business days* of the *Regulator*

receiving the statement, the *Regulator* is taken to approve the statement with effect from the 21st *business day* after the *Regulator* receives the statement.

- (c) If, under clause 3.4(a), the *Regulator* is unable to approve a statement given by the *Retailer*, the *Regulator* may allow the *Retailer* to replace the statement within such time as the *Regulator* allows.
- (d) Where a statement has been replaced under clause 3.4(c):
 - (1) the replacement statement will be taken to be a statement submitted by the *Retailer* under the same clause as the replaced statement was submitted; and
 - (2) the replaced statement will be taken not to have been submitted by the *Retailer*.
- (e) The *Regulator* may require the *Retailer* to recalculate and present the *tariff components* or components of a proposed new *tariff* in the manner the *Regulator* thinks appropriate.
- (f) The introduction of a new *tariff*, or ending of a *tariff* approved or taken to be approved by the *Regulator*, must apply from the latest of:
 - (1) the date on which the *Regulator* approves, or is taken to approve the new *tariff*, or ending of a *tariff*; and
 - (2) the date specified by the *Retailer* in the statement given under clause 3.2(b) or 3.3(b).

3.5 What information about tariffs must the Retailer provide?

- (a) The *Retailer* must provide a statement setting out its current *tariffs* for *tariffed retail services* as soon as practicable after being requested to do so by a person.
- (b) If the *Retailer* obtains approval to introduce a new *tariff* under clause 3.2, it must:
 - (1) within 20 *business days* of the *Regulator* approving or being taken to approve the introduction of the new *tariff*, decide which supply points will be assigned to the new *tariff*; and
 - (2) notify each of the *Tariffed Customers* who receive *tariffed retail services* at supply points assigned to the new *tariff*, of that assignment.

CHAPTER 4 CHANGE IN TAX PASS THROUGH

4.1 What can the Retailer do if a change in taxes event occurs?

If a *change in taxes event* occurs, the *Retailer* may give a statement to the *Regulator* within 3 months of the *change in taxes event* occurring specifying:

- (a) details of the *change in taxes event* concerned;
- (b) the date the *change in taxes event* took or takes effect;
- (c) the estimated financial effect of the *change in taxes event* on the *Retailer*;
- (d) the *pass through amount* the *Retailer* proposes in relation to the *change in taxes event*; and
- (e) the basis on which the *pass through amount* is to apply.

4.2 What must the Regulator do if it receives a statement under clause 4.1?

- (a) If the *Regulator* receives a statement under clause 4.1, the *Regulator* must decide whether the *change in taxes event* specified in the statement occurred or is continuing, and if the *Regulator* decides that the *change in taxes event* occurred or is continuing, the *Regulator* must decide:
 - (1) the *pass through amount*; and
 - (2) the basis on which the *pass through amount* is to apply, and notify the *Retailer* in writing of the *Regulator's* decision.
- (b) If the *Regulator* does not give a notice to the *Retailer* under clause 4.2(a) within 20 *business days* of receiving a statement from the *Retailer* under clause 4.1, on the 21st *business day* after receiving the statement from the *Retailer* under clause 4.1, the *Regulator* is taken to have notified the *Regulated Entity* of its decision under clause 4.2(a) that the *pass through amount* and the basis on which the *pass through amount* is to apply are as specified in the statement given by the *Retailer* under clause 4.1.

4.3 What can the Regulator do if a change in taxes event occurs?

- (a) If a *change in taxes event* occurs and the *Retailer* does not give the *Regulator* a statement under clause 4.1 concerning the *change in taxes event*, the *Regulator* may decide on a *pass through amount* and the basis on which the *pass through amount* is to apply.
- (b) Where under clause 4.3(a) the *Regulator* decides on a negative *pass through amount*, the *Regulator*:
 - (1) may decide to require the *Retailer* to pass through the *negative pass through amount* decided by the *Regulator* on the basis decided by the *Regulator*; and
 - (2) where the *Regulator* decides to require the *Retailer* to pass through the *negative pass through amount*, must notify the *Retailer* in writing of the *negative pass through amount*, the basis on which the *negative pass through amount* is to apply and the reasons for the *Regulator's* decision.

4.4 What factors must the Regulator consider in making a decision under clause 4.2 or 4.3?

In deciding the *pass through amount* and the basis on which the *pass through amount* is to apply under clause 4.2 or 4.3, the *Regulator* must ensure that the financial effect on the *Retailer* associated with the *change in taxes event* concerned is economically neutral taking into account:

- (a) the relative amounts of *tariffed retail services* supplied to each *Tariffed Customer*;
- (b) the time cost of money for the period over which the *pass through amount* is to apply;
- (c) the manner in which and period over which the *pass through amount* is to apply;
- (d) the financial effect to the *Retailer* associated with the provision of *tariffed retail services* directly attributable to the *change in taxes event* concerned, and the time at which the financial effect arises;
- (e) the amount of any change in another tax which, in the *Regulator's* opinion, was introduced as complementary to the *change in taxes event* concerned;
- (f) the effect of any other previous *change in taxes event* since the later of the date of:
 - (1) this *Order*; and
 - (2) the last decision made under clause 4.2 or 4.3(b);
- (g) any *pass through amount* applied under this chapter 4 relating to a previous *change in taxes event* which resulted in the *Retailer* recovering an amount either more or less than the financial effect on the *Retailer* of that *previous changes in taxes event*; and
- (h) any other factors the *Regulator* considers relevant.

4.5 When does the Retailer apply a pass through amount?

- (a) The *Retailer*:
 - (1) may, after
 - (A) receipt of a notice from the *Regulator* or a deemed receipt of a notice under clause 4.2 as to a *positive pass through amount*; and
 - (B) notifying its *Tariffed Customers* of:
 - (i) the *positive pass through amount* which the *Regulator* has approved or is deemed to have approved; and
 - (ii) the basis on and date from which the *Retailer* will apply the *positive pass through amount*,
apply the *positive pass through amount* specified in the notice to *Tariffed Customers* on the basis indicated in the notice; and
 - (2) must, after receipt of a notice or deemed receipt of a notice from the *Regulator*, under clause 4.2 or after receipt of a notice under clause 4.3 as to a *negative pass through amount*, apply the *negative pass through amount* on the basis decided by the *Regulator*.

- (b) The *pass through amount* must be:
 - (1) shown separately on each *Tariffed Customer's* invoice; or
 - (2) otherwise identified in a manner approved by the *Regulator*.
- (c) The *Retailer* can only seek to reclaim from *Tariffed Customers* positive *pass through amounts* in respect of services provided from the time that the *Retailer*:
 - (1) notified its *Tariffed Customers* under clause 4.5(a)(1)(B); and
 - (2) started showing or identifying the *positive pass through amount* as required under clause 4.5(b).

4.6 Is the *pass through amount* within the price control calculations?

A *pass through amount* applied by the *Retailer* under this chapter 4 is not:

- (a) taken into account by the *Regulator* in deciding whether the *Retailer's tariffs* or *tariff components* comply with the formula in schedule 2; and
- (b) subject to the procedures in chapter 3.

CHAPTER 5 FORCE MAJEURE PASS THROUGH

5.1 What can the *Retailer* do if a *force majeure event* occurs?

If a *force majeure event* occurs, the *Retailer* may give a statement to the *Regulator* specifying:

- (a) details of the *force majeure event* concerned;
- (b) the date or dates on which the *force majeure event* occurred;
- (c) the estimated financial effect of the *force majeure event* on the *Retailer* in respect of the provision of *tariffed retail services*; and
- (d) the *force majeure pass through amount* the *Retailer* proposes in relation to the *force majeure event*; and
- (e) the basis on which the *force majeure pass through amount* is to apply.

5.2 What must the *Regulator* do if it receives a statement under clause 5.1?

- (a) If the *Regulator* receives a statement under clause 5.1, the *Regulator* must decide if the *force majeure event* specified in the statement occurred or is continuing, and if the *Regulator* decides that the *force majeure event* occurred or is continuing, the *Regulator* must decide:
 - (1) the *force majeure pass through amount*; and
 - (2) the basis on which the *force majeure pass through amount* is to apply, and notify the *Retailer* in writing of the *Regulator's* decision.
- (b) If the *Regulator* does not give a notice to the *Retailer* under clause 5.2(a) within 20 *business days* of receiving a statement from the *Retailer* under clause 5.1, the *Regulator* is taken to have notified the *Retailer* of its decision under clause 5.2(a) that the *force majeure pass through amount* and the basis on which the *force majeure pass through amount* is to apply are as specified in the statement given by the *Retailer* under clause 5.1.

5.3 What factors must the *Regulator* consider in making a decision under clause 5.2?

In deciding the *force majeure pass through amount* and the basis on which a *force majeure pass through amount* is to apply under clause 5.2, the *Regulator* must ensure that the financial effect on the *Retailer* associated with the *force majeure event* concerned is economically neutral taking into account:

- (a) the relative amounts of *tariffed retail services* supplied to each *Tariffed Customer*;
- (b) the time cost of money for the period over which the *force majeure pass through amount* is to apply;
- (c) the manner in which and period over which the *force majeure pass through amount* is to apply;
- (d) the financial effect to the *Retailer* associated with the provision of *tariffed retail services* directly attributable to the *force majeure event* concerned and the time at which the financial effect arises;

- (e) any *force majeure pass through amount* applied under this chapter 5 relating to a previous *force majeure event* which resulted in the *Retailer* recovering an amount either more or less than the financial effect on the *Retailer* of that previous *force majeure event*.
- (f) any other factors the *Regulator* considers relevant.

5.4 When does the *Retailer* pass through an amount in respect of a *force majeure event*?

- (a) The *Retailer* may, after:
 - (1) receipt of a notice from the *Regulator* or a deemed receipt of a notice under clause 5.2 as to a *force majeure pass through amount* to be passed through; and
 - (2) notifying its *Tariffed Customers* of,
 - (A) the *force majeure pass through amount* which the *Regulator* has approved or is deemed to have approved;
 - (B) the circumstances giving rise to the *force majeure event*; and
 - (C) the basis on and date from which the *Retailer* will apply the *force majeure pass through amount*,

apply the *force majeure pass through amount* specified in the notice to *Tariffed Customers*, on the basis indicated in the notice.
- (b) The *force majeure pass through amount* must be:
 - (1) shown separately on each *Tariffed Customer's* invoice; or
 - (2) otherwise identified in a manner approved by the *Regulator*.
- (c) The *Retailer* can only seek to reclaim from *Tariffed Customers* *force majeure pass through amounts* in respect of services provided from the time that the *Retailer*:
 - (1) notified its *Tariffed Customers* in accordance with clause 5.4(a)(2); and
 - (2) started showing or identifying the *force majeure pass through amount* as required under clause 5.4(b).

5.5 Is the *force majeure pass through amount* within the price control calculations?

A *force majeure pass through amount* applied under this chapter 5 is not:

- (a) taken into account by the *Regulator* in deciding whether the *Retailer's tariffs* or *tariff components* comply with the formula in schedule 2; and
- (b) subject to the procedures in chapter 3.

CHAPTER 6 GLOSSARY AND INTERPRETATION

6.1 Glossary

<i>Authority</i>	Any: <ul style="list-style-type: none"> (a) government or regulatory department, body, instrumentality, minister, agency or other authority; or (b) body which is the successor to the administrative responsibilities of that department, body, instrumentality, minister, agency or authority.
<i>business day</i>	A day other than a Saturday a Sunday or a day which is proclaimed as a public holiday in Victoria.
<i>change in taxes event</i>	A change in the way or rate at which a <i>relevant tax</i> is calculated or the removal or imposition of a <i>relevant tax</i> to the extent that the change, removal or imposition is directly attributable to supplying <i>tariffed services</i> and results in: <ul style="list-style-type: none"> (a) the <i>Retailer</i> being required to pay an amount that the <i>Retailer</i> would not have been required to pay; or (b) a change in the amount which the <i>Retailer</i> is required to pay from that which it would have been required to pay,

- under the law that applied at the date of this *Order* (whether directly by way of tax or indirectly through prices paid for goods or services to another *Regulated Entity*) as a result of a new statute or amendment of any statute or the interpretation of an existing statute resulting from the decision of a court, tribunal, arbitrator or *Authority* which is binding on the *Retailer* or other *Regulated Entity*; and includes (for the avoidance of doubt) introduction of Goods and Services Tax (GST) or any like such tax within Australia.
- commercial tariff* A *tariff* which applies at a *distribution supply point* which is not subject to the *contract tariff* and at which *gas* is supplied to a business, charitable body, government institution, club, community service organisation or religious body not being at a *distribution supply point* that would otherwise be assigned to the *industrial tariff*.
- Contract Customer* A *Tariffed Customer* who is supplied *gas* under a contract with *Gascor* or with the *Retailer* at a *tariff* other than the *domestic tariff*, the *commercial tariff* or the *industrial tariff*.
- contract tariff* The *tariff* that applies to a *distribution supply point* at which a *Contract Customer* is supplied with *gas*.
- CPI* For a *regulatory year*:
- (a) where the All Groups Consumer Price Index for the Eight State Capitals for the September quarter before the start of that year and the September quarter before the September quarter previously referred to are published, is:
 - (1) the All Groups Consumer Price Index for the Eight State Capitals published by the Australian Bureau of Statistics for the September quarter before the start of that year;
 divided by:
 - (2) the All Groups Consumer Price Index for the Eight State Capitals published by the Australian Bureau of Statistics for the September quarter before the September quarter referred to in paragraph (a)(1);
 - (b) where the All Groups Consumer Price Index for the Eight State Capitals for either of the September quarters referred to in paragraph (a) has not been published, *CPI* is calculated using an index officially substituted for the All Groups Consumer Price Index for the Eight State Capitals, which reflects changes in the cost of living in the Eight State Capitals; and
 - (c) where the All Groups Consumer Price Index has not been published for the Eight State Capitals for either of the September quarters referred to in paragraph (a) and no index has been officially substituted for the All Groups Consumer Price Index for the Eight State Capitals, *CPI* is calculated using an index that the *Regulator* decides reflects changes in the cost of living in the Eight State Capitals.
- Customer* A person with whom the *Retailer* contracts in relation to the provision of a *tariffed service*. The person with whom the *Retailer* contracts to provide a *tariffed service* is regarded as the person to whom the *tariffed service* is provided.
- distribution pipeline* The same meaning as in the *GIA*.
- distribution supply point* A supply point on the tariffed distribution pipeline.
- domestic tariff* The *tariff* which applies at a *distribution supply point* which is not subject to the *contract tariff* and at which *gas* is supplied for domestic use.

<i>force majeure event</i>	A force majeure event under an Agency Agreement between <i>Gascor</i> and the <i>Retailer</i> which results in the <i>Retailer</i> incurring materially higher costs in providing <i>tariffed retail services</i> than it would have incurred had the force majeure event under that Agency Agreement not occurred.
<i>force majeure pass through amount</i>	In relation to the occurrence of a <i>force majeure event</i> , an amount that a <i>Tariffed Customer</i> is required to pay the <i>Retailer</i> or a factor by which amounts the <i>Tariffed Customer</i> is required to pay the <i>Retailer</i> are increased.
<i>gas</i>	The same meaning as in the <i>GIA</i> .
<i>Gascor</i>	The body corporate of that name established under the <i>GIA</i> .
<i>Gas Retailer</i>	The same meaning as in the <i>GIA</i> .
<i>GIA</i>	The Gas Industry Act 1994 (Victoria).
<i>industrial tariff</i>	A <i>tariff</i> which applies at a <i>distribution supply point</i> which is not subject to the <i>contract tariff</i> and at which <i>gas</i> is supplied to a factory.
<i>J</i>	Joule. A unit of energy as defined in AS1000-1979 "The International System of Units (SI) and its Application".
<i>natural gas</i>	The same meaning as in the <i>GIA</i> .
<i>negative pass through amount</i>	In relation to the occurrence of a <i>change in taxes event</i> , an amount that the <i>Retailer</i> is required to pay to its <i>Tariffed Customers</i> or a factor by which amounts the <i>Tariffed Customer</i> is required to pay the <i>Retailer</i> are reduced.
<i>Order</i>	The Order in Council (Wimmera and Colac Gas Supply Tariff Order 1998) made under section 48A of the Gas Industry Act 1994.
<i>ORG</i>	The Office of the Regulator-General under the <i>ORG Act</i> .
<i>ORG Act</i>	The Office of the Regulator-General Act 1994 .
<i>pass through amount</i>	A <i>positive pass through amount</i> or a <i>negative pass through amount</i> .
<i>pipeline</i>	The same meaning as in the <i>GIA</i> .
<i>positive pass through amount</i>	In relation to the occurrence of a <i>change in taxes event</i> , an amount that a <i>Tariffed Customer</i> is required to pay to the <i>Retailer</i> or a factor by which amounts the <i>Tariffed Customer</i> is required to pay the <i>Retailer</i> are increased.
<i>Regulated Entity</i>	<i>VENCorp</i> , <i>TPA</i> , a <i>Tariffed Distributor</i> or a <i>Gas Retailer</i> .
<i>Regulator</i>	The <i>ORG</i> .
<i>regulatory year</i>	A calendar year after the year a <i>Customer</i> first became a <i>Tariffed Customer</i> .
<i>relevant tax</i>	Any tax but excluding any: <ul style="list-style-type: none"> (a) income tax (or State equivalent income tax), fringe benefits tax or capital gains tax; (b) payroll tax; (c) fees and charges paid or payable to the <i>Regulator</i> for licences, or any other membership, contribution or other charge payable to other regulatory bodies in the <i>gas</i> industry; (d) land tax or any other tax on the ownership or occupancy of premises; (e) customs and import duty; (f) municipal rates, taxes and other charges imposed by local authorities; (g) stamp duty, financial institutions duty, bank accounts debits tax or similar taxes or duties; (h) penalties and interest for late payment relating to any tax; or (i) any tax that replaces any of the taxes referred to in (a) to (h),

	except that:
	(j) the exclusion of the taxes specified in paragraph (a) to (i) inclusive, shall not operate in the event that one or more of those taxes is replaced as part of the introduction of a Goods and Services Tax (GST) within Australia, and in this definition "tax" includes any rate, duty, charge or other like or analogous impost.
<i>Retailer</i>	Kinetik Energy Pty Ltd (ACN 079 089 188), and includes that entity acting as principal, agent or as a combination of principal and agent.
<i>retail licence</i>	A licence to sell <i>gas</i> by retail under the <i>GIA</i> .
<i>south west pipeline</i>	The <i>transmission pipeline</i> between Lara and Iona.
<i>supply point</i>	The same meaning as in section 6C of the <i>GIA</i> .
<i>tariff</i>	The combination of tariff components applying to a <i>tariffed retail service</i> supplied to a <i>Customer</i> .
<i>tariff component</i>	An individual price element comprising part of a <i>tariff</i> .
<i>tariffed distribution pipeline</i>	The <i>distribution pipeline</i> in existence at 9 December 1997.
<i>Tariffed Customer</i>	A <i>Customer</i> of the <i>Retailer</i> in Ararat, Colac, Horsham or Stawell who: <ul style="list-style-type: none"> (a) withdraws <i>gas</i> at a <i>distribution supply point</i> or a <i>transmission supply point</i>; and (b) is not a <i>Customer</i> to whom the <i>Retailer</i> under its licence has an exclusive right to sell <i>gas</i>, but does not include: (c) a <i>Customer</i> in Colac after: <ul style="list-style-type: none"> (1) the <i>south west pipeline</i> is constructed; and (2) the <i>Tariffed Distributor</i> sets a date for the commencement of the supply of <i>natural gas</i> to the <i>Customer's distribution supply point</i> or the <i>Tariffed Distributor</i> converts the <i>distribution pipeline</i> connected to the <i>Customer's distribution supply point</i> from <i>TLPG</i> to <i>natural gas</i>; or (d) a <i>Customer</i>: <ul style="list-style-type: none"> (1) who commences being supplied with <i>gas</i> at a <i>distribution supply point</i> after 1 September 1999; and (2) consumes more than 10TJ of <i>gas</i> in any 12 month period.
<i>Tariffed Distributor</i>	Westar (Gas) Pty Ltd (ACN 079 089 008).
<i>tariffed retail services</i>	The supply and sale of <i>gas</i> by the <i>Retailer</i> to a <i>Tariffed Customer</i> , either as principal, agent or a combination of principal and agent, except to the extent that the <i>Retailer</i> and the <i>Tariffed Customer</i> have agreed in writing or in other such form approved by the <i>Regulator</i> that the service is not to be a <i>tariffed retail service</i> .
<i>tariffed transmission pipeline</i>	The <i>transmission pipeline</i> in existence at 9 December 1997.
<i>TJ</i>	Terajoule. Equal to 1,000,000,000,000J.
<i>TLPG</i>	Tempered liquefied petroleum gas, being a mixture of vaporised commercial propane and air.
<i>TPA</i>	Transmission Pipelines Australia Pty Ltd (ACN 079 089 268).

<i>transmission pipeline</i>	The same meaning as in the <i>GIA</i> .
<i>transmission supply point</i>	A <i>supply point</i> on the <i>tariffed transmission pipeline</i> .
<i>VENCorp</i>	The same meaning as in the <i>GIA</i> .
<i>Victorian Gas Industry Tariff Order 1998</i>	The Order in Council (Victorian Gas Industry Tariff Order 1998) made under section 48A of the Gas Industry Act 1994 .

6.2 Principles of interpretation

- (a) Unless the contrary intention appears, these principles of interpretation apply to this *Order*:
- (1) words denoting persons include unincorporated associations, firms, governments and governmental agencies;
 - (2) a reference to a person includes that person's agents, successors and permitted assigns, persons who have control over any assets of a person and receivers, managers, trustees, administrators, liquidators and similar persons appointed over:
 - (A) a person; or
 - (B) any assets of a person;
 - (3) headings are only inserted for convenience and do not affect the interpretation of this *Order*; and
 - (4) a reference to an agreement, document or regulatory instrument is a reference to that agreement, document or regulatory instrument as varied from time to time and includes any schedules or attachments to the agreement or document.
- (b) All *tariffs* and *tariff components* calculated under this *Order* must be rounded to the accuracy, in terms of the number of decimal places, required by the *Retailer's* charging and billing systems.
- (c) A *tariff* which has been calculated and rounded under the principles in clause 6.2(b) must not be rounded to a different level of accuracy when utilised in calculations made under this *Order*.
- (d) All values used in calculations made under this *Order*, except those values to which clauses 6.2(b) and (c) apply, must not be rounded.
- (e) When a calculation is required under this *Order*:
- (1) *regulatory year* "t" is the *regulatory year* in respect of which the calculation is being made; and
 - (2) *regulatory year* "t-1" is the *regulatory year* immediately preceding *regulatory year* "t".

SCHEDULE 1

- (a) *The contract tariff* applies to each *supply point* at which a *Contract Customer* receives *gas*.
- (b) A *distribution supply point* not subject to the *contract tariff*, at which *gas* is supplied for domestic use, is assigned to a *domestic tariff*.
- (c) A *distribution supply point* at which *gas* is supplied to a business, charitable body, government institution, club, religious body or community service organisation which is not subject to the *contract tariff*, is charged according to a *commercial tariff*, regardless of whether the *gas* is used for profit making purposes.
- (d) A *distribution supply point* at which *gas* is supplied to a factory, and is not subject to the *contract tariff* is charged according to an *industrial tariff*.

SCHEDULE 2**Price Control Formula**

The maximum price for each *tariff component* of a *tariff* applied to a *Tariffed Customer* in a *regulatory year* "t" is:

- (a) if at the start of, or during, *regulatory year* "t" the *Tariffed Customer* was, but ceased to be, a franchise customer within the meaning of the *Victorian Gas Industry Tariff Order 1998*, the price applied to that *Tariffed Customer* as such a franchise customer pursuant to the *Victorian Gas Industry Tariff Order 1998* during that *regulatory year*; or
- (b) if at the start of, or during, *regulatory year* "t" the *Tariffed Customer* was not a franchise customer within the meaning of the *Victorian Gas Industry Tariff Order 1998* and during *regulatory year* "t" the *Tariffed Customer* first becomes a *Tariffed Customer*, the tariff applied to similar *Tariffed Customers* in accordance with schedule 1; or
- (c) if the *Tariffed Customer* has been a *Tariffed Customer* from the end of *regulatory year* "t-1", the price determined in accordance with the following formula:

$$P_t = P_{t-1} * CPI_t$$

where:

P_t is the maximum price for the relevant *tariff component* for the *Tariffed Customer* for *regulatory year* "t",

P_{t-1} is the maximum price for the relevant *tariff component* for the *Tariffed Customer* for *regulatory year* "t-1"; and

CPI_t is the *CPI* for *regulatory year* "t".

Gas Industry Act 1994

TARIFF ORDER UNDER SECTION 48A

Order in Council

The Governor in Council under section 48A of the **Gas Industry Act 1994** hereby makes the following Order:

The Order made on 9 December 1997 under section 48A of the **Gas Industry Act 1994** regulating with effect from 11 December 1997 certain gas industry tariffs and charges in terms of the Victorian Gas Industry Tariff Order attached thereto, is hereby amended with effect from 1 January 1999 by replacing that attachment by the Victorian Gas Industry Tariff Order 1998 attached hereto (71 pages).

DATED 15 DECEMBER 1998.

Responsible Minister:
ALAN R STOCKDALE
Treasurer

SHARNE BRYAN
Clerk of the Executive Council

ATTACHMENT

VICTORIAN GAS INDUSTRY TARIFF ORDER 1998

TABLE OF PROVISIONS

CHAPTER 1 INTRODUCTION	3
1.1 What interpretation principles apply to this <i>Order</i> and when does it commence?	3
1.2 What does this <i>Order</i> do?	3
1.3 How long does a <i>tariff</i> or a price for a <i>scheduled excluded service</i> apply?	3
1.4 Are the prices prescribed prices for the purposes of the <i>ORG Act</i> , and the services declared services for the purposes of the <i>GIA</i> ?	3
CHAPTER 2 TRANSMISSION SERVICES	4
2.1 What must <i>TPA</i> charge?	4
2.2 What are the obligations of <i>TPA</i> to provide information?	4
CHAPTER 3 DISTRIBUTION SERVICES	4
3.1 What must <i>Tariffed Distributors</i> charge?	4
3.2 What are the obligations of a <i>Tariffed Distributor</i> to provide information?	4
CHAPTER 4 RETAIL SERVICES	5
4.1 What must <i>Tariffed Retailers</i> charge?	5
CHAPTER 5 VENCORP SERVICES	5
5.1 What must <i>VENCorp</i> charge?	5
5.2 What are <i>VENCorp's total annual costs</i> for the regulatory year ending 30 June 1999?	5
CHAPTER 6 ALTERING, INTRODUCING AND ENDING TARIFFS AND PRICES FOR SCHEDULED EXCLUDED SERVICES	5
6.1 What are the principles that apply to altering <i>tariffs</i> ?	5
6.2 How are new <i>tariffs</i> introduced by a <i>Tariffed Retailer</i> ?	7
6.3 How are <i>tariffs</i> ended by a <i>Tariffed Retailer</i> ?	8
6.4 What procedure is the <i>Regulator</i> to adopt in approving or disapproving a new <i>tariff</i> or an ending of a <i>tariff</i> by a <i>Tariffed Retailer</i> ?	9
6.5 What information about <i>tariffs</i> must a <i>Regulated Entity</i> provide?	9
6.6 What are the general principles that apply to introducing a new price, or altering or ending prices for <i>scheduled excluded services</i> during the <i>initial regulatory period</i> ?	10
6.7 Can the <i>Regulator</i> re-issue schedule 1 and publish <i>maximum uniform tariffs</i> that have been altered or ended, or new <i>maximum uniform tariffs</i> that have been introduced?	10

6.8	Saving	10
CHAPTER 7 CHANGE IN TAX PASS THROUGH		11
7.1	What can a <i>Regulated Entity</i> do if a <i>change in taxes event</i> occurs?	11
7.2	What must the <i>Regulator</i> do if it receives a statement under clause 7.1?	11
7.3	What can the <i>Regulator</i> do if a <i>change in taxes event</i> occurs?	11
7.4	What factors must the <i>Regulator</i> consider in making a decision under clause 7.2 or 7.3?	11
7.5	When does a <i>Regulated Entity</i> apply a <i>pass through amount</i> ?	12
7.6	Is the <i>pass through amount</i> within the price control calculations?	12
CHAPTER 8 FORCE MAJEURE PASS THROUGH		13
8.1	What can a <i>Tariffed Retailer</i> do if a <i>force majeure event</i> occurs?	13
8.2	What must the <i>Regulator</i> do if it receives a statement under clause 8.1?	13
8.3	What factors must the <i>Regulator</i> consider in making a decision under clause 8.2?	13
8.4	When does a <i>Tariffed Retailer</i> pass through an amount in respect of a <i>force majeure event</i> ?	13
8.5	Is the <i>force majeure pass through amount</i> within the price control calculations?	14
CHAPTER 9 SUBSEQUENT ACCESS ARRANGEMENT PERIOD		14
9.1	What is the period during which chapters 2 to 8 and the schedules to this <i>Order</i> apply?	14
9.2	What are the <i>fixed principles</i> to be used by the <i>Regulator</i> to decide price regulation arrangements for the <i>subsequent access arrangement period</i> ?	14
CHAPTER 10 GLOSSARY AND INTERPRETATION		19
10.1	Glossary	19
10.2	Principles of interpretation	32
SCHEDULE 1		34
SCHEDULE 2		50
SCHEDULE 3		51
SCHEDULE 4		56
SCHEDULE 5		59

VICTORIAN GAS INDUSTRY TARIFF ORDER 1998

CHAPTER 1 INTRODUCTION

1.1 What interpretation principles apply to this *Order* and when does it commence?

- (a) This *Order* must be interpreted according to the principles in chapter 10.
- (b) This *Order* commences on 1 January 1999.

1.2 What does this *Order* do?

- (a) This *Order* regulates the pricing of *tariffed services* and *excluded services* provided by certain persons within the Victorian gas industry.
- (b) This *Order*:
 - (1) specifies the *initial tariffs*;
 - (2) specifies the *initial prices* for *scheduled excluded services*;
 - (3) specifies the principles, procedures and formulas which apply during the *initial regulatory period* for:
 - (A) altering;
 - (B) ending; and
 - (C) introducing new, *tariffs* and prices for *scheduled excluded services*; and
 - (4) provides guidance to the *Regulator* for the making of a price determination to regulate *transmission tariffs* and *distribution tariffs* in the *subsequent access arrangement period*.

1.3 How long does a *tariff* or a price for a *scheduled excluded service* apply?

- (1) Once a *tariff* or a price for a *scheduled excluded service* has been set under this *Order*, the *tariff* or price:
 - (a) cannot be altered or ended except under this *Order*; and
 - (b) continues to apply until the earliest of:
 - (1) the date the *tariff* or price is altered or ended under this *Order*; and
 - (2) for *maximum uniform tariffs*, 31 August 2001 and for *transmission tariffs* and *distribution tariffs* and prices for *scheduled excluded services*, 31 December 2002.
- (2) Nothing in this clause 1.4 prevents the alteration, introduction or ending of a *tariff* or price in any case where section 2 of the *Access Code* applies.

1.4 Are the prices prescribed prices for the purposes of the *ORG Act*, and the services declared services for the purposes of the *GIA*?

- (a) The *distribution tariffs*, *maximum uniform tariffs* and prices for *excluded distribution services* regulated under this *Order* are prescribed prices in respect of the gas industry for the purposes section 8A of the *GIA* and section 24 of the *ORG Act*.
- (b) If the price for a *tariffed distribution service*, a *tariffed retail service* or an *excluded distribution service* is regulated under this *Order*, then the *tariffed distribution service*, *tariffed retail service* or *excluded distribution service* is a prescribed service in respect of the gas industry for the purposes of section 8A of the *GIA* and section 24 of the *ORG Act*.

- (c) If a price for a *tariffed service* or an *excluded service* is regulated under this *Order*, then the *tariffed service* or *excluded service* is a declared service for the purposes of section 48A(2) of the *GIA*.

CHAPTER 2 TRANSMISSION SERVICES

2.1 What must *TPA* charge?

- (a) *TPA* must not charge more than an amount calculated in accordance with the relevant *tariff* for *tariffed transmission services*.
- (b) *TPA* must not charge more than an amount based on the price set under this *Order* for *scheduled excluded transmission services*.
- (c) *TPA* must charge for *non-scheduled excluded transmission services* on a fair and reasonable basis which is not inconsistent with:
- (1) this *Order*;
 - (2) the *Access Code*; and
 - (3) any applicable guidelines published by the *Regulator*.

2.2 What are the obligations of *TPA* to provide information?

TPA must provide information in relation to which *transmission tariff* a *supply point* has been assigned under paragraph (b) of schedule 4 to:

- (a) the *Regulator*;
- (b) a *Customer* who is provided with *tariffed services* at that *supply point*; or
- (c) a *Consumer* who withdraws *gas* at that *supply point*, within 20 *business days* of that information being requested by that person.

CHAPTER 3 DISTRIBUTION SERVICES

3.1 What must *Tariffed Distributors* charge?

- (a) *Tariffed Distributors* must not charge more than an amount calculated in accordance with the relevant *tariff* for *tariffed distribution services*.
- (b) *Tariffed Distributors* must not charge more than an amount based on the price set under this *Order* for *scheduled excluded distribution services*.
- (c) *Tariffed Distributors* must charge for *non-scheduled excluded distribution services* on a fair and reasonable basis which is not inconsistent with:
- (1) this *Order*;
 - (2) the *Access Code*; and
 - (3) any applicable guidelines published by the *Regulator*.

3.2 What are the obligations of a *Tariffed Distributor* to provide information?

A *Tariffed Distributor* must provide information in relation to which *distribution tariff* a *supply point* on the *Tariffed Distributor's distribution pipeline* has been assigned under paragraph (a) of the schedule 4 to:

- (a) the *Regulator*;
- (b) a *Customer* who is provided with *tariffed services* at that *supply point*; or
- (c) a *Consumer* who withdraws *gas* at that *supply point*, within 20 *business days* of that information being requested by that person.

CHAPTER 4 RETAIL SERVICES

4.1 What must *Tariffed Retailers* charge?

Tariffed Retailers must not charge more than an amount calculated in accordance with the relevant *maximum uniform tariff* for *tariffed retail services*.

CHAPTER 5 VENCORP SERVICES

5.1 What must *VENCorp* charge?

- (a) *VENCorp* must not charge more than an amount calculated in accordance with the relevant *tariff* for *tariffed VENCorp services*.
- (b) *VENCorp* must use reasonable endeavours to recover on an annual basis in total no more than the aggregate of *VENCorp total annual costs*.

5.2 What are *VENCorp's total annual costs* for the regulatory year ending 30 June 1999?

- (a) For the *regulatory year* ending 30 June 1999, *VENCorp's total annual costs* allocated to *tariffed VENCorp services* are \$13,500,000.
- (b) Nothing in this chapter 5 shall limit the ability of *VENCorp* to levy or impose charges, fees or costs arising from or related to:
 - (1) the events giving rise to; or
 - (2) the proclamations under
 section 62F of the *GIA*, published in the Government Gazette on 25 September 1998, notwithstanding that these charges, fees or costs may pre-date that proclamation.

CHAPTER 6 ALTERING, INTRODUCING AND ENDING TARIFFS AND PRICES FOR SCHEDULED EXCLUDED SERVICES

6.1 What are the principles that apply to altering *tariffs*?

- (a) For a *regulatory year* after the *regulatory year* ending 31 December 1999 or, in the case of *VENCorp*, 30 June 1999, at least 30 *business days* before the start of that *regulatory year*:
 - (1) each of *TPA*, the *Tariffed Distributors* and the *Tariffed Retailers* must give the *Regulator* a statement:
 - (A) setting out its proposed *tariffs* for that *regulatory year*;
 - (B) setting out the proposed *tariff components* for each of those *tariffs*;
 - (C) demonstrating compliance of the proposed *tariffs* and *tariff components* with the relevant principles and formulas in schedule 5; and
 - (D) setting out the proposed changes (if any) in the billing parameters contained in schedule 1, or to any other matters in that schedule;
 - (2) *VENCorp* must give the *Regulator* a statement setting out for that *regulatory year*:
 - (A) its forecast of *VENCorp total annual costs* and the allocation of those forecast *VENCorp total annual costs* to each *tariffed VENCorp service*;
 - (B) its proposed *tariff* for each *tariffed VENCorp service* designed to recover:
 - (i) the forecast of *VENCorp total annual costs* allocated in accordance with clause 6.1(a)(2)(A); and
 - (ii) any difference between its revenue from the *tariffs* and *VENCorp total annual costs* allocated in accordance with clause 6.1(a)(2)(A), in

preceding *regulatory years* as provided to the *Regulator* under 6.1(a)(2)(C) or 6.1(a)(2)(D);

- (C) for a *regulatory year* after the *regulatory year* ending 30 June 1999, its estimate of any difference between its revenue from *VENCorp tariffs* and *VENCorp total annual costs* allocated in accordance with clause 6.1(a)(2)(A) in the preceding *regulatory year*;
 - (D) for a *regulatory year* after the *regulatory year* ending 30 June 2000, in addition to its estimate provided under clause 6.1(a)(2)(C), any difference between its actual revenue from *VENCorp tariffs* and *VENCorp total annual costs* allocated in accordance with clause 6.1(a)(2)(A), in the *regulatory year* before the preceding *regulatory year*; and
 - (E) sufficient information to enable the *Regulator* to decide whether the proposed *VENCorp tariffs* are consistent with this *Order* and the *Access Code*.
- (b) A *Tariffed Distributor* and a *Tariffed Retailer* may alter a *tariff component* during the *regulatory year* with the *Regulator's* approval.
- (c) To seek the *Regulator's* approval to alter a *tariff component*, a *Tariffed Distributor* or a *Tariffed Retailer* must give the *Regulator* a statement:
- (1) setting out its proposed change in the *tariff component*; and
 - (2) demonstrating compliance with the relevant principles and formulas in the schedule 5.
- (d) *VENCorp* and *TPA* may alter a *tariff component* during a *regulatory year* by following the procedure in section 2 of the *Access Code*.
- (e) Subject to clause 6.1(i), the *Regulator* must not approve a statement:
- (1) given by *TPA*, a *Tariffed Distributor* or a *Tariffed Retailer* under clause 6.1(a) or (c) if the statement does not comply with the relevant principles and formulas in the schedule 5;
 - (2) given by *VENCorp* under clause 6.1(a) if the statement is inconsistent with this *Order* or the *Access Code*; or
 - (3) given by a *Regulated Entity* under clause 6.1(a) or (c) if a forecast included in the statement is not satisfactory to the *Regulator*.
- (f) The *Regulator* must approve a statement given by *TPA*, a *Tariffed Distributor* or a *Tariffed Retailer* under clause 6.1(a) or (c), if:
- (1) the statement complies with the relevant principles and formulas in schedule 5; and
 - (2) all the forecasts included in the statement are satisfactory to the *Regulator*.
- (g) The *Regulator* must, in deciding under clause 6.1(e) or (f) whether a statement given by a *Tariffed Distributor* or a *Tariffed Retailer* under clause 6.1(c) complies with the relevant principles and formulas in schedule 5, decide whether the statement adopts procedures and principles that are consistent with schedule 5, including but not limited to:
- (1) ensuring that proposed average revenue outcomes are consistent with the average revenue formula, and the applicable CPI-X price path;
 - (2) ensuring that individual *tariff components* are consistent with the rebalancing formula; and
 - (3) the value at the date of the alteration, of any correction factor to correct for differences between forecast and actual quantities,

and nothing in schedule 5 implies that *tariff components* can only be altered at the start of each *regulatory year*.

- (h) If the *Regulator* does not notify a *Regulated Entity* of the *Regulator's* decision regarding a statement given by the *Regulated Entity* under clause 6.1(a) or (c) within 20 *business days* of the *Regulator* receiving the statement, the *Regulator* is taken to approve the statement with effect from the 21st *business day* after the *Regulator* receives the statement.
- (i) The *Regulator* may approve a statement submitted by *TPA* when a forecast included in the statement which has a material impact on the value of *MATT*_{*t*} (as defined in Part A of schedule 5), is not satisfactory to the *Regulator*, but only on the conditions that:
- (1) the *Regulator* may substitute the forecast with a revised forecast to determine the value of *MATT*_{*t*} which is subsequently to be used in calculating:
 - (A) *KTa*_{*t*} (as defined in Part A of schedule 5) for the next *regulatory year* (and in which case the value appears in the formula for *KTa*_{*t*} as *MATT*_{*t*}); and
 - (B) *KTb*_{*t*} (as defined in Part A of schedule 5) for the *regulatory year* after the *regulatory year* referred to in clause 6.1(i)(1)(A) (and in which case the value appears in the formula for *KTb*_{*t*} as *MATT*_{*t+2*}); and
 - (2) the *Regulator* may only substitute the revised forecast in relation to *MATT*_{*t*} prior to approving a statement under clause 6.1(a) for the next *regulatory year*.
- (j) If, under clause 6.1(e), subject to clause 6.1(i), the *Regulator* must not approve a statement given by a *Regulated Entity*, and the *Regulator* has not approved the statement under clause 6.1(i), the *Regulator* may allow the *Regulated Entity* to replace the statement within such time as specified by the *Regulator*.
- (k) Where a statement has been replaced under clause 6.1(j):
- (1) if the replaced statement:
 - (A) was provided under clause 6.1(a), the replacement statement will be taken to be a statement provided at least 30 *business days* before the start of the *regulatory year* under clause 6.1(a); or
 - (B) was provided under clause 6.1(c), the replacement statement will be taken to be a statement provided under clause 6.1(c); and
 - (2) the replaced statement will be taken not to have been submitted by the *Regulated Entity*.
- (l) The *tariffs* in the statement given by a *Regulated Entity* under clause 6.1(a) or (c) approved or taken to be approved by the *Regulator* must apply from the latest of:
- (1) the date on which the *Regulator* approves or is taken to approve the alteration;
 - (2) the start of the *regulatory year* in which the *tariffs* are to apply; and
 - (3) in the case of statements given under clause 6.1(c), the date specified by the *Regulated Entity*.
- (m) If a *Regulated Entity* does not provide a statement to the *Regulator* required under clause 6.1(a), in relation to a *regulatory year* or such a statement is provided but not approved by the *Regulator*, the *Regulator* may re-set the relevant *tariffs* for that *Regulated Entity* for the *regulatory year* in a manner in which the *Regulator* could have approved of the *tariffs* if included in a statement given by that *Regulated Entity* under clause 6.1(a).

6.2 How are new *tariffs* introduced by a *Tariffed Retailer*?

- (a) A *Tariffed Retailer* subject to clause 6.2(c), may introduce a new *tariff* with the *Regulator's* approval.
- (b) To seek the *Regulator's* approval to a new *tariff* a *Tariffed Retailer* must give to the *Regulator* a statement setting out:
- (1) a description of the service to which the new *tariff* is to apply;

- (2) the proposed new *tariff*;
 - (3) sufficient information to enable the *Regulator* to assess whether the proposed new *tariff* is consistent with whichever are applicable of:
 - (A) this *Order*; and
 - (B) its *retail licence*;
 - (4) if the new *tariff* is intended to replace an existing *tariff*, details of the relevant existing *tariff*;
 - (5) the effect of the proposed new *tariff* on *Customers* and *Consumers*;
 - (6) information as to which of the *Customers* who are currently charged based on an existing *tariff* will be charged based on the new *tariff*;
 - (7) how the *Tariffed Retailer* proposes to recalculate and present the *tariff components* of the new *tariff* to demonstrate compliance with whichever are applicable of:
 - (i) this *Order*; and
 - (ii) its *retail licence*.
- (c) A *Tariffed Retailer* may introduce a new *tariff* in respect of a *Tariffed Franchise Customer* only if:
- (1) a *Tariffed Franchise Customer* supplied under the existing *tariff* when the new *maximum uniform tariff* is proposed to commence to apply will continue to be supplied under the existing *maximum uniform tariff*, unless the *Tariffed Franchise Customer* elects to be supplied under:
 - (A) the new *tariff*; or
 - (B) another of the *Tariffed Retailer's* pricing structures under which the *Tariffed Franchise Customer* is eligible to be supplied; and
 - (2) the *Tariffed Retailer* ensures that the *Tariffed Franchise Customer* supplied under the existing *tariff* has sufficient information to make an informed decision whether to make the election in clause 6.2(c)(1) (including information relating to the likely future movement in the prices applying under the existing *tariff* and the new *tariff*).

6.3 How are *tariffs* ended by a *Tariffed Retailer*?

- (a) A *Tariffed Retailer* may end a *tariff* with the *Regulator's* approval.
- (b) To seek the *Regulator's* approval, a *Tariffed Retailer* must give the *Regulator* a statement setting out:
 - (1) sufficient information to enable the *Regulator* to assess whether the proposed *tariff* ending is consistent with whichever are applicable of:
 - (A) this *Order*; and
 - (B) its *retail licence*;
 - (2) details of the *tariff* the *Tariffed Retailer* proposes to end;
 - (3) the effect of the proposed ending on *Customers* and *Consumers*; and
 - (4) the *tariff* on which *Customers* are to be charged after the ending of the existing *tariff*.
- (c) If a *Tariffed Retailer* obtains approval to end a *tariff* under clause 6.3(a), it must continue to charge a *Tariffed Franchise Customer* who receives *tariffed retail services* at a *supply point* which is assigned to the *tariff* at the time the *tariff* is ended, under that ended *tariff*, unless the *Tariffed Retailer* and the *Tariffed Franchise Customer* agree:
 - (1) in writing; or

(2) in another form approved by the *Regulator*,

that:

(3) the *supply point* is to be assigned to another *tariff*; or

(4) the services supplied to the *Tariffed Franchise Customer* at that *supply point* are not *tariffed retail services*.

6.4 What procedure is the *Regulator* to adopt in approving or disapproving a new *tariff* or an ending of a *tariff* by a *Tariffed Retailer*?

(a) The *Regulator* must not approve a statement given by a *Tariffed Retailer* under clause 6.2(b) or 6.3(b) if the statement is inconsistent with whichever are applicable of:

(1) this *Order*; and

(2) its *retail licence*.

(b) If the *Regulator* does not notify the *Tariffed Retailer* of the *Regulator's* decision regarding a statement given by that *Tariffed Retailer* under clause 6.2(b) or 6.3(b) within 20 *business days* of the *Regulator* receiving the statement, the *Regulator* is taken to approve the statement with effect from the 21st *business day* after the *Regulator* receives the statement.

(c) If, under clause 6.4(a), the *Regulator* is unable to approve a statement given by a *Tariffed Retailer*, the *Regulator* may allow that *Tariffed Retailer* to replace the statement within such time as the *Regulator* allows.

(d) Where a statement has been replaced under clause 6.4(c):

(1) the replacement statement will be taken to be a statement submitted by that *Tariffed Retailer* under the same clause as the replaced statement was submitted; and

(2) the replaced statement will be taken not to have been submitted by that *Tariffed Retailer*.

(e) The *Regulator* may require a *Tariffed Retailer* to recalculate and present the *tariff components* or components of a proposed new *tariff* in the manner the *Regulator* thinks appropriate.

(f) The introduction of a new *tariff*, or ending of a *tariff* approved or taken to be approved by the *Regulator*, must apply from the latest of:

(1) the date on which the *Regulator* approves, or is taken to approve the new *tariff*, or ending of a *tariff*; and

(2) the date specified by the *Tariffed Retailer* in the statement given under clause 6.2(b) or 6.3(b).

6.5 What information about *tariffs* must a *Regulated Entity* provide?

(a) *TPA*, a *Tariffed Distributor* or a *Tariffed Retailer* must provide a statement setting out its current *tariffs* for *tariffed services* as soon as practicable after being requested to do so by a person.

(b) When a *maximum uniform tariff* is altered, a new *maximum uniform tariff* is introduced or a *maximum uniform tariff* is ended under this chapter 6, the *Tariffed Retailer* whose *maximum uniform tariff* has been altered, introduced or ended, must:

(1) cause the new *tariff*, altered *tariff* or the fact that the *tariff* has been ended to be *gazetted*; and

(2) where the alteration, introduction or ending of the *tariff* requires new assignment rules to be provided, cause the new assignment rules to be *gazetted*,

in accordance with the *GIA*.

6.6 What are the general principles that apply to introducing a new price, or altering or ending prices for *scheduled excluded services* during the *initial regulatory period*?

- (a) TPA or a Tariffed Distributor may introduce, alter or end a price for a *scheduled excluded service* with the Regulator's approval.
- (b) To seek the Regulator's approval, TPA or a Tariffed Distributor must give the Regulator a statement:
 - (1) setting out the proposed price for the *scheduled excluded service* or the price it intends to end; and
 - (2) demonstrating that the proposed introduction, alteration or ending is consistent with whichever are applicable of:
 - (A) this *Order*; and
 - (B) a *distribution licence*.
- (c) The Regulator must, in deciding whether to approve a statement provided under clause 6.6(b) by a *Tariffed Distributor* in relation to an alteration of a price for a *scheduled excluded distribution service*, take into account the allocation of costs between the relevant *scheduled excluded distribution service* and *tariffed distribution services* in deciding whether the proposed alteration is fair and reasonable.
- (d) If the Regulator does not notify TPA or a *Tariffed Distributor* of the Regulator's decision regarding a statement given by TPA or the *Tariffed Distributor* under clause 6.6(b) within 20 *business days* of the Regulator receiving the statement, the Regulator is taken to have approved the statement with effect from the 21st *business day* after the Regulator receives the statement.
- (e) The introduction, alteration or ending of prices approved or taken to be approved by the Regulator must apply from the later of:
 - (1) the date on which the Regulator approves or is taken to approve the introduction, alteration or ending; and
 - (2) the date specified in the statement under clause 6.6(b) which was approved.

6.7 Can the Regulator re-issue schedule 1 and publish *maximum uniform tariffs* that have been altered or ended, or new *maximum uniform tariffs* that have been introduced?

- (a) The Regulator may, when a *tariff* is altered, a new *tariff* is introduced or a *tariff* is ended under this chapter 6, issue an amended schedule 1 which:
 - (1) reflects the then current *tariffs*; and
 - (2) contains any consequential changes that are necessary to properly give effect to the alteration, introduction or ending of the *tariff*.
- (b) The Regulator may, when a *maximum uniform tariff* is altered, a new *maximum uniform tariff* is introduced or a *maximum uniform tariff* is ended under this chapter 6:
 - (1) cause the new *tariff*, altered *tariff* or the fact that the *tariff* has been ended to be *gazetted*; and
 - (2) where the alteration, introduction or ending of the *tariff* requires new assignment rules to be provided, cause the new assignment rules to be *gazetted*.
- (c) Where the Regulator *gazettes tariffs* under clause 6.7(b), the *Tariffed Retailer* to whom the *tariff* relates is deemed to have *gazetted* the new *tariff*, altered *tariff* or the fact that the *tariff* has been ended in accordance with the *GIA* and this chapter 6.

6.8 Saving

Nothing in this chapter 6 prevents TPA or VENCORP from introducing or ending a *tariff* by following the procedure in section 2 of the *Access Code*.

CHAPTER 7 CHANGE IN TAX PASS THROUGH

7.1 What can a *Regulated Entity* do if a *change in taxes event* occurs?

If a *change in taxes event* occurs, a *Regulated Entity* may give a statement to the *Regulator* within 3 months of the *change in taxes event* occurring specifying:

- (a) details of the *change in taxes event* concerned;
- (b) the date the *change in taxes event* took or takes effect;
- (c) the estimated financial effect of the *change in taxes event* on the *Regulated Entity*;
- (d) the *pass through amount* the *Regulated Entity* proposes in relation to the *change in taxes event*; and
- (e) the basis on which the *pass through amount* is to apply.

7.2 What must the *Regulator* do if it receives a statement under clause 7.1?

- (a) If the *Regulator* receives a statement under clause 7.1, the *Regulator* must decide whether the *change in taxes event* specified in the statement occurred or is continuing, and if the *Regulator* decides that the *change in taxes event* occurred or is continuing, the *Regulator* must decide:
 - (1) the *pass through amount*; and
 - (2) the basis on which the *pass through amount* is to apply,
 and notify the *Regulated Entity* in writing of the *Regulator's* decision.
- (b) If the *Regulator* does not give a notice to the *Regulated Entity* under clause 7.2(a) within 20 *business days* of receiving a statement from the *Regulated Entity* under clause 7.1, on the 21st *business day* after receiving the statement from the *Regulated Entity* under clause 7.1, the *Regulator* is taken to have notified the *Regulated Entity* of its decision under clause 7.2(a) that the *pass through amount* and the basis on which the *pass through amount* is to apply are as specified in the statement given by the *Regulated Entity* under clause 7.1.

7.3 What can the *Regulator* do if a *change in taxes event* occurs?

- (a) If a *change in taxes event* occurs and a *Regulated Entity* likely to be affected by the *change in taxes event* does not give the *Regulator* a statement under clause 7.1 concerning the *change in taxes event*, the *Regulator* may decide on a *pass through amount* and the basis on which the *pass through amount* is to apply.
- (b) Where under clause 7.3(a) the *Regulator* decides on a *negative pass through amount*, the *Regulator*:
 - (1) may decide to require a *Regulated Entity* to pass through the *negative pass through amount* decided by the *Regulator* on the basis decided by the *Regulator*; and
 - (2) where the *Regulator* decides to require the *Regulated Entity* to pass through the *negative pass through amount*, must notify the *Regulated Entity* in writing, of the *negative pass through amount*, the basis on which the *negative pass through amount* is to apply and the reasons for the *Regulator's* decision.

7.4 What factors must the *Regulator* consider in making a decision under clause 7.2 or 7.3?

In deciding the *pass through amount* and the basis on which the *pass through amount* is to apply under clause 7.2 or 7.3, the *Regulator* must ensure that the financial effect on the *Regulated Entity* associated with the *change in taxes event* concerned is economically neutral taking into account:

- (a) the relative amounts of *tariffed services* supplied to each *Customer*;
- (b) the time cost of money for the period over which the *pass through amount* is to apply;

- (c) the manner in which and period over which the *pass through amount* is to apply;
- (d) the financial effect to the *Regulated Entity* associated with the provision of *tariffed services* directly attributable to the *change in taxes event* concerned, and the time at which the financial effect arises;
- (e) the amount of any change in another tax which, in the *Regulator's* opinion, was introduced as complementary to the *change in taxes event* concerned;
- (f) the effect of any other previous *change in taxes event* since the later of the date of:
 - (1) this *Order*; and
 - (2) the last decision made under clause 7.2 or 7.3(b);
- (g) any *pass through amount* applied under this chapter 7 relating to a previous *change in taxes event* which resulted in the *Regulated Entity* recovering an amount either more or less than the financial effect on the *Regulated Entity* of that previous *changes in taxes event*; and
- (h) any other factors the *Regulator* considers relevant.

7.5 When does a *Regulated Entity* apply a *pass through amount*?

- (a) A *Regulated Entity*:
 - (1) may, after
 - (A) receipt of a notice from the *Regulator* or a deemed receipt of a notice under clause 7.2 as to a *positive pass through amount*; and
 - (B) notifying its *Customers* of:
 - (i) the *positive pass through amount* which the *Regulator* has approved or is deemed to have approved; and
 - (ii) the basis on and date from which the *Regulated Entity* will apply the *positive pass through amount*,

apply the *positive pass through amount* specified in the notice to *Customers* on the basis indicated in the notice; and
 - (2) must, after receipt of a notice or deemed receipt of a notice from the *Regulator*, under clause 7.2, or after receipt of a notice under clause 7.3 as to a *negative pass through amount* apply the *negative pass through amount* on the basis decided by the *Regulator*.
- (b) The *pass through amount* must be:
 - (1) shown separately on each *Customer's* invoice; or
 - (2) otherwise identified in a manner approved by the *Regulator*.
- (c) A *Regulated Entity* can only seek to reclaim from *Customers* *positive pass through amounts* in respect of services provided from the time that the *Regulated Entity*:
 - (1) notified its *Customers* under clause 7.5(a)(1)(B); and
 - (2) started showing or identifying the *positive pass through amount* as required under clause 7.5(b).

7.6 Is the *pass through amount* within the price control calculations?

A *pass through amount* applied by a *Regulated Entity* under this chapter 7 is not:

- (a) taken into account in deciding the *Regulated Entity's* revenues, *tariffs* or *tariff components* used in schedule 5 in deciding whether the *Regulated Entity's* *tariffs* or *tariff components* comply with the principles and formulas in schedule 5; and
- (b) subject to the procedures in chapter 6.

CHAPTER 8 FORCE MAJEURE PASS THROUGH

8.1 What can a *Tariffed Retailer* do if a *force majeure event* occurs?

If a *force majeure event* occurs, a *Tariffed Retailer* may give a statement to the *Regulator* specifying:

- (a) details of the *force majeure event* concerned;
- (b) the date or dates on which the *force majeure event* occurred;
- (c) the estimated financial effect of the *force majeure event* on the *Tariffed Retailer* in respect of the provision of *tariffed retail services*; and
- (d) the *force majeure pass through amount* the *Tariffed Retailer* proposes in relation to the *force majeure event*; and
- (e) the basis on which the *force majeure pass through amount* is to apply.

8.2 What must the *Regulator* do if it receives a statement under clause 8.1?

- (a) If the *Regulator* receives a statement under clause 8.1, the *Regulator* must decide if the *force majeure event* specified in the statement occurred or is continuing, and if the *Regulator* decides that the *force majeure event* occurred or is continuing, the *Regulator* must decide:

- (1) the *force majeure pass through amount*; and
- (2) the basis on which the *force majeure pass through amount* is to apply,

and notify the *Tariffed Retailer* in writing of the *Regulator's* decision.

- (b) If the *Regulator* does not give a notice to the *Tariffed Retailer* under clause 8.2(a) within 20 *business days* of receiving a statement from the *Tariffed Retailer* under clause 8.1, the *Regulator* is taken to have notified the *Tariffed Retailer* of its decision under clause 8.2(a) that the *force majeure pass through amount* and the basis on which the *force majeure pass through amount* is to apply are as specified in the statement given by the *Tariffed Retailer* under clause 8.1.

8.3 What factors must the *Regulator* consider in making a decision under clause 8.2?

In deciding the *force majeure pass through amount* and the basis on which a *force majeure pass through amount* is to apply under clause 8.2, the *Regulator* must ensure that the financial effect on the *Tariffed Retailer* associated with the *force majeure event* concerned is economically neutral, taking into account:

- (a) the relative amounts of *tariffed retail services* supplied to each *Tariffed Franchise Customer*;
- (b) the time cost of money for the period over which the *force majeure pass through amount* is to apply;
- (c) the manner in which and period over which the *force majeure pass through amount* is to apply;
- (d) the financial effect to the *Tariffed Retailer* associated with the provision of *tariffed retail services* directly attributable to the *force majeure event* concerned and the time at which the financial effect arises;
- (e) any *force majeure pass through amount* applied under this chapter 8 relating to a previous *force majeure event* which resulted in a *Tariffed Retailer* recovering an amount either more or less than the financial effect on the *Tariffed Retailer* of that previous *force majeure event*.
- (f) any other factors the *Regulator* considers relevant.

8.4 When does a *Tariffed Retailer* pass through an amount in respect of a *force majeure event*?

- (a) A *Tariffed Retailer* may, after:

- (1) receipt of a notice from the *Regulator* or a deemed receipt of a notice under clause 8.2 as to a *force majeure pass through amount* to be passed through; and

- (2) notifying its *Tariffed Franchise Customers* of,
 - (A) the *force majeure pass through amount* which the *Regulator* has approved or is deemed to have approved;
 - (B) the circumstances giving rise to the *force majeure event*; and
 - (C) the basis on and date from which the *Tariffed Retailer* will apply the *force majeure pass through amount*,

apply the *force majeure pass through amount* specified in the notice to *Tariffed Franchise Customers*, on the basis indicated in the notice.

- (b) The *force majeure pass through amount* must be:
 - (1) shown separately on each *Tariffed Franchise Customer's* invoice; or
 - (2) otherwise identified in a manner approved by the *Regulator*.
- (c) A *Tariffed Retailer* can only seek to reclaim from *Tariffed Franchise Customers* *force majeure pass through amounts* in respect of services provided from the time that the *Regulated Entity*:
 - (1) notified its *Customers* in accordance with clause 8.4(a)(2); and
 - (2) started showing or identifying the *force majeure pass through amount* as required under clause 8.4(b).

8.5 Is the *force majeure pass through amount* within the price control calculations?

A *force majeure pass through amount* applied under this chapter 8 is not:

- (a) taken into account in deciding the *Tariffed Retailer's* revenues, *tariffs* or *tariff components* used in schedule 5 in deciding whether the *Tariffed Retailer's* *tariffs* or *tariff components* comply with the principles and formulas in the schedule 5; and
- (b) subject to the procedures in chapter 6.

CHAPTER 9 SUBSEQUENT ACCESS ARRANGEMENT PERIOD

9.1 What is the period during which chapters 2 to 8 and the schedules to this *Order* apply?

- (a) Subject to clause 9.2 and the *Access Code*, chapters 2 to 8 and the schedules to this *Order* cease to have effect:
 - (1) in relation to *tariffed transmission services* and *tariffed distribution services* on 31 December 2002; and
 - (2) in relation to *tariffed retail services* on 31 August 2001.
- (b) Nothing in this chapter 9, but subject to clauses 9.2(a)(7) and 9.2(b)(6), shall limit the *Regulator's* powers or discretions in *access arrangement periods* after the *subsequent access arrangement period*.
- (c) Nothing in this clause 9.1 shall limit the *Regulator's* powers relating to prices for services which are not *tariffed transmission services* or *tariffed distribution services*.

9.2 What are the *fixed principles* to be used by the *Regulator* to decide price regulation arrangements for the *subsequent access arrangement period*?

- (a) In making a price determination in relation to *tariffed transmission services* for the *subsequent access arrangement period*, the *Regulator* is to adopt the following *fixed principles*:
 - (1) utilise incentive-based regulation adopting a CPI-X approach and not rate of return regulation;
 - (2) set the X factor in the CPI-X formula so that only one X factor applies without revision for the entire *subsequent access arrangement period* to which the decision applies;

- (3) use the *capital base* for *TPA* at the start of the *initial regulatory period*, adjusted to take account of inflation since 1 January 1998, depreciation, wholly or partially redundant assets and additions and disposals in the ordinary course of business since 1 January 1998, other than a disposal of:
 - (A) all of the assets and liabilities of *TPA*;
 - (B) assets interdependent with a transaction pursuant to which all of the issued shares in or the assets and business of *TPA* cease to be held by or on behalf of the State of Victoria or a statutory authority; or
 - (C) assets pursuant to which the assets of *TPA* are sold and leased back to *TPA*;
 - (4) ensure a fair sharing between *TPA* and its *Customers* of the benefits achieved through efficiency gains if, in the *initial regulatory period*, *TPA* has achieved efficiencies greater than the value implied by the value of *XT*, which is the *X* factor that applies to *TPA* under the *CPI-X* formula in the *initial regulatory period* (as defined in Part A of schedule 5) and, in ensuring a fair sharing of the benefits, may have regard to the following matters without limitation:
 - (A) the need to offer *TPA* a continuous incentive to improve efficiencies both in operational matters and in capital investment; and
 - (B) the desirability of rewarding *TPA* for efficiency gains, especially where those gains arise from management initiatives to increase efficiency;
 - (5) have regard to the need to take into account the value of *KT*, (as defined in Part A of schedule 5) for the first year of the *subsequent access arrangement period*, as though that year represented *regulatory year "v"* for the purposes of applying the formula for *KT*,
 - (6) have regard to:
 - (A) the cost of making, producing or supplying the goods or services which *TPA* makes, produces or supplies;
 - (B) any relevant interstate or international benchmarks for prices, costs and returns on assets in private sector industries comparable to those in which *TPA* operates; and
 - (C) the level of executive remuneration in *TPA* by reference to any relevant interstate and international private sector benchmarks for that remuneration;
 - (7) the *Regulator* may, in ensuring a fair sharing of the benefits of efficiency gains under clause 9.2(a)(4), choose to share the benefits referred to in that clause in the *subsequent access arrangement period*, both in the *subsequent access arrangement period* and in *access arrangement periods* after the *subsequent regulatory period*.; and
 - (8) the *Regulator* may issue statements of regulatory intent which elaborate on how the *Regulator* will exercise its powers under clause 9.2(a)(4).
- b) In making a price determination in relation to *tariffed distribution services* for the *subsequent access arrangement period*, the *Regulator* is to adopt the following *fixed principles*:
- (1) utilise incentive-based regulation adopting a *CPI-X* approach and not rate of return regulation, whereby the *CPI-X* escalation could apply to:
 - (A) an average price basket;
 - (B) individual prices;
 - (C) average revenue;
 - (D) revenue; or
 - (E) any combination of the factors referred to in clauses 9.2(b)(1)(A) to (D);

- (2) set the X factor in the CPI-X formula so that only one X factor applies without revision for the entire *subsequent access arrangement period* to which the decision applies, provided that (for the avoidance of doubt), this clause does not preclude the *Regulator* from making P_0 adjustments (whether partial or otherwise) to the price path at the start of the *subsequent access arrangement period*;
- (3) use the *capital base* for the *Tariffed Distributor* at the start of the *initial regulatory period*, adjusted to take account of:
 - (A) changes to CPI since 1 January 1998;
 - (B) depreciation;
 - (C) *new facilities investment* meeting the requirements of section 8 of the *Access Code*;
 - (D) disposals in the ordinary course of business since 1 January 1998, other than a disposal of:
 - (i) all of the assets and liabilities of the *Tariffed Distributor*;
 - (ii) assets interdependent with a transaction pursuant to which all of the issued shares in or the assets and business of the *Tariffed Distributor* cease to be held by or on behalf of the State of Victoria or a statutory authority; or
 - (iii) assets pursuant to which the assets of the *Tariffed Distributor* are sold and leased back to the *Tariffed Distributor*;
 - (E) any adjustments which may be made by the *Regulator* to take account of redundant capital, in the following circumstances:
 - (i) where customer specific assets become unused and are reasonably likely to remain unused for a substantial part of the *subsequent access arrangement period*, the value attributable to those assets should be removed;
 - (ii) the value attributable to assets that are sold should be removed; and
 - (iii) shared assets will be retained in the *capital base* and may not be adjusted by the *Regulator* for redundant capital;
- (4) in using the *capital base* in accordance with clause 9.2(b)(3), have regard to the public policy adjustments (asset writedowns) to the *Tariffed Distributor's capital base* which are designed to protect the interests of *Consumers* so that:
 - (A) when a *Tariffed Distributor* separates the aggregated asset classes making up the initial *capital base* so as to generate a detailed asset register the *Tariffed Distributor* will allocate the *capital base* to particular assets or groups of assets consistent with the *initial distribution tariffs*;
 - (B) when the *Regulator* considers the allocation of costs and *tariff* design before the start of the *subsequent access arrangement period*, it will exercise its discretion under sections 8.38 to 8.42 of the *Access Code* to provide outcomes for *distribution tariffs* in the *subsequent access arrangement period* which are consistent with the intent of the public policy adjustments;
- (5) ensure a fair sharing between a *Tariffed Distributor* and its *Customers* of the benefits achieved through efficiency gains if, in the *initial regulatory period*, the *Tariffed Distributor* has achieved efficiencies greater than the value implied by the value of XD, which is the X factor that applies to the *Tariffed Distributor* under the CPI-X formula in the *initial regulatory period* (as defined in Part B of schedule 5) and, in ensuring a fair sharing of the benefits, may have regard to the following matters without limitation:

- (A) the primary objective of ensuring such a fair sharing of benefits is to maintain continuity of incentive to make efficiency gains throughout an *access arrangement period*;
 - (B) the need to offer the *Tariffed Distributor* a continuous incentive to improve efficiencies both in operational matters and in capital investment; and
 - (C) the desirability of rewarding the *Tariffed Distributor* for efficiency gains especially where those gains arise from management initiatives to increase the efficiency of the relevant business;
- (6) the *Regulator* may, in ensuring a fair sharing of the benefits of efficiency gains under clause 9.2(b)(5), choose to share the benefits referred to in that clause in the *subsequent access arrangement period*, both in the *subsequent access arrangement period* and in *access arrangement periods* after the *subsequent access arrangement period*;
- (7) have regard to the need to take into account the value of KD_t (as defined in Part B of schedule 5) for the *Tariffed Distributor*, for the first year of the *subsequent access arrangement period*, as though that year represented *regulatory year "t"* for the purpose of applying the formula for KD_t , so that any credit or debit remaining from the *initial regulatory period* as a result of the KD adjustments (including, for the avoidance of doubt, and when the *Regulator* can demonstrate otherwise, any such adjustments arising from the operation of clause 9.2(b)(5)) is to be deducted or added to the *total revenue* for the *subsequent access arrangement period*;
- (8) have regard to:
- (A) the cost of making, producing or supplying the goods or services which the *Tariffed Distributor* makes, produces or supplies;
 - (B) any relevant interstate or international costs or benchmarks for prices, costs and returns on assets in private sector industries comparable to those in which the *Tariffed Distributor* operates; and
 - (C) the level of executive remuneration in the *Tariffed Distributor* by reference to any relevant interstate and international private sector costs or benchmarks for that remuneration;
- (9) the *Regulator* should administer sections 8.38 to 8.42 of the *Access Code* to ensure that, where *distribution tariffs* which apply in respect of a *supply point* at which less than 50GJ of *gas* is supplied annually (in subsequent clauses below, referred to as "small customers") would rise by a factor greater than *CPI* over the *subsequent access arrangement period*, such increase is phased in gradually over the *subsequent access arrangement period*;
- (10) apply the rebalancing formula in Part B of schedule 5 to the *tariff components* of *distribution tariff V*, or equivalent *distribution tariff* applying to small *Customers* receiving *tariffed distribution services*, with the effect that the *distribution tariff V tariff* structure will remain in place for the first year of the *subsequent access arrangement period*, starting at the level at which it was at the end of the *initial regulatory period*, and each *tariff component* will fall in real terms by 1 per cent over that year;
- (11) in deciding the transitional arrangements in clause 9.2(b)(9) and the application of the rebalancing formula referred to in clause 9.2(b)(10), decide whether *metering services* and *distribution connection services* associated with *distribution tariff V*, or equivalent *distribution tariff* applying to small *Customers* receiving *tariffed distribution services*, should remain *tariffed services* for the period in which the transitional arrangements in clause 9.2(b)(9) apply, with the effect that if the *Regulator* decides to unbundle the *tariffed distribution services* supplied to *supply points* assigned to *distribution tariff V*, the references to a *distribution tariff* in this clause 9.2(b) is to be taken as a reference to

- that *distribution tariff* after it has been reduced to take account of the fact that part of the previous bundled service is to be charged as a separate service; and
- (12) the *Regulator* may issue statements of regulatory intent which elaborate on how the *Regulator* will exercise its powers under clause 9.2(b)(5).

CHAPTER 10		GLOSSARY AND INTERPRETATION	
10.1 Glossary			
<i>ACCC</i>		The Australian Competition and Consumer Commission.	
<i>Access Arrangement</i>		The same meaning as in the <i>Access Code</i> .	
<i>access arrangement period</i>		The same meaning as in the <i>Access Code</i> .	
<i>Access Code</i>		The Victorian Third Party Access Code for Natural Gas Pipeline Systems, and where and when applicable, subject to section 24A and 24B of the Gas Pipelines Access (Victoria) Act 1998, the new Access Code, as more particularly described in section 24A of that Act.	
<i>annual GJ</i>		The quantity of <i>gas</i> (in <i>GJ</i>) withdrawn at a <i>supply point</i> in a 12 month period.	
<i>annual GJ volume limit</i>		10,000 <i>GJ</i> of <i>gas</i> withdrawn at a <i>supply point</i> in the immediately preceding 12 month period. If less than 12 months' data is available, the consumption is pro-rated to 365 days.	
<i>annual MHQ</i>		The highest quantity of <i>gas</i> (in <i>GJ</i>) withdrawn at a <i>supply point</i> in any hour in a calendar year.	
<i>Authority</i>		Any: <ul style="list-style-type: none"> (a) government or regulatory department, body, instrumentality, minister, agency or other authority; or (b) body which is the successor to the administrative responsibilities of that department, body, instrumentality, minister, agency or authority. 	
<i>business day</i>		A day other than a Saturday a Sunday or a day which is proclaimed as a public holiday in Victoria.	
<i>capital base</i>		The same meaning as in the <i>Access Code</i> .	
<i>change in taxes event</i>		A change in the way or rate at which a <i>relevant tax</i> is calculated or the removal or imposition of a <i>relevant tax</i> to the extent that the change, removal or imposition is directly attributable to supplying <i>tariffed services</i> and results in: <ul style="list-style-type: none"> (a) a <i>Regulated Entity</i> being required to pay an amount that the <i>Regulated Entity</i> would not have been required to pay; or (b) a change in the amount which a <i>Regulated Entity</i> is required to pay from that which it would have been required to pay, under the law that applied at the date of this <i>Order</i> (whether directly by way of tax or indirectly through prices paid for goods or services to another <i>Regulated Entity</i>) as a result of a new statute or amendment of any statute or the interpretation of an existing statute resulting from the decision of a court, tribunal, arbitrator or <i>Authority</i> which is binding on the <i>Regulated Entity</i> ; and includes (for the avoidance of doubt) introduction of Goods and Services Tax (GST) or any like such tax within Australia.	

<i>commercial tariff</i>	A <i>maximum uniform tariff</i> which applies at a <i>distribution supply point</i> which is not subject to the <i>contract tariff</i> and at which <i>gas</i> is supplied to a business, charitable body, government institution, club, community service organisation or religious body not being at a <i>distribution supply point</i> that would otherwise be assigned to the <i>industrial tariff</i> .
<i>competitive distribution services</i>	A service provided by a <i>Tariffed Distributor</i> which is not: <ul style="list-style-type: none"> (a) a <i>tariffed distribution service</i>; or (b) an <i>excluded distribution service</i>.
<i>competitive retail services</i>	A service provided by a <i>Tariffed Retailer</i> which is not a <i>tariffed retail service</i> .
<i>competitive services</i>	<ul style="list-style-type: none"> (a) <i>competitive VENCORP services</i>; (b) <i>competitive transmission services</i>; (c) <i>competitive distribution services</i>; and (d) <i>competitive retail services</i>.
<i>competitive transmission services</i>	A service provided by <i>TPA</i> which is not: <ul style="list-style-type: none"> (a) a <i>tariffed transmission service</i>; or (b) an <i>excluded transmission service</i>.
<i>competitive VENCORP services</i>	A service provided by <i>VENCORP</i> which is not a <i>tariffed VENCORP service</i> .
<i>Consumer</i>	A person who consumes or proposes to consume <i>gas</i> at a <i>supply point</i> .
<i>Contract Franchise Customer</i>	A <i>Tariffed Franchise Customer</i> who is supplied <i>gas</i> under a contract with <i>Gascor</i> or with a <i>Tariffed Retailer</i> at a <i>tariff</i> other than the <i>domestic tariff</i> , the <i>commercial tariff</i> or the <i>industrial tariff</i> .
<i>contract tariff</i>	The <i>tariff</i> that applies to a <i>distribution supply point</i> at which a <i>Contract Franchise Customer</i> is supplied with <i>gas</i> .

<i>CPI</i>	<p>For a <i>regulatory year</i>:</p> <p>(a) where the All Groups Consumer Price Index for the Eight State Capitals for the September quarter before the start of that year and the September quarter before the September quarter previously referred to are published, is:</p> <p>(1) the All Groups Consumer Price Index for the Eight State Capitals published by the Australian Bureau of Statistics for the September quarter before the start of that year;</p> <p>divided by:</p> <p>(2) the All Groups Consumer Price Index for the Eight State Capitals published by the Australian Bureau of Statistics for the September quarter before the September quarter referred to in paragraph (a)(1);</p> <p>(b) where the All Groups Consumer Price Index for the Eight State Capitals for either of the September quarters referred to in paragraph (a) has not been published, <i>CPI</i> is calculated using an index officially substituted for the All Groups Consumer Price Index for the Eight State Capitals, which reflects changes in the cost of living in the Eight State Capitals; and</p> <p>(c) where the All Groups Consumer Price Index has not been published for the Eight State Capitals for either of the September quarters referred to in paragraph (a) and no index has been officially substituted for the All Groups Consumer Price Index for the Eight State Capitals, <i>CPI</i> is calculated using an index that the <i>Regulator</i> decides reflects changes in the cost of living in the Eight State Capitals.</p>
<i>Customer</i>	A person with whom a <i>Regulated Entity</i> contracts in relation to the provision of a <i>tariffed service</i> . The person with whom a <i>Regulated Entity</i> contracts to provide a <i>tariffed service</i> is regarded as the person to whom the <i>tariffed service</i> is provided.
<i>5 day injection MDQ</i>	The quantity of <i>gas</i> (in <i>GJ</i>) injected on behalf of a <i>Customer</i> at the <i>Longford injection point</i> during the 5 <i>gas days</i> in the <i>peak period</i> when the 5 highest daily quantities of <i>gas</i> (in <i>GJ</i>) were injected at the <i>Longford injection point</i> .
<i>5 day withdrawal MDQ</i>	The aggregate quantity of <i>gas</i> (in <i>GJ</i>) withdrawn by a <i>Customer</i> at a <i>supply point</i> : <p>(a) excluding a <i>supply point</i> referred to in paragraph (b) of this definition, during the 5 <i>gas days</i> in the <i>peak period</i> when the 5 highest daily quantities of <i>gas</i> (in <i>GJ</i>) were withdrawn at the <i>transmission supply points</i> in all <i>transmission zones</i>, excluding the <i>supply points</i> referred to in paragraph (b) of this definition; and</p> <p>(b) supplied from the Chiltern Valley or Barnawartha <i>transmission pipeline supply point</i>, during the 5 <i>gas days</i> in the <i>peak period</i> when the 5 highest daily quantities of <i>gas</i> (in <i>GJ</i>) were withdrawn at the <i>transmission supply points</i> in the North Hume <i>transmission zone</i>.</p>
<i>distribution connection</i>	<i>Gas</i> equipment on a <i>Consumer's</i> premises that allows the flow of <i>gas</i> from a <i>distribution main</i> for consumption on the <i>Consumer's</i> premises.
<i>distribution demand tariff component</i>	A <i>tariff component</i> of <i>distribution tariff D</i> , in \$/GJ for <i>annual MHQ</i> .
<i>distribution fixed tariff component</i>	A <i>tariff component</i> of <i>distribution tariff V</i> , in \$/day.

<i>distribution injection point</i>	A point at which <i>gas</i> is injected into a <i>tariffed distribution pipeline</i> .
<i>distribution licence</i>	A licence to provide services by means of a <i>distribution pipeline</i> under the <i>GIA</i> .
<i>distribution main</i>	A <i>tariffed distribution pipeline</i> not on a <i>Consumer's</i> premises.
<i>distribution pipeline</i>	The same meaning as in the <i>GIA</i> .
<i>distribution supply point</i>	A <i>supply point</i> on a <i>tariffed distribution pipeline</i> .
<i>Distribution System Code</i>	The <i>Distribution System Code</i> means the Code of that name referred to in any <i>distribution licence</i> issued to a <i>Tariffed Distributor</i> by the <i>Regulator</i> .
<i>distribution tariff D</i>	The <i>tariff</i> which applies to a <i>tariffed distribution service</i> and comprises <i>distribution demand tariff components</i> .
<i>distribution tariffs</i>	<i>Tariffs</i> for <i>tariffed distribution services</i> .
<i>distribution tariff V</i>	The <i>tariff</i> which applies to a <i>tariffed distribution service</i> and comprises a <i>distribution fixed tariff component</i> and <i>distribution volume tariff components</i> .
<i>distribution transfer point</i>	A <i>transfer point</i> between a <i>distribution pipeline</i> by means of which one of the <i>Tariffed Distributors</i> provides services and a <i>distribution pipeline</i> by means of which another <i>Gas Distribution Company</i> (which is not exempt from the requirement to hold a licence because of an Order under section 48C of the <i>GIA</i>) provides services.
<i>distribution volume tariff component</i>	A <i>tariff component</i> of <i>distribution tariff V</i> , in \$/GJ for GJs of <i>gas</i> withdrawn in the <i>peak period</i> or in the <i>off-peak period</i> .
<i>distribution zone</i>	An area defined as at 9 December 1997 in paragraph (b) of schedule 3.
<i>domestic tariff</i>	The <i>maximum uniform tariff</i> which applies at a <i>distribution supply point</i> which is not subject to the <i>contract tariff</i> and at which <i>gas</i> is supplied for domestic use.
<i>energy calculation</i>	The same meaning as in the <i>MSO Rules</i> .
<i>excluded distribution services</i>	<ul style="list-style-type: none"> (a) <i>Distribution connection</i> services other than those that are <i>tariffed distribution services</i>; (b) <i>metering</i> services other than those using <i>standard meters</i>; (c) provision of equipment and installations for the collection of <i>metering data</i>, and the collection of <i>metering data</i> other than as provided as part of <i>tariffed distribution services</i>. (d) validating, processing and storing <i>metering data</i> and <i>energy calculations</i> other than provided as part of <i>tariffed distribution services</i>; (e) provision of wholesale market interface services other than provided as part of <i>tariffed distribution services</i>; (f) provision of a register of information relating to the <i>meter</i> and associated equipment and installations for the collection of <i>metering data</i>; (g) <i>expansion</i> or <i>extension</i> of the <i>distribution pipeline</i> to provide services other than <i>tariffed distribution services</i>. (h) <i>distribution mains extensions</i> other than those which are <i>tariffed distribution services</i>;

- (i) provision of services that but for paragraph (i) in the definition of *tariffed distribution services* would be *tariffed distribution services*;
 - (j) miscellaneous services, including:
 - (1) connection of new LPG services;
 - (2) services (including provision of *meters*, pipework or pressure regulating equipment) for the specific benefit of a third party (and requested by the third party) and not made available by a *Tariffed Distributor* as a normal part of standard service to all *Customers*, for example:
 - (A) charges for moving *distribution mains*, *meters*, regulators or associated equipment forming part of a *Tariffed Distributor's distribution pipeline* to accommodate extension, re-design or redevelopment of any premises;
 - (B) providing pre-payment *meters* to *Customers* where the cost of providing those *meters* exceeds the cost of providing *standard meters* for those *Customers*;
 - (C) providing remote *meter* readings to *Customers*;
 - (3) charges for specific services for identified *Customers*;
 - (4) charges for temporary supplies;
 - (5) charges for reserve (duplicate) supply;
 - (6) charges for supplies with higher reliability standards than required by the *Distribution System Code*;
 - (7) charges for multiple connection points to a single premises not recovered through the *distribution tariffs*;
 - (8) charges for a disconnection from and reconnection to the *distribution pipeline*;
 - (9) charges for repair of damage and reinstatement costs resulting from damage to the *distribution pipeline* caused by third parties;
 - (10) charges for testing *meters* at the request of the *Customer* where the *meter* accuracy is shown to be within the limits set out in the *Distribution System Code*; and
 - (11) charges for enlargement in size or capacity of a standard *distribution connection*.
- excluded services*
- (a) *Excluded transmission services*; and
 - (b) *excluded distribution services*.
- excluded transmission services*
- (a) Supplying, operating, maintaining and calibrating the *transmission connection facilities* installed at a *supply point* or *transfer point*;
 - (b) *expansion* or *extension* of the *transmission pipeline* to provide services other than *tariffed transmission services*;
 - (c) operating or maintaining a *transmission pipeline* which is not a *tariffed transmission pipeline*;
 - (d) additional transmission services and *LNG storage facility* services;

- (e) that part of a *transmission* service with a higher quality or service rating than the standard specified in the *MSO Rules* (including, for the avoidance of doubt, any standard specified in any service envelope agreement referred to in those Rules) or *TPA's Access Arrangement* for a *tariffed transmission service*, and which involves *TPA* installing additional equipment or incurring additional expenditure to provide that service but only that level additional to the *tariffed transmission service* is an *excluded transmission service*;
- (f) providing expanded facilities to a *Customer* by an agreement which covers the costs to plan, design and build a new facility, including facilities for transmission expansion ;
- (g) any special service provided to a *Tariffed Distributor* or other *gas pipeline* owner at its request, including:
 - (1) providing *Williamsons* equipment for standard or emergency purposes;
 - (2) providing equipment, services or personnel to assist in an emergency situation related to safety or security of supply;
 - (3) a delay in scheduled maintenance which causes *TPA* to incur additional costs;
 - (4) providing data related to the *transmission pipeline* where this is not covered by this *Order*;
- (h) any services provided to *Customers* which lessen the impact on *Customers* of a failure of a producer to provide agreed quantities of *gas* at the agreed *gas* quality specifications and agreed *injection point* pressures and withdrawal rates;
- (i) chargeable work undertaken at the request of another person, including:
 - (1) alterations to the *tariffed transmission pipeline* resulting from the activities of the third party, including relocating *distribution mains*;
 - (2) alterations to *transmission connection facilities* required by a *Customer*, including relocation of *transmission transportation services*, valves, security fences, heaters, *meters* and data acquisition and *transmission* equipment; and
 - (3) testing *meters* outside the standard testing and calibration procedures carried out at the request of a *Customer*;
- (j) *LNG* service facilities providing system security services;
- (k) *metering* services;
- (l) provision of equipment and installations for the collection of *metering data*, and the collection of *metering data*;
- (m) validity, processing and storing *metering data* and *energy calculations*;
- (n) provision of wholesale market interface services;
- (o) provision of a register of information relating to the *meter* and associated equipment and installations for the collection of *metering data*;
- (p) any services provided which involve special facilities for exceptional or unusual flow patterns; and

	(q) provision of services that but for paragraph (c) of the definition of <i>tariffed transmission services</i> would be <i>tariffed transmission services</i> .
<i>expansion</i>	The process of upgrading the capacity or service potential of a <i>transmission pipeline</i> or a <i>distribution pipeline</i> by: <ul style="list-style-type: none"> (a) replacing or enhancing existing plant or equipment; or (b) adding new plant or equipment. For the avoidance of doubt, nothing that falls within paragraphs (c) and (f) of the definition of <i>excluded transmission services</i> shall be considered to be an <i>expansion</i> .
<i>extension</i>	Extending a <i>pipeline</i> to enlarge the area to which gas may be, or is, supplied, including (for the avoidance of doubt) extensions which connect together pre-existing <i>pipeline</i> systems.
<i>fixed principles</i>	The same meaning as in the <i>Access Code</i> .
<i>force majeure event</i>	A force majeure event under an Agency Agreement between <i>Gascor</i> and a <i>Tariffed Retailer</i> which results in the <i>Tariffed Retailer</i> incurring materially higher costs in providing <i>tariffed retail services</i> than it would have incurred had the force majeure event under that Agency Agreement not occurred.
<i>force majeure pass through amount</i>	In relation to the occurrence of a <i>force majeure event</i> , an amount that a <i>Tariffed Franchise Customer</i> is required to pay a <i>Tariffed Retailer</i> or a factor by which amounts the <i>Tariffed Franchise Customer</i> is required to pay the <i>Tariffed Retailer</i> are increased.
<i>Franchise Customer</i>	A <i>Customer</i> of a <i>Tariffed Retailer</i> who is: <ul style="list-style-type: none"> (a) not a <i>Non-franchise Customer</i>, except a customer who is not a <i>Non-Franchise Customer</i> and who is sold gas by a <i>Retailer</i> in a new area pursuant to a new areas licence issued under section 6B(3) of the <i>GIA</i>; or (b) a <i>Non-franchise Customer</i> to whom the <i>Retailer</i> under its licence has an exclusive right to sell gas.
<i>gas</i>	The same meaning as in the <i>GIA</i> .
<i>Gascor</i>	The body corporate of that name established under the <i>GIA</i> .
<i>Gas Distribution Company</i>	The same meaning as in the <i>GIA</i> .
<i>gas day</i>	The same meaning as in the <i>MSO Rules</i> .
<i>gas production facility</i>	Any <i>gas</i> processing plant and associated facilities, excluding an <i>LNG</i> processing facility or an <i>LNG storage facility</i> .
<i>gazette</i>	Publish in the Victorian Government Gazette.
<i>GIA</i>	The Gas Industry Act 1994 (Victoria).
<i>GJ</i>	Gigajoule. Equal to one thousand million Joules (1,000,000,000J).
<i>GTC</i>	The Gas Transmission Corporation established under the <i>GIA</i> .
<i>hourly load factor</i>	The ratio of the average hourly requirement to the maximum hourly requirement, calculated as: $annual\ GJ \div (annual\ MHQ \times 365 \times 24)$

<i>incremental tariff for tariffed transmission extension</i>	A <i>tariff</i> which applies to a <i>tariffed transmission extension</i> , and comprises a <i>transmission volume tariff component</i> , in \$/GJ for GJs of gas delivered in the calendar year, and a <i>transmission demand tariff component</i> , in \$/GJ for 5 day withdrawal MDQ.
<i>industrial tariff</i>	A <i>maximum uniform tariff</i> which applies at a <i>distribution supply point</i> which is not subject to the <i>contract tariff</i> , and at which gas is supplied to a factory.
<i>initial distribution tariffs</i>	The <i>tariffs</i> set out in schedule 1, paragraph 2.
<i>initial maximum uniform tariffs</i>	The <i>tariffs</i> set out in schedule 1, paragraph 3.
<i>initial prices</i>	The prices for <i>excluded services</i> set out in schedule 2.
<i>initial regulatory period</i>	From the date upon which the <i>Regulator's</i> decision to approve the <i>Access Arrangements</i> takes effect, until 31 December 2002.
<i>initial tariffs</i>	(a) <i>initial VENCORP tariffs</i> ; (b) <i>initial transmission tariffs</i> ; (c) <i>initial distribution tariffs</i> ; and (d) <i>initial maximum uniform tariffs</i> .
<i>initial transmission tariffs</i>	The <i>tariffs</i> set out in schedule 1, paragraph 1.
<i>initial VENCORP tariffs</i>	The <i>tariffs</i> set out in schedule 1, paragraph 4.
<i>injection point</i>	A <i>transmission injection point</i> or a <i>distribution injection point</i> .
<i>J</i>	Joule. A unit of energy as defined in AS1000-1979 "The International System of Units (SI) and its Application".
<i>kPa</i>	Kilopascal. Equal to 1000 pascals as defined in Australian Standard AS1000-1979 "The International System of Units (SI) and its Application" and, unless otherwise specified, refers to a gauge pressure greater than the atmospheric pressure.
<i>LNG</i>	Liquified natural gas.
<i>LNG storage facilities</i>	The storage facility for <i>LNG</i> owned by <i>TPA</i> located at Dandenong, Victoria.
<i>Longford injection point</i>	The <i>transmission injection point</i> at Longford, Victoria.
<i>m³</i>	Standard cubic metre. The quantity of dry gas at a temperature of 15 degrees Celsius and an absolute pressure of 101.325kPa enclosed in a volume of 1 cubic metre.
<i>Market Participant</i>	The same meaning as in the <i>MSO Rules</i> .
<i>matched injection factor</i>	The factor specified in column 4 of the table in paragraph 1(a) of schedule 1 which is multiplied by the corresponding <i>transmission demand tariff component</i> to calculate the <i>transmission injection tariff</i> for the corresponding <i>transmission zone</i> or <i>transmission pipeline supply point</i> .

<i>matched withdrawal factor</i>	The factor specified in column 5 of the tables in paragraphs 1(b), 1(c) and 1(d) of schedule 1 which is multiplied by the corresponding <i>peak period transmission volume tariff component</i> or <i>transmission demand tariff component</i> to calculate the <i>peak period transmission volume tariff component</i> or <i>transmission demand tariff component</i> for the particular <i>transmission zone</i> or <i>transmission pipeline supply point</i> .
<i>maximum uniform tariff</i>	Tariffs that apply to <i>tariffed retail services</i> .
<i>MDQ</i>	Maximum daily quantity of <i>gas</i> (in <i>GJ</i>).
<i>meter</i>	A device which measures and records data relating to the volumes and/or quantities of <i>gas</i> , and associated equipment.
<i>metering</i>	Recording the volume and/or quantity of <i>gas</i> .
<i>metering data</i>	The data obtained from a <i>meter</i> and associated equipment and installations installed at a <i>supply point</i> , including data relating to the volume, pressure and temperature of <i>gas</i> .
<i>MHQ</i>	Maximum hourly quantity of <i>gas</i> (in <i>GJ</i>).
<i>MHQ demand limit</i>	10GJ of <i>gas</i> withdrawn at a <i>distribution supply point</i> in any hour in the immediately preceding 12 month period.
<i>MJ</i>	Megajoule. Equal to one million Joules (1,000,000 J).
<i>MSO Rules</i>	The same meaning as in the <i>GIA</i> .
<i>negative pass through amount</i>	In relation to the occurrence of a <i>change in taxes event</i> , an amount that a <i>Regulated Entity</i> is required to pay to its <i>Customers</i> or a factor by which amounts the <i>Customer</i> is required to pay the <i>Regulated Entity</i> are reduced.
<i>new facilities investment</i>	The same meaning as in the <i>Access Code</i> .
<i>Non-franchise Customer</i>	The same meaning as in the <i>GIA</i> .
<i>non-scheduled excluded distribution services</i>	<i>Excluded distribution services</i> other than <i>scheduled excluded distribution services</i> , but not including a service agreed by any person with a <i>Tariffed Distributor</i> not to be a <i>non-scheduled excluded distribution service</i> .
<i>non-scheduled excluded transmission services</i>	<i>Excluded transmission services</i> other than <i>scheduled excluded transmission services</i> , but not including a service agreed by any person with <i>TPA</i> not to be a <i>non-scheduled excluded transmission service</i> .
<i>off-peak period</i>	The period of a calendar year except the <i>peak period</i> .
<i>Order</i>	This Victorian Gas Industry Tariff Order.
<i>ORG</i>	The Office of the Regulator-General under the <i>ORG Act</i> .
<i>ORG Act</i>	The Office of the Regulator-General Act 1994.
<i>pass through amount</i>	A <i>positive pass through amount</i> or a <i>negative pass through amount</i> .
<i>peak period</i>	The period of 1 June to 30 September of a calendar year.
<i>pipeline</i>	The same meaning as in the <i>GIA</i> .

<i>positive pass through amount</i>	In relation to the occurrence of a <i>change in taxes event</i> , an amount that a <i>Customer</i> is required to pay to a <i>Regulated Entity</i> or a factor by which amounts the <i>Customer</i> is required to pay the <i>Regulated Entity</i> are increased.
<i>reference tariff</i>	The same meaning as in the <i>Access Code</i> .
<i>Regulated Entity</i>	<i>VENCorp</i> , <i>TPA</i> , a <i>Tariffed Distributor</i> or a <i>Tariffed Retailer</i> .
<i>Regulator</i>	In relation to: <ul style="list-style-type: none"> (a) <i>VENCorp</i> tariffs, transmission tariffs and prices for excluded transmission services, the <i>ACCC</i>; and (b) distribution tariffs, maximum uniform tariffs and prices for excluded distribution services, the <i>ORG</i>.
<i>regulatory objectives</i>	The relevant <i>regulatory objectives</i> that apply to a <i>Regulator</i> under: <ul style="list-style-type: none"> (a) the <i>Trade Practices Act</i>; (b) the <i>ORG Act</i>; or (c) the <i>GIA</i>; as applicable.
<i>regulatory year</i>	The following periods: <ul style="list-style-type: none"> (a) for <i>TPA</i>, a <i>Tariffed Distributor</i> and a <i>Tariffed Retailer</i>, a period ending on 31 December each year during the <i>initial regulatory period</i>. (b) for <i>VENCorp</i>, a period ending on 30 June each year.
<i>relevant tax</i>	Any tax but excluding any: <ul style="list-style-type: none"> (a) income tax (or State equivalent income tax), fringe benefits tax or capital gains tax; (b) payroll tax; (c) fees and charges paid or payable to the <i>Regulator</i> for <i>retail licences</i>, or <i>distribution licences</i> or any other membership, contribution or other charge payable to other regulatory bodies in the <i>gas</i> industry; (d) land tax or any other tax on the ownership or occupancy of premises; (e) customs and import duty; (f) municipal rates, taxes and other charges imposed by local authorities; (g) stamp duty, financial institutions duty, bank accounts debits tax or similar taxes or duties; (h) penalties and interest for late payment relating to any tax; or (i) any tax that replaces any of the taxes referred to in (a) to (h), except that: <ul style="list-style-type: none"> (j) the exclusion of the taxes specified in paragraph (a) to (i) inclusive, shall not operate in the event that one or more of those taxes is replaced as part of the introduction of a Goods and Services Tax (GST) within Australia, and in this definition, "tax" includes any rate, duty, charge or other like or analogous impost.
<i>Retailer</i>	The same meaning as "gas retailer" in the <i>GIA</i> .
<i>retail licence</i>	A licence to sell <i>gas</i> by retail under the <i>GIA</i> .

<i>retail zone</i>	An area defined as at 9 December 1997 in paragraph (c) of schedule 3.
<i>scheduled excluded distribution services</i>	The <i>excluded distribution services</i> in paragraph (b) of the schedule 2.
<i>scheduled excluded services</i>	<i>Scheduled excluded transmission services</i> and <i>scheduled excluded distribution services</i> .
<i>scheduled excluded transmission services</i>	The <i>excluded transmission services</i> in paragraph (a) of the schedule 2.
<i>service entry point</i>	The point at which the <i>distribution connection</i> crosses the boundary of the <i>Consumer's</i> premises, so as to make the <i>distribution connection</i> perpendicular to the <i>distribution main</i> to which the <i>distribution connection</i> is connected, in accordance with the <i>Tariffed Distributor's</i> procedures.
<i>significant extension</i>	The same meaning as in the <i>Tariffed Distributors' Access Arrangements</i> , or TPA's <i>Access Arrangement</i> (as the case may be).
<i>standard meter</i>	The least overall cost, technically acceptable <i>meter</i> with no by-pass leg required to measure and record the quantity of <i>gas</i> reasonably expected to be consumed by a <i>Consumer</i> at a <i>distribution supply point</i> in a 12 month period at a <i>metering</i> pressure of 1.1 kPa and at an <i>hourly load factor</i> of at least 5%.
<i>subsequent access arrangement period</i>	The period of 5 calendar years from 1 January 2003.
<i>supply point</i>	The same meaning as in section 6C of the <i>GIA</i> but as if the definition in that section was also in relation to the provision of services to a <i>Customer</i> at the <i>supply point</i> and not just in relation to the withdrawal of <i>gas</i> .
<i>tariff</i>	The combination of <i>tariff components</i> applying to a <i>tariffed service</i> supplied to a <i>Customer</i> .
<i>tariff component</i>	An individual price element comprising part of a <i>tariff</i> .
<i>tariffed distribution expansions</i>	<i>Expansions</i> (in accordance with the <i>Tariffed Distributor's Access Arrangement</i>) of the <i>distribution pipeline</i> .
<i>tariffed distribution extensions</i>	<i>Extensions</i> (in accordance with the <i>Tariffed Distributor's Access Arrangement</i>) of the <i>distribution pipeline</i> (including, for the avoidance of doubt, the <i>distribution pipeline</i> for the Murray Valley) provided that <i>significant extensions</i> do not become <i>tariffed distribution extensions</i> if the <i>Tariffed Distributor</i> elects pursuant to its <i>Access Arrangement</i> for such to occur.
<i>tariffed distribution pipeline</i>	The <i>Tariffed Distributor's distribution pipeline</i> including (for the avoidance of doubt) <i>tariffed distribution extensions</i> and <i>tariffed distribution expansions</i> .
<i>tariffed distribution services</i>	(a) Allowing injection of <i>gas</i> into <i>distribution injection points</i> ; (b) conveyance of <i>gas</i> from <i>distribution injection points</i> to <i>distribution supply points</i> ; and (c) allowing withdrawal of <i>gas</i> at <i>distribution supply points</i> ; which incorporate:

	(d) providing up to 20 metres of a <i>distribution mains extension</i> for servicing a <i>distribution supply point</i> assigned to <i>distribution tariff V</i> ;
	(e) providing a <i>distribution connection</i> for a <i>distribution supply point</i> assigned to <i>distribution tariff V</i> within a <i>Customer's</i> premises and less than 20 metres from the <i>service entry point</i> on the boundary of the <i>Customer's</i> premises;
	(f) providing a <i>standard meter</i> at a <i>distribution supply point</i> assigned to <i>distribution tariff V</i> ,
	except to the extent that:
	(g) before the start of the <i>initial regulatory period</i> , either <i>Gascor</i> or a <i>Tariffed Distributor</i> and the <i>Customer</i> have agreed in writing that specific pricing applies to that service; or
	(h) after the start of the <i>initial regulatory period</i> the <i>Tariffed Distributor</i> and the <i>Customer</i> agree in writing or in such other form as approved by the <i>Regulator</i> that the service is not to be a <i>tariffed distribution service</i> ; or
	(i) the services are provided to a <i>distribution transfer point</i> .
<i>Tariffed Distributors</i>	(a) Stratus (Gas) Pty Ltd (ACN 079 089 099);
	(b) Multinet Energy Pty Ltd (ACN 079 088 930); and
	(c) Westar (Gas) Pty Ltd (ACN 079 089 008).
<i>Tariffed Franchise Customer</i>	A <i>Franchise Customer</i> who withdraws <i>gas</i> at a <i>distribution supply point</i> or a <i>transmission supply point</i> .
<i>Tariffed Retailer</i>	(a) Kinetik (Gas) Pty Ltd (ACN 079 089 188);
	(b) Ikon (Gas) Pty Ltd (ACN 079 089 553); and
	(c) Energy 21 (Gas) Pty Ltd (ACN 079 089 213),
	and includes those entities acting as principal, agent or as a combination of principal and agent.
<i>tariffed retail services</i>	The supply and sale of <i>gas</i> by a <i>Tariffed Retailer</i> to a <i>Tariffed Franchise Customer</i> , either as principal, agent or a combination of principal and agent, except to the extent that after the start of the <i>initial regulatory period</i> , the <i>Tariffed Retailer</i> and the <i>Tariffed Franchise Customer</i> agree in writing or in other such form approved by the <i>Regulator</i> that the service is not to be a <i>tariffed retail service</i> .
<i>tariffed services</i>	(a) <i>Tariffed VENCORP services</i> ;
	(b) <i>tariffed transmission services</i> ;
	(c) <i>tariffed distribution services</i> ; and
	(d) <i>tariffed retail services</i> .
<i>tariffed transmission expansions</i>	An <i>expansion</i> (in accordance with <i>TPA's Access Arrangement</i>) of the <i>transmission pipeline</i> .
<i>tariffed transmission extension</i>	An <i>extension</i> (in accordance with <i>TPA's Access Arrangement</i>) of the <i>transmission pipeline</i> (including, for the avoidance of doubt, the <i>transmission pipeline</i> for the Murray Valley) provided that <i>significant extensions</i> only become <i>tariffed transmission extensions</i> if, pursuant to <i>TPA's Access Arrangement</i> , such occurs.

<i>tariffed transmission pipeline</i>	<i>TPA's transmission pipeline</i> including (for the avoidance of doubt) <i>tariffed transmission extensions</i> and <i>tariffed transmission expansions</i> .
<i>tariffed transmission services</i>	Making the <i>tariffed transmission pipeline</i> available to <i>VENCorp</i> for <i>VENCorp</i> to operate in accordance with the <i>MSO Rules</i> , except to the extent that: <ul style="list-style-type: none"> (a) before the start of the <i>initial regulatory period</i>, <i>GTC</i> or <i>TPA</i> and the <i>Customer</i> have agreed in writing that specific pricing applies to that service; (b) after the start of the <i>initial regulatory period</i>, <i>TPA</i> and the <i>Customer</i> agree in writing or as otherwise approved by the Regulator that the service is not to be a <i>tariffed transmission service</i>; or (c) the services are provided to a <i>transmission transfer point</i>.
<i>tariffed VENCorp services</i>	The services performed by <i>VENCorp</i> that are set out in the <i>MSO Rules</i> .
<i>total revenue</i>	The same meaning as in the <i>Access Code</i> .
<i>TPA</i>	Transmission Pipelines Australia Pty Ltd (ACN 079 089 268) and (where applicable) Transmission Pipelines Australia (Assets) Pty Ltd (ACN 079 136 413).
<i>Trade Practices Act</i>	The Trade Practices Act (Cth) 1974.
<i>transfer point</i>	A point at which gas is transferred from: <ul style="list-style-type: none"> (a) a <i>transmission pipeline</i> to a <i>transmission pipeline</i>; (b) a <i>transmission pipeline</i> to a <i>distribution pipeline</i>; (c) a <i>distribution pipeline</i> to a <i>transmission pipeline</i>; or (d) a <i>distribution pipeline</i> to a <i>distribution pipeline</i>.
<i>transmission connection facilities</i>	Any gas equipment at a <i>transfer point</i> or a <i>supply point</i> allowing the flow of gas between <i>TPA's transmission pipeline</i> and: <ul style="list-style-type: none"> (a) another <i>transmission pipeline</i>; (b) a <i>distribution pipeline</i>; or (c) a <i>Customer</i>.
<i>transmission delivery tariff D</i>	A <i>transmission tariff</i> which applies to <i>tariffed transmission services</i> , which is calculated by reference to gas withdrawn at a <i>transmission supply point</i> in a <i>transmission delivery zone</i> , and comprises a <i>transmission volume tariff component</i> , in \$/GJ for GJs of gas withdrawn in the calendar year, and a <i>transmission demand tariff component</i> , in \$/GJ for 5 day withdrawal MDQ.
<i>transmission delivery tariff V</i>	A <i>transmission tariff</i> which applies to <i>tariffed transmission services</i> , which is calculated by reference to gas withdrawn at a <i>transmission supply point</i> in a <i>transmission delivery zone</i> and comprises <i>transmission volume tariff components</i> .
<i>transmission demand tariff component</i>	The <i>tariff component</i> of the <i>transmission injection tariff</i> , in \$/GJ for 5 day injection MDQ, and a <i>tariff component</i> of <i>transmission delivery tariff D</i> , the <i>transmission pipeline supply point tariff</i> , and the <i>incremental tariff for tariffed transmission extension</i> , in \$/GJ for 5 day withdrawal MDQ.

<i>transmission injection point</i>	A point at which gas is injected into a <i>tariffed transmission pipeline</i> .
<i>transmission injection tariff</i>	A <i>transmission tariff</i> which applies to <i>tariffed transmission services</i> , which is calculated by reference to gas injected at a <i>transmission injection point</i> .
<i>transmission pipeline</i>	The same meaning as in the <i>GIA</i> .
<i>transmission pipeline supply point</i>	A <i>transmission supply point</i> from which gas is withdrawn for injection into another <i>transmission pipeline</i> and comprising: <ul style="list-style-type: none"> (a) the Carisbrook <i>transmission supply point</i> supplying the Wimmera <i>transmission pipeline</i>; (b) the Chiltern Valley <i>transmission supply point</i> supplying the Murray Valley <i>transmission pipeline</i>; or (c) the Barnawartha <i>transmission supply point</i> supplying the Interconnect as described in <i>TPA's Access Arrangement</i>.
<i>transmission pipeline supply point tariff</i>	A <i>tariff</i> which applies to <i>tariffed transmission services</i> , which is calculated by reference to gas withdrawn at a <i>transmission pipeline supply point</i> , and comprises a <i>transmission volume tariff component</i> , in \$/GJ for GJs of gas delivered in the calendar year, and a <i>transmission demand tariff component</i> , in \$/GJ for 5 day withdrawal MDQ.
<i>transmission supply point</i>	A <i>supply point</i> on a <i>tariffed transmission pipeline</i> .
<i>transmission tariffs</i>	<i>Tariffs</i> for <i>tariffed transmission services</i> , comprising <i>transmission delivery tariff D</i> , <i>transmission delivery tariff V</i> , the <i>transmission injection tariff</i> , the <i>incremental tariff for tariffed transmission extension</i> and the <i>transmission pipeline supply point tariff</i> .
<i>transmission transfer point</i>	A <i>transfer point</i> , except a <i>transmission pipeline supply point</i> , between a <i>transmission pipeline</i> by means of which <i>TPA</i> provides services and a <i>transmission pipeline</i> by means of which another <i>transmission pipeline</i> owner provides services.
<i>transmission volume tariff component</i>	A <i>tariff component</i> of <i>transmission delivery tariff V</i> in \$/GJ for GJs of gas delivered in the <i>peak period</i> or in the calendar year, and a <i>tariff component</i> of <i>transmission delivery tariff D</i> ; the <i>transmission pipeline supply point tariff</i> ; and the <i>incremental tariff for tariffed transmission extension</i> , in \$/GJs of gas delivered in the calendar year.
<i>transmission zone</i>	An area defined as at 9 December 1997 in paragraph (a) of schedule 3.
<i>unanticipated system expansion</i>	<i>Tariffed transmission expansions</i> not included in the calculations of the <i>initial transmission tariffs</i> and of the value of <i>XT</i> in the <i>initial regulatory period</i> .
<i>VENCorp</i>	The same meaning as in the <i>GIA</i> .
<i>VENCorp tariffs</i>	<i>Tariffs</i> for <i>tariffed VENCorp services</i> .
<i>VENCorp total annual costs</i>	The total costs incurred by <i>VENCorp</i> in a <i>regulatory year</i> associated with the provision of <i>tariffed VENCorp services</i> excluding any opportunity costs and amounts charged to <i>VENCorp</i> for <i>tariffed transmission services</i>

10.2 Principles of interpretation

- (a) Unless the contrary intention appears, these principles of interpretation apply to this *Order*:

- (1) words denoting persons include unincorporated associations, firms, governments and governmental agencies;
 - (2) a reference to a person includes that person's agents, successors and permitted assigns, persons who have control over any assets of a person and receivers, managers, trustees, administrators, liquidators and similar persons appointed over:
 - (A) a person; or
 - (B) any assets of a person;
 - (3) headings are only inserted for convenience and do not affect the interpretation of this *Order*; and
 - (4) a reference to an agreement, document or regulatory instrument is a reference to that agreement, document or regulatory instrument as varied from time to time and includes any schedules or attachments to the agreement or document.
- (b) All *tariffs* and *tariff components* calculated under this *Order* must be rounded to the accuracy, in terms of the number of decimal places, required by the relevant *Regulated Entity's* charging and billing systems.
- (c) A *tariff* which has been calculated and rounded under the principles in clause 10.2(b) must not be rounded to a different level of accuracy when utilised in calculations made under this *Order*.
- (d) All values used in calculations made under this *Order*, except those values to which clauses 10.2(b) and (c) apply, must not be rounded.
- (e) When a calculation is required under this *Order*:
- (1) *regulatory year "t"* is the *regulatory year* in respect of which the calculation is being made;
 - (2) *regulatory year "t-1"* is the *regulatory year* immediately preceding *regulatory year "t"*; and
 - (3) *regulatory year "t-2"* is the *regulatory year* immediately preceding *regulatory year "t-1"*.

SCHEDULE 1**1. INITIAL TRANSMISSION TARIFFS****(a) Transmission injection tariff**Injection at *Longford Injection Point*

1	2	3	4
Tariff No.	For withdrawal in a <i>transmission zone</i> or at a <i>transmission pipeline supply point</i>	<i>Transmission demand tariff component (\$/GJ, for 5 day injection MDQ)</i>	<i>Matched injection factor</i>
1	All except La Trobe and Lurgi <i>transmission zones</i>	2.260	
2	LaTrobe	2.260	0.293
3	Lurgi	2.260	0.324

To decide what *transmission delivery tariff* applies, refer to:

- (1) schedule 3, which prescribes what *transmission zone* the *supply points* are in; and
- (2) paragraph (b) of schedule 4 to determine whether *transmission delivery tariff D* or *transmission delivery tariff V* applies to the *supply point* in a *transmission zone*.

(b) Transmission delivery tariff V

1	2	3	4	5
Tariff no.	<i>Transmission zone</i>	<i>Transmission volume tariff component - peak period (\$/GJ)</i>	<i>Transmission volume tariff component - calendar year(\$/GJ)</i>	<i>Matched withdrawal factor</i>
1	LaTrobe	0.079	0.053	
3	Lurgi	0.259	0.131	
4	Metro	0.215	0.079	
5	Calder	1.367	0.262	
6	South Hume	0.390	0.106	
7	Echuca	1.307	0.254	
8	North Hume	1.502	0.229	0.5

(c) *Transmission delivery tariff D*

1	2	3	4	5
Tariff no.	<i>Transmission zone</i>	<i>Transmission demand tariff component (\$/GJ, for 5 day withdrawal MDQ)</i>	<i>Transmission volume tariff component - calendar year(\$/GJ)</i>	<i>Matched withdrawal factor</i>
1	LaTrobe	1.407	0.053	
3	Lurgi	4.018	0.131	
4	Metro	3.765	0.079	
5	Calder	23.716	0.262	
6	South Hume	8.624	0.106	
7	Echuca	22.967	0.254	
8	North Hume	25.121	0.229	0.5

(d) *Transmission pipeline supply point tariff*

1	2	3	4	5
Tariff no.	<i>Transmission pipeline supply point</i>	<i>Transmission demand tariff component (\$/GJ, for 5 day withdrawal MDQ)</i>	<i>Transmission volume tariff component - calendar year(\$/GJ)</i>	<i>Matched withdrawal factor</i>
1	Carisbrook	19.495	0.286	
2	Chiltern Valley	21.728	0.214	0.5
3	Barnawartha	20.618	0.225	

(e) *Incremental tariff for tariffed transmission extension*

(1)	1	2	3	4
Tariff No.	<i>Tariffed transmission extension</i>	<i>Transmission demand tariff component, (\$/GJ, for 5 day withdrawal MDQ)</i>	<i>Transmission volume tariff component - calendar year (\$/GJ)</i>	
1	Murray Valley	55.428	0.115	

(2) *Tariff no. 1 in the above table is incremental to transmission pipeline supply point tariff no. 2 in the table in paragraph 1(d) of this schedule 1.*

(f) *Matched withdrawal factors*

The *matched withdrawal factor* in paragraphs 1(b), (c) and (d) above applies where a quantity of gas equivalent to a quantity of gas withdrawn at a *supply point* in the relevant *transmission zone* was injected from New South Wales at Barnawartha by or on behalf of the *Customer* receiving *tariffed transmission services* in connection with the withdrawal of *gas* at that *supply point*.

(g) A *tariff component* which is charged to a *Customer* by applying a *matched withdrawal factor* is not taken into account in deciding *TPA's* revenues, *tariffs* or *tariff components* used in schedule 5 in deciding whether *TPA's* *tariffs* or *tariff components* comply with the principles and formulas in schedule 5.

(h) *Billing parameters*

Transmission tariffs are charged in accordance with the billing parameters defined below.

- (1) Except where otherwise agreed between *TPA* and the *Customer*, the *Customer* will be charged monthly.
- (2) *Transmission volume tariff components* applying to the calendar year are charged in accordance with the following procedure:

- (A) for a billing period between January and November, the monthly charge is calculated by applying the relevant *tariff components* to *EMCA*, where *EMCA* is a monthly allocation, using a load profile, of forecast usage in the calendar year for *regulatory year "t"*, using either:
 - (I) the *Customer's* actual load profile and usage in the calendar year for *regulatory year "t-1"*; or
 - (II) a quantity agreed between *TPA* and the *Customer*.

- (B) for the December billing period, the monthly charge is calculated by applying the following:
 - (I) the *Customer's* actual load profile and usage in the calendar year for *regulatory year "t-1"*; or
 - (II) a quantity agreed between *TPA* and the *Customer*.

$$MCA = AACA - CBTDA$$

where:

MCA is the charge for the December billing period in *regulatory year "t"*.

CBTDA is the sum of the charges for all prior billing periods of *regulatory year "t"*.

AACA is the annual charge calculated by applying the relevant *tariff components* to the actual usage in the calendar year for *regulatory year "t"*.

- (3) *Transmission volume tariff components* applying to the *peak period* and *transmission demand tariff components*, whichever applicable, are charged in aggregate according to the following procedure:

- (A) for a billing period between January and November, the monthly charge is calculated by applying the relevant *tariff components* to *EMC*, where *EMC* is:
 - (i) for a *transmission demand tariff component* of the *transmission injection tariff*, a monthly allocation, using a load profile, of forecast *5 day injection MDQ* for *regulatory year "t"*, using either:
 - (I) the *Customer's* actual load profile and *5 day injection MDQ* for *regulatory year "t-1"*; or
 - (II) a quantity agreed by *TPA* and the *Customer*; and
 - (ii) for a *transmission demand tariff component* of the *transmission delivery tariff D*, a monthly allocation, using a load profile, of forecast *5 day withdrawal MDQ* for *regulatory year "t"*, using either:
 - (I) the *Customer's* actual load profile and *5 day withdrawal MDQ* for *regulatory year "t-1"*; or
 - (II) a quantity agreed between *TPA* and the *Customer*; and
 - (iii) for a *transmission volume tariff component* applying to the *peak period*, a monthly allocation, using a load profile, of forecast usage in the *peak period* for *regulatory year "t"*, using either:
 - (I) the *Customer's* actual load profile and usage in the *peak period* for *regulatory year "t-1"*; or
 - (II) a quantity agreed between *TPA* and the *Customer*.

- (I) the *Customer's* actual load profile and usage in the *peak period* for *regulatory year "t-1"*; or
 - (II) a quantity agreed between *TPA* and the *Customer*.
- (B) for the December billing period, the monthly charge is calculated by applying the following formula:

$$MC = AAC - CBTD$$

where:

MC is the charge for the December billing period in *regulatory year "t"*.

CBTD is the sum of the charges for all prior billing periods of *regulatory year "t"*.

AAC is the annual charge calculated by applying the relevant *tariff components* to *EAD*.

where *EAD* is:

- (i) for a *transmission demand tariff component* of the *transmission injection tariff*, the actual *5 day injection MDQ* for *regulatory year "t"*;
- (ii) for a *transmission demand tariff component* of *transmission delivery tariff D*, the actual *5 day withdrawal MDQ* for *regulatory year "t"*; and
- (iii) for a *transmission volume tariff component* applying to the *peak period*, the actual usage in the *peak period* for *regulatory year "t"*.

2. INITIAL DISTRIBUTION TARIFFS

To decide what *distribution tariff* applies at a *distribution supply point*, refer to:

- (1) schedule 3, which prescribes what *distribution zone* the *distribution supply point* is in and
- (2) paragraph (a) of schedule 4 to determine whether *distribution tariff V* or *distribution tariff D* applies to the *distribution supply point*.

(a) Multinet

(1) **Distribution Tariff V**

Distribution fixed tariff component - \$0.0688/day

1	2	3
Consumption range (GJ/day)	Distribution volume tariff component - peak period (\$/GJ)	Distribution volume tariff component - off-peak period (\$/GJ)
0-0.1	4.18	3.69
>0.1-0.2	3.08	2.62
>0.2-1.4	1.42	1.20
>1.4	0.64	0.54

(2) **Distribution Tariff D**

1	2
annual MHQ (GJ)	Distribution demand tariff component(\$/GJ)
0-50	437
>50	79

(b) Stratus

(1) **Distribution Tariff V**

Stratus North

Distribution fixed tariff component- \$0.0688/day

1	2	3
Consumption range (GJ/day)	Distribution volume tariff component - peak period (\$/GJ)	Distribution volume tariff component - off-peak period (\$/GJ)
0-0.1	3.98	3.49
>0.1-0.2	3.73	3.24
>0.2-1.4	1.80	1.53
>1.4	0.85	0.72

Stratus Central*Distribution fixed tariff component- \$0.0688/day*

1	2	3
Consumption range (GJ/day)	Distribution volume tariff component - peak period (\$/GJ)	Distribution volume tariff component - off-peak period (\$/GJ)
0-0.1	4.94	4.44
>0.1-0.2	3.44	2.95
>0.2-1.4	2.53	2.19
>1.4	0.85	0.72

Stratus Murray*Distribution fixed tariff component- \$0.0983/day*

1	2	3
Consumption range (GJ/day)	Distribution volume tariff component - peak period (\$/GJ)	Distribution volume tariff component - off-peak period (\$/GJ)
0-0.2	3.07	2.61
>0.2-1.4	2.51	2.13
>1.4	1.01	0.87

(2) **Distribution Tariff D****Stratus North Central**

1	2
annual MHQ (GJ)	Distribution demand tariff component (\$/GJ)
0-10	764
>10-50	487
>50	89

Stratus Murray

1	2
annual MHQ (GJ)	Distribution demand tariff component (\$/GJ)
0-10	916
>10-50	584
>50	107

(c) Westar

(1) *Distribution Tariff V*

Distribution fixed tariff component- \$0.0688/day

Westar Central

1	2	3
Consumption range (GJ/day)	Distribution volume tariff component - peak period (\$/GJ)	Distribution volume tariff component - off-peak period (\$/GJ)
0-0.1	5.04	4.55
>0.1-0.2	3.51	3.02
>0.2-1.4	2.16	1.84
>1.4	0.81	0.69

Westar West

1	2	3
Consumption range (GJ/day)	Distribution volume tariff component - peak period (\$/GJ)	Distribution volume tariff component - off-peak period (\$/GJ)
0-0.1	4.00	3.51
>0.1-0.2	3.51	3.02
>0.2-1.4	2.16	1.84
>1.4	0.81	0.69

(2) *Distribution Tariff D*

1	2
annual MHQ (GJ)	Distribution demand tariff component (\$/GJ)
0-10	787
>10-50	537
>50	284

(d) Billing parameters

Distribution tariffs are charged in accordance with the billing parameters defined below.

(1) Except where otherwise agreed between the *Tariffed Distributor* and the *Customer*, the *Customer* will be charged:

- (A) two monthly, in the case of *distribution tariff V*; and
- (B) monthly, in the case of *distribution tariff D*.

- (2) The *distribution fixed tariff components* and consumption ranges shown in paragraphs 2(a) to (c), as applicable, are daily amounts. The *distribution fixed tariff component* or consumption range applied to calculate a charge for a billing period shall be the *tariff component* or consumption range shown in paragraph 2(a) to (c), as applicable, multiplied by the number of days in the billing period.
- (3) *Distribution volume tariff components*
- (A) *Distribution volume tariff components* are charged according to the actual *GJs* of gas withdrawn in the billing period, or an estimate of the *GJs* of gas withdrawn in the billing period which is acceptable to the *Tariffed Distributor*.
- (B) Where some of the days in the billing period are in the *peak period*:
- (i) if the total number of days in the billing period is less than 100, the *GJs* of gas withdrawn in the *peak period* are:

$$GPP = TAGx \frac{PPBP}{TBP}$$

where:

GPP is the *GJs* of gas withdrawn in the *peak period*;

TAG is the total actual *GJs* of gas withdrawn in the billing period, or an estimate of the total *GJs* of gas withdrawn in the billing period which is acceptable to the *Tariffed Distributor*;

PPBP is the number of days in the billing period which are in the *peak period*; and

TBP is the total number of days in the billing period.

- (ii) if the total number of days in the billing period is greater than or equal to 100, the *GJs* of gas withdrawn in the *peak period* are:

$$GPP = TAG \times \frac{2 \times PPBP}{(2 \times PPBP) + (TBP - PPBP)}$$

where:

GPP is as defined in paragraph 2(d)(3)(B)(i) of this schedule 1;

TAG is as defined in paragraph 2(d)(3)(B)(i) of this schedule 1;

PPBP is as defined in paragraph 2(d)(3)(B)(i) of this schedule 1; and

TBP is as defined in paragraph 2(d)(3)(B)(i) of this schedule 1.

- (iii) the *GJs* of gas withdrawn in the *off-peak period* are:

$$GOPP = TAG - GPP$$

where:

GOPP is the *GJs* of gas withdrawn in the *off-peak period*;

TAG is as defined in paragraph 2(d)(3)(B)(i) of this schedule 1; and

GPP is:

- (I) where the total number of days in the billing period is less than 100, calculated in accordance with paragraph 2(d)(3)(B)(i) of this schedule 1; and
 - (II) where the total number of days in the billing period is greater than or equal to 100, calculated in accordance with paragraph 2(d)(3)(B)(ii) of this schedule 1.
- (iv) If the total number of days in the billing periods is greater than or equal to 100, then a 5% surcharge is added to each *tariff component* to be paid by a *Customer* under paragraphs 2(a), 2(b) and 2(c) of this schedule 1.
- (4) *Distribution demand tariff components*
- (A) Except where otherwise agreed between the *Tariffed Distributor* and the *Customer*, the *Customer* will be charged monthly.
 - (B) *Distribution demand tariff components* are charged according to the following formula:

$$MC = \frac{EAC - CBTD}{RBP}$$

where:

MC is the charge for a particular month in *regulatory year "t"*.

EAC is the estimated annual charge calculated by applying the relevant *tariff components* to *EAD*;

CBTD is the sum of the charges for all prior billing periods of *regulatory year "t"*;

RBP is the remaining billing periods in *regulatory year "t"*, as set out below:

Month	RBP
January	12
February	11
March	10
April	9
May	8
June	7
July	6
August	5
September	4
October	3
November	2
December	1

EAD is:

- (i) for billing periods between January and September, the higher of:
 - (I) the forecast *annual MHQ* for *regulatory year "t"*; and
 - (II) the *annual MHQ*, as measured to date during *regulatory year "t"*,

where the forecast *annual MHQ* for regulatory year "t" is either:

- (III) the actual *annual MHQ* for regulatory year "t-1"; or
- (IV) a quantity agreed between the *Tariffed Distributor* and the *Customer*.

- (ii) for billing periods between October and December, the actual *annual MHQ* for regulatory year "t".

- (C) Where a *Consumer* is connected at a *distribution supply point* during a *regulatory year*:

- (i) the first month's charge after the *Consumer* is connected is calculated as

$$\text{initial monthly charge} = \frac{\frac{RDM}{30} \times \frac{RDY}{365} \times EAC}{RBP}$$

where:

RDM is the remaining days in that month on the day that the *Consumer* first withdrew gas at that *distribution supply point*.

RDY is the remaining days in the calendar year on the day that the *Consumer* first withdrew gas at that *distribution supply point*.

EAC is the estimated annual charge as defined in paragraph 2(d)(4)(B) of this schedule 1.

RBP is the remaining billing periods, as set out in paragraph 2(d)(4)(B) of this schedule 1.

- (ii) the monthly charge for subsequent months in that year is calculated in accordance with the following formula:

$$\text{monthly charge} = \frac{\left(\frac{RDY}{365} \times EAC \right) - CBTD}{RBP}$$

where:

RDY is the remaining days in the calendar year as defined in paragraph 2(d)(4)(C)(i) of this schedule 1.

EAC is the estimated annual charge as defined in paragraph 2(d)(4)(B) of this schedule 1;

CBTD is the charges billed to date as defined in paragraph 2(d)(4)(B) of this schedule 1; and

RBP is the remaining billing periods as defined in paragraph 2(d)(4)(B) of this schedule 1.

- (D) Where a *Consumer* who withdraws gas at a *distribution supply point* ceases to withdraw gas at that *distribution supply point* in a month:

- (i) the *Tariffed Distributor* may charge the *Customer* in respect of that *distribution supply point*, for the whole of the month in which the *Consumer* ceased withdrawal of gas;
- (ii) the *Tariffed Distributor* must not charge the *Customer* in respect of that *distribution supply point*, for any month after the month in which the *Consumer* ceased withdrawal of gas;

- (iii) where another *Consumer* starts to withdraw *gas* at that *distribution supply point*, the quantity of forecast highest *MHQ* for the year for that *distribution supply point* must be agreed between the *Tariffed Distributor* and the *Customer* in respect of that *distribution supply point*.
- (E) Where a *Consumer* who withdraws *gas* at a *distribution supply point* ceases to be a *Customer* of a particular *Retailer* during a month and becomes:
 - (i) a *Customer* of another *Retailer*, or
 - (ii) a *Customer* of the *Tariffed Distributor*,the *Tariffed Distributor* must charge:
 - (iii) the *Retailer* of whom the *Consumer* became a *Customer* in that month; or
 - (iv) the *Customer* who became a *Customer* of the *Tariffed Distributor* in that month,for that month.
- (5) Unmetered tariff components

Where a *distribution supply point* has been assigned to *distribution tariff V* under paragraph (a)(11) of the schedule 4, because it is an unmetered *distribution supply point*, the *distribution supply point* is taken not to have withdrawn *gas* for charging purposes.

3. INITIAL MAXIMUM UNIFORM TARIFFS

To determine what *maximum uniform tariff* applies in respect of a *distribution supply point*, refer to paragraph (c) of schedule 4.

(a) Domestic tariffs

- (1) Tariffs 01/02 - Multiple Residential
 Tariff 01: Meter/Regulator capacity up to 50 m³/hr
 Tariff 02: Meter/Regulator capacity over 50 m³/hr
 Supply Charge:
 Tariff 01 \$26.08
 Tariff 02 \$88.54
 Commodity Charge:
 All gas @ 0.8815 c/MJ
- (2) Tariff 03 - Domestic General
 Supply Charge: \$12.82
 Commodity Charge:
 0 - 4000 MJ @ 0.6875 c/MJ
 > 4000 MJ @ 0.8073 c/MJ (off-peak), 0.8763 c/MJ (peak)
- (3) Tariffs 04/05 - Residential Bulk Hot Water Master Meter
 Tariff 04: Meter/Regulator capacity up to 50 m³/hr
 Tariff 05: Meter/Regulator capacity over 50 m³/hr
 Supply Charge:
 Tariff 04 \$26.08
 Tariff 05 \$88.54
 Commodity Charge:
 All gas @ 0.8815 c/MJ
- (4) Tariffs 10/11 - Bulk Supply to flats for storage water heating
 Tariff 10: Meter/Regulator capacity up to 50 m³/hr
 Tariff 11: Meter/Regulator capacity over 50 m³/hr
 Supply Charge:
 Tariff 10 \$26.08
 Tariff 11 \$88.54
 Commodity Charge:
 All gas @ 0.9558 c/MJ
- (5) Tariff 09 - Gas lights, unmetered
 Standard two mantles light - \$26.96.
 Additional mantles - \$13.48.
- (6) Tariff M3 - Murray Valley
 Supply Charge: \$15.62
 Commodity Charge:
 All gas @ 1.0270 c/MJ

(b) Commercial tariffs

- (1) Tariff 13 - up to 100 m³/hr capacity meter/regulator
 Supply Charge (per 2 months): \$19.02
 Commodity Charge:
 0 - 100 000 MJ @ 0.8433 c/MJ (off-peak), 0.9161 c/MJ (peak)
 > 100,000 - 550 000 MJ @ 0.6396 c/MJ (off-peak), 0.7542 c/MJ (peak)
 > 550 000 MJ @ 0.4257 c/MJ (off-peak), 0.4387 c/MJ (peak)

- (2) Tariff 14 - 100.1 m³/hr to 850 m³/hr capacity meter/regulator
Supply Charge: \$174.26
Commodity Charge:
0 - 100 000 MJ @ 0.7905 c/MJ (off-peak), 0.8581 c/MJ (peak)
> 100,000 - 550 000 MJ @ 0.6396 c/MJ (off-peak), 0.7542 c/MJ (peak)
> 550 000 MJ @ 0.4257 c/MJ (off-peak), 0.4387 c/MJ (peak)
 - (3) Tariff 63 - Ministry of Housing Tariff
Commodity Charge - all gas 0.4642 c/MJ
 - (4) Tariff M6 - Murray Valley up to 100 m³/hr capacity meter/regulator
Supply Charge: \$18.72
Commodity Charge:
All gas @ 0.8173 c/MJ
 - (5) Tariff M7 - Murray Valley 100.1 m³/hr to 850 m³/hr capacity meter/regulator
Supply Charge: \$171.46
Commodity Charge:
All gas @ 0.7403 c/MJ
- (c) *Industrial Tariffs*
- (1) Tariff 21 - up to 100 m³/hr capacity meter/regulator
Supply Charge: \$19.02
Commodity Charge:
0 - 100,000 MJ @ 0.8433 c/MJ (off-peak), 0.9161 c/MJ (peak)
> 100,000 - 550,000 MJ @ 0.6396 c/MJ (off-peak), 0.7542 c/MJ (peak)
>550,000 MJ @ 0.4257 c/MJ (off-peak), 0.4387 c/MJ (peak)
 - (2) Tariff 22 - 100.1 m³/hr to 850 m³/hr capacity meter/regulator
Supply Charge: \$174.26
Commodity Charge:
0 - 100,000 MJ @ 0.7905 c/MJ (off-peak), 0.8581 c/MJ (peak)
>100,000 - 550,000 MJ @ 0.6396 c/MJ (off-peak), 0.7542 c/MJ (peak)
>550,000 MJ @ 4257 c/MJ (off-peak), 0.4387 c/MJ (peak)
 - (3) Tariff 08 - Standby Power Generation Tariff
Supply charge - \$372.07 per GJ input rating of gas engine.
Commodity Charge: as specified in *Tariffs* 13, 14, 21 or 22, as appropriate.
 - (4) Tariff M8 - Murray Valley up to 100 m³/hr capacity meter/regulator
Supply Charge: \$18.72
Commodity Charge:
All gas @ 0.8173 c/MJ
 - (5) Tariff M9 - Murray Valley 100.1 m³/hr to 850 m³/hr capacity meter/regulator
Supply Charge: \$171.46
Commodity Charge:
All gas @ 0.7403 c/MJ

(d) *Contract tariff*

As specified in the contract between the *Tariffed Retailer* and the *Contract Franchise Customer*.

(e) *Billing parameters*

Maximum uniform tariffs are charged in accordance with the billing parameters defined below.

- (1) Except where otherwise agreed between the *Tariffed Retailer* and the *Customer*, the *Customer* will be charged on a two monthly basis unless otherwise indicated in the *tariff*.

(2) The Supply Charges and the consumption ranges of Commodity Charges shown in paragraphs 3(a) to (c), as applicable, are two monthly amounts. The Supply Charge or consumption range applied to calculate a charge for a billing period of other than two months shall be a pro-ration of the Supply Charge or consumption range shown in paragraph 3(a) to (c), as applicable.

(3) Commodity Charges

(A) Commodity Charge *tariff components* are charged according to the actual *MJs* of gas withdrawn in the billing period, or an estimate of the *MJs* of gas withdrawn in the billing period determined by the *Tariffed Retailer* in accordance with the applicable regulatory instrument.

(B) Where some of the days in the billing period are in the *peak period*:

(i) the *MJs* of gas withdrawn in the *peak period* are:

$$GPP = TAG \times \frac{PPBP}{TBP}$$

where:

GPP is the *MJs* of gas withdrawn in the *peak period*;

TAG is the total actual *MJs* of gas withdrawn in the billing period, or an estimate of the total *MJs* of gas withdrawn in the billing period determined by the *Tariffed Retailer* in accordance with the applicable regulatory instrument;

PPBP is the number of days in the billing period which are in the *peak period*; and

TBP is the total number of days in the billing period.

(ii) the *MJs* of gas withdrawn in the *off-peak period* are:

$$GOPP = TAG - GPP$$

where:

GOPP is the *MJs* of gas withdrawn in the *off-peak period*;

TAG is as defined in paragraph 3(e)(3)(B)(i) of this schedule 1; and

GPP is as defined in

paragraph 3(e)(3)(B)(i) of this schedule 1.

(C) Commodity Charge *tariff components* of *maximum uniform tariffs* 10 and 11 are charged in accordance with the billing parameters defined below:

(i) where the *Customer's* consumption of gas is measured by the *Tariffed Retailer* solely by reference to the *Customer's* hot water meter, the relevant *tariff component* in *\$/MJ*, is converted into a rate per litre by multiplying the *tariff component* by the factor 0.49724 and is charged per litre of hot water consumed.

(ii) where the *Customer's* consumption of gas is measured by the *Tariffed Retailer* by reference both to a central cold water meter connected to the bulk hot water installation and to the *Customer's* hot water meter, the

relevant *tariff component*, in $\$/MJ$, is applied to the chargeable quantity calculated according to the following formula:

$$CQG = QHW * (QGD/QW)$$

where:

CQG is the chargeable quantity of *gas*;

QGD is the quantity of *gas*, in *MJs*, measured by the *meter* at the *distribution supply point* to the bulk hot water installation;

QW is the quantity of water, in litres, measured at the central cold water meter connected to the bulk hot water installation; and

QHW is the quantity of water, in litres, measured at the *Customer's* hot water meter.

- (f) Nothing in this *Order* prevents different *maximum uniform tariffs* from applying in the Murray Valley

4. INITIAL VENCORP TARIFFS**(a) VENCORP Tariffs**

(1) Registration \$30/day

(2) Metering data management

VENCORP metering data management tariffs are charged according to the type of meter that is read by *VENCORP* -

(A) for a meter at a transmission supply point:

\$7/day for each Market Participant provided with services in connection with that meter; and

(B) for a meter at a distribution supply point assigned to distribution tariff D:

\$2.40/day.

(3) Commodity

VENCORP commodity tariffs are charged according to the assignment of the supply point to which gas is supplied:

(A) for a supply point assigned to either transmission delivery tariff D or distribution tariff D - \$0.0308/GJ; and

(B) for a supply point assigned to either transmission delivery tariff V or distribution tariff V - \$0.0764/GJ.

(4) System security: \$0.00671/GJ.

(b) Billing parameters

VENCORP tariffs in this schedule 1 are charged to Market Participants in accordance with the *MSO Rules*.

SCHEDULE 2

- (a) **Initial prices for scheduled excluded transmission services**
LNG system security: \$1,400,000 per annum.
- (b) **Initial prices for scheduled excluded distribution services**
- (1) Charges for disconnection from and reconnection to the *distribution pipeline*:
 - (A) disconnection at the *meter* by a *Tariffed Distributor's* field officer - \$15.00.
 - (B) *meter* removal for debt, performed by a licensed gasfitter - \$30.00.
 - (C) disconnection of supply in the street (generally due to no access to *meter*) - \$80.00.
 - (D) disconnection for illegal *gas* use - \$80.00.
 - (2) Charges for testing *meters* at the *Customer's* request where the *meter* accuracy is shown to be within the limits required by the *Distribution System Code* - \$40.00. Where the *meter* accuracy is shown not to be within the limits required by the *Distribution System Code* - no charge.
 - (3) Charges for providing and installing service pipe to a *distribution supply point* subject to *distribution tariff V* more than 20 metres from the premises entry point - \$20.55 for each lineal metre over 20 metres.

SCHEDULE 3**(a) Transmission****(1) Transmission Zones**

Transmission Zone	Postcodes
LaTrobe	3840, 3842, 3844, 3847, 3850, 3851, 3852, 3860
Lurgi	3816, 3818, 3820, 3822, 3823, 3824, 3825
Metro	3000, 3002, 3003, 3004, 3005, 3006, 3011, 3012, 3013, 3015, 3016, 3018, 3019, 3020, 3021, 3022, 3023, 3024, 3025, 3026, 3027, 3028, 3029, 3030, 3031, 3032, 3033, 3034, 3036, 3037, 3038, 3039, 3040, 3041, 3042, 3043, 3044, 3045, 3046, 3047, 3048, 3049, 3050, 3051, 3052, 3053, 3054, 3055, 3056, 3057, 3058, 3059, 3060, 3061, 3062, 3063, 3064, 3065, 3066, 3067, 3068, 3070, 3071, 3072, 3073, 3074, 3075, 3076, 3078, 3079, 3081, 3082, 3083, 3084, 3085, 3087, 3088, 3089, 3090, 3091, 3093, 3094, 3095, 3096, 3097, 3099, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109, 3111, 3113, 3114, 3115, 3116, 3121, 3122, 3123, 3124, 3125, 3126, 3127, 3128, 3129, 3130, 3131, 3132, 3133, 3134, 3135, 3136, 3137, 3138, 3139, 3140, 3141, 3142, 3143, 3144, 3145, 3146, 3147, 3148, 3149, 3150, 3151, 3152, 3153, 3154, 3155, 3156, 3158, 3159, 3160, 3161, 3162, 3163, 3165, 3166, 3167, 3168, 3169, 3170, 3171, 3172, 3173, 3174, 3175, 3177, 3178, 3179, 3180, 3181, 3182, 3183, 3184, 3185, 3186, 3187, 3188, 3189, 3190, 3191, 3192, 3193, 3194, 3195, 3196, 3197, 3198, 3199, 3200, 3201, 3202, 3204, 3205, 3206, 3207, 3211, 3212, 3214, 3215, 3216, 3217, 3218, 3219, 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3335, 3337, 3338, 3427, 3428, 3429, 3750, 3752, 3754, 3755, 3759, 3760, 3761, 3765, 3766, 3767, 3770, 3777, 3781, 3782, 3783, 3785, 3786, 3787, 3788, 3789, 3791, 3792, 3793, 3795, 3796, 3802, 3803, 3804, 3805, 3806, 3807, 3808, 3809, 3810, 3812, 3813, 3814, 3815, 3910, 3911, 3912, 3913, 3915, 3916, 3918, 3919, 3920, 3921, 3926, 3927, 3928, 3929, 3930, 3931, 3933, 3934, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3975, 3976, 3977, 3978, 3980, 3981, 3984, 3987
Calder	3340, 3342, 3350, 3352, 3355, 3356, 3357, 3430, 3437, 3444, 3450, 3451, 3460, 3461, 3464, 3465,

	3550, 3551, 3555, 3556
South Hume	3658, 3659, 3660, 3662, 3666, 3751, 3753, 3756, 3757, 3763, 3764, 3775
Echuca	3561, 3564, 3616, 3618, 3620, 3621, 3623, 3624, 3629, 3630, 3631
North Hume	3672, 3677, 3683, 3690, 3691, 3694

(2) *TPA extensions*

<i>Zone</i>	<i>Postcodes</i>
Murray Valley	3636, 3638, 3641, 3644, 3685, 3687, 3730

(b) *Distribution Zones*

<i>Distribution Zones</i>	<i>Postcodes</i>
Multinet	3004, 3006, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109, 3111, 3113, 3114, 3115, 3116, 3122, 3123, 3124, 3125, 3126, 3127, 3128, 3129, 3130, 3131, 3132, 3133, 3134, 3135, 3136, 3137, 3138, 3140, 3141, 3142, 3143, 3144, 3145, 3146, 3147, 3148, 3149, 3150, 3151, 3152, 3153, 3154, 3155, 3156, 3158, 3159, 3160, 3161, 3162, 3163, 3165, 3166, 3167, 3168, 3169, 3170, 3171, 3172, 3173, 3174, 3175 (note 2), 3177, 3178, 3179, 3180, 3181, 3182, 3183, 3184, 3185, 3186, 3187, 3188, 3189, 3190, 3191, 3192, 3193, 3194, 3195, 3196, 3197, 3202, 3204, 3205, 3206, 3207, 3765, 3766, 3767, 3770 (note 3), 3781, 3782, 3783, 3785, 3786, 3787, 3788, 3789, 3791, 3792, 3793, 3795, 3796, 3802
Stratus North	3561, 3564, 3616, 3618, 3620, 3621, 3623, 3624, 3629, 3630, 3631, 3658, 3659, 3660, 3662, 3666, 3672, 3677, 3683, 3690, 3691, 3694, 3753, 3756, 3757, 3763, 3764, 3775

Stratus Central	3000, 3002, 3003, 3005, 3050, 3051, 3052, 3053, 3054, 3055 (Note 1), 3056, 3057, 3065, 3066, 3067, 3068, 3070, 3071, 3072, 3073, 3074, 3075, 3076, 3078, 3079, 3081, 3082, 3083, 3084, 3085, 3087, 3088, 3089, 3090, 3091, 3093, 3094, 3095, 3096, 3097 (Note 4), 3099, 3121, 3139, 3198, 3199, 3200, 3201 (Note 5), 3750, 3751, 3752, 3754, 3755, 3759, 3760, 3761, 3777, 3803, 3804 (Note 6), 3805, 3806, 3807, 3808, 3809, 3810, 3812, 3813, 3814, 3815, 3816, 3818, 3820, 3822, 3823, 3824, 3825, 3840, 3842, 3844, 3847, 3850, 3851, 3852, 3860, 3910, 3911, 3912, 3913, 3915, 3916, 3918, 3919, 3920, 3921, 3926, 3927, 3928, 3929, 3930, 3931, 3933, 3934, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3975, 3976, 3977, 3978, 3980, 3981, 3984, 3987
Stratus Murray	3636, 3638, 3641, 3644, 3685, 3687, 3730
Westar Central	3011, 3012, 3013, 3015, 3016, 3018, 3019, 3020, 3021, 3022, 3023, 3024, 3025, 3026, 3027, 3028, 3029, 3030, 3031, 3032, 3033, 3034, 3036, 3037, 3038, 3039, 3040, 3041, 3042, 3043, 3044, 3045, 3046, 3047, 3048, 3049, 3058, 3059, 3060, 3061, 3062, 3063, 3064, 3211, 3212, 3214, 3215, 3216, 3217, 3218, 3219, 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3228, 3335, 3337, 3338, 3427, 3428, 3429
Westar West	3249, 3250, 3266, 3277, 3280, 3282, 3300, 3305, 3340, 3342, 3350, 3352, 3355, 3356, 3357, 3377, 3380, 3400, 3430, 3437, 3444, 3450, 3451, 3460, 3461, 3464, 3465, 3550, 3551, 3555, 3556

Notes

- (1) Postcode 3055 is shared between Stratus Central and Westar Central. Westar Central *distribution supply points* are currently connected at the date of this *Order* in Galtres Crescent, Southam Street, Morrow Street, Hopetoun Avenue, Moreland Road and Flannery Court.
- (2) Postcode 3175 is shared between Multinet and Stratus Central. Stratus Central *distribution supply points* are currently connected in Abbots Road.
- (3) Postcode 3770 is shared between Multinet and Stratus Central. Stratus Central *distribution supply points* are currently connected in Maddens Lane and the Maroondah Highway.
- (4) Postcode 3097 is shared between Stratus Central and Multinet. Multinet *distribution supply points* are currently connected in Menzies Road.
- (5) Postcode 3201 is shared between Stratus Central and Multinet. Multinet *distribution supply points* are currently connected in Wadsley Road.

- (6) Postcode 3804 is shared between Stratus Central and Multinet. Multinet *distribution supply points* are currently connected in Caithwell Court, Ebeli Cl, Lyala Court and Waterfore Cl.

(c) **Retail Zones**

Retailer	Postcodes
Kinetik	3000, 3002, 3003, 3005, 3024, 3029, 3030, 3050, 3051, 3052, 3053, 3054, 3055 (Note 1), 3056, 3057, 3065, 3066, 3067, 3068, 3070, 3071, 3072, 3073, 3074, 3075, 3076, 3078, 3079, 3081, 3082, 3083, 3084, 3085, 3087, 3088, 3089, 3090, 3091, 3093, 3094, 3095, 3096, 3097 (Note 4), 3099, 3121, 3211, 3212, 3214, 3215, 3216, 3217, 3218, 3219, 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3228, 3249, 3250, 3266, 3277, 3280, 3282, 3300, 3305, 3335, 3337, 3338, 3340, 3342, 3350, 3352, 3355, 3356, 3357, 3377, 3380, 3400, 3427, 3429, 3430, 3437, 3444, 3450, 3451, 3460, 3461, 3464, 3465, 3550, 3551, 3555, 3556, 3750, 3752, 3754, 3759
Energy 21	3004, 3006, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109, 3111, 3113, 3114, 3115, 3116, 3122, 3123, 3124, 3125, 3126, 3127, 3128, 3129, 3130, 3131, 3132, 3133, 3134, 3135, 3136, 3137, 3138, 3139, 3140, 3141, 3142, 3143, 3144, 3145, 3146, 3147, 3148, 3149, 3151, 3153, 3154, 3155, 3159, 3181, 3198, 3199, 3200, 3201, 3561, 3564, 3616, 3618, 3620, 3621, 3623, 3624, 3629, 3630, 3631, 3636, 3638, 3641, 3644, 3658, 3659, 3660, 3662, 3666, 3672, 3677, 3683, 3685, 3687, 3690, 3691, 3694, 3730, 3751, 3753, 3755, 3756, 3757, 3760, 3761, 3763, 3764, 3765, 3766, 3767, 3770 (Note 3), 3775, 3777, 3781, 3782, 3783, 3787, 3788, 3789, 3791, 3792, 3793, 3795, 3796, 3803, 3804, 3805, 3806, 3807, 3808, 3809, 3810, 3812, 3813, 3814, 3815, 3816, 3818, 3820, 3822, 3823, 3824, 3825, 3840, 3842, 3844, 3847, 3850, 3851, 3852, 3860, 3910, 3911, 3912, 3913, 3915, 3916, 3918, 3919, 3920, 3921, 3926, 3927, 3928, 3929, 3930, 3931, 3933, 3934, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3975, 3976, 3977, 3978, 3980, 3981, 3984, 3987

Ikon	3011, 3012, 3013, 3015, 3016, 3018, 3019, 3020, 3021, 3022, 3023, 3025, 3026, 3027, 3028, 3031, 3032, 3033, 3034, 3036, 3037, 3038, 3039, 3040, 3041, 3042, 3043, 3044, 3045, 3046, 3047, 3048, 3049, 3058, 3059, 3060, 3061, 3062, 3063, 3064, 3150, 3152, 3156, 3158, 3160, 3161, 3162, 3163, 3165, 3166, 3167, 3168, 3169, 3170, 3171, 3172, 3173, 3174, 3175 (Note 2), 3177, 3178, 3179, 3180, 3182, 3183, 3184, 3185, 3186, 3187, 3188, 3189, 3190, 3191, 3192, 3193, 3194, 3195, 3196, 3197, 3202, 3204, 3205, 3206, 3207, 3428, 3785, 3786, 3802
-------------	---

Notes:

- (1) Postcode 3055 is shared between Kinetik and Ikon. Ikon Customers are currently connected in Galtes Crescent, Southam Street, Morrow Street, Hopetoun Avenue, Moreland Road and Flannery Court.
- (2) Postcode 3175 is shared between Ikon and Energy 21. Energy 21 Customers are currently connected in Abbots Road.
- (3) Postcode 3770 is shared between Energy 21 and Kinetik. Kinetik Customers are currently connected in Maddens Lane and the Maroondah Highway.
- (4) Postcode 3097 is shared between Kinetik and Energy 21. Energy 21 Customers are currently connected in Menzies Road.
- (5) In the case of Energy 21, see also paragraph 3(f) of schedule 1.

(d) Zone changes

- (1) The Regulator may amend schedule 3 to:
 - (A) accommodate changes that may occur from time to time; or
 - (B) make other changes to the schedule 3 that the Regulator considers necessary.
- (2) Notwithstanding any other provision of this Order, the postcodes in this schedule may be amended by the Regulated Entity on notice to the Regulator in the event of error or omission or change by Australia Post.

SCHEDULE 4**(a) Distribution tariffs**

The rules for assigning a *distribution tariff* to a *distribution supply point* are as follows:

- (1) Where a *Tariffed Distributor* charges for providing *tariffed distribution services* to a *Customer* at a *distribution supply point* under a *distribution tariff*, the *distribution supply point* is to be regarded as being assigned to that *distribution tariff*.
- (2) Each *Tariffed Distributor* must:
 - (A) within 20 *business days* after the date of this *Order*, decide the *distribution tariff* to which each *distribution supply point* is assigned at the date of this *Order*; and
 - (B) as soon as practicable after deciding the *distribution tariff* to which a *distribution supply point* is assigned under paragraph (a)(2)(A) of this schedule 4, notify each *Customer* to whom *tariffed distribution services* are provided, of the *distribution tariff* applicable to each *distribution supply point* at which the *Customer* is provided with *tariffed distribution services*.
- (3) If, after the date of this *Order*, a *Tariffed Distributor* becomes aware that a *Customer* is to be provided with *tariffed distribution services* at a *distribution supply point* which did not exist at the date of this *Order*, the *Tariffed Distributor* must:
 - (A) within 20 *business days* decide the *distribution tariff* to which the *distribution supply point* will be assigned under this schedule 4 based on reasonable estimates of the consumption characteristics of that *distribution supply point* over the next 12 month period; and
 - (B) as soon as practicable after deciding the *distribution tariff* to which a *distribution supply point* is assigned under paragraph (a)(3)(A) of this schedule 4, notify the *Customer* to whom *tariffed distribution services* are provided at that *distribution supply point* of the *distribution tariff* to which the *distribution supply point* has been assigned.
- (4) If after, the date of this *Order*, a *Tariffed Distributor* becomes aware that the *Consumer* who receives *gas* at a *distribution supply point* has changed, the *Tariffed Distributor* must:
 - (A) within 20 days of becoming aware that the *Consumer* has changed, decide, based on reasonable estimates of the consumption characteristics at that *distribution supply point* over the next 12 month period, whether the *distribution supply point* should remain assigned to the *distribution tariff* to which it had been assigned prior to the *Consumer* changing, or whether the *distribution supply point* should be re-assigned to another *distribution tariff*; and
 - (B) where the *Tariffed Distributor* decides to re-assign the *distribution supply point* in accordance with paragraph (a)(4)(A) of this schedule 4, as soon as possible after re-assigning the *distribution supply point* in accordance with paragraph (a)(4)(A), notify the *Customer* to whom *tariffed distribution services* are provided at that *distribution supply point*, of the *distribution tariff* to which that *distribution supply point* has been re-assigned.
- (5) A *distribution supply point* will be assigned to *distribution tariff D* if it meets the following consumption characteristics:
 - (A) the quantity of *gas* withdrawn at that *distribution supply point* exceeds the *annual GJ volume limit*; or
 - (B) the quantity of *gas* withdrawn at that *distribution supply point* exceeds the *MBO demand limit*

- (6) If a *distribution supply point* is not assigned to *distribution tariff D* under paragraph (a)(5) of this schedule 4, that *distribution supply point* is assigned to *distribution tariff V*.
- (7) If, after the initial assignment of a *distribution tariff* to a *Customer's distribution supply point*, a *Tariffed Distributor* becomes aware that the quantity of gas withdrawn at that *distribution supply point* has changed so that the *distribution supply point* should no longer be assigned to the *distribution tariff* to which it is currently assigned, the *Tariffed Distributor* must notify the *Customer* within 20 business days that the *distribution supply point* is, subject to paragraphs (a)(8) and (10) of this schedule 4 to be assigned to another *distribution tariff*.
- (8) Where a *Customer* receives notice under paragraph (a)(7) that a *distribution supply point* is to be reassigned from *distribution tariff V* to *distribution tariff D*, it will be assigned to *distribution tariff D* unless the *Customer* makes a written request to the *Tariffed Distributor* to remain on *distribution tariff V* within 20 business days of receiving the notice and the *Tariffed Distributor* approves the request.
- (9) Where a *distribution supply point* is assigned to *distribution tariff D* :
- (A) the *Customer* to whom *tariffed distribution services* are provided at that *distribution supply point* must pay for a *meter* which complies with the appropriate *metering* standard specified in the *MSO Rules* or *Distribution System Code*, whichever is applicable, and which is capable of recording *MHQ*;
- (B) the *Customer* to whom *tariffed distribution services* are provided at that *distribution supply point* must pay an *excluded distribution services* charge, for providing connection assets and mains extensions that have been previously undertaken for that *distribution supply point*; and
- (C) the *Tariffed Distributor* can require the *distribution supply point* to continue to be assigned to *distribution tariff D* for a period of up to 1 year from the time of the assignment of the *distribution supply point* to *distribution tariff D*.
- (10) A *Customer* to whom *tariffed distribution services* are provided at a *distribution supply point* may require that the *distribution supply point* will be assigned to *distribution tariff D*, provided that the *Customer*:
- (A) agrees to pay for or purchase a *meter* which complies with the appropriate *metering* standard, and which is capable of recording *MHQ*;
- (B) agrees to pay an *excluded distribution services* charge for providing connection assets and mains extensions that have been previously undertaken for that *distribution supply point*; and
- (C) agrees to take or pay for a minimum *MHQ* of 1.15GJ.
- (11) A *distribution supply point* which does not have a *meter* is assigned to *Distribution Tariff V*, unless otherwise agreed between the *Tariffed Distributor* and the *Customer* to whom *tariffed distribution services* are provided at that *distribution supply point*.
- (b) *Transmission tariffs*
- (1) A *Customer* in a *transmission zone* and connected at a *distribution supply point* is assigned to a *transmission tariff* such that:
- (A) a *distribution supply point* assigned to *distribution tariff V*, is assigned to *transmission delivery tariff V*; and
- (B) a *distribution supply point* assigned to *distribution tariff D* is assigned to *transmission delivery tariff D*.
- (2) A *Customer* in a *transmission zone* and connected at a *transmission supply point* is assigned to *transmission delivery tariff D*.

(c) *Maximum uniform tariffs*

- (1) The *contract tariff* applies to each *supply point* at which a *Contract Franchise Customer* receives gas.
- (2) A *distribution supply point* not subject to the *contract tariff* at which gas is supplied for domestic use is assigned to the *domestic tariff*. The characteristics of the *distribution supply point* determine the *domestic tariff* charged as follows:
 - (A) if the *distribution supply point* supplies gas at a multiple residence, *tariffs* 01 or 02 apply;
 - (B) if the *distribution supply point* supplies gas at a general domestic residence, *tariff* 03 applies;
 - (C) if the *distribution supply point* provides for residential bulk hot water, *tariffs* 04 or 05 apply; and
 - (D) if the *distribution supply point* provides for bulk supply to flats for storage water heating, *tariffs* 10 and 11 apply.
- (3) A *distribution supply point* at which gas is supplied to a business, charitable body, government institution, club, religious body or community service organisation which is not subject to the *contract tariff*, is charged according to *commercial tariffs*, regardless of whether the gas is used for profit making purposes.
- (4) A *distribution supply point* at which gas is supplied to a factory, and is not subject to the *contract tariff* is charged according to *industrial tariffs*.

SCHEDULE 5**PART A****TRANSMISSION PRICE CONTROL FORMULAE****A.1 Application**

Transmission price control formulae apply to TPA.

A.2 Forecasts

Where an application for altered tariffs is made prior to the start of a regulatory year (as contemplated in Clause 6.1(a)), forecasts of demand, volume and revenue for the regulatory year should be based on the best estimates available at the time of application.

Where an application for altered tariffs is made during a regulatory year (as contemplated in Clause 6.1(b)), forecasts of demand, volume and revenue for the regulatory year should be based on the actual results available to date for the regulatory year and the best estimates available for the remainder of the regulatory year.

A.3 Average Revenue Control Formulae**A.3.1** The average revenue control is:

The **forecast average transmission tariff (FATT)** must be less than the **maximum average transmission tariff (MATT)**,

where:

- FATT is calculated in accordance with A.3.2, and
- MATT is calculated in accordance with A.3.3.

$$\text{A.3.2 } \text{FATT}_t = \frac{\text{FTR}_t}{\text{FTV}_t}$$

Where:

FATT_t (in \$/GJ) is the forecast average transmission tariff for regulatory year "t".

FTR_t (in \$) is the forecast transmission revenue based on the full transmission tariffs which are being submitted to the Regulator for approval for regulatory year "t" (ie no discounts are to be included).

FTV_t (in GJ) is the forecast calendar year volume of gas transmitted in regulatory year "t".

A.3.3 If regulatory year "t" is the year ended 31 December 1999 then MATT_t is calculated as for FATT_{1999} .

Otherwise MATT_t is calculated using the following formula:

$$\text{MATT}_t = \text{ATT}_t - \text{KT}_t$$

where:

MATT_t (in \$/GJ) is the maximum average transmission tariff for regulatory year "t".

ATT_t (in \$/GJ) is the average transmission tariff for the regulatory year "t" and adjusted for CPI and expected productivity gains since the commencement of the initial regulatory period, based upon the forecasts at the commencement of the initial regulatory period, as calculated in accordance with A.3.4,

KT_t (in \$/GJ) is a retrospective correction factor, calculated in accordance with A.3.5

A.3.4 ATT_{t-1} (in \$/GJ) is determined in accordance with the following:

For regulatory year "t"	ATT_t
2000	$= 0.300980.(CPI_{2000} - XT)$
2001	$= 0.297838.(CPI_{2001} - XT).(CPI_{2000} - XT)$
2002	$= 0.298204.(CPI_{2002} - XT).(CPI_{2001} - XT).(CPI_{2000} - XT)$

where:

CPI_t is the CPI for regulatory year "t".

XT is a set factor for average transmission revenue control. $XT = 2.7\%$.

A.3.5 KT_t (in \$/GJ) is a composite correction factor which aims to correct for any differences between forecast and actual quantities, calculated as follows:

$$KT_t = \frac{KTA_t + KTB_t}{FTV_t} \cdot (1+i)$$

where:

KTA_t is calculated in accordance with A.3.6

KTB_t is calculated in accordance with A.3.7

i_t is the Australian Financial Markets Association End of Day 1 Year Swap Reference Rate at 30 September in the regulatory year immediately preceding regulatory year "t" varied by:

where KT_t is a negative value, subtraction of 50 basis points; and

where KT_t is a positive value, addition of 50 basis points.

FTV_t is defined above.

A.3.6 $KTA_t = ETR_{t-1} - (ETV_{t-1} \cdot MATT_{t-1}) - EEA_{t-1}$

where:

ETR_{t-1} (in \$) is the estimated transmission revenue in regulatory year "t-1", based on full tariffs as approved by the Regulator for regulatory year "t-1" (ie no discounts are to be included).

ETV_{t-1} (in GJ) is the estimated volume of gas transmitted in regulatory year "t-1".

$MATT_{t-1}$ (in \$/GJ) is the figure used for $MATT_t$ for regulatory year "t-1".

EEA_{t-1} (in \$) is the estimated expansion allowance for unanticipated system expansion for regulatory year "t-1". EEA_{t-1} is calculated as follows:

$$EEA_{t-1} = EETR_{t-1} - (EETV_{t-1} \cdot MATT_{t-1})$$

where:

$EETR_{t-1}$ (in \$) is the estimated "expansion" transmission revenue in year t-1 which is attributable to unanticipated system expansion. If the regulatory year is the year ending 31 December 1999, then $EETR_{t-1} = 0$. Otherwise;

If the regulatory year is after the year ending 31 December 1999, then;

$$EETR_{t-1} = \sum_k TTC_{t-1} \cdot {}^eETD_{t-1}$$

Where

TTC_{t-1} (in \$/GJ) is the relevant transmission tariff component applicable in year "t-1"

${}^eETD_{t-1}$ (in GJ) is the estimated quantity of the relevant transmission tariff component in regulatory year "t-1" attributable to unanticipated system expansion.

\sum_k is the sum over all relevant tariff components.

$EETV_{t-1}$ is the estimated calendar year volume that is attributable to unanticipated system expansion in the year "t-1".

A.3.7 If the regulatory year "t" is the year ending 31 December 2000, then $KTb_t = 0$, otherwise;

$$KTb_t = [ATR_{t-2} - ETR_{t-2} - (ATV_{t-2} - ETV_{t-2}) \cdot MATT_{t-2}] - (AEA_{t-2} - EEA_{t-2}) \cdot (1 + i_{t-1})$$

where:

ATR_{t-2} (in \$) is the actual transmission revenue in regulatory year "t-2", based on full tariff as approved by the Regulator for the regulatory year "t-2" (ie no discounts are to be included).

ETR_{t-2} (in \$) is the figure used for ETR_{t-1} when calculating KTa_t for regulatory year "t-1".

ATV_{t-2} (in GJ) is the actual volume of gas transmitted in regulatory year "t-2".

ETV_{t-2} (in GJ) is the figure used for ETV_{t-1} when calculating Kta_t for regulatory year "t-1".

$MATT_{t-2}$ (in \$/GJ) is the figure used for $MATT_t$ for the regulatory year "t-2".

AEA_{t-2} (in \$) is the actual allowance for unanticipated system expansion in regulatory year "t-2". AEA_{t-2} is calculated as follows:

$$AEA_{t-2} = AETR_{t-2} - (AETV_{t-2} \cdot MATT_{t-2})$$

Where:

$AETR_{t-2}$ is the actual expansion transmission revenue in year "t-2" attributable to unanticipated system expansion. If the regulatory year is the year ending 31 December 1999 or 31 December 2000, then $AETR_{t-2} = 0$, otherwise;

If the regulatory year is after the year ending 31 December 2000, then;

$$AETR_{t-2} = \sum_k TTC_{t-2} \cdot {}^eATD_{t-2}$$

Where

TTC_{t-2} (in \$/GJ) is the relevant transmission tariff component applicable in year "t-2"

${}^eATD_{t-2}$ (in GJ) is the actual quantity of the relevant transmission tariff component in regulatory year "t-2" attributable to unanticipated system expansion.

$AETV_{t-2}$ is the actual calendar year volume that is attributable to unanticipated system expansion in the year "t-2".

EEA_{t-2} (in \$) is the figure used for EEA_{t-1} when calculating K_{t-1} for regulatory year "t-1".

i_{t-1} is the figure used for i_t for the regulatory year "t-1".

A.4 Rebalancing Control Formula

A.4.1 The rebalancing control is:

the **approved price of each transmission tariff component (APTC)** must be less than the **maximum price for each transmission tariff component (MPTC)**

where

MPTC is calculated in accordance with A.4.2.

A.4.2 The maximum price for each transmission tariff component is as follows:

$$MPTC_t = APTC_{t-1} \cdot (CPI_t + YT)$$

where:

$MPTC_t$ (in \$/GJ) is the maximum price which can be approved for each transmission tariff component for the regulatory year "t".

$APTC_{t-1}$ (in \$/GJ) is determined as follows:

1. if regulatory year "t" is the year ending 31 December 2000 (ie, regulatory year "t-1" is the year ending 31 December 1999), the price of the tariff component as set out in Schedule 1.
2. if regulatory year "t" is a year ending after 31 December 2000, the most recent actual price approved for each transmission tariff component in the regulatory year "t-1".

CPI_t is the CPI for regulatory year "t".

YT is a set factor for the transmission tariff rebalancing control.

YT = -1.7%.

PART B

DISTRIBUTION PRICE CONTROL FORMULAE

B.1 Application

Distribution price control formulae apply to each *tariffed distributor* separately.

B.2 Forecasts

Where an application for altered *tariffs* is made prior to the start of a *regulatory year* (as contemplated in Clause 6.1 (a)), forecasts of demand, volume and revenue for the *regulatory year* should be based on the best estimates available at the time of application.

Where an application for altered *tariffs* is made during a *regulatory year* (as contemplated in Clause 6.1 (b)), forecasts of demand, volume and revenue for the *regulatory year* should be based on the actual results available to date for the *regulatory year* and the best estimates available for the remainder of the *regulatory year*.

B.3 Average Revenue Formula

B.3.1 The average revenue control is:

The *forecast average distribution tariff (FADT)* must be less than the *maximum average distribution tariff (MADT)*

where:

FADT is calculated in accordance with B.3.2 and MADT is calculated in accordance with B.3.3.

$$\text{B.3.2} \quad \text{FADT}_t = \frac{\text{FDR}_t}{\text{FDV}_t}$$

where:

FADT_t (in \$/GJ) is the forecast average *distribution tariff* for *regulatory year* "t".

FDR_t (in \$) is the forecast distribution revenue based on the full *distribution tariffs* which are being submitted to the *Regulator* for approval for *regulatory year* "t" (ie no discounts are to be included).

FDV_t (in GJ) is the forecast volume of gas distributed in *regulatory year* "t".

B.3.3 If *regulatory year* "t" is the year ended 31 December 1999 then MADT_t is calculated as for FADT_{1999} .

Otherwise, MADT_t is calculated using the following formula:

$$\text{MADT}_t = (\text{CPI}_t - \text{XD}) * \text{ADT}_{t-1} - \text{KD}_t$$

where:

MADT_t (in \$/GJ) is the maximum average *distribution tariff* for *regulatory year* "t".

CPI_t is the *CPI* for *regulatory year* "t".

XD is a set factor for average distribution revenue control, as follows;

- a) 3.0% for Westar (Gas) Pty Ltd;
- b) 3.0% for Multinet Energy Pty Ltd; and

c) 3.0% for Stratus (Gas) Pty Ltd.

ADT_{t-1} is the average *distribution tariff* for the *regulatory year* "t-1", re-weighted by forecast volumes for *regulatory year* "t", calculated in accordance with B.3.4,

KD_t is a retrospective correction factor, calculated in accordance with B.3.5

B.3.4 ADT_{t-1} (in \$/GJ) is determined in accordance with the following formula:

$$ADT_{t-1} = \frac{\sum_{dz=1}^n (ADT_{dz,t-1}^v * FDV_{dz,t}^v) + (ADT_{t-1}^d * FDV_t^d)}{FDV_t}$$

where:

$ADT_{dz,t-1}^v$ (in \$/GJ) is the average *distribution tariff* for Tariff V customers in *distribution zone* "dz" in *regulatory year* "t-1", determined as follows:

- (a) if *regulatory year* "t" is the year ending 31 December 2000 (ie, *regulatory year* "t-1" is the year ending 31 December 1999), then $ADT_{dz,t-1}^v$ is the average *distribution tariff* for Tariff V customers in *distribution zone* "dz" for the *regulatory year* ending 31 December 1999 ($ADT_{dz,1999}^v$), as set out in the following table:

Distribution Zone "dz"	$ADT_{dz,1999}^v$ (\$/GJ)
Multinet	2.910366
Stratus North	3.387674
Stratus Central	3.690488
Stratus Murray	3.205497
Westar Central	3.837432
Westar West	3.210069

- (b) if *regulatory year* "t" is after the year ending 31 December 2000, then $ADT_{dz,t-1}^v$ is determined in accordance with the following formula:

$$ADT_{dz,t-1}^v = ADT_{dz,t-2}^v * (CPI_{t-1} - XD)$$

where:

$ADT_{dz,t-2}^v$ is determined in the same manner as $ADT_{dz,t-1}^v$ but for the *regulatory year* "t-1" instead of "t".

CPI_{t-1} is the *CPI* for *regulatory year* "t-1".

XD is defined above.

$FDV_{dz,t}^v$ (in GJ) is the forecast volume of gas in *regulatory year* "t" for *distribution tariff V* customers in each *distribution zone* "dz".

and the summation function represented by:

$$\sum_{dz=1}^n \text{ refers to summation over all } \textit{distribution zones}.$$

ADT_{t-1}^d (in \$/GJ annual MHQ) is the average distribution tariff for tariff D customers in regulatory year "t-1", determined as follows:

- (a) if regulatory year "t" is the year ending 31 December 2000 (ie, regulatory year "t-1" is the year ending 31 December 1999), then ADT_{t-1}^d is the average distribution tariff for tariff D customers for the regulatory year ending 31 December 1999 (ADT_{1999}^d), as set out in the following table.

Tariffed Distributor	ADT_{1999}^d (\$/GJ annual MHQ)
Multinet	363.33521
Stratus	384.70182
Westar	477.53142

- (b) if regulatory year "t" is after the year ending 31 December 2000, then ADT_{t-1}^d is determined in accordance with the following formula:

$$ADT_{t-1}^d = ADT_{t-2}^d * (CPI_{t-1} - XD)$$

where:

ADT_{t-2}^d is determined in the same manner as ADT_{t-1}^d but for the regulatory year "t-1" instead of "t".

CPI_{t-1} is the CPI for regulatory year "t-1".

XD is defined above.

FDV_t^d (in GJ) is the forecast annual MHQ in regulatory year "t" for distribution tariff D customers.

and the summation function represented by:

$$\sum_{dz=1}^n \text{ refers to summation over all distribution zones.}$$

B.3.5 KD_t is a composite correction factor which aims to correct for any differences between forecast and actual quantities, calculated as follows:

$$KD_t = \frac{(KD_{at} + KD_{bt})}{FDV_t} * (1 + i_t)$$

where:

i_t is the Australian Financial Markets Association End of Day 1 Year Swap Reference Rate at 30 September in the regulatory year immediately preceding regulatory year "t" varied by:

- (a) where KD_t is a negative value, subtraction of 50 basis points; and
- (b) where KD_t is a positive value, addition of 50 basis points.

$$KD_{at} = EDR_{t-1} - (EDV_{t-1} * MADT_{t-1})$$

where:

EDR_{t-1} (in \$) is the estimated distribution revenue in regulatory year "t-1", based on full distribution tariffs as approved by the Regulator for regulatory year "t-1" (ie no discounts are to be included).

EDV_{t-1} (in GJ) is the estimated volume of gas distributed in regulatory year "t-1".

$MADT_{t-1}$ (in \$/GJ) is the figure used for $MADT_t$ for regulatory year "t-1".

$KDb_t = 0$, if the regulatory year is the year ending 31 December 2000,

Otherwise:

$$KDb_t = [ADR_{t-2} - EDR_{t-2} - \{(ADV_{t-2} - EDV_{t-2}) * MADT_{t-2}\}] * (1 + i_{t-1})$$

where:

ADR_{t-2} (in \$) is the actual distribution revenue in regulatory year "t-2", based on full distribution tariffs as approved by the Regulator for regulatory year "t-2" (ie no discounts are to be included).

EDR_{t-2} (in \$) is the figure used for EDR_{t-1} when calculating KDa_t for regulatory year "t-1".

ADV_{t-2} (in GJ) is the actual volume of gas distributed in regulatory year "t-2".

EDV_{t-2} (in GJ) is the figure used for EDV_{t-1} when calculating KDa_t for regulatory year "t-1".

$MADT_{t-2}$ (in \$/GJ) is the figure used for $MADT_t$ when calculating KDa_t in regulatory year "t-2".

i_{t-1} is the figure used for i_t in regulatory year "t-1".

B.4 Rebalancing Control Formula

B.4.1 The rebalancing control is:

The *approved price of each distribution tariff component (APDC)* must be less than the *maximum price for each distribution tariff component (MPDC)*.

where

MPDC is calculated in accordance with B.4.2.

B.4.2 The maximum price for each distribution *tariff component* is as follows:

$$MPDC_t = APDC_{t-1} * (CPI_t + YD_t)$$

where:

MPDC_t (in \$/GJ) is the maximum price which can be charged for each distribution *tariff component* in *regulatory year "t"*.

APDC_{t-1} (in \$/GJ) is determined as follows:

- (a) if *regulatory year "t"* is the year ending 31 December 2000 (ie, *regulatory year "t-1"* is the year ending 31 December 1999), the price of the *tariff component* as set out in schedule 1.3,
- (b) if *regulatory year "t"* is a year ending after 31 December 2000, the most recent actual price approved for each distribution *tariff component* in the *regulatory year "t-1"*.

CPI_t is the *CPI* for *regulatory year "t"*.

YD_t is a set factor for the *distribution tariff* rebalancing control, as follows:

Regulatory Year "t"	YD _t
1999	-2%
2000	-2%
2001	-2%
2002	-1%
2003	-1%

PART C

RETAIL PRICE CONTROL FORMULAE

C.1 Price Control Formulae

The maximum price for each *tariff component* of a *maximum uniform tariff* for a *regulatory year* is:

$$P_t = P_{t-1} * RPM_t$$

where:

P_t is the maximum price for the relevant *tariff component* for *regulatory year* "t",

P_{t-1} is determined as follows:

- (a) if *regulatory year* "t" is the year ending 31 December 2000, the price for the relevant *tariff component* as set out in paragraph 3 of schedule 1,
- (b) if *regulatory year* "t" is after the year ending 31 December 2000, the price for the relevant *tariff component* for *regulatory year* "t-1".

RPM_t is the Retail Price Movement for the *tariff class* for *regulatory year* "t" as set out in the following tables.

Tariff Classes 01, 02, 04, 05, 08, 09, 10, 11, M3, M6, M7, M8, M9

<i>Tariff Component</i>	RPM_t
Supply	CPI_t
Commodity	CPI_t

Tariff Class 03

<i>Tariff Component</i>	RPM_t
Supply	CPI_t
Commodity	
First 4 GJ / 2 months - <i>peak period</i>	$CPI_t - .022$
First 4 GJ / 2 months - <i>off peak period</i>	$CPI_t - .022$
Over 4 GJ / 2 months - <i>peak period</i>	$CPI_t - .022$
Over 4 GJ / 2 months - <i>off peak period</i>	$CPI_t - .100$

Tariff Classes 13/21

<i>Tariff Component</i>	<i>RPM_t</i>
Supply	CPI_t
Commodity	
First 100 GJ / 2 months - <i>peak period</i>	$CPI_t - .044$
First 100 GJ/ 2 months - <i>off peak period</i>	$CPI_t - .121$
Next 450 GJ/ 2 months - <i>peak period</i>	CPI_t
Next 450 GJ/ 2 months - <i>off peak period</i>	$CPI_t - .154$
Over 550 GJ/ 2 months - <i>peak period</i>	CPI_t
Over 550 GJ/ 2 months - <i>off peak period</i>	$CPI_t - .030$

Tariff Classes 14/22

<i>Tariff Component</i>	<i>RPM_t</i>
Supply	CPI_t
Commodity	
First 100 GJ / 2 months - <i>peak period</i>	$CPI_t - .011$
First 100 GJ/ 2 months - <i>off peak period</i>	$CPI_t - .090$
Next 450 GJ/ 2 months - <i>peak period</i>	CPI_t
Next 450 GJ/ 2 months - <i>off peak period</i>	$CPI_t - .154$
Over 550 GJ/ 2 months - <i>peak period</i>	CPI_t
Over 550 GJ/ 2 months - <i>off peak period</i>	$CPI_t - .030$

Tariff Class 63

<i>Tariff Component</i>	<i>RPM_t</i>
Commodity	CPI_t

Contract Tariff

<i>Tariff Component</i>	<i>RPM_t</i>
Each <i>tariff component</i>	CPI_t^{ct}

Where

CPI_t is the *CPI* for *regulatory year* "t".

CPI^c_t is the *Contract Tariff CPI* for *regulatory year* "t", which is the *CPI* determined by substituting "March" for "September" in the definition of *CPI*.

APPOINTMENTS

**Road Transport (Dangerous Goods) Act 1995
Road Transport Reform (Dangerous Goods)
Act 1995 of the Commonwealth**

APPOINTMENT OF AUTHORISED
OFFICERS

The Victorian WorkCover Authority, a Competent Authority within the meaning of section 13 of the **Road Transport Reform (Dangerous Goods) Act 1995** of the Commonwealth, applying as a law of Victoria by virtue of section 5 of the **Road Transport (Dangerous Goods) Act 1995**, under section 14 of the **Road Transport Reform (Dangerous Goods) Act 1995** of the Commonwealth, similarly applying as a law of Victoria, appoints the people named in the Schedule hereto to be authorised officers.

The appointment of each person named in the Schedule hereto to be an authorised officer is subject to the restriction that the power to serve an infringement notice under regulation 21.1 of the Road Transport Reform (Dangerous Goods) Regulations of the Commonwealth is not exercisable by that officer:

SCHEDULE

1. ARNOTT James O'Neil
2. BULL Michael Wayne
3. EVANS Anthony
4. HARRISON Derrick
5. MARTIN Trevor
6. EVANS Anthony
7. NEWTON Craig
8. NOONAN Dennis
9. REISS Henry
10. WATKINS Mark William

Dated the 15th day of December 1998.

The COMMON SEAL of the)
VICTORIAN WORKCOVER)
AUTHORITY was hereunto duly) (L.S.)
affixed in accordance with section)
18 of the **Accident Compensation**)
Act 1985 in the presence of:)

ROBERT R. OFFICER
Director

ANDREW LINDBERG
Director

**Road Transport (Dangerous Goods) Act 1995
Road Transport Reform (Dangerous Goods)
Act 1995 of the Commonwealth**

APPOINTMENT OF AUTHORISED
OFFICER

The Victorian WorkCover Authority, a Competent Authority within the meaning of section 13 of the **Road Transport Reform (Dangerous Goods) Act 1995** of the Commonwealth, applying as a law of Victoria by virtue of section 5 of the **Road Transport (Dangerous Goods) Act 1995**, under section 14 of the **Road Transport Reform (Dangerous Goods) Act 1995** of the Commonwealth, similarly applying as a law of Victoria, appoints Jill Gillingham to be an authorised officer.

This appointment to be an authorised officer is subject to the restriction that the power to serve an infringement notice under regulation 21.1 of the Road Transport Reform (Dangerous Goods) Regulations of the Commonwealth is not exercisable by the officer.

Dated the 15th day of December 1998.

The COMMON SEAL of the)
VICTORIAN WORKCOVER)
AUTHORITY was hereunto duly)
affixed in accordance with) (L.S.)
section 18 of the **Accident**)
Compensation Act 1985)
in the presence of:)

ROBERT R. OFFICER
Director

ANDREW LINDBERG
Director

Victoria Grants Commission Act 1976

APPOINTMENT OF A CHAIRPERSON OF
THE VICTORIA GRANTS COMMISSION

Order in Council

Under sections 3(2) and 6 of the **Victoria Grants Commission Act 1976** the Governor in Council appoints Mr John Lester to be Chairperson of the Victoria Grants Commission from 17 January 1999 until 16 January 2002.

Remuneration shall be based on a pro-rata equivalent of an annual remuneration of \$110,860 per annum. The Chairperson shall also

be entitled to be reimbursed for any travelling or other expenses reasonably incurred in the discharge of his duties as Chairperson.

Dated 15 December 1998

Responsible Minister:
ROBERT MACLELLAN
Minister for Planning
and Local Government

SHARNE BRYAN
Clerk of the Executive Council

State Owned Enterprises Act 1992

DECLARATION OF THE VICTORIAN
INTERPRETING AND TRANSLATING
SERVICE AS A STATE BUSINESS
CORPORATION AND APPOINTMENT OF
BOARD OF DIRECTORS

Order in Council

The Governor in Council under Section 17 of the **State Owned Enterprises Act 1992**, declares the Victorian Interpreting and Translating Service to be a State business corporation.

Further, the Governor in Council under sections 25(1) and 26(1) of the **State Owned Enterprises Act 1992** appoints the following persons to the Board of Directors of the Victorian Interpreting and Translating Service from 1 January 1999 until 31 October 1999:

- Mr Eugene Smarelli (Chairman)
- Mr John O'Callaghan (Deputy Chairman)
- Mrs Daniele Kemp; and

appoints the following persons to the Board of Directors of the Victorian Interpreting and Translating Service from 1 January 1999 until 31 December 2001:

- Ms Mary-Anne Nunan
- Mr Anton Hermann

This Order is effective from 1 January 1999.

Dated 15 December 1998

Responsible Minister:
J. G. KENNETT
Minister for Multicultural Affairs

SHARNE BRYAN
Clerk of the Executive Council

Health Services Act 1988

APPOINTMENT OF EIGHT DIRECTORS
TO THE BOARD OF DENTAL HEALTH
SERVICES VICTORIA

The Governor-in-Council, on the recommendation of the Minister for Health, under section 40E(1) of the **Health Services Act 1988**, by this Order:-

1. Appoints Pauline Barbara Burren, Andrew Edward Cattermole, Richard Charles Chancellor, Geoffrey William Homan, Garry Albert Richardson, Barry Alistair Sheehan, Mary Justine Urquhart and Fred Talbot Widdop as Directors to the Board of Dental Health Services Victoria.
2. Directs that Pauline Barbara Burren shall be the President of the Board.
3. Specifies pursuant to section 40F(1) of the **Health Services Act 1988** that the terms of appointment are for the periods specified below:-

Pauline Barbara Burren
Geoffrey William Homan
Mary Justine Urquhart
Fred Talbot Widdop

from 1 January 1999 to 31 December 2000

Andrew Edward Cattermole
Richard Charles Chancellor
Garry Albert Richardson
Barry Alistair Sheehan

from 1 January 1999 to 31 December 2001

4. Specifies pursuant to section 40F(2)(b) of the **Health Services Act 1988** that the rate of remuneration for the President shall be \$15,000 per annum, and that the rate of remuneration for the Directors shall be \$9,000 per annum.

Dated 15 December 1998.

Responsible Minister:
ROB KNOWLES,
Minister for Health

SHARNE BRYAN
Clerk of the Executive Council

**SUBORDINATE LEGISLATION ACT 1994
NOTICE OF MAKING OF STATUTORY
RULES**

Notice is hereby given under Section 17 (2) of the **Subordinate Legislation Act 1994** of the making of the following Statutory Rules:

- | | |
|---|---|
| <p>162. <i>Statutory Rule:</i> Magistrates' Court Civil Procedure (Costs) Rules 1998</p> <p><i>Authorising Act:</i> Magistrates' Court Act 1989</p> <p><i>Date of making:</i> 7 December 1998</p> | <p>168. <i>Statutory Rule:</i> Planning and Environment (Fees) Regulations 1998</p> <p><i>Authorising Act:</i> Planning and Environment Act 1987</p> <p><i>Date of making:</i> 15 December 1998</p> |
| <p>163. <i>Statutory Rule:</i> Magistrates' Court (Arbitration) (Professional Costs) Regulations 1998</p> <p><i>Authorising Act:</i> Magistrates' Court Act 1989</p> <p><i>Date of making:</i> 15 December 1998</p> | <p>169. <i>Statutory Rule:</i> Road Safety (Procedures) (Infringements) Regulations 1998</p> <p><i>Authorising Acts:</i> Road Safety Act 1986 Transport Act 1983</p> <p><i>Date of making:</i> 15 December 1998</p> |
| <p>164. <i>Statutory Rule:</i> Transfer of Land (Fees) (Amendment) Regulations 1998</p> <p><i>Authorising Act:</i> Transfer of Land Act 1958</p> <p><i>Date of making:</i> 15 December 1998</p> | <p>170. <i>Statutory Rule:</i> Marine (Procedures) (Amendment) Regulations 1998</p> <p><i>Authorising Act:</i> Marine Act 1988</p> <p><i>Date of making:</i> 15 December 1998</p> |
| <p>165. <i>Statutory Rule:</i> Transfer of Land (General) (Amendment) Regulations 1998</p> <p><i>Authorising Act:</i> Transfer of Land Act 1958</p> <p><i>Date of making:</i> 15 December 1998</p> | <p>171. <i>Statutory Rule:</i> Transport (Public Transport Corporation) (Amendment) Regulations 1998</p> <p><i>Authorising Act:</i> Transport Act 1983</p> <p><i>Date of making:</i> 15 December 1998</p> |
| <p>166. <i>Statutory Rule:</i> Property Law (Fees) (Amendment) Regulations 1998</p> <p><i>Authorising Act:</i> Property Law Act 1958</p> <p><i>Date of making:</i> 15 December 1998</p> | |
| <p>167. <i>Statutory Rule:</i> Physiotherapists (Further Qualifications) Regulations 1998</p> <p><i>Authorising Act:</i> Physiotherapists Act 1978</p> <p><i>Date of making:</i> 15 December 1998</p> | |

**SUBORDINATE LEGISLATION ACT 1994
NOTICE THAT STATUTORY RULES ARE
OBTAINABLE**

Notice is hereby given under Section 17 (3) of the **Subordinate Legislation Act 1994** that the following Statutory Rules were first obtainable from Information Victoria, 356 Collins Street, Melbourne on the date specified:

159. *Statutory Rule:* Drugs, Poisons and Controlled Substances (Amendment) Regulations 1998

Authorising Act: Drugs, Poisons and Controlled Substances Act 1981

Date first obtainable: 15 December 1998

Code A

160. *Statutory Rule:* Tobacco (1999 Australian Grand Prix) Regulations 1998

Authorising Act: Tobacco Act 1987

Date first obtainable: 15 December 1998

Code A

161. *Statutory Rule:* Country Fire Authority (Forestry Industry Brigades) Regulations 1998

Authorising Act: Country Fire Authority Act 1958

Date first obtainable: 15 December 1998

Code B

Retail price will vary according to the number of pages in each special or periodical gazette. The table below sets out the prices that apply

<i>Price Code</i>	<i>No. of Pages (Including cover and blank pages)</i>	<i>Price</i>
A	1-16	\$2.90
B	17-32	\$4.30
C	33-48	\$5.90
D	49-96	\$9.15
E	97-144	\$11.85
F	145-192	\$14.00
G	193-240	\$16.15
H	241-288	\$17.20
I	289-352	\$19.35
J	353-416	\$22.60
K	417-480	\$25.80
L	481-544	\$30.10
M	545-608	\$34.40
N	609-672	\$38.70
O	673-736	\$43.00
P	737-800	\$47.30

ADVERTISERS PLEASE NOTE

As from 17 December 1998

The last Special Gazette was No. 152 dated 16 December 1998

The last Periodical Gazette was No. 1 dated 2 June 1998

CONTENTS

	Page
Appointments	3186
Estates of Deceased Persons	3048
Government and Outer Budget Sector	
Agencies Notices	3055
Orders in Council—	3087
Acts — Melbourne City Link; The Constitution Act Amendment; National Park; BLF (De-recognition); Flora and Fauna Guarantee; Gas Industry; Land; Royal Botanic; Crown Land (Reserves); Cemeteries	
Private Advertisements	3048
Proclamations	3053

The Victoria Government Gazette is published by The Craftsman Press Pty. Ltd. with the authority of the Government Printer for the State of Victoria
© State of Victoria 1998

ISSN 0819-5471

This publication is copyright. No parts may be reproduced by any process except in accordance with the provisions of the Copyright Act.

Products and services advertised in this publication are not endorsed by The Craftsman Press Pty. Ltd. or the State of Victoria and neither of them accepts any responsibility for the content or the quality of reproduction. The Craftsman Press Pty. Ltd. reserves the right to reject any advertising material it considers unsuitable for government publication.

Address all inquiries to the Government Printer for the State of Victoria
1 Macarthur Street
Melbourne 3002 Victoria Australia

RETAIL SALES

Information Victoria Bookshop
356 Collins Street Melbourne 3000.
Telephone enquiries 1300 366 356

City Graphics
2nd Floor, 4 Bank Place
Melbourne 3000
Telephone enquiries (03) 9600 0977

Recommended Retail Price \$1.70

Government and Outer Budget Sector Agencies please note:
STYLE REQUIREMENTS.

To ensure that material received can be reproduced, and that errors are minimised, the following guidelines are to be observed when submitting material by fax.

Fax resolution:

Material sent by fax should be transmitted using Fine Resolution (200 dots per inch by 200 dpi).

Font size:

Use 12 point (10 pitch) or larger.

Font Style:

Clear plain font styles, such as Helvetica, should be used.

Graphics:

Line drawings should be transmitted as large as possible to ensure clarity. Drawings up to A4 size sent by fax using Fine Resolution provide a good quality for reproduction.

Avoid:

Italics, underlining and full justification.

Ensure document is square when sending as documents that are sent skewed are difficult to read and process.

ISSN 0819-5471

