



Victoria Government Gazette

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SPECIAL

Melbourne City Link Act 1995

NOTICE UNDER SECTION 71(1)

Under section 71(1)(b) of the **Melbourne City Link Act 1995** ("the Act"), Transurban City Link Limited ACN 070 810 678 (the relevant corporation in relation to the Link road) hereby fixes tolls which are payable in respect of the use of vehicles (as set out herein) on toll zones.

For the purposes of this Notice, the following definitions apply:

Boulton Parade includes the off-ramp from Monash Freeway to Boulton Parade;

Bus is a Motor Vehicle having more than 12 seating positions (including that of the driver);

Car is a Motor Vehicle, other than:

- (a) a Motor Cycle;
- (b) a Light Commercial Vehicle;
- (c) a Heavy Commercial Vehicle; or
- (d) a Taxi;

even if such a Motor Vehicle is towing a trailer or caravan;

Domain Tunnel means the westbound tunnel between Punt Road and Sturt Street;

Heavy Commercial Vehicle or **HCV** is a Motor Vehicle, other than a Taxi, which is:

- (a) a rigid Truck with three or more axles;
- (b) an articulated Truck;
- (c) a Bus; or
- (d) a two axle rigid Truck having a gross vehicle mass which exceeds 4.5 tonnes;

Light Commercial Vehicle or **LCV** is a Motor Vehicle, other than a Taxi, which is a two axle rigid Truck having a gross vehicle mass which exceeds 1.5 tonnes, but does not exceed 4.5 tonnes;

Motor Cycle is a two wheeled Motor Vehicle (and includes such a Motor Vehicle even if it has a trailer, fore car or side car attached) other than a Taxi;

Motor Vehicle is a vehicle which is used or intended to be used on a highway or in a public place and which has its own motive power (other than human or animal power) but does not include:

- (a) a vehicle intended to be used on a railway or tramway; or
- (b) a motorised wheel chair capable of a speed of not more than 10 kilometres per hour which is used solely for the conveyance of an injured or disabled person;

Swan Street Intersection means the intersection of Swan Street and Batman Avenue;

Taxi is, at any particular time, a Motor Vehicle in relation to which a commercial passenger vehicle licence (issued under the **Transport Act 1983**) then subsists, being a licence allowing for the operation of the Motor Vehicle as a Taxi-Cab (within the meaning of the **Transport Act 1983**);

Taxi Trip is the passage of a Taxi on:

- (a) one or more of the toll zones described in this Notice as toll zones 1, 2 and 3; or
- (b) one or more of the toll zones described in this Notice as toll zones 4, 7 and 9, and no other toll zone;

the Agreement has the same meaning as in the Act;

the Integration and Facilitation Agreement has the same meaning as in the Act;

Trip is the passage of a Car, LCV, or HCV on one or more toll zones:

- (a) uninterrupted by exit and subsequent re-entry; or
- (b) if so interrupted, the interruption consists only of travel directly between:
 - (i) that part of the Link road between Bulla Road and the West Gate Freeway; and
 - (ii) that part of the Link road between Sturt Street and Glenferrie Road;

Truck is a Motor Vehicle other than a Bus which has a cab-chassis construction and a gross vehicle mass which exceeds 1.5 tonnes; and

vehicle has the same meaning as in the Act.

Under section 71(1)(b) of the Act and in accordance with the Agreement, the tolls listed in Table One are fixed and payable in respect of the use of vehicles on toll zones, where those vehicles are a Car, a LCV or a HCV:

Toll zone		Table One		
		Toll		
		Car	LCV	HCV
1	That part of the Link road between Moreland Road and Brunswick Rd	\$1.02	\$1.63	\$1.93
2	That part of the Link road between Racecourse Road and Dynon Rd	\$1.02	\$1.63	\$1.93
3	That part of the Link road between Footscray Road and the West Gate Freeway	\$1.27	\$2.03	\$2.41
4	That part of the Link road being the Domain Tunnel and the carriageway leading into the tunnel west of Punt Road other than toll zone 7	\$1.27	\$2.03	\$2.41
7	That part of the Link road - (a) between Burnley Street and Punt Road, other than the eastbound carriageways; (b) being the Monash Freeway between Punt Road and the exit to Boulton Parade, other than the eastbound carriageways; and (c) Boulton Parade	\$0.51	\$0.81	\$0.97
9	That part of the Link road between Glenferrie Road and Burnley Street, other than the eastbound carriageways	\$0.51	\$0.81	\$0.97

For the avoidance of doubt, a reference in this Notice to a toll zone by reference to Burnley Street refers to that point on the Link road where Burnley Street would cross the Link road if Burnley Street continued in a straight southerly direction from its southernmost extremity.

Notwithstanding anything to the contrary in Table One, under section 71(1)(b) of the Act and in accordance with the Agreement, the maximum tolls payable in respect of the use of a vehicle on a toll zone where that vehicle is a Car, a LCV or a HCV for a Trip are as listed in Table Two:

Trip Cap		Table Two		
		Toll		
		Car	LCV	HCV
1	Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Link road occurs between 6am and 8pm on the same day	\$3.81	\$5.08	\$5.08
2	Where the passage of the vehicle on the last toll zone comprising the Trip before exiting the Link road occurs between 8pm on the one day and 6am on the next succeeding day	\$3.81	\$3.81	\$3.81

Under section 71(1)(b) of the Act, and in accordance with the Agreement, the tolls listed in Table Three are payable in respect of the use of vehicles on toll zones where those vehicles are Taxis:

Table Three	
Taxis	Toll
Each Taxi Trip	\$1.00

For the avoidance of doubt, this Notice does not set Charge Tolls for the purposes of clause 3 of Schedule 3 (the Toll Calculation Schedule) of the Agreement, or clause 3 of Schedule 4 (the Toll Calculation Schedule) of the Integration and Facilitation Agreement.

For the avoidance of doubt, this Notice also:

- (i) revokes or repeals; or, in the alternative
 - (ii) amends -
- the NOTICE UNDER SECTION 71(1) dated 20 April 2000 and published in the Victoria Government Gazette (Special) No. S 51 (pages 1 to 3), dated Thursday 20 April 2000 ("the Third Notice").

This Notice takes effect on 3 May 2000, and for the avoidance of doubt, the Third Notice ceases to have effect when this Notice takes effect, and the revocation, repeal, amendment or ceasing to have effect of the Third Notice shall not:

- (a) revive anything not in force or existing at the time at which the revocation, repeal amendment or ceasing to have effect becomes operative;
- (b) affect the previous operation of the Third Notice or anything duly done or suffered under the Third Notice;
- (c) affect any right, privilege, obligation or liability acquired, accrued or incurred under the Third Notice;
- (d) affect any penalty, forfeiture or punishment incurred in respect of any offence committed relating (directly or indirectly) to or in respect of the Third Notice; or
- (e) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as is mentioned in paragraphs (c) and (d) -

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if the Third Notice had not been revoked or repealed or amended or had not expired, lapsed or otherwise ceased to have effect.

For the avoidance of doubt, the revocation, repeal, amendment or ceasing to have effect of the Third Notice does not in any way affect the direct amendments made in or by the Third Notice to, or the operation or effect of those amendments to, any NOTICE UNDER SECTION 71(1) published in the Victoria Government Gazette prior to the publication of the Third Notice.

Dated: 1 May 2000.

The common seal of
Transurban City Link Limited
ACN 070 810 678
is fixed to this document by:

P G B O'SHEA
Company Secretary
Transurban City Link Limited
(ACN 070 810 678)

G R PHILLIPS
Finance Director
Transurban City Link Limited
(ACN 070 810 678)

Education Act 1958

NOTICE OF MAKING OF ORDER UNDER SECTION 13

An Order of the Minister of Education was made on 28 April 2000 under section 13(1) of the **Education Act 1958** constituting a school council for a State school at Great Alpine Way, Dinner Plain, proposed to be called Alpine School.

MARY DELAHUNTY
Minister for Education

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