



# Victoria Government Gazette

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**SPECIAL**

## **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 which in his opinion are required for the purposes mentioned:—

#### **MUNICIPAL DISTRICT OF THE CITY OF KINGSTON**

**MORDIALLOC** — Conservation, recreation, leisure and tourism purposes, total area 310.8 hectares, more or less, being the lands in the Parish of Mordialloc comprising Parcels 1 (Crown Allotment 1A, Section 20) and 2 (Crown Allotment 4, Section 21) as shown outlined red on Plan No. LEGL./01-95 lodged in the Central Plan Office.

#### **MUNICIPAL DISTRICT OF THE CITY OF CASEY**

**BERWICK and PAKENHAM** — Conservation, recreation, leisure and tourism purposes, total area 132.1 hectares, more or less, being the lands in the Township of Berwick and Parishes of Berwick and Pakenham comprising Parcels 3 to 9 inclusive as shown outlined red on Plan No. LEGL./01-96 lodged in the Central Plan Office.

**MUNICIPAL DISTRICTS OF THE CITIES OF WHITEHORSE, KNOX and MONASH NUNAWADING, SCORESBY, MULGRAVE and NARREE WORRAN** — Conservation, recreation, leisure and tourism purposes, total area 747.3 hectares, more or less, being the lands in the Parishes of Nunawading, Scoresby, Mulgrave and Narree Worrان comprising Parcels 10 to 29 inclusive as shown outlined red on Plan No. LEGL./01-97 lodged in the Central Plan Office.

**MUNICIPAL DISTRICTS OF THE CITIES OF MARIBYRNONG and MOONEE VALLEY BRAYBROOK, DOUTTA GALLA and CUT-PAW-PAW** — Conservation, recreation, leisure and tourism purposes, total area 128.6 hectares, more or less, being the lands in the Township of Braybrook and Parishes of Doutta Galla and Cut-Paw-Paw comprising Parcels 30 to 39, Parcels 41 to 45 and Parcel 47 inclusive as shown outlined red on Plan No. LEGL./01-98 lodged in the Central Plan Office.

**MUNICIPAL DISTRICTS OF THE CITY OF YARRA and CITY OF BOROONDARA JIKA JIKA and BOROONDARA** — Conservation, recreation, leisure and tourism purposes, total area 1.71 hectares, more or less, being the lands in the Parishes of Jika Jika and Boroondara comprising Parcels 48 and Parcels 50 to 53 inclusive as shown outlined red on Plan No. LEGL./01-99 lodged in the Central Plan Office.

#### **MUNICIPAL DISTRICT OF THE CITY OF BRIMBANK**

**KEILOR, MARIBYRNONG and DOUTTA GALLA** — Conservation, recreation, leisure and tourism purposes, total area 319.6 hectares, more or less, being the lands in the Township of Keilor and Parishes of Maribyrnong and Doutta Galla comprising Parcels 54 to 69 inclusive as shown outlined red on Plan No. LEGL./01-100 lodged in the Central Plan Office.

#### **MUNICIPAL DISTRICT OF THE CITY OF HUME**

**WOLLERT** — Preservation of an area of ecological significance and preservation of species of

native plants purposes; total area 23.58 hectares, being the land in the Parish of Wollert comprising Parcel 70 (Crown Allotment 1, Portion 1) as shown outlined red on Plan No. LEGL./01-101 lodged in the Central Plan Office.

MUNICIPAL DISTRICT OF THE CITY OF KINGSTON

LYNDHURST — Conservation, recreation, leisure and tourism purposes, area 35 square metres being the land in the Parish of Lyndhurst comprising Parcel 71 (Crown Allotment 101G, No Section) as shown outlined red on Plan No. LEGL./01-102 lodged in the Central Plan Office.

MUNICIPAL DISTRICTS OF THE SHIRE OF NILLUMBIK and CITY OF WHITTLESEA

MORANG, KEELBUNDORA and NILLUMBIK — Conservation, recreation, leisure and tourism purposes, total area 798.5 hectares, more or less, being the lands in the Parishes of Morang, Keelbundora and Nillumbik comprising Parcels 72 to 94 inclusive as shown outlined red on Plan No. LEGL./01-103 lodged in the Central Plan Office.

MUNICIPAL DISTRICTS OF THE CITY OF WYNDHAM and CITY OF HOBSONS BAY

TRUGANINA and DEUTGAM — Conservation, recreation, leisure and tourism purposes, total area 842.3 hectares, more or less, being the lands in the Parishes of Truganina and Deutgam comprising Parcels 95 to 98 inclusive as shown outlined red on Plan No. LEGL./01-104 lodged in the Central Plan Office.

MUNICIPAL DISTRICT OF THE CITY OF KINGSTON

MORDIALLOC - Conservation, recreation, leisure and tourism purposes, total area 38.38 hectares, more or less, being the land in the Parish of Mordialloc comprising Parcel 99 (Crown Allotment 1A, Section 9) as shown outlined red on Plan No. LEGL./01-105 lodged in the Central Plan Office.

MUNICIPAL DISTRICTS OF THE SHIRE OF NILLUMBIK and  
CITIES OF BANUYLE and MANNINGHAM

HEIDELBERG, ELTHAM, TEMPLESTOWE, KEELBUNDORA, NILLUMBIK, WARRANDYTE and BULLEEN — Conservation, recreation, leisure and tourism purposes, total area 891.4 hectares, more or less, being the lands in the Townships of Heidelberg, Eltham and Templestowe and Parishes of Keelbundora, Nillumbik, Warrandyte and Bulleen and comprising Parcels 100 to 138 inclusive as shown outlined red (excluding that portion outlined in blue) on Plan No. LEGL./01-106 lodged in the Central Plan Office.

MUNICIPAL DISTRICT OF THE CITY OF MANNINGHAM

BULLEEN — Conservation, recreation, leisure and tourism purposes, area 7791 square metres being the land in the Parish of Bulleen being Crown Allotment 2001 as shown outlined red on Plan No. LEGL./01-108 lodged in the Central Plan Office.

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

Dated 4 December 2001

Responsible Minister

SHERRYL GARBUTT

Minister for Environment and Conservation

HELEN DOYE  
Clerk of the Executive Council

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**Crown Land (Reserves) Act 1978****CROWN LAND (RESERVES) (POINT COOKE COASTAL PARK) REGULATIONS 2001**

I, Sherryl Garbutt, Minister for Environment and Conservation, make the following Regulations:

Dated 2 December 2001

SHERRYL GARBUTT

Minister for Environment and Conservation

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**NOTES****12****PART 1—PRELIMINARY****1. Title**

These Regulations may be cited as the Crown Land (Reserves) (Point Cooke Coastal Park) Regulations 2001.

**2. Objective**

The objective of these Regulations is to provide for the care, protection, management and use of the Point Cooke Coastal Park and the preservation of good order in the Point Cooke Coastal Park.

**3. Authorising provision**

These Regulations are made under section 13 of the **Crown Land (Reserves) Act 1978**.

**4. Commencement**

These Regulations come into operation on 4 December 2001.

**5. Expiry**

These Regulations expire on the day that is 10 years after the day on which they come into operation.

**6. Definitions**

In these Regulations—

“**aircraft**” includes aeroplanes, helicopters, gliders, hot air balloons, hang gliders and parachutes;

“**authorised officer**” has the same meaning as it has in the **Crown Land (Reserves) Act 1978**;

“**camp**” means—

(a) to erect, occupy or use a tent or any similar form of accommodation including a swag; or

(b) to erect, park, occupy or use a caravan, camper van or other movable form of accommodation or temporary structure;

“**contractor**” includes any sub-contractor of a contractor;

“**fauna**” means any animal-life which is indigenous to Victoria whether vertebrate or invertebrate and in any stage of biological development and includes any other living thing generally classified as fauna, but does not include humans or fish;

“**firearm**” has the same meaning as in the **Firearms Act 1996**;

“**fireplace**” means a facility constructed of stone, metal, concrete or other non-flammable material for the lighting and maintaining of fires;

“**flora**” means any plant-life which is indigenous to Victoria whether vascular or non-vascular and in any stage of biological development and includes any other living thing generally classified as flora;

“**life-saving aid**” includes any life-saving equipment, life-hook, drag, grapnel, lifebuoy, warning sign, barrier, fire extinguisher, hose or similar equipment;

“**navigational aid**” means any lighthouse, navigational dolphin, buoy, beacon, signal, flag or similar equipment and any adjacent supporting structure or post;

“**Parks Victoria**” means the body corporate established by Part 2 of the **Parks Victoria Act 1998**;

“**reserve**” means the Point Cooke Coastal Park being the lands in the Parishes of Truganina and Deutgam comprising Parcels 95 to 98 inclusive as shown outlined red on Plan No. LEGL./01-104 lodged in the Central Plan Office temporarily reserved under section 4(1) of the **Crown Land (Reserves) Act 1978** for public purposes, being in particular the purposes of conservation, recreation, leisure and tourism;

“**Secretary**” means the body corporate established by Part 2 of the **Conservation, Forests and Lands Act 1987**;

“**stone**” has the same meaning as in the **Extractive Industries Development Act 1995**;

“**the Act**” means the **Crown Land (Reserves) Act 1978**;

“**vehicle**” has the same meaning as in the **Road Safety Act 1986**;

“**vessel**” has the same meaning as in the **Marine Act 1988**.

**7. Exemptions from the operation of the regulations**

(1) These Regulations do not apply to any of the following persons when acting in the course of that person’s duties—

- (a) a member of the police force;
- (b) an authorised officer;
- (c) a person employed under Part 3 of the **Public Sector Management and Employment Act 1998** or an employee of Parks Victoria;
- (d) a contractor, volunteer or other person carrying out any work for or acting on the instructions of the Secretary or Parks Victoria;
- (e) a person dealing with a fire, flood or other public emergency, when authorised to do so by or under an Act of Parliament or regulations made under such an Act.

(2) A person acting in accordance with a lease, licence, tenancy or permit granted or issued under the Act or an Act relating to Crown land, over any land in the reserve, is not subject to these Regulations, to the extent that the activities authorised by that lease, licence, tenancy or permit are inconsistent with these Regulations.

**PART 2—POWERS OF MINISTER**

**8. Areas set aside for particular purposes**

(1) The Minister may determine that a specified area or areas in the reserve be set aside for one or more of the following purposes—

- (a) the parking of vehicles or particular classes of vehicles;
- (b) bringing animals into or leaving animals in or allowing animals to remain in that particular part of the reserve;
- (c) riding, leading or driving horses, donkeys or camels or drawing vehicles by horses, donkeys or camels;
- (d) leaving horses, donkeys or camels unbridled or unattended;
- (e) exercising dogs off-lead;
- (f) the lighting or maintaining of fires or barbecues using liquid or gaseous fuel;
- (g) the conducting of sporting contests, demonstrations or training classes;

- (h) the conducting of animal shows or competitions;
  - (i) the launching, landing, loading, unloading, mooring or operation of vessels generally or vessels of a particular class;
  - (j) the landing, launching, flying, controlling or operating of motorised model aircraft;
  - (k) fishing.
- (2) The Minister may—
- (a) determine the times at which, or the periods during which, each area set aside under sub-regulation (1) may be used for the purpose for which it is set aside; and
  - (b) cause signs or notices to be erected or displayed indicating each area set aside under sub-regulation (1) and the purpose for which the area is set aside.
- 9. Areas set aside where access is prohibited**
- (1) The Minister may determine that a specified area or areas of the reserve be an area or areas where access is prohibited—
- (a) for the protection of flora or fauna;
  - (b) for the protection of geological, geomorphological, archaeological, cultural or historic features or values;
  - (c) for the planting of trees, shrubs, grass or other vegetation;
  - (d) for the protection of—
    - (i) works; or
    - (ii) catchments; or
    - (iii) water quality of waterways;
  - (e) for the reclamation of land;
  - (f) for the re-establishment of vegetation;
  - (g) for public safety.
- (2) The Minister may—
- (a) determine the times at which, or the periods during which, access is prohibited to each area set aside under sub-regulation (1); and
  - (b) cause signs or notices to be erected or displayed indicating each area set aside to which access is prohibited.
- 10. Areas set aside where certain activities are prohibited**
- (1) The Minister may determine that a specified area or areas in the reserve be an area or areas where the carrying on of all or any of the following activities is prohibited—
- (a) engaging in a specified sport or a specified recreational activity;
  - (b) possessing or carrying glass bottles, glass containers or glass utensils;
  - (c) possessing alcohol;
  - (d) causing vehicles or vehicles of a particular class to enter or remain in that particular part of the reserve.
- (2) The Minister may—
- (a) determine the times at which, or the periods during which, the activity is prohibited in each area set aside under sub-regulation (1);
  - (b) cause signs or notices to be erected or displayed indicating each area set aside in which the activity is prohibited.

**PART 3—USE AND CONTROL OF THE RESERVE****11. General prohibitions**

- (1) A person must not, in the reserve, fell, pick, remove or damage any tree, shrub, plant, wildflower or other vegetation, whether dead or alive.
- (2) A person must not, in the reserve, disturb, harass, capture, kill or injure any animal or destroy, disturb or interfere with the habitat, nest or burrow of any animal.
- (3) A person must not, in the reserve, remove or damage or interfere with any rock or natural feature.
- (4) A person must not, in the reserve, possess any bow, arrow, firearm, poison, trap, snare, net, spear gun, spear or similar implement.
- (5) A person must not, in the reserve, engage in any activity in a manner that may endanger or disturb other persons.
- (6) A person must not, in or from the reserve, do anything which is likely to pollute any waterway or conduct any activity which may pollute water.
- (7) A person must not, in the reserve, remove or interfere with any life-saving aid unless the person does so for the purpose of saving life or in the course of official duties.
- (8) A person must not enter an area in the reserve set aside under regulation 9(1) as an area to which access is prohibited.

**12. Signs and structures etc.**

- (1) A person must not remove, damage, displace or interfere with a sign, structure or navigational aid in the reserve.
- (2) A person must not, in the reserve, erect or place any structure or any inflatable castle or similar inflatable device.
- (3) Sub-regulation (2) does not apply to a person who—
  - (a) holds a permit to engage in an activity referred to in sub-regulation (2) in the part of the reserve for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (4) The Minister may issue a permit to a person to engage in an activity referred to in sub-regulation (2) in the whole or any part of the reserve.

**13. Commercial activities**

- (1) In the reserve a person must not—
  - (a) solicit or collect money; or
  - (b) display any sign or hand out or disseminate any material including a pamphlet or hand bill; or
  - (c) cause or permit the use of any device to generate or amplify sounds (including any loud hailer, public address system or musical instrument) in a way which may disturb other people; or
  - (d) sell, trade or hire, any goods or services, or advertise, offer or display any goods or services for sale, trade or hire; or
  - (e) take any photograph, film, video or audio recording, or make any television or radio broadcast for commercial purposes; or
  - (f) offer or display any vehicle for hire, or carry passengers for reward; or
  - (g) undertake any other commercial activity.
- (2) Sub-regulation (1) does not apply to a person who—
  - (a) holds a permit to engage in an activity referred to in sub-regulation (1) in the

- part of the reserve for which the permit is issued; and
- (b) is acting in accordance with the permit.
- (3) The Minister may issue a permit to a person to engage in an activity referred to in sub-regulation (1) in the whole or any part of the reserve.
- (4) Sub-regulation (1)(f) does not apply to any person operating a commercial passenger vehicle within the meaning of section 86 of the **Transport Act 1983**.
- (5) In this regulation, “commercial activity” does not include an activity to which regulation 28(1), 29(1) or 30(1) applies.
- 14. Fire**
- (1) A person must not light or maintain a fire or barbecue in the reserve, except in accordance with sub-regulation (2).
- (2) A person may light or maintain a fire or barbecue—
- (a) if the person does so at a time and during a period when the lighting of fires is not prohibited under any Act; and
- (b) if the person does so in a fireplace or barbecue provided for that purpose, or in a fireplace or barbecue that is in an area set aside under regulation 8(1) for that purpose.
- (3) If a person lights or maintains a fire or barbecue in an area set aside under regulation 8(1) for that purpose, the person must ensure that—
- (a) the fire or barbecue is lit and maintained using liquid or gaseous fuel; and
- (b) the fire or barbecue is contained in an appliance designed and commercially manufactured to use that fuel; and
- (c) when alight, the fire or barbecue is placed in a stable position; and
- (d) the ground and airspace within a distance of 3 metres of the fire or barbecue are clear of flammable material.
- (4) A person who has lit or maintained a fire or barbecue in accordance with this regulation must extinguish that fire or barbecue before leaving the place of the fire or barbecue.
- 15. Vehicles**
- (1) A person must not cause a vehicle to enter or remain in any part of the reserve set aside under regulation 10(1) as an area in which it is prohibited to cause vehicles to enter or remain.
- (2) A person must not cause a vehicle of a particular class to enter or remain in any part of the reserve set aside under regulation 10(1) as an area in which it is prohibited to cause vehicles of that particular class to enter or remain.
- 16. Parking of vehicles**
- (1) A person must not park a vehicle in the reserve except—
- (a) in an area set aside under regulation 8(1) for that purpose; and
- (b) in accordance with the terms of the determination of the Minister under which the area has been set aside.
- (2) A person must not park a vehicle in an area of the reserve set aside for the parking of vehicles of a particular class unless—
- (a) that person is parking a vehicle of that class; and
- (b) that person is acting in accordance with the terms of the determination of the Minister under which the area has been set aside.



**17. Vessels**

A person must not launch, land, load, unload, moor or operate a vessel in the reserve except—

- (a) in an area set aside under regulation 8(1) for that purpose; and
- (b) in accordance with the terms of the determination of the Minister under which the area has been set aside.

**18. Animals**

- (1) A person must not bring an animal into the reserve, or leave or allow an animal to remain in the reserve, except in an area set aside under regulation 8(1) for that purpose.
- (2) A person must not allow an animal in his or her care and control to stray or wander into the reserve.
- (3) A person who has an animal in his or her care and control in the reserve must ensure that—
  - (a) the animal is kept under his or her effective control; and
  - (b) subject to regulations 19, 20(2) and 29(3), the animal is restrained by a lead, halter or other similar means; and
  - (c) the animal does not interfere with the use and enjoyment of that land by other persons or animals.
- (4) Sub-regulation (1) does not apply to a disabled person who brings a dog or other animal into the reserve to assist that person with respect to that person's disability.
- (5) A person in charge of an animal in the reserve must take reasonable steps to ensure that any part of that animal's excrement does not remain in the reserve or is placed in a receptacle provided for that purpose.
- (6) In this regulation, "animal" includes fish.

**19. Exercising dogs off-lead**

A person must not exercise a dog off-lead in the reserve, except in an area set aside under regulation 8(1) for that purpose.

**20. Additional provisions for horses, donkeys and camels**

- (1) A person must not ride, lead or drive a horse, donkey or camel or draw a vehicle by a horse, donkey or camel in the reserve except—
  - (a) in an area set aside under regulation 8(1) for that purpose; and
  - (b) in accordance with the terms of the determination of the Minister under which the area is set aside.
- (2) A person must not leave a horse, donkey or camel unbridled or unattended in the reserve except—
  - (a) in an area set aside under regulation 8(1) for that purpose; and
  - (b) in accordance with the terms of the determination of the Minister under which the area is set aside.
- (3) A person must not ride or drive a horse, donkey, or camel abreast of more than one other horse, donkey or camel on any path, track or road in the reserve.
- (4) A person must not ride or drive a horse, donkey or camel in any manner which may disturb or be dangerous to any person or fauna or damage flora in the reserve.
- (5) A person must not allow a horse, donkey or camel which is under that person's care or control to damage any part of any tree or a shrub in the reserve.

**21. Camping**

- (1) A person must not camp in the reserve.
- (2) Sub-regulation (1) does not apply to a person who—
  - (a) holds a permit to camp in the part of the reserve for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (3) The Minister may issue a permit to a person to camp in the whole or any part of the reserve.

**22. Fishing**

A person must not fish or attempt to take fish in the reserve, except in an area set aside under regulation 8(1) for that purpose.

**23. Sport or recreational activity**

A person must not engage in a specified sport or a specified recreational activity in any part of the reserve set aside under regulation 10(1) as an area in which engaging in that specified sport or recreational activity is prohibited.

**24. Glass bottles and containers**

A person must not possess or carry any glass bottle, glass container or glass utensil in any part of the reserve set aside under regulation 10(1) as an area in which the possession or carriage of glass bottles, glass containers or glass utensils is prohibited.

**25. Alcohol**

A person must not possess alcohol in any part of the reserve set aside under regulation 10(1) as an area in which the possession of alcohol is prohibited.

**26. Aircraft**

- (1) A person must not, in the reserve, land, launch, fly, control or operate any aircraft.
- (2) A person must not, in the reserve—
  - (a) land by parachute; or
  - (b) deliver any thing by aircraft.
- (3) Sub-regulation (1) does not apply to a person who—
  - (a) holds a permit to engage in an activity referred to in sub-regulation (1) in the part of the reserve for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (4) Sub-regulation (2) does not apply to a person who—
  - (a) holds a permit to engage in an activity referred to in sub-regulation (2) in the part of the reserve for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (5) The Minister may issue a permit to a person to engage in an activity referred to in sub-regulation (1) or (2) in the whole or any part of the reserve.
- (6) Sub-regulations (1) and (2) do not apply in an emergency.
- (7) A person must not in the reserve, land, launch, fly, control or operate a motorised model aircraft except in an area set aside under regulation 8(1) for that purpose.

**27. Generators, air compressors and other equipment**

- (1) A person must not, in the reserve, operate any portable or stationary generator, air compressor, chainsaw or oxy-acetylene or electrical cutting or welding apparatus.
- (2) Sub-regulation (1) does not apply to a person who—

- (a) holds a permit to engage in an activity referred to in sub-regulation (1) in the part of the reserve for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (3) The Minister may issue a permit to a person to engage in an activity referred to in sub-regulation (1) in the whole or any part of the reserve.

**28. *Sporting, demonstration or training events***

- (1) A person must not conduct, in the reserve, any sporting contest, demonstration or training class, except in an area set aside under regulation 8(1) for that purpose.
- (2) A person must not, in an area of the reserve set aside under regulation 8(1) for the purpose of conducting any sporting contest, demonstration or training class, conduct such a sporting contest, demonstration or training class unless that person—
- (a) holds a permit to engage in that activity in the part of the set aside area for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (3) The Minister may issue a permit to a person to engage in an activity referred to in sub-regulation (2) in the whole or any part of any area set aside under regulation 8(1) for that purpose.

**29. *Animal shows and competitions***

- (1) A person must not conduct, in the reserve, any animal show or competition, except in an area set aside under regulation 8(1) for that purpose.
- (2) A person must not, in an area of the reserve set aside under regulation 8(1) for the purpose of conducting an animal show or competition, conduct such an animal show or competition unless that person—
- (a) holds a permit to engage in that activity in the part of the set aside area for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (3) The Minister may issue a permit to a person to engage in an activity referred to in sub-regulation (2) in the whole or any part of any area set aside under regulation 8(1) for that purpose.

**30. *Special events***

- (1) A person must not, in the reserve, conduct any—
- (a) fete, carnival, concert or other public event; or
  - (b) private event for 100 or more persons; or
  - (c) commercial event.
- (2) Sub-regulation (1) does not apply to a person who—
- (a) holds a permit to engage in an activity referred to in sub-regulation (1) in the part of the reserve for which the permit is issued; and
  - (b) is acting in accordance with the permit.
- (3) The Minister may issue a permit to a person to engage in an activity referred to in sub-regulation (1) in the whole or any part of the reserve.
- (4) In this regulation “commercial event” does not include an activity to which regulation 28 or 29 applies.

**31. *Use of toilets, showers and other facilities***

- (1) A person must not enter or use an amenity or facility in the reserve designated for the use of persons of the opposite sex.

- (2) Sub-regulation (1) does not apply to the entering or use of an amenity or facility by a child under the age of 6 years when accompanied by an adult.

**32. *Stones and objects***

A person must not propel or throw any stone or other object in or from the reserve in a manner that is likely to cause danger, disturbance or damage.

**33. *Gates***

A person must not leave any gate in the reserve open unless the gate is already open.

**34. *Umbrellas***

- (1) A person must not erect or use an umbrella or similar device for providing shade or weather protection in the reserve.
- (2) Sub-regulation (1) does not apply to a person who erects or uses an umbrella or similar device that—
- (a) is used by holding and controlling the device by hand; or
  - (b) is securely anchored—
    - (i) by means of a bag filled with at least 5 kilograms dry weight of sand, soil or other substance securely tied to the device; or
    - (ii) by means of a device with an equivalent effect to an anchoring device referred to in sub-paragraph (i).

**35. *Digging or removing stone***

A person must not—

- (a) dig or remove from the reserve; or
- (b) take into the reserve;  
any stone.

**36. *Permits***

- (1) A permit issued under regulation 12(4), 13(3), 21(3), 26(5), 27(3), 28(3) 29(3) or 30(3) authorises the holder to enter and use a particular part of the reserve—
- (a) for the purpose specified in the permit; and
  - (b) for the period specified in the permit; and
  - (c) subject to any terms and conditions in respect of that entry or use determined by the Minister and specified in the permit.
- (2) The holder of a permit must comply with any terms and conditions of that permit.
- (3) The Minister may cancel a permit at any time if the holder of the permit has—
- (a) breached the conditions of the permit; or
  - (b) breached these Regulations.
- (4) Upon cancellation under sub-regulation (3) of a permit, the Minister must, within a reasonable time after the cancellation, notify the holder of the permit in writing of the cancellation of the permit.

**37. *Directions by authorised officers***

An authorised officer may direct any person who that officer believes on reasonable grounds has contravened these Regulations to leave the reserve or any part of the reserve.

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**NOTES**

1. A person who contravenes any one of these Regulations is liable to the imposition of penalties as set out in section 13(5) or (6) of the **Crown Land (Reserves) Act 1978**.
2. In addition to these Regulations the following laws also apply with respect to—

**Litter**

The depositing of litter in the reserve is prohibited under the **Litter Act 1987** and a person who does so is liable to the imposition of penalties under that Act.

**Motor Vehicles**

Under the Land Conservation (Vehicle Control) Regulations 1992, motor vehicles are prohibited from being within a reserve except on a road, in a parking area or in an area declared to be a free access area. A person who contravenes those Regulations is liable to the imposition of penalties under those Regulations.

**Fire**

The **Country Fire Authority Act 1958**, in addition to regulation 14, also governs the lighting of fires. A person who fails to comply with that Act is liable to the imposition of penalties under that Act.

**Wildlife**

The taking, hunting or destroying of wildlife, including game, is regulated under the **Wildlife Act 1975**. A person who fails to comply with the requirements of that Act is liable to the imposition of penalties under that Act.

**Crown Land (Reserves) Act 1978**CROWN LAND (RESERVES) (POINT COOKE COASTAL PARK) (EXTENSION)  
REGULATIONS 2001

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**Crown Land (Reserves) Act 1978**

## Crown Land (Reserves) (Point Cooke Coastal Park) (Extension) Regulations 2001

I, Sherryl Garbutt, Minister for Environment and Conservation, make the following Regulations:

Dated 2 December 2001

SHERRYL GARBUTT

Minister for Environment and Conservation

**1. Title**

These Regulations may be cited as the Crown Land (Reserves) (Point Cooke Coastal Park) (Extension) Regulations 2001.

**2. Objective**

The objective of these regulations is to extend the Crown Land (Reserves) (Point Cooke

Coastal Park) Regulations 2001 to apply to the reserves listed in the Schedule to provide for the care, protection, management and use of those reserves and the preservation of good order in those reserves.

3. **Authorising provisions**

These regulations are made under section 13 of the **Crown Land (Reserves) Act 1978**.

4. **Commencement**

These regulations come into operation on 4 December 2001.

5. **Definitions**

In these Regulations —

“**Central Plan Office**” means the Central Plan Office of the Department of Natural Resources and Environment.

6. **Expiry**

These Regulations expire on the day that is 10 years after the day on which they come into operation.

7. **Extension of the Crown Land (Reserves) (Point Cooke Coastal Park) Regulations 2001**

The Crown Land (Reserves) (Point Cooke Coastal Park) Regulations 2001 are extended to apply to the land described in the Schedule.

8. **Construction of the reference to the reserve in the Crown Land (Reserves) (Point Cooke Coastal Park) Regulations 2001**

The Crown Land (Reserves) (Point Cooke Coastal Park) Regulations 2001 apply to a reserve listed in the Schedule, as if any reference in the Crown Land (Reserves) (Point Cooke Coastal Park) Regulations 2001 to “the reserve” were a reference to the relevant reserve listed in the Schedule.

## SCHEDULE

### RESERVES TO WHICH THE CROWN LAND (RESERVES) (POINT COOKE COASTAL PARK) REGULATIONS 2001 APPLY

#### BRAESIDE PARK

The land in the Parish of Mordialloc comprising Parcels 1 (Crown Allotment 1A, Section 20) and 2 (Crown Allotment 4, Section 21) as shown outlined red on Plan No. LEGL./01-95 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### CARDINIA CREEK PARKLANDS

The land in the Township of Berwick and Parishes of Berwick and Pakenham comprising Parcels 3 to 9 inclusive as shown outlined red on Plan No. LEGL./01-96 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### DANDENONG VALLEY PARKLANDS

The land in the Parishes of Nunawading, Scoresby, Mulgrave and Narree Worrان comprising Parcels 10 to 29 inclusive as shown outlined red on Plan No. LEGL./01-97 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### LOWER MARIBRYNONG PARKLANDS

The land in the Township of Braybrook and Parishes of Doutta Galla and Cut-paw-paw

comprising Parcels 30 to 39 inclusive, 41 to 45 inclusive and Parcel 47 as shown outlined red on Plan No. LEGL./01-98 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### **MARIBYRNONG VALLEY PARKLANDS**

The land in the Township of Keilor and Parishes of Maribyrnong and Doutta Galla comprising Parcels 54 to 69 inclusive as shown outlined red on Plan No. LEGL./01-100 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### **MERRI CREEK LAND**

The land in the Parish of Wollert comprising Parcel 70 (Crown Allotment 1, Portion 1) as shown outlined red on Plan No. LEGL./01-101 lodged in the Central Plan Office, being land temporarily reserved for preservation of an area of ecological significance and preservation of species of native plants purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### **PATTERSON RIVER LAND**

The land in the Parish of Lyndhurst comprising Parcel 71 (Crown Allotment 101G, No Section) as shown outlined red on Plan No. LEGL./01-102 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### **PLENTY GORGE PARKLANDS**

The land in the Parishes of Morang, Keelbundora and Nillumbik comprising Parcels 72 to 94 inclusive as shown outlined red on Plan No. LEGL./01-103 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### **SANDBELT PARKLANDS**

The land in the Parish of Mordialloc comprising Parcel 99 (Crown Allotment 1A, Section 9) as shown outlined red on Plan No. LEGL./01-105 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### **WATTLE PARK**

The land, being an area of 55.3 ha, more or less, of land in the Parish of Nunawading, deemed to be permanently reserved for public purposes and being in particular the purposes of conservation, recreation, leisure and tourism, by section 189 of the **Water Industry Act 1994**;

#### **YARRA RIVER LAND**

The land in the Parishes of Jika Jika and Boroondara comprising Parcel 48 and Parcels 50 to 53 inclusive as shown outlined red on Plan No. LEGL./01-99 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001;

#### **YARRA VALLEY PARKLANDS**

The land in the Townships of Heidelberg, Eltham and Templestowe and Parishes of Keelbundora, Nillumbik, Warrandyte and Bulleen and comprising Parcels 100 to 138 inclusive as

shown outlined red (excluding that portion outlined in blue) on Plan No. LEGL./01-106 lodged in the Central Plan Office, being land temporarily reserved for conservation, recreation, leisure and tourism purposes under the **Crown Land (Reserves) Act 1978** by Order in Council dated 4 December 2001, published in the Government Gazette of 4 December 2001.

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